

**FILED**  
P. M. 1-12 20 11  
DAVID J. MALAND, CLERK  
U.S. DISTRICT COURT  
By \_\_\_\_\_  
DEPUTY

**VERDICT FORM**

Do you find from a preponderance of the evidence:

- 1. That Defendant Rodney G. Cole, II, intentionally committed acts constituting the use of excessive force against Plaintiff Joseph Christopher Roberts while Plaintiff was in custody?

Answer: Yes or No yes

Note: If you answered No, proceed to question 7.

- 2. That Defendant Rodney G. Cole, II's, acts were the proximate cause of damages sustained by Plaintiff?

Answer: Yes or No yes

Note: If you answered No, proceed to question 7.

- 3. That Plaintiff should be awarded damages against Defendant Rodney G. Cole, II, for physical injury and medical treatment?

Answer: Yes or No yes

If you answered Yes, in what amount? \$ 567.91

- 4. That Plaintiff should be awarded damages against Defendant Rodney G. Cole, II, for lost earnings?

Answer: Yes or No yes

If you answered Yes, in what amount? \$ 101.25

- 5. That Plaintiff should be awarded damages against Defendant Rodney G. Cole, II, to compensate for physical and emotional pain and mental anguish?

Answer: Yes or No yes

If you answered Yes, in what amount? \$ 25,000.00

6. That Defendant Rodney G. Cole, II, acted with malice or reckless indifference to Plaintiff's federally protected rights and that punitive damages should be assessed against him?

Answer: Yes or No yes

If you answered Yes, in what amount? \$ 8,000,000.00

7. That Defendant Johnny Lynn Vickery, Jr., intentionally committed acts constituting the use of excessive force against Plaintiff Joseph Christopher Roberts while Plaintiff was in custody?

Answer: Yes or No yes

Note: If you answered No, your deliberations are completed. The foreperson should date and sign the certificate on the last page of the verdict form.

8. That Defendant Johnny Lynn Vickery, Jr.'s, acts were the proximate cause of damages sustained by Plaintiff?

Answer: Yes or No yes

Note: If you answered No, your deliberations are completed. The foreperson should date and sign the certificate on the last page of the verdict form.

9. That Plaintiff should be awarded damages against Defendant Johnny Lynn Vickery, Jr., for physical injury and medical treatment?

Answer: Yes or No No

If you answered Yes, in what amount? \$ 0.00

10. That Plaintiff should be awarded damages against Defendant Johnny Lynn Vickery, Jr., for lost earnings?

Answer: Yes or No yes

If you answered Yes, in what amount? \$ 101.25

11. That Plaintiff should be awarded damages against Defendant Johnny Lynn Vickery, Jr., to compensate for physical and emotional pain and mental anguish?

Answer: Yes or No yes

If you answered Yes, in what amount? \$ 25,000.00

12. That Defendant Johnny Lynn Vickery, Jr., acted with malice or reckless indifference to Plaintiff's federally protected rights and that punitive damages should be assessed against him?

Answer: Yes or No yes

If you answered Yes, in what amount? \$ 8,000,000.00

Your deliberations are completed. The foreperson should date and sign the certificate below.

**CERTIFICATE**

We, the jury, have answered the above and foregoing questions as herein indicated, and herewith return same into court as our verdict.

01/12/2011  
Date

L.D.  
Foreperson