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24TH JUDICIAL DISTRICT COURT
PARISH OF JEFFERSON
STATE OF LOUISIANA

FILED
DEC 02 2023
M. Plaisance
DEPUTY CLERK

NO.: 800-840

DIVISION "I"

KATHY ANGELINE TATE
VERSUS
OCHSNER HEALTH SYSTEM, ET AL

JURY VERDICT FORM

We, THE JURY, find as follows:

1. Did Dr. Erin McVey breach the standard of care required of her under these circumstances; that is, did she either lack the degree of knowledge or skill required, or did she fail to use reasonable care and diligence, along with her best judgment, in the exercise of that skill?

YES _____

NO ☒ _____

If you answered "Yes" then proceed to Question No. 2.

If you answered "No" then proceed to Question No. 3.

2. Did Dr. Erin McVey's breach of the standard of care cause Kathy Tate to suffer damages that she would not have incurred otherwise?

YES _____

NO _____

Proceed to Question No. 3.

3. Did Dr. George Guzzardo breach the standard of care required of him under these circumstances; that is, did he either lack the degree of knowledge or skill required, or did he fail to use reasonable care and diligence, along with his best judgment, in the exercise of that skill?

YES _____

NO ☒ _____

If you answered "Yes" then proceed to Question No. 4.

If you answered "No" then proceed to Question No. 5.

4. Did Dr. George Guzzardo's breach of the standard of care cause Kathy Tate to suffer damages that she would not have incurred otherwise?

YES _____

NO _____

Proceed to Question No. 5.

5. Did Dr. Nirupa Patel breach the standard of care required of her under these circumstances; that is, did she either lack the degree of knowledge or skill required, or did she fail to use reasonable care and diligence, along with her best judgment, in the exercise of that skill?

YES _____

NO ☒ _____

If you answered "Yes" then proceed to Question No. 6.

If you answered "No" then proceed to Question No. 7.

6. Did Dr. Nirupa Patel's breach of the standard of care cause Kathy Tate to suffer damages that she would not have incurred otherwise?

YES _____

NO _____

Proceed to Question No. 7.

7. Did Dr. Jonathan McCall breach the standard of care required of him under these circumstances; that is, did he either lack the degree of knowledge or skill required, or did he fail to use reasonable care and diligence, along with his best judgment, in the exercise of that skill?

YES _____

NO ☒ _____

If you answered "Yes" then proceed to Question No. 8.

If you answered "No" then proceed to Question No. 9.

8. Did Dr. Jonathan McCall's breach of the standard of care cause Kathy Tate to suffer damages that she would not have incurred otherwise?

YES _____

NO _____

Proceed to Question No. 9.

9. Did Dr. Darren Whitcomb breach the standard of care required of him under these circumstances; that is, did he either lack the degree of knowledge or skill required, or did he fail to use reasonable care and diligence, along with his best judgment, in the exercise of that skill?

YES _____
NO ✓ _____

If you answered "Yes" then proceed to Question No. 10.

If you answered "No" then proceed to Question No. 11.

10. Did Dr. Darren Whitcomb's breach of the standard of care cause Kathy Tate to suffer damages that she would not have incurred otherwise?

YES _____
NO _____

Proceed to Question No. 11.

11. **Only answer Question No. 11 IF you answer "Yes" to Question No. 2, 4, 6 OR 8.**

If you answered "No" to Question Nos. 2, 4, 6, AND 8, then sign the form and knock on the door to alert the bailiff.

Did Kathy Tate fail to exercise that degree of care which we might reasonably expect a person to exercise for her own safety and protection?

YES _____
NO _____

If you answered "Yes" then proceed to Question No. 12.

If you answered "No" then proceed to Question No. 13.

12. Did Kathy Tate's failure to conduct herself in accordance with the standard expected of her contribute to her own injury?

YES _____
NO _____

Proceed to Question No. 13.

13. **Percentage of Fault - If you did not find a party at fault do not put any percentage next to their name. If you find that more than one party is at fault, then you must put a percentage of fault attributable to that party next to the name. If you have found more than one party at fault, the total fault assessed must add up to 100%. For example, if you find only one party to be at fault, then you must put 100% next to that name.**

Under Louisiana law, the Court will determine the negligence of Jefferson Parish Hospital Service District No. 1, and will adjust the percentages of fault accordingly. Do not consider Jefferson Parish Hospital Service District No. 1 in allocating percentages of fault.

Dr. Erin McVey

_____ %

Dr. George Guzzardo, Jr.

_____ %

Dr. Nirupa Patel

_____ %

Dr. Jonathan McCall

_____ %

Dr. Darren Whitcomb

_____ %

Ms. Kathy Tate

_____ %

The percentages must add up to be 100%.

Proceed to Question No. 14.

14. If damages are awardable to the plaintiff, specify the amount(s):

NOTE: Put only the amount of the award given to the plaintiff in the appropriate space. The Court will apportion any value given to correspond with the percentages of fault you have assigned to the respective parties.

- (1) physical pain and suffering

\$ _____
- (2) mental pain and suffering

\$ _____
- (3) permanent disability, if any

\$ _____
- (4) medical expenses, past

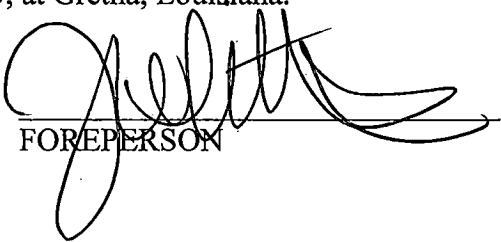
\$ _____
- (5) loss of enjoyment of life

\$ _____
- (6) lost wages

\$ _____

Please sign the form and knock on the door to alert the bailiff.

Signed this 2nd date of December, 2023, at Gretna, Louisiana.



FOREPERSON