

IN THE STATE COURT OF FULTON COUNTY
STATE OF GEORGIA

EFRAIN HILARIO and GABINA MARTINEZ)
FLORES, as Surviving Parents of Erik Hilario,)
And ROGER KIRSCHENBAUM, as the)
Administrator of the Estate of Erick Hilario,)
Plaintiffs,)
v.)
NEWELL RECYCLING OF ATLANTA, INC.,)
Defendant.)
_____)


CIVIL ACTION FILE
NO. 2012EV015400-J

VERDICT
Part I - Employment

We, the Jury, find that Erik Hilario was an employee of the following (check ONE only):

- (a) _____ Newell Recycling of Atlanta, Inc. (Defendant)
- (b) Newell Recycling, LLC
- (c) _____ Newell Recycling of Atlanta Inc. (Defendant) and Newell Recycling, LLC

9/2/15
DATE _____


FOREPERSON _____

Proceed to Part II ONLY if you found (b) above. If you found (a) or (c), STOP, sign and date the form; your verdict is complete.

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Administrator of the Estate of Erick Hilario,)
Plaintiffs,)

CIVIL ACTION FILE
NO. 2012EV015400-J

v.)

NEWELL RECYCLING OF ATLANTA, INC.,)
Defendant.)
_____)

VERDICT
Part II -Liability

As to Plaintiffs' claims (check any that apply):

(a) We, the Jury, find for the Plaintiffs as to the claim of **Products Liability -
Negligent Design**

OR

_____ We, the Jury, find for the Defendant.

(b) We, the Jury, find for the Plaintiffs as to the claim of **Products Liability -
Failure to Warn**

OR

_____ We, the Jury, find for the Defendant.

(c) XX We, the Jury, find for the Plaintiffs as to the claim of **Premises Liability.**
(Defendant has admitted liability and causation for this claim)

DATE

9/2/15

FOREPERSON



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NEWELL RECYCLING OF ATLANTA, INC.,)
Defendant.)
_____)

VERDICT
Part III- Damages

Having found for the Plaintiffs on one or more of their claims, we the jury award damages as follows:

(1) To the ESTATE OF ERIK HILARIO in the amount of \$ 8.25 million for conscious pain and suffering

(2) To EFRAIN HILARIO and GABINA MARTINEZ FLORES in the amount of \$ 21 million for wrongful death.

9/2/15
DATE

W. B. ...
FOREPERSON

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Defendant.)
_____)

VERDICT
Part IV- Apportionment

Having found for the Plaintiffs, above, complete the following:

We, the Jury, hereby find that the percentages of fault to be apportioned between the parties and non-parties are as follows:

100 % - Newell Recycling of Atlanta, Inc. (Defendant)

_____ % - Newell Recycling, LLC/Anthony Eady

(% total should equal 100%)

9/2/15
DATE

WBW
FOREPERSON

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NEWELL RECYCLING OF ATLANTA, INC.,)
Defendant.)
_____)

VERDICT
Part V - Punitive Damages

As to Plaintiffs' claim for punitive damages against Defendant, we, the jury, find that circumstances warrant an award of punitive damages.

OR

_____ We, the jury, find that punitive damages are not warranted and find for the Defendant.

9/2/15
DATE


FOREPERSON