

IN THE NEBRASKA WORKERS' COMPENSATION COURT

ASHLIE AMEN,

Plaintiff,

DOCKET 216

NO. 1627

v.

**RELEASE OF LIABILITY
PURSUANT TO
NEB. REV. STAT. §48-139(3)**

LANCASTER COUNTY,

Defendant.

The Plaintiff, Ashlie Amen, and the Defendant, Lancaster County, have entered into a lump-sum settlement on a disputed basis in accordance with Neb. Rev. Stat. §48-139(1) for the Plaintiff's injuries at issue in the above-captioned matter, including any injury or injuries she sustained July 21, 2016, and submit this Release of Liability pursuant to Neb. Rev. Stat. §48-139(3).

The Plaintiff's employer on the dates of injury was: Lancaster County
233 S 10th St Ste 200
Lincoln, NE 68508

I, Ashlie Amen, Plaintiff, understand and waive all rights under the Nebraska Workers' Compensation Act for any injury or injuries I sustained on July 21, 2016, including, but not limited to:

- The right to receive weekly disability benefits, both temporary and permanent, except as otherwise stated herein;
- The right to receive vocational rehabilitation services;
- The right to receive future medical, surgical, and hospital services as provided in §48-120, unless such services are specifically excluded from this release; and
- The right to ask a judge of the compensation court to decide the parties' rights and obligations.

I, Ashlie Amen, Plaintiff, further attest and affirm that:

- I am not eligible for Medicare, am not a current Medicare beneficiary, and do not have a reasonable expectation of becoming eligible for Medicare within thirty (30) months after the date I sign this Release;
- I did not incur any medical, surgical, or hospital expenses for treatment of any injury or injuries I sustained on July 21, 2016, which Medicaid paid and that were not reimbursed to Medicaid by the Defendants as part of this settlement; and

Initials

- No medical, surgical, or hospital expenses incurred for the treatment of any injury or injuries I sustained on July 21, 2016, will remain unpaid after this settlement.
- This settlement does not seek to commute any compensation due to Plaintiff's dependents.

In consideration of payment of \$100,000.00 to the Plaintiff, the Plaintiff agrees that the Defendant, Lancaster County, are fully and completely discharged from all further liability under the Nebraska Workers' Compensation Act for any injury or injuries the Plaintiff sustained on July 21, 2016.

The Plaintiff asserts a Social Security Offset Computation is appropriate in this case. Plaintiff's injury is permanent and has resulted in a loss of earning capacity over her lifetime. Plaintiff was born on 7/16/86. Plaintiff's life expectancy as set forth in Addendum 2 to the Rules of the Nebraska Workers' Compensation Court is 48.2 years, the equivalent of 578.4 months; and that after attorney's fee and expenses the Plaintiff's net proceeds of \$66,666.67 could rightfully be allocated over her lifetime at \$115.26 per month for 578 months.

Ashlie Amen, Plaintiff

STATE OF NEBRASKA)
) ss.
 COUNTY OF LANCASTER)

The foregoing instrument was signed and acknowledged before me by the above-named individual this _____ day of May, 2018, either personally known to me or identified by me through satisfactory evidence as required by law.

Witness my hand and Notarial Seal the day and year last above written.

NOTARY PUBLIC

Aaron F. Brown, #23900
Brown & Theis, LLP
11640 Arbor Street, #203
Omaha, NE 68144
Telephone: (402) 932-7555
Facsimile: (402) 932-7556
E-mail: aaron@browntheis.com
ATTORNEY FOR PLAINTIFF

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was signed and acknowledged before me by the above-named individual this _____ day of May, 2018, either personally known to me or identified by me through satisfactory evidence as required by law.

Witness my hand and Notarial Seal the day and year last above written.

NOTARY PUBLIC

IN THE NEBRASKA WORKERS' COMPENSATION COURT

ASHLIE AMEN,)
)
 Plaintiff,)
)
 v.)
)
 LANCASTER COUNTY,)
)
 Defendant.)

Doc: 216 No.: 1627

**JOINT STIPULATION FOR
DISMISSAL WITH PREJUDICE**

COME NOW plaintiff and defendant, by and through their respective counsel of record, and hereby stipulate to the dismissal of plaintiff’s Petition with prejudice pursuant to a settlement agreement between the parties under the terms of which plaintiff shall receive One hundred thousand and 00/100 (\$100,000.00) Dollars, and plaintiff’s execution of a Release of Liability pursuant to Neb. Rev. Stat. §§48-139(1)-(3).

Dated this _____ day of May, 2018.

ASHLIE AMEN,
Plaintiff,

By: _____
Aaron F. Brown, #23900
Brown & Theis, LLP
11640 Arbor Street, Suite 203
Omaha, NE 68144
(402)932-7555 Telephone
aaron@browntheis.com

LANCASTER COUNTY,
Defendant,

By: _____
Douglas D. Cyr, #16221
Chief Deputy County Attorney
575 South 10th Street
Lincoln, NE 68508
(402)441-7321
dcyr@lancaster.ne.gov