

PORT AUTHORITY TRANS-HUDSON CORPORATION

MINUTES

Wednesday, November 19, 2014

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MINUTES of the Meeting of Port Authority Trans-Hudson Corporation held Wednesday, November 19, 2014 at 225 Park Avenue South, City, County and State of New York

PRESENT:

NEW JERSEY

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

Patrick J. Foye, President
 Deborah L. Gramiccioni, Vice-President and Secretary
 Darrell B. Buchbinder, Counsel

Carrol V. Bennett
 Thomas L. Bosco
 Steven J. Coleman
 Nicole Crifo
 Stephanie E. Dawson
 John C. Denise
 Joseph P. Dunne
 Karen E. Eastman
 Diannae C. Ehler
 Michael A. Fedorko
 Sean M. Fitzpatrick
 Michael B. Francois
 Robert E. Galvin
 David P. Garten
 Joaquin J. Gonzalez
 Linda C. Handel
 Mary Lee Hannell
 Norma Hardy
 Howard G. Kadin
 Stephen Kingsberry
 James R. Kleeman
 Cristina M. Lado
 Richard M. Larrabee
 Julian A. Lopez
 John H. Ma
 Stephen Marinko
 Ronald Marsico
 Angel Martinez
 Michael G. Massiah
 Daniel G. McCarron
 Gerard McCarty

NEW YORK

Hon. Scott H. Rechler, Vice-Chairman
 Hon. Kenneth Lipper
 Hon. Jeffrey A. Moerdler
 Hon. Rossana Rosado

Elizabeth M. McCarthy
James E. McCoy
David J. McGrath
Carlene V. McIntyre
Mark F. Muriello
Michael Nestor
William A. Nurthen
Steven A. Pasichow
Matthew E. Pedersen
Paul A. Pietropaolo
Jared Pilosio
Steven P. Plate
Alan L. Reiss
Beth E. Siegel
Brian W. Simon
Timothy G. Stickelman
I. Midori Valdivia
Christopher M. Valens
Lillian D. Valenti
Michael L. Valletta
Sheree R. Van Duyne
Cheryl A. Yetka
Peter J. Zipf

Guests:

Amy Herbold
Ryan Napolitano

Speakers:

Murray Bodin
Thomas Brennan
Antwan Harvey
Richard Hughes
Alturrick Kenney
Julisa Mellow
Stephen Sigmund
Britney Smith
Neile Weissman

The public meeting was called to order by Chairman Degnan at 11:38 a.m. and ended at 12:39 p.m. The Board met in executive session after the public session.

Action on Minutes

Counsel submitted for approval Minutes of the meeting of September 17, 2014. 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 September 18, 2014. He reported further that the time for action by the Governors of New York and New Jersey expired at midnight on October 2, 2014.

Whereupon, the Board of Directors unanimously approved the Minutes of the meeting of September 17, 2014.

SETTLEMENT OF CLAIM – A. GOMEZ 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, “A. Gomez v. Port Authority Trans-Hudson Corporation,” brought pursuant to the Federal Employers’ Liability Act, in the total amount of \$753,772.59, inclusive of attorneys’ fees, costs and disbursements. Of that amount, \$407,722 is attributable to plaintiff’s claims for pain and suffering; \$36,430.28 is attributable to a waiver of a lien held by PATH for wage benefits paid to plaintiff; \$301,898.31 is attributable to a waiver of a lien held by PATH for medical bills; and \$7,722 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, Alvin Gomez, who was 56 years old at the time of the incident and employed by PATH, alleges that on June 2, 2011 he sustained personal injuries when a railroad tie slipped from a machine, striking him while he was working on PATH Track No. 1 at the Journal Square Transportation Center. As a result of the incident, Mr. Gomez sustained various personal injuries, which resulted in medical treatments, a surgical procedure and economic damages.

Pursuant to the foregoing report, the Board adopted the following resolution in executive session, with Directors Bagger, Degnan, Laufenberg, Lipper, Moerdler, Pocino, Rechler, Rosado, 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, “A. Gomez v. Port Authority Trans-Hudson Corporation,” for a total amount of \$753,772.59, inclusive of liens, attorneys’ fees, costs and disbursements.

Whereupon, the meeting was adjourned.

Counsel