



FLYNN|WIRKUS|YOUNG

ATTORNEYS AT LAW

FWY SECURES \$150,000 JONES ACT SETTLEMENT FOR INJURED DECK HAND

FWY's Mike Flynn and Client Services Coordinator Jim Comfort, recently procured a settlement on behalf of a fisherman who was injured on a vessel as a result of falling from a gallast frame during a fishing trip on May 28, 2017. The fisherman, who was relatively inexperienced at the time, was ordered by the captain to climb the ladder in order to repair a water hose. At the time, the seas were relatively rough and the rungs of the metal



ladder, which were not treated with a non-skid coating, were slick and slippery. While descending the ladder the fisherman lost his balance while grabbing hold of an upper rung with his right arm in an extended position. As his feet slipped from the rungs and he was falling the weight of his body forcibly jerked downward at his shoulder joint.

He was ultimately, months later, diagnosed with a rotator cuff injury and underwent surgery. Due to the injuries and recovery period, FWY's client was out of work for eighteen months. Although he has not returned to fishing, he has found another job which is paying him almost as much as he could have earned aboard the vessel.

Alleging the vessel was unseaworthy and the conduct of forcing the fishermen to work under these conditions constitutes a negligently unsafe workplace, pursuant to the Jones Act, FWY was able to procure a settlement by negotiating directly with the vessel owners insurance company before the matter had to be put into suit.

FLYNN|WIRKUS|YOUNG, P.C. is a sophisticated firm of trial attorneys, rated AV® Preeminent™ by Martindale-Hubbell. We are a medium-sized firm dedicated to the practice of civil litigation in New England, the Northeast and across the U.S. At FWY, we put our passion to work to ensure your excellence. We develop a creative approach to suit each of our clients' individual needs. To us, conventional wisdom is never good enough.

More information pertaining to additional specific results will be provided upon request. Prior results do not guarantee a similar outcome.



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