IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION

DENISE R. HITE,	*	
	*	4:03-cv-90174
Plaintiff,	*	
v.	*	
VERMEER MANUFACTURING CO. and RICK LEEDOM,	*	
	*	VERDICT FORM
Defendants.	*	

VERDICT

Note: *Complete this form by writing in the names required by your verdict.*

Form 1:

On Plaintiff's claim of retaliation in violation of the Family Medical Leave Act, as defined in Instruction 5, we find by the greater weight of the evidence in favor of:

PLAINTIFF DENISE HITE

(Plaintiff Denise Hite) Or (Defendants Vermeer Manufacturing Co & Rick Leedom)

2/16/05
DATE

FOREPERSON

If you found for Plaintiff on Form 1, please have your foreperson sign and date above and go on to answer the question in form 1A. If you found for Defendants, have your foreperson sign and date above and do not answer any further questions.

Form 1A:

Have Defendants proved, by the greater weight of the evidence, that Defendants would have taken the adverse employment action against the Plaintiff even if Defendants had not considered Plaintiff's use of FMLA leave? NO (Yes or No)

If you found for Plaintiff on Form 1 and wrote "No" in Form 1A, answer the following question:

1) We find Plaintiff's damages, as defined in Final Instruction No. 11, to be:

   $107,571.97 in wages, salary, and employment benefits Plaintiff would have earned in her employment with Defendants if the Defendants had not violated her rights under the Family Medical Leave Act (less the amount of earnings and benefits from other employment received by Plaintiff during that time).

2) We find that Defendants DID NOT ("Did" or "Did Not") act in good faith, as defined in Instruction No. 12.

2/16/05
DATE

Lynn M Vanney
FOREPERSON