

FILED

JUL 09 2010

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EASTERN DISTRICT OF CALIFORNIA
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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

DONDI VAN HORN,

CASE NO. CV F 08-1622 LJO DLB

Plaintiff,

JUDGMENT

v.

TINA DHILLON,

Defendant.

Van Horn vs. Heinrich, et al.

Doc. 449

_____ /

This action came on regularly for trial on June 28, 2010 in the United States District Court, Eastern District of California, the Honorable Judge Lawrence J. O'Neill presiding. Plaintiff Dondi Van Horn (hereinafter "Plaintiff") appeared by attorneys Christine S. Haskett, E. Daniel Robinson, Jesse Goodman, and Bradley Chernin of Covington & Burling LLP, and Defendant Tina Dhillon, M.D. (hereinafter "Dr. Dhillon") appeared by attorney Richard Salinas of Weiss Martin Salinas & Hearst. A jury of persons was regularly impaneled and sworn. Witnesses were sworn and testified. After hearing the evidence and arguments of counsel, the jury was duly instructed by the Court and the cause was submitted to the jury with directions to return a verdict on special issues. The jury deliberated and thereafter returned into court with its special verdict, a true and correct conformed copy of which is attached hereto as Exhibit "A".

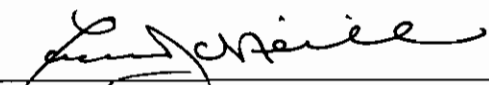
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NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that, pursuant to the jury's verdict, the Court of the Eastern District of California hereby orders that plaintiff recover nothing against Dr. Dhillon, and the action be dismissed on the merits. Costs, if any, will be determined following a timely filed Memorandum of Costs.

IT IS SO ORDERED.

DATED: July 9, 2010



LAWRENCE J. O'NEILL
UNITED STATES DISTRICT JUDGE

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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

DONDI VAN HORN,

CASE NO. CV F 08-1622 LJO DLB

Plaintiff,

SPECIAL VERDICT FORM

vs.

TINA DHILLON,

Defendants.

We, the jury, unanimously find the following verdict on the questions submitted to us:

Question 1: Was Dr. Dhillon negligent in her treatment of Dondi Van Horn?

Yes _____ No

If you answered "yes," go to Question 2.

If you answered "no," date, sign and return the verdict form.

Question 2: Was Dr. Dhillon's negligence a substantial factor in causing harm to Dondi Van Horn?

Yes _____ No _____

Go to Question 3.

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EXHIBIT A

1 **Question 3:** Was the negligence of the following person(s) a substantial factor in causing
2 harm to Dondi Van Horn?

| | | | |
|---|---------------------------|-----------|----------|
| 3 | Dr. Naeem Siddiqi | Yes _____ | No _____ |
| 4 | Madera Community Hospital | Yes _____ | No _____ |
| 5 | Dr. Daun Martin | Yes _____ | No _____ |
| 6 | Dr. Pal Virk | Yes _____ | No _____ |
| 7 | Tina Hornbeak | Yes _____ | No _____ |

8 Go to Question 4.

9 **Question 4:** What is the amount of damages, including economic and non-economic
10 damages, suffered by plaintiff Dondi Van Horn?

11 Damages:

| | | |
|----|--------------------------|-----------------|
| 12 | (1) Economic Damages | \$ _____ |
| 13 | (2) Non-economic damages | \$ _____ |
| 14 | | Total: \$ _____ |

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16 **Question 5:** For Dr. Heinrich and for any person/entity you answered "yes" in Question # 3,
17 answer the following question. What percentage of responsibility for Dondi Van Horn's harm do
18 you assign to the following?

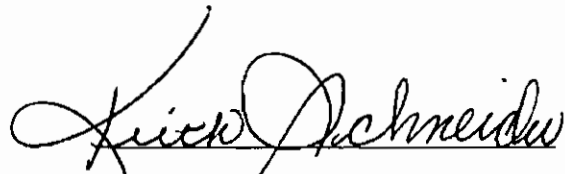
| | | |
|----|---------------------------|-------------|
| 19 | Dr. Dhillon | _____ % |
| 20 | Dr. Heinrich | _____ % |
| 21 | Dr. Naeem Siddiqi | _____ % |
| 22 | Madera Community Hospital | _____ % |
| 23 | Dr. Daun Martin | _____ % |
| 24 | Dr. Pal Virk | _____ % |
| 25 | Tina Hornbeak | _____ % |
| 26 | | Total: 100% |

1 Sign, date and return this verdict.

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3 Dated: July 1, 2010

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PRESIDING JUROR

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