



IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

IN RE: Bard Implanted Port Catheter
Products Liability Litigation

Kimberly A. Divelbliss,

Individual Plaintiff,

v.

Becton Dickinson and Company, et al.,

Defendants.

MD-23-3081-PHX-DGC

No. CV-23-01627-PHX-DGC

VERDICT

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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**

8
9 Kimberly Divilbliss,

10 Individual Plaintiff,

11 v.

12 Becton Dickinson and Company, et al.,

13 Defendants.
14

No. CV-23-01627-PHX-DGC

VERDICT

15
16 We, the jury, duly empaneled and sworn in the entitled action, upon our oath, find
17 as follows:

18
19 **1. Strict Product Liability Design Defect Claim**

20 Do you find by a greater weight of the evidence that Defendants are liable to
21 Plaintiff on the strict product liability design defect claim?

22 ☒ Yes ☐ No
23

24 **2. Strict Product Liability Manufacturing Defect Claim**

25 Do you find by a greater weight of the evidence that Defendants are liable to
26 Plaintiff on the strict product liability manufacturing defect claim?

27 ☐ Yes ☒ No
28

1 **3. Strict Product Liability Failure to Warn Claim**

2 Do you find by a greater weight of the evidence that Defendants are liable to
3 Plaintiff on the strict product liability failure to warn claim?

4 ☒ Yes ___ No

5
6 **4. Negligent Design Defect Claim**

7 Do you find by a greater weight of the evidence that Defendants are liable to
8 Plaintiff on the negligent design defect claim?

9 ☒ Yes ___ No

10
11 **5. Negligent Manufacturing Defect Claim**

12 Do you find by a greater weight of the evidence that Defendants are liable to
13 Plaintiff on the negligent manufacturing defect claim?

14 ___ Yes ☒ No

15
16 **6. Negligent Failure to Warn Claim**

17 Do you find by a greater weight of the evidence that Defendants are liable to
18 Plaintiff on the negligent failure to warn claim?

19 ☒ Yes ___ No

20
21 **7. Fraudulent Concealment Claim**

22 Do you find by clear and convincing evidence that Defendants are liable to Plaintiff
23 on the fraudulent concealment claim?

24 ___ Yes ☒ No

25
26 *If you answered "No" to Questions 1-7, do not answer any more Questions – sign*
27 *the verdict form and notify the Court that you are finished. If you answered "Yes" to any*
28 *of those Questions, please answer Questions 8 and 9.*

1 8. What amount of damages do you find will reasonably compensate Plaintiff
2 for her injuries?

3
4 \$ 40 Million

5
6 9. Do you find that Plaintiff should recover punitive damages?

7 ___ Yes X No

8
9
10 7

11 Presiding Jury Number

12 9/4/26

13 Date