

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS
STATE OF LOUISIANA

NO. 19-10545

DIVISION "N"

SECTION 8

HENRY PETE

VERSUS

BOLAND MARINE AND MANUFACTURING CO. LLC, et al

IURY INTERROGATORIES

1) Do you find by a preponderance of the evidence that the plaintiff, Henry Pete, was employed as a longshoreman by the following company (companies) between 1964 and 1968?

James Flanagan/New Orleans Stevedores	YES _____	NO <input checked="" type="checkbox"/>
Ports America Gulfport, Inc./Atlantic & Gulf	YES _____	NO <input checked="" type="checkbox"/>
SSA Gulf, Inc./Ryan Stevedoring/Ryan Walsh	YES _____	NO <input checked="" type="checkbox"/>
Cooper T. Smith Stevedoring Co., Inc.	YES <input checked="" type="checkbox"/>	NO _____

For the company (companies) for whom you answered "YES", go to Question #2.

For the company (companies) for whom you answered "NO", go to Question #5.

2) Do you find by a preponderance of the evidence that the plaintiff, Henry Pete, was exposed to and/or handled asbestos while employed with the following company (companies) between 1964 and 1968?

James Flanagan/New Orleans Stevedores	YES _____	NO <input checked="" type="checkbox"/>
Ports America Gulfport, Inc./Atlantic & Gulf	YES _____	NO <input checked="" type="checkbox"/>
SSA Gulf, Inc./Ryan Stevedoring/Ryan Walsh	YES _____	NO <input checked="" type="checkbox"/>
Cooper T. Smith Stevedoring Co., Inc.	YES <input checked="" type="checkbox"/>	NO _____

For the company (companies) for whom you answered "YES", go to Question #3.

For the company (companies) for whom you answered "NO", go to Question #5.

3) Do you find by a preponderance of the evidence that the following company (companies) was (were) negligent in exposing the plaintiff, Henry Pete, to asbestos and such negligent exposure(s) was (were) a substantial contributing factor in causing Henry Pete's injuries?

James Flanagan/New Orleans Stevedores	YES _____	NO <input checked="" type="checkbox"/>
Ports America Gulfport, Inc./Atlantic & Gulf	YES _____	NO <input checked="" type="checkbox"/>
SSA Gulf, Inc./Ryan Stevedoring/Ryan Walsh	YES _____	NO <input checked="" type="checkbox"/>
Cooper T. Smith Stevedoring Co., Inc.	YES <input checked="" type="checkbox"/>	NO _____

No matter how you answered this Question, go to Question 4.

4) Do you find by a preponderance of the evidence that the following company (companies) had custody, care, and control of/over asbestos cargo between 1964 and 1968 and such exposure was a substantial contributing factor in his development of mesothelioma?

James Flanagan/New Orleans Stevedores	YES _____	NO <input checked="" type="checkbox"/>
Ports America Gulfport, Inc./Atlantic & Gulf	YES _____	NO <input checked="" type="checkbox"/>
SSA Gulf, Inc./Ryan Stevedoring/Ryan Walsh	YES _____	NO <input checked="" type="checkbox"/>
Cooper T. Smith Stevedoring Co., Inc.	YES <input checked="" type="checkbox"/>	NO _____

No matter how you answered this Question, go to Question #5.

5) Do you find by a preponderance of the evidence that the plaintiff, Henry Pete, and his father, Preston Pete, were exposed to asbestos while employed by any of the following company (companies) between 1964 and 1968, that Henry was exposed to asbestos taken home by his father from this work, and that such exposure of plaintiff was a substantial contributing factor in his development of mesothelioma?

James Flanagan/New Orleans Stevedores	YES _____	NO <input checked="" type="checkbox"/>
Ports America Gulfport, Inc./Atlantic & Gulf	YES <input checked="" type="checkbox"/>	NO _____
SSA Gulf, Inc./Ryan Stevedoring/Ryan Walsh	YES _____	NO <input checked="" type="checkbox"/>
Cooper T. Smith Stevedoring Co., Inc.	YES <input checked="" type="checkbox"/>	NO _____

No matter how you answered this Question, go to Question #6.

6) Do you find by a preponderance of the evidence that the Plaintiff was exposed to asbestos on South African Marine Corp. ("Safmarine") vessels between 1964 and 1968, that Safmarine was negligent in exposing the plaintiff to that asbestos and that such exposure was a substantial contributing factor in his development of mesothelioma?

YES NO _____

If you answered "YES" to Question #6, go to Question #7.

If you answered "NO" to Question #6, go to Question #8.

7) Do you find by a preponderance of the evidence that between 1964 and 1968 South African Marine Corp. ("Safmarine") had care, custody, and control of/over asbestos cargo and that plaintiff's exposure to that asbestos was a substantial contributing factor in Plaintiff's development of mesothelioma?

YES NO _____

No matter how you answered this Question, go to Question #8.

8) Do you find by a preponderance of the evidence that the plaintiff, Henry Pete, and his father, Preston Pete, were exposed to asbestos while working on South African Marine Corp. ("Safmarine") vessels between 1964 and 1968, that Henry was exposed to asbestos taken home by his father from this work, and that such exposure of plaintiff was a substantial contributing factor in his development of mesothelioma?

YES NO _____

No matter how you answered this Question, go to Question #9.

9) Only if you answered "YES" to Question(s) #3, #4, #5, #6, #7, or #8, answer Question #9. However, if you answer "NO" to all of these Questions (#3, #4, #5, #6, #7, and #8), STOP. The foreman must sign this Verdict Form and tell a staff member that you have reached a verdict.

Please express in dollars, the total monetary compensation that will fairly compensate, plaintiff, Mr. Henry Pete, for the damages, if any, he has sustained.

Past and Future Physical Pain and Suffering	\$ <u>2,000,000.⁰⁰</u>
Past and Future Mental Pain and Suffering	\$ <u>2,300,000.⁰⁰</u>
Past and Future Physical Disability	\$ <u>3,000,000.⁰⁰</u>
Past and Future Loss of Enjoyment of Life	\$ <u>2,500,000.⁰⁰</u>
Past Medical Expenses	\$551,020.70
TOTAL	\$ <u>10,351,020.⁷⁰</u>

The foreperson must sign and date the Verdict Form and tell a staff member that the jury has reached a verdict.

New Orleans, Louisiana this 4TH day of November, 2020.



JURY FOREPERSON