

Martyn's loss of left eye

BEFORE THE INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF CALIFORNIA
CLAIM NO. 59686

MARTYN EMBERTSON,
Applicant,
vs.
CHARLES EVANS and THE EMPLOYERS
LIABILITY ASSURANCE CORPORATION,
Defendants.

FINDINGS AND AWARD

Mailed From San Francisco Office

APR 19 1938

Industrial Accident Commission
State of California

Stipulations for adjustment of claim having been filed herein and the matter regularly submitted for decision, W. F. Beem, Referee, makes his Findings and Award as follows:

FINDINGS OF FACT

1. Martyn Embertson, while employed as a truck driver on September 19, 1937, within the State of California, by Charles Evans, sustained injury in the course of and arising out of his employment, resulting in the loss of his left eye. At said time the employer's insurance carrier was The Employers Liability Assurance Corporation, and both employer and employee were subject to the provisions of the Workmen's Compensation, Insurance and Safety Laws of the State of California.

2. Said employee was 28 years of age, and said injury caused permanent disability consisting of loss of left eye. The percentage of said permanent disability is 29, entitling him to \$24.11 a week for 116 weeks. The defendant is entitled to credit herein for all payments made as disability indemnity. The benefit is based upon earnings of \$39.04 a week.

3. The Employers Liability Assurance Corporation has furnished the employee with an artificial eye, and is obligated to

1 provide at its expense further medical treatment to cure and relieve
2 from the effects of said injury, including the repair and replacement
3 of said artificial member.
4

5 A W A R D

6 AWARD IS MADE in favor of Martyn Embertson against the
7 Employers Liability Assurance Corporation of the sum of \$24.11
8 weekly, beginning September 27, 1937, and until 116 weekly payments
9 shall have been made, less all amounts heretofore paid as disability
10 indemnity.

11 AWARD IS FURTHER MADE in favor of Martyn Embertson against
12 The Employers Liability Assurance Corporation of further medical
13 treatment to cure and relieve from the effects of said injury, and
14 the repair and replacement of said artificial member.

15 IT IS ORDERED that the employer, Charles Evans, be dis-
16 missed and discharged herefrom.
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W. F. Beem,
Referee

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21 The foregoing decision made by W. F. Beem, Referee, was
22 approved, ratified, confirmed, ordered filed and made the decision
23 of the Industrial Accident Commission on APR 19 1938
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Frank J. Burke
Secretary
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ecm
#59686
Embertson