

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**  
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**CHRISTOPHER MILLER,**

**Plaintiff,**

**-vs-**

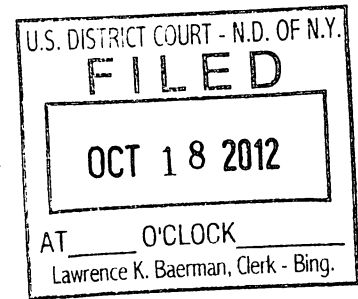
**10-cv-597**

**CITY OF ITHACA, EDWARD VALLELY,  
JOHN BARBER, LAUREN SIGNER,  
PETE TYLER, ANDREW NAVARRO,  
and MARLON BYRD,**

**Defendants.**  
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**VERDICT SHEET FORM**

**PLEASE NOTE - Each Juror will be provided with a Verdict Sheet Form in order to facilitate understanding of the charge and to aid in deliberation. HOWEVER, YOUR VERDICT SHOULD BE REPORTED TO THE JUDGE ON ONLY ONE VERDICT SHEET FORM WHICH IS SIGNED BY THE JURY FOREPERSON. The remaining Verdict Sheet Forms should be returned to the courtroom deputy unsigned. The questions must be answered unanimously.**



**I. Race Based Discrimination - 42 U.S.C. § 1981**

**A. City of Ithaca**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that the City of Ithaca discriminated against him on account of his race by failing to promote him?

Yes \_\_\_\_\_ No   X  

**Proceed to the next question ONLY if you answered “Yes” to Question I(A). If you answered “No” to Question I(A), proceed to question I(B).**

What amount of compensatory damages do you award Plaintiff as against the City of Ithaca as a consequence of being discriminated against on account of his race?

**Note: The amount must be at least \$1.00.**

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

**Proceed to the next question.**

**B. Lauren Signer**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Lauren Signer discriminated against him on account of his race by failing to promote him?

Yes \_\_\_\_\_ No   X  

**Proceed to the next question ONLY if you answered “Yes” to Question I(B). If you answered “No” to Question I(B), proceed to Section II.**

What amount of compensatory damages do you award Plaintiff as against Lauren Signer as a consequence of being discriminated against on account of his race?

Note: The amount must be at least \$1.00.

\$                     

**Proceed to the next question.**

Do you find that Plaintiff is entitled to punitive damages against Lauren Signer on his claim of race based discrimination?

Yes            No   X  

**Proceed to Section II.**

## **II. Retaliation**

### **A. City of Ithaca**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that the City of Ithaca retaliated against Plaintiff for engaging in protected activity?

Yes   X   No           

### **B. Edward Valley**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Edward Valley retaliated against Plaintiff for engaging in protected activity by issuing the June 1 notice of discipline?

Yes   X   No

**C. John Barber**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that the John Barber retaliated against Plaintiff for engaging in protected activity by issuing the June 1 notice of discipline?

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

**D. Pete Tyler**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Pete Tyler retaliated against Plaintiff for engaging in protected activity by issuing the June 1 notice of discipline?

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

**E. Marlon Byrd**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Marlon Byrd retaliated against Plaintiff for engaging in protected activity by making certain beat assignments?

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

**F. Andrew Navarro**

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Andrew Navarro retaliated against Plaintiff for engaging in protected activity by making certain beat assignments?

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

## G. Damages

Answer the following question **ONLY** as to those Defendants, if any, for which you gave a response of "Yes" in Section II, Questions (A) through (F).

What amount of compensatory damages do you award Plaintiff as a consequence of being retaliated against as to the following Defendants:

(Note: Remember, Plaintiff is not entitled to recover twice for the same damages. Also, if you decide to make an award, it must be at least \$1.00).

City of Ithaca: \$ 2,000,000

Edward Vallely: \$ 1

John Barber: \$ 1

Pete Tyler: \$ 1

Marlon Byrd: \$ 1

Andrew Navarro: \$ Ø

**Total Compensatory  
Damages (retaliation):** \$ 2,000,004

Your deliberations are complete.

**PLEASE REPORT YOUR VERDICT TO THE MARSHAL. PLEASE  
REMEMBER TO DATE AND SIGN THIS VERDICT SHEET. THANK  
YOU.**

**\*\* REDACTED \*\***

10-18-2012  
Date

[Signature]  
Foreperson