

CAUSE NO. 12-003034-CV

WILLIAM PAUL CRISP, JR. and
J. NICOLE CRISP, individually and as
representatives of the ESTATE OF
LAUREN BAILEY CRISP,

Plaintiffs,

AND

DENISE WHITAKER, individually and as
representative of the ESTATE OF DENTON
JAMES WARD,

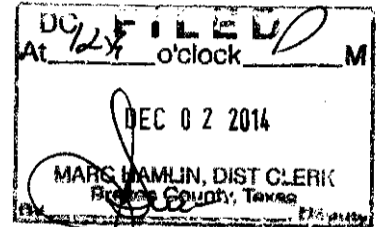
Intervenor,

vs.

THE MCDONALD'S CORPORATION;
MCDONALD'S USA, LLC; and
MCDONALD'S RESTAURANTS OF
TEXAS, INC.,

Defendants.

IN THE DISTRICT COURT



361ST JUDICIAL DISTRICT

BRAZOS COUNTY, TEXAS

FINAL JUDGMENT

On July 21, 2014, this case was called for trial. Plaintiffs William Paul Crisp, Jr. and J. Nicole Crisp, Individually and as Representatives of the Estate of Lauren Bailey Crisp and Intervenor Denise Whitaker, Individually and as Representative of the Estate of Denton Ward (collectively, "Plaintiffs"), appeared through their attorney and announced ready for trial. Defendants The McDonald's Corporation; McDonald's USA, LLC; and McDonald's Restaurants of Texas, Inc. (collectively, "McDonald's"), appeared through their attorney and announced ready for trial.

After a jury was impaneled and sworn, it heard the evidence and arguments of counsel. In response to the jury charge, the jury made findings that the Court received, filed, and entered of record. The questions submitted to the jury and the jury's findings are attached as **Exhibit 1** and incorporated by reference. Plaintiffs filed a motion for judgment on the verdict.

The Court hereby RENDERS judgment for Plaintiffs.

Accordingly, the Court Orders that **Denise Whitaker, Individually**, recover the following from McDonald's, jointly and severally, on her wrongful death claim:

- a) Past damages in the amount of \$4,850,000.00;
- b) Future damages in the amount of \$5,820,000.00;
- c) Prejudgment interest on the past damages awarded, calculated as simple interest at the rate of 5.00% on \$4,850,000.00, in the amount of \$354,780.82 for the period from June 5, 2013, through November 20, 2014, plus \$664.38 per day from November 21, 2014, until the day before judgment is signed, for a total prejudgment interest award of \$354,780.82;
- d) Court costs in the amount of \$25,445.56; and
- e) Post-judgment interest on the sum of the four above amounts (past damages plus future damages plus prejudgment interest on past damages plus costs) at the rate of 5.00%, compounded annually, from the date this judgment is entered until all amounts are paid in full.

The Court further orders that **Denise Whitaker, as Representative of the Estate of Denton Ward**, recover the following from McDonald's, jointly and severally, on her survival claim:

- a) Actual damages, after settlement credits, in the amount of \$4,780,000.00;
- b) Prejudgment interest on the actual damages awarded, calculated as simple interest at the rate of 5.00% on \$4,780,000.00, in the amount of \$349,660.27 for the period from June 5,

2013, until November 20, 2014, plus \$654.79 per day from November 21, 2014, until the day before the judgment is signed, for a total prejudgment interest award of \$349,660.27;

- c) Court costs in the amount of \$25,445.57; and
- d) Post-judgment interest on the sum of the three above amounts (damages plus prejudgment interest plus costs) at the rate of 5.00%, compounded annually, from the date this judgment is entered until all amounts are paid in full.

The Court further orders that **William Paul Crisp, Jr., Individually**, recover the following from McDonald's, jointly and severally, on his wrongful death claim:

- a) Past damages, after settlement credits, in the amount of \$2,343,000.00;
- b) Future damages in the amount of \$2,910,000.00;
- c) Prejudgment interest on the past damages awarded, calculated as simple interest at the rate of 5.00% on \$2,343,000.00, in the amount of \$239,114.38 for the period from November 6, 2012, until November 20, 2014, plus \$320.96 per day from November 21, 2014, until the day before the judgment is signed, for a total prejudgment interest award of \$239,114.38;
- d) Court costs in the amount of \$5,653.02; and
- e) Post-judgment interest on the sum of the four above amounts (past damages plus future damages plus prejudgment interest on past damages plus costs) at the rate of 5.00%, compounded annually, from the date this judgment is entered until all amounts are paid in full.

The Court further orders that **J. Nicole Crisp, Individually**, recover the following from McDonald's, jointly and severally, on her wrongful death claim:

- a) Past damages, after settlement credits, in the amount of \$2,343,000.00;
- b) Future damages in the amount of \$2,910,000.00;

c) Prejudgment interest on the past damages awarded, calculated as simple interest at the rate of 5.00% on \$2,343,000.00, in the amount of \$239,114.38 for the period from November 6, 2012, until November 20, 2014, plus \$320.96 per day from November 21, 2014, until the day before the judgment is signed, for a total prejudgment interest award of \$239,114.38;

d) Court costs in the amount of \$5,653.02; and

e) Post-judgment interest on the sum of the four above amounts (past damages plus future damages plus prejudgment interest on past damages plus costs) at the rate of 5.00%, compounded annually, from the date this judgment is entered until all amounts are paid in full.

This judgment finally disposes of all claims and all parties and is appealable. The Court orders execution to issue from this judgment.

SIGNED this 21st day of November, 2014.



THE HONORABLE JUDGE PRESIDING