

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
CENTRAL DIVISION

LORI NICHOLSON and WILLIS
WILLIAM NICHOLSON,

Plaintiffs,

vs.

BIOMET, INC; BIOMET
ORTHOPEDICS, LLC; BIOMET
MANUFACTURING CORP.; and
BIOMET U.S. RECONSTRUCTION,
LLC,

Defendants.

No. 18-CV-3057-CJW-KEM

VERDICT FORM

QUESTION 1: On Plaintiff Lori Nicholson's claim of design defect against Biomet, as submitted in Instruction Number 17, we, the undersigned jurors, find in favor of: *(circle one below)*

Plaintiff Lori Nicholson

or

Defendant Biomet

Note: If you answered Question 1 in favor of plaintiff Lori Nicholson, go on to answer Question 2. If you answered Question 1 in favor of Defendant Biomet, do not answer any other questions, but sign and date the verdict form.

QUESTION 2: On Plaintiff **Lori Nicholson**'s claim of design defect against Biomet, as submitted in Instruction Number 17, we, the undersigned jurors, on the question of whether the alleged design defect caused Plaintiff's damage, find in favor of:
(circle one below)

Plaintiff Lori Nicholson or Defendant Biomet

Note: If you answered Question 2 in favor of Plaintiff Lori Nicholson, go on to answer Question 3. If you answered Question 2 in favor of defendant Biomet, do not answer any other questions, but sign and date the verdict form.

QUESTION 3: Complete the following questions as to compensatory damages only if you found for Plaintiff **Lori Nicholson** in Questions 1 and 2 above:

We, the undersigned jurors, assess compensatory damages for the personal injuries of Plaintiff **Lori Nicholson** as follows: *(write in amounts awarded below)*

Past physical and mental pain and suffering: \$ 500,000

Future physical and mental pain and suffering: \$ 250,000

Past loss of function of body or mind: \$ 100,000

Future loss of function of body or mind: \$ 200,000

QUESTION 4: If you found for Plaintiff **Lori Nicholson** in Questions 1 and 2 above, do you find by a preponderance of clear, convincing and satisfactory evidence that the conduct of Biomet constituted willful and wanton or reckless disregard for the rights or safety of another? *(circle one below)*

Answer: “Yes” or “No”

Note: If your answer to Question No. 4 is “No,” do not answer Question Nos. 5 and 6. If your answer is “Yes,” go on to answer Question No. 5.

QUESTION 5: What amount of punitive damages, if any, do you award?
(write in amount awarded below)

Answer \$ 2,500,000

Note: If your answer to Question No. 5 is “\$0.00” or “None,” do not answer Question No. 6. Otherwise, answer Question No. 6.

QUESTION 6: Was the conduct of Biomet directed specifically at Plaintiff **Lori Nicholson**? *(circle one below)*

Answer: “Yes” or “No”

11-20-2020
Date

/s/Foreperson
Foreperson