

FORM OF VERDICT

1. Did Valley Air Service prove Southaire breached the contract by its failure to perform its obligations under the contract?

Yes No

If your answer to question 1 is No, then you should skip questions 2 and 3, and answer question 4.

2. Did Valley Air Service prove it sustained damages resulting from Southaire's breach?

Yes No

If your answer to question 2 is No, then you should skip question 3, and answer question 4.

3. Did Valley Air Service show evidence from which you can determine the fair and reasonable value of the loss?

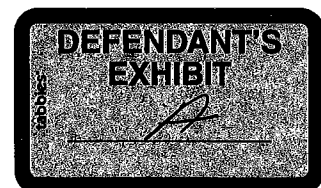
Yes No

Regardless of your answer to question 3, you should answer question 4.

4. On Valley Air Service's claim of fraud against Southaire and Ed Brunner, we find in favor of:

Valley Air Service _____ Southaire/Brunner

If your answers to question 3 is yes, or if you find in favor of Valley Air Service in question 4, you should answer question 5. If your answer to questions 1, 2, or 3 is No and you find in favor of Southaire/Brunner in question 4, your deliberations are complete and you may sign the verdict form.



5. Compensatory Damages:

- (a) Direct Damages (the price Valley Air Service paid minus the fair market value of the Aircraft at the time of Southaire's breach): \$ 10,000.00
- (b) Special Damages (Valley Air Service's lost profits that were reasonably foreseeable when the contract was made): \$ 28,710.00
- (c) Incidental Damages (amounts Valley Air Service proved were reasonably spent in responding to Southaire's breach of the contract and securing the benefits Southaire was to have provided. \$ 1,986.00
- (d) Total Compensatory Damages (a + b + c): \$ 40,696.00

If you find in favor of Valley Air Service in question 4, answer question 6. If you find in favor of Southaire and Ed Brunner in question 4, skip questions 6 and 7, and answer question 8.

6. Answer this question only if you find in favor of Valley Air Service in question 4.

Did Valley Air Service prove that Southaire and/or Ed Brunner's fraud was willful and wanton?

Yes _____

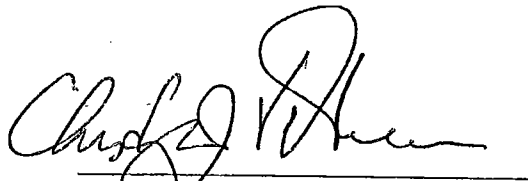
No _____

If your answer to question 6 is Yes, you should then answer question 7. If your answer to question 6 is No, then you should skip question 7 and answer question 8.

7. Punitive Damages (the amount you determine will punish Southaire and Ed Brunner and deter Southaire and Ed Brunner and others from similar conduct):

\$ ~~0~~

8. We the jury award Valley Air Service (total compensatory damages in question 5(d) plus total punitive damages in question 7, if any): \$ 40,696.00



Foreperson

