

SAFE HARBOR

A monthly newsletter for the Maritime worker from
The Law Offices of Lyle C. Cavin, Jr.

September 2021

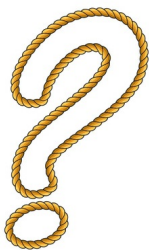


Thank you for your maritime service and taking the time to review our Newsletter. We at the Law Offices of Lyle C. Cavin, Jr. hope you find the following information helpful. If you have any questions regarding your rights or remedies please contact us at any time. We are here to serve you.



WORKING ABOARD GOVERNMENT OWNED OR OPERATED VESSELS

For purposes of making a claim for injury, illness or death arising from serving aboard a vessel owned or operated by or for the U.S. Government the applicable law is very different than regular commercial vessels. First and foremost, the statute of limitations (or time to commence a claim) is only two (2) years, not three (3), such as in proceedings against non-government owned vessels. An exception to this is the Federal Employees Compensation Act, which provides a three year statute of limitations. Many legitimate claims have been invalidated due to a late filing by claimants assuming that all maritime claims come with a three year statute. If you are in doubt as to the operation or ownership of a vessel upon which you served and need to file a claim get advice immediately from an experienced maritime attorney! Next month, other pitfalls of making a claim against these types of vessels.



QUESTION FROM THE BRIDGE

Question: I filed a claim as a civilian employee against a naval vessel that I worked aboard more than two years after the illness I suffered. Is there anything I can do about this?

L. Davis, New Orleans, LA.

Answer: Mr. Davis, the statute of limitations for the FECA (Federal Employees Compensation Act) is 3 years. It is likely as a civilian employee working aboard a naval vessel that you are covered by this Act. It is a worker's compensation Act, however, and does not allow suits against the Government such as when the employer is a Jones Act covered employer. Contact an attorney experienced in FECA claims.

About Our Law Firm

For more than five decades, merchant mariners, longshoremen, fishermen and

harbor workers plying their trades at sea, on the docks, on our U.S. coastal waters and inland waterways have turned to the maritime law firm of Lyle C. Cavin, Jr. & Associates in Oakland. Today, we are proud to be recognized as one of the preeminent maritime law firms serving injured marine workers nationwide, as well as one of the most successful personal injury litigation firms serving victims of negligence in the San Francisco Bay Area and throughout the West Coast.

Team Approach to Every Personal Injury and Jones Act Claim

When you retain Lyle C. Cavin, Jr. & Associates for a Jones Act injury claim, or personal injury claim, you don't get just one attorney, you get our entire team of dedicated professionals. Our attorneys offer many years of courtroom and negotiated claims settlement experience. We will represent your interests with unwavering dedication, speed and expertise.

Law Offices of Lyle C. Cavin, Jr.

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