

STATE OF IDAHO } SS  
 COUNTY OF KOOTENAI }  
 FILED: 9-7-00  
 At 5:15 O'Clock  
 Clerk, District Court  
 Deputy

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE  
 STATE OF IDAHO IN AND FOR THE COUNTY OF KOOTENAI

VICTORIA KEENAN and JASON KEENAN,  
  
*Plaintiffs,*  
  
 vs.  
  
 ARYAN NATIONS aka CHURCH OF JESUS CHRIST CHRISTIAN, an unincorporated association; SAPHIRE, INC., an Idaho Corporation; RICHARD BUTLER; MICHAEL TEAGUE; JESSE EDWARD WARFIELD; and JOHN S. YEAGER,  
  
*Defendants.*

Case No. CV-99-441  
 SPECIAL VERDICT

We, the jury, duly empanelled to try the above-entitled matter, answer the questions submitted to us in the Special Verdict as follows:

Part One - Assault & Battery Claims

QUESTION NO. 1: Did John Yeager commit an assault upon Victoria and Jason Keenan?

ANSWER: (Mark only one of the following)

- Yes upon both Victoria and Jason Keenan
- Yes upon Victoria Keenan only
- Yes upon Jason Keenan only
- No

(Answer Question No. 2.)

**QUESTION NO. 2:** Did John Yeager commit a battery upon Victoria and Jason Keenan?

**ANSWER:** *(Mark only one of the following)*

- Yes upon both Victoria and Jason Keenan
- Yes upon Victoria Keenan only
- Yes upon Jason Keenan only
- No

(Answer Question No. 3.)

**QUESTION NO. 3:** Did Jesse Warfield commit an assault upon Victoria and Jason Keenan?

**ANSWER:** *(Mark only one of the following)*

- Yes upon both Victoria and Jason Keenan
- Yes upon Victoria Keenan only
- Yes upon Jason Keenan only
- No

(Answer Question No. 4.)

**QUESTION NO. 4:** Did Jesse Warfield commit a battery upon Victoria and Jason Keenan?

**ANSWER:** *(Mark only one of the following)*

- Yes upon both Victoria and Jason Keenan
- Yes upon Victoria Keenan only
- Yes upon Jason Keenan only
- No

*(If you answered "Yes" to any of the questions numbered 1 through 4, you must next answer Question No. 5 and Question No. 6. If, however, you answered "No" to each of the questions numbered 1 through 4, then do not answer any of the remaining questions. Simply sign and date the verdict form and tell the bailiff you are finished.)*

**Part Two - Negligence Claims**

**QUESTION NO. 5:** Was there negligent conduct on the part of Richard Butler/Aryan Nations/Saphire, Inc. in selecting, retaining, training, or supervising Aryan Nations' security members John Yeager or Jesse Warfield, which was a proximate cause of the Keenan's injuries?

ANSWER:

Yes

No

*(Answer Question No. 6.)*

**QUESTION NO. 6:** Was there negligent conduct on the part of Michael Teague in selecting, retaining, training, or supervising Aryan Nations' security members John Yeager or Jesse Warfield, which was a proximate cause of the Keenan's injuries?

ANSWER:

Yes

No

*(If you have answered either Question No. 5 or Question No. 6 "Yes," then you must read the following directions and answer Question No. 7. However, if you answered both Question No. 5 and Question No. 6 "No," then skip Question No. 7, proceed to Part Three, and answer the questions in that section as instructed.)*

You are now to compare the negligence of the parties as they contributed to the plaintiffs' injuries. In doing this, you will assume that the total amount of negligence involved in this case is 100 %. To compare negligence that you find attributable to any of

SPECIAL VERDICT - 3

the parties, you will assess various percentages of negligence that must total 100%. If you have found in answering Question No. 5 and Question No. 6 that one of the parties was not negligent then, of course, the percentage of negligence attributable to such party shall be zero (0). To compare the negligence of the parties, please answer Question No. 7.

**QUESTION NO. 7:** We find the negligence attributable to each of the parties in causing the plaintiffs' injuries as follows:

(a)	Richard Butler/ Aryan Nations/ Sapphire, Inc.	<u>90</u> %
(b)	Michael Teague	<u>10</u> %
<hr/>		
	<b>Total</b>	<b>100 %</b>

*(Proceed to Part Three.)*

**Part Three - Damages**

**QUESTION NO. 8:** What is the total amount of damages sustained by Victoria Keenan as a result of the wrongful conduct of the defendant(s)?

ANSWER: \$ 250,000.00

*(Answer Question No. 9.)*

**QUESTION NO. 9:** What is the total amount of damages sustained by Jason Keenan as a result of the wrongful conduct of the defendant(s)?

ANSWER: \$ 80,000.00

**QUESTION NO. 10:** Are John Yeager or Jesse Warfield liable for punitive damages for engaging in their wrongful conduct against the plaintiffs?

ANSWER:

Yes

No

*(If you answered Question No. 10 "Yes," then you must next answer Question No. 11, including its sub-parts. If you answered Question No. 10 "No," skip Question No. 11, and next read the instructions that follow Question No. 11.)*

**QUESTION NO. 11:** What is the amount of punitive damages John Yeager or Jesse Warfield should be required to pay?

ANSWER:

John Yeager should pay \$ 100,000.00

Jesse Warfield should pay \$ 500,000.00

*(If you answered Question No. 7, then you must next answer Question No. 12. If, however, you did not answer Question No. 7, do not answer any of the remaining questions. Simply sign and date the verdict form and tell the bailiff you are finished.)*

**QUESTION NO. 12:** Are Richard Butler/Aryan Nations/Saphire, Inc. or Michael Teague liable for punitive damages in selecting, retaining training, or supervising John Yeager and Jesse Warfield?

ANSWER:

Yes

No

*(If you answered Question No. 12 "Yes," then you must next answer Question No. 13. If you answered Question No. 12 "No," skip Question No. 13, and sign and date the verdict form and tell the bailiff you are finished.)*

QUESTION NO. 13: What is the amount of punitive damages Richard Butler/Aryan Nations/Saphire, Inc. or Michael Teague should be required to pay?

ANSWER:

Richard Butler/Aryan Nations/Saphire, Inc. should pay \$ 4,800,000.00

Michael Teague should pay \$ 600,000.00

Dated this \_\_\_\_ day of September, 2000.



Presiding Juror Juror No. 7

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