

IN THE CIRCUIT COURT OF THE  
TWENTIETH JUDICIAL CIRCUIT, IN  
AND FOR LEE COUNTY, FLORIDA

CASE NO.: 2020-CA-002018

APEX ROOFING AND RESTORATION, LLC  
a/a/o KATHY DAWSON,

Plaintiff,

v.

TOWER HILL PRIME INSURANCE  
COMPANY,

Defendant.

/

**VERDICT FORM**

We, the jury, return the following verdict:

1. Did Apex Roofing and Restoration, LLC, prove by the greater weight of the evidence that a direct physical loss caused damage to the roof as a result of Hurricane Irma.

YES  NO

*If your answer to question 1 is "YES," then please proceed to question 2.*

*If your answer to question 1 is "NO," then your verdict is for Tower Hill, and you should not proceed any further except to sign and date the verdict form and return to the courtroom.*

2. Did Tower Hill prove by the greater weight of the evidence that Apex Roofing and Restoration, LLC failed to provide prompt notice of the loss to Tower Hill

YES  NO

*If your answer to question 2 is "NO," then your verdict is for Plaintiff, and you should proceed to question 3.*

*If your answer to question 2 is "YES," then please proceed to question 3.*

3. Did APEX Roofing and Restoration, LLC prove by the greater weight of the evidence that Tower Hill was not prejudiced by failing to timely report the loss to Tower Hill?

YES \_\_\_\_\_ NO

*If your answer 3 is "NO," then you should proceed to question 4.*

*If your answer is "YES," then you should proceed to question 5.*

4. Did APEX Roofing and Restoration, LLC prove by the greater weight of the evidence that Tower Hill waived its defense of prompt notice.

\_\_\_\_\_ YES \_\_\_\_\_ NO

*If your answer 4 is "NO," then your verdict is for Tower Hill, and you should not proceed any further except to sign and date the verdict form and return to the courtroom.*

*If your answer is "YES," then you should proceed to question 5.*

5. The ~~amount~~ of damages owed for the roof under the insurance policy as a result of the Defendant's breach of the insurance policy is \$ 187,873.32

*Please sign and date the verdict form.*

SO SAY WE ALL, DATED THIS 6<sup>th</sup> DAY OF October, 2021, in Lee County, Florida.

Cata Chin  
FOREPERSON