

Question 3.

3. Do you find that Defendants proved by a preponderance of the evidence that Plaintiff assumed the risk of injury?

Yes No

If you answered “Yes” to Question 3, your deliberations are completed. If you answered “No” to Question 3, proceed to Question 4.

4. Do you find that Defendants proved by a preponderance of the evidence that Plaintiff failed to exercise ordinary care to avoid the consequences of Defendants’ negligence?

Yes No

If you answered “Yes” to Question 4, your deliberations are completed. If you answered “No” to Question 4, proceed to Question 5.

5. Do you find that Defendants proved by a preponderance of the evidence that Plaintiff’s negligence was a proximate cause of his injury and that Plaintiff was 50% or more at fault?

Yes No

If you answered “Yes” to Question 5, your deliberations are completed. If you answered “No” to Question 5, proceed to Question 6.

6. Do you find that one or more persons or entities other than Defendants are responsible to some degree for Plaintiff's injury?

_____ Yes _____ No

If you answered "No" to Question 6, proceed to Question 7. If you answered "Yes" to Question 6, state below the percentage of fault that you assign to each person or entity. If you find no fault as to a particular person or entity, enter "0".

Defendant Tractor Supply Company _____

Defendant Buffalo Corporation _____

Plaintiff _____

Yangzhou Superman Sporting Equipment _____

Lee Summey _____

Brian Calkins _____

Proceed to Question 7.

7. We, the jury, find damages to Plaintiff for his injuries in the following sums:

Medical Expenses _____

Loss of Earnings _____

Pain and Suffering _____

Proceed to Questions 8 and 9 only if you answered Question 2 “Yes” and found some amount of damages in Question 7.

8. Do you find that Plaintiff proved by preponderance of the evidence that he should be awarded attorneys’ fees against Defendant Buffalo Corporation?

_____ Yes _____ No


If you answered “No” Question 8, proceed to Question 9. If you answered “Yes” to Question 8, state the amount of attorneys’ fees to be awarded to Plaintiff.

Proceed to Question 9.

9. Do you find that Plaintiff proved by clear and convincing evidence that punitive damages should be awarded against Defendant Buffalo Corporation?

_____ Yes _____ No

Date: 02-27-2018



Foreperson TODD R. WALLS