

IN THE CIRCUIT COURT OF ADAMS COUNTY, MISSISSIPPI

JOHNNY MACK FORD

PLAINTIFF

VS.

CIVIL ACTION NO. 09-KV-0061-J

JOHN HENRY "RUSTY" FAIRBANKS, JR., M.D.;
J.H. FAIRBANKS, M.D., PLLC; and
JOHN AND JANE DOES 1-10

DEFENDANTS

INSTRUCTION NO. 27

When you reach a verdict in this case, you should write it on a separate piece of paper. It need not be signed by you. The verdict may be one of the following forms:

"We, the jury in the above entitled action, find the following specific verdict on the questions submitted to us:

Question 1: Was the Defendant, Dr. Rusty Fairbanks, negligent in the medical care and treatment of Johnny Mack Ford?

Answer: Yes No

If your answer to Question 1 is "no," you need not continue. If your answer to Question 1 is "yes," then answer Question 2.

Question 2: Was such negligence referred to in answer to Question 1 above a proximate cause of injury to the Plaintiff, Johnny Mack Ford?

Answer: Yes No

If your answer to Question 2 is "no," you need not continue. If your answer to Question 2 is "yes," then you are to award damages to the Plaintiff, Johnny Mack Ford, in accordance with the damage instructions below."

If you find for the Plaintiff, Johnny Mack Ford, then you should find as follows:

"We the jury, assess non-economic damages in the amount of \$ 300,000.00."

"We the jury, assess economic damages in the amount of \$ 211,621.39."

If you have determined that Dr. Fairbanks is liable for all or a portion of the damages listed above, you should list the percentage of fault here 100 %.

If you have determined that Dr. Ron Gregg is responsible for all or a portion of the damage listed above, you should list the percentage of fault here 0 %.

BY [Signature] EDWARD C. WALKER, CIRCUIT CLERK

NOV 11 2010

RECEIVED AND FILED

[Signature]