

IN THE IOWA DISTRICT COURT FOR WOODBURY COUNTY

ADVANCED COMPUTERS, LLC, OCT -9	A9 08	LAW NO. LACV158005
Plaintiff,		
vs.	CLERK OF DISTRICT COURT BY <u>LB</u> DEPUTY	VERDICT
ERIC BLATCHFORD d.b.a. ERIC BLATCHFORD INSURANCE AGENCY, and FARMERS INSURANCE EXCHANGE,		
Defendants.		

We, the jury, find the following verdict on the questions presented to us:

NEGLIGENCE
(Instruction No. 15)

QUESTION NO. 1

Was Defendant Eric Blatchford negligent?

Answer "yes" or "no."

ANSWER: No

(If you answer "yes", go to Question No. 2. If you answer "no," go to Question No. 4).

QUESTION NO. 2

Was the negligence of Eric Blatchford a cause of damage to the Plaintiff?

Answer "yes" or "no."

ANSWER: _____

(If you answer "yes", you shall consider damages under Question No. 9 and answer Question No. 3. If you answer "no," do not answer Question No. 3 and do not award any damages on this claim).

QUESTION NO. 3

Was Eric Blatchford's negligent act done within the scope of his agency with Farmers Insurance Exchange?

Answer "yes" or "no."

ANSWER: _____

PROMISSORY ESTOPPEL
(Instruction No. 16)

QUESTION NO. 4

Did plaintiff prove its claim of promissory estoppel against Eric Blatchford?

Answer "yes" or "no."

ANSWER: No

(If you answer "yes," you shall consider damages under Question No. 9 and answer Question No. 5. If you answer "no," do not answer Question No. 5 and do not award any damages on this claim).

QUESTION NO. 5

Was Eric Blatchford's promise done within the scope of his agency with Farmers Insurance Exchange?

Answer "yes" or "no."

ANSWER: _____

FRAUDULENT MISREPRESENTATION
(Instruction No. 17-17E)

QUESTION NO. 6

Did plaintiff prove its claim of fraudulent misrepresentation against Eric Blatchford?

Answer "yes" or "no."

ANSWER: No

(If you answer "yes," proceed to Question No.7. If you answer "no," do not award any damages on this claim).

QUESTION NO. 7

Was the fraudulent misrepresentation a cause of damage to Advanced Computers?

Answer "yes" or "no."

ANSWER: _____

(If you answer "yes," you shall consider damages under Question No. 9 and answer Question No. 8. If you answer "no," do not answer Question No. 8 and do not award any damages on this claim).

QUESTION NO. 8

Was Eric Blatchford's fraudulent representation done within the scope of his agency with Farmers Insurance Exchange?.

Answer "yes" or "no."

ANSWER: _____

DAMAGES
(Instruction No. 20)

QUESTION NO. 9

Set forth the amount of damages, if any, you find plaintiff has proven on the following elements:

1. Damages for value of business inventory less amounts previously paid by Farmers Insurance Exchange (amount not to exceed \$152,500.00 as shown by the evidence: \$ _____)
2. Lost profits: \$ _____
3. TOTAL: \$ _____

PUNITIVE OR EXEMPLARY DAMAGES
(Instruction No. 20)

QUESTION NO. 10

Do you find by a preponderance of clear, convincing, and satisfactory evidence the conduct of Eric Blatchford constitutes willful and wanton disregard for the rights or safety of another?

Answer "yes" or "no."

ANSWER: _____
(If you answer "no," do not answer the remaining questions).

QUESTION NO. 11

What amount of punitive damages, if any, do you award?

ANSWER: _____
(If your answer to Question No. 8 is "none," do not answer the remaining questions).
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QUESTION NO. 12

Was the conduct of Eric Blatchford directed specifically at Advanced Computers, L.L.C.?

Answer "yes" or "no."

ANSWER: _____

QUESTION NO. 13

Is Farmers Insurance Exchange liable for punitive damages?

Answer "yes" or "no."

ANSWER: _____

QUESTION NO. 14

What amount of punitive damages, if any, do you award against Farmers Insurance Exchange?

ANSWER: \$ 0

Quot B. B. B.

Foreperson*

* To be signed by the foreperson if the verdict is unanimous.

Juror**

Juror**

Juror**

Juror**

Juror**

Juror*

Juror**

** To be signed by the 7 jurors agreeing thereto after 6 hours of deliberation.