
LINDA GALLO and JON GALLO, as : IN THE COURT OF COMMON PLEAS OF
Executors of the Estate of KEITH : BARRISTER COUNTY, PENNSYLVANIA
GALLO, Deceased, and Individually in :
their Own Right, :
Plaintiffs :
v. : No. 2003 CV 2419
RILEY URBANSKI, a/k/a SKEE POLL, :
Individually and d/b/a THUGS & :
SKEES, A Sole Proprietorship, :
Defendant : CIVIL ACTION - JURY TRIAL
DEMANDED

ALTERNATIVE FORM¹

SPECIAL JURY INTERROGATORIES

[At many trials, the judge provides interrogatories like these to the jury at the end of the trial. The jury is instructed to reach a verdict consistent with the answers it finds to the interrogatories.]

A copy of these interrogatories may not be used as an exhibit during the mock trial competition.

To the jury:

To further clarify instructions given to you by the trial judge, you are being provided with the following verdict form. At the conclusion of your deliberations, one copy of this form should be signed by your foreperson and handed to the court clerk. This will constitute your verdict.

Question 1:

Was the speech used by the Defendant on June 18, 2003 directed or intended toward the goal of producing imminent lawless conduct by the audience?

Yes _____

No _____

If your answer is "Yes", proceed to Question 2. If "No", plaintiffs cannot recover and you should not answer any more questions and return to the courtroom.

¹ This alternative form addresses Watchoverya Arena's potential liability for Keith Gallo's death and injuries. The original form in the case materials omitted this potential argument.

Question 2:

Was the Defendant's speech likely to produce imminent lawless conduct?

Yes _____

No _____

If your answer is "Yes," proceed to Question 3. If "No," plaintiffs cannot recover and you should not answer any more questions and return to the courtroom.

Question 3:

Was the Defendant's speech a factual cause of Keith Gallo's injuries and ultimate death?

Yes _____

No _____

If your answer is "Yes," proceed to Question 4. If "No," plaintiffs cannot recover and you should not answer any more questions and return to the courtroom.

Question 4:

Was Keith Gallo contributorily negligent?

Yes _____

No _____

If your answer was "Yes", proceed to Question 5. If "No", please proceed to Question 6.

Question 5:

Was Keith Gallo's contributory negligence a factual cause of his injuries and death?

Yes _____

No _____

Please proceed to Question 6.

Question 6:

Was Watchoverya Arena negligent?

Yes _____

No _____

If your answer was "Yes," proceed to Question 7. If you answered "No", please return to the courtroom, unless you answered "Yes" to Questions 4 and 5. If you did answer "Yes" to Questions 4 and 5, but "No" to this Question, please proceed to Question 8.

Question 7:

Was Watchoverya Arena's negligence a factual cause of Keith Gallo's injuries and death?

Yes _____

No _____

If your answer was "Yes," proceed to Question 8. If you answered "No", please return to the courtroom, unless you answered "Yes" to Questions 4 and 5. If you did answer "Yes" to Questions 4 and 5, but "No" to this Question, please proceed to Question 8.

Question 8:

You may only answer Question 8 if you answered "Yes" to all of the Questions above, (1 through 7), or if you answered "Yes" to Questions 1 through 5, or if you answered "Yes" to Questions 1 through 3 and Questions 6 and 7:

Percentage of causal negligence attributable to Defendant _____%

Percentage of causal negligence attributable to Keith Gallo _____%
(Fill in this line only if you answered Yes to Questions 4 and 5)

Percentage of causal negligence attributable to Watchoverya Arena _____%
(Fill in this line only if you answered Yes to Questions 6 and 7)

Your total must add up to 100%

Jury Foreperson

Please return to the Courtroom

(January 2005)