

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK DIVISION**

JESSE AHRENDT)	
)	
Plaintiff,)	
)	
v.)	CV299-165
)	
PROJECT ADVENTURE, INC.,)	
)	
Defendant.)	

**MOTION FOR DETERMINATION OF WHETHER THE SETTLEMENT AMOUNT
CONSTITUTES FULL COMPENSATION TO JESSE AHRENDT
PURSUANT TO O.C.G.A. § 34-9-11.1**

COMES NOW Plaintiff Jesse Ahrendt, through counsel, and requests a finding by the Court that he has not been fully compensated by a settlement in this case of \$167,000 for Commercial Mutual Insurance Company's workers' compensation lien under O.C.G.A. § 34-9-11.1. Mr. Ahrendt suffered permanent injuries to both of his feet as a result of a zip line injury. Expert medical testimony at trial established that Mr. Ahrendt's injuries are permanent that he has a substantial likelihood of future pain, medical treatment and future surgery. It was established at trial that the condition of Mr. Ahrendt's feet will worsen over time with the likelihood of traumatic arthritis as he ages. The testimony at trial established that Mr. Ahrendt has a substantial loss of capacity to labor. For these reasons and the reasons more fully set forth in the attached brief, Plaintiff requests that the Court find that he has not been fully compensated for his economic and non-economic damages under O.C.G.A. § 34-9-11.1.

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

This is to certify that I served a copy of the foregoing **MOTION FOR DETERMINATION OF WHETHER THE SETTLEMENT AMOUNT CONSTITUTES FULL COMPENSATION TO JESSE AHRENDT PURSUANT TO O.C.G.A. § 34-9-11.1**, upon opposing counsel by depositing same in the United States mail with proper postage affixed thereto and addressed as follows:

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This _____ day of November, 2000.

John C. Bell, Jr.
Counsel for Plaintiff