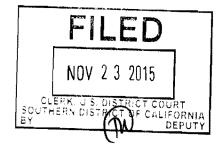
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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

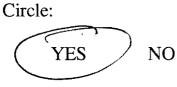
THE SHERWIN-WILLIAMS COMPANY, f/k/a SHERWIN-WILLIAMS AUTOMOTIVE FINISHES CORP.,	Case No.: 13-CV-1946 LAB (WVG) Consolidated with Case No.: 13-CV-1947 LAB (WVG)
Plaintiff, vs.	VERDICT FORM
JB COLLISION SERVICES, INC., dba J&M AUTOBODY, and d/b/a EL DORADO COLLISION; and DOES 1 through 10, inclusive,	
Defendants.	
AND RELATED COUNTER-CLAIMS	
THE SHERWIN-WILLIAMS COMPANY, f/k/a SHERWIN-WILLIAMS AUTOMOTIVE FINISHES CORP.,	
Plaintiff, vs.	
JJT, INC. d/b/a JOHN'S COLLISION CENTER; JOHN TYCZKI, and individual; and DOES 1 through 10, inclusive,	
Defendants.	
AND RELATED COUNTER-CLAIMS	
	1

Sherwin-Williams's Breach of Contract Claim Against JB Collision Services

Do you find that Sherwin-Williams proved by a preponderance of the evidence that: (1) JB Collision Services breached the JB Supply Agreement, AND (2) Sherwin-Williams substantially performed its duties under the JB Supply Agreement?

Agreement?

7



If you answer "YES," you have found for Sherwin-Williams on this claim. What are Sherwin-Williams's damages?

Damages:

\$ 265,990.49

<u>11/23/15</u> Date

Presiding Juror

After all verdict forms have been completed and signed, notify the bailiff that you

are ready to present your verdict in the courtroom.

Sherwin-Williams's Breach of Contract Claim Against JJT

Do you find that Sherwin-Williams proved by a preponderance of the evidence that: (1) JJT breached the JJT Supply Agreement, AND (2) Sherwin-Williams substantially performed its duties under the JJT Supply Agreement?



If you answer "YES," you have found for Sherwin-Williams on this claim. What are Sherwin-Williams's damages?

Damages:

\$ 108,478.21

Presiding Juror

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11/23/15

Sherwin-Williams's Breach of Contract Claim Against John Tyczki

Did John Tyczki promise to pay Sherwin-Williams the damages, if any, you found to be owed to Sherwin-Williams?



If you answer "YES," you have found for Sherwin-Williams on this claim in the amount of the damages you entered in response to Sherwin-Williams's breach of contract claim against JJT.

07

Presiding Juror

 $\frac{11/23/15}{Date}$

JB Collision's Breach Of Contract Claim Against Sherwin-Williams

Do you find by a preponderance of the evidence that: (1) Sherwin-Williams breached the JB Collision Supply Agreement; AND (2) JB Collision substantially performed all of its obligations under the JB Collision Agreement? Circle One:



If you answer "YES," you have found for JB Collision. What are JB Collision's damages?

Damages:

Presiding Juror

 $\frac{n/23/15}{\text{Date}}$

4

JJT's Breach of Contract Claim Against Sherwin-Williams

Do you find by a preponderance of the evidence that: (1) Sherwin-Williams breached the JJT Supply Agreement; AND (2) JJT substantially performed all of its obligations under the JJT Agreement?

Circle One:



If you answer "YES," you have found for JJT. What are JJT's damages?

Damages:

100

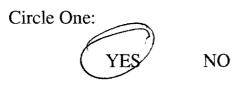
Presiding Juror

<u>11/23/15</u> Date

5

Fraud/Concealment Claim Against Sherwin-Williams

Do you find by a preponderance of the evidence that Sherwin-Williams committed fraud/concealment?



If you answer "YES," you have found for JB Collision, JJT, and/or John Tyczki. What are JB Collision, JJT, and/or John Tyczki's damages?

If you answered "YES" above, do you find by clear and convincing evidence that Sherwin-Williams' conduct constituted malice, oppression, or fraud?

Circle One:



If "YES," please state the amount of punitive damages you award to JB Collision,

JJT, and/or John Tyczki.

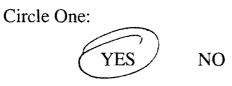
Punitive Damages:

11/23/15-Date

Presiding Juror

Intentional Misrepresentation Claim Against Sherwin-Williams

Do you find by a preponderance of the evidence that Sherwin-Williams made an intentional misrepresentation?



If you answer "YES," you have found for JB Collision, JJT, and/or John Tyczki. What are JB Collision, JJT, and/or John Tyczki's damages?

If you answered "YES" above, do you find by clear and convincing evidence that Sherwin-Williams' conduct constituted malice, oppression, or fraud?

Circle One:



If "YES," please state the amount of punitive damages you award to JB Collision,

JJT, and/or John Tyczki.

Punitive Damages:

1/23/15 Date

Presiding Juror

Negligent Misrepresentation Claim Against Sherwin-Williams

Do you find by a preponderance of the evidence that Sherwin-Williams committed negligent misrepresentation?



If you answer "YES," you have found for JB Collision, JJT, and/or John Tyczki. What are JB Collision, JJT, and/or John Tyczki's damages?

Damages:

<u>\$ 1,250,000.</u>

OR

Presiding Juror

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<u>11/23/15</u> Date

Unjust Enrichment Claim Against Sherwin-Williams

Do you find by a preponderance of the evidence that Sherwin-Williams was unjustly enriched by JB Collision, JJT, and/or John Tyczki?

Circle One:



If you answer "YES," you have found for JB Collision, JJT, and/or John Tyczki.

What are JB Collision, JJT, and/or John Tyczki's damages?

Damages:

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<u>11/23/15</u> Date

Presiding Juror