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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**JAMES M. CLEAVENGER,**

Plaintiff,

vs.

**UNIVERSITY OF OREGON (an Agency and  
Instrumentality of the State of Oregon), et al.,**

Defendants.

Case No. 6:13-cv-01908-DOC

**DEFENDANTS' PROPOSED  
AMENDED VERDICT FORM**

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Defendants propose the attached amended verdict form.

DATED this 22nd day of September, 2015.

HARRANG LONG GARY RUDNICK P.C.

By: s/ Andrea D. Coit  
Andrea D. Coit, OSB #002640  
Jonathan M. Hood, OSB #133872  
Attorneys for Defendants

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

**JAMES M. CLEAVENGER,**

Case No. 6:13-cv-01908-DOC

Plaintiff,

**VERDICT**

vs.

**CAROLYN MCDERMED, BRANDON  
LEBRECHT AND SCOTT CAMERON,**

Defendants.

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1. Did Scott Cameron issue Plaintiff a negative performance evaluation in retaliation for Plaintiff's speech about Tasers that he engaged in in 2008?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

2. Did Scott Cameron issue Plaintiff a written reprimand in retaliation for Plaintiff's speech about Tasers that he engaged in in 2008?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

3. Did Brandon Lebrecht submit the Brady information regarding Plaintiff to the District Attorney on June 17, 2014 in retaliation for Plaintiff:

a. complaining about \_\_\_ during his meeting(s) with Carolyn McDermed on June 1, 2012 or August 13, 2012, or in the lawsuit he filed in November, 2013?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

b. complaining about \_\_\_\_\_ during his meeting(s) with Carolyn McDermed on June 1, 2012 or August 13, 2012, in the lawsuit he filed in November, 2013?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

4. Did Carolyn McDermed recommend Mr. Cleavenger's termination from employment at UOPD in retaliation for:

a. complaining about \_\_\_\_\_ during his meeting(s) with her on June 1, 2012 or August 13, 2012 or in the lawsuit he filed in November, 2013?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

b. complaining about \_\_\_\_\_ during his meeting(s) with her on June 1, 2012 or August 13, 2012, or in the lawsuit he filed in November 2013?

\_\_\_\_\_ Yes

\_\_\_\_\_ No.

5. Did Carolyn McDermed instruct Brandon Lebrecht to submit the Brady information regarding Plaintiff to the District Attorney on June 17, 2014 in retaliation for:

a. complaining about \_\_\_\_\_ during his meeting(s) with her on June 1, 2012 or August 13, 2012 or in the lawsuit he filed in November, 2013?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

b. complaining about \_\_\_\_\_ during his meeting(s) with her on June 1, 2012 or August 13, 2012 or in the lawsuit he filed in November, 2013?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

If you answered Yes to any of the above questions, proceed to question 6.

6. What are the plaintiff's damages?

\$\_\_\_\_\_ Economic damages

\$\_\_\_\_\_ Non-economic damages

\$\_\_\_\_\_ Nominal damages

Proceed to Question 7.

7. Should the plaintiff be awarded punitive damages?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

If your answer is Yes, proceed to Question 8.

If your answer is No, do not answer Question 8. Your presiding juror should sign the verdict form and summon the court clerk.

8. What is the amount of punitive damages?

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

Your presiding juror should sign the verdict form and summon the court clerk.

**THIS IS THE UNANIMOUS VERDICT OF WE, THE JURY.**

DATED: September \_\_\_\_\_, 2015.

\_\_\_\_\_  
Presiding Juror

## CERTIFICATE OF SERVICE

I certify that on September 22, 2015, I served or caused to be served a true and complete copy of the foregoing **DEFENDANTS' PROPOSED AMENDED VERDICT FORM** on the party or parties listed below as follows:

- Via CM / ECF Filing
- Via First Class Mail, Postage Prepaid
- Via Email
- Via Personal Delivery

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**CERTIFICATE OF SERVICE**