

IN THE IOWA DISTRICT COURT FOR DELAWARE COUNTY

SANDRA K. MORMANN,
INDIVIDUALLY AND AS
ADMINISTRATOR OF THE ESTATE OF
AUGUSTIN G. MORMANN, AND
DANIEL J. MORMANN,
INDIVIDUALLY

Plaintiffs,

vs.

CITY OF MANCHESTER, IOWA AND
JAMES LOUIS WESSELS

Defendants.

NO. LACV008847

VERDICT FORM

We find the following verdict on the questions submitted to us:

Question No. 1: Did James Wessels commit **an assault** against Augustin Mormann?

Answer "yes" or "no."

ANSWER: yes

Question No. 2: Did James Wessels commit **a battery** against Augustin Mormann?

Answer "yes" or "no."

ANSWER: yes

[If your answer is "yes" to either Question No. 1 or Question No. 2 or both, then proceed to Question No. 3. If your answer is "no" to both Question No. 1 and Question No. 2, do not answer any further questions, sign this form, and notify the Court Attendant.]

Question No. 3: Was James Wessels' assault or battery a cause of the Plaintiffs' damage?

Answer "yes" or "no."

ANSWER: yes

[If your answer is "yes," then consider the defense of Justification in Question No. 4. If your answer is "no," do not answer any further questions, sign this form, and notify the Court Attendant.]

Question No. 4: As explained in Instruction No. 14, was James Wessels justified in his actions involving Augustin Mormann?

Answer "yes" or "no."

ANSWER: No

[If your answer is "no," proceed to Question No. 5. If your answer is "yes", do not answer any further questions, sign this form, and notify the Court Attendant.]

Question No. 5: We find that the damage caused by the assault/battery of James Wessels against Augustin Mormann is:

- | | | |
|---|--|---------------------|
| 1. | Past pain and suffering (Gus Mormann) | \$ <u>125,000</u> |
| 2. | Past Loss of Function of Mind and Body (Gus Mormann) | \$ <u>125,000</u> |
| 3. | Present Value Loss of Consortium (Sandra K. Mormann) | \$ <u>2,000,000</u> |
| 4. | Present Value Loss of Consortium (Daniel J. Mormann) | \$ <u>2,000,000</u> |
| TOTAL (add the separate items of damage): | | \$ <u>4,250,000</u> |

Rebecca Gish
FOREMAN OR FOREWOMAN*

*To be signed only if verdict is unanimous.

Juror**

Juror**

Juror**

Juror**

Juror**

Juror**

Juror**

**To be signed by the jurors agreeing to it after six hours or more of deliberation.