

**PORT AUTHORITY TRANS-HUDSON CORPORATION**

**MINUTES**

**Thursday, June 25, 2015**

Action on Minutes	13
Settlement of Claim – T. Marino v. Port Authority Trans-Hudson Corporation	14

**MINUTES of the Meeting of Port Authority Trans-Hudson Corporation held Thursday, June 25, 2015 at 150 Greenwich Street, City, County and State of New York**

**PRESENT:**

**NEW JERSEY**

Hon. John J. Degnan, Chairman  
 Hon. George R. Laufenberg  
 Hon. Raymond M. Pocino  
 Hon. William P. Schuber  
 Hon. David S. Steiner

**NEW YORK**

Hon. Scott H. Rechler, Vice-Chairman  
 Hon. Hamilton E. James  
 Hon. Kenneth Lipper  
 Hon. Jeffrey H. Lynford  
 Hon. Jeffrey A. Moerdler

Patrick J. Foye, President  
 Darrell B. Buchbinder, Counsel

Thomas E. Belfiore  
 Thomas L. Bosco  
 Steven J. Coleman  
 Nicole Crifo  
 Paul V. Crist  
 Stephanie E. Dawson  
 Erica Dumas  
 Karen E. Eastman  
 Michael A. Fedorko  
 Sean M. Fitzpatrick  
 Michael B. Francois  
 Cedrick T. Fulton  
 Robert E. Galvin  
 David P. Garten  
 Linda C. Handel  
 Mary Lee Hannell  
 Portia L. Henry  
 Brian Jacob  
 Howard G. Kadin  
 Cristina M. Lado  
 Richard M. Larrabee  
 William Laventhal  
 Andrew G. Levine  
 John J. Liantonio  
 Diana Lopez  
 John H. Ma  
 Stephen Marinko  
 Ronald Marsico  
 Michael G. Massiah  
 Daniel G. McCarron  
 Elizabeth M. McCarthy  
 James E. McCoy

David J. McGrath  
Carlene V. McIntyre  
Emily Miuccio  
Steven A. Pasichow  
Lysa Scully  
Beth E. Siegel  
Timothy G. Stickelman  
K. Ocean Stokes  
Ralph Tragale  
Virginia Trubek  
Lillian D. Valenti  
Michael L. Valletta  
Sheree R. Van Duyne  
Ian R. Van Praagh  
Cheryl A. Yetka  
Peter J. Zipf

Guests:

Amy Herbold  
Sandy Castor

Speakers:

DaQuan Allen  
Jason L. Bittiger  
Murray Bodin  
Michael Carey  
Margaret Donovan  
Meg Fosque  
Verlin Hernandez  
Curtis Latta  
Eduardo Lopez  
Gertrudes Lopez  
James Osei-Kofi  
Kirk Ortega  
Cleotildo Palanco  
Rasna Sethi  
Priscilla J. Triolo  
Neile Weissman

The public meeting was called to order by Chairman Degnan at 10:53 a.m. and ended at 12:16 p.m. The Board also met in executive session after the public session.

**Action on Minutes**

Counsel submitted for approval Minutes of the meeting of May 28, 2015. He reported that copies of these Minutes were delivered to the Governors of New York (in electronic form) and New Jersey (in paper form) on May 29, 2015. Counsel reported further that the time for action by the Governors of New York and New Jersey expired at midnight on June 12, 2015.

Whereupon, the Board unanimously approved the Minutes of the meeting of May 28, 2015.

**SETTLEMENT OF CLAIM – T. MARINO v. PORT AUTHORITY TRANS-HUDSON CORPORATION**

It was recommended that the Board authorize Counsel, for and on behalf of Port Authority Trans-Hudson Corporation (PATH), to finalize the settlement of a personal injury claim in the civil action entitled, “T. Marino v. Port Authority Trans-Hudson Corporation,” brought pursuant to the Federal Employers’ Liability Act, in the total amount of \$1,565,811.44, inclusive of liens, attorneys’ fees, costs and disbursements. Of that amount, \$982,735.66 is attributable to plaintiff’s claims for pain and suffering; \$87,984.90 is attributable to a waiver of a lien held by PATH for wage benefits paid to plaintiff; \$477,826.54 is attributable to a waiver of a lien held by PATH for medical bills; and \$17,264.34 is attributable to a Railroad Retirement Board (RRB) lien. The PATH liens would be deducted from the total settlement, a separate check would be sent to the RRB in full payment of its lien, and the remaining amount would be paid to plaintiff and his attorney.

Plaintiff, Thomas Marino, who was 47 years old at the time of the incident and employed by PATH as a switchperson, alleges that, on May 3, 2012, he sustained serious personal injuries when he stepped down onto a defective stepladder at PATH’s C-Yard Running Repair Facility. As a result of the incident, Mr. Marino lost 420 days from work, incurred \$477,826.54 in medical bills and ultimately was determined to be medically unable to perform his job, leading to his disability retirement.

Pursuant to the foregoing report, the Board adopted the following resolution in executive session, with Directors Degnan, James, Laufenberg, Lipper, Lynford, Moerdler, Pocino, Rechler, Schuber and Steiner voting in favor. Counsel confirmed that sufficient affirmative votes were cast for the action to be taken, a quorum of the Board being present.

**RESOLVED**, that Counsel be and he hereby is authorized, for and on behalf of Port Authority Trans-Hudson Corporation, to finalize the settlement of the pending civil action entitled, “T. Marino v. Port Authority Trans-Hudson Corporation,” for a total amount of \$1,565,811.44, inclusive of liens, attorneys’ fees, costs and disbursements.

Whereupon, the meeting was adjourned.

---

Counsel