

## Case Details

<b>Case</b>	Example Case - Mr D Morris v Ms S J Francis
<b>Claimant</b>	Mr D Morris, employed male born 16/11/1981
<b>Incident date</b>	08/02/2012
<b>Past loss period</b>	08/02/2012 - 08/05/2015, 1186 days
<b>Future loss period</b>	09/05/2015 - retirement on 16/11/2048, 12246 days
<b>Assumed trial date</b>	08/05/2015
<b>Scenario</b>	Example
<b>Court location</b>	High Court

## Background

The claim arises from an accident on 08/02/2012 in which the Claimant was injured. The Claimant worked as a Builder and earned £32,500 per annum before tax as at the time of the accident. The Claimant received statutory sick pay only whilst he was off work. The Claimant's injuries are severe enough, such that he is not expected to ever return to work, and so there are no actual earnings (other than the SSP) to consider. We will assume the Claimant would have received inflationary pay increases only up to the assumed date of trial on 08/05/2015.

## Summary of Claim

1. Past loss of earnings (see Table 3: Calculation of total past loss of earnings)	£80,238
2. Future loss of earnings (see Table 6: Calculation of total future loss of earnings)	£531,211
<b>Total loss of earnings</b>	<b>£611,449</b>

## Past Loss of Earnings

### Gross Earnings Summary

Period	Years	Inflation	Annual Projected	Annual Actual
06/04/2011 - 07/02/2012	0.84	0%	£32,500 pa	£32,500 pa
08/02/2012 - 05/04/2012	0.16	0%	£32,500 pa	£4,243 pa
06/04/2012 - 21/08/2012	0.38	1.700%	£33,052 pa	£4,464 pa
22/08/2012 - 05/04/2013	0.62	1.700%	£33,052 pa	£0 pa
06/04/2013 - 05/04/2014	1	1.400%	£33,515 pa	£0 pa
06/04/2014 - 05/04/2015	1	0.500%	£33,683 pa	£0 pa
06/04/2015 - 08/05/2015	0.09	2.800%	£34,626 pa	£0 pa

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**Projected Net Earnings**

Table 1: Calculation of projected annual net earnings

<b>Year ended 5th April</b>	2012	2013	2014	2015	2016
Date from	6 Apr 11	6 Apr 12	6 Apr 13	6 Apr 14	6 Apr 15
Date to	5 Apr 12	5 Apr 13	5 Apr 14	5 Apr 15	8 May 15
Days in period	366	365	365	365	33
	£	£	£	£	£
<b>Total earnings</b>	32,500	33,052	33,515	33,683	3,122
<b>Personal allowance</b>	(7,475)	(8,105)	(9,440)	(10,000)	(956)
<b>Taxable earnings</b>	25,025	24,947	24,075	23,683	2,166
<b>Income tax</b>					
Basic Band	(5,005)	(4,989)	(4,815)	(4,737)	(433)
<b>Total income tax</b>	(5,005)	(4,989)	(4,815)	(4,737)	(433)
<b>National insurance</b>					
Class 1 Lower Earnings	(3,033)	(3,055)	(3,092)	(3,087)	(282)
<b>Total national insurance</b>	(3,033)	(3,055)	(3,092)	(3,087)	(282)
<b>Total deductions</b>	(8,038)	(8,044)	(7,907)	(7,824)	(715)
<b>Projected annual net earnings</b>	<b><u>£24,462</u></b>	<b><u>£25,008</u></b>	<b><u>£25,608</u></b>	<b><u>£25,859</u></b>	<b><u>£2,407</u></b>

**Actual Net Earnings**

Table 2: Calculation of actual annual net earnings

<b>Year ended 5th April</b>	2012	2013	2014	2015	2016
Date from	6 Apr 11	6 Apr 12	6 Apr 13	6 Apr 14	6 Apr 15
Date to	5 Apr 12	5 Apr 13	5 Apr 14	5 Apr 15	8 May 15
Days in period	366	365	365	365	33
	£	£	£	£	£
<b>Total earnings</b>	28,022	1,688	0	0	0
<b>Personal allowance</b>	(7,475)	(8,105)	(9,440)	(10,000)	(956)
<b>Taxable earnings</b>	20,547	0	0	0	0
<b>Income tax</b>					
Basic Band	(4,109)	(0)	(0)	(0)	(0)
<b>Total income tax</b>	(4,109)	0	0	0	0
<b>National insurance</b>					
Class 1 Lower Earnings	(2,495)	(0)	(0)	(0)	(0)
<b>Total national insurance</b>	(2,495)	0	0	0	0
<b>Total deductions</b>	(6,604)	0	0	0	0
<b>Actual annual net earnings</b>	<b><u>£21,418</u></b>	<b><u>£1,688</u></b>	<b><u>£0</u></b>	<b><u>£0</u></b>	<b><u>£0</u></b>

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**Start of loss period** 08/02/2012  
**End of loss period** 08/05/2015

Table 3: Calculation of total past loss of earnings (see Tables 1 &amp; 2 for calculation of projected and actual annual net earnings)

**Net Loss of Earnings**

<b>Tax year ended</b>	<b>Projected gross</b>	<b>Projected net</b>	<b>Actual gross</b>	<b>Actual net</b>	<b>Net loss</b>
		A		B	A - B
05/04/2012	32,500	24,462	28,022	21,418	3,044
05/04/2013	33,052	25,008	1,688	1,688	23,320
05/04/2014	33,515	25,608	0	0	25,608
05/04/2015	33,683	25,859	0	0	25,859
05/04/2016	3,122	2,407	0	0	2,407
<b>Total</b>		<u>103,344</u>		<u>23,106</u>	<u>£80,238</u>
<b>Total past net loss of earnings</b>					<b>£80,238</b>

## Future Loss of Earnings

### Period of Future Loss

Start of loss period	09/05/2015
End of loss period	16/11/2048

### Gross Earnings Summary

Period	Years	Annual Projected	Annual Actual
09/05/2015 - 16/11/2048	33.53	£34,626 pa	£0 pa

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**Projected Net Earnings**

Table 4: Calculation of projected annual net earnings

Date from	9 May 15	6 Apr 16	6 Apr 17	6 Apr 18
Date to	5 Apr 16	5 Apr 17	5 Apr 18	16 Nov 48
Days in period	333	365	365	11183
	£	£	£	£
<b>Total earnings</b>	34,626	34,626	34,626	34,626
<b>Personal allowance</b>	(10,600)	(11,000)	(11,500)	(11,500)
<b>Taxable earnings</b>	24,026	23,626	23,126	23,126
<b>Income tax</b>				
Basic Band	(4,805)	(4,725)	(4,625)	(4,625)
<b>Total income tax</b>	(4,805)	(4,725)	(4,625)	(4,625)
<b>National insurance</b>				
Class 1 Lower Earnings	(3,188)	(3,188)	(3,188)	(3,188)
<b>Total national insurance</b>	(3,188)	(3,188)	(3,188)	(3,188)
<b>Total deductions</b>	(7,993)	(7,913)	(7,813)	(7,813)
<b>Projected annual net earnings</b>	<b><u>£26,633</u></b>	<b><u>£26,713</u></b>	<b><u>£26,813</u></b>	<b><u>£26,813</u></b>

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**Actual Net Earnings**

Table 5: Calculation of actual annual net earnings

Date from	9 May 15	6 Apr 16	6 Apr 17	6 Apr 18
Date to	5 Apr 16	5 Apr 17	5 Apr 18	16 Nov 48
Days in period	333	365	365	11183
	£	£	£	£
<b>Total earnings</b>	0	0	0	0
<b>Personal allowance</b>	(10,600)	(11,000)	(11,500)	(11,500)
<b>Taxable earnings</b>	0	0	0	0
<b>Income tax</b>				
<b>Total income tax</b>	0	0	0	0
<b>National insurance</b>				
<b>Total national insurance</b>	0	0	0	0
<b>Total deductions</b>	0	0	0	0
<b>Actual annual net earnings</b>	<b><u>£0</u></b>	<b><u>£0</u></b>	<b><u>£0</u></b>	<b><u>£0</u></b>



**Projected Net Earnings**

<b>Period</b>	<b>Gross</b>	<b>Net</b>
09/05/2015 - 05/04/2016	34,626	26,633
06/04/2016 - 05/04/2017	34,626	26,713
06/04/2017 - 05/04/2018	34,626	26,813
06/04/2018 - 16/11/2048	34,626	26,813

**Actual Net Earnings**

<b>Period</b>	<b>Gross</b>	<b>Net</b>
09/05/2015 - 05/04/2016	0	0
06/04/2016 - 05/04/2017	0	0
06/04/2017 - 05/04/2018	0	0
06/04/2018 - 16/11/2048	0	0

**Projected Multiplier Computation**

Age at Trial		33.48
Assumed Trial Date		08/05/2015
Age at Retirement		67.00
Pre-discount Multiplier		22.27
Discount		
	Level of Education	GCSE
	Working at time of incident	Yes
	Medical Status	Not Disabled
	Gender	Male
Discounting Factor		0.89
<b>Post-discount Multiplier</b>		<b>19.82</b>

**Future Net Loss**

Table 6: Calculation of total future loss of earnings (see Tables 4 &amp; 5 for calculation of projected and actual annual net earnings)

From	To	Term Certain Multiplier (cumulative)	Projected					Actual					Net Loss
			Term Certain Multiplier (for period)	% of Ogden Multiplier	Apportioned Ogden Multiplier	Annual Net	Future Net Earnings	Term Certain Multiplier (for period)	% of Ogden Multiplier	Apportioned Ogden Multiplier	Annual Net	Future Net Earnings	
							A					B	A - B
09/05/2015	05/04/2016	0.90	0.90	3.9%	0.78	26,633	20,774	0.90	3.9%	0	0	0	20,774
06/04/2016	05/04/2017	1.86	0.96	4.2%	0.83	26,713	22,172	0.96	4.2%	0	0	0	22,172
06/04/2017	05/04/2018	2.81	0.95	4.2%	0.83	26,813	22,255	0.95	4.2%	0	0	0	22,255
06/04/2018	16/11/2048	22.80	19.99	87.7%	17.38	26,813	466,010	19.99	87.7%	0	0	0	466,010
<b>Total</b>			<u>22.80</u>	<u>100%</u>	<u>19.82</u>		<u>531,211</u>	<u>22.80</u>	<u>100%</u>			<u>0</u>	<u>£531,211</u>

**Total future net loss of earnings****£531,211**