

IN THE IOWA DISTRICT COURT FOR WINNESHIEK COUNTY

SHANNON DUNCAN,)	
Plaintiff,)	
)	Case No. LACV026061
v.)	
FORD MOTOR CREDIT COMPANY;)	SPECIAL INTERROGATORIES
REPOSSESSORS, INC. and BRUCE SHORES,)	
Defendants.)	

We, the jury, duly empaneled in the above-entitled action and sworn to try the issues therein, answer these Special Interrogatories as follows:

Part I**Defendant Ford Motor Credit Company LLC**

1. **Did Ms. Duncan prove by a preponderance of the evidence that Ford Credit's communication regarding a release was a threat to injure Ms. Duncan's property for the purpose of obtaining something of value?**

_____ Yes X No

If you answered "Yes" to Question 1, then proceed to Question 2.

If you answered "No" to Question 1, then proceed to Question 4.

2. **Did Ms. Duncan prove by a preponderance of the evidence that Ford Credit communicated a threat to Ms. Duncan?**

_____ Yes _____ No

If you answered "Yes" to Question 2, then proceed to Question 3.

If you answered "No" to Question 2, then proceed to Question 4.

3. **Did Ms. Duncan prove by a preponderance of the evidence that a threat by Ford Credit was the proximate cause of any damage to her property?**

_____ Yes _____ No

Please proceed to Question 4.

4. **Did Ms. Duncan prove each of the elements below by a preponderance of the evidence?**

(a) Ford Credit granted Repossessors, Inc apparent authority to act on its behalf by affirmatively holding it out as its employee rather than as an independent contractor or knowingly permitting Repossessors, Inc. to hold itself out as having that authority;

_____ Yes X No

If you answered "Yes" to Question 4(a), then proceed to Question 4(b).

If you answered "No" to Questions 1 or 2 or 3 and "No" to Question 4(a), then sign the verdict form in favor of Ford Motor Credit and go to Part II..

(b) Plaintiff reasonably relied upon that apparent authority;

_____ Yes _____ No

If you answered "Yes" to Question 4(b), then proceed to Question 4(c).

If you answered "No" to Questions 1 or 2 or 3 and "No" to Question 4(b), then sign the verdict form in favor of Ford Motor Credit and go to Part II.

(c) Repossessors engaged wrongful acts within the scope of that apparent authority;

_____ Yes _____ No

If you answered "Yes" to Question 4(c), then proceed to Question 4(d).

If you answered "No" Questions 1 or 2 or 3 and "No" to any part Question 4(c), then sign the verdict form in favor of Ford Motor Credit and go to Part II.

(d) The Plaintiff reasonably relied upon those wrongful acts;

_____ Yes _____ No

If you answered "Yes" to Question 4(d), then proceed to Question 4(e).

If you answered "No" to Questions 1 or 2 or 3 and "No" to Question 4(d), then sign the verdict form in favor of Ford Motor Credit and go to Part II.

(e) Plaintiff was injured as a result of her reliance on the wrongful acts.

_____ Yes _____ No

If you answered "No" to Questions 1 or 2 or 3 and "No" to Question 4(e), then sign the verdict form in favor of Ford Motor Credit and go to Part II.

If you answer "Yes" to Question 3 OR "Yes" to all parts of Question 4, go to Part II.

Part II**Defendant Repossessors, Inc.**

5. **Did Ms. Duncan prove by a preponderance of the evidence that Repossessors, Inc communication regarding a release was a threat to injure Ms. Duncan's property for the purpose of obtaining something of value?**

 X Yes No

If you answered "Yes" to Question 5, then proceed to Question 6.

If you answered "No" to Question 5, then proceed to Question 8.

6. **Did Ms. Duncan prove by a preponderance of the evidence that Repossessors, Inc communicated a threat to Ms. Duncan?**

 X Yes No

If you answered "Yes" to Question 6, then proceed to Question 7.

If you answered "No" to Question 6, then proceed to Question 8.

7. **Did Ms. Duncan prove by a preponderance of the evidence that a threat by Repossessors, Inc was the proximate cause of any damage to her property?**

 X Yes No

Please proceed to Question 8.

8. **Do you find by a preponderance of the evidence that Bruce Shores is an employee of Repossessors, Inc.?**

 X Yes No

Proceed to Question 9

Part III
Defendant Bruce Shores

9. **Did Ms. Duncan prove by a preponderance of the evidence that Bruce Shores' communication regarding a release was a threat to injure Ms. Duncan's property for the purpose of obtaining something of value?**

 X Yes No

If you answered "Yes" to Question 9, then proceed to Question 10.

If you answered "No" to Question 9, notify the court attendant.

10. **Did Ms. Duncan prove by a preponderance of the evidence that Bruce Shores' communicated a threat to Ms. Duncan?**

 X Yes No

If you answered "Yes" to Question 10, then proceed to Question 11.

If you answered "No" to Question 10, then notify the court attendant.

11. **Did Ms. Duncan prove by a preponderance of the evidence that a threat by Bruce Shores was the proximate cause of any damage to her property?**

 X Yes No

Please notify the court attendant.

Defendant Ford Motor Credit (Part I)

YOU MAY NOW SIGN AND DATE THIS FORM IN ACCORDANCE WITH THE PREVIOUS INSTRUCTIONS BECAUSE YOU HAVE COMPLETED YOUR DELIBERATIONS.

Dated: 2/15/2022

Foreperson: Kala Johanningmeier

TO BE SIGNED BY THE FOREPERSON ONLY IF THE VERDICT IS UNANIMOUS

Dated: _____

Juror

Juror

Juror

Juror

Juror

Juror

Juror

TO BE SIGNED ONLY BY THE JURORS AGREEING TO THE VERDICT AFTER SIX HOURS OR MORE OF DELIBERATION

Defendant Repossessors, Inc. (Part II)

YOU MAY NOW SIGN AND DATE THIS FORM IN ACCORDANCE WITH THE PREVIOUS INSTRUCTIONS BECAUSE YOU HAVE COMPLETED YOUR DELIBERATIONS.

Dated: 2/15/2022

Foreperson: Kala Jhanningmeier

TO BE SIGNED BY THE FOREPERSON ONLY IF THE VERDICT IS UNANIMOUS

Dated: _____

Juror

Juror

Juror

Juror

Juror

Juror

Juror

TO BE SIGNED ONLY BY THE JURORS AGREEING TO THE VERDICT AFTER SIX HOURS OR MORE OF DELIBERATION

Defendant Bruce Shores (Part III)

YOU MAY NOW SIGN AND DATE THIS FORM IN ACCORDANCE WITH THE PREVIOUS INSTRUCTIONS BECAUSE YOU HAVE COMPLETED YOUR DELIBERATIONS.

Dated: 2/15/2022

Foreperson: Kala Johannigmeier

TO BE SIGNED BY THE FOREPERSON ONLY IF THE VERDICT IS UNANIMOUS

Dated: _____

Juror

Juror

Juror

Juror

Juror

Juror

Juror

TO BE SIGNED ONLY BY THE JURORS AGREEING TO THE VERDICT AFTER SIX HOURS OR MORE OF DELIBERATION

IN THE IOWA DISTRICT COURT FOR WINNESHIEK COUNTY

SHANNON DUNCAN,

Plaintiff,

v.

FORD MOTOR CREDIT COMPANY;
REPOSSESSORS, INC. and BRUCE SHORES,
Defendants.

Case No. LACV026061

**VERDICT FORM IN FAVOR OF
FORD MOTOR CREDIT COMPANY**

We, the jury, duly empaneled in the above-entitled action and sworn to try the issues therein, hereby find in favor of Ford Motor Credit Company and against Plaintiff Shannon Duncan.

Dated:

2.15.2022

Foreperson:

Kala Johanningmeier**TO BE SIGNED BY THE FOREPERSON ONLY IF THE VERDICT IS UNANIMOUS**

Dated: _____

Juror _____

Juror _____

Juror _____

Juror _____

Juror _____

Juror _____

Juror _____

**TO BE SIGNED ONLY BY THE JURORS AGREEING TO THE VERDICT AFTER SIX
HOURS OR MORE OF DELIBERATION**

IN THE IOWA DISTRICT COURT FOR WINNESHIEK COUNTY

SHANNON DUNCAN,
Plaintiff,

v.

FORD MOTOR CREDIT COMPANY;
REPOSSESSORS, INC. and BRUCE SHORES,
Defendants.

Case No. LACV026061

**SPECIAL INTERROGATORIES
PART IV**

We, the jury, duly empaneled in the above-entitled action and sworn to try the issues therein, answer these Special Interrogatories as follows:

Part IV
Damages

1. In the space below, enter the amount of damage (if any) that Ms. Duncan proved by a preponderance of the evidence was caused by Bruce Shores and Repossessors, Inc. due to a request for a release that was a threat.

\$ 4000.00**Punitive Damages**

2. Did Ms. Duncan prove by clear, convincing and satisfactory evidence that Repossessors, Inc. and Bruce Shores threatened to withhold Ms. Duncan's vehicle in exchange for a release of liability with malice and in willful and wanton disregard for the rights or safety of Ms. Duncan?

X Yes No

3. If you answered "Yes" in response to Questions 2 above, in the space below, enter the amount of punitive damages that you award to Ms. Duncan.

\$ 4000.00

YOU MAY NOW SIGN AND DATE THIS FORM IN ACCORDANCE WITH THE PREVIOUS INSTRUCTIONS BECAUSE YOU HAVE COMPLETED YOUR DELIBERATIONS.

Dated: 2.15.2022

IN THE IOWA DISTRICT COURT FOR WINNESHIEK COUNTY

SHANNON DUNCAN,

Plaintiff,

v.

FORD MOTOR CREDIT COMPANY;
REPOSSESSORS, INC. and BRUCE SHORES,

Defendants.

Case No. LACV026061

**VERDICT FORM REGARDING
REPOSSESSORS, INC. AND
BRUCE SHORES**

We, the jury, duly empaneled in the above-entitled action and sworn to try the issues therein, hereby find in favor of Shannon Duncan and against Defendants Repossessors, Inc. and Bruce Shores.

Dated: 2.15.2022Foreperson: Kala Thammimgmeier**TO BE SIGNED BY THE FOREPERSON ONLY IF THE VERDICT IS UNANIMOUS**

Dated: _____

Juror_____
Juror_____
Juror_____
Juror_____
Juror_____
Juror_____
Juror**TO BE SIGNED ONLY BY THE JURORS AGREEING TO THE VERDICT AFTER SIX
HOURS OR MORE OF DELIBERATION**