

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	
JENNIFER SHARKEY,	:	10cv3824 (DLC)
	:	
Plaintiff,	:	<u>SPECIAL VERDICT</u>
	:	<u>FORM</u>
-v-	:	
	:	
J.P. MORGAN CHASE & CO., JOE KENNEY,	:	COURT
ADAM GREEN, and LESLIE LASSITER, in	:	EXHIBIT
their official and individual	:	8
capacities,	:	11-7-17
	:	
Defendants.	:	
	:	
-----	X	

PLEASE CHECK (✓) YOUR ANSWER

I. Liability

Joe Kenney:

A. Did Jennifer Sharkey prove her retaliation claim against Joe Kenney by a preponderance of the evidence?

YES _____ NO

[Proceed to Question B only if you answered "Yes" to Question A.]

B. Did Joe Kenney prove by clear and convincing evidence that he would have discharged Jennifer Sharkey from employment at J.P. Morgan in the absence of her protected activity?

YES _____ NO _____

Adam Green:

A. Did Jennifer Sharkey prove her retaliation claim against Adam Green by a preponderance of the evidence?

YES _____ NO

[Proceed to Question B only if you answered "Yes" to Question A.]

B. Did Adam Green prove by clear and convincing evidence that he would have discharged Jennifer Sharkey from employment at J.P. Morgan in the absence of her protected activity?

YES _____ NO _____

Leslie Lassiter:

A. Did Jennifer Sharkey prove her retaliation claim against Leslie Lassiter by a preponderance of the evidence?

YES _____ NO _____

[Proceed to Question B only if you answered "Yes" to Question A.]

B. Did Leslie Lassiter prove by clear and convincing evidence that she would have discharged Jennifer Sharkey from employment at J.P. Morgan in the absence of her protected activity?

YES _____ NO _____

J.P. Morgan Chase & Co.:

A. Did Jennifer Sharkey prove her retaliation claim against J.P. Morgan Chase & Co. by a preponderance of the evidence?

YES _____ NO _____

[Proceed to Question B only if you answered "Yes" to Question A.]

B. Did J.P. Morgan Chase & Co. prove by clear and convincing evidence that it would have discharged Jennifer Sharkey from her employment in the absence of her protected activity?

YES _____ NO _____

[If you have answered "Yes" to any Question A, and answered "No" with respect to its corresponding Question B, then answer the following Questions. Otherwise, proceed to page 4 and sign the form.]

II. Damages

C. Did Jennifer Sharkey establish by a preponderance of the evidence that she is entitled to back pay?

YES NO

[Answer Questions D and E only if you answered "Yes" to Question C.]

D. Have defendants shown by a preponderance of the evidence that Jennifer Sharkey failed to mitigate her back pay damages?

YES NO

If "yes," up to what date is Jennifer Sharkey entitled to receive back pay damages? _____

E. Based upon your answers to Questions C and D, how much back pay is Jennifer Sharkey entitled to receive?

\$ 563,000

F. Did Jennifer Sharkey establish by a preponderance of the evidence that she is entitled to emotional distress damages?

YES NO

If "yes," in what amount? \$ 563,000

[Answer Question G only if you answered "No" to Question C and Question F.]

G. Did Jennifer Sharkey establish by a preponderance of the evidence that she is entitled to \$1 in nominal damages?

YES _____

NO

After completing the form, each juror who agrees with this verdict must sign below:

Edward M. Clancy
Foreperson

[Signature]

Judith DeBora

[Signature]

Erica Dulon

[Signature]

[Signature]

[Signature]