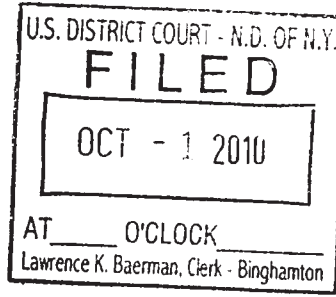


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK



ROBERTA FAUL,
Plaintiff,

-vs-

7:06-CV-1169

JOHN E. POTTER, POSTMASTER
GENERAL OF THE UNITED STATES,

Defendant.

VERDICT SHEET FORM

PLEASE NOTE - Each Juror will be provided with a Verdict Sheet Form in order to facilitate understanding of the charge and to aid in deliberation as to the elements of each claim. HOWEVER, YOUR VERDICT SHOULD BE REPORTED TO THE JUDGE ON ONLY ONE VERDICT SHEET FORM WHICH IS SIGNED BY THE JURY FOREPERSON. The remaining Verdict Sheet Forms should be returned to the courtroom deputy unsigned.

Each question must be answered unanimously.

ALSO, please carefully follow the bold-type directions.

I. Excessing of Plaintiff's Position

A. Did the Plaintiff prove by a preponderance of the evidence that she was retaliated against by Defendant for complaining of discrimination by excessing Plaintiff's position as a full-time clerk.?

Yes ✓ No

**If you answered "Yes" to question I(A), proceed to the next question.
If you answered "No" question I(A), proceed to section II.**

B. What amount of compensatory damages, if any, such as mental anguish, emotional pain, suffering, inconvenience, loss of enjoyment of life, etc. do you award Plaintiff as a consequence of being subjected to this retaliation?

Note 1: This amount does not include "actual damages," such as wages.

Note 2: If you find no compensatory damages, you must award \$1.00.

\$ 25,000

Proceed to section II.

II. Notice of 7-Day Suspension

A. Was the 7-day suspension notice an action that might have dissuaded a reasonable employee in Plaintiff's circumstances from complaining about, or supporting another's complaint about discrimination in the future?

Yes ✓ No

**If you answered "Yes" to question II(A), proceed to the next question.
If you answered "No" to question II(A), your deliberations are complete and you should follow the instructions at the end of this form.**

B. Did the Plaintiff prove by a preponderance of the evidence that she was retaliated against by Defendant for complaining of discrimination by issuing a notice of a seven-day suspension?

Yes No ✓

**If you answered "Yes" to question II(B), proceed to the next question.
If you answered "No" to question II(B), your deliberations are complete and you should follow the instructions at the end of this form.**

C. What amount of compensatory damages, if any, such as mental anguish, emotional pain, suffering, inconvenience, loss of enjoyment of life, etc. do you award Plaintiff as a consequence of being subjected to this retaliation?

Note 1: This amount does not include "actual damages," such as wages.

Note 2: If you find no compensatory damages, you must award \$1.00.

\$

Your deliberations are complete.

PLEASE REPORT YOUR VERDICT TO THE MARSHAL. PLEASE REMEMBER TO DATE AND SIGN THIS VERDICT SHEET. THANK YOU.

 10/1/10
Date

 Michael H. Pate
Foreperson