

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

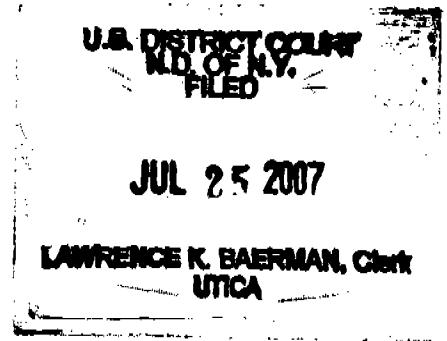
KENNETH THOMPSON,

Plaintiff

v.

J. BURGE, Superintendent,

Defendant.



9:02-CV-394

ORIGINAL
VERDICT FORM

July 25, 2007
Utica, New York

Court Exhibit No. 1

SECTION 1983 CLAIM

1. Do you find that plaintiff Kenneth Thompson had a serious medical need?

Yes _____

No _____

If you answered "No" to Question 1, do not proceed any further. Turn to the last page, sign and date the verdict form, and notify the Marshall that you have reached a verdict.

If you answered "Yes" to Question 1, proceed to Question 2.

2. Do you find that defendant John Burge was deliberately indifferent to plaintiff Kenneth Thompson's serious medical need?

Yes _____

No _____

If you answered "No" to Question 2, do not proceed any further. Turn to the last page, sign and date the verdict form, and notify the Marshall that you have reached a verdict.

If you answered "Yes" to Question 2, proceed to Question 3.

3. Do you find that defendant John Burge's deliberate indifference to plaintiff Kenneth Thompson's serious medical needs was a proximate cause of compensatory or actual damages to plaintiff?

Yes _____

No _____

If you answered "No" to Question 3, proceed to Question 5.

If you answered "Yes" to Question 3, proceed to Question 4.

DAMAGES

Answer Question 4 or 5, but not both.

Compensatory or Actual Damages

4. State the amount of compensatory or actual damages, if any, that you award to plaintiff Kenneth Thompson for the deprivation of his constitutional rights:

Limitation on Quality of Life	\$ _____
Emotional Distress	\$ _____
TOTAL:	\$ _____

Nominal Damages

5. State the amount of nominal damages that you award to plaintiff Kenneth Thompson (not to exceed \$1.00) for the violation of his constitutional rights:

\$ _____

Proceed to Question 6.

Punitive Damages

6. State whether defendant John Burge is responsible for punitive damages to plaintiff Kenneth Thompson for the violation of his constitutional rights:

Yes _____ No _____

PROCEED TO THE LAST PAGE, SIGN IN THE SPACE PROVIDED, AND NOTIFY THE MARSHAL THAT YOU HAVE REACHED A VERDICT.

Please sign and date this verdict form.
YOUR VERDICT MUST BE UNANIMOUS.
ALL MUST SIGN.

Dated: July 25, 2007

Donna B. Bupp
(Foreperson)

Frank Park

Michael J. Jupp

Julie Artz

Dennis A. Reska

Carol Deel

Susan Richter

William C. Kington