

IN THE MATTER OF:

WORKERS COMPENSATION ACT
(R.S.P.E.I. 1988, Cap. W-7.1)

ELECTION TO CLAIM BY DEPENDANTS

(Right against third party)

WHEREAS, _____ received
(Name of Worker)

personal injury by accident on _____, and died on _____
(Date) (Date)

while in the employ of _____
(Name of Employer)

leaving the following surviving dependants within the meaning of the Workers Compensation Act:

- | | |
|--------------|------------------------------|
| 1 _____ | _____ |
| 2 _____ | _____ |
| 3 _____ | _____ |
| 4 _____ | _____ |
| (Dependants) | (Relationship to the worker) |

under such circumstances as might entitle the said dependant(s) or any of them to an action against a Third Party.

PLEASE INDICATE YOUR CHOICE WITH AN 'X':

_____ The dependant(s) do hereby elect to claim compensation benefits under Part I of the *Workers Compensation Act (the "Act")* for this accident. I understand this election subrogates and transfers any right of action or claim the dependant(s) may have against the Third Party to the Workers Compensation Board of Prince Edward Island (the "Board"). The dependant(s) have not commenced any action, made any claim, or received any amount in settlement from the Third Party in respect of the accident.

_____ The dependant(s) do hereby elect to bring an action against the Third Party. I understand that the dependant(s) must retain their own lawyer and the lawyer's legal fees are their own responsibility.

AND I HEREBY give my notice of such election.

Date _____

Signed in the presence of _____
(Signature)

_____ (Witness signature) _____ (Relationship to worker)

This Election cannot be accepted unless witnessed.