STATE OF NEW YOR	KK.	
SUPREME COURT	COUNTY OF [INSERT]	
[INSERT]	Plaintiffs,	Index No: [INSERT]
vs.	Defendants.	RJI No: [INSERT] Hon. [INSERT]

PLAINTIFFS' PROPOSED VERDICT SHEET*

Date: [INSERT]

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IT IS NECESSARY THAT ONLY FIVE JURORS AGREE UPON ANY SINGLE QUESTION TO DETERMINE THE ANSWER TO BE REPORTED. IT IS NOT NECESSARY THAT THE SAME FIVE JURORS AGREE ON EACH QUESTION.

Judges commonly favor particular styles of verdict sheets, as do defendants. Both sides have particular reasons for presenting differing versions of a verdict sheet. The issue is important and should be attended to carefully. The above proposed verdict sheet is an example from a specific case. Counsel must tailor each verdict sheet to fit the individual case. It is also recommended that a disc with the proposed verdict sheet be on hand at the courtroom so that any final changes can be made with a laptop and portable printer, or in the judge's chambers if so requested. This will also allow the attorney's headings and signature block to be removed should the judge adopt the proposed verdict sheet.

QUESTION			1A	:
		***	_	c

A. was Defendant [INSER1] M.D. negl	igent?
Yes	No
At least five jurors must agree on the SIG	answer to this question. N BELOW
YES	NO

If your answer to Question 1A is yes, proceed to Question 1B.

If your answer to Question 1A is no, proceed to Question 2A.



QUESTION 1B:

В.	Was the negligence of the injuries sustained b			factor in causing
	Yes At least five jurors must	st agree on the answer	No r to this question.	
	YES	SIGN BELOW	N	
	7			

Proceed to Question 2A.

QUESTION 2A:

A.	Was Defendant [INSERT] OB-GYN, P.C., negligent?
	Yes No
	At least five jurors must agree on the answer to this question.
	SIGN BELOW
	YES

If your answer to Question 2A is yes, proceed to Question 2B.

If your answer to Question 2A is no, proceed to Question 3A.



QUESTION 2B:

В.	Was the negligence of in causing the injuries s			
	Yes At least five jurors mus	t agree on the answer	No to this question.	
	YES	SIGN BELOW		NO
	70			·

Proceed to Question 3A.

QUESTION 3A:

A.	Was Defendant [INSERT] Hospita	l Medical Center negligent?
	Yes	No
	At least five jurors must agree on t	he answer to this question.
	SIGN BI	ELOW
	YES	NO

If your answer to Question 3A is yes, proceed to Question 3B.

If your answer to Question 3A is no, and you answered no to either Part A or B of Question 1 and 2, please return to the Court. Otherwise, proceed to Question 4.



QUESTION 3B:

В.	Was the negligence of Defendant [IN substantial factor in causing the injuries su	
	Yes	No
	At least five jurors must agree on the answ SIGN BELOW	er to this question.
	YES	NO

If your answer to Question 3B is yes, proceed to Question 4.

If your answer to Question 3B is no and you answered no to either Part A or B of Question 1 and 2 please return to the Court.

QUESTION 4:

What is the percentage of fault of:	
Defendant [INSERT] M.D.	%
Defendant [INSERT] OB-GYN, P.C.*	%
Defendant [INSERT] Hospital Medical Center	%
Total must be 100%	%
Do not assign any percentage of fault to a party unler parts "A" and "B" of the Question involving the party	
At least five jurors must agree on the answ	er to this question.
SIGN BELOW	
YES	NO
Please go to the next page and answer question 5.	019

^{*} The ob-gyn group in this case did not employ the defendant doctor listed as the first defendant on the verdict sheet.

SPECIAL VERDICT FORM

You have rendered a verdict in favor of the Plaintiffs* in this case. Please proceed.

Medical expenses:

(a)

QUESTION 5:

State separately the amount awarded for the following items of damages, if any, up to the date of your verdict for the infant plaintiff.**

(b)	Nursing expenses:	\$
(c)	Rehabilitation services:	\$
(d)	Pain and suffering, includes loss of enjoyment of life up to the date	
	of your verdict:	\$
	Total	\$
At least five jurors n	nust agree on the answer to this quest	cion.
	SIGN BELOW	
YES		NO
		10
Please go to the next page a	nd answer question 6	

The verdict sheet must specifically allow the jury to award damages for all plaintiffs on all claims. In the above case, the verdict sheet does not contain a line or section for the parent's damages, as they had waived such a claim for case specific reasons. Spousal derivative causes of action, and parental claims for loss of household services and unreimbursed medical and other expenses and loss, as well as damages for any other claim proven up at trial, must be listed on the verdict sheet so that the jury may award damages for them.

The list of special damages on the verdict sheet will vary by case and depend on the proof at trial. For example, in this case, the primary plaintiff was an infant. Therefore, he had suffered no lost wages up to the date of verdict and this is reflected by the absence of such a damage line item in the verdict sheet. Consult the PJI to ensure that all possible damages are listed on the verdict sheet.

QUESTION 6:

(a)

State separately the amount awarded for the following items of damages, if any, from the date of your verdict to be incurred in the future for the infant plaintiff:

Loss of earnings of infant plaintiff:

			_ years at	% initation.
(b)	Supervised group home care and supervision:	\$		per year for
	care and supervision.			% inflation.
(c)	Psychological counseling	\$		per year for % inflation.
(d)	Speech and occupational therapy			per year for% inflation.
(e)	Pain and suffering, includes loss of enjoyment of life, including the permanent effect of the injury, from the time of the verdict to the time that the infant plaintiff could be expected to live:	\$	vears at	per year for % inflation.
	Total	\$		
	decide not to make an award as to a ord "none" as to that item.	any of t	he above item	s, you will insert
At lea	st 5 of the 6 jurors must agree on the	answer	to this question	
	SIGN BELOW			
YES			NO)
				
			 	

PLEASE REPORT TO THE COURT.

Dated: [INSERT]

[Name of Attorney]
[Name of Law Firm]
Attorneys for Plaintiffs
[Address]
[Telephone Number]

