

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION

FRIEDMAN & FRIEDMAN, LTD.,
an Illinois Corporation,

Plaintiff,

vs.

TIM McCANDLESS INC.,
an Iowa Corporation, and
PAUL ROLOFF,

Defendants.

No. C05-2007

VERDICT FORM

QUESTION NUMBER 1: Did Plaintiff prove by the greater weight or preponderance of the evidence its claim for breach of contract against Tim McCandless, Inc.?

Answer "Yes" or "No"

ANSWER: yes

QUESTION NUMBER 2: Did Plaintiff prove by a preponderance of clear, satisfactory, and convincing evidence its claim for fraudulent misrepresentation against Defendants?

Answer "Yes" or "No"

ANSWER: yes

(CONTINUED...)

VERDICT FORM (Cont'd)

[If you answered "No" to *both* Question Number 1 *and* Question Number 2, then do not answer any more questions.]

QUESTION NUMBER 3: State the amount of damages Plaintiff sustained as a proximate result of Defendants' breach of contract or fraudulent misrepresentation.

\$ 26,468.36

QUESTION NUMBER 4: Do you find by a preponderance of clear, convincing, and satisfactory evidence that the conduct of Defendants constituted willful and wanton disregard for the rights or safety of another?

Answer "Yes" or "No"

ANSWER: yes

[If your answer to Question Number 4 is "No," then do not answer Question Numbers 5 or 6.]

(CONTINUED...)

VERDICT FORM (Cont'd)

QUESTION NUMBER 5: What amount of punitive damages, if any, do you award?

\$ 50,000.00

[If your answer to Question Number 5 is "None," then do not answer Question Number 6.]

QUESTION NUMBER 6: Was the conduct of Defendants directed specifically at Plaintiff?

Answer "Yes" or "No"

ANSWER: NO

DATED this 28 day of March, 2008.

FOREPERSON

D Murphy 1/3

300 pm

3-28-08

SEALED VERDICT