

BRYAN NORBERG,  
GRAHAM KUNISCH, et al

Plaintiffs,

vs.

SPECIAL VERDICT  
Case No. 10CV020655

BADGER GUNS, INC.,  
BADGER OUTDOORS, INC.,  
WALTER ALLAN,  
ADAM ALLAN,  
MILTON BEATOVIC,  
WEST BEND MUTUAL INS. CO.,  
JULIUS BURTON,  
and METROPOLITAN PROPERTY AND CASUALTY  
INSURANCE CO.,

Defendants.

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**STATUTORY VIOLATION/NEGLIGENCE (CLAIM # 1)  
(BADGER GUNS)**

**QUESTION NO. 1**

In May, 2009, did Badger Guns sell to Jacob Collins the firearm that was used in the June 9, 2009 shooting of Bryan Norberg and Graham Kunisch knowing that Jacob Collins made a false entry in a record required to be prepared with respect to the sale of the firearm?

ANSWER: YES   X   NO \_\_\_\_\_

**QUESTION NO. 2**

If you have answered Question No. 1 "yes", then answer this question:

Was such sale by Badger Guns to Jacob Collins negligence?

ANSWER: YES   X   NO \_\_\_\_\_

**QUESTION NO. 3**

If you have answered Question No. 2 "yes", then answer this question:

Was such negligence of Badger Guns a cause of the injuries sustained by Bryan Norberg and Graham Kunisch in the June 9, 2009 shooting?

ANSWER: YES  NO

**STATUTORY VIOLATION/NEGLIGENCE (CLAIM #2)  
(BADGER GUNS)**

**QUESTION NO. 4**

In May, 2009, did Badger Guns knowingly make a false entry in a record required to be prepared with respect to the sale of the firearm in a sale to Jacob Collins of the firearm that was used in the June 9, 2009 shooting of Bryan Norberg and Graham Kunisch?

ANSWER: YES  NO

**QUESTION NO. 5**

If you have answered Question No. 4 "yes", then answer this question:

Was such sale by Badger Guns to Jacob Collins negligence?

ANSWER: YES  NO

**QUESTION NO. 6**

If you have answered Question No. 5 "yes", then answer this question:

Was such negligence of Badger Guns a cause of the injuries sustained by Bryan Norberg and Graham Kunisch in the June 9, 2009 shooting?

ANSWER: YES  NO

**STATUTORY VIOLATION/NEGLIGENCE (CLAIM #3)  
(BADGER GUNS)**

**QUESTION NO. 7**

In May, 2009, did Badger Guns sell to Jacob Collins the firearm used in the June 9, 2009 shooting of Bryan Norberg and Graham Kunisch knowing or having reasonable cause to believe that Jacob Collins was disqualified by law from receiving the firearm?

ANSWER: YES X NO \_\_\_\_\_

**QUESTION NO. 8**

If you have answered Question No. 7 "yes", then answer this question:

Was such sale by Badger Guns to Jacob Collins negligence?

ANSWER: YES X NO \_\_\_\_\_

**QUESTION NO. 9**

If you have answered Question No. 8 "yes", then answer this question:

Was such negligence of Badger Guns a cause of the injuries sustained by Bryan Norberg and Graham Kunisch in the June 9, 2009 shooting?

ANSWER: YES X NO \_\_\_\_\_

**STATUTORY VIOLATION/NEGLIGENCE (CLAIM #4)  
(BADGER GUNS)**

**QUESTION NO. 10**

In May, 2009, did Badger Guns sell to Jacob Collins the firearm used in the June 9, 2009 shooting of Bryan Norberg and Graham Kunisch knowing or having reasonable cause to believe that Julius Burton was the actual purchaser of the gun?

ANSWER: YES \_\_\_\_\_ NO X

**QUESTION NO. 11**

If you have answered Question No. 10 "yes", then answer this question:

Was such sale by Badger Guns to Jacob Collins negligence?

ANSWER: YES \_\_\_\_\_ NO  /

**QUESTION NO. 12**

If you have answered Question No. 11 "yes", then answer this question:

Was such negligence of Badger Guns a cause of the injuries sustained by Bryan Norberg and Graham Kunisch in the June 9, 2009 shooting?

ANSWER: YES \_\_\_\_\_ NO  /

**STATUTORY VIOLATION/NEGLIGENCE (CLAIM #5)  
(BADGER GUNS)**

**QUESTION NO. 13**

On May 4, 2009, did Badger Guns knowingly transfer the firearm used in the June 9, 2009 shooting of Bryan Norberg and Graham Kunisch to Jacob Collins without reverifying Jacob Collins' identification?

ANSWER: YES  X  NO \_\_\_\_\_

**QUESTION NO. 14**

If you have answered Question No. 13 "yes", then answer this question:

Was such transfer by Badger Guns to Jacob Collins negligence?

ANSWER: YES  X  NO \_\_\_\_\_

**QUESTION NO. 15**

If you have answered Question No. 14 "yes", then answer this question:

Was such negligence of Badger Guns a cause of the injuries sustained by Bryan Norberg and Graham Kunisch in the June 9, 2009 shooting?

ANSWER: YES \_\_\_\_\_ NO  X

**NEGLIGENT ENTRUSTMENT  
(BADGER GUNS)**

**QUESTION NO. 16**

In May, 2009, did Badger Guns negligently entrust to Jacob Collins the firearm used in the June 9, 2009 shooting of Bryan Norberg and Graham Kunisch?

ANSWER: YES X NO \_\_\_\_\_

**QUESTION NO. 17**

If you have answered Question No. 16 "yes", then answer this question:

Was such negligent entrustment by Badger Guns a cause of the injuries sustained by Bryan Norberg and Graham Kunisch in the June 9, 2009 shooting?

ANSWER: YES X NO \_\_\_\_\_

**CONSPIRACY  
(BADGER GUNS, ADAM ALLAN, BADGER OUTDOORS,  
WALTER ALLAN, MILTON BEATOVIC)**

**QUESTION NO. 18**

If you have answered Question No. 3 or 6 or 9 or 12 or 15 or 17 "yes", then answer this question:

Did any of the defendants conspire with one or more defendants to sell firearms unlawfully:

- |     |                 |         |           |             |
|-----|-----------------|---------|-----------|-------------|
| (a) | Badger Guns     | ANSWER: | YES _____ | NO <u>X</u> |
| (b) | Adam Allan      | ANSWER: | YES _____ | NO <u>X</u> |
| (c) | Badger Outdoors | ANSWER: | YES _____ | NO <u>X</u> |
| (d) | Walter Allan    | ANSWER: | YES _____ | NO <u>X</u> |
| (e) | Milton Beatovic | ANSWER: | YES _____ | NO <u>X</u> |

**QUESTION NO. 19**

If you have answered Question No. 18 "yes" to one or more defendants, then answer this question as to those defendants that you found conspired with one another:

Did any of the defendants perform any act to carry out the conspiracy to sell firearms unlawfully?

- |     |                 |         |           |          |
|-----|-----------------|---------|-----------|----------|
| (a) | Badger Guns     | ANSWER: | YES _____ | NO _____ |
| (b) | Adam Allan      | ANSWER: | YES _____ | NO _____ |
| (c) | Badger Outdoors | ANSWER: | YES _____ | NO _____ |
| (d) | Walter Allan    | ANSWER: | YES _____ | NO _____ |
| (e) | Milton Beatovic | ANSWER: | YES _____ | NO _____ |

**COMPENSATORY DAMAGE QUESTIONS**

**QUESTION NO. 20**

You must answer this question regardless of how you have answered the previous questions.

As a result of the injuries sustained by Bryan Norberg in the June 9, 2009 shooting, what sum of money will fairly and reasonably compensate him with respect to:

- |     |                                       |                        |
|-----|---------------------------------------|------------------------|
| (a) | Past health care expenses:            | \$ <u>105,764.72</u> → |
| (b) | Future health care expenses:          | \$ <u>415,000</u>      |
| (c) | Past wage loss/earning capacity:      | \$ <u>48,920.87</u>    |
| (d) | Past pain, suffering and disability:  | \$ <u>490,000</u>      |
| (e) | Future pain, suffering and disability | \$ <u>400,000</u>      |

**QUESTION NO. 21**

You must answer this question regardless of how you have answered the previous questions.

As a result of the injuries sustained by Graham Kunisch in the June 9, 2009 shooting, what sum of money will fairly and reasonably compensate him with respect to:

- (a) Past health care expenses: \$ 348,347.14
- (b) Future health care expenses: \$ 550,000
- (c) Past wage loss/earning capacity: \$ 49,676.96
- (d) Future loss of earning capacity: \$ 930,000
- (e) Past pain, suffering and disability: \$ 725,000
- (f) Future pain, suffering and disability: \$ 975,000

**PUNITIVE DAMAGE QUESTIONS**

**QUESTION NO. 22**

Did Badger Guns intentionally disregard the rights of Bryan Norberg and Graham Kunisch as members of the public to the right to safety?

ANSWER: YES  NO

**QUESTION NO. 23**

If you have answered "yes" to Question 22, then answer this question:

What sum of money do you allow against Badger Gun for punitive damages?

\$ 730,000

Dated at Milwaukee, Wisconsin, this 13<sup>th</sup> day of October, 2015.

H41

Foreperson

Dissenting Jurors, if any

As to Question(s) Number:

\_\_\_\_\_  
\_\_\_\_\_