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6/25/15
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JURY VERDICT SHEET

Michael Ferguson, Benjamin Unger, Chaim Levin, Jo Bruck, Bella Levin
v.

JONAH (Jews Offering New Alternatives for Healing f/k/a Jews Offering New
Alternatives to Homosexuality), Arthur Goldberg, Alan Downing, Alan
Downing Life Coaching LLC

Docket No. HUD-L-5473-12

Question 1

Did plaintiff Benjy Unger prove by a preponderance of the credible evidence
that any of the following defendants made any misrepresentations in
connection with the advertisement, sale or subsequent performance of the
JONAH program?

| | | | |
|-----------------|--------------|--------|-----------------|
| Arthur Goldberg | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| JONAH, Inc. | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| Alan Downing | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |

Proceed to Question 2.

Question 2

Did plaintiff Benjy Unger prove by a preponderance of the credible evidence
that any of the following defendants engaged in unconscionable commercial
practices?

| | | | |
|-----------------|--------------|--------|-----------------|
| Arthur Goldberg | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| JONAH, Inc. | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| Alan Downing | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |

If six or more of you answered "Yes" to either or both Question 1 or 2 for any defendant, please proceed to Question 3. If six or more of you did NOT answer "Yes" to either or both Question 1 or 2 for any defendant, then you have found that plaintiff Benjy Unger has not proven by a preponderance of the credible evidence that any of the defendants violated the Consumer Fraud Act and you may skip Question 3 and 4, and proceed to Question 5.

Question 3

If you answered "Yes" to Question 1 and/or 2, do you find by a preponderance of the credible evidence that defendants' misrepresentations or unconscionable commercial practices were a proximate cause of the ascertainable loss suffered by plaintiff Benjy Unger?

X YES

____ NO

7-0 VOTE

If six or more of you answered "Yes" to Question 3, proceed to Question 4.

Question 4

What is the total amount of ascertainable loss suffered by plaintiff Benjy Unger?

\$ 17,950

7-0 VOTE

Proceed to Question 5.

Question 5

Did plaintiff Chaim Levin prove by a preponderance of the credible evidence that any of the following defendants made any misrepresentations in connection with the advertisement, sale or subsequent performance of the JONAH program?

| | | | |
|-----------------|--------------|--------|-----------------|
| Arthur Goldberg | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| JONAH, Inc. | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| Alan Downing | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |

Proceed to Question 6.

Question 6

Did plaintiff Chaim Levin prove by a preponderance of the credible evidence that any of the following defendants engaged in unconscionable commercial practices?

| | | | |
|-----------------|--------------|--------|-----------------|
| Arthur Goldberg | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| JONAH, Inc. | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |
| Alan Downing | <u>X</u> YES | ___ NO | <u>7-0</u> VOTE |

If six or more of you answered "Yes" to either or both Question 5 or 6 for any defendant, please proceed to Question 7. If six or more of you did NOT answer "Yes" to either or both Question 5 or 6 for any defendant, then you have found that plaintiff Chaim Levin has not proven by a preponderance of the credible evidence that any of the defendants violated the Consumer Fraud Act and you may skip Question 7 and 8, and proceed to Question 9.

Question 7

If you answered "Yes" to Question 5 and/or 6, do you find by a preponderance of the credible evidence that defendants' misrepresentations or unconscionable commercial practices were a proximate cause of the ascertainable loss suffered by plaintiff Chaim Levin?

X YES ____ NO 7-0 VOTE

If six or more of you answered "Yes" to Question 7, proceed to Question 8.

Question 8

What is the total amount of ascertainable loss suffered by plaintiff Chaim Levin?

\$ 650.00 7-0 VOTE

Proceed to Question 9

Question 9

Did plaintiff Michael Ferguson prove by a preponderance of the credible evidence that any of the following defendants made any misrepresentations in connection with the advertisement, sale or subsequent performance of the JONAH program?

Arthur Goldberg ____ YES X NO 7-0 VOTE

JONAH, Inc. ____ YES X NO 7-0 VOTE

Alan Downing X YES ____ NO 7-0 VOTE

Proceed to Question 10.

Question 10

Did plaintiff Michael Ferguson prove by a preponderance of the credible evidence that any of the following defendants engaged in unconscionable commercial practices?

| | | | |
|-----------------|----------------|---------------|-----------------|
| Arthur Goldberg | <u> </u> YES | <u>X</u> NO | <u>7-0</u> VOTE |
| JONAH, Inc. | <u> </u> YES | <u>X</u> NO | <u>7-0</u> VOTE |
| Alan Downing | <u>X</u> YES | <u> </u> NO | <u>7-0</u> VOTE |

If six or more of you answered "Yes" to either or both Question 9 or 10 for any defendant, please proceed to Question 11. If six or more of you did NOT answer "Yes" to either or both Question 9 or 10 for any defendant, then you have found that plaintiff Michael Ferguson has not proven by a preponderance of the credible evidence that any of the defendants violated the Consumer Fraud Act and you may skip Question 11 and 12, and proceed to Question 13.

Question 11

If you answered "Yes" to Question 9 and/or 10, do you find by a preponderance of the credible evidence that defendants' misrepresentations or unconscionable commercial practices were a proximate cause of the ascertainable loss suffered by plaintiff Michael Ferguson?

| | | |
|--------------|---------------|-----------------|
| <u>X</u> YES | <u> </u> NO | <u>7-0</u> VOTE |
|--------------|---------------|-----------------|

If six or more of you answered "Yes" to Question 11, proceed to Question 12.

Question 12

What is the total amount of ascertainable loss suffered by Plaintiff Michael Ferguson?

\$ 1,050.00

7-0 VOTE

Proceed to Question 13

Question 13

Did plaintiff Bella Levin prove by a preponderance of the credible evidence that any of the following defendants made any misrepresentations in connection with the advertisement, sale or subsequent performance of the JONAH program?

Arthur Goldberg X YES ___ NO 7-0 VOTE

JONAH, Inc. X YES ___ NO 7-0 VOTE

Alan Downing ___ YES X NO 7-0 VOTE

Proceed to Question 14.

Question 14

Did plaintiff Bella Levin prove by a preponderance of the credible evidence that any of the following defendants engaged in unconscionable commercial practices?

Arthur Goldberg X YES ___ NO 7-0 VOTE

JONAH, Inc. X YES ___ NO 7-0 VOTE

Alan Downing ___ YES X NO 7-0 VOTE

If six or more of you answered "Yes" to either or both Question 13 or 14 for any defendant, please proceed to Question 15. If six or more of you did NOT answer "Yes" to either or both Question 13 or 14 for any defendant, then you have found that plaintiff Bella Levin has not proven by a preponderance of the credible evidence that any of the defendants violated the Consumer Fraud Act and you may skip Question 15 and 16, and proceed to Question 17.

Question 15

If you answered "Yes" to Question 13 and/or 14, do you find by a preponderance of the credible evidence that defendants' misrepresentations or unconscionable commercial practices were a proximate cause of the ascertainable loss suffered by plaintiff Bella Levin?

X YES

____ NO

7-0 VOTE

If six or more of you answered "Yes" to Question 15, proceed to Question 16.

Question 16

What is the total amount of ascertainable loss suffered by plaintiff Bella Levin?

\$ 4,000.00

7-0 VOTE

Proceed to Question 17

Question 17

Did plaintiff Jo Bruck prove by a preponderance of the credible evidence that any of the following defendants made any misrepresentations in connection with the advertisement, sale or subsequent performance of the JONAH program?

Arthur Goldberg x YES NO 7-0 VOTE

JONAH, Inc. x YES NO 7-0 VOTE

Proceed to Question 18.

Question 18

Did plaintiff Jo Bruck prove by a preponderance of the credible evidence that any of the following defendants engaged in unconscionable commercial practices?

Arthur Goldberg x YES NO 7-0 VOTE

JONAH, Inc. x YES NO 7-0 VOTE

If six or more of you answered "Yes" to either or both Question 17 or 18 for any defendant, please proceed to Question 19. If six or more of you did NOT answer "Yes" to either or both Question 17 or 18 for any defendant, then you have found that plaintiff Jo Bruck has not proven by a preponderance of the credible evidence that any of the defendants violated the Consumer Fraud Act and you may skip Question 19 and 20 and cease your deliberations.

Question 19

If you answered "Yes" to Question 17 and/or 18, do you find by a preponderance of the credible evidence that defendants' misrepresentations or unconscionable commercial practices were a proximate cause of the ascertainable loss suffered by plaintiff Jo Bruck?

 X YES NO 7-0 VOTE

If six or more of you answered "Yes" to Question 19, proceed to Question 20.

Question 20

What is the total amount of ascertainable loss suffered by plaintiff Jo Bruck?

\$ 500.00 7-0 VOTE

You have finished your deliberations.