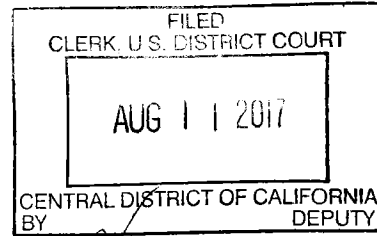


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**REDACTED**



**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

HALEY VIDECKIS and LAYANA  
WHITE, individuals,  
  
Plaintiffs,  
  
v.  
  
PEPPERDINE UNIVERSITY, a  
corporation doing business in  
California,  
  
Defendant.

CASE NO. 2:15-CV-00298-DDP (JCx)  
**VERDICT FORM FOR PLAINTIFF  
HALEY VIDECKIS**  
[Assigned to Hon. Dean D. Pregerson,  
Courtroom 9C]

**VIOLATION OF RIGHT OF PRIVACY**

1. Did Plaintiff Haley Videckis have a reasonable expectation of privacy?

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

*If your answer to question 1 is yes, answer question 2. If your answer to question 1 is no, go to and answer question 10.*

2. Did Defendant Pepperdine University intentionally intrude into Plaintiff Videckis' privacy?

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

1            *If your answer to question 2 is yes, answer question 3. If your answer to*  
2 *question 2 is no, go to and answer question 10.*

3

4            3.     Did Plaintiff Videckis consent to Defendant Pepperdine’s intrusion into  
5 her privacy?

6

\_\_\_\_\_

7

Yes    No

8            *If your answer to question 3 is no, answer question 4. If your answer to*  
9 *question 3 is yes, go to and answer question 10.*

10

11           4.     Was Defendant Pepperdine’s intrusion into Plaintiff Videckis’ privacy  
12 justified?

13

\_\_\_\_\_

14

Yes    No

15           *If your answer to question 4 is yes, answer question 5. If your answer to*  
16 *question 4 is no, go to and answer question 6.*

17

18           5.     If you found Defendant Pepperdine’s intrusion into Plaintiff Videckis’  
19 privacy was justified, did Plaintiff Videckis prove there was a practical, effective,  
20 and less invasive method of achieving Defendant Pepperdine’s purpose?

21

\_\_\_\_\_

22

Yes    No

23           *If your answer to question 5 is yes, answer question 6. If your answer to*  
24 *question 5 is no, go to and answer question 10.*

25 ///

26 ///

27 ///

28

1           6.     Would Defendant Pepperdine’s intrusion into Plaintiff Videckis’  
2 privacy be highly offensive to a reasonable person?

3                                 \_\_\_\_\_    \_\_\_\_\_

4                                 Yes    No

5           *If your answer to question 6 is yes, answer question 7. If your answer to*  
6 *question 6 is no, go to and answer question 10.*

7

8           7.     Was Plaintiff Videckis harmed by Defendant Pepperdine intruding into  
9 her privacy?

10                                \_\_\_\_\_    \_\_\_\_\_

11                                Yes    No

12           *If your answer to question 7 is yes, answer question 8. If your answer to*  
13 *question 7 is no, go to and answer question 10.*

14

15           8.     Was Defendant Pepperdine’s conduct intruding into her privacy a  
16 substantial factor in causing Plaintiff Videckis harm?

17                                \_\_\_\_\_    \_\_\_\_\_

18                                Yes    No

19           *If your answer to question 8 is yes, answer question 9. If your answer to*  
20 *question 8 is no, go to and answer question 10.*

21

22           9.     Did Plaintiff Videckis prove by clear and convincing evidence that  
23 Defendant Pepperdine acted with malice, oppression, or fraud in intruding into her  
24 privacy?

25                                \_\_\_\_\_    \_\_\_\_\_

26                                Yes    No

27           *Whether your answer to question 9 is yes or no, go to and answer question*  
28 *10.*

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**VIOLATION OF TITLE IX AND EDUCATION CODE §66270**

10. Did Plaintiff Haley Videckis suffer discrimination and/or harassment based upon her sexual orientation, and/or retaliation for making complaints about discrimination or harassment based upon her sexual orientation?

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

*If your answer to question 10 is yes, answer question 11. If your answer to question 10 is no, go to and answer question 15.*

11. Was the discrimination, harassment, and/or retaliation suffered by Plaintiff Videckis so severe, pervasive, and objectively offensive that it effectively deprived her of the right of equal access to educational benefits and opportunities?

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

*If your answer to question 11 is yes, answer question 12. If your answer to question 11 is no, go to and answer question 15.*

12. Did Defendant Pepperdine have actual knowledge of the discrimination, harassment, and/or retaliation suffered by Plaintiff Videckis?

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

*If your answer to question 12 is yes, answer question 13. If your answer to question 12 is no, go to and answer question 15.*

///  
///  
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///

1 13. Did Defendant Pepperdine act with deliberate indifference in the face  
2 of its knowledge?

3 \_\_\_\_\_  
4 Yes No

5 *If your answer to question 13 is yes, answer question 14. If your answer to*  
6 *question 13 is no, go to and answer question 15.*

7  
8 14. Did Plaintiff Videckis prove by clear and convincing evidence that  
9 Defendant Pepperdine acted with malice, oppression, or fraud?

10 \_\_\_\_\_  
11 Yes No

12 *Whether your answer to question 14 is yes or no, go to and answer question*  
13 *15.*

14  
15 **UNRUH CIVIL RIGHTS ACT**

16 15. Did Defendant Pepperdine University deny full and equal access to  
17 accommodations, advantages, facilities, privileges, or services to Plaintiff Haley  
18 Videckis?

19 \_\_\_\_\_ X \_\_\_\_\_  
20 Yes No

21 *If your answer to question 15 is yes, answer question 16. If your answer to*  
22 *question 15 is no, go to and answer question 19.*

23  
24 16. Was Defendant Pepperdine’s perception of Plaintiff Videckis’ sexual  
25 orientation a substantial motivating reason for Defendant Pepperdine’s conduct?

26 \_\_\_\_\_  
27 Yes No  
28

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*If your answer to question 16 is yes, answer question 17. If your answer to question 16 is no, go to and answer question 19.*

17. Was Plaintiff Videckis harmed?

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

*If your answer to question 17 is yes, answer question 18. If your answer to question 17 is no, go to and answer question 19.*

18. Was Defendant Pepperdine’s conduct a substantial factor in causing harm to Plaintiff Videckis?

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

*Whether your answer to question 18 is yes or no, go to and answer question 19.*

**INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

19. Was Defendant Pepperdine University’s conduct outrageous?

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

*If your answer to question 19 is yes, answer question 20. If your answer to question 19 is no, go to and answer question 24.*

1           20. Did Defendant Pepperdine intend to cause Plaintiff Videckis emotional  
2 distress or act with reckless disregard of the probability Plaintiff Videckis would  
3 suffer emotional distress?

4                           \_\_\_\_\_ \_\_\_\_\_  
5                           Yes    No

6           *If your answer to question 20 is yes, answer question 21. If your answer to*  
7 *question 20 is no, go to and answer question 24.*

8  
9           21. Did Plaintiff Videckis suffer severe emotional distress?

10                           \_\_\_\_\_ \_\_\_\_\_  
11                           Yes    No

12           *If your answer to question 21 is yes, answer question 22. If your answer to*  
13 *question 21 is no, go to and answer question 24.*

14  
15           22. Was Defendant Pepperdine’s conduct a substantial factor in causing  
16 Plaintiff Videckis’ severe emotional distress?

17                           \_\_\_\_\_ \_\_\_\_\_  
18                           Yes    No

19           *If your answer to question 22 is yes, answer question 23. If your answer to*  
20 *question 22 is no, go to and answer question 24.*

21  
22           23. Did Plaintiff Videckis prove by clear and convincing evidence that  
23 Defendant Pepperdine acted with malice, oppression, or fraud?

24                           \_\_\_\_\_ \_\_\_\_\_  
25                           Yes    No

26           *Whether your answer to question 23 is yes or no, go to and answer question*  
27 *24.*

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**DAMAGES**

24. If you answered yes to questions 8, 13, 18, or 22 then specify Plaintiff Haley Videckis' damages by inserting numbers in the blank spaces below. If you did not answer yes to any of these questions, do not insert any numbers in the blanks and have the presiding juror sign and date this form and submit it to the Court.

- a. Past economic loss \$ \_\_\_\_\_
- b. Future economic loss \$ \_\_\_\_\_
- c. Past noneconomic loss, including physical pain/mental suffering: \$ \_\_\_\_\_
- d. Future noneconomic loss, including physical pain/mental suffering: \$ \_\_\_\_\_

TOTAL \$ \_\_\_\_\_

*If your answer to question 18 is yes, then answer question 25.*

25. If your answer to question 18 was yes, what amount, if any, do you award as a penalty against Pepperdine for its violation of the Unruh Act:

\$ \_\_\_\_\_

Once you have completed the verdict form, have the presiding juror sign and date it and submit it to the Court.

DATED: August 11, 2017