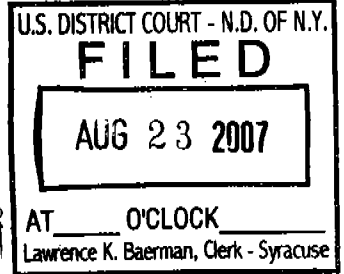


IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK



WESLEY VAUGHN, )  
)  
Plaintiff, )  
)  
v. )  
)  
JAMES A. NICHOLS, Deputy )  
Superintendent of Programs )  
(Mid-State); MR. ABBIS, )  
Vocational Supervisor )  
(Mid-State); WILFREDO BATISTA, )  
First Deputy Superintendent )  
(Mid-State); in their )  
individual capacities as )  
personnel of the Department )  
of Correctional Services )  
(D.O.C.S), )  
)  
Defendants. )  
\_\_\_\_\_ )

9:02CV1512

AT O'CLOCK  
Lawrence K. Baerman, Clerk - Syracuse

VERDICT FORM  
FOR WILFREDO BATISTA

1) Do you find that defendant Wilfredo Batista violated plaintiff Wesley Vaughn's constitutional rights by retaliating against plaintiff?

Yes \_\_\_\_\_

No

If you answered NO, you have completed your deliberations and your foreperson should date and sign the verdict form below.

If you answered YES, please proceed to questions (2), (3), (4) and (5) for the defendant.

2) Do you find that plaintiff has proven he suffered any actual damages?

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

If your answer is YES, please enter the amount here.

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

3) If you answered YES to question (1), but did not assign any actual damages in question (2), you may award nominal damages of up to One Dollar (\$1.00) against the defendant. Please enter the amount, if any, of nominal damages below.

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

4) If you have found for the plaintiff and against the defendant, then you must consider whether plaintiff is entitled to an award of punitive damages. Do you find that plaintiff is entitled to punitive damages against the defendant?

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

5) If you have found plaintiff is entitled to an award of punitive damages, please enter the amount of such damages.

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

When you have completed your deliberations, your foreperson should date and sign the verdict form below.

DATED this 23 day of August, 2007.

  
FOREPERSON

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

WESLEY VAUGHN, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 JAMES A. NICHOLS, Deputy )  
 Superintendent of Programs )  
 (Mid-State); MR. ABBIS, )  
 Vocational Supervisor )  
 (Mid-State); WILFREDO BATISTA, )  
 First Deputy Superintendent )  
 (Mid-State); in their )  
 individual capacities as )  
 personnel of the Department )  
 of Correctional Services )  
 (D.O.C.S), )  
 )  
 Defendants. )  
 )

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9:02CV1512

VERDICT FORM  
FOR DANIEL ABBIS

1) Do you find that defendant Daniel Abbis violated plaintiff Wesley Vaughn's constitutional rights by retaliating against plaintiff when he wrote the misbehavior report?

Yes \_\_\_\_\_

No

If you answered NO, you have completed your deliberations and your foreperson should date and sign the verdict form below.

If you answered YES, please proceed to questions (2), (3), (4) and (5) for the defendant.

2) Do you find that plaintiff has proven he suffered any actual damages?

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

If your answer is YES, please enter the amount here.

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

3) If you answered YES to question (1), but did not assign any actual damages in question (2), you may award nominal damages of up to One Dollar (\$1.00) against the defendant.

Please enter the amount, if any, of nominal damages below.

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

4) If you have found for the plaintiff and against the defendant, then you must consider whether plaintiff is entitled to an award of punitive damages. Do you find that plaintiff is entitled to punitive damages against the defendant?

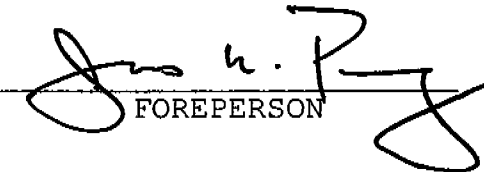
Yes \_\_\_\_\_ No \_\_\_\_\_

5) If you have found plaintiff is entitled to an award of punitive damages, please enter the amount of such damages.

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

When you have completed your deliberations, your foreperson should date and sign the verdict form below.

DATED this 23 day of August, 2007.

  
FOREPERSON

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

WESLEY VAUGHN, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 JAMES A. NICHOLS, Deputy )  
 Superintendent of Programs )  
 (Mid-State); MR. ABBIS, )  
 Vocational Supervisor )  
 (Mid-State); WILFREDO BATISTA, )  
 First Deputy Superintendent )  
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 individual capacities as )  
 personnel of the Department )  
 of Correctional Services )  
 (D.O.C.S), )  
 )  
 Defendants. )  
 )

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9:02CV1512

VERDICT FORM  
FOR JAMES NICHOLS

1) Do you find that defendant James Nichols violated plaintiff Wesley Vaughn's constitutional rights by retaliating against plaintiff?

Yes \_\_\_\_\_

No  \_\_\_\_\_

If you answered NO, you have completed your deliberations and your foreperson should date and sign the verdict form below.

If you answered YES, please proceed to questions (2), (3), (4) and (5) for the defendant.

2) Do you find that plaintiff has proven he suffered any actual damages?

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

If your answer is YES, please enter the amount here.

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

3) If you answered YES to question (1), but did not assign any actual damages in question (2), you may award nominal damages of up to One Dollar (\$1.00) against the defendant. Please enter the amount, if any, of nominal damages below.

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

4) If you have found for the plaintiff and against the defendant, then you must consider whether plaintiff is entitled to an award of punitive damages. Do you find that plaintiff is entitled to punitive damages against the defendant?

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

5) If you have found plaintiff is entitled to an award of punitive damages, please enter the amount of such damages.

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



When you have completed your deliberations, your foreperson should date and sign the verdict form below.

DATED this 22 day of August, 2007.

  
FOREPERSON