

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT IN AND
FOR DADE COUNTY, FLORIDA

GENERAL JURISDICTION DIVISION
CASE NO 94-08273 CA-22

HOWARD A ENGLE, M.D., et. al.,
Plaintiffs,

v

RJ REYNOLDS TOBACCO COMPANY,
et al.,
Defendants

09 JUL -7 PM 5:13

CLERK

VERDICT FORM FOR PHASE I

We, the Jury, return the following Verdict:

Question No. 1

[Generic Causation]

Does smoking cigarettes cause one or more of the following diseases or
medical conditions ?

Aortic Aneurysm	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Asthmatic Bronchitis, as related to COPD	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Bladder Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Cerebrovascular Disease (including Stroke)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Cervical Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Chronic Obstructive Pulmonary Disease-COPD (including Emphysema)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Coronary Heart Disease (including cardiovascular disease, hardening of the arteries, atherosclerosis, coronary artery disease and arteriosclerosis, angina, abnormal blood clotting, blood vessel damage, myocardial infarction (heart attack))	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Esophageal (Throat) Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Infertility	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

Kidney Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Laryngeal (Throat or Voice Box) Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lung Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Adenocarcinoma	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Bronchioloalveolar carcinoma	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Large cell carcinoma	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Small cell carcinoma	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Squamous cell carcinoma	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Complications of Pregnancy (miscarriage)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Oral Cavity/Tongue Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Pancreatic Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Peripheral Vascular Disease (including Buerger's Disease)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Pharyngeal Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stomach Cancer	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

If your answer to all of the diseases, above, is "no", your verdict is for the Defendants, and you should not proceed further except to date and sign this verdict form. If you answered "yes" to any of the above questions, please answer the following questions

Question No 2

[Addiction/Dependence]

Are cigarettes that contain nicotine addictive or dependence producing ?

Yes No

Question No 3

[Strict Liability]

Did one or more of the Defendant Tobacco Companies place cigarettes on the market that were defective and unreasonably dangerous ?

Please answer "Yes" or "No" as to each Defendant, below. If you answer "yes" to any Defendants, please answer whether the conduct occurred during one of the following time periods:

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation, as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Liggett Group, Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brooke Group, Ltd., Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Question No 4

[Fraud and Misrepresentation]

Did one or more of the Defendants make a false statement of a material fact, either knowing the statement was false or misleading, or being without knowledge as to its truth or falsity, with the intention of misleading smokers ?

Please answer "Yes" or "No" as to each Defendant, below. If you answer "yes" to any Defendants, please answer whether the conduct occurred during one of the following time periods

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation, as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Liggett Group, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brooke Group, Ltd, Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Council for Tobacco Research-U.S.A	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Tobacco Institute	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Question No. 4a

[Fraud by Concealment]

Did one or more of the Defendants conceal or omit material information, not otherwise known or available, knowing the material was false and misleading, or failed to disclose a material fact concerning or proving the health effects and/or addictive nature of smoking cigarettes ?

Please answer "Yes" or "No" as to each Defendant, below. If you answer "yes" to any Defendants, please answer whether the conduct occurred during one of the following time periods:

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After May 5, 1982	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after May 5, 1982	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Before May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after May 5, 1982	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Brown & Williamson Tobacco Corporation, as successor to American Tobacco Company	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after May 5, 1982	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after May 5, 1982	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Liggett Group, Inc	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after May 5, 1982	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Brooke Group, Ltd , Inc.	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before May 5, 1982	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
After May 5, 1982	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Both before and after May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Council for Tobacco Research-U.S.A.	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after May 5, 1982	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Tobacco Institute	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After May 5, 1982	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after May 5, 1982	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>

Question No. 5

[Civil Conspiracy-Misrepresentation]

Did two or more of the Defendants enter into an agreement to misrepresent information relating to the health effects of cigarette smoking, or the addictive nature of smoking cigarettes, with the intention that smokers and members of the public rely to their detriment ?

Please answer "Yes" or "No" as to each Defendant, below:

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Liggett Group, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brooke Group, Ltd., Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Council for Tobacco Research-U.S A	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Tobacco Institute	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Question No. 5a

[Civil Conspiracy-Concealment]

Did two or more of the Defendants enter into an agreement to conceal or omit information regarding the health effects of cigarette smoking, or the addictive nature of smoking cigarettes, with the intention that smokers and members of the public rely to their detriment ?

Please answer "Yes" or "No" as to each Defendant, below:

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Liggett Group, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brooke Group, Ltd., Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Council for Tobacco Research-U S A
Tobacco Institute

Yes No
Yes No

Question No 6.

[Breach of Implied Warranty]

Did one or more of the Defendant Tobacco Companies sell or supply cigarettes that were defective in that they were not reasonably fit for the uses intended ?

Please answer "Yes" or "No" as to each Defendant, below. If you answer "yes" to any Defendants, please answer whether the conduct occurred during any of the following time periods

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
July 1, 1969 thru July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
July 1, 1969 thru July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
July 1, 1969 thru July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Brown & Williamson Tobacco Corporation, as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
July 1, 1969 thru July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Lorillard Tobacco Company/Lorillard, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
July 1, 1969 thru July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Liggett Group, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

July 1, 1969 thru July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brooke Group, Ltd, Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
July 1, 1969 thru July 1, 1974	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
After July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Question No. 7.

[Breach of Express Warranty]

Did one or more of the Defendant Tobacco Companies sell or supply cigarettes that, at the time of sale or supply, did not conform to representations of fact made by said Defendant(s), either orally or in writing ?

Please answer "Yes" or "No" as to each Defendant, below. If you answer "yes" to any Defendants, please answer whether the conduct occurred during one of the following time periods

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation, as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1974	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1974	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Before July 1, 1974	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After July 1, 1974	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after July 1, 1974	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Liggett Group, Inc	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before July 1, 1974	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After July 1, 1974	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after July 1, 1974	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Brooke Group, Ltd, Inc	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before July 1, 1974	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
After July 1, 1974	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Both before and after July 1, 1974	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>

Question No. 8

[Negligence]

Have Plaintiffs proven that one or more of the Defendant Tobacco Companies failed to exercise the degree of care which a reasonable cigarette manufacturer would exercise under like circumstances ?

Please answer "Yes" or "No" as to each Defendant, below. If you answer "yes" to any Defendants, please answer whether the conduct occurred during one of the following time periods:

Philip Morris, Incorporated	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before July 1, 1969	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After July 1, 1969	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after July 1, 1969	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before July 1, 1969	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After July 1, 1969	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after July 1, 1969	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Before July 1, 1969	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
After July 1, 1969	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
Both before and after July 1, 1969	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>

Brown & Williamson Tobacco Corporation, as

successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
 Lorillard Tobacco Company/Lorillard, Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
 Liggett Group, Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
 Brooke Group, Ltd , Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Before July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>
After July 1, 1969	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Both before and after July 1, 1969	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Question No 9.

[Intentional Infliction of Emotional Distress]

Have Plaintiffs proven that one or more of the Defendant Tobacco Companies engaged in extreme and outrageous conduct or with reckless disregard relating to cigarettes sold or supplied to Florida smokers with the intent to inflict severe emotional distress ?

Please answer "Yes" or "No" as to each Defendant, below:

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Liggett Group, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brooke Group, Ltd., Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Question No 10

[Entitlement to Punitive Damages]

Under the circumstances of this case, state below whether the conduct of any Defendant rose to a level that would permit a potential award or entitlement to punitive damages.

Please answer "Yes" or "No" as to each Defendant, below

Philip Morris, Incorporated	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
RJ Reynolds Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brown & Williamson Tobacco Corporation as successor to American Tobacco Company	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Lorillard Tobacco Company/Lorillard, Inc	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Liggett Group, Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Brooke Group, Ltd., Inc.	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Council for Tobacco Research-U.S.A	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Tobacco Institute	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

SO SAY WE ALL, this 7^m day of July, 1999

Neighton Anthony Finegan
FOREPERSON
NEIGHTON ANTHONY FINEGAN