

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION



EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,

Plaintiff,

and

CINDY JOHNSTON,

Plaintiff/Intervenor,

v.

GARDEN CITY PLASTICS EQUIPMENT
AND SUPPLY CO., INC., and
PLASTIC PACKAGING CONCEPTS, INC.,

Defendants.

Case No. 04-0726-CV-DW

VERDICT

We, the jury, duly impaneled and sworn, upon our oaths, present the following answers to the questions submitted by the Court.

Question: 1. Do you find by the preponderance of the evidence that plaintiff Cindy Johnston was subjected to sexual harassment as set forth in the Instruction No. 11 ?

X Yes _____ No.

NOTE: If your answer is "Yes" to question 1, proceed to the next section and answer questions 2-5. If your answer is "No," have your foreperson sign and date this form and notify the bailiff that you have reached a verdict.

Question: 2. Do you find by the preponderance of the evidence that defendant Plastic Packaging Concepts, Inc. and defendant Garden City Plastics Equipment and Supply Company, Inc. are a "single employer" as set forth in the Instruction No. 14 ?

X Yes _____ No.

Question: 3. State the amount of damages which will fairly compensate plaintiff Johnston for any emotional pain and suffering, inconvenience, mental anguish,

embarrassment, humiliation and loss of enjoyment of life which you find she sustained as a result of defendant Plastic Packaging Concepts' unlawful conduct.

\$ 1,000

Question: 4. Do you find that defendant Plastic Packaging Concepts is liable for punitive damages under Instruction No. 16?

Yes No.

Question: 5. If your answer is "Yes" to question 4, state the amount of punitive damages which you award plaintiff under Instruction No. 16?

\$ 100,000

August 24, 2006
Date

[Signature]
For person