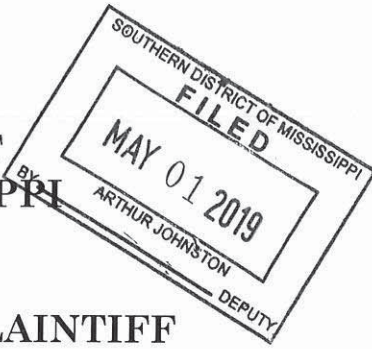


IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION



KYMBERLI GARDNER

PLAINTIFF

v.

CAUSE NO. 1:15CV423-LG-RHW

CLC OF PASCAGOULA,
LLC, d/b/a Plaza
Community Living
Center

DEFENDANT

VERDICT FORM

Part I

Question 1

Do you find by a preponderance of the evidence that the nursing home resident J.S. engaged in sexual harassment that was sufficiently severe or pervasive to alter the terms and conditions of Plaintiff Kymberli Gardner's employment and create a hostile or abusive work environment?

Answer "Yes" or "No:" Yes

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

If you answered "No" to Question 1, skip to Question 3.

Question 2

Do you find by a preponderance of the evidence that CLC knew or in the exercise of reasonable care should have known, that Plaintiff Gardner was being sexually harassed and failed to take prompt remedial action?

Answer "Yes" or "No:" Yes

Proceed to Question 3.

Question 3

Do you find by a preponderance of the evidence that Plaintiff Gardner would not have been terminated but for her refusal to work in a discriminatorily hostile or abusive environment?

Answer "Yes" or "No:" Yes

If you answered "Yes" to Questions 1 and 2, or if you answered "Yes" to Question 3, proceed to Question 4.

If you answered "No" to Questions 1 and 3, skip to Part II on the last page.

Question 4

What sum of money, if paid now in cash, would fairly and reasonably compensate Plaintiff Kymberli Gardner for the damages, if any, you have found Defendant CLC of Pascagoula, LLC caused Plaintiff Gardner?

Answer in dollars and cents for the following items and none other:

1. Past pain and suffering, inconvenience, mental anguish, and loss of enjoyment of life.

\$ 30,000

2. Future pain and suffering, inconvenience, mental anguish, and loss of enjoyment of life.

\$ 30,000

3. Backpay.

\$ 10,000

Proceed to Part II on the next page.

Part II

Finalization of the verdict form.

Please complete the following information:

Date 5-1-19

Signature of Foreperson

