

Shawn Gooden Prevails in Termination Petition

Prevailed in a termination petition where the employee suffered a work-related injury when his ankle was crushed by a telephone pole. The employee's treating providers released him to return to work, but he sought treatment with a new provider. His condition improved and his new provider released him to return to work without restrictions. He returned to his treating doctor and asked to be taken back out of work. The Judge discredited the employee's testimony anywhere in which it conflicted with any other evidence. The Judge found that the employee was dissatisfied with his employment and utilized his injury as an opportunity to quit. During the pendency of the termination petition, the employer paid in excess of \$50,000 in indemnity benefits plus ongoing medical benefits which will now be recoverable from the Supersedeas Fund.