

OCT 31 2023

By: M. David, Deputy

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN DIEGO  
(UNLIMITED JURISDICTION)**

MIKE DENNIS,

Plaintiff,

v.

MONSANTO COMPANY, a corporation,

Defendant.

Case No. 37-2021-00047326-CU-PO-NC

**VERDICT FORM**

Assigned to the Honorable Kevin Enright  
Department: 2103

Complaint Filed: November 5, 2021

Trial Date: September 15, 2023

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1 **VERDICT FORM**

2 **MIKE DENNIS**

3 We, the Jury, answer the questions submitted to us as follows:

4 **CLAIM OF NEGLIGENCE—MONSANTO.**

5 1. Was Monsanto negligent in designing, manufacturing, or supplying Roundup?

6 Yes

No

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10 If your answer to question 1 is yes, then answer question 2. If you answered no, proceed to  
11 question 3.

12 2. Was Monsanto's negligence a substantial factor in causing Mike Dennis's mycosis  
13 fungoides?

14 Yes

No

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17  
18 Go to Question 3.

19 **CLAIM OF NEGLIGENT FAILURE TO WARN—MONSANTO.**

20 3. Did Monsanto know or should it reasonably have known that Roundup can cause  
21 NHL or was likely to cause NHL when used in accordance with widespread and commonly  
22 recognized practice?

23 Yes

No

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26  
27 If your answer to question 3 is yes, then answer question 4. If you answered no, proceed to  
28 question 8.

1           4.     Did Monsanto know or should it reasonably have known that users would not  
2 realize the danger?

3                   Yes

                                  No

4                   

5                   

6  
7           If your answer to question 4 is yes, then answer question 5. If you answered no, proceed to  
8 question 8.

9           5.     Did Monsanto fail to adequately warn of the danger or instruct on the safe use of  
10 Roundup?

11                   Yes

                                  No

12                   

13                   

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15           If your answer to question 5 is yes, then answer question 6. If you answered no, proceed to  
16 question 8.

17           6.     Would a reasonable manufacturer, distributor, or seller under the same or similar  
18 circumstances have warned of the danger or instructed on the safe use of Roundup?

19                   Yes

                                  No

20                   

21                   

22           If your answer to question 6 is yes, then answer question 7. If you answered no, proceed to  
23 question 8.

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25           7.     Was Monsanto's failure to warn a substantial factor in causing Mike Dennis'  
26 mycosis fungoides?  
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Yes

No

Proceed to Question 8.

**CLAIM OF DESIGN DEFECT—MONSANTO.**

8. Did Roundup fail to perform as safely as an ordinary consumer would have expected when used or misused in an intended or reasonably foreseeable way?

Yes

No

If your answer to question 8 is yes, then answer question 9. If you answered no, proceed to question 10.

9. Was the design of Roundup a substantial factor in causing Mike Dennis's mycosis fungoides?

Yes

No

Answer question 10.

**CLAIM OF STRICT LIABILITY—FAILURE TO WARN—MONSANTO.**

10. Did Roundup have a risk of causing NHL that was known or knowable in light of the scientific and medical knowledge that was generally accepted in the scientific community at the time of their manufacture, distribution or sale?

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Yes	No
<input checked="" type="checkbox"/>	<input type="checkbox"/>

If your answer to question 10 is yes, then answer question 11. If you answered no, proceed to question 15.

11. Did the potential risks of Roundup present a substantial danger to persons when used in accordance with widespread and commonly recognized practice?

Yes	No
<input checked="" type="checkbox"/>	<input type="checkbox"/>

If your answer to question 11 is yes, then answer question 12. If you answered no, proceed to question 15.

12. Would ordinary consumers have recognized the potential risks?

Yes	No
<input type="checkbox"/>	<input checked="" type="checkbox"/>

If your answer to question 12 is no, then answer question 13. If you answered yes, proceed to question 15.

13. Did Monsanto fail to adequately warn of the potential risks?

Yes	No
<input checked="" type="checkbox"/>	<input type="checkbox"/>

If your answer to question 13 is yes, then answer question 14. If you answered no, proceed

1 to question 15.

2 14. Was the lack of sufficient warnings a substantial factor in causing Mike Dennis's  
3 mycosis fungoides?

4 Yes

No

6

8 Go to Question 15.

9 **CLAIM OF DAMAGES**

10 If you answered yes to question 2, 7, 9, OR 14, then answer the questions below about  
11 damages for Mike Dennis. If you did not answer or answered no to question 2, 7, 9, AND 14, stop  
12 here, answer no further questions, and have the presiding juror sign and date this form.

14 15. What are Mike Dennis's damages?

17 Past noneconomic loss: \$ 2,000,000

19 Future noneconomic loss: \$ 5,000,000

21 Go to Question 16.

22 **PUNITIVE DAMAGES**

23 16. Did Monsanto engage in conduct with malice, oppression or fraud committed by  
24 one or more officers, directors or managing agents of Monsanto acting on behalf of Monsanto?

26 Yes

No

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If your answer to question 16 is yes, then answer question 17. If you answered no, stop here, answer no further questions, and have the presiding juror sign and date this form.

17. What amount of punitive damages, if any, do you award to Mike Dennis?

\$ 325,000,000

Signed: *[Signature]*  
Presiding Juror

Dated: October 31, 2023