

FILED
17 AUG -4 AM 9:55
CIRCUIT COURT
FOR MULTNOMAH COUNTY

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

JASON CROFF and KASSANDRA CROFF,

Plaintiffs,

v.

WARREN G. ROBERTS, M.D. and ASPEN SPINE
and NEUROSURGERY CENTER, P.C.,

Defendants.

Case No. 15CV17095

VERDICT

At least the same 9 of you must agree to all the answers on the following questions.

After answering the questions the jury answers below, your presiding juror shall date and sign this verdict form on page 3.

We, the Jury, find as follows:

1. Were the defendants negligent in one or more of the following ways, as alleged by Plaintiffs:

	Allegation	Yes	No
18	a. In failing on October 2, 2013 to decompress Plaintiff Jason Croff's spine at the L5/S1 level by failing to either remove the disc compressing the nerves at that level, or to perform an adequate decompressive laminectomy.	✓	
19	b. In failing to advise the Plaintiff Jason Croff and/or his family on or after October 2, 2013 that Plaintiff should be careful to watch out for and report the serious and specific signs of a cauda equina syndrome.	✓	
20	c. In failing to diagnose and definitively treat Plaintiff Jason Croff's post-operative surgical wound infection.		✓
21	d. In failing to do a complete and adequate neurological exam of Plaintiff Jason Croff in November and December of 2013.	✓	
22	e. In failing to communicate with and review the records from Rachel Stappler in the North Bend Medical Center on or after October 2, 2013.	✓	

If your answer is "yes" on any of the foregoing sections of question 1, go on to question 2,

and on question 2, answer only those sections for which you have answered "yes" on question 1.

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1 If your answer to every section of question 1 is 'no,' your verdict is for Defendants. Do not
2 answer any further questions.

3 2. Was Defendants' negligence a cause of damages to Plaintiff?

	Allegation	Yes	No
4			
5	a. In failing on October 2, 2013 to decompress Plaintiff Jason Croff's spine at the L5/S1 level by failing to either remove the disc compressing the nerves at that level, or to perform an adequate decompressive laminectomy.	✓	
6	b. In failing to advise the Plaintiff Jason Croff and/or his family on or after October 2, 2013 that Plaintiff should be careful to watch out for and report the serious and specific signs of a cauda equina syndrome.	✓	
7	c. In failing to diagnose and definitively treat Plaintiff Jason Croff's post-operative surgical wound infection.		✓
8	d. In failing to do a complete and adequate neurological exam of Plaintiff Jason Croff in November and December of 2013.		✓
9	e. In failing to communicate with and review the records from Rachel Stappler in the North Bend Medical Center October 2, 2013.	✓	
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12 If your answer to any section of question 2 is "yes," go to question 3. If your answer to
13 every section of question 2 is "no," your verdict is for Defendants. Do not answer any further
14 questions.

15 3. What are Plaintiff Jason Croff's damages?

16 ANSWER: Economic damages for past medical expenses: \$93,808.55
17 (Not to exceed \$93,808.55)

18 Non-economic damages: \$3,500,000.00
19 (Not to exceed \$3,500,000.00)

20 4. Did Defendants' negligence cause a loss of consortium to Plaintiff Kassandra Croff?

21 ANSWER: Yes [Yes or No]

22 If your answer to question 4 is "yes," go to question 5. If your answer to question 4 is
23 "no," do not answer question 5.

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5. What are Plaintiff Kassandra Croff's damages:

ANSWER: Non-economic damages: \$ 1,000,000.00
(Not to exceed \$1,000,000.00)

DATED this 2nd day of August, 2017.

Matt Moulton
Presiding Juror *MATT MOULTON*