

**ORIGINAL**

FILED  
DISTRICT OF WYOMING  
CHEYENNE

2001 JUN - 6 PM 2: 22

CLERK  
U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF WYOMING

THE ESTATES OF DEBORAH MARIE )  
TOBIN, and ALYSSA ANN TOBIN, Deceased )  
by TIMOTHY JOHN TOBIN, Personal )  
Representative; and THE ESTATES OF )  
DONALD JACK SCHELL, and RITA )  
CHARLOTTE SCHELL, Deceased, by NEVA )  
KAY HARDY, Personal Representative, )

Plaintiffs, )

vs. )

Civil No. 00-CV-0025-Bea )

SMITHKLINE BEECHAM )  
PHARMACEUTICALS, )

Defendant. )

**VERDICT FORM**

We, the Jury, being duly empaneled in the above-entitled action, unanimously find the following answers to the questions propounded by the Court:

- 1. Do you find, by a preponderance of the evidence, that Paxil can cause some individuals to commit suicide and/or homicide?

YES

NO

If you answered NO to question 1 then sign the verdict form and notify the Bailiff you have reached your decision. If you answered YES to question 1, then proceed to question 2.

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2. Do you find, by a preponderance of the evidence, that Paxil was a proximate cause of the homicides and suicide involved in this litigation?

✓ YES \_\_\_\_\_ NO

If you answered NO to question 2 then sign the verdict form and notify the Bailiff you have reached your decision. If you answered YES to question 2, then proceed to questions 3 and 4.

3. Considering all of the fault in this matter as 100%, what amount of fault do you the Jury attribute to the following persons. (The total fault must equal 100%).

SmithKline Beecham Corporation	<u>80</u> %
Donald Schell	<u>20</u> %

Continue to question 4.

4. Without considering the percentages of fault noted above, we the Jury award the following monetary damages:

A. For the Death of Deborah Tobin

Tim Tobin (husband) \$ 2,500,000

B. For the Death of Alyssa Tobin

Tim Tobin (father) \$ 2,500,000

C. For the death of Donald Schell

Michael Schell (son) \$ 750,000

D. For the death of Rita Schell

Michael Schell (son) \$ 750,000

Flo Reavis (mother) \$ 500,000

Neva Hardy (sister) \$ 500,000

Peggy Dean (sister) \$ 500,000

After you have answered all of the appropriate subparts to questions 3 and 4, then sign the verdict form and notify the Bailiff you have reached your decision.

We the Jury, being duly empaneled in the above-entitled action, unanimously find as indicated by our answers listed above to the questions propounded by the Court.

Dated this 6<sup>TH</sup> day of June, 2001.

  
FOREPERSON

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2001 JUN 6 PM 4:41

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Civil No. 00-CV-0025-Bea

SMITHKLINE BEECHAM )  
PHARMACEUTICALS, )

Defendant. )

**JUDGMENT**

This action came before the Court and jury, the Honorable William C. Beaman, United States Magistrate Judge, presiding, for trial on May 21, 2001. The issues having been tried and the jury having duly rendered its verdict, it is

**ORDERED, ADJUDGED, AND DECREED** that plaintiff, The Estate of Deborah Marie Tobin, by Timothy Tobin Personal Representative, recover of the defendant, SmithKline Beecham Corporation, the sum of \$2,000,000.00, plus post-judgment interest thereon at the statutory rate of 3.7%, from the date of the entry of this judgment pursuant to 28 U.S.C. section 1961, and costs of

**ENTERED  
ON THE DOCKET**

6-7-01

(Date)

Betty A. Griess, Clerk

by Johnna Dault

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this action; that plaintiff, The Estate of Alyssa Ann Tobin, by Timothy Tobin Personal Representative, recover of the defendant, SmithKline Beecham Corporation, the sum of \$2,000,000.00, plus post-judgment interest thereon at the statutory rate of 3.7%, from the date of the entry of this judgment pursuant to 28 U.S.C. section 1961, and costs of this action; that plaintiff, The Estate of Donald Jack Schell, by Neva Kay Hardy Personal Representative, recover of the defendant, SmithKline Beecham Corporation, the sum of \$600,000.00, plus post-judgment interest thereon at the statutory rate of 3.7%, from the date of the entry of this judgment pursuant to 28 U.S.C. section 1961, and costs of this action; that plaintiff, The Estate of Rita Charlotte Schell, by Neva Kay Hardy Personal Representative, recover of the defendant, SmithKline Beecham Corporation, the sum of \$1,800,000.00, plus post-judgment interest thereon at the statutory rate of 3.7%, from the date of the entry of this judgment pursuant to 28 U.S.C. section 1961, and costs of this action.

Dated this 6th day of June, 2001.

  
William C. Beaman, United States Magistrate Judge