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

FRANK ALLEN,  
Plaintiff,

No. C 11-03110 WHA

v.

**[DRAFT] SPECIAL VERDICT  
FORM**

RADIO SHACK CORPORATION,  
Defendant.

**YOUR ANSWERS TO THE FOLLOWING QUESTIONS MUST BE UNANIMOUS.**

1. Has plaintiff Frank Allen proven his claim for race discrimination against defendant RadioShack?      **YES** \_\_\_\_\_      **NO** \_\_\_\_\_
2. Has plaintiff Frank Allen proven his claim for age discrimination against defendant RadioShack?      **YES** \_\_\_\_\_      **NO** \_\_\_\_\_
3. Has plaintiff Frank Allen proven his claim for retaliation for engaging in protected activity?      **YES** \_\_\_\_\_      **NO** \_\_\_\_\_
4. Has plaintiff Frank Allen proven his claim for discharge in violation of public policy?      **YES** \_\_\_\_\_      **NO** \_\_\_\_\_
5. Has plaintiff Frank Allen proven his claim for intentional infliction of emotional distress?      **YES** \_\_\_\_\_      **NO** \_\_\_\_\_

1 **IF YOU HAVE ANSWERED “YES” TO ANY OF THE ABOVE, PLEASE CONTINUE TO THE REST OF**  
2 **THE QUESTIONS BELOW. IF YOU HAVE ANSWERED “NO” TO ALL OF THE ABOVE, YOUR**  
3 **DELIBERATIONS ARE COMPLETED AND YOU NEED NOT ANSWER ANY OF THE QUESTIONS**  
4 **BELOW.**

5 6. Has defendant RadioShack proven that it would have terminated Frank Allen for  
6 legitimate reasons anyway? If yes, state when such termination would have been.

7 **YES** \_\_\_\_\_ **NO** \_\_\_\_\_

8 **If YES, when?** \_\_\_\_\_

9 7. State the amount of compensatory damages proven by plaintiff Frank Allen for each of  
10 the following categories as a result of any of the claims proven by him.

11  
12 a) Past lost wages and benefits \$ \_\_\_\_\_

13 b) Future lost wages and benefits \$ \_\_\_\_\_

14 c) Past emotional distress \$ \_\_\_\_\_

15 d) Future emotional distress \$ \_\_\_\_\_

16  
17 8. Has plaintiff Frank Allen proven by clear and convincing evidence that punitive  
18 damages, over and above compensatory damages, should be awarded in favor of plaintiff  
19 and against RadioShack?

20 **YES** \_\_\_\_\_ **NO** \_\_\_\_\_

21 (If you answer yes, we will hold a short further supplemental trial and you will have a  
22 further supplemental deliberation to determine the amount of any such punitive  
23 damages.)

24  
25 When this form is completed, the jury foreperson should date and sign it and advise the  
26 Court that you have reached a verdict.

27  
28 Dated: \_\_\_\_\_

\_\_\_\_\_  
JURY FOREPERSON