

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

KERRY LEWIS,

Plaintiff,

v.

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a foreign corporation sole registered to do business in the State of Oregon; CORPORATION OF THE PRESIDENT OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS AND SUCCESSORS, a foreign corporation sole registered to do business in the State of Oregon; THE BOY SCOUTS OF AMERICA, a congressionally chartered corporation, authorized to do business in Oregon; and CASCADE PACIFIC COUNCIL, BOY SCOUTS OF AMERICA, an Oregon non-profit corporation,

Defendants.

Case No. 0710-11294

SPECIAL VERDICT

At least the same 9 of you must agree to all the answers on the following questions:

We, the Jury, find:

1a. Was Defendant Boy Scouts of America negligent in one or more of the ways the Plaintiff claims?

ANSWER: Yes [Yes or No]

1 If your answer is "yes," go on to question 1b. If your answer is "no," your verdict is for
2 Defendant Boy Scouts of America. Go on to question 2a. Do not answer question 1b.

3 **1b.** Was Defendant Boy Scouts of America's negligence a cause of damages to the
4 Plaintiff?

5 ANSWER: Yes [Yes or No]

6
7 **2a.** Was Defendant Cascade Pacific Council negligent in one or more of the ways the
8 Plaintiff claims?

9 ANSWER: Yes [Yes or No]

10 If your answer is "yes," go on to question 2b.

11 If your answer is "no," your verdict is for Defendant Cascade Pacific Council. Go on to
12 question 3. Do not answer question 2b.

13 **2b.** Was Defendant Cascade Pacific Council's negligence a cause of damages to the
14 Plaintiff?

15 ANSWER: Yes [Yes or No]

16
17 **3.** What is the percentage of each of the parties' negligence that caused damage to
18 the Plaintiff? If you determined that any party was not negligent, or did not cause damage to the
19 Plaintiff, assign "0" as that party's percentage.

20	ANSWER: Defendant Boy Scouts of America	<u>60</u>	%
21	Defendant Cascade Pacific Council	<u>15</u>	%
22	The LDS Church	<u>25</u>	%
23	TOTAL	100%	

24
25 **4.** What are the Plaintiff's total damages?

26 ANSWER: Noneconomic Damages (not to exceed \$4,000,000) \$ 1.4 million

1 5. Does the statute of limitations bar Plaintiff's claims against Defendant Boy Scouts
2 of America?

3 ANSWER: No [Yes or No]

4 If your answer is "yes," your verdict is for Defendant Boy Scouts of America. Go on to
5 question 6. Do not answer question 7.

6 If your answer is "no," go on to question 6.

7

8 6. Does the statute of limitations bar Plaintiff's claims against Defendant Cascade
9 Pacific Counsel?

10 ANSWER: No [Yes or No]

11 If your answer is "yes," your verdict is for Defendant Cascade Pacific Counsel. If your
12 answer to question 6 is "yes," and your answer to question 5 is also "yes," stop here. Do not
13 answer questions 7 or 8. Your verdict is for Defendants. If your answer to question 6 is "yes,"
14 and your answer to question 5 is "no," go on to question 7, but do not answer question 8.

15 If your answer to question 6 is "no," and your answer to question 5 is "no," go on to
16 questions 7 and 8. If your answer to question 6 is "no," and your answer to question 5 is yes, go
17 on to question 8, but do not answer question 7.

18

19 7. Is Plaintiff entitled to punitive damages from Defendant Boy Scouts of America?

20 ANSWER: Yes [Yes or No]

21

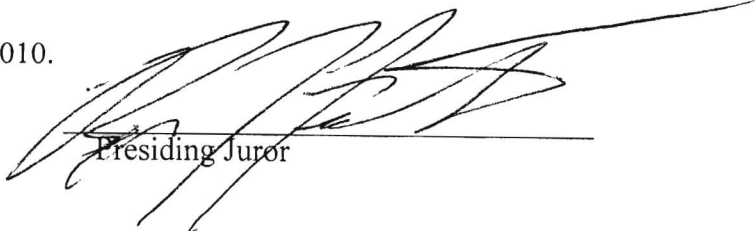
22 8. Is Plaintiff entitled to punitive damages from Defendant Cascade Pacific Council?

23 ANSWER: No [Yes or No]

24

25 DATED this 13th day of April, 2010.

26



Presiding Juror