



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

IN RE: Bard IVC Filters Products Liability  
Litigation,

No. MDL 15-02641-PHX-DGC

Sherr-Una Booker, an individual,  
Plaintiff,

No. CV-16-00474-PHX-DGC

v.

C. R. Bard, Inc., a New Jersey corporation;  
and Bard Peripheral Vascular, Inc., an  
Arizona corporation,  
Defendants.

**VERDICT**

We, the jury, duly empaneled and sworn in the above entitled action, upon our oaths, find as follows:

**A. LIABILITY**

**1. Strict Product Liability Design Defect Claim**

Do you find by a preponderance of the evidence that Bard is liable to Ms. Booker on the strict product liability design defect claim? \_\_\_\_ Yes X No

**2. Strict Product Liability Failure to Warn Claim**

Do you find by a preponderance of the evidence that Bard is liable to Ms. Booker on the strict product liability failure to warn claim? \_\_\_\_ Yes X No

1           **3. Negligent Design Claim**

2           Do you find by a preponderance of the evidence that Bard is liable to Ms. Booker  
3 on the negligent design claim? \_\_\_\_\_ Yes X No

4           **4. Negligent Failure to Warn Claim**

5           Do you find by a preponderance of the evidence that Bard is liable to Ms. Booker  
6 on the negligent failure to warn claim? X Yes \_\_\_\_\_ No

7           If you answered "No" to each question in Part A, do not complete Parts B, C,  
8 or D, but please respond to the first question in Part E. If you answered "Yes" to any  
9 question in Part A, please complete Parts B, C, and D, and respond to the second question  
10 in Part E.

11  
12  
13       **B. COMPENSATORY DAMAGES**

14       If you found Bard liable on any of the claims set forth above, what amount of  
15 damages do you find will reasonably compensate Ms. Booker for her injuries?

16  
17       \$ 2,000,000<sup>00</sup> (2 million)

18  
19  
20       **C. APPORTIONMENT OF FAULT**

21       1. Do you find by a preponderance of the evidence that negligence on the part  
22 of Dr. Sarwat Amer caused or contributed to Ms. Booker's injuries?

23       X Yes \_\_\_\_\_ No

24       2. If you answered "Yes," please provide the relative degrees of fault, if any,  
25 that you assign to Bard and Dr. Amer (your total must equal 100%):

26       Bard: 80 %

27       Dr. Amer: 20 %

28                   100%

**D. PUNITIVE DAMAGES**

Do you find by clear and convincing evidence that punitive damages should be awarded against Bard? ☒ Yes ☐ No

**E. SUPERSEDING CAUSE QUESTIONS**

1. If you answered "No" to all of the questions identified in Part A, was your finding based on the fact that either of the following was a superseding cause?

Dr. Brandon Kang: ☐ Yes ☐ No

Other radiologists: ☐ Yes ☐ No

2. If you answered "Yes" to any question identified in Part A above, did you reduce the damages awarded in Part B based on the fact that either of the following was a superseding cause?

Dr. Brandon Kang: ☐ Yes ☒ No

Other radiologists: ☐ Yes ☒ No

# 3  
Presiding Juror Number

March 30, 2018  
Date