

FORM OF VERDICT:

We, the jury, make the following answers to the questions submitted by the Court:

ALLOWABLE EXPENSES

QUESTION NO. 1: Were allowable expenses incurred by or on behalf of Richard Paquette?

(Allowable expenses consist of all reasonable charges for reasonably necessary attendant care and case management services as well as room and other accommodations for the plaintiff's care, recovery, or rehabilitation.)

A. Answer: Yes (Yes or No)

If you answer "no," answer no further questions;

If you answer "yes," go on to Question 1(B), and continue from there.

B. If your answer is "yes," what is the amount of allowable expenses owed plaintiff for the time period February 1986 to September 30, 1993? (include only expenses not already paid by State Farm)

\$ 418,150.36

C. If your answer is "yes," what is the amount of allowable expenses owed plaintiff for the time period July 1, 2003 to the present? (include only expenses not already paid by State Farm)

\$ 284,942.22

## STATUTE OF LIMITATIONS, EQUITABLE ESTOPPEL

QUESTION NO. 2: Has plaintiff proven the elements of Estoppel?

A. Answer: Yes (Yes or No)

If you answer "no," go on to Question 3;

If you answer "yes," go on to Question 2(B) and continue from there.

B. If your answer is "yes," what is the amount of allowable expenses owed plaintiff for the time period September 30, 1993 through July 1, 2003? (include only expenses not already paid by State Farm)

\$ 738,160.62

## INTEREST

QUESTION NO. 3: Was payment for any of the expenses or losses to which Plaintiff was entitled overdue?

(Payment for an expense or loss is overdue if it is not paid within 30 days after the defendant receives reasonable proof of the fact and the amount of the claim. An overdue claim bears interest at the rate of 12 percent per annum from the date the expense or loss became overdue.)

A. Answer: Yes (Yes or No)

If you answer "no," do not answer Questions 3(B), 3(D), and 3(F), but answer Questions 3(C), 3(E), and 3(F);

If you answer "yes," go on to Question 3(B) and continue from there.

B. What is the amount of penalty interest owed to Plaintiff on overdue benefits for the payments due during the time period February 1, 1986 through September 30, 1993?

\$ 820,947.62

C. What is the amount of pre-complaint interest owed to Plaintiff on overdue benefits for the payments due during the time period February 1, 1986 through September 30, 1993?

\$ 179,581.19

D. What is the amount of penalty interest owed to Plaintiff on overdue benefits for the payments due during the time period October 1, 1993 through June 30, 2003?

\$ 677,368.92

E. What is the amount of pre-complaint interest owed to Plaintiff on overdue benefits for the payments due during the time period October 1, 1993 to June 30, 2003?

\$ 124,052.21

F. What is the amount of penalty interest owed Plaintiff on overdue benefits for the payments due during the time period July 1, 2003 through the present?

\$ 51,884.27

G. What is the amount of pre-complaint interest owed Plaintiff on overdue benefits for the payments due during the time period July 1, 2003 through the present?

\$ 1,325.88

### CONSUMER PROTECTION ACT

QUESTION NO. 4: Did plaintiff suffer harm as a result of violations of the Consumer Protection Act?

A. Answer: Yes (Yes or No)

If you answer "no," answer no further questions;

If you answer "yes," go on to Question 4(B) and continue from there.

B. If your answer is "yes," what is the amount of allowable expenses owed Plaintiff for the time period February 1, 1986 through March 27, 2001? (include only expenses not already paid by State Farm)

\$ 962,082.92

C. If your answer is "yes," what is the amount of allowable expenses owed Plaintiff for the time period March 28, 2001 through the present? (include only expenses not already paid by State Farm)

\$ 478,798.29

D. If your answer is "yes" to Question Number 2, above, what is the amount of penalty interest owed Plaintiff on overdue benefits for the time period from February 1, 1986 through March 27, 2001?

\$ 1,400,972.94

E. What is the amount of pre-complaint interest owed Plaintiff on overdue benefits for the time period from February 1, 1986 through March 27, 2001?

\$ 291,214.41

- F. If your answer is "yes" to Question Number 2, above, what is the amount of penalty interest owed Plaintiff on overdue benefits for the time period from March 28, 2001 through the present?

\$ 148,991.01

- G. What is the amount of pre-complaint interest owed Plaintiff on overdue benefits for the time period from March 28, 2001 through the present?

\$ 13,708.42

Signed,

William Auster

Jury Foreperson

Date: July 26, 2006