

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
COLUMBUS DIVISION

FIFE M. WHITESIDE,

*

Plaintiff,

*

vs.

*

CASE NO. 4:16-CV-313 (CDL)

GEICO INDEMNITY COMPANY,

*

Defendant.

*

VERDICT

- (1) Do you find by a preponderance of the evidence that Defendant GEICO Indemnity Company failed to exercise that degree of care that a reasonably prudent insurance company would exercise in its response to Terry Guthrie's offer to settle his claims against Bonnie Winslett for \$30,000?

Answer Yes or No YES

If your answer is "No," this ends your deliberations. Judgment will be entered in favor of the Defendant. Your foreperson should sign and date this verdict form on Page 3. If your answer is "Yes," continue to Question 2.

- (2) Do you find by a preponderance of the evidence that Defendant GEICO Indemnity Company's failure to accept Terry Guthrie's offer to settle his claims against Bonnie Winslett for \$30,000 was a proximate cause of the default judgment against Bonnie Winslett?

Answer Yes or No YES

If your answer is "No," this ends your deliberations. Judgment will be entered in favor of the Defendant. Your foreperson should sign and date this verdict form on Page 3. If your answer is "Yes," continue to Question 3.

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- (3) Do you find by a preponderance of the evidence that Bonnie Winslett was negligent and that her negligence was a proximate cause of the default judgment against her?

Answer Yes or No YES

If your answer is "Yes," go to Question 4. If your answer is "No," then you should check the following:

 We, the jury, award damages to Plaintiff against Defendant in the amount of \$ \$2,886,204.00.

If you awarded damages above, go to Question 5.

- (4) Indicate Bonnie Winslett's percentage of fault compared to that of Defendant GEICO Indemnity Company. Please answer in terms of percentages. The total of the percentages should add up to 100%.

Bonnie Winslett 30 %

GEICO Indemnity Company 70 %

If you find that Bonnie Winslett's percentage of fault is 50% or greater, this ends your deliberations. Your foreperson should sign and date this verdict form on Page 3. If you found that Bonnie Winslett's percentage of fault is less than 50%, then you should check the following:

 We, the jury, find that damages shall be awarded to Plaintiff and against Defendant in the amount of \$2,886,204.00 less the percentage of Ms. Winslett's fault as found above.

If you found Bonnie Winslett's percentage of fault is less than 50%, go to Question 5.

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- (5) Do you find by a preponderance of the evidence that the Plaintiff shall recover attorney's fees and litigation expenses against the Defendant?

Answer Yes or No NO

Your foreperson should sign and date this verdict form below.

SO SAY WE ALL.

Foreperson's Signature

06/21/2018
Date