

United States District Court
For the Northern District of California

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

CARLTON SULLINS, an individual, RITA
SULLINS, an individual, DON-SUL,
INC., a California Corporation,

No. 08-04927 CW
VERDICT FORM

Plaintiffs,

v.

EXXON/MOBIL CORPORATION, a New Jersey
Corporation,

Defendant.

_____ /

We, the jury, in the above-entitled action, find the following verdict on the following questions submitted to us. "Plaintiffs" shall refer to Plaintiffs Carlton A. Sullins, Rita Sullins and Don-Sul, Inc. "ExxonMobil" shall refer to Defendant ExxonMobil Corporation.

We answer the questions submitted to us as follows:

1. Did ExxonMobil cause any portion of the contamination on the property located at 187 North L. Street, Livermore, California. (Property)?

Yes _____ No _____

If your answer to question 1 is "Yes," then answer question 2. If you answered "No," stop here, answer no further questions, and have the presiding juror sign and date this form.

2. Did contamination caused by ExxonMobil substantially and unreasonably interfere with Plaintiffs' use or enjoyment of the

1 Property?

2 Yes _____ No _____

3 If your answer to question 2 is "Yes," then answer question 3.
4 If you answered "No," stop here, answer no further questions, and
5 have the presiding juror sign and date this form.

6

7 3. Would an ordinary person have been reasonably annoyed or
8 disturbed by the contamination caused by ExxonMobil?

9 Yes _____ No _____

10 If your answer to question 3 is "Yes," then answer question 4.
11 If you answered "No," stop here, answer no further questions, and
12 have the presiding juror sign and date this form.

13

14 4. Was the contamination caused by ExxonMobil a substantial
15 factor in causing harm to Plaintiffs?

16 Yes _____ No _____

17 If your answer to question 4 is "Yes," then answer question 5.
18 If you answered "No," stop here, answer no further questions, and
19 have the presiding juror sign and date this form.

20

21 5. If all the contamination on Plaintiffs' property is
22 represented as 100%, what percentage of the contamination do you
23 find was caused by ExxonMobil?

24 _____%

25

26 6. The parties agree that Plaintiffs incurred costs in the
27 amount of \$42,377.95 to investigate and remediate all of the

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1 contamination on their Property between September 24, 2005 and
2 today that were not reimbursed by the Underground Storage Tank
3 Fund. What amount, if any, of these costs do you find was caused
4 by ExxonMobil's conduct?

5 \$ _____
6

7 Please have the presiding juror sign and date this form.
8

9 Signed: _____
10 Presiding Juror

11 Dated: _____

12 After this verdict form has been signed, please deliver it to
13 the clerk or bailiff.
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