

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 2:16-cv-14072-ROSENBERG/HOPKINS

VIOLA BRYANT, as Personal Representative
of the Estate of GREGORY VAUGHN HILL, JR.,

Plaintiff,

v.

SHERIFF KEN MASCARA, in his Official
Capacity as Sheriff of St. Lucie County and
CHRISTOPHER NEWMAN,

Defendants.

Verdict Forms

**Civil Rights – Special Interrogatories – 42 U.S.C. § 1983 Claim Against
Defendant Christopher Newman**

Special Interrogatories to the Jury

Do you find from a preponderance of the evidence:

1. That Defendant Christopher Newman intentionally committed acts that violated Gregory Vaughn Hill Jr.'s right to be free from excessive force?

Answer Yes or No

NO

If your answer is "No," this ends your deliberations on this claim. You should move on to answer the questions on the page "Negligence Claim Against Sheriff Ken Mascara, in his Official Capacity as Sheriff of St. Lucie County."

If your answer is "Yes," go to the next question.

2. That Defendant Christopher Newman's conduct caused Gregory Vaughn Hill Jr.'s injuries?

Answer Yes or No

If your answer is "No," this ends your deliberations on this claim. You should

move on to answer the questions on the page "Negligence Claim Against Sheriff Ken Mascara, in his Official Capacity as Sheriff of St. Lucie County."

If your answer is "Yes," go to the next question.

3.a. That the estate of Gregory Vaughn Hill, Jr. should be awarded compensatory damages against Defendant Christopher Newman?

Answer Yes or No _____

If your answer is "Yes," in what amount for?

(a) Funeral expenses that Viola Bryant, as personal representative of the Estate of Gregory Vaughn Hill, Jr. incurred;

\$ _____

(b) Minor child D.H.'s loss of parental companionship, instruction, and guidance and D.H.'s mental pain and suffering from the date of January 14, 2014 and in the future;

\$ _____

(c) Minor child A.H.'s loss of parental companionship, instruction, and guidance and A.H.'s mental pain and suffering from the date of January 14, 2014 and in the future;

\$ _____

(d) Minor child G.H.'s loss of parental companionship, instruction, and guidance and G.H.'s mental pain and suffering from the date of January 14, 2014 and in the future.

\$ _____

– OR –

3.b. That the estate of Gregory Vaughn Hill, Jr. should be awarded nominal damages against Defendant Christopher Newman?

Answer Yes or No

If your answer is “Yes,” in what amount?

\$ _____

Please proceed to answer the questions on the page “Negligence Claim Against Sheriff Ken Mascara, in his Official Capacity as Sheriff of St. Lucie County.”

Negligence Claim Against Sheriff Ken Mascara, in his Official Capacity as Sheriff of St. Lucie County

1. Was there negligence on the part of Sheriff Ken Mascara in his Official Capacity as Sheriff of St. Lucie County, through his deputy Christopher Newman, which was a legal cause of Gregory Vaughn Hill Jr.'s injuries?

Answer Yes or No

YES

If your answer to question 1 is "No," this ends your deliberations on this claim. Please sign and date this Form. If your answer to question 1 is "Yes," please answer question 2.

2. Did the Defendant Christopher Newman act in bad faith or with malicious purpose or in a manner exhibiting wanton and willful disregard of human rights, safety or property?

Answer Yes or No

NO

Please answer question 3.

3. Was there negligence on the part of Gregory Vaughn Hill, Jr. which was a legal cause of his injuries?

Answer Yes or No

YES

Please answer question 4.

4. Was Gregory Vaughn Hill, Jr. under the influence of alcoholic beverages to the extent that his normal faculties were impaired and that as a result of the influence of such alcoholic beverage, Gregory Vaughn Hill, Jr. was more than 50% at fault for this incident and his resulting injuries?

Answer Yes or No

YES

Please answer question 5.

5. State the percentage of any negligence which was a legal cause of Gregory Vaughn Hill Jr.'s injuries that you charge to:

Sheriff Ken Mascara, in his Official Capacity as Sheriff of St. Lucie County 1 %

Gregory Vaughn Hill, Jr. 99 %

Total must be 100%

Please answer question 6.

In determining the amount of damages, do not make any reduction because of the negligence, if any, of Gregory Vaughn Hill, Jr. If you find that Gregory Vaughn Hill, Jr. was negligent, the court in entering judgment will make an appropriate reduction in the damages awarded.

If you awarded damages against Defendant Christopher Newman on the 42 U.S.C. § 1983 Claim, you should write the same damages amount below. Plaintiff will not be able to double recover, so do not split the damages between the two defendants.

If you did not award damages against Defendant Christopher Newman on the 42 U.S.C. § 1983 Claim, proceed to consider damages against Sheriff Ken Mascara in his Official Capacity as Sheriff of St. Lucie County.

6. What is the total amount of damages sustained by the Estate of Gregory Vaughn Hill, Jr.?

(a) Funeral expenses that Viola Bryant, as personal representative of the Estate of Gregory Vaughn Hill, Jr. incurred;

\$ 1⁰⁰/₁₀₀

(b) Minor child D.H.'s loss of parental companionship, instruction, and guidance and D.H.'s mental pain and suffering from the date of January 14, 2014 and in the future;

\$ 1⁰⁰/₁₀₀

(c) Minor child A.H.'s loss of parental companionship, instruction, and guidance and A.H.'s mental pain and suffering from the date of January 14, 2014 and in the future;

\$ 1⁰⁰/_{XX}

(d) Minor child G.H.'s loss of parental companionship, instruction, and guidance and G.H.'s mental pain and suffering from the date of January 14, 2014 and in the future.

\$ 1⁰⁰/_{XX}

Please sign and date this Form.

SO SAY WE ALL.

FOREPERSON

DATE: 5/24/2018