

**UNITED STATES DISTRICT COURT  
DISTRICT OF VERMONT  
LISTING OF CIVIL JURY VERDICTS**

| <u>Case Title (and Type)</u>  | <u>Case No.</u> | <u>Judge</u> | <u>Verdict Date</u> | <u>Verdict For</u>                 | <u>Award Amount</u> |
|---|-----------------|--------------|---------------------|------------------------------------|---------------------|
| <i>Honadle v. University of Vermont</i><br>(Employment Discrimination)                    | 96-292          | Sessions     | 01/22/01            | Defendant                          | N/A                 |
| <i>Vt. Mobile Home Owners v. LaPierre</i><br>(Anti-Trust)                                 | 97-209          | Sessions     | 01/30/01            | Directed Verdict<br>For Defendants | N/A                 |
| <i>McCaffery v. Shaws Supermarkets</i><br>(Personal Injury)                               | 99-169          | Niedermeier  | 02/22/01            | Defendant                          | N/A                 |
| <i>Finney-Seymour v. United Parcel Service</i><br>(Personal Injury)                       | 00-02           | Murtha       | 03/16/01            | Plaintiff                          | \$35,715            |
| <i>Decker v. Fish; Hill</i><br>(Civil Rights)   | 99-238          | Sessions     | 05/03/01            | Defendants                         | N/A                 |
| <i>Arms v. Key Bank N.A.</i><br>(Other Contracts/Bankruptcy)                              | 00-182          | Sessions     | 06/06/01            | Plaintiff                          | \$75,000            |
| <i>Wesnefski v. Rutland Plywood Corp.</i><br>(Personal Injury)                            | 99-298          | Niedermeier  | 07/13/01            | Plaintiff                          | \$703,649           |
| <i>Matolcsy v. Killington Snowmobile<br/>Tours, Inc.</i><br>(Personal Injury)             | 00-79           | Murtha       | 09/21/01            | Defendant                          | N/A                 |
| <i>Feinberg v. Balance Team, Inc.</i><br>(Personal Injury)                                | 99-261          | Murtha       | 10/03/01            | Defendant                          | N/A                 |
| <i>Myers v. Wal-Mart Stores, Inc.</i><br>(Fair Labor Standards Act)                       | 00-85           | Niedermeier  | 11/21/01            | Plaintiff                          | \$27,598            |
| <i>Howard Opera House v. Urban<br/>Outfitters</i><br>(Breach of Contract)                 | 99-140          | Sessions     | 11/30/01            | Both                               | N/A                 |
| <i>Gasperetti v. Nadler</i><br>(Personal Injury)  | 00-381          | Murtha       | 12/19/01            | Plaintiff                          | \$159,300           |
| <i>Carlson v. Maine Mutual Fire Ins.</i><br>(Personal Injury)                             | 00-437          | Murtha       | 01/23/02            | Plaintiff                          | \$65,000            |
| <i>J.A. McDonald v. Waste System<br/>Int'l; Moretown Landfill</i><br>(Breach of Contract) | 99-172          | Sessions     | 05/30/02            | Plaintiff                          | \$903,260           |
| <i>Jones v. Finnius T. Flubberbusters, Inc.</i><br>(Personal Injury)                      | 00-480          | Murtha       | 10/08/02            | Defendant                          | N/A                 |

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|--|------------------------|---------------------|----------------------------|---|----------------------------|
| <i>LaRoche v. Beers</i><br>(Civil Rights)  | 01-321                 | Niedermeier         | 02/21/03                   | Defendant                               | N/A                        |
| <i>GU Markets, LLC v. Supermarket Equipment Resale, Inc.</i><br>(Breach of Contract) | 01-288                 | Murtha              | 08/21/03                   | Plaintiff                               | \$968,500                  |
| <i>Buote v. Verizon New England</i><br>(E.R.I.S.A.)                                  | 00-475                 | Sessions            | 09/19/03                   | Plaintiff                               | \$75,000                   |
| <i>Kent v. Katz</i><br>(Civil Rights)  | 99-189                 | Sessions            | 10/23/03                   | Defendant                               | N/A                        |
| <i>Magnan v. A.D. Transport Express</i><br>(Personal Injury)                         | 03-6                   | Niedermeier         | 12/19/03                   | Plaintiff                               | \$2,522,193                |
| <i>Hospitality Well Done! v. Lifestyle Ventures</i><br>(Breach of Contract)          | 03-84                  | Sessions            | 04/01/04                   | Defendant                               | N/A                        |
| <i>DeCarolus v. CDC Properties Inc.</i><br>(Personal Injury)                         | 02-268                 | Murtha              | 04/07/04                   | Defendant                               | N/A                        |
| <i>Repucci v. Lake Champagne Campground</i><br>(Wrongful Death)                      | 01-287                 | Sessions            | 04/16/04                   | Defendant                               | N/A                        |
| <i>Heede v. Hurst-Hiller</i><br>(Personal Injury)                                    | 03-12                  | Niedermeier         | 04/19/04                   | Plaintiffs                              | \$11,600                   |
| <i>Bissonette v. Koffee Kup Bakery</i><br>(Fair Labor Standards Act)                 | 02-162                 | Niedermeier         | 04/22/04                   | Plaintiff                               | \$3,721                    |
| <i>Umali v. Mt. Snow</i><br>(Personal Injury)  | 01-291                 | Sessions            | 07/16/04                   | Defendants                              | N/A                        |
| <i>Kaufman v. Ming International</i><br>(Product Liability)                          | 01-59                  | Murtha              | 08/19/04                   | Defendant                               | N/A                        |
| <i>Sanders v. Nike; Bauer etc.</i><br>(Personal Injury)                              | 00-424                 | Sessions            | 10/25/04                   | Defendants                              | N/A                        |
| <i>Dotson v. Bonilla</i><br>(Personal Injury)  | 03-335                 | Niedermeier         | 05/19/05                   | Plaintiff                               | \$164,095                  |
| <i>Vermont Country Foods, Inc. v. SO-PAK-CO, Inc.</i><br>(Breach of Contract)        | 02-83                  | Murtha              | 05/27/05                   | Plaintiff<br>Defendant/Counter Claimant | \$100,000<br>\$316,687     |
| <i>Madison v. Reynolds</i><br>(Personal Injury)                                      | 03-336                 | Murtha              | 06/02/05                   | Defendant                               | N/A                        |
| <i>Carford v. Gamble, et al</i><br>(Personal Injury)                                 | 03-342                 | Sessions            | 01/20/06                   | Plaintiffs                              | \$1,111,448                |

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|--|-----------------|--------------|---------------------|---------------------------|---------------------|
| <i>Campbell v. Davenport Enterprises, Inc.</i><br>(Personal Injury)                                | 03-317          | Sessions     | 04/20/06            | Defendant                 | N/A                 |
| <i>Baker, et al. v. Yelle</i><br>(Personal Liability)  | 04-58           | Sessions     | 07/26/06            | Defendant                 | N/A                 |
| <i>Bazilwich v. Countrywide Home Loans</i><br>(Fraud or Truth-in-Lending)                          | 05-120          | Murtha       | 12/05/06            | Defendant                 | N/A                 |
| <i>Lenair, et al. v. Gauthier, et al.</i><br>(Fraud or Truth-in-Lending)                           | 03-299          | Murtha       | 12/15/06            | Plaintiff                 | \$36,500            |
| <i>Olanyk v. Bookwalter</i><br>(Medical Malpractice)   | 04-133          | Murtha       | 02/12/07            | Plaintiff                 | \$1,161,000         |
| <i>Ryan v. Boblin Hospitality Corp.</i><br>(Personal Injury)                                       | 05-173          | Murtha       | 03/13/07            | Defendant                 | N/A                 |
| <i>Fab-Tech, Inc. V. E.I. Du Pont De Nemours<br/>and Company</i><br>(Breach of Contract)           | 04-275          | Murtha       | 04/13/07            | Plaintiff                 | \$2,300,000         |
| <i>Brody, et al. v. Simpson Development Corp.</i><br>(Tort Product Liability)                      | 05-293          | Niedermeier  | 10/17/07            | Plaintiff                 | \$143,000           |
| <i>Montgomery, et al. v. NLR Company</i><br>(Federal Employer's Liability)                         | 05-251          | Sessions     | 11/02/07            | Defendant                 | N/A                 |
| <i>DelDebbio v. Blanchard</i><br>(Diversity-Tort/Motor Vehicle (P.I.))                             | 06-115          | Sessions     | 06/26/08            | Plaintiff                 | \$475,000           |
| <i>Lee-Jarman v. Central VT Med. Center</i><br>(Medical Malpractice)                               | 05-172          | Murtha       | 07/14/08            | Defendant                 | N/A                 |
| <i>Diamond v. O'Connor, et al.</i><br>(Civil Rights Act)   | 05-279          | Sessions     | 08/07/08            | Defendant                 | N/A                 |
| <i>Milne v. Volkswagen AG et al.</i><br>(Diversity-Motor Vehicle Product Liability)                | 05-323          | Sessions     | 02/09/09            | Defendant                 | N/A                 |
| <i>Chooseco LLC v. Lean Forward Media, LLC</i><br>(Breach of Contract)                             | 07-159          | Murtha       | 04/02/09            | Plaintiff                 | N/A                 |
| <i>Billado Roofing v. Custom Copper &amp; Slate</i><br>(Breach of Contract)                        | 08-97           | Murtha       | 06/16/09            | Plaintiff                 | \$152,233           |
| <i>Stephens v. Bromley Mtn. Ski Resort</i><br>(Diversity-Personal Injury)                          | 07-232          | Murtha       | 06/26/09            | Defendant                 | N/A                 |
| <i>Del Monaco v. Green, et al.</i><br>(Diversity-Torts to Land)                                    | 08-63           | Murtha       | 08/04/09            | Defendant                 | N/A                 |
| <i>Carroll v. Tropical Aquaculture<br/>Products, Inc.</i><br>(Diversity-Employment Discrimination) | 08-138          | Murtha       | 09/21/09            | Defendant                 | N/A                 |
| <i>Fortunati, e al. v. Campagne, et al.</i><br>(Civil Rights Act)                                  | 07-143          | Murtha       | 6/17/10             | Partial Verdict-Defendant |                     |

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| <b>Rolico Aviation Ltd. v. Mansfield Heliflight Inc., et al.</b><br>(Diversity-Other Contract) | 08-71           | Reiss        | 07/23/10            | Plaintiff          | \$1,102,100         |
| <b>Cincinnati Ins. Co. v. Hectic Electric, Inc.</b><br>(Diversity-Property Damage)             | 09-96           | Murtha       | 08/04/10            | Defendant          |                     |
| <b>Tuorila, et al. v. Fargo</b><br>(Diversity-Other Contract)                                  | 07-240          | Sessions     | 10/07/10            | Defendant          |                     |
| <b>Gonyea v. Irick Excavating, LLC</b><br>(Breach of Contract)                                 | 08-242          | Sessions     | 01/28/11            | Defendant          |                     |
| <b>Prohaska, et al. V. Doherty, et al.</b><br>(Diversity-Personal Injury)                      | 05-196          | Sessions     | 06/28/11            | Defendant          |                     |
| <b>Moroney, Inc. v. Flury &amp; Co., Ltd.</b><br>(Diversity-Contract Dispute)                  | 09-252          | Reiss        | 07/07/11            | Plaintiff          | \$100,000           |
| <b>Taylor v. The Stratton Corp., et al.</b><br>(Diversity-Personal Injury)                     | 09-297          | Sessions     | 01/13/12            | Defendant          |                     |
| <b>Arroyo v. Milton Academy, et al.</b><br>(Diversity-Personal Injury)                         | 10-117          | Reiss        | 02/02/12            | Defendant          |                     |
| <b>Del Monaco v. Green, et al.</b><br>(Diversity-Torts to Land)                                | 08-63           | Murtha       | 02/03/12            | Defendant          |                     |
| <b>Grenier v. Jonas</b><br>(Civil Rights Act)  | 09-121          | Murtha       | 06/26/12            | Defendant          |                     |
| <b>Hale v. NE VT Regional Hospital</b><br>(Medical Malpractice)                                | 08-82           | Murtha       | 09/27/12            | Defendant          |                     |
| <b>GEICO Gen. Ins. Co. v. Dowd, et al.</b>   | 12-40           | Sessions     | 08/21/13            | Defendant          |                     |
| <b>Erickson v. The Stratton Corp.</b><br>(Diversity-Personal Injury)                           | 11-51           | Reiss        | 08/29/13            | Defendant          |                     |
| <b>Handverger v. City of Winooski</b><br>(Employment Discrimination)                           | 08-246          | Reiss        | 11/0/13             | Defendant          |                     |
| <b>Gallant v. Bicknell</b><br>(Diversity-Personal Injury)                                      | 12-71           | Reiss        | 11/06/13            | Plaintiff          | \$225,000           |
| <b>Mount Snow Ltd. V. ALLI, et al.</b><br>(Breach of Contract)                                 | 12-22           | Murtha       | 05/08/14            | Plaintiff          | \$2,100,000         |
| <b>Aquino v. Watts</b><br>(Diversity-Personal Injury)  | 11-212          | Murtha       | 06/19/14            | Defendant          |                     |
| <b>Banford, et al. v. Entergy Nuclear</b><br>(Fair Labor Standards Act)                        | 12-131          | Sessions     | 09/18/14            | Plaintiff          |                     |
| <b>Drake v. Allergan, Inc.</b><br>(Diversity-Product Liability)                                | 13-234          | Sessions     | 11/20/14            | Defendant          | \$6,778,881         |

[Updated: 11/25/14]