

**IN THE IOWA DISTRICT COURT FOR POLK COUNTY**

2026 APR 17 PM 2:22

**KATHLEEN TOPE, as Executor of  
the ESTATE OF ELLEN JOSEPHINE  
TOPE; KATHLEEN TOPE,  
individually; and TIMOTHY TOPE,  
individually,**  
Plaintiff,

**CASE NO. LACL160762**

**VERDICT FORM**

v.

**MARY WINTERBOTTOM,**  
Defendant.

We find the following verdict on the question submitted to us:

**Question No. 1:** Was Defendant Mary Winterbottom at fault?

Answer "Yes" or "No."

Answer: Yes

If your answer is "NO," do not answer any further questions.

If your answer is "YES," proceed to Question No. 2.

**Question No. 2:** Was the fault of Defendant Mary Winterbottom a cause of damage to the Plaintiffs?

Answer "Yes" or "No."

Answer: Yes

If your answer is "NO," do not answer any further questions.

If your answer is "YES," proceed to Question No. 3.

**Question No. 3:** Was Ellen Tope at fault?

Answer "Yes" or "No."

Answer: Yes

If your answer is "No," do not answer Questions Nos. 4 or 5 and instead proceed to Question No. 6.

**Question No. 4:** Was the fault of Ellen Tope a cause of any injury to Ellen Tope or the Plaintiffs?

Answer "Yes" or "No."

Answer: Yes

If your answer is "No," do not answer Question No. 5 and instead proceed to Question No. 6.

**Question No. 5:** Using 100% as the total combined fault of Defendant and Ellen Tope, which was a cause of damage, what percentage of such combined fault do you assign to each?

If you answered "No" to Question Nos. 1 or 2, do not put a % in for Defendant.

If you answered "No" to Question No. 3, do not put a % in for Plaintiffs.

ANSWER: Defendant 60 %  
Ms. Tope 40 %  
Total: 100%

**Question No. 6:** State the amount of damages sustained by the Plaintiffs caused by the Defendant Mary Winterbottom's negligence as to each of the following items of damage. Do not take into consideration any reduction of damages due to Plaintiff's fault. If the Plaintiffs have failed to prove any item of damage or have failed to prove that any item of damage was caused by Defendant Mary Winterbottom's negligence, enter "0" for that item.

1.	Pre-Death Pain and Suffering of Ellen Tope	\$ <u>750,000</u>
2.	Past Loss of Parental Consortium of Kathleen Tope	\$ <u>0</u>
3.	Future Loss of Parental Consortium of Kathleen Tope	\$ <u>0</u>
4.	Past Loss of Parental Consortium of Timothy Tope	\$ <u>0</u>
5.	Future Loss of Parental Consortium of Timothy Tope	\$ <u>0</u>
<b>TOTAL (add the separate items of damage)</b>		\$ <u>750,000</u>

Michael Bonnell  
Foreperson\*

\*To be signed only if the verdict is unanimous.

Linda Sargent  
Juror\*\*

\_\_\_\_\_  
Juror\*\*

Carla  
Juror\*\*

\_\_\_\_\_  
Juror\*\*

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Juror\*\*

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Juror\*\*

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Juror\*\*

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