

NOTICE OF INTENT TO APPEAL

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

CASE NAME: William Buckley v. S.D. Warren
WCB FILE# or AIU CASE#: 00-011004E
ISSUANCE DATE OF DECISION: 5/17/16 & 3/9/17
MAIL DATE OF DECISION: 3/17/16 & 5/9/17

CHECK ONE: <input type="checkbox"/> APPELLANT HAS ORDERED TRANSCRIPT FROM _____ (please notify Appellate Division when you receive transcript) <input checked="" type="checkbox"/> TRANSCRIPT HAS ALREADY BEEN PREPARED <input type="checkbox"/> REQUEST HAS BEEN MADE TO REGIONAL OFFICE TO ORDER TRANSCRIPT
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APPELLANT:

COUNSEL NAME: James J. MacAdam, Esq.
REPRESENTING: William Buckley
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APPELLEE:

COUNSEL NAME: Cara Biddings, Esq.
REPRESENTING: S.D. Warren/Liberty Mutual
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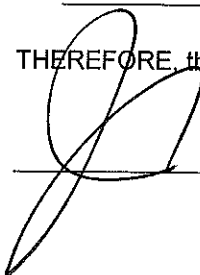
Please include the same information about additional parties on a separate sheet.

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.

- On 5/19/16 & 3/13/17, William Buckley 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
- 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 28, 2017
MONTH DAY YEAR

FILING INSTRUCTIONS

- 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.
- Mail one (1) copy by certified mail, return receipt requested to each other party named above.
- Keep one (1) copy for yourself and keep the green certified mail cards when returned to you by the U.S. Post Office.

WILLIAM BUCKLEY v. S.D. WARREN COMPANY

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WILLIAM BUCKLEY v. S.D. WARREN

ISSUES

1. Whether the Administrative Law Judge made a legal error by finding that Mr. Buckley had not met his *Farris* burden of production?
2. Whether the Administrative Law Judge made a legal error by failing to find that the Employer had not met its *Farris* burden of persuasion?
3. Whether the Administrative Law Judge made a legal error by failing to find that Mr. Buckley demonstrated a worsening of his medical condition since the prior decree?
4. Whether the Administrative Law Judge made a legal error by refusing to stack the permanent impairment from injuries that aggravate each other?
5. Whether the Administrative Law Judge made a legal error by allowing Travelers to discontinue benefits for the 2000 and 2001 injuries based on durational limit when the evidence establishes Mr. Buckley's permanent impairment is over the threshold?
6. Whether the Administrative Law Judge made a legal error by reducing Mr. Buckley's overall weekly compensation due to the expiration of the durational limits for some of his injuries?