FILED IN MY OFFICE DISTRICT COURT CLERK 8/23/2018 3:50 PM

8/23/2018 3:50 PM
Filed in Open CourtSTEPHEN T. PACHECO
this 23 day of August . Deemier Romero
at 1:0 am/pp.

Judge Gregory S. Shaffer

STATE OF NEW MEXICO COUNTY OF SANTA FE FIRST JUDICIAL DISTRICT COURT

NO. D-101-CV-2016-00742

ANNE SPERLING, AS CONSERVATOR OF JONATHAN BOTELLO, A MINOR, LORENZA BOTELLO AND ALVARO BOTELLO, INDIVIDUALLY AND AS PARENTS OF JONATHAN BOTELLO

PLAINTIFFS,

VS.

PECOS VALLEY OF NEW MEXICO, LLC

DEFENDANT.

## **VERDICT**

On the questions submitted, the jury finds as follows:

Question No. 1:

Was Dr. McLaughlin negligent?

Answer: (Yes or No)

If the answer to Question No. 1 is "No", you are not to answer further questions. Your foreperson must sign this special verdict, which will be your verdict for the Defendant and against the Plaintiffs, and you will all return to open court.

If the answer to Question No. 1 is "Yes", you are to answer Question No. 2.

Question No. 2:

Was any negligence of Dr. McLaughlin a cause of Plaintiffs' injuries and damages?

Answer: (Yes or No)

If the answer to Question No. 2 is "No", you are not to answer further questions. Your foreperson must sign this special verdict, which will be your verdict for the Defendant and against the Plaintiffs, and you will all return to open court.

If the answer to Question No. 2 is "Yes", you are to answer the remaining questions on this special verdict form. When as many as ten of you have agreed upon each of your answers, your foreperson must sign this special verdict, and you will all return to open court.

Question No. 3:

(A) In accordance with the damage instructions given by the court, we find the total amount of damages suffered by Plaintiff Jonathan Botello to be:
Answer: \$ 19.86 million
(B) In accordance with the damage instructions given by the court, we find the total amount of damages suffered by Plaintiff Lorenza Botello to be:
Answer: \$ 13.35 million
Question No. 4: In accordance with the Court's instructions on punitive damages, should Pecos Valley of New Mexico, LLC be held liable for punitive damages?
Answer: (Yes or No)
If the answer to Question No. 4 is "No," you are not to answer Question No. 5. Your foreperson must sign this special verdict, and you will all return to open court.
If your answer to Question No. 4 is "Yes," you may proceed to answer Question No. 5 based on the guidelines in the punitive damages instruction.
Question No. 5: On the issue of punitive damages, and in accordance with the Court's instructions on punitive damages, we the jury award punitive damages against Pecos Valley of New Mexico, LLC as follows:
Answer: \$ 40 million
When as many as ten of you have agreed upon each of your answers, your foreperson must sign this special verdict, and you will return to open court.
FOREPERSON