

NAN!
Gabrielle
Lewis

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2010 DEC 20 PM 3:12

BETTY J. GOULD, CLERK.

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF THURSTON

LEYA REKHTER et al.,)
)
Plaintiffs,)
vs.)
)
STATE OF WASHINGTON,)
DEPARTMENT OF SOCIAL AND)
HEALTH SERVICES, et al.,)
Defendants.)

NO. 07-2-00895-8

SPECIAL VERDICT FORM

We the jury answer the questions submitted by the Court as follows based upon the preponderance of the evidence standard:

Question 1. Do you find that the Department breached a term in the Individual Provider Contracts?

Answer: ~~Yes~~ No *SM*
(Write "Yes" or "No")

Court's direction: Answer Question 1 "Yes" or "No", then proceed to Question 2.

Question 2. Do you find that the Department breached an implied duty of good faith and fair dealing with the Providers as to the Department's performance of a specific term in the Individual Provider Contracts?

Answer: Yes
(Write "Yes" or "No")

Court's direction: Answer Question 2 "Yes" or "No". If you answered "yes" to either Question 1 or Question 2, proceed to Question 3 on page 2. If you answered "No" to both Question 1 and Question 2, do not answer Question 3; instead the verdict form should be signed by the presiding juror and returned to the Court.



Special Verdict Form, page 2.

Question 3. For the period of April 1, 2003 to June 30, 2008, what is the total amount of the damages incurred by the Providers?

Answer: \$ 57,123,794.50

Court's direction: If you are directed to answer Question 3, write in amount of your verdict. Then the verdict form should be signed by the presiding juror and returned to the Court.

Jane Mohr
Presiding Juror