

FILED  
San Diego Superior Court  
MAY 20 2025  
Clerk of the Superior Court  
By: T. Crandall, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO, CENTRAL COURTHOUSE

MICHAEL LAPLANTE and MARISELA  
LAPLANTE,

Plaintiffs,

v.

GRIFFITH COMPANY and ANTELMO  
BERNARDO MARTINEZ,

Defendants.

Case No. 37-2022-00025757-CU-PA-CTL  
(Lead Action)  
[Consolidated with No. 37-2023-0003587 -  
CU-PA-CTL]

**SPECIAL VERDICT FORM**

We, the jury in the above entitled action, find the following special verdict on the questions  
submitted to us:

**QUESTION NO. 1:** Was Defendant Antelmo Bernardo Martinez negligent?

☒ YES ☐ NO

**QUESTION NO. 2:** Was Defendant Antelmo Bernardo Martinez's negligence a substantial  
factor in causing harm to Plaintiff Michael LaPlante?

☒ YES ☐ NO

**QUESTION NO. 3:** Was Defendant Griffith Company independently negligent?

☒ YES ☐ NO

If you answered this question "yes," answer question 4. If you answered this question "no," answer  
question 5.

**QUESTION NO. 4:** Was Defendant Griffith Company's negligence a substantial factor in causing harm to Plaintiff Michael LaPlante?

☒ YES ☐ NO

Answer Question 5.

**QUESTION NO. 5:** Was Defendant Antelmo Martinez in the course and scope of his employment with the Griffith Company at the time of the August 27, 2021 collision, based on any of the questions below:

a. Was Mr. Martinez's drive to the Griffith jobsite at the express or implied request of Griffith Company and was the commute extraordinary in relation to the employee's routine duties?

☒ YES ☐ NO

b. Was Mr. Martinez's drive to the Griffith Company jobsite reasonably related to the kinds of tasks that he was employed to perform?

☒ YES ☐ NO

c. Was Mr. Martinez's drive to the Griffith Company jobsite reasonably foreseeable in light of Griffith Company's business or Mr. Martinez's job responsibilities?

☒ YES ☐ NO

d. Did Griffith Company expressly or impliedly require Mr. Martinez to drive to and from jobsites so that his vehicle was available for Griffith Company's business use?

☐ YES ☒ NO

e. Did Griffith Company receive a direct or incidental benefit from Mr. Martinez driving his personal vehicle to jobsites?

☒ YES ☐ NO

**QUESTION NO. 6:** What are Plaintiff Michael LaPlante's damages?

A. Past medical expenses \$ 1,535,526.79 (stipulated)

B. Past property damage \$ 7,303.86 (stipulated)

C. Past lost earnings \$ 52,800.00 (stipulated)

D. Past loss of household services \$ 63,000

E. Future loss of household services \$ 279,000

1 F. Future medical expenses \$ 6,000,000

2 G. Future lost earnings or earning capacity \$ 540,000

3 H. Past non-economic loss, including pain, mental suffering, grief, disfigurement, loss of  
4 enjoyment of life, physical impairment, inconvenience, anxiety, humiliation, and emotional  
distress from August 27, 2021 to the present?  
5 \$ 8,000,000

6 I. Future non-economic loss, including pain, mental suffering, grief, disfigurement, loss of  
7 enjoyment of life, physical impairment, inconvenience, anxiety, humiliation, and emotional  
distress from today and forward?  
8 \$ 10,000,000

8 **QUESTION NO. 7:** What are Plaintiff Marisela LaPlante's damages?

9 A. Past non-economic loss, including loss of love, companionship, comfort, care,  
10 assistance, protection, affection, society, moral support, and the loss of the enjoyment of sexual  
relations from August 27, 2021 to the present?  
11 \$ 750,000

12 B. Future non-economic loss, including loss of love, companionship, comfort, care,  
13 assistance, protection, affection, society, moral support, and the loss of the enjoyment of sexual  
relations from today and forward?  
14 \$ 500,000

15 If you answered "yes" to questions 3 and 4, answer question 8.

16 **QUESTION NO. 8:** What percentage of responsibility for the plaintiffs' losses do you assign to  
17 the following - the total must add up to 100%:

18 Griffith Company 80 %  
19 Antelmo Martinez 20 %  
20 TOTAL 100 %  
21

22 DATED: May 20, 2025   
23 Presiding Juror

24  
25 *After the verdict form has been signed, please notify the bailiff.*  
26  
27  
28