

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR MIAMI-
DADE COUNTY, FLORIDA

GENERAL JURISDICTION DIVISION

CASE NO. 11-23377 CA 21

KENNETH GLOGER, as Personal
Representative of the Estate of IRENE
GLOGER,

Plaintiff,

v.

R.J. REYNOLDS TOBACCO COMPANY,
et al.,

Defendants.

VERDICT FORM

1. Was Irene Gloger addicted to cigarettes containing nicotine, and if so, was such addiction a legal cause of lung cancer and death?

YES NO

If your answer to Question 1 was NO, please proceed no further except to sign and date this verdict form and return it to the courtroom. If your answer to Question 1 was YES, please proceed to Question 2.

2. Please state for each Defendant whether smoking cigarettes manufactured by that Defendant was a legal cause of Irene Gloger's lung cancer and death.

R.J. REYNOLDS TOBACCO COMPANY

YES NO

PHILIP MORRIS USA INC.

YES NO

Please proceed to Question 3.

3. Please state the percentage of fault that was a legal cause of Irene Gloger's lung cancer and death that you charge to:

Note: For any answer of NO to Question 2, place a zero as to that party in answering Question 3.

R.J. REYNOLDS TOBACCO COMPANY	<u>50</u> %
PHILIP MORRIS USA INC.	<u>30</u> %
IRENE GLOGER	<u>20</u> %

TOTAL FAULT OF ALL PARTIES MUST BE 100%

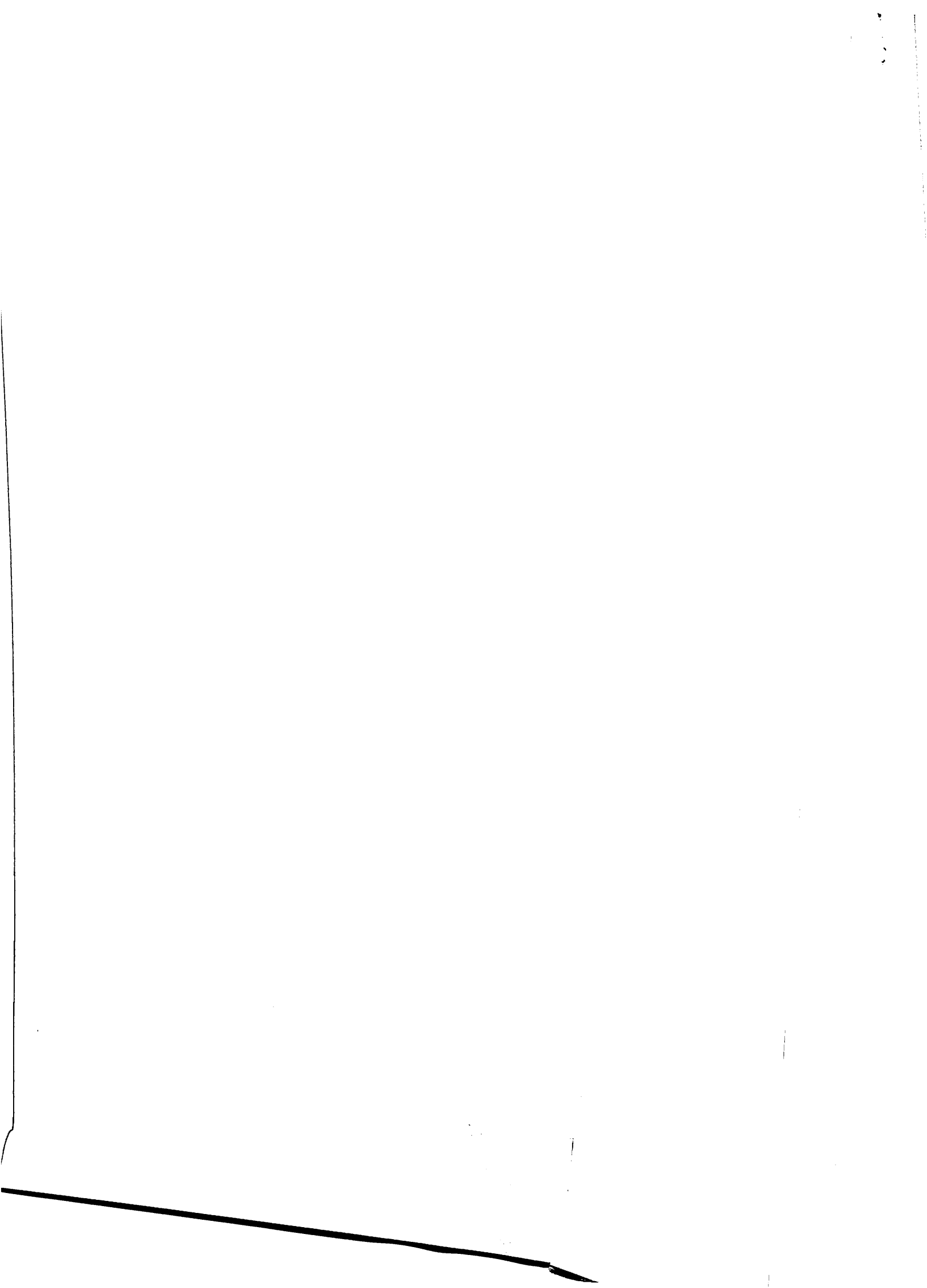
Please proceed to Question 4.

4. Was the concealment or omission of material information concerning the health effects or addictive nature of smoking cigarettes by R.J. Reynolds Tobacco Company or Philip Morris USA Inc. a legal cause of Irene Gloger's lung cancer and death?

Note: If you answered NO for either Defendant in Question 2, do not answer Question 4 as to that Defendant.

R.J. REYNOLDS TOBACCO COMPANY	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
PHILIP MORRIS USA INC.	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>

Please proceed to Question 5.



5. Were acts in furtherance of the Defendants' agreement with the other tobacco companies or organizations to conceal or omit material information concerning the health effects or addictive nature of smoking cigarettes a legal cause of Irene Gloger's lung cancer and death?

YES NO

If your answer to Question 2, 4, and 5 was NO as to both Defendants, please proceed no further except to sign and date this verdict form and return it to the courtroom. If your answer to Question 2, Question 4, or Question 5 was YES as to one or both Defendants, please proceed to Questions 6 through 8 for that or those Defendants.

6. Damages of Kenneth Gloger, Surviving Husband

What is the total amount of any damages sustained by Kenneth Gloger for the loss of Irene Gloger's companionship and protection, and for his mental pain and suffering as a result of Irene Gloger's lung cancer and death?

\$ 2.5 M

7. Damages of Melissa Gloger Weitzenfeld, Surviving Child

What is the total amount of damages sustained by Melissa Gloger for the loss of Irene Gloger's parental companionship, instruction and guidance, and for her mental pain and suffering as a result of Irene Gloger's lung cancer and death?

\$ 2.5 M

8. Damages of Ryan Gloger, Surviving Child

What is the total amount of damages sustained by Ryan Gloger, for the loss of Irene Gloger's parental companionship, instruction and guidance, and for his mental pain and suffering as a result of Irene Gloger's lung cancer and death?

\$ 2.5 M

Note: In determining the amount of damages to Kenneth Gloger, Melissa Weitzenfeld, and Ryan Gloger, you should not make any reduction because of the fault, if any, of Irene Gloger. The court will enter a judgment based on your verdict and, if you find that Irene Gloger was at fault in any degree, the court will make any reduction required by law to reduce the total amount of damages by the percentage of fault, if any, which you find chargeable to Irene Gloger. If you find for plaintiff on Questions 5 and/or 6, the amount of compensatory damages awarded to Plaintiff will not be reduced by Irene Gloger's fault.

Please proceed to question 9.

9. Under the circumstances of this case, please state whether you find by clear and convincing evidence that punitive damages are warranted against each Defendant.

R.J. REYNOLDS TOBACCO COMPANY

YES NO


PHILIP MORRIS USA INC.

YES NO

(Please sign and date the verdict form.)

SO SAY WE ALL THIS 5 DAY OF February 2018.

John J. Lloyds
FOREPERSON


FOREPERSON'S PRINTED NAME