

IN THE TWELFTH JUDICIAL CIRCUIT, IN
AND FOR, SARASOTA COUNTY,
FLORIDA

CASE NO.: 2011-CA-001941 NC, Div. T

FAYE THEIS, Personal Representative of the
ESTATE OF EDWARD FREDERICK
THEIS, JR.,

Plaintiff,

vs.

R.J. REYNOLDS TOBACCO COMPANY,
and PHILIP MORRIS USA INC.,

Defendants,

VERDICT FORM

We, the Jury return the following verdict:

1. Was Edward Frederick Theis, Jr., addicted to cigarettes containing nicotine, and if so, was such addiction a legal cause of his 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 whether smoking cigarettes manufactured by each Defendant was a legal cause of Edward Frederick Theis, Jr.'s lung cancer and death.

R.J. Reynolds Tobacco Co.: YES NO

Philip Morris USA Inc.: YES NO

3. Please state the percentage of fault that was a legal cause of Edward Frederick Theis, Jr.'s, death that you charge to:

R.J. REYNOLDS TOBACCO COMPANY	<u>15</u>
PHILIP MORRIS USA INC.	<u>60</u>
EDWARD FREDERICK THEIS, JR.	<u>25</u>

(The total of percentages must equal 100%)

If your answer to Question 2 as to either Philip Morris or R.J. Reynolds was "NO," please enter a zero (0) next to the name of that Defendant. If your answer to Question 2 was "YES" as to R.J. Reynolds, answer Question 4. If your answer to Question 2 was "NO" as to R.J. Reynolds, skip Question 4.

4. Was Edward Frederick Theis, Jr.'s reasonable reliance on the concealment or omission of material information regarding the addictiveness or the health effects of cigarettes, or both, by R.J. Reynolds, a legal cause of his lung cancer and death?

YES NO

If your answer to Question 2 was "YES" as to Philip Morris, answer Question 5. If your answer to Question 2 was "NO" as to Philip Morris, skip Question 5.

5. Was Edward Frederick Theis, Jr.'s reasonable reliance on the concealment or omission of material information regarding the addictiveness or the health effects of cigarettes, or both, by Philip Morris, a legal cause of his lung cancer and death?

YES NO

Answer Questions 6, 7, 8 and 9.

6. Was Edward Frederick Theis, Jr.'s reasonable reliance on acts made in furtherance of the agreement between and among R.J. Reynolds, Philip Morris, and other tobacco companies and organizations to conceal or omit material information regarding the addictiveness or health effects of cigarettes, or both, a legal cause of his lung cancer and death?

YES NO

7. What is the total amount of damages sustained by Faye Theis for the loss of her husband Edward Frederick Theis, Jr.'s companionship and protection and her mental pain and suffering as a result of his death?

\$ 7 MILLION

In determining the amount of damages, do not make any reduction because of the fault of Edward Frederick Theis, Jr. The Court will enter a judgment based on your verdict and, in entering judgment, will make any reduction required by law. If, however, your answer to Question 4, 5 and/or 6 is YES, there will be no such reduction.

8. Please state whether you find by clear and convincing evidence that punitive damages are warranted against R.J. Reynolds under the circumstances of this case?

YES NO

9. Please state whether you find by clear and convincing evidence that punitive damages are warranted against Philip Morris under the circumstances of this case?

YES NO

SO SAY WE ALL THIS 22 day of May, 2018.


Signature of Foreperson

Dawn Galvin
Foreperson's printed name