

3. Has the plaintiff proved that she suffered injury as a direct result or a reasonably probable consequence of the defendant City of Ridgetop's conduct in violation of her First Amendment rights? (If your answer is No, answer Question 4. If your answer is yes, go to Question 5.)

YES

yes or no

4. Do you award Evelyn Mitchell one dollar as nominal damages for the constitutional violation you have found she has proved? (Go on to Question 5.)

yes or no

Tennessee State Public Employee Political Freedom Act

5. Has the plaintiff proved by a preponderance of the evidence that the Board of Mayor and Aldermen terminated her employment because she exercised her right to communicate with an elected official for a job-related purpose? (If your answer is No, do not answer Question 6 below. Go on to Question 7.)

YES

yes or no

6. Has the plaintiff proved that she suffered injury as a direct result or a reasonably probable consequence of the defendant City of Ridgetop's conduct in violation of Tennessee law? (Go on to Question 7.)

YES

yes or no

Damages

7. If you answered No to both Question 3 and Question 6 above, have the foreperson sign and date the verdict form and return to the courtroom. If you answered Yes to Question 3 and/or Question 6, what sum of money, if any, do you award the plaintiff to fairly compensate her for:

- (a) lost salary:
- (b) lost fringe benefits:
- (c) damage to reputation:
- (d) mental anguish:

\$ 89,426.00
\$ 28,707.00
\$ 50,000.00
\$ 50,000.00

LEROY DOUGLAS [Signature]

Foreperson

3 MAY 2004

Date