

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

IN RE: THE ARBITRATION OF SENTA
WILLIAMS, as Personal
Representative of the Estate of
GARY WILLIAMS, DECEASED,

Claimant,

vs.

Case No. 19-2950MA

LAKE CITY MEDICAL GROUP; ERNEST
DE LEON, M.D.; VIDA UMSTEAD,
ARNP; SHARMA ATKINSON-STATEN,
ARNP; AND VANESSA MILLER, ARNP,

Defendants.

FINAL ARBITRATION AWARD

The final arbitration hearing in this case was held before
W. David Watkins, Chief Arbitrator; Kelly Hamer, Arbitrator; and
Daniel Harwin, Arbitrator, on January 15, 2020, in Jacksonville,
Florida.

APPEARANCES

For Claimant: Grant A. Kuvin, Esquire
Morgan & Morgan
Suite 1100
76 South Laura Street
Jacksonville, Florida 32202

For Defendants: Jenifer S. Worley, Esquire
Saalfield Shad, P.A.
Suite 400
245 Riverside Avenue
Jacksonville, Florida 32202

AWARD

Following the sworn testimony of witnesses and the
presentation of all evidence at the arbitration hearing, the
duly-appointed arbitrators deliberated and reached the following

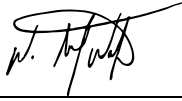
unanimous decision, pursuant to section 766.207, Florida Statutes:

1. Funeral expenses:	\$0.00
2. Past loss of earnings:	\$3,215.00
3. Past and future medical expenses:	\$0.00
4. Future Loss of support:	
-part-time wages/salary:	\$49,472.00
-Social Security benefits:	\$15,262.00
5. Future Loss of services:	\$250,000.00
6. Non-economic damages, awarded to Senta Williams for a 100% loss of capacity to enjoy life:	\$250,000.00
7. Section 766.207(e): interest on all accrued damages with respect to which interest would be awarded at trial (6.83 per annum).	
Daily rate = 0.00018712 x 397 days x past damages of \$38,820.00: ^{1/}	\$2,882.22
Present value of economic and non-economic damages	\$570,831.22
8. Fees and costs, 15% of total damages:	\$85,624.68
Total present value awarded:	\$656,455.90

POST ARBITRATION AWARD FEES TO BE PAID BY DEFENDANTS

9. Defendants have agreed to pay the arbitrators, Kelly Hamer and Daniel Harwin, at the rate of \$750.00 per hour, for a total of thirteen (13) hours each, for preparation, travel, hearing, and deliberation. Accordingly, no later than February 15, 2020, Defendants shall pay to the arbitrators named above \$9,750.00 each.

DONE AND ORDERED this 24th day of January, 2020, in Tallahassee, Leon County, Florida.



W. DAVID WATKINS
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060
(850) 488-9675
Fax Filing (850) 921-6847
www.doah.state.fl.us

Filed with the Clerk of the
Division of Administrative Hearings
this 24th day of January, 2020.

ENDNOTE

^{1/} Past loss of earnings (\$3,215.00) + past loss of support (\$35,605.00) = \$38,820.00.

COPIES FURNISHED:

Grant A. Kuvin, Esquire
Morgan & Morgan
Suite 1100
76 South Laura Street
Jacksonville, Florida 32202
(eServed)

Jenifer S. Worley, Esquire
Saalfield Shad, P.A.
Suite 400
245 Riverside Avenue
Jacksonville, Florida 32202
(eServed)

Daniel Harwin, Esquire
Freedland Harwin Valori
Suite 2300
110 Southeast 6th Street
Fort Lauderdale, Florida 33301-5055
(eServed)

Kelly Hamer, Esquire
Bice Cole Law Firm, LP
Suite 101
1333 Southeast 25th Loop
Ocala, Florida 34471

NOTICE OF RIGHT TO JUDICIAL REVIEW

A party who is adversely affected by this Final Order is entitled to judicial review pursuant to section 120.68, Florida Statutes. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing the original notice of administrative appeal with the agency clerk of the Division of Administrative Hearings within 30 days of rendition of the order to be reviewed, and a copy of the notice, accompanied by any filing fees prescribed by law, with the clerk of the District Court of Appeal in the appellate district where the agency maintains its headquarters or where a party resides or as otherwise provided by law.