

OAJ Destination CLE: Trial Tactics Seminar

March 24-26, 2014 – Park City, UT

Getting and Testing the Verdict in a Medical Negligence Case

David Shroyer, Esq., Columbus, OH

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Michael Sharrett, et al.,	:	
	:	
Plaintiff,	:	
	:	
vs.	:	Case No. 11CVA-01-594
	:	
	:	
Cy D. Young, D.O. et al.,	:	Judge Reece
	:	
Defendant.	:	

JURY INTERROGATORY #1

Was Defendant Dr. Cy Young reasonably careful under the circumstances when he did not order blood work in January of 2008?

Circle one: Yes

No

At least six of the eight jurors must signify their agreement by signing their names below

in ink:

<u>Benjamin J. Hark</u>	<u>Anne M. Evans</u>
<u>Michelle Krauss</u>	<u>Bonny H. Hester</u>
<u>Candy White</u>	<u>Justin H. Peck</u>
<u>Jeffrey A. Hark</u>	

AFTER ANSWERING THIS INTERROGATORY, PROCEED TO INTERROGATORY #2

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Michael Sharrett, et al.,

Plaintiff,

vs.

Cy D. Young, D.O. et al.,

Defendant.

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Case No. 11CVA-01-594

Judge Reece

JURY INTERROGATORY #2

Was Defendant Dr. Cy Young reasonably careful when he did not make a referral to a nephrologist and/or urologist in December 2007/January 2008?

Circle one: Yes

No

At least six of the eight jurors must signify their agreement by signing their names below

in ink:

Benjamin LeHarb

Anne M Evans

Benjamin Ross

Arroy Hryushko

Michelle Krauss

[Signature]

IF YOUR ANSWER IS NO, RETURN A VERDICT FOR THE PLAINTIFF. IF YES,
ANSWER INTERROGATORY #3

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Michael Sharrett, et al.,

Plaintiff,

vs.

Cy D. Young, D.O. et al.,

Defendant.

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Case No. 11CVA-01-594

Judge Reece

JURY INTERROGATORY #3

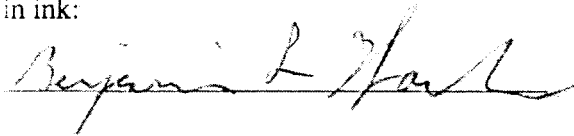
Was Defendant Dr. Cy Young reasonably careful when, after not referring Michael Sharrett to a specialist, he did not order follow up studies?

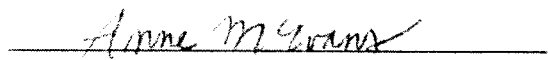
Circle one: Yes

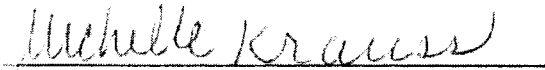
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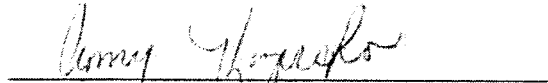
At least six of the eight jurors must signify their agreement by signing their names below

in ink:

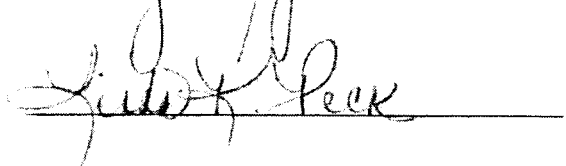


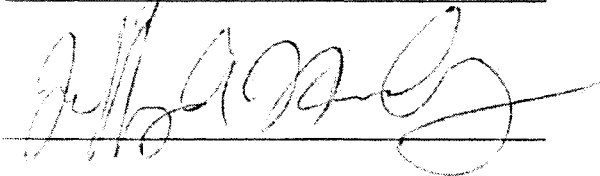












IF YOUR ANSWER IS NO, RETURN A VERDICT FOR THE PLAINTIFF. IF YES,
ANSWER INTERROGATORY #4

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Michael Sharrett, et al.,

Plaintiff,

vs.

Cy D. Young, D.O. et al.,

Defendant.

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Case No. 11CVA-01-594

Judge Reece

JURY INTERROGATORY #4

Would a reasonably careful physician have made a referral to a specialist or performed follow up studies based upon lab results from September 2008?

Circle one: Yes

No

At least six of the eight jurors must signify their agreement by signing their names below

in ink:

Benjamin L. Sparks

Anne M. Evans

Michelle Krauss

Donny Hynesko

Candy White

Judith Peck

Jeff A. Spauldy

Benjamin Reed

IF YOUR ANSWER IS YES, RETURN A VERDICT FOR THE PLAINTIFF. IF NO,
ANSWER INTERROGATORY #5

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Michael Sharrett, et al.,

Plaintiff,

vs.

Cy D. Young, D.O. et al.,

Defendant.

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Case No. 11CVA-01-594

Judge Reece

JURY INTERROGATORY #5

Would Defendant Dr. Cy Young have made a referral to a specialist or performed follow up studies if lab results had been ordered and reviewed in September, 2008?

Circle one: Yes

No

At least six of the eight jurors must signify their agreement by signing their names below

in ink:

Benjamin L. Davis

Jeffrey A. Nally

Benjamin Bond

Anne M. Evans

Michelle Krauss

Annex Hryusko

Candy White

Judith Peck

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Michael Sharrett, et al., :
 :
 Plaintiff, :
 :
 vs. : Case No. 11CVA-01-594
 :
 :
 Cy D. Young, D.O. et al., : Judge Reece
 :
 Defendant. :

VERDICT

We, the Jury, being duly impaneled and sworn in this case, do hereby find for the Plaintiff,
Michael Sharrett, and we find the amount of damages to be:

Economic \$ 262,667.00
Non-Economic \$ 220,000.00
Total \$ 482,667.00

Signed this 13 day of September 2013, by each and every juror.

Bjorn J. [Signature]
Michelle Kraus
Candy White
[Signature]

Anne M. Evans
Donna Koyusko
Julia H. Beck
[Signature]

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CIVIL DIVISION

Michael Sharrett, et al.,

Plaintiff,

vs.

Cy D. Young, D.O. et al.,

Defendant.

Case No. 11CVA-01-594

Judge Reece

VERDICT

We, the Jury, being duly impaneled and sworn in this case, do hereby find for the Plaintiff,

Kimberly Sharrett, and we find the total amount of damages to be:

Non-Economic \$ 25,000.00

Total \$ 25,000.00

Signed this 13 day of September 2013, by each and every juror.

Benjamin F. Lee

Michelle Krauss

Candy White

J. A. G. G.

Anne McGowan

Amey Hoyerko

Justin H. Peck
