

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION

MARK DECARLO,

Plaintiff,

v.

4:14cv388-WS/CAS

CITY OF TALLAHASSEE,

Defendant.

VERDICT FORM

Do you find from a preponderance of the evidence:

1. That the City of Tallahassee took adverse action against Mark DeCarlo because he engaged in "protected activity"—that is, because he made disclosures of wrongdoing by City agents or employees.

 X YES NO

2(a). That Mark DeCarlo had a disability or was perceived by the City as having a disability.

 X YES NO

If you answered "NO" to question 2(a), proceed to question 3(a). If you answer "YES" to question 2(a), answer question 2(b).

FILED IN OPEN COURT THIS

March 2, 2016

**CLERK, U.S. DISTRICT
COURT, NORTH. DIST. FLA.**

2(b). That Mark DeCarlo was a "qualified individual."

X YES _____ NO

If you answered "NO" to question 2(b), proceed to question 3(a). If you answer "YES" to question 2(b), answer question 2(c).

2(c). That the City took adverse action against Mark DeCarlo.

X YES _____ NO

If you answered "NO" to question 2(c), proceed to question 3(a). If you answer "YES" to question 2(c), answer question 2(d).

2(d). That the City took adverse action against Mark DeCarlo because of his disability or perceived disability.

X YES _____ NO

3(a). That Mark DeCarlo engaged in protected activity under the Americans with Disabilities Act—that is, he complained about disability discrimination.

X YES _____ NO

If you answered "NO" to question 3(a), proceed to question 4. If you answer "YES" to question 3(a), answer question 3(b).

3(b). That the City took adverse employment action against Mark DeCarlo.

X YES _____ NO

If you answered "NO" to question 3(b), proceed to question 4. If you answered "YES" to question 3(b), answer question 3(c).

3(c). That the City took adverse employment action against Mark DeCarlo because he engaged in protected activity.

X YES _____ NO

If you answered "YES" to question 1, 2(d), and/or 3(c), please answer question 4.

4. That Mark DeCarlo should be awarded damages to compensate him for a net loss of wages, benefits, and other economic losses to the date of your verdict.

X YES _____ NO

If your answer is "YES," in what amount?

Net lost wages \$ 90,429

Net lost benefits \$ 28,200

Other economic losses:

Dr. Knoll's fee \$ 1,700

Dr. Bourdini's fee \$ 25,000

If you answered "YES" to question 2(d) and/or 3(c), please answer question 5.

5. That Mark DeCarlo should be awarded damages to compensate him for emotional pain and mental anguish?

X YES _____ NO

If your answer is "YES," in what amount?

For past mental anguish \$ 200,000

For future mental anguish? \$ 500,000

SO SAY WE ALL.

A handwritten signature in black ink, appearing to be 'J.B.' or similar, written over the text 'SO SAY WE ALL.'.

REDACTED

2014
DATE: 02 MARCH 2013