

RAFFA CONSULTING

Economists, Inc.

An Outline of Required Information for Estimating the Economic Value of the Diminution of an Individual's Earning Capacity, the Cost of Future Life Care Needs and the Loss of Household Services

I. Background and Case Information

A. Name of Injured: _____

B. Race: White _____ Black _____ Hispanic _____ Other _____ (Specify)

C. Sex/Gender: _____

D. Date of Birth: _____

E. Date of Incident or Injury (and initial date of earnings loss or impairment, if different from date of incident): _____

F. Type of Incident/Accident and Injury: _____

G. Trial/Mediation Date(s): _____

H. Copy of Complaint.

I. Please indicate if this analysis is to be calculated under:

1. Florida Medical Malpractice Arbitration Statute 766.207 **Yes** ____ **No** ____

If so, Date of Arbitration _____

2. State Court Location _____

3. Federal Court (i.e. Rule 26) **Yes** ____ **No** ____

II. Is There a Claim for the Loss of Earning Capacity? Yes ____ No ____

A. Has a vocational rehabilitation expert been retained to determine the plaintiff's pre- vs. post-incident earning capacity? Please note that a vocational rehabilitation expert may also be helpful in establishing the pre- and post-incident earning potential of a child.

Yes ____ No ____

B. If yes, we will need the Vocational Report prepared by: _____

C. If no, we will need the following:

1. Tax returns with W-2 Forms (for at least 5 years prior to the incident and all years subsequent to the incident).
2. Verification of rate of pay (i.e. copies of pay stubs, payroll records, personnel records).
3. Educational Attainment. This is mandatory in a case where the plaintiff has not worked or work history is spotty.
4. Date of return to employment and/or date of maximum medical improvement.
5. Any information relative to the impact of the incident on the plaintiff's work-life expectancy (i.e. has the incident decreased the probably that the plaintiff will have a normal work-life expectancy).

D. If the plaintiff was receiving employer contributions to a 401(k) plan, we will need verification (i.e. pay stubs, employer records, personnel file, etc.).

E. If the plaintiff was enrolled in a defined benefit retirement plan, we will need the formula to calculate the potential loss.

III. Is There a Claim for the Cost of Future Life Care Needs? Yes ____ No ____

- A. Has a Life Care Planning expert been retained to outline the cost of the future life care needs that the plaintiff may require? Yes ____ No ____
- B. If yes, we will need the Life Care Plan prepared by: _____
- C. If the plaintiff's future life care needs are not provided in the form of a Life Care Plan or Rehabilitation Plan, we will need the cost, frequency, and duration of each item that is required. It is also important to ascertain the impact that the injury might have on the plaintiff's life expectancy.

IV. Is There a Claim for the Loss of Household Services? Yes ____ No ____

- A. If yes and a Life Care Planning expert has been retained, they should include the cost of these services in their Life Care Plan. **Nothing further is required.**
- B. If yes and a Life Care Planning expert has not been retained or if there is a consortium claim for a loss of household services to the benefit of the plaintiff's spouse, please contact our office at 407.648.5141 to discuss in more detail.