

JOSEPH KINNEARY v. CITY OF NEW YORK  
04 CV 5183

USDC SDNY  
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**JURY VERDICT SHEET**

Considering the elements in the Court's instructions with regard to liability, and weighing the parties' respective presentations of evidence, the jury answers the questions below as follows:

**I. LIABILITY**

**A. CLAIM 1 - AMERICANS WITH DISABILITIES ACT (ADA)**

With regard to plaintiff Joseph Kinneary's claim of employment discrimination, do you find that Mr. Kinneary has proven by a preponderance of the evidence that defendant City of New York is liable for discrimination on the basis of disability under the Americans with Disabilities Act (ADA)?

Yes  No

**B. CLAIM 2 - STATE HUMAN RIGHTS LAW (NYSHRL)**

With regard to plaintiff Joseph Kinneary's claim of employment discrimination, do you find that Mr. Kinneary has proven by a preponderance of the evidence that defendant City of New York is liable for discrimination on the basis of disability under the New York State Human Rights Law (NYSHRL)?

Yes  No

**C. CLAIM 3 - CITY HUMAN RIGHTS LAW (NYCHRL)**

With regard to plaintiff Joseph Kinneary's claim of employment discrimination, do you find that Mr. Kinneary has proven by a preponderance of the evidence that defendant City of New York is liable for discrimination on the basis of disability under the New York City Human Rights Law (NYCHRL)?

Yes  No

**II. DAMAGES**

Complete this section only if you have found liability on one or more of the claims in Part I.

Considering the elements described in the Court's instructions with regard to compensatory damages in all forms set forth, what amount of such damages, if any, do you find Joseph Kinneary has proven by a preponderance of the evidence that he has suffered and that you award?

- 1. Back Pay                   \$ 100,000
- 2. Non-Economic           \$ 125,000

Foreperson's Name (Print) ROBIN CARANTANASIS  
Foreperson's Signature: [Handwritten Signature]  
Date: 09.28.07