

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

SUPERIOR COURT  
CIVIL ACTION NO.: 1381CV02934

\_\_\_\_\_  
 CATHRINE ERICKSON, )  
 )  
 Plaintiff )  
 )  
 v. )  
 )  
 )  
 ROSALIE A. CUNIO, JASON J. CUNIO, and )  
 CHRISTOPHER J. CUNIO )  
 )  
 Defendants )  
 \_\_\_\_\_

**SPECIAL JURY VERDICT**

**QUESTIONNAIRE**

1. Were the Defendants negligent?

Yes  X  No \_\_\_\_\_

*(If the answer to question #1 is "yes," then answer question #2. If the answer to question #1 is "no," then go to question 6.)*

2. Was the negligence of the Defendants a substantial contributing cause of injury to the Plaintiff?

Yes  X  No \_\_\_\_\_

*(If the answer to question #2 is "yes," then answer question #3. If the answer to question #2 is "no," then go to question 6.)*

3. Was the Plaintiff negligent?

Yes \_\_\_\_\_ No  X

*(If your answer to Question #3 is yes, proceed to Question #4. If your answer to question #3 is No, proceed to question #6.)*

4. Was Plaintiff's negligence a substantial contributing cause of injury to her?

Yes \_\_\_\_\_ No \_\_\_\_\_

*(If you answered Yes to Question #4, proceed to Question # 5. If you answered No to Question #4, proceed to Question #6.)*

5. If you answered "yes" to both questions three and four, what percentage of negligence do you assign to the parties. (Percentages *must* total 100%.)

Negligence of the Plaintiff: \_\_\_\_\_ %

Negligence of the Defendants: \_\_\_\_\_ %

TOTAL: 100%

6. Did the conditions of the property at 40-42 Fuller Road in Watertown breach the implied warranty of habitability?

Yes \_\_\_\_\_ No X \_\_\_\_\_

(If your answer to Question 6 is yes, go to question 7. If it is no, skip question 7).

7. If so, was the breach of the implied warranty of habitability a substantial contributing cause of injury to the plaintiff?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Note:** Answer Question No. 8 if you answered yes to Questions 1 and 2, or if you answered yes to questions 6 and 7 (or both). Otherwise, do not answer Question 8.

8. What amount of money will fully and fairly compensate the Plaintiff for her injuries or harm?

(Please indicate the amount of damages in both words and numbers)

\$ 1,380,000.00 (in numbers)

one million, three hundred eighty thousand dollars, and no cents.  
(in words).

**By signing below the foreperson certifies that at least six of seven deliberating jurors have agreed to each of the answers above.**

Dated: 16 January 2019.

Emily Cahill  
Foreperson of the Jury