

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

FLYING FISH BIKES, INC.,

Plaintiff,

v.

CASE NO. 8:13-cv-2890-T-23AEP

GIANT BICYCLE, INC.,

Defendant.

\_\_\_\_\_ /

**VERDICT**

1. **LIABILITY:** Has Flying Fish proven its claim against Giant for fraud?

Yes  \_\_\_\_\_ No \_\_\_\_\_

If you answered "Yes" to this question, answer questions 2 and 3. If you answered "No" to this question, your verdict is for the defendant and you should sign and date this verdict.

2. **COMPENSATORY DAMAGES:** What amount will fairly and adequately compensate Flying Fish for the loss (excluding interest and costs), if any, resulting from the fraud?

\$ 250,000

3. **PUNITIVE DAMAGES:** If you have elected not to assess punitive damages against Giant, then you should skip the remaining questions and sign and date the verdict form. If, however, you have elected to assess punitive damages against Giant, the law requires that you answer the following questions.

- a. Did a person responsible for making policy decisions at Giant condone, authorize, or assist in the misrepresentations to Flying Fish?

Yes  No

If you answered "Yes," then go to "b." If you answered "No," do not answer "b" through "e" but instead answer only "f" and then date and sign the verdict form.

- b. Did Giant actively and knowingly participate in the misrepresentations?

Yes  No

If you answered "Yes," then go to "c." If you answered "No," do not answer "c" through "e" but instead answer only "f" and then date and sign the verdict form.

- c. Were the misrepresentations by Giant motivated solely by unreasonable financial gain?

Yes  No

If you answered "Yes," then go to "d." If you answered "No," do not answer "d" or "e" but instead answer only "f" and then date and sign the verdict form.

- d. Was the unreasonably dangerous nature of Giant's conduct, together with the high likelihood of injury resulting from the conduct, actually known by a manager, director, or officer of Giant?

Yes  No

If you answered "Yes," then go to "e." If you answered "No," do not answer "e" but instead answer only "f" and then date and sign the verdict form.

- e. When the misrepresentations were made to Flying Fish, did a manager, officer, or director of Giant have a specific intent to harm Flying Fish and did the conduct of Giant's manager, director, or officer in fact harm Flying Fish?

Yes  No

Whether you answered "Yes" or "No," answer "f" and then date and sign the verdict form.

- f. What amount of punitive damages do you award to Flying Fish and against Giant?

\$ 3 million  
3,000,000

SO SAY WE ALL.

Robert Sage  
Foreperson

Dated: Sep 01, 2015.