UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

NANCY GENOVESE,

Plaintiff,

– against –

ROBERT CARLOCK AND
THE COUNTY OF SUFFOLK,

Defendants.

VERDICT SHEET

10-CV-3470 (JFB)(AKT)

PART I. LIABILITY

CLAIM ONE: MALICIOUS PROSECUTION UNDER STATE AND FEDERAL LAW

1. Did plaintiff prove, by a preponderance of the evidence, that Deputy Sheriff Carlock maliciously prosecuted her?

Yes X No ____

[Proceed to Question 2.]

CLAIM TWO: RETALIATION UNDER THE FIRST AMENDMENT

2. Did plaintiff prove, by a preponderance of the evidence, her claim that Deputy Sheriff Carlock initiated a criminal proceeding against plaintiff based on her political association, and that the prosecution was not supported by probable cause, in violation of plaintiff's rights under the First Amendment?

Yes ____ No X

[If you answered "Yes" to Question 2, proceed to Question 3. If you answered "No" to Question 2, skip Question 3 and proceed to Question 4.]

3. Did defendant Deputy Sheriff Carlock prove, by a preponderance of the evidence, that he would have initiated a criminal proceeding against plaintiff regardless of her political association?

Yes____ No____

[Proceed to Question 4.]

COURT EXHIBIT

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CLAIM THREE: BATTERY UNDER STATE LAW

4. Did plaintiff prove, by a preponderance of the evidence, that Deputy Sheriff Carlock committed a battery against her?

Yes____ No X

[Only proceed to Part II, Question 5, if you answered "Yes" to Question 1, OR if you answered "Yes" to Question 2 (and "No" to Question 3), OR if you answered "Yes" to Question 4. Otherwise, leave all the remaining questions blank, sign and date this verdict sheet, and inform the Courtroom Deputy that your deliberations are complete and that you have reached a verdict.]

PART II. DAMAGES

5. If you find that the plaintiff has proven, by a preponderance of the evidence, that she is entitled to compensatory damages, state the amount, if any, that you award the plaintiff for compensatory damages (if you decide not to make an award as to this item, insert the word "None"):

$ 1,112,000

[If you awarded no damages in Question 5, proceed to Question 6. If you awarded damages in Question 5, proceed to Question 7.]

6. State the amount you award the plaintiff in nominal damages:

$_____

[Proceed to Question 7.]

7. Do you find that punitive damages are warranted against the defendant Deputy Sheriff Carlock?

Yes ___ No ___ could not reach a unanimous decision BG

[If you answered "YES," proceed to Question 8. If you answered "NO," leave the remaining question blank, sign and date this verdict sheet, and inform the Courtroom Deputy that your deliberations are complete and that you have reached a verdict.]

8. If you find that punitive damages are warranted, state the amount of punitive damages that you impose against the defendant Deputy Sheriff Carlock:

$_____

Please sign and date the verdict sheet, and inform the Courtroom Deputy that your deliberations are complete and that you have reached a verdict.

Bradley Evans
Foreperson

Dated: Central Islip, New York

12/11/14, 2014