

Vanessa Mendelewski Successfully Litigates on Behalf of the Employer

Successfully litigated on behalf of employer, a Motion to Dismiss filed on a compensable claim filed by the employee, due to lack of prosecution. The claim involved injury to the right hand for which the petitioner missed two need for treatment examinations and a permanency examination. As the employee repeatedly failed to attend examinations, the respondent's Motion to Dismiss was ultimately granted. The employee filed an Application for Re-instatement, however she sustained subsequent injury to the right hand and the claim was resolved pursuant to N.J.S.A. 34:15-20 and with full and final dismissal. The dismissal also allowed the employer to collect a portion of the fees assessed for the missed examinations.