

A-45

EXHIBIT
XXV
JF 4-5-04

ELIZABETH COMBIER

v

FRED ANDERSON, CHARLES AMSTEIN, J. RICHARD FREY, THE SESSION, THE TRUSTEES, THE DEACONS OF MADISON AVENUE PRESBYTERIAN CHURCH, Individually and collectively in office on or about March 31, 1998, and thereafter, with the exception of SESSION MEMBER ERIC SELCH, and THE PRESBYTERY OF NEW YORK CITY

INDEX # 115354/99

VERDICT SHEET

MARCH 2004

FIVE OUT OF SIX JURORS MUST AGREE AS TO EACH QUESTION. IT IS NOT NECESSARY FOR THE SAME FIVE JURORS TO AGREE ON EACH QUESTION, HOWEVER, FIVE OUT OF SIX MUST AGREE IN ORDER TO REACH A CONCLUSION. PLEASE SIGN YOUR NAME AFTER EACH QUESTION IF YOU AGREE.

1. Did the defendants wrongfully interfere with plaintiff's right to possession of her mother's ashes?

Yes No

- | | |
|-------------------------------|-------------------------|
| 1. <u>Jan Miller</u> | 4. <u>Hyun-Soo Park</u> |
| 2. <u>Jaime Jaime Placuit</u> | 5. <u>Madeline Gaud</u> |
| 3. <u>Abah Schlectman</u> | 6. _____ |

If your answer to Question 1 is "Yes", then proceed to the next question. If your answer to Question 1 is "No", then **STOP** and report your verdict to the court.

A-46

2. Was defendants' interference with plaintiff's right to possession of the ashes justified under the circumstances?

Yes _____

No

1. Ion Miller

4. Hyan-Soo Park

2. Soime Marguit

5. Madeline Coudi

3. Adah Schketman

6. _____

If your answer to Question 2 is "Yes", then **STOP** and report your verdict to the Court. If your answer to Question 2 is "No", then proceed to the next question.

3. State the amount awarded to plaintiff for the emotional distress and mental suffering attributable to defendants' wrongful interference with her right to possession of her mother's ashes. If your answer is "None," then please state so.

Emotional distress \$ _____

1. _____

4. _____

2. _____

5. _____

3. _____

6. _____

REPORT YOUR VERDICT TO THE COURT

A-47

EXHIBIT
XXIX
JF 4-6-04

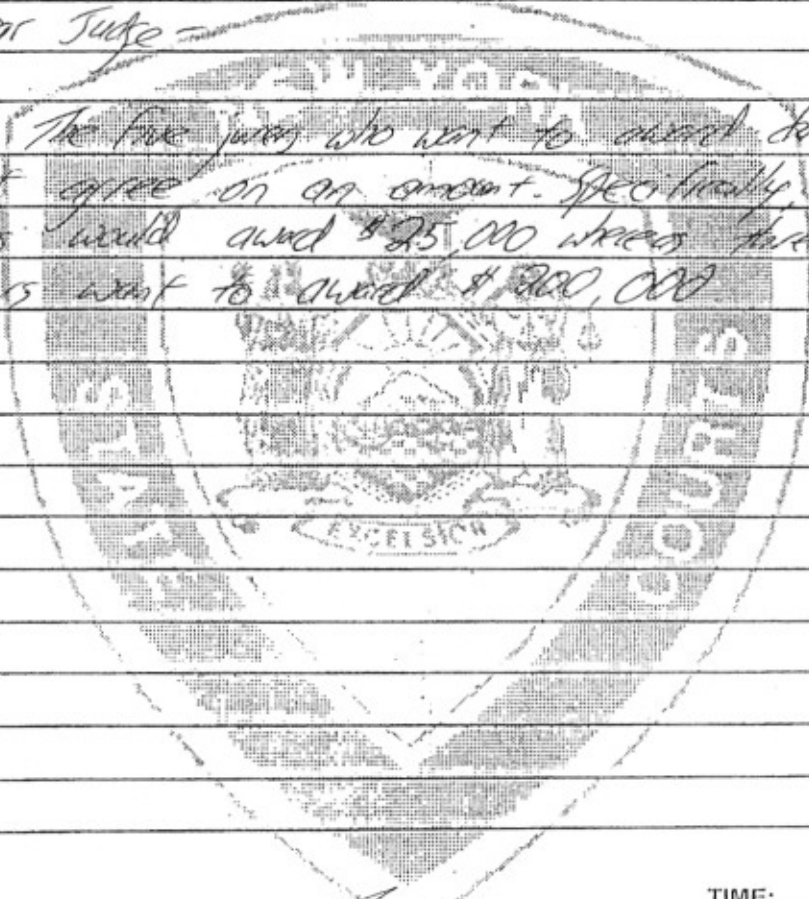
SUPREME COURT
OF THE STATE OF NEW YORK
NEW YORK COUNTY

JURY NOTE NUMBER _____

COMMUNICATION: We the Jury:

Dear Judge -

The five jurors who went to award damages cannot agree on an amount. Specifically, two jurors would award \$25,000 whereas three jurors want to award \$200,000



SIGNED BY FOREPERSON, _____

[Signature]

TIME: 10:50

DATE: 4/06/04

DO NOT WRITE BELOW THIS LINE (COURT USE ONLY)

RE: _____ V _____

PART: _____

JUDGE: _____

INDEX NUMBER: _____

COURT'S EXHIBIT NO. _____

PAGE ____ OF ____ PAGE(S)

A-48

EXHIBIT
XX
IF 46-04

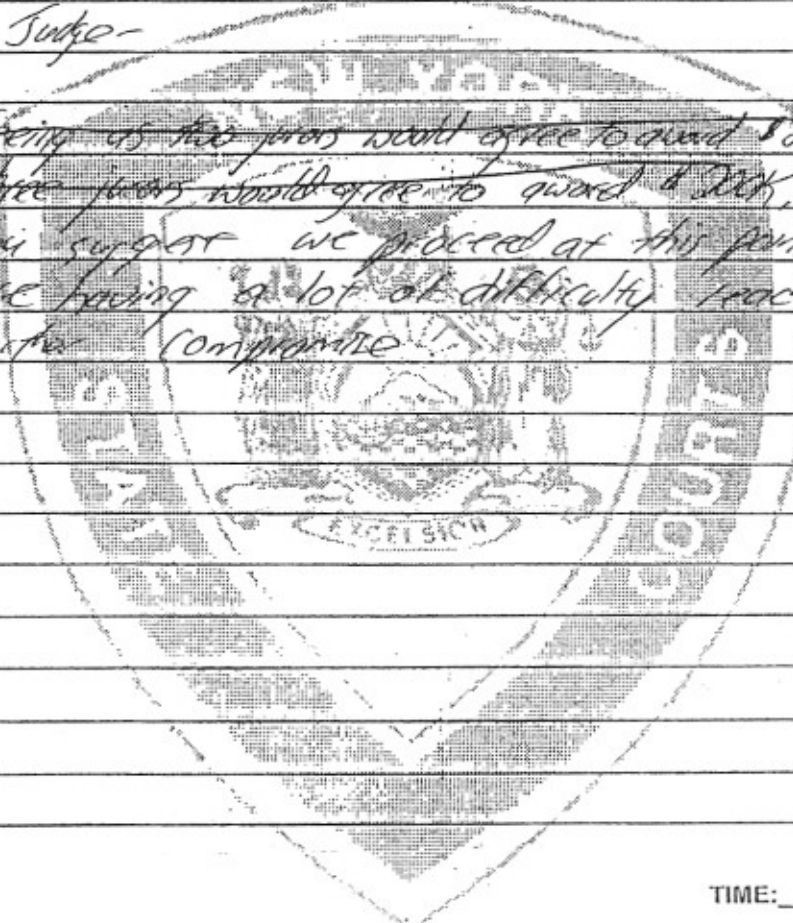
SUPREME COURT OF THE STATE OF NEW YORK NEW YORK COUNTY

JURY NOTE NUMBER _____

COMMUNICATION: We the Jury:

Dear Judge-

~~Seeing as the pros would agree to award \$25K and~~
~~three years would agree to award \$20K, How would~~
you suggest we proceed at this point? We
are having a lot of difficulty reaching
further compromise!



TIME: _____

SIGNED BY FOREPERSON: _____

DATE: _____

DO NOT WRITE BELOW THIS LINE (COURT USE ONLY)

RE: _____ V _____

PART: _____

JUDGE: _____

INDEX NUMBER: _____

COURT'S EXHIBIT NO. _____

PAGE _____ OF _____ PAGE(S)

A-49

EXHIBIT
XXVI
9F 4-6-04

SUPREME COURT OF THE STATE OF NEW YORK NEW YORK COUNTY

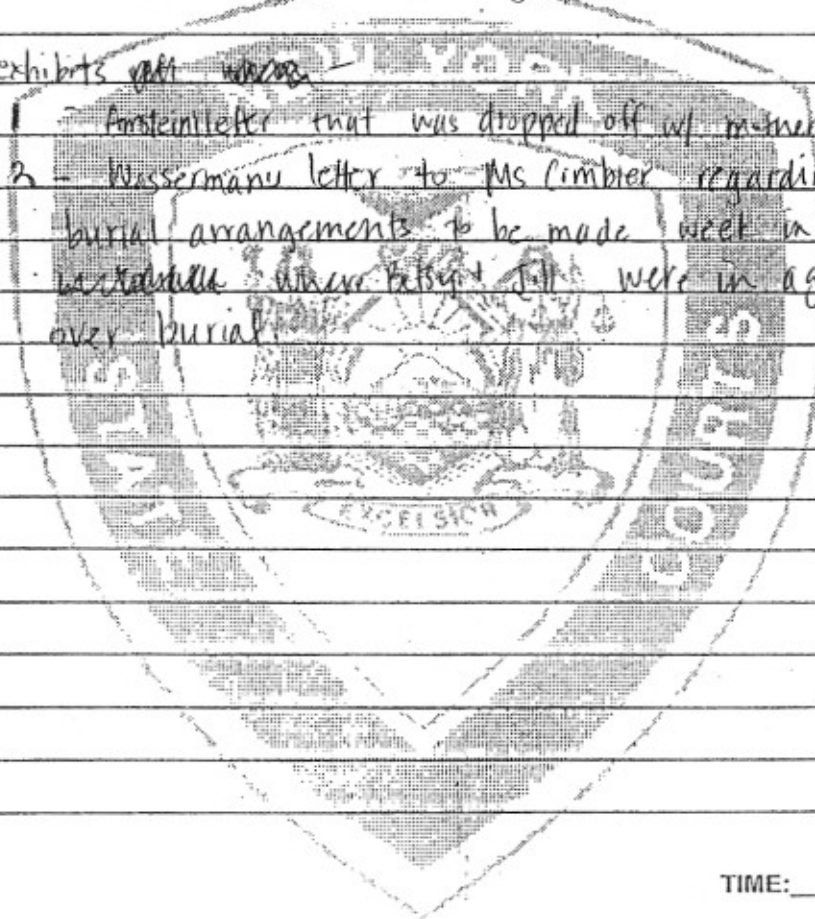
JURY NOTE NUMBER _____

COMMUNICATION: We the Jury:

We would like to view the following evidence:

exhibits ~~off~~ ~~was~~

- 1 - Amstein letter that was dropped off w/ mother's box
- 2 - Wassermanu letter to Ms Cimber regarding burial arrangements to be made week in August ~~weekend~~ where Patsy & Jill were in agreement over burial.



TIME: _____

SIGNED BY FOREPERSON, _____

DATE: _____

DO NOT WRITE BELOW THIS LINE (COURT USE ONLY)

RE: _____ V _____

PART: _____

JUDGE: _____

INDEX NUMBER: _____

COURT'S EXHIBIT NO. _____

PAGE _____ OF _____ PAGE(S)

A-50

12:30

SUPREME COURT
OF THE STATE OF NEW YORK
NEW YORK COUNTY

JURY NOTE NUMBER _____

EXHIBIT
XXXII
JF 4-7-04

COMMUNICATION: We the Jury:

Your Honor:
At this point ~~foreperson~~^{we} have
agreed to award the plaintiff
damages. We cannot, however,
agree on an amount. After
much deliberation, ~~we do not believe~~
we do not believe there will
be any further compromise.
What is our next course of
action?

SIGNED BY FOREPERSON, John Miller

TIME: _____

DATE: _____

DO NOT WRITE BELOW THIS LINE (COURT USE ONLY)

RE: _____ V _____

PART: _____

JUDGE: _____

INDEX NUMBER: _____

COURT'S EXHIBIT NO. _____

PAGE _____ OF _____ PAGE(S)

SUPREME COURT
OF THE STATE OF NEW YORK
NEW YORK COUNTY

EXHIBIT
XXV III
JP 47-04

JURY NOTE NUMBER _____

COMMUNICATION: We the Jury:

5 jurors would agree to award damages but cannot agree on an amount

- two jurors would agree to award 500,000
- one juror would agree to award 300,000
- one juror would agree to award 50,000
- one juror would agree to award 25,000

At this point, the juror who agreed to award 25,000 will not agree to further compromise. How do you suggest we proceed inasmuch as we are now deadlocked?

SIGNED BY FOREPERSON, Jan Miller

TIME: _____

DATE: _____

DO NOT WRITE BELOW THIS LINE (COURT USE ONLY)

RE: _____ V _____

PART: _____

JUDGE: _____

INDEX NUMBER: _____

COURT'S EXHIBIT NO. _____

PAGE _____ OF _____ PAGE(S)

SUPREME COURT OF THE STATE OF NEW YORK NEW YORK COUNTY

JURY NOTE NUMBER _____

COMMUNICATION: We the Jury:

All six jurors have deliberated this case for 3 days
- one juror will not agree to award any damages
- two jurors will agree to award 500,000
- one juror will agree to award 300,000
- one juror will agree to award 50,000
- one juror will agree to award 25,000

- 1) Inasmuch as one juror will not agree to award any damages, why do you continue to tell us that this person should deliberate regarding the award of damages?
- 2) Inasmuch as ~~one juror~~ the juror who agreed to award 25,000 has stated that they will not compromise any further, how do you suggest we proceed?
- 3) Please instruct us to emphasize individual opinions or team work, these two concepts contradict one another.

SIGNED BY FOREPERSON: Jan Miller TIME: _____
DATE: _____

DO NOT WRITE BELOW THIS LINE (COURT USE ONLY)

RE: _____ V _____

PART: _____

JUDGE: _____

INDEX NUMBER: _____

COURT'S EXHIBIT NO. _____

PAGE _____ OF _____ PAGE(S)