

NOTICE OF INTENT TO APPEAL

STATE OF MAINE
WORKERS' COMPENSATION BOARD
APPELLATE DIVISION
62 ELM STREET
PORTLAND, MAINE 04101-6858

CASE NAME: Hugh Butler v. City of Portland
WCB FILE# or AIU CASE#: 89-078570C
ISSUANCE DATE OF DECISION: 4/27/16 & 2/28/17
MAIL DATE OF DECISION: 4/28/16 & 2/28/17

CHECK ONE:

- APPELLANT HAS ORDERED TRANSCRIPT FROM _____
(please notify Appellate Division when you receive transcript)
- TRANSCRIPT HAS ALREADY BEEN PREPARED
- REQUEST HAS BEEN MADE TO REGIONAL OFFICE TO ORDER TRANSCRIPT

APPELLANT:

COUNSEL NAME: James J. MacAdam, Esq.
REPRESENTING: Hugh Butler
STREET/P.O. BOX: 45 Mallett Drive
CITY, STATE, ZIP: Freeport, Maine 04032
TELEPHONE NUMBER: 772-2220
E-MAIL: Caroline

APPELLEE:

COUNSEL NAME: Dale Gavin, Esq.
REPRESENTING: City of Portland
STREET/P.O. BOX: P.O. Box 4630
CITY, STATE, ZIP: Portland, Maine 04112
TELEPHONE NUMBER: 774-2500
E-MAIL: _____

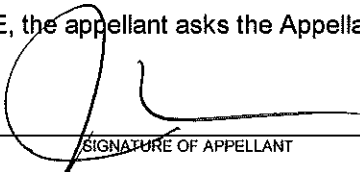
Please include the same information about additional parties on a separate sheet.

NOTICE

A party in interest may file with the Appellate Division a notice of appeal of a decision by an administrative law judge pursuant to 39-A M.R.S.A. §318 within 20 days after receipt of notice of issuance of the decision by the administrative law judge. When filing this notice, the appellant also shall file with the clerk a copy of the decision appealed.

1. On 5/2/16 & 3/2/17, Hugh Butler received notice of the issuance of a decision by Administrative Law Judge Timothy Collier in the above captioned case.
MONTH DAY YEAR APPELLANT NAME ADMINISTRATIVE LAW JUDGE NAME
2. The appellant appeals the following issue(s):
See attached

THEREFORE, the appellant asks the Appellate Division to review the decision pursuant to 39-A M.R.S.A. §321-B.



SIGNATURE OF APPELLANT

DATED: March 17, 2017
MONTH DAY YEAR

FILING INSTRUCTIONS

1. Mail original notice to the clerk of the Appellate Division at the above address by regular mail, or hand deliver to any regional Board office.
2. Mail one (1) copy by certified mail, return receipt requested to each other party named above.
3. Keep one (1) copy for yourself and keep the green certified mail cards when returned to you by the U.S. Post Office.

The State of Maine provides equal opportunity in employment and programs. Auxiliary aids and services are available to individuals with disabilities upon request. For assistance with this form, contact the ADA Coordinator at the Maine Workers' Compensation Board. Telephone: (888) 801-9087 or TTY Maine Relay 711.

WCB-240 (eff. 1/1/13, rev. 10/15/15)

HUGH BUTLER v. CITY OF PORTLAND

ISSUES

1. Whether the Administrative Law Judge made a legal error when he allowed the Employer to offset Social Security benefits received by Mr. Butler, despite the Employer never contributing to the Social Security system?
2. Whether the Administrative Law Judge made a legal error by failing to find the Employer violated Board Rule 1.1?