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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN FRANCISCO

DEWAYNE JOHNSON,

Plaintiff,

vs.

Case No. CGC-16-550128

MONSANTO COMPANY, et al.,

Defendants.

-----/

Proceedings held on Friday, August 10, 2018,
Volume 28, before the Honorable Suzanne R. Bolanos,
at 2:14 p.m.

REPORTED BY:

LESLIE ROCKWOOD ROSAS, RPR, CSR 3462

Job No. 2983887

Pages 5318 - 5351

1 APPEARANCES:

2

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1 APPEARANCES (Continued):

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1 Friday, August 10, 2018

2 2:14 p.m.

3 Volume 28

4 San Francisco, California

5 Department 604

6 Judge Suzanne Ramos Bolanos

7

8

PROCEEDINGS

9

11:42:37

10 THE COURT: Good afternoon. So the jury has
11 just informed us that they have a verdict, so we're going
12 to go about calling the alternates, and we told the jury
13 that we would take the verdict in half an hour, so we'll
14 take the verdict at 2:45. We can go off the record.

14:14:52

15 (Recess.)

16 THE COURT: Good afternoon. Good afternoon,
17 Ladies and Gentlemen of the jury. Good afternoon,
18 Counsel.

19 Madam Foreperson, does the jury have a verdict?

14:59:42

20 MADAM FOREPERSON: Yes.

21 THE COURT: All right. Can you please hand the
22 verdict to the bailiff?

23 Mr. Bailiff.

24 (Bailiff handing verdict to Judge.)

14:59:53

25 THE COURT: Thank you.

1 All right. I will now read the verdict in the
2 matter of Dewayne Johnson, Plaintiff, versus Monsanto
3 Company, Defendant.

15:00:41

4 We the jury answer the questions submitted to us
5 as follows:

6 With the claim of design defect:

7 One, are the Roundup Pro or Ranger Pro products
8 ones about which an ordinary consumer can form reasonable
9 minimum safety expectations?

15:00:58

10 Answer: Yes.

11 Did Roundup Pro or Ranger Pro fail to perform as
12 safely as an ordinary consumer would have expected when
13 used or misused in an intended or reasonably foreseeable
14 way?

15:01:16

15 Answer: Yes.

16 Was the Roundup Pro or Ranger Pro design a
17 substantial factor in causing harm to Mr. Johnson?

18 Answer: Yes.

15:01:36

19 With regard to the claim of strict liability
20 failure to warn:

21 Did Roundup Pro or Ranger Pro have potential
22 risks that were known or knowable in light of the
23 scientific knowledge that was generally accepted in the
24 scientific community at the time of their manufacture,
25 distribution or sale?

15:01:52

1 Answer: Yes.

2 Did the potential risks of Roundup Pro or Ranger
3 Pro present a substantial danger to persons using or
4 misusing Roundup Pro or Ranger Pro in an intended or
15:02:11 5 reasonably foreseeable way?

6 Answer: Yes.

7 Would ordinary consumers have recognized the
8 potential risks?

9 Answer: No.

15:02:22 10 Did Monsanto fail to adequately warn of the
11 potential risks?

12 Answer: Yes.

13 Was the lack of sufficient warnings a
14 substantial factor in causing harm to Mr. Johnson?

15:02:40 15 Answer: Yes.

16 With regard to the claim of negligent failure to
17 warn:

18 Did Monsanto know, or should it reasonably have
19 known, that Roundup Pro or Ranger Pro were dangerous or
15:02:53 20 were likely to be dangerous when used or misused in a
21 reasonably foreseeable manner?

22 Answer: Yes.

23 Did Monsanto know, or should it reasonably have
24 known, that users would not realize the danger?

15:03:10 25 Answer: Yes.

1 Did Monsanto fail to adequately warn of the
2 danger or instruct on the safe use of Roundup Pro or
3 Ranger Pro?

4 Answer: Yes.

15:03:24

5 Would a reasonable manufacturer, distributor or
6 seller under the same or similar circumstances have
7 warned of the danger or instructed on the safe use of
8 Roundup Pro or Ranger Pro?

9 Answer: Yes.

15:03:39

10 Was Monsanto's failure to warn a substantial
11 factor in causing harm to Mr. Johnson?

12 Answer: Yes.

13 Claim of damages: What are Mr. Johnson's
14 damages?

15:03:55

15 Past economic loss: \$819,882.32.

16 Future economic loss: \$1,433,327.

17 Past noneconomic loss: \$4 million.

18 Future noneconomic loss: \$33 million.

19 With regard to punitive damages:

15:04:28

20 Did you find by clear and convincing evidence
21 that Monsanto acted with malice or oppression in the
22 conduct upon which you base your finding of liability in
23 favor of Mr. Johnson?

24 Answer: Yes.

15:04:41

25 Was the conduct constituting malice or

1 oppression committed, ratified or authorized by one or
2 more officers, directors or managing agents of Monsanto
3 acting on behalf of Monsanto?

4 Answer: Yes.

15:05:00

5 What amount of punitive damages, if any, do you
6 award to Mr. Johnson?

7 Answer: \$250 million.

8 Signed by the presiding juror, dated August 10,
9 2018.

15:05:13

10 THE COURT: Does either side wish to poll the
11 jury?

12 MR. LOMBARDI: Yes, your Honor, we do.

13 THE COURT: All right. Very well.

15:05:23

14 Ladies and Gentlemen of the jury, I am now going
15 to poll the jury. That means that I'm going to ask each
16 of you whether or not -- what your answers were to each
17 one of these questions. All right?

18 So with regard to the first claim, the claim of
19 design defect, the first question was: Are the Roundup
20 Pro or Ranger Pro products ones about which an ordinary
21 consumer can form reasonable minimum safety expectations?

15:05:44

22 The answer of the jury was yes.

23 Juror Number 1, was this your answer?

24 JUROR 1: Yes.

15:06:03

25 THE COURT: Jury Number 2?

1 JUROR 2: Yes.

2 THE COURT: Juror Number 3?

3 JUROR 3: Yes.

4 THE COURT: Juror Number 4?

5 JUROR 4: Yes.

6 THE COURT: Juror Number 5?

7 JUROR 5: Yes.

8 THE COURT: Juror Number 6?

9 JUROR 6: Yes.

10 15:06:11 THE COURT: Juror Number 7?

11 JUROR 7: Yes.

12 THE COURT: Juror Number 8?

13 JUROR 8: Yes.

14 THE COURT: Juror Number 9?

15 15:06:14 JUROR 9: Yes.

16 THE COURT: Juror Number 10?

17 JUROR 10: Yes.

18 THE COURT: Juror Number 11?

19 JUROR 11: Yes.

20 15:06:19 THE COURT: Juror Number 12?

21 JUROR 12: Yes.

22 THE COURT: All right. That's 12 to 1.

23 And Question Number 2: Did Roundup Pro or

24 Ranger Pro fail to perform as safely as an ordinary

25 15:06:33 consumer would have expected when used or misused in an

1 intended or reasonably foreseeable way?

2 The answer of the jury was yes.

3 Juror Number 1, is this your answer?

4 JUROR 1: Yes.

15:06:46

5 THE COURT: Juror Number 2?

6 JUROR 2: Yes.

7 THE COURT: Juror Number 3?

8 JUROR 3: Yes.

9 THE COURT: Juror Number 4?

15:06:48

10 JUROR 4: Yes.

11 THE COURT: Juror Number 5?

12 JUROR 5: Yes.

13 THE COURT: Juror Number 6?

14 JUROR 6: Yes.

15:06:51

15 THE COURT: Juror Number 7?

16 JUROR 7: Yes.

17 THE COURT: Number 8?

18 JUROR 8: Yes.

19 THE COURT: Juror Number 9?

15:06:56

20 JUROR 9: Yes.

21 THE COURT: Juror Number 10?

22 JUROR 10: Yes.

23 THE COURT: Juror Number 11?

24 JUROR 11: Yes.

15:07:00

25 THE COURT: Juror Number 12?

1 JUROR 12: Yes.

2 THE COURT: 12 to 1.

3 Question Number 3: Was the Roundup Pro or
4 Ranger Pro design a substantial factor in causing harm to
15:07:12 5 Mr. Johnson?

6 The answer of the jury was yes.

7 Juror Number 1, was this your answer?

8 JUROR 1: Yes.

9 THE COURT: Juror Number 2?

15:07:20 10 JUROR 2: Yes.

11 THE COURT: Juror Number 3?

12 JUROR 3: Yes.

13 THE COURT: Juror Number 4?

14 JUROR 4: Yes.

15:07:22 15 THE COURT: Juror Number 5?

16 JUROR 5: Yes.

17 THE COURT: Juror Number 6?

18 JUROR 6: Yes.

19 THE COURT: Juror Number 7?

15:07:25 20 JUROR 7: Yes.

21 THE COURT: Juror Number 8?

22 JUROR 8: Yes.

23 THE COURT: Juror Number 9?

24 JUROR 9: Yes.

15:07:29 25 THE COURT: Juror Number 10?

1 JUROR 10: Yes.

2 THE COURT: Juror Number 11?

3 JUROR 11: Yes.

4 THE COURT: Juror Number 12?

15:07:32 5 JUROR 12: Yes.

6 THE COURT: Answer was 12 to 1.

7 With regard to the second claim, the claim of
8 strict liability failure to warn:

9 Question Number 4: Did Roundup Pro or Ranger

15:07:48 10 Pro have potential risks that were known or knowable in

11 light of the scientific knowledge that was generally

12 accepted in the scientific community at the time of their

13 manufacture, distribution or sale?

14 The answer of the jury was yes.

15:08:03 15 Jury Number 1, was this your answer?

16 JUROR 1: Yes.

17 THE COURT: Juror Number 2?

18 JUROR 2: Yes.

19 THE COURT: Juror Number 3?

15:08:08 20 JUROR 3: Yes.

21 THE COURT: Juror Number 4?

22 JUROR 4: Yes.

23 THE COURT: Juror Number 5?

24 JUROR 5: Yes.

15:08:10 25 THE COURT: Juror Number 6?

1 JUROR 6: Yes.

2 THE COURT: Juror Number 7?

3 JUROR 7: Yes.

4 THE COURT: Juror Number 8?

15:08:14 5 JUROR 8: Yes.

6 THE COURT: Juror Number 9?

7 JUROR 9: Yes.

8 THE COURT: Juror Number 10?

9 JUROR 10: Yes.

15:08:16 10 THE COURT: Juror Number 11?

11 JUROR 11: Yes.

12 THE COURT: Juror Number 12?

13 JUROR 12: Yes.

14 THE COURT: 12 to 1.

15:08:22 15 Question Number 5: Did the potential risks of

16 Roundup Pro or Ranger Pro present a substantial danger to
17 persons using or misusing Roundup Pro or Ranger Pro in an
18 intended or foreseeable -- or reasonably foreseeable way?

19 The answer of the jury was yes.

15:08:43 20 Juror Number 1, was this your answer?

21 JUROR 1: Yes.

22 THE COURT: Juror Number 2?

23 JUROR 2: Yes.

24 THE COURT: Juror Number 3?

25 JUROR 3: Yes.

1 THE COURT: Juror Number 4?
2 JUROR 4: Yes.
3 THE COURT: Juror Number 5?
4 JUROR 5: Yes.
15:08:51 5 THE COURT: Number 6?
6 JUROR 6: Yes.
7 THE COURT: Number 7?
8 JUROR 7: Yes.
9 THE COURT: Number 8?
15:08:53 10 JUROR 8: Yes.
11 THE COURT: Number 9?
12 JUROR 9: Yes.
13 THE COURT: Number 10?
14 JUROR 10: Yes.
15:08:58 15 THE COURT: Number 11?
16 JUROR 11: Yes.
17 THE COURT: Number 12?
18 JUROR 12: Yes.
19 THE COURT: The answer was 12 to 1.
15:09:04 20 With regard to Question 6: Would ordinary
21 consumers have recognized the potential risks?
22 The answer of the jury was no.
23 Juror Number 1, was this your answer?
24 JUROR 1: Yes.
15:09:17 25 THE COURT: Juror Number 2?

1 JUROR 2: Yes.
2 THE COURT: Juror Number 3?
3 JUROR 3: Yes.
4 THE COURT: Juror Number 4?
5 JUROR 4: Yes.
6 THE COURT: Juror Number 5?
7 JUROR 5: Yes.
8 THE COURT: Juror Number 6?
9 JUROR 6: Yes.
10 15:09:22 THE COURT: Juror Number 7?
11 JUROR 7: Yes.
12 THE COURT: Juror Number 8?
13 JUROR 8: Yes.
14 THE COURT: Juror Number 9?
15 JUROR 9: Yes.
16 THE COURT: Juror Number 10?
17 JUROR 10: Yes.
18 THE COURT: Juror Number 11?
19 JUROR 11: Yes.
20 15:09:29 THE COURT: Juror Number 12?
21 JUROR 12: Yes.
22 THE COURT: 12 to 1.
23 Question Number 7: Did Monsanto fail to
24 adequately warn of the potential risks?
25 15:09:41 The answer of the jury was yes.

1 Juror Number 1, was this your answer?
2 JUROR 1: Yes.
3 THE COURT: Juror Number 2?
4 JUROR 2: Yes.
15:09:49 5 THE COURT: Juror Number 3?
6 JUROR 3: Yes.
7 THE COURT: Juror Number 4?
8 JUROR 4: Yes.
9 THE COURT: Juror Number 5?
15:09:52 10 JUROR 5: Yes.
11 THE COURT: Juror Number 6?
12 JUROR 6: Yes.
13 THE COURT: Juror Number 7?
14 JUROR 7: Yes.
15:09:55 15 THE COURT: Juror Number 8?
16 JUROR 8: Yes.
17 THE COURT: Juror Number 9?
18 JUROR 9: Yes.
19 THE COURT: Juror Number 10?
15:09:57 20 JUROR 10: Yes.
21 THE COURT: Juror Number 11?
22 JUROR 11: Yes.
23 THE COURT: Juror Number 12?
24 JUROR 12: Yes.
15:10:04 25 THE COURT: The answer was 12 to 1.

1 Question Number 8: Was the lack of sufficient
2 warnings a substantial factor in causing harm to
3 Mr. Johnson?

4 The answer of the jury was yes.

15:10:17 5 Juror Number 1, was this your answer?

6 JUROR 1: Yes.

7 THE COURT: Juror Number 2?

8 JUROR 2: Yes.

9 THE COURT: Juror Number 3?

15:10:22 10 JUROR 3: Yes.

11 THE COURT: Juror Number 4?

12 JUROR 4: Yes.

13 THE COURT: Juror Number 5?

14 JUROR 5: Yes.

15:10:25 15 THE COURT: Juror Number 6?

16 JUROR 6: Yes.

17 THE COURT: Juror Number 7?

18 JUROR 7: Yes.

19 THE COURT: Juror Number 8?

15:10:29 20 JUROR 8: Yes.

21 THE COURT: Juror Number 9?

22 JUROR 9: Yes.

23 THE COURT: Juror Number 10?

24 JUROR 10: Yes.

15:10:33 25 THE COURT: Juror Number 11?

1 JUROR 11: Yes.

2 THE COURT: Juror Number 12?

3 JUROR 12: Yes.

4 THE COURT: The answer was 12 to 1.

15:10:39

5 With regard to the claim of negligent failure to
6 warn:

7 Question Number 9: Did Monsanto know, or should
8 it reasonably have known, that Roundup Pro or Ranger Pro
9 were dangerous or were likely to be dangerous when used

15:10:55

10 or misused in a reasonably foreseeable manner?

11 The answer of the jury was yes.

12 Juror Number 1, was this your answer?

13 JUROR 1: Yes.

14 THE COURT: Juror Number 2?

15 JUROR 2: Yes.

16 THE COURT: Juror Number 3?

17 JUROR 3: Yes.

18 THE COURT: Juror Number 4?

19 JUROR 4: Yes.

15:11:08

20 THE COURT: Juror Number 5?

21 JUROR 5: Yes.

22 THE COURT: Juror Number 6?

23 JUROR 6: Yes.

24 THE COURT: Juror Number 7?

25 JUROR 7: Yes.

1 THE COURT: Juror Number 8?

2 JUROR 8: Yes.

3 THE COURT: Juror Number 9?

4 JUROR 9: Yes.

15:11:16

5 THE COURT: Juror Number 10?

6 JUROR 10: Yes.

7 THE COURT: Number 11?

8 JUROR 11: Yes.

9 THE COURT: Number 12?

10 JUROR 12: Yes.

11 THE COURT: 12 to 1.

12 The Question Number 10: Did Monsanto know, or
13 should it reasonably have known, that users would not
14 realize the danger?

15:11:31

15 The answer of the jury was yes.

16 Juror Number 1, was this your answer?

17 JUROR 1: Yes.

18 THE COURT: Juror Number 2?

19 JUROR 2: Yes.

15:11:38

20 THE COURT: Juror Number 3?

21 JUROR 4: Yes.

22 THE COURT: Juror Number 4?

23 JUROR 4: Yes.

24 THE COURT: Juror Number 5?

25 JUROR 5: Yes.

1 THE COURT: Juror Number 6?

2 JUROR 6: Yes.

3 THE COURT: Juror Number 7?

4 JUROR 7: Yes.

15:11:49

5 THE COURT: Juror Number 8?

6 JUROR 8: Yes.

7 THE COURT: Juror Number 9?

8 JUROR 9: Yes.

9 THE COURT: Juror Number 10?

10 JUROR 10: Yes.

11 THE COURT: Number 11?

12 JUROR 11: Yes.

13 THE COURT: Number 12?

14 JUROR 12: Yes.

15:11:57

15 THE COURT: 12 to 1.

16 Question Number 11: Did Monsanto fail to

17 adequately warn of the danger or instruct on the safe use

18 of Roundup Pro or Ranger Pro?

19 The answer of the jury was yes.

15:12:08

20 Juror Number 1, was this your answer?

21 JUROR 1: Yes.

22 THE COURT: Juror Number 2?

23 JUROR 2: Yes.

24 THE COURT: Number 3?

25 JUROR 3: Yes.

1 THE COURT: Number 4?

2 JUROR 4: Yes.

3 THE COURT: Number 5?

4 JUROR 5: Yes.

15:12:16

5 THE COURT: Number 6?

6 JUROR 6: Yes.

7 THE COURT: Number 7?

8 JUROR 7: Yes.

9 THE COURT: Number 8?

10 JUROR 8: Yes.

11 THE COURT: Number 9?

12 JUROR 9: Yes.

13 THE COURT: Number 10?

14 JUROR 10: Yes.

15:12:24

15 THE COURT: Number 11?

16 JUROR 11: Yes.

17 THE COURT: Number 12?

18 JUROR 12: Yes.

19 THE COURT: 12 to 1.

15:12:31

20 Question 12: Would a reasonable manufacturer,

21 distributor or seller under the same or similar

22 circumstances have warned of the danger or instructed on

23 the safe use of Roundup Pro or Ranger Pro?

24 The answer of the jury was yes.

15:12:45

25 Juror Number 1, was this your answer?

1 JUROR 1: Yes.
2 THE COURT: Juror Number 2?
3 JUROR 2: Yes.
4 THE COURT: Juror Number 3?
15:12:49 5 JUROR 3: Yeah.
6 THE COURT: Juror Number 4?
7 JUROR 4: Yes.
8 THE COURT: Juror Number 5?
9 JUROR 5: Yes.
15:12:53 10 THE COURT: Juror Number 6?
11 JUROR 6: Yes.
12 THE COURT: Juror Number 7?
13 JUROR 7: Yes.
14 THE COURT: Juror Number 8?
15:12:56 15 JUROR 8: Yes.
16 THE COURT: Juror Number 9?
17 JUROR 9: Yes.
18 THE COURT: Juror Number 10?
19 JUROR 10: Yes.
15:13:01 20 THE COURT: Juror Number 11?
21 JUROR 11: Yes.
22 THE COURT: Juror Number 12?
23 JUROR 12: Yes.
24 THE COURT: The answer was 12 to 1.
15:13:09 25 Question 13: Was Monsanto's failure to warn a

1 substantial factor in causing harm to Mr. Johnson?

2 The answer of the jury was yes.

3 Juror Number 1, was this your answer?

4 JUROR 1: Yes.

15:13:22

5 THE COURT: Juror Number 2?

6 JUROR 2: Yes.

7 THE COURT: Juror Number 3?

8 JUROR 3: Yeah.

9 THE COURT: Juror Number 4?

15:13:24

10 JUROR 4: Yes.

11 THE COURT: Juror Number 5?

12 JUROR 5: Yes.

13 THE COURT: Juror Number 6?

14 JUROR 6: Yes.

15:13:28

15 THE COURT: Juror Number 7?

16 JUROR 7: Yes.

17 THE COURT: Juror Number 8?

18 JUROR 8: Yes.

19 THE COURT: Juror Number 9?

15:13:32

20 JUROR 9: Yes.

21 THE COURT: Juror Number 10?

22 JUROR 10: Yes.

23 THE COURT: Juror Number 11?

24 JUROR 11: Yes.

15:13:36

25 THE COURT: Juror Number 12?

1 JUROR 12: Yes.

2 THE COURT: The answer was 12 to 1.

3 With regard to the claim of damages, the past
4 economic loss and the future economic loss were
15:13:49 5 stipulated by the parties.

6 With regard to past noneconomic loss, the jury
7 answered \$4 million.

8 Juror Number 1, was this your answer?

9 JUROR 1: Yes.

15:14:03 10 THE COURT: Juror Number 2?

11 JUROR 2: Yes.

12 THE COURT: Juror Number 3?

13 JUROR 3: Yes.

14 THE COURT: Juror Number 4?

15:14:06 15 JUROR 4: Yes.

16 THE COURT: Number 5?

17 JUROR 5: Yes.

18 THE COURT: Juror Number 6?

19 JUROR 6: Yes.

15:14:10 20 THE COURT: Number 7?

21 JUROR 7: Yes.

22 THE COURT: Number 8?

23 JUROR 8: Yes.

24 THE COURT: Number 9?

15:14:14 25 JUROR 9: Yes.

1 THE COURT: Number 10?
2 JUROR 10: Yes.
3 THE COURT: Number 11?
4 JUROR 11: Yes.
15:14:17 5 THE COURT: Number 12?
6 JUROR 12: Yes.
7 THE COURT: With regard to future noneconomic
8 loss, the answer was \$33 million.
9 Juror Number 1, was this your answer?
15:14:30 10 JUROR 1: Yes.
11 THE COURT: Juror Number 2?
12 JUROR 2: Yes.
13 THE COURT: Juror Number 3?
14 JUROR 3: Yeah.
15:14:33 15 THE COURT: Juror Number 4?
16 JUROR 4: Yes.
17 THE COURT: Juror Number 5?
18 JUROR 5: Yes.
19 THE COURT: Juror Number 6?
15:14:36 20 JUROR 6: Yes.
21 THE COURT: Juror Number 7?
22 JUROR 7: Yes.
23 THE COURT: Juror Number 8?
24 JUROR 8: Yes.
15:14:42 25 THE COURT: Juror Number 9?

1 JUROR 9: Yes.

2 THE COURT: Juror Number 10?

3 JUROR 10: Yes.

4 THE COURT: Juror Number 11?

15:14:45 5 JUROR 11: Yes.

6 THE COURT: Juror Number 12?

7 JUROR 12: Yes.

8 THE COURT: With regard to punitive damages,

9 Question 15: Did you find by clear and convincing

15:14:59 10 evidence that Monsanto acted with malice or oppression in

11 the context upon which you base your finding of liability

12 in favor of Mr. Johnson?

13 The answer of the jury was yes.

14 Juror Number 1, was this your answer?

15:15:14 15 JUROR 1: Yes.

16 THE COURT: Juror Number 2?

17 JUROR 2: Yes.

18 THE COURT: Juror Number 3?

19 JUROR 3: Yeah.

15:15:17 20 THE COURT: Juror Number 4?

21 JUROR 4: Yes.

22 THE COURT: Juror Number 5?

23 JUROR 5: Yes.

24 THE COURT: Juror Number 6?

15:15:20 25 JUROR 6: Yes.

1 THE COURT: Juror Number 7?
2 JUROR 7: Yes.
3 THE COURT: Juror Number 8?
4 JUROR 8: Yes.
15:15:24 5 THE COURT: Juror Number 9?
6 JUROR 9: Yes.
7 THE COURT: Juror Number 10?
8 JUROR 10: Yes.
9 THE COURT: Juror Number 11?
15:15:27 10 THE WITNESS: Yes.
11 THE COURT: Juror Number 12?
12 JUROR 12: Yes.
13 The answer was 12 to 1.
14 Question Number 16: Was the conduct
15:15:36 15 constituting malice or oppression committed, ratified or
16 authorized by one or more officers, directors or managing
17 agents of Monsanto acting on behalf of Monsanto?
18 The answer of the jury was yes.
19 Was this your answer, Juror Number 1?
15:15:55 20 JUROR 1: Yes.
21 THE COURT: Juror Number 2?
22 JUROR 2: Yes.
23 THE COURT: Juror Number 3?
24 JUROR 3: Yes.
15:15:58 25 THE COURT: Juror Number 4?

1 JUROR 4: Yes.
2 THE COURT: Juror Number 5?
3 JUROR 5: Yes.
4 THE COURT: Juror Number 6?
15:16:02 5 JUROR 6: Yes.
6 THE COURT: Juror Number 7?
7 JUROR 7: Yes.
8 THE COURT: Juror Number 8?
9 JUROR 8: Yes.
15:16:06 10 THE COURT: Juror Number 9?
11 JUROR 9: Yes.
12 THE COURT: Juror Number 10?
13 JUROR 10: Yes.
14 THE COURT: Juror Number 11?
15:16:10 15 JUROR 11: Yes.
16 THE COURT: Juror Number 12?
17 JUROR 12: Yes.
18 THE COURT: The answer was 12 to 1.
19 Question Number 17: What amount of punitive
15:16:19 20 damages, if any, do you award to Mr. Johnson?
21 The answer was \$250 million.
22 Juror Number 1, was this your answer?
23 JUROR 1: Yes.
24 THE COURT: Juror Number 2?
15:16:29 25 JUROR 2: Yes.

1 THE COURT: Juror Number 3?
2 JUROR 3: Yeah.
3 THE COURT: Juror Number 4?
4 JUROR 4: Yes, your Honor.
15:16:33 5 THE COURT: Juror Number 5?
6 JUROR 5: Yes.
7 THE COURT: Juror Number 6?
8 JUROR 6: No.
9 THE COURT: Juror Number 7?
15:16:39 10 JUROR 7: Yes.
11 THE COURT: Juror Number 8?
12 JUROR 8: Yes.
13 THE COURT: Juror Number 9?
14 JUROR 9: Yes.
15:16:43 15 THE COURT: Juror Number 10?
16 JUROR 10: Yes.
17 THE COURT: Juror Number 11?
18 JUROR 11: Yes.
19 THE COURT: Juror Number 12?
15:16:50 20 JUROR 12: Yes.
21 THE COURT: The answer was 11 to 1.
22 All right. Then I will now ask Madam Clerk to
23 please record the verdict as read.
24 Ladies and Gentlemen of the jury, this now
15:17:04 25 concludes your service as jurors in this case. I am very

1 grateful to you for your long service and hard work in
2 this case.

3 On behalf of all of the judges here in the
4 Superior Court, we want to thank you very much for all of
15:17:20 5 the sacrifices that you made and for all of your patience
6 sitting through long days of very complicated testimony.
7 I know that you all paid very close attention. You were
8 taking copious notes, and you took your time in carefully
9 considering all of the issues in arriving at your
15:17:42 10 verdict. So I'm very impressed with all of you. You
11 were an excellent group of jurors. Thank you very much
12 for your service.

13 Throughout the time that you've been jurors in
14 this case, I've asked you not to discuss the case with
15:17:56 15 anyone and not to do any research. Well, I'm now going
16 to release you from that admonition, which means you
17 should feel free to discuss this case with anyone that
18 you wish, at your discretion.

19 It is our custom, here at the Civic Center, that
15:18:15 20 at the conclusion of the trial, once the jurors are
21 excused from service, that the lawyers will remain here
22 and will wait for you and are very eager to discuss the
23 case with you and get your feedback and your thoughts.
24 But you're certainly not obligated to stay. If you are
15:18:35 25 willing to stay and have a few moments to spare, I know

1 that they would be very appreciative.

2 If, on the other hand, you need to get going and
3 get back to your work and family and other obligations,
4 we certainly understand.

15:18:48

5 So let me ask you now, just by a show of hand,
6 is there anyone who is available at this time to stay and
7 speak with the lawyers? If so, I'll ask you to move to a
8 room in the back. Just by a show of hands, is there
9 anyone available?

15:19:05

10 Okay. Great.

11 Then for those of you who are available to speak
12 with the lawyers, you may meet with them in the room in
13 the back.

15:19:14

14 For those of you that need to leave, again, I
15 want to thank you. You may either exit out the courtroom
16 doors -- there may be members of the media there that
17 wish to speak with you. You may or may not speaking with
18 them, depending -- completely up to you.

15:19:32

19 If you prefer to exit out the back corridor, we
20 can make those arrangements as well.

21 So is there anyone who would like for the
22 bailiff to escort them out the back corridor at this
23 time?

24 Okay. Great.

15:19:44

25 Then I would ask for those few jurors who wish

1 to leave now out the back corridor, if you can --
2 Mr. Bailiff, if you can take them first, and then the
3 remaining jurors who are going to stay to meet with the
4 lawyers, would you please remain seated?

15:20:10

5 For the jurors who are available to stay and
6 speak with the lawyers, if you'll just remain seated for
7 one moment. Once we escort these jurors out, then
8 we'll meet you at the back.

9 (Some jurors leave courtroom.)

15:21:19

10 THE COURT: All right. So is everyone else
11 available to speak with the lawyers for a few moments?

12 Okay. Great. Then why don't we -- just follow
13 me into the back.

14

15:21:35

15 (Time noted: 3:21 p.m.)

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1 REPORTER'S CERTIFICATE

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I certify that the proceedings in the within-titled cause were taken at the time and place herein named; that the proceedings were reported by me, a duly Certified Shorthand Reporter of the State of California authorized to administer oaths and affirmations, and said proceedings were thereafter transcribed into typewriting.

I further certify that I am not of counsel or Attorney for either or any of the parties to said Proceedings, not in any way interested in the outcome of the cause named in said proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand:
August 10th, 2018.

<%signature%>
Leslie Rockwood Rosas
Certified Shorthand Reporter
State of California
Certificate No. 3462