

13 December 2023

Muris Boric

By Email: muris.boric@gmail.com

Dear Muris,

Your Claim

Our Ref: LMH 232801

I **enclose** the Permanent Impairment Assessment report from Dr Gary Champion dated 14 November 2023 as well as the Determination of your entitlements made by SA Health dated 12 December 2023.

Dr Gary Champion has assessed a 0% Whole Person Impairment on account of your condition. The report has been deemed in accordance with the Impairment Assessment Guidelines by Dr J Cross. I **enclose** a copy of the compliance report.

Unfortunately, as your Whole Person Impairment is below 5% you are **not entitled** to receive a non-economic lump sum pursuant to Section 58 of the Return to Work Act or an economic lump sum pursuant to Section 56 of the Return to Work Act. It is disappointing but I did think this was likely based on how such conditions are assessed pursuant to the Guides and Guidelines. It is not fair or reasonable but unfortunately we are bound by the process. It was worth going through the process to find out.

There are no grounds to challenge the Determination of SA Health, unless the assessment of Dr Champion was flawed in some way. We will not be able to prove that in my view.

Given that your weekly payments ceased on 8 November 2023, you have another twelve months of funding for medical expenses. Your medical expenses will cease on **8 November 2024**. As discussed at the Conciliation Conference, if you have any difficulties with SA Health reimbursing your medical expenses, please let me know.

I will now close your file.

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If you have any queries, please do not hesitate to contact me.

Yours faithfully,

TINDALL GASK BENTLEY

Per: 

BARNEY GASK

Partner

Direct: 08 8205 1297

Email: bgask@tgb.com.au

Please reply to Adelaide Office

Attached Determination dated 12 December 2023
Medicare Notice of Settlement



The Partners and Staff wish you the compliments of the season and advise that our offices will close on Friday 22 December 2023 at 12 noon and re-open Thursday 4 January 2024 at 8.30 am.