

IN THE CIRCUIT COURT OF THE 17TH
JUDICIAL CIRCUIT, IN AND FOR
BROWARD COUNTY, FLORIDA

COMPLEX LITIGATION UNIT

CASE NO.: 08-80000 (19)

JUDGE JOHN J. MURPHY III

IN RE: ENGLE PROGENY CASES
TOBACCO LITIGATION

Pertains To: Santoro
Case No. 2008-CV-025807 (19)

VERDICT

1. **Did Mrs. Santoro's lung cancer manifest on or before November 21, 1996?**

Yes No

If your answer to Question 1 was NO, please proceed no further except to sign and date this verdict form and return it to the courtroom. If your answer to Question 1 was YES, please proceed to Question 2.

2. **Was Mrs. Santoro addicted to cigarettes containing nicotine and, if so, was such addiction a legal cause of her lung cancer and death?**

Yes No

If your answer to Question 2 was NO, please proceed no further except to sign and date this verdict form and return it to the courtroom. If your answer to Question 2 was YES, please proceed to Question 3.

3. **Was smoking cigarettes manufactured by any Defendant a legal cause of Mrs. Santoro's lung cancer and death?**

Philip Morris USA Inc. Yes No

R.J. Reynolds Tobacco Company Yes No

Liggett Group LLC Yes No

If your answer to Question 3 was NO as to all Defendants, please proceed no further except to sign and date this verdict form and return it to the courtroom. If you answered

NO to Question 3 for one, but not all of the Defendants, you should answer no further questions for the Defendant for which you answered NO.

If you answered YES to Question 3 for one or all Defendant(s), you should proceed to Question 4 for that or those Defendant(s).

4. Please state, as to each Defendant, whether Mrs. Santoro reasonably relied to her detriment on any statement made by that Defendant that concealed or omitted a material fact not already known or available to her concerning the health effects and/or addictive nature of smoking cigarettes and, if so, whether such reliance was a legal cause of Mrs. Santoro's lung cancer and death.

Philip Morris USA Inc.	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
R.J. Reynolds Tobacco Company	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Liggett Group LLC	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>

Please proceed to Question 5.

5. Please state, as to each Defendant, whether Mrs. Santoro reasonably relied to her detriment on any statement made in furtherance of that Defendant's agreement with other tobacco companies or organizations to conceal or omit material information not otherwise known or available concerning the health effects and/or addictive nature of smoking cigarettes and, if so, whether such reliance was a legal cause of Mrs. Santoro's lung cancer and death.

Philip Morris USA Inc.	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
R.J. Reynolds Tobacco Company	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Liggett Group LLC	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>

Please proceed to Question 6.

6. Please state the percentage of responsibility that you charge to Mrs. Santoro, and the percentage of responsibility that you charge to each Defendant, if any, for legally causing Mrs. Santoro's lung cancer and death. If you answered NO as to all of Questions 3 through 5 for a Defendant, you should enter a zero for that Defendant. The percentages you enter in answering this Question must total 100%.

Grace Santoro	<u>36</u>	%
Philip Morris USA Inc.	<u>28</u>	%
R.J. Reynolds Tobacco Company	<u>26</u>	%
Liggett Group LLC	<u>10</u>	%

TOTAL MUST BE 100%

If you answered zero for one or more Defendant, please do not answer any further questions for that or those Defendants.

If you did not charge any Defendant with any percentage of responsibility, please proceed no further except to date and sign this verdict form and return it to the courtroom. If you did charge some or all Defendant(s) with some percentage of responsibility, please proceed to Question 7.

7. What amount of damages do you find, if any, with respect to the following elements:

- (a) The total amount of funeral expenses resulting from Mrs. Santoro's death charged to the Estate or paid by someone other than Plaintiff Charles Santoro.

\$ 5,000.00

- (b) Total amount of damages, from the time of Mrs. Santoro's injury to the time of trial, sustained by Mrs. Santoro's surviving spouse, Plaintiff Charles Santoro, for the loss of Mrs. Santoro's companionship and protection and for his mental pain and suffering as a result of Mrs. Santoro's lung cancer and death.

\$ 1,600,000.00

In determining the total amount of any damages, you should not make any reduction because of the responsibility you charge to Mrs. Santoro. The Court will enter a judgment based on your verdict and will reduce the total amount of damages by the percentage of responsibility which you charge to Mrs. Santoro.

Please proceed to Question 8 for any Defendant for whom you answered YES to Question 3, and that you charged with some percentage of responsibility in Question 6. If your answer to Question 3 or Question 6 was NO as to any Defendant, DO NOT proceed to Question 8 as to that Defendant.

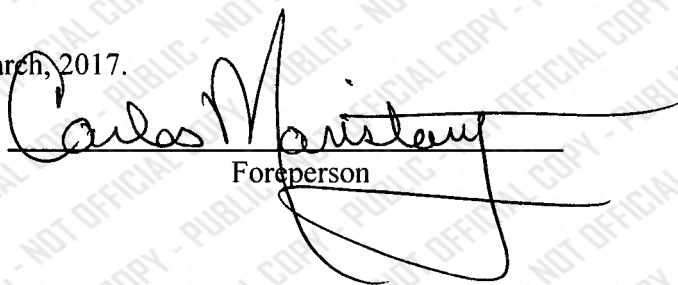
8. Please state, as to each Defendant, whether you find by clear and convincing evidence that punitive damages are warranted against that Defendant under the circumstances of this case.

Philip Morris USA Inc. Yes No

R.J. Reynolds Tobacco Company Yes No

Liggett Group LLC Yes No

SO SAY WE ALL, this 29th day of March, 2017.


Foreperson