



Monthly
Meeting



March Luncheon

March 6th, 2014
11:30 Registration

Location:
Embassy Suites Hotel

1100 SE 17th Street,
Fort Lauderdale, FL 33316
(954) 527-2700

Speaker:
Lesley Warrick
Executive Director of the Seafarer's
House on
Seafarer's House Mission

Cost for Members & Guests \$20
RSVP for the luncheon via the website
www.ftlmc.org
on the Event Calendar or by email: Arlene
Weicher at
arlene.weicher@crystalco.com
561-273-2343 (work)



EMBASSY SUITES
HOTELS*



Two-room Suites



Complimentary Drinks



Free Breakfast



TO GET THE NEWS WHILE IT'S STILL NEW...

You no longer need to wait for the next newsletter to get information on upcoming events and items of interest to FLMC members. All individual news items will be posted on the club website, www.ftlmc.org, as soon as they have been vetted by the Yeoman or another club officer.

SEND THE NEWS WHILE IT'S STILL NEW!

If you have information on an upcoming event or item of interest to the FLMC members, please send the details to your Yeoman, Michelle Otero Valdés, at mov@chaloslaw.com, or any other club officer. They are listed in this newsletter. We'll do our best to get the information posted on the club website as quickly as possible. The information will also be published in the monthly newsletter, if appropriate. Just let us know by the 20th of each month, so it can be included in the newsletter.

Industry Corners

We are still seeking articles for our new Industry Corner, highlighting a different aspect of our industry each month. Once again, the lawyers are in the lead with a third article this year! If you are interested in educating the membership in what you do, please provide your own submission including:

- Legal Corner
- Repair/Refit Corner
- Insurance Corner
- Surveyor's Corner
- Expert Corner
- Maritime Provider's Corner

Please submit your article for consideration by the 20th of each month of 500 words or less to Michelle Otero Valdes at mov@chaloslaw.com.



**Fort Lauderdale
Mariners Club**

PLEASE NOTE: Due to increasing costs, the monthly lunch costs to members and guests are increasing to \$25.00 beginning April 2014.



Fort Lauderdale Mariners Club

About Us

The Fort Lauderdale Mariners Club is dedicated to the promotion of ethical business practices among the sea-going community as well as the circulation of accurate and useful information to the boating community.

Our membership includes professional and leisure boating enthusiasts, as well as industry experts and professionals in many disciplines from around the world.

Join Us

We welcome your interest in the Mariners Club and invite you to become an active member to the benefit of each of us individually and all of us as a community.

The easiest way to join is to attend a monthly meeting as a guest of a current member.

Request an application form from an officer, complete it and mail it with your check for \$50.00 to the Mariners Club for consideration by the membership committee. Two sponsors are required.

If you want to join and do not know an active member, contact Kristene Lundblad at klundblad@lankoil.com.

Please visit our website at
www.ftlmc.org
to find out more about us!

HIGHLIGHTS FROM THE FORT LAUDERDALE MARINERS CLUB FEBRUARY 2014 LUNCHEON

On February 6th, 2014, FLMC Members and guests gathered at the Top of Pier 66 to hear from our speaker, Elaine Heldewier of Carnival Corporation & PLC on Carnival Corporation & PLC's Sustainability Journey. The discussion was fascinating and provided us a behind-the-scenes understanding of corporate reporting of sustainability. We hope you will join us for our next luncheon, details on the first page of this Newsletter.



Photos by Yeoman Michelle Otero Valdes



Fort Lauderdale
Mariners Club

Fort Lauderdale Mariners Club
PO Box 21750
Fort Lauderdale, FL 33335-1750
www.ftlmc.org



Legal Corner: Longshore Personal Injury Claims

By Manuel F. Valdes, Esq.

Manuel F. Valdes, Esq. is an attorney with offices in Miami Dade County, Florida. He handles personal injury matters on behalf of crew and longshoremen.

Two of the often overlooked personal injury causes of action involving longshoremen, (people who load and unload ocean going vessels), are claims in federal court under admiralty jurisdiction, under 33 USC § 905 (b) against the vessel, vessel owner, vessel operator, charterer, manager or agent, coupled with a claim against any third party that was negligent in some manner during the vessel loading or unloading operation where a longshoremen is injured. This third party liability extends to all parties that were negligent and were involved in the stevedoring operations occurring on the ship and/or terminal grounds. Examples of causes of action under 33 USC § 933 are entities responsible for equipment failure or equipment maintenance or cargo supervisory operations or terminal grounds operators. Examples of parties that can be sued under 33 USC § 905 (b) that breached the Turn over Duty, the Duty to Intervene and the duty to warn.

Typically once a longshoreman is injured during the course and scope of his employment, while conducting stevedoring (loading / unloading) operations and while the vessel is in navigable waters is a type of federal workers compensation claim under a federal statutory scheme. It is very similar to state worker's compensation, in that the benefits, wages and medical care are automatic, irrespective of fault and are paid by the employer, who is immune from tort liability. This is separate and apart from the two causes of action listed above which can be brought in negligence against the parties listed above who are not the employer of injured employee.

It has been the author's experience that some plaintiffs lawyers often overlook the ability to sue in negligence the ship, ship owner, vessel operator, manager, agent or other third party under sections 905 (b) and 933. Furthermore, each of these two statutory causes of action allow longshoremen to seek damages against the enumerated entities irrespective of whether or not the worker has received or is receiving compensation benefits under the Longshore and Harbor Workers Compensation Act (LHWCA). Additionally, under both sections 905 (b) and 933 a loss of consortium claim exists for the spouse of the injured worker. Generally, there is no consortium claim in maritime causes of action. Typically in these types of cases, there will be several types of insurance coverage for the various parties. Terminal operators will have land based coverage and vessel interests will have P & I, which is marine liability insurance for vessels and vessel owners, operators, managers, charterers and agents.

The few draw backs of filing a claim under sections 905(b) and 933 are that generally there is no right to a jury trial and the worker's compensation insurance carrier receives a statutory lien for all benefits paid on a 1 to 1 basis. Additionally the Plaintiff longshoreman must obtain the approval from the worker's compensation insurance carrier in order to settle the case for any amount that is less than the amount paid by the carrier in compensation benefits to the injured employee. It is suggested that practitioners should compel the attendance of the worker's compensation carrier and their counsel at mediation, so that their written approval to settle can be obtained.

2014 Officers & Chairs

Skipper: Charlie Davant
First Mate: Kristene Lundblad
Purser: Bryan Emond
Yeoman: Michelle Otero Valdés
Bosun: Arlene Weicher
Program Chair: Terry Jones
Activities Chair: Elaine Frawley
Historian: Jonathan Dunleavy
Seminar Chair: Hector Ramirez

The Ft. Lauderdale Mariners Club Proudly Supports:

Boys & Girls Club of Broward
County
Marine Industries Association of
South Florida
MIASF Waterway Cleanup
MIASF Plywood Regatta
South Broward High School Skills
USA Program
Seafarers House Fort Lauderdale
Shake-A Leg Miami
Women's International Shipping &
Trading Association
Fort Lauderdale Sea Cadets,
Spruance Division

Historical Derivation of Maritime Words and Phases

In the heyday of sailing ships, all war ships and many freighters carried iron cannons. Those cannons fired round iron cannon balls. It was necessary to keep a good supply near the cannon. However, how to prevent them from rolling about the deck?



The best storage method devised was a square-based pyramid with one ball on top, resting on four resting on nine, which rested on sixteen. Thus, a supply of 30 cannon balls could be stacked in a small area right next to the cannon. There was only one problem....how to prevent the bottom layer from sliding or rolling from under the others. The solution...

A metal plate called a 'Monkey' with 16 round indentations. However, if this plate were made of iron, the iron balls would quickly rust to it. The solution...

Make "Brass Monkeys." Few landlubbers realize that brass contracts much more and much faster than iron when chilled. Consequently, when the temperature dropped too far, the brass indentations would shrink so much that the iron cannonballs would come right off the monkey; thus, it was quite literally, "Cold enough to freeze the balls off a brass monkey."

All this time, you thought that was an improper expression, didn't you!

Nautical Dates in March

March 2, 1817

Steamboat Washington begins
1st Round Trip Mississippi voyage

March 12, 1888

Great Blizzard claims 200 vessels
100 seamen

March 9, 1862

U.S.S. Monitor and C.S.S. Merrimack
duel to standstill, first time in naval
History 2 ironclads face each other

March 14, 1938

U.S. Merchant Marine Cadet Corps
established

March 11, 2011

Japanese earthquake/tsunami
devastate the island

March 24, 1989

Exxon Valdez grounds on
Bligh Reef in Alaska

We Have a New Mariner in Town!

Vanessa Sora (wife of Efrain Sora) gave birth to their son, Alexander Efrain Sora. Alexander was born on Friday, February 7, 2014 at 14:19 hours. Little Alex weighed in at 6 pounds, 13 ounces and measured 20 inches long. Momma and baby are doing really well. Efrain promises to take little Alex to a Mariners Club event once he has cleared the 6 month mark. Congratulations for the Sora family from the FLMC!



**MARINE INDUSTRY CARES
FOUNDATION**



SAVE THE DATE

Join us for the 6th Annual Spin-A-Thon to support MICF and help us raise money for children and families in our community.

APRIL 25, 2014 • Esplanade Park, Fort Lauderdale



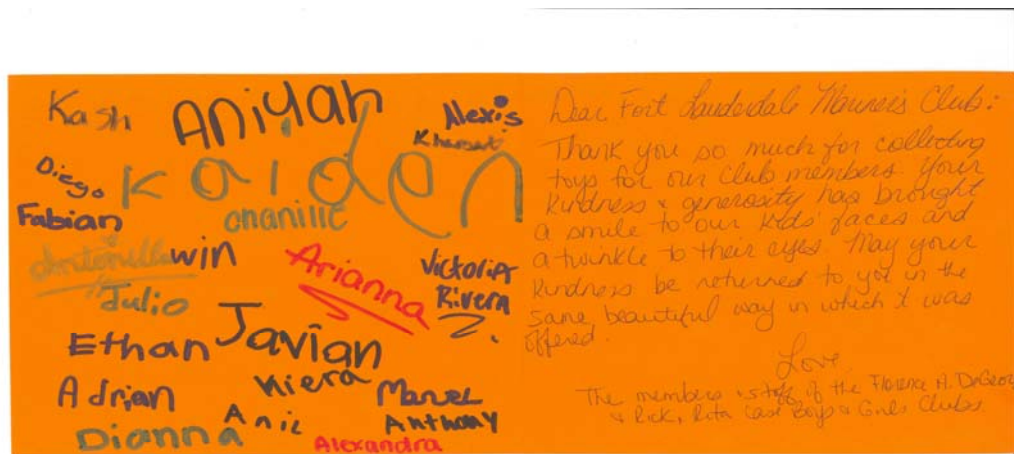
GET INVOLVED! • DONATE • RIDE • VOLUNTEER • SPONSOR
www.MarineIndustryCares.org • 954-639-5005

Prepare to Pedal

On Super Bowl Sunday, February 2nd, FLMC Members and guests gathered at the Sunday Jazz Fest for brunch, while listening to some great live jazz music by the river. Below is a sampling of the fun! We hope you will join us next year for this great event.



Fort Lauderdale
Mariners Club



The Club received this adorable card from The Boys & Girls Club of Broward County, thanking the Mariners Club for the all the toys they received from the toy drive at our Holiday party. Way to go!!!



MARK YOUR CALENDARS AND BRING OUT YOUR IRISH!!

FLMC Picnic Saturday, March 15, 2014,
12 noon to 4 PM @ Snyder Park

The Caldwell Pavilion

Lots of Food, Drinks and Fun to be had by all!

Details to follow....Please RSVP the number of
adults, children and your soon to be famous
side dish to Elaine at

Efitzgerald@celedinas.com or 954-655-5084 &
leave a message.

Yes, the name and job has changed ☺



Fort Lauderdale
Mariners Club

Mark Those Calendars!!!
The FLMC 2014 Calendar Is Here
Simply Print this Page and Post in a Convenient Spot

March 2014

6 – Luncheon
8 - Ft Lauderdale St Patrick's Day Parade –Las Olas
9 - Daylight Savings begins
15 - FLMC Picnic- Bring your Irish to Snyder Park
17 - St Patrick's Day

May 2014

1 – Luncheon
10 - Mother's Day
14/15 - Tampa Bay Mariners Seminar- St Pete Yacht Club
26 - Memorial Day

July 2014

4 - Fourth of July
18-20 - Getaway weekend

September 2014

1 - Labor Day
4 – Luncheon
20 - Comedy Night (Tentative)

November 2014

2 - Daylight Savings ends
11 - Veteran's Day
13 – Luncheon
27 – Thanksgiving

April 2014

3 - Luncheon
18 - Good Friday
20 - Easter Sunday
25 – MICF Spin-a-Thon

June 2014

_____ Dinner Cruise (TBA)
15 - Father's Day

August 2014

7 - Luncheon

October 2014

2 - Luncheon
13 - Columbus Day
28 - FLMC Seminar Golf Tournament and Meet the Speakers Reception
29/30 - FLMC Seminar
30 to Nov 3 - Fort Lauderdale Boat Show
31 - Halloween

December 2014

6 - Holiday Party (Tentative)
13 - Winterfest Boat Parade
16 - Hanukkah Begins
25 - Christmas



Fort Lauderdale
Mariners Club