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IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MFS, INC	···,	:	
Pla	nintiff,	: :	
	v.	: CIVIL ACTION	
THOMAS	A. DILAZARO, et al.,	NO. 08-2508	
Def	endants.	: " TAUTU ! " TAUTU ! " TO HAND IN TOZ, Glopp Dop. Clork	
			r k
	SPECIAL INT	ERROGATORIES TO THE JURY	
1.	Did Plaintiff prove by a Bedrin violated Plaintif Amendment rights?	preponderance of the evidence that Defendant Michael 's right not to be retaliated against for exercising its First	
	Yes	No	
	Please pr	oceed to Interrogatory #2.	
2.	Did Plaintiff prove by a Wejkszner violated Plair First Amendment rights?	oreponderance of the evidence that Defendant Mark tiff's right not to be retaliated against for exercising its	
	Yes	No	
	Please pro	ceed to Interrogatory #3.	
3.	Did Plaintiff prove by a p Robbins violated Plaintiff First Amendment rights?	reponderance of the evidence that Defendant Sean 's right not to be retaliated against for exercising its	
	Yes Yes	No	
	Please prod	eed to Interrogatory #4.	
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4.	Did Plaintiff p DiLazaro viol Amendment?	prove by a preponderance of ated Plaintiff's right to pro	of the evidenced ural du	ence that Defendant Thomas ne process under the Fourteenth
•	\preceq	Yes		. No
		Please proceed to Interrog	atory #5.	
5.	Did Plaintiff pr Bedrin violated Amendment?	rove by a preponderance of Plaintiff's right to proced	f the evide ural due p	nce that Defendant Michael rocess under the Fourteenth
	\times	Yes		No
	1	Please proceed to Interroga	itory #6.	
6.	Did Plaintiff pro Wejkszner viola Fourteenth Ame	ove by a preponderance of ated Plaintiff's right to proceed and ment?	the eviden cedural due	ce that Defendant Mark e process under the
		Yes	X	No
	P	lease proceed to Interrogat	ory #7.	
7.	Did Plaintiff pro Robbins violated Amendment?	ve by a preponderance of the Plaintiff's right to proced	he evidenc ural due pr	e that Defendant Sean occess under the Fourteenth
	\angle	Yes		No
	Ple	ease proceed to Interrogato	ry #8.	
8.	Did Plaintiff prov DiLazaro violated Amendment?	e by a preponderance of th Plaintiff's right to substar	e evidence ntive due p	that Defendant Thomas rocess under the Fourteenth
	X	'es	1	No
	Ple	ase proceed to Interrogator	y #9.	
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9.	Did Plaintiff prove by a Bedrin violated Plaintiff	preponderance of the e	evidence that Defendant Michael due process under the Fourteenth
	Amendment?	s right to substantive	due process under the Fourteenth
	Yes	_	No
	Please pro	oceed to Interrogatory #	10.
10.	Did Plaintiff prove by a p Wejkszner violated Plain Fourteenth Amendment?	IIII S right to substantiv	vidence that Defendant Mark ve due process under the
	Yes		No
	Please prod	ceed to Interrogatory #1	1.
11.	Did Plaintiff prove by a property Robbins violated Plaintiff Amendment?	reponderance of the evings right to substantive descriptions.	dence that Defendant Sean ue process under the Fourteenth
	Yes		_ No
	Please proce	eed to Interrogatory #12	2.
12.	Did Plaintiff prove by a pro DiLazaro treated Plaintiff of violation of its right to equa	lillerently than similarly	ence that Defendant Thomas y situated corporations in Fourteenth Amendment?
	Yes		_ No
	Please proce	ed to Interrogatory #13	
13.	or its right to equal protection	rently than similarly sign	nated componetions:
	Yes		No
	Please procee	d to Interrogatory #14.	
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14.	"OJKSZIICI UCALCU FIAIII(III (III	nderance of the evidence that Defendant Mark ferently than similarly situated corporations in rotection under the Fourteenth Amendment?
	Yes	
	Please proceed	o Interrogatory #15.
15.	Robbins deated I failtill differen	derance of the evidence that Defendant Sean ently than similarly situated corporations in otection under the Fourteenth Amendment? No
	Please proceed to	Interrogatory #16.
16.	relation of the Plaintiff?	erance of the evidence that Defendant Thomas with a contractual or prospective contractual
	Yes	No
	If you responded 'Interrogatory #17. please proceed to it	Yes" to Interrogatory #16, please proceed to If you responded "No" to Interrogatory #16, interrogatory #18.
17.	If your answer was "Yes" to Inter Thomas DiLazaro proved by a pro- within the scope of his employme	_
	Yes	
	Please proceed to In	nterrogatory #18.

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If you responded "Yes" to Interrogatory #18, please proceed Interrogatory #19. If you responded "No" to Interrogatory please proceed to Interrogatory #20. 19. If your answer was "Yes" to Interrogatory #18, do you also find that Defer Michael Bedrin proved by a preponderance of the evidence that he was act within the scope of his employment when he did so? Yes No Please proceed to Interrogatory #20. 20. Did Plaintiff prove by a preponderance of the evidence that Defendant Mat Wejkszner intentionally interfered with a contractual or prospective contrarelation of the Plaintiff? Yes No If you responded "Yes" to Interrogatory #20, please proceed Interrogatory #21. If you responded "No" to Interrogatory #21. If your answer was "Yes" to Interrogatory #20, do you also find that Defendant Mat Wejkszner proved by a preponderance of the evidence that he was act within the scope of his employment when he did so? Yes No	18.	Did Plaintiff prove by a preponderance of the evidence that Defendant Michael Bedrin intentionally interfered with a contractual or prospective contractual relation of the Plaintiff?			
Interrogatory #19. If you responded "No" to Interrogatory please proceed to Interrogatory #20. 19. If your answer was "Yes" to Interrogatory #18, do you also find that Defer Michael Bedrin proved by a preponderance of the evidence that he was act within the scope of his employment when he did so? Yes No Please proceed to Interrogatory #20. 20. Did Plaintiff prove by a preponderance of the evidence that Defendant Mat Wejkszner intentionally interfered with a contractual or prospective contrarrelation of the Plaintiff? Yes No If you responded "Yes" to Interrogatory #20, please proceed Interrogatory #21. If you responded "No" to Interrogatory # please proceed to Interrogatory #22. 21. If your answer was "Yes" to Interrogatory #20, do you also find that Defen Mark Wejkszner proved by a preponderance of the evidence that he was act within the scope of his employment when he did so?		\succeq	Yes		No
Michael Bedrin proved by a preponderance of the evidence that he was act within the scope of his employment when he did so? Yes No Please proceed to Interrogatory #20. Did Plaintiff prove by a preponderance of the evidence that Defendant Mac Wejkszner intentionally interfered with a contractual or prospective contraction of the Plaintiff? Yes No If you responded "Yes" to Interrogatory #20, please proceed Interrogatory #21. If you responded "No" to Interrogatory # please proceed to Interrogatory #22. If your answer was "Yes" to Interrogatory #20, do you also find that Defendant Mac Wejkszner proved by a preponderance of the evidence that he was account within the scope of his employment when he did so?			Interrogatory #19. If you	ı responded "N	y #18, please proceed to Io" to Interrogatory #18,
Please proceed to Interrogatory #20. 20. Did Plaintiff prove by a preponderance of the evidence that Defendant Max Wejkszner intentionally interfered with a contractual or prospective contractuation of the Plaintiff? Yes No If you responded "Yes" to Interrogatory #20, please proceed Interrogatory #21. If you responded "No" to Interrogatory # please proceed to Interrogatory #22. 21. If your answer was "Yes" to Interrogatory #20, do you also find that Defendant Max Wejkszner proved by a preponderance of the evidence that he was account within the scope of his employment when he did so?	19.	Michael Bedrin	i proved by a prepondera	nce of the evid	also find that Defendant lence that he was acting
 Did Plaintiff prove by a preponderance of the evidence that Defendant Mac Wejkszner intentionally interfered with a contractual or prospective cont			Yes	\times	No
Wejkszner intentionally interfered with a contractual or prospective contra		;	Please proceed to Interro	gatory #20.	
If you responded "Yes" to Interrogatory #20, please proceed Interrogatory #21. If you responded "No" to Interrogatory # please proceed to Interrogatory #22. 21. If your answer was "Yes" to Interrogatory #20, do you also find that Defendant Wejkszner proved by a preponderance of the evidence that he was acceptable within the scope of his employment when he did so?	20.	Wejkszner inter	ntionally interfered with	of the evidence a contractual o	e that Defendant Mark or prospective contractual
Interrogatory #21. If you responded "No" to Interrogatory #21. If your answer was "Yes" to Interrogatory #20, do you also find that Defen Mark Wejkszner proved by a preponderance of the evidence that he was ac within the scope of his employment when he did so?		\overline{X}	Yes	· 	No
Mark Wejkszner proved by a preponderance of the evidence that he was ac within the scope of his employment when he did so?]	Interrogatory #21. If you	ı responded "N	#20, please proceed to o" to Interrogatory #20,
YesNo	21.	Mark Wejkszne	er proved by a preponder	ance of the evicen he did so?	dence that he was acting
			Yes	X 1	No
Please proceed to Interrogatory #22.]	Please proceed to Interro	gatory #22.	

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22.	Did Plaintiff prove by a preponderance of the evidence that Defendant Sean Robbins intentionally interfered with a contractual or prospective contractual relation of the Plaintiff?
	Yes No
	If you responded "Yes" to Interrogatory #22, please proceed to Interrogatory #23. If you responded "No" to Interrogatory #22, and you responded "No" to Interrogatories #1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, and 20, your deliberations are now complete and you should return to the courtroom. If you responded "No" to Interrogatory #22, but you answered "Yes" to one or more than one of Interrogatories #1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, and 20, please proceed to answer the Interrogatories as to each Defendant for whom a "Yes" answer was given.
23.	If your answer was "Yes" to Interrogatory #22, do you also find that Defendant Sean Robbins proved by a preponderance of the evidence that he was acting within the scope of his employment when he did so?
	Yes No
	Please proceed to Interrogatory #24.
24.	Do you find by a preponderance of the evidence that Defendant Thomas DiLazaro could reasonably believe that Plaintiff was emitting malodors caused by hydrogen sulfide based upon the evidence available to him?
	Yes No
	Please proceed to Interrogatory #25.
25.	Do you find by a preponderance of the evidence that Defendant Thomas DiLazaro's actions prevented Plaintiff from operating its plant or selling the plant to an interested buyer?
	Yes No
	Please proceed to Interrogatory #26.
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26.	Do you find by a preponderance of the evidence that Defendant Thomas DiLazaro's conduct could be based on a reasonable mistake of fact under the circumstances he was confronted with in regard to Plaintiff?		
	Yes	\times	No
	Please proceed to I	Interrogatory #27.	
27.	Do you find by a preponderance of believed that his conduct in regard regulations of Pennsylvania and the	d to Plaintiff was property to the desired states?	roper under the law and
	Yes	\perp	No
	Please proceed to I	nterrogatory #28.	
28.	Do you find by a preponderance of could reasonably believe that Plain sulfide based upon the evidence as	ntiff was emitting n	Defendant Michael Bedrin nalodors caused by hydrogen
	Yes		No
	Please proceed to In	nterrogatory #29.	
29.	Do you find by a preponderance of actions prevented Plaintiff from opinterested buyer?	f the evidence that be cating its plant or	Defendant Michael Bedrin's selling the plant to an
	Yes		No
	Please proceed to Ir	nterrogatory #30.	
30.	Do you find by a preponderance of conduct could be based on a reason he was confronted with in regard to	nable mistake of fac	Defendant Michael Bedrin's ct under the circumstances
	Yes	\underline{X}	No
	Please proceed to In	nterrogatory #31.	
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31.

Do you find by a preponderance of the evidence that Defendant Michael Bedrin

believed that his conduct in regard to Plaintiff was proper under the law and

	regulations of Pennsylvania and the United		*
	Yes	X	No
	Please proceed to Interrogate	tory #32.	
32.	Do you find by a preponderance of the evid could reasonably believe that Plaintiff was sulfide based upon the evidence available	emitting:	Defendant Mark Wejkszner malodors caused by hydrogen
	Yes		No
	Please proceed to Interrogat	tory #33.	
33.	Do you find by a preponderance of the evid actions prevented Plaintiff from operating interested buyer?	dence that its plant o	Defendant Mark Wejkszner's r selling the plant to an
	Yes		No
	Please proceed to Interrogat	ory #34.	
34.	Do you find by a preponderance of the evic conduct could be based on a reasonable mi he was confronted with in regard to Plainti	stake of fa	Defendant Mark Wejkszner's act under the circumstances
	Yes	X	No
	Please proceed to Interrogat	ory #35.	
35.	Do you find by a preponderance of the evid believed that his conduct in regard to Plain regulations of Pennsylvania and the United	tiff was pi	Defendant Mark Wejkszner roper under the law and
	Yes	X	No
	Please proceed to Interrogat	ory #36.	
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36.	Do you find by a preponderance of the could reasonably believe that Plaintiff sulfide based upon the evidence available.	was emitting ma	alodors caused by hydrogen
	Yes		No
	Please proceed to Intern	rogatory #37.	
37.	Do you find by a preponderance of the actions prevented Plaintiff from opera interested buyer?	evidence that D ting its plant or s	refendant Sean Robbins' relling the plant to an
	Yes]	No
	Please proceed to Intern	ogatory #38.	
38.	Do you find by a preponderance of the conduct could be based on a reasonabl he was confronted with in regard to Planta and the conduct to t	e mistake of fact	e Defendant Sean Robbins' under the circumstances
	Yes	<u>X</u> 1	No
	Please proceed to Interr	ogatory #39.	·
39.	Do you find by a preponderance of the believed that his conduct in regard to F regulations of Pennsylvania and the Ur	laintiff was prop nited States?	er under the law and
	Yes	<u>X</u> 1	No.
	Please proceed to Interre	ogatory #40.	
40.	Did Plaintiff prove by the preponderan as a result of Defendant Thomas DiLaz	ce of the evidence aro's conduct?	e that it suffered damage
	Yes Yes	N	lo
	If you responded "Yes" Interrogatory #41. If yo please proceed to Interro	u responded "No	#40, please proceed to " to Interrogatory #40,
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41.	What amount of money do you award Plaintiff to compensate it for the damage it proved it suffered as a result of Defendant Thomas DiLazaro's conduct?
	\$ <u>2600,000</u>
	Please proceed to Interrogatory #42.
42.	Did Plaintiff prove by the preponderance of the evidence that it suffered damage as a result of Defendant Michael Bedrin's conduct?
	Yes No
	If you responded "Yes" to Interrogatory #42, please proceed to Interrogatory #43. If you responded "No" to Interrogatory #42, please proceed to Interrogatory #44.
43.	What amount of money do you award Plaintiff to compensate it for the damage it proved it suffered as a result of Defendant Michael Bedrin's conduct?
	\$1,625,000.00
	Please proceed to Interrogatory #44.
44.	Did Plaintiff prove by the preponderance of the evidence that it suffered damage as a result of Defendant Mark Wejkszner's conduct?
	Yes No
	If you responded "Yes" to Interrogatory #44, please proceed to Interrogatory #45. If you responded "No" to Interrogatory #44, please proceed to Interrogatory #46.

What amount of money do you award Plaintiff to compensate it for the damage it proved it suffered as a result of Defendant Mark Wejkszner's conduct?

\$ <u>650,000</u>.00

Please proceed to Interrogatory #46.

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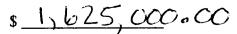
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46.	Did Plaintiff prove by a preponderance of the evidence that it suffered damage as
	a result of Defendant Sean Robbins' conduct?



If you responded "Yes" to Interrogatory #46, please proceed to Interrogatory #47. If you responded "No" to Interrogatory #46, your deliberations are now complete and you should return to the courtroom.

What amount of money do you award Plaintiff to compensate it for the damage it proved it suffered as a result of Defendant Sean Robbins' conduct?



Your deliberations are now complete. Please return to the courtroom.

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