

IN THE CIRCUIT COURT OF MONONGALIA COUNTY, WEST VIRGINIA

**VELVA DARLENE KOONTZ,
Executrix of the Estate of
JACKIE BLAINE KOONTZ, deceased,**

Plaintiff,

v.

**Civil Action No.: 16-C-615
JUDGE SUSAN B. TUCKER**

**REXROAD HEATING AND COOLING, LLC,
a West Virginia Limited Liability Company, and
DOUG BRAKE, an individual,**

Defendants.

ORDER ACCEPTING VERDICT

On August 20, 2020, the Jury in the Trial for the above-referenced case informed the Court that it had reached a unanimous verdict. The Court directed the Clerk of this Court to read the verdict in open court.

Upon doing so, it became clear that the Jury misunderstood the Verdict Form and the Jury Charge, and therefore did not answer Question No. 6 correctly.

The Court, after discussion with counsel, confirmed with each member of the Jury that the Jury unanimously agreed that the amounts listed in Question No. 6 accurately reflected the amounts in total that the Jury intended Plaintiff in the above-referenced matter to be awarded, and not the amounts that the Jury intended the Court to reduce by the percentage of negligence the Jury assigned Plaintiff's decedent, Jackie Blaine Koontz, in Question No. 5 of the Verdict Form.

After questioning each member of the Jury, the Court is satisfied that the Jury unanimously determined that Plaintiff has established by a preponderance of the

evidence the total amount of damages for each category of damages in the following amounts:

Loss of Household Services: \$0

Loss of Social Security Benefits: \$373,320.00

Loss of Pension Plan: \$94,840.00

Hospital and Funeral Expenses: \$28,791.04

Sorrow and Mental Anguish: \$0

Accordingly, the Court, per its Instructions, shall reduce the amount of each above-referenced amount by the percentage of negligence that the Jury found Plaintiff's decedent, Jackie Blaine Koontz, negligent in Question No. 5.

It is hereby **ORDERED, ADJUDGED, and DECREED** that the final judgment the Jury unanimously awarded Plaintiff in this case is the following:

Loss of Household Services: \$0

Loss of Social Security Benefits: \$186,660.00

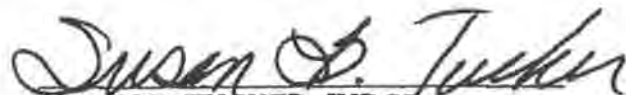
Loss of Pension Plan: \$47,420.00

Hospital and Funeral Expenses: \$14,395.52

Sorrow and Mental Anguish: \$0

The Clerk of this Court shall provide a copy of this Order and the above-referenced Verdict Form to all counsel of record.

Entered this August 21, 2020.


SUSAN B. TUCKER, JUDGE

ENTERED: Aug 21, 2020
DOCKET LINE 107, Jean Friend, Clerk

STATE OF WISCONSIN

J. JACK FRIED
Clerk of Court
for the County of
Jefferson

