STATE OF MAINE
WORKERS' COMPENSATION BOARD
OFFICE OF MONITORING, AUDIT & ENFORCEMENT

v.

T.H.E. INSURANCE COMPANY

CONSENT DECREE

NOW COME the parties and agree as follows:

1. That Clarence Gosselin alleged a September 17, 2003 work-related injury while employed at Smokey's Greater Shows, Inc.

2. That Clarence Gosselin gave notice of incapacity from work for his alleged injury on September 17, 2003.

3. That Clarence Gosselin was compensated and received subsequent compensation for his alleged period of incapacity.

4. That the subsequent payment to Clarence Gosselin, dated December 4, 2003, was made forty-five (45) days after the previous indemnity payment, dated October 20, 2003.

5. That pursuant to 39-A M.R.S.A. §205(3) a penalty of $400.00 is warranted.

6. That nothing in this agreement shall be construed as a waiver of Clarence Gosselin's right to seek any weekly compensation benefits that he is or may be entitled to.

WHEREFORE, pursuant to 39-A M.R.S.A. §205(3), T.H.E. Insurance Company shall be assessed a penalty of $400.00 payable to Clarence Gosselin. This penalty check shall stipulate that, "This penalty payment is made pursuant to a Maine Workers' Compensation Board Audit". A copy of the penalty payment shall be sent to the attention of the Audit Division, Workers' Compensation Board, 27 State House Station, Augusta ME 04333.

Dated: December 13, 2005

Paulette Davis
T.H.E. Insurance Company

Dated: December 21, 2005

Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: December 29, 2005

Jan McNitt
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

STATE OF MAINE
WORKERS' COMPENSATION BOARD
OFFICE OF MONITORING, AUDIT & ENFORCEMENT

v.

T.H.E. INSURANCE COMPANY

CONSENT DECREE

NOW COME the parties and agree as follows:

1. That the following forms are required pursuant to 39-A M.R.S.A. and/or Board-approved Rules:

Employee	Date of Injury	Forms Filed Late
Clarence Gosselin	September 17, 2003	WCB-1, Employer's First Report of Occupational Injury or Disease* WCB-2, Wage Statement WCB-2A, Schedule of Dependent(s) and Filing Status Statement WCB-3, Memorandum of Payment WCB-4, Discontinuance or Modification of Compensation WCB-11, Statement of Compensation Paid

2. That the forms listed above were filed late.

3. That the failure to file the foregoing forms timely represents five (5) separate violations of 39-A M.R.S.A. §360(1)(B).

4. That nothing in this agreement shall be construed as a waiver of the Workers' Compensation Board's right to seek additional penalties pursuant to 39-A M.R.S.A. §359(2) or 39-A M.R.S.A. §360(2) or both sections.

WHEREFORE, pursuant to 39-A M.R.S.A. §360(1)(B), T.H.E. Insurance Company shall be assessed a civil forfeiture of $100.00 for each of the foregoing five (5) violations for a total penalty of $500.00 payable to Treasurer, State of Maine. The penalty payment shall be sent to the to the attention of Mr. Steven Minkowsky, Deputy Director of Benefits Administration, Workers' Compensation Board, 27 State House Station, Augusta, Maine 04333-0027.

Dated: December 13, 2005

Paulette Davis
T.H.E. Insurance Company

Dated: December 21, 2005

Steven P. Minkowsky
Deputy Director of Benefits Administration
Workers' Compensation Board

Dated: December 29, 2005

Jan M. McNitt
Supervisor of the Abuse Investigation Unit
Workers' Compensation Board

*The $100.00 penalty on this violation was paid prior to audit.