

IN THE IOWA DISTRICT COURT FOR JOHNSON COUNTY

FILED  
2023 APR -6 PM 3:53  
CLERK OF DISTRICT COURT  
JOHNSON COUNTY, IOWA

AMERICAN WAGYU BREEDERS, LLC,

Plaintiff,

vs.

ERIC BAILEY and SARAH BAILEY,

Defendants.

Case No. LACV081247

**VERDICT FORM**

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

**Question No. 1:** Do you find by a preponderance of the evidence that Defendants breached the Livestock Agreement with Plaintiff as explained to you in these instructions?

Answer "yes" or "no."

ANSWER: YES

**Question No. 2:** Do you find by clear, satisfactory and convincing evidence that Sarah Bailey made one or more fraudulent misrepresentations to Plaintiff as explained to you in these instructions?

Answer "yes" or "no."

ANSWER: YES

**Question No. 3:** Do you find by clear, satisfactory and convincing evidence that Eric Bailey made one or more fraudulent misrepresentations to Plaintiff as explained to you in these instructions?

Answer "yes" or "no."

ANSWER: YES

[If your answer to Question No. 1 is "yes" and your answers to Question Nos. 2 and 3 are "no," skip Question No. 4, answer Question No. 5, and answer no further questions. If your answer to Question Nos. 2 and/or 3 is "yes," regardless of your answer to Question No. 1, answer Question

No. 4. If your answers to Questions Nos. 1, 2, and 3 are "no," do not answer the remaining questions.]

**Question No. 4:** Do you find by a preponderance of the evidence that Eric Bailey and Sarah Bailey acted in concert regarding Plaintiff's claim of fraudulent misrepresentation as explained to you in these instructions?

Answer "yes" or "no."

ANSWER: YES

[If your answer to Question No. 4 is "yes," answer Question No. 5. If your answer to Question No. 4 is "no," do not answer Question No. 5 and answer Question Nos. 6 and 7.]

**Question No. 5:** What is the amount of damages to Plaintiff caused by Defendants?

Damages: \$ 460,000.00

[If you answered Question No. 5, do not answer Question Nos. 6 and 7 and answer Question No. 8.]

**Question No. 6:** What is the amount of damages to Plaintiff caused by Sarah Bailey?

Damages caused by Sarah Bailey: \$ \_\_\_\_\_

**Question No. 7:** What is the amount of damages to Plaintiff caused by Eric Bailey?

Damages caused by Eric Bailey: \$ \_\_\_\_\_

#### **PUNITIVE DAMAGES – SARAH BAILEY**

[Only answer Question Nos. 8–10 if you answer "yes" to Question No. 2.]

**Question No. 8:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Defendant Sarah Bailey constituted willful and wanton disregard for the rights or safety of another?

Answer "yes" or "no."

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ANSWER: YES

[If your answer to Question No. 8 is "yes," answer Question No. 9. If your answer is "no," do not answer Question Nos. 9 and 10 and go to Question No. 11.]

**Question No. 9:** What amount of punitive damages, if any, do you award against Defendant Sarah Bailey?

ANSWER: ZERO

[If your answer to Question No. 9 is "none" do not answer Question No. 10 and go to Question No. 11.]

**Question No. 10:** Was the conduct of Defendant Sarah Bailey directed specifically at Plaintiff?

Answer "yes" or "no."

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

#### PUNITIVE DAMAGES – ERIC BAILEY

[Only answer Question Nos. 11–13 if you answer "yes" to Question No. 3.]

**Question No. 11:** Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Defendant Eric Bailey constituted willful and wanton disregard for the rights or safety of another?

Answer "yes" or "no."

ANSWER: YES

[If your answer to Question No. 11 is "yes," answer Question No. 12. If your answer is "no," do not answer Question Nos. 12 and 13.]

**Question No. 12:** What amount of punitive damages, if any, do you award against Defendant Eric Bailey?

ANSWER: ZERO


[If your answer to Question No. 12 is "none" do not answer Question No. 13.]

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**Question No. 13:** Was the conduct of Defendant Eric Bailey directed specifically at Plaintiff?

Answer "yes" or "no."

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

  
Foreperson\*

\*To be signed only if verdict is unanimous.

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JUROR\*\*

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JUROR\*\*

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JUROR\*\*

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

4/6/2023 - scanned by clerk to  
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