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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

United States District Court
Northern District of California

ZHIVKA VALIAVICHARSKA,

Plaintiff,

v.

BRENDAN TINNEY,

Defendant.

Case No.: CV 10-4847 JSC

[PROPOSED] VERDICT FORM

1. Do you find that defendant Brendan Tinney violated plaintiff Zhivka Valiavicharska’s constitutional rights by using excessive and unreasonable force when he hit her finger with his baton?

YES _____

NO _____

If your answer is YES, then answer Questions 2 and 3. If you answered NO, stop here, answer no further questions, and have the Jury Foreperson sign and date this form.

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2. What do you find to be the total amount of damages suffered by plaintiff and caused by Brendan Tinney's excessive force?

\$ _____

3. Do you find that Brendan Tinney acted either maliciously or in reckless disregard of plaintiff's rights when he used excessive force such that punitive damages are justified?

YES _____

NO _____

PLEASE HAVE THE JURY FOREPERSON SIGN AND DATE THE VERDICT FORM,
AND THEN INFORM THE COURT CLERK THAT YOU HAVE REACHED A VERDICT.

Signed: _____
Jury Foreperson

Dated: _____