

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

THEODORE GRANATA, JR., as EXECUTOR of the
ESTATE OF CONCETTA RUSSO CARRIERO,
Deceased, and JOHN L. CARRIERO, JONATHAN
RUSSO, and MICHAEL RUSSO,

Plaintiffs,

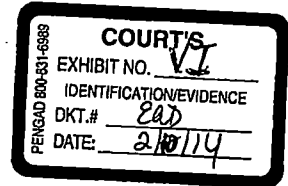
-against-

THE CITY OF WHITE PLAINS

Defendant.

X Index No.: 8308/2007

VERDICT SHEET



1. Did the plaintiffs prove by a preponderance of the evidence that the incident that caused Ms. Russo-Carriero's death was foreseeable?

Yes No

At least five jurors must agree on the answer to this question

[Handwritten signatures of five jurors]

If your answer is "no" proceed no further and report to the Court.

If your answer is "yes" proceed to Question "2".

2. Did the plaintiffs prove by a preponderance of the evidence that the City of White Plains failed to provide minimal precautionary measures to secure the Lexington/Grove garage?

Yes No

At least five jurors must agree on the answer to this question

[Handwritten signatures of five jurors]

If your answer is "no" proceed no further and report to the Court.

If your answer is "yes" proceed to Question "3".

3. Did the plaintiffs prove by a preponderance of the evidence that the City's negligence was a substantial factor in causing the death of Ms. Russo-Carriero?

Yes No

At least five jurors must agree on the answer to this question

Ely Meyer
E. Troupe
Harold A. Ewell

If your answer is "no" proceed no further and report to the Court.

If your answer is "yes" proceed to Question "4".

4. Was Phillip Grant's criminal conduct a substantial factor in causing of the death of Ms. Russo-Carriero?

Yes No

At least five jurors must agree on the answer to this question

Ely Meyer
E. Troupe
Harold A. Ewell

If your answer is "no" proceed to Question "6".

If your answer is "yes" proceed to Question "5"

5. State the respective numerical percentages of fault of the parties:

Phillip Grant _____ %

City _____ %

At least five jurors must agree on the answer to this question

NOTE: THE TOTAL OF THESE PERCENTAGES MUST EQUAL 100%

If your verdict is in favor of plaintiff, answer the following:

6. Set forth the amount to which the estate of the decedent is entitled for the following items of damage, if any:

(a) Pain and suffering that Ms. Russo-Carriero endured between the moment she realized that she was going to be gravely injured or die and the moment she sustained a physical injury; \$ 1,000,000

(b) Pain and suffering of Ms. Russo-Carriero from the moment of physical injury to the moment of death. \$ 500,000

At least five jurors must agree on the answer to this question

Elizabeth Robinson
C. Noyce
Theresa Russell / Joseph Tarsich

7. Set forth the amount of monetary loss from the time of death to the date of your verdict sustained by the following persons as a result of the death of the decedent.

<u>Name</u>	<u>Total Amount</u>
John L. Carriero (Spouse)	\$ <u>125,000</u>
Jonathan Russo and Michael Russo	\$ <u>250,000</u>

At least five jurors must agree on the answer to this question

Elizabeth Robinson
C. Noyce
Theresa Russell / Joseph Tarsich

8. Set forth the amount of future monetary loss sustained by the following persons as a result of the death of the decedent.

<u>Name</u>	<u>Total Amount</u>
John L. Carriero	\$ <u>30,000</u>
Jonathan Russo and Michael Russo	\$ <u>60,000</u>

At least five jurors must agree on the answer to this question

Elizabeth Robert
E. Trone
Maureen E. Russell Joseph P. Standa

9. Set forth the number of years each of the above named persons will sustain that future monetary loss.

<u>Name</u>	<u>Number of Years</u>
John L. Carriero	<u>10</u>
Jonathan Russo	<u>10</u>
Michael Russo	<u>10</u>

At least five jurors must agree on the answer to this question

Elizabeth Robert
E. Trone
Maureen E. Russell Joseph P. Standa

10. Set forth the funeral expenses incurred in connection with the decedent's burial.

\$ 18,438.36

At least five jurors must agree on the answer to this question

Elizabeth Robert
E. Trone
Maureen E. Russell Joseph P. Standa



Fore Persons Signature

REPORT YOUR VERDICT TO THE COURT