

## IN THE IOWA DISTRICT COURT FOR ALLAMAKEE COUNTY

IN THE MATTER OF )

Case No. ESPR014149

THE ESTATE OF )

GLADYS R. TROENDLE, Deceased. )

MICHELE TROENDLE, )

Case No. LACV026494

vs. )

**VERDICT FORM NO. 2**

STEVEN TROENDLE, )

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

**Question No. 1:** Do you find that Michele Troendle has proven all elements of her claim against Steven Troendle for intentional infliction of emotional distress as outlined in Instruction No. 11?

Answer "Yes" or "No"

ANSWER: Yes

[If your answer is "No" go to Question No. 4; if your answer is "Yes" go to Question No. 2.]

**Question No. 2:** State the amount of damages sustained by Michele Troendle and caused by Steven Troendle. If Michele Troendle has failed to prove any damages enter 0.

TOTAL \$ 0

[If your answer is "0" go to Question No. 4. If your answer is anything other than "0" go to Question No. 3A]

**Question No. 3A:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Steven Troendle constituted willful and wanton disregard for the rights and safety of Michele Troendle?

Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

[If your answer to Question No. 3A is "No" go to Question No. 4; if your answer is "Yes" answer Questions No. 3B and 3C.]

**Question No. 3B:** What amount of punitive damages do you award for Steven Troendle's conduct?

TOTAL \$ \_\_\_\_\_

**Question No. 3C:** Was the conduct of Steven Troendle directed specifically at Michele Troendle? Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

Proceed to Question 4.

**Question No. 4:** Do you find that Michele Troendle has proven all elements of her breach of fiduciary duty claim against Steven Troendle as outlined in Instruction No. 15?

Answer "Yes" or "No"

ANSWER: Yes

[If your answer is "No" go to Question No. 7; if your answer is "Yes" go to Question No. 5.]

**Question No. 5:** State the amount of damages sustained by Michele Troendle caused by Steven Troendle. If Michele Troendle has failed to prove any damages enter 0.

TOTAL \$ 0

[If your answer is "0" go to Question 7. If your answer is anything other than "0" go to Question No. 6A.]

**Question No. 6A:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Steven Troendle constituted willful and wanton disregard for the rights and safety of Michele Troendle?

Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

[If your answer is "No" go to Question No. 7; if your answer is "Yes" answer Questions No. 6B and 6C.]

**Question No. 6B:** What amount of punitive damages do you award for Steven Troendle's conduct?

TOTAL \$ \_\_\_\_\_

**Question No. 6C:** Was the conduct of Steven Troendle directed specifically at Michele Troendle? Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

Proceed to Question 7.

**Question No. 7:** Do you find that Michele Troendle has proven all elements of her claim of conversion against Steven Troendle as outlined in Instruction No. 18?

Answer "Yes" or "No"

ANSWER: Yes

[If your answer is "No" go to question 10; if your answer is "Yes" go to Question No. 8.]

**Question No. 8:** State the amount of damages sustained by Michele Troendle caused by Steven Troendle. If Michele Troendle has failed to prove any damages enter 0.

TOTAL \$ 642,639.13

[If your answer is "0" go to question 10. If your answer is anything other than "0" go to Question No. 9A.]

**Question No. 9A:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Steven Troendle constituted willful and wanton disregard for the rights and safety of Michele Troendle?

Answer "Yes" or "No"

ANSWER: Yes

[If your answer is "No" go to question 10; if your answer is "Yes" answer Questions No. 9B and 9C.]

**Question No. 9B:** What is the amount of punitive damages you award for Steven Troendle's conduct?

TOTAL \$ 50,000.00

**Question No. 9C:** Was the conduct of Steven Troendle directed specifically at Michele Troendle?

Answer "Yes" or "No"

ANSWER: Yes

Proceed to Question 10.

**Question No. 10:** Did Michele has proven all elements of her claim against Steven Troendle for interference with inheritance as outlined in Instruction No. 19?

Answer "Yes" or "No"

ANSWER: Yes

[If your answer is "No" go to question 13; if your answer is "Yes" go to Question No. 11.]

**Question No. 11:** State the amount of damages sustained by Michele Troendle caused by Steven Troendle. If Michele Troendle has failed to prove any damages enter 0.

TOTAL \$ 0

[If your answer is "0" go to question 13. If your answer is anything other than "0" go to Question No. 12A.]

**Question No. 12A:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Steven Troendle constituted willful and wanton disregard for the rights and safety of Michele Troendle?

Answer "Yes" or "No"

ANSWER: NO

[If your answer is "No" go to question 13; if your answer is "Yes" answer Questions No. 12B and 12C.]

**Question No. 12B:** What is the amount of punitive damages you award for Steven Troendle's conduct?

TOTAL \$ \_\_\_\_\_

**Question No. 12C:** Was the conduct of Steven Troendle directed specifically at Michele Troendle? Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

Proceed to Question 13.

**Question No. 13:** Do you find that Michele Troendle has proven by a preponderance of clear, convincing, and satisfactory evidence, all elements of her fraud claim against Steven Troendle as outlined in Instruction No. 32?

Answer "Yes" or "No."

ANSWER: NO



If you answer "No", proceed to Question No. 16. If you answer is "yes", proceed to No. Question 14.

**Question No. 14:** State the amount of damages sustained by Michele Troendle and caused by Steven Troendle. If Michele Troendle has failed to prove any damages enter 0.

TOTAL \$ \_\_\_\_\_

[If your answer to Question No. 14 is "0" go to question 16. If your answer is anything other than "0" go to Question No. 15A.]

**Question No. 15A:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Steven Troendle constituted willful and wanton disregard for the rights and safety of Michele Troendle?

Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

[If your answer is "No" go to question 16; if your answer is "Yes" answer Questions No. 15B and 15C.]

**Question No. 15B:** What is the amount of punitive damages you award for Steven Troendle's conduct?

TOTAL \$ \_\_\_\_\_

**Question No. 15C:** Was the conduct of Steven Troendle directed specifically at Michele Troendle? Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

Proceed to Question 16.

**Question No. 16:** Do you find that Michele Troendle has proven all elements of her claim for abuse of process against Steven Troendle as outlined in Instruction No. 25?

Answer "Yes" or "No"

ANSWER: Yes

[If your answer is "No" go to question 19; if your answer is "Yes" go to Question No. 17.]

**Question No. 17:** State the amount of damages sustained by Michele Troendle caused by Steven Troendle. If Michele Troendle has failed to prove any damages enter 0.

TOTAL \$ 0

[If your is "0" go to question 19. If your answer is anything other than "0" go to Question No. 18A.]

**Question No. 18A:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Steven Troendle constituted willful and wanton disregard for the rights and safety of Michele Troendle?

Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

[If your answer is "No" go to question 19; if your answer is "Yes" answer Questions No. 18B and 18C.]

**Question No. 18B:** What is the amount of punitive damages you award for Steven Troendle's conduct?

TOTAL \$ \_\_\_\_\_

**Question No. 18C:** Was the conduct of Steven Troendle directed specifically at Michele Troendle? Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

Proceed to Question 19.

**Question No. 19:** Do you find that Michele Troendle has proven all elements of her malicious prosecution claim against Steven Troendle as outlined in Instruction No. 30?

[If your answer is "No" you are finished and should sign the verdict form. If your answer is "Yes" then go to Question No. 20.]

**Question No. 20:** State the amount of damages sustained by Michele Troendle and caused by Steven Troendle. If Michele Troendle has failed to prove any damages were caused by Steven Troendle, enter 0.

TOTAL \$ 24,300.00

[If your answer is "0," you are finished and should sign the verdict form. If your answer is anything other than "0" go to Question No. 21A.]

**Question No. 21A:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Steven Troendle constituted willful and wanton disregard for the rights and safety of Michele Troendle?

Answer "Yes" or "No"

ANSWER: NO

[If your answer is "No," you are finished and should sign the verdict form. If your answer is "Yes" answer Questions No. 21B and 21C.]

**Question No. 21B:** What is the amount of punitive damages you award for Steven Troendle's conduct?

TOTAL \$ \_\_\_\_\_

**Question No. 21C:** Was the conduct of Steven Troendle directed specifically at Michele Troendle?

Answer "Yes" or "No"

ANSWER: \_\_\_\_\_

**You are finished. Sign the verdict form.**

  
FOREPERSON\*  
Dwight D. Wickert

\*To be signed only if verdict is unanimous.

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Juror \*\*

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Juror \*\*

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