

IN THE DISTRICT COURT IN AND FOR DUBUQUE COUNTY

TAYLOR WHITACRE and DAVAUN LEWIS, as next of kin of I.L. Plaintiffs, Vs. MCDERMOTT ENTERPRISES, LLC Defendant / Cross Plaintiff, Vs. URIAH MILLER, Cross Defendant.	Case No. 01311 LACV114484 VERDICT RE MCDERMOTT ENTERPRISES' NEGLIGENCE And FRAUD CLAIMS AGAINST MILLER
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We find the following verdict on the question submitted to us:

NEGLIGENCE:

QUESTION NO. 1: Did Miller establish that the negligence claim made by McDermott is barred by the two-year Statute of Limitations?

ANSWER: Yes X No _____

[If your answer is "yes" proceed no further on the negligence claim. Instead go to question A.]

QUESTION NO. 2: Was Miller at fault?

ANSWER: Yes _____ No _____

[If your answer is "no" proceed no further on the negligence claim. Instead go to question A.]

QUESTION NO. 3: Was the fault of Miller the cause of any damage claimed by McDermott Enterprises?

ANSWER: Yes _____ No _____

[If your answer is "no" proceed no further on the negligence claim. Instead go to question A.]

QUESTION NO. 4: Was any item of damage of McDermott Enterprises within the scope of Miller's liability?

ANSWER: Yes _____ No _____

[If your answer is "no" proceed no further on the negligence claim. Instead go to question A.]

FRAUDULENT MISREPRESENTATION:

QUESTION. A: Do you find that Miller established that the fraudulent misrepresentation claim is barred by the five (5) year Statute of Limitations??

ANSWER: Yes X No _____

[If your answer to question A is "yes," do not answer any other questions regarding fraudulent misrepresentation. Please proceed to DAMAGES QUESTION below.]

QUESTION NO. B: Did McDermott Enterprises establish that Miller made any fraudulent misrepresentations in the sale of 2515 Central.

ANSWER: Yes _____ No _____

[If your answer to question B is "no," do not answer any other questions regarding fraudulent misrepresentation. Please proceed to DAMAGES QUESTION below.]

QUESTION NO. C: Was Miller's fraudulent misrepresentation a cause of damage to McDermott Enterprises?

ANSWER: Yes _____ No _____

[If your answer to question C is "no," do not answer any other questions regarding fraudulent misrepresentation. Please proceed to DAMAGES QUESTION below.]

DAMAGES QUESTION: If you answered YES to question 3 and / or question C above, as to any amount of damages you find Plaintiffs are entitled to recover from McDermott Enterprises, what amount do you find attributable to Miller? Do not take into consideration any reduction of damages due to Taylor Whitacre's and Davaun Lewis' fault, if any.

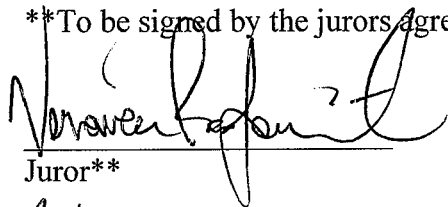
ANSWER:

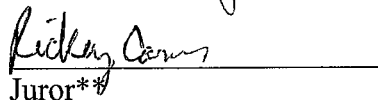
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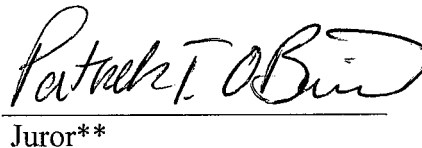
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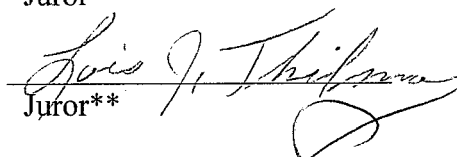
(*To be signed only if verdict is unanimous.)

**To be signed by the jurors agreeing to it after six hours or more of deliberation.


Juror**


Juror**


Juror**

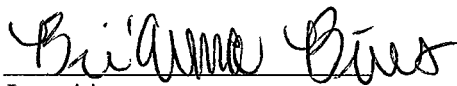

Juror**



Juror**



Juror**



Juror**