

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON
 2 FOR THE COUNTY OF MULTNOMAH

3 JEANYNE JAMES, ROBIN COLBERT,
 4 JANE DREVO, SAM DREVO, BROOKE
 5 EDGE AND BILL EDGE, SR., LORI
 6 FOWLER, IRIS HAMPTON, JAMES
 7 HOLLAND, RACHELLE MCMASTER,
 8 KRISTINA MONTOYA, NORTHWEST
 9 RIVER GUIDES, LLC, SHARIENE
 10 STOCKTON AND KEVIN
 11 STOCKTON, VICTOR PALFREYMAN,
 12 PALFREYMAN FAMILY TRUST, AND
 13 DUANE BRUNN, individually and on behalf
 14 of all others similarly situated,

Plaintiffs,

v.

15 PACIFICORP, an Oregon corporation; and
 16 PACIFIC POWER, an Oregon registered
 17 electric utility and assumed business name
 18 of PACIFICORP,

Defendants.

Case No. 20CV33885

Case Assigned to: Hon. Steffan Alexander

VERDICT FORM –
 PUNITIVE DAMAGES

19 We, the jury, find:

20 **PUNITIVE DAMAGES—PLAINTIFFS**

21 **QUESTION 24:** Have the Plaintiffs within the boundaries of the fire areas below
 22 proven an entitlement to punitive damages?

23 Echo Mountain Complex fire YES NO

2 N	8 Y	11 Y	24 Y	32 Y	37 N
44 Y	48 Y	61 Y	69 Y	83 Y	96 Y

24 Santiam Canyon fire YES NO

2 N	8 Y	11 Y	24 Y	32 Y	37 N
44 Y	48 N	61 Y	69 Y	83 Y	96 Y

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South Obenchain fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	Y	Y	Y	Y	Y

242 fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	Y	Y	Y	Y	Y

If "yes" for any of the fire areas go to question 25.
 If "no" for any of the fire areas your verdict is against an award of punitive damages for the plaintiffs for that fire area and for defendant for that fire area. Do not answer question 25 for any fire area that you answered "no" for question 24. Do not answer question 26 for any fire area that you answered "no" for question 24. If you answered "yes" for at least one fire area proceed to question 25.
 If you answered "no" for all four fire areas, please proceed to question 27.

QUESTION 25: Should punitive damages be awarded against the Defendant as to the Plaintiffs within the boundaries of the fire areas below?

Echo Mountain Complex fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	Y	Y	Y	Y	Y

Santiam Canyon fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

South Obenchain fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	Y	Y	Y	Y	Y

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242 fire

YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	Y	Y	Y	Y	Y

At least nine of you who answered "yes" to question 24 must also agree on the answer to question 25 for that particular fire area. If you answered "yes" to any of the fire areas, please proceed to question 26.

If you answered "no" for any of the fire areas, your verdict is against an award of punitive damages for the plaintiffs for that fire area and for the defendant for that fire area. If you answered "no" for all four fire areas, please proceed to question 27.

QUESTION 26: What amount of punitive damages, if any, do you award against the Defendant as to the Plaintiffs within the boundaries of the fire areas below?

Echo Mountain Complex:

.25 times the amount of economic and noneconomic damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

Santiam Canyon fire:

.25 times the amount of economic and noneconomic damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

South Obenchain fire:

.25 times the amount of economic and noneconomic damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

242 fire:

.25 times the amount of economic and noneconomic damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

At least nine of you who answered "yes" to question 25 must also agree on the answer

1 to question 26 for that particular fire area. Please proceed to Question 27.

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3 **PUNITIVE DAMAGES—CLASS QUESTIONS**

4 **QUESTION 27:** Has the entire class within the boundaries of the fire areas below
5 proven an entitlement to punitive damages?

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7 Echo Mountain Complex fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

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9
10 Santiam Canyon fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

11
12
13 South Obenchain fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

14
15
16 242 fire YES NO

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

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18 If "yes" for any of the fire areas go to question 28.

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20 If "no" for any of the fire areas your verdict is against an award of punitive damages
21 for the entire class for that fire area and for defendant for that fire area. Do not answer
22 question 28 for any fire area that you answered "no" for question 27. Do not answer
23 question 29 for any fire area that you answered "no" for question 27.

24 If you answered "no" for all four fire areas, do not answer any more questions.

1 **QUESTION 28:** Should punitive damages be awarded against the Defendant as to the
 2 entire class within the boundaries of the fire areas below?

3 Echo Mountain Complex fire YES NO
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2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

6 Santiam Canyon fire YES NO
 7

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

9 South Obenchain fire YES NO
 10

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

12 242 fire YES NO
 13

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

14 *At least nine of you who answered "yes" to question 27 must also agree on the answer*
 15 *to question 28 for that particular fire area. If you answered "yes" to any fire area in*
 16 *response to question 28, please proceed to question 29.*

17 *If "no" for any of the fire areas your verdict is against an award of punitive damages*
 18 *for the entire class for that fire area and for the defendant for that fire area. If you*
 19 *answered "no" to all four fire areas, please do not answer any further questions.*

21 **QUESTION 29:** What amount of punitive damages, if any, do you award against
 22 the Defendant as to the entire class within the boundaries of the fire areas below?
 23

24 Echo Mountain Complex:

25 .25 times the amount of economic and noneconomic
 26 damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

1 Santiam Canyon fire:

2 .25 times the amount of economic and noneconomic
3 damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

4 South Obenchain fire:

5 .25 times the amount of economic and noneconomic
6 damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

7 242 fire:

8 .25 times the amount of economic and noneconomic
9 damages awarded.

2	8	11	24	32	37
N	Y	Y	Y	Y	N
44	48	61	69	83	96
Y	N	Y	Y	Y	Y

10 *At least nine of you who answered "yes" to question 28 must also agree on the answer to*
11 *question 29 for that particular fire area.*

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14 You are now done with this form. Your presiding juror should sign this verdict form and
15 notify the clerk.

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17 Dated: 6/14/23

#69 ES

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Presiding Juror Number and Initials

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