

4. That such negligence on the part of both the Government and MDI was a factual cause of the hemorrhage that Mr. Balter sustained on December 5, 2007; and
5. That Mr. Balter was not comparatively negligent.

Consistent with these findings, the Court awards Mr. Balter the following damages:

1. For the failure of the Government and MDI to timely schedule Mr. Balter for his follow-up examination:

\$250,000.00, attributed as follows:

MDI: \$125,000.00

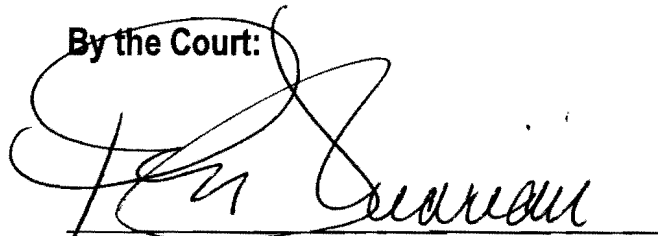
Government: \$125,000.00; and

2. For the failure of the Government to arrange for Balter to be seen by one of the two optometrists who visited USP Allenwood in November 2007 and by removing him from the automatic call-out list:

\$400,000.00.

Date: April 7, 2014

By the Court:

A handwritten signature in black ink, appearing to read "Robert D. Mariani", written over a horizontal line.

Robert D. Mariani
United States District Judge