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Aug 27 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

Daniel O'Shields and Roger W.)
Whitley, A Partnership d/b/a)
O&W Cars,)

Plaintiffs)

v.)

Columbia Automotive Company)
LLC, d/b/a Midlands Honda)

Defendants.)

IN THE COURT OF COMMON PLEAS

Civil Action No. 2013-CP-40-0319

VERDICT FORM

2016 APR 22 AM 11:47
JEANNETTE W. MCBRIDE
C.C.P. & G.S.
RICHLAND COUNTY
FILED

1. BREACH OF CONTRACT

On the count of breach of contract, please state the amount of actual damages below:

\$ 6,645.00 Actual Damages

Please proceed to Question No. 2.

2. NEGLIGENT MISREPRESENTATION

On the count of negligent misrepresentation, how do you find:

For the Plaintiff

For the Defendant

If you find of favor of the Plaintiff, please state the amount of actual damages below.

\$ 6,645.00 Actual Damages

Please proceed to Question 3.

3. FRAUD

On the count of fraud, how do you find:

For the Plaintiff

For the Defendant

If you find of favor of the Plaintiff, please state the amount of actual damages below.

\$ 6,645.00 Actual Damages

Please proceed to Question 4.

4. UNFAIR TRADE PRACTICES

Do you find that a violation of the North Carolina Unfair and Deceptive

Trade Practices occurred:

YES

NO

If you find that a violation of the North Carolina Unfair and Deceptive Trade Practices occurred, please state the amount of actual damages:

\$ 6,645.00 Actual Damages

Please proceed to Question 5

5. When do you find the North Carolina damage disclosure statement was provided to the Plaintiffs?

AT THE TIME OF THE TRANSACTION

SOMETIME AFTER PLAINTIFFS PAID FOR THE CAR

Please proceed to Question 6

6. If you found in favor of the Defendant on Plaintiffs' claims for negligent misrepresentation, fraud, and unfair trade practices, your deliberations are complete. However, if you found in favor of the Plaintiffs on all or any of these claims, please answer the following question for any of these claims on which you found in favor of the Plaintiffs:

- a. NEGLIGENT MISREPRESENTATION (answer if you found in favor of the Plaintiffs on this claim)

Was your verdict based only on the North Carolina damage disclosure?

YES

NO

- b. FRAUD (answer if you found in favor of the Plaintiffs on this claim)

Was your verdict based only on the North Carolina damage disclosure?

YES

NO

- c. UNFAIR TRADE PRACTICES (answer if you found in favor of the Plaintiffs on this claim)

Was your verdict based only on the North Carolina damage disclosure?

YES

NO

This is the true verdict of the jury

Keith Brown
Jury Foreperson

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

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1. PUNITIVE DAMAGES

\$ 2,381,888.00

This is the true verdict of the jury

Keith Brown
Jury Foreperson