

FILED

MAY 08 2009

PATRICK E. DUFFY, CLERK
By _____
DEPUTY CLERK, MISSOULA

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

UNITED STATES OF AMERICA,)	CR 05-07-M-DWM
)	
Plaintiff,)	
)	
vs.)	VERDICT FORM AS TO
)	DEFENDANT W.R. GRACE
W. R. GRACE, HENRY A.)	
ESCHENBACH, JACK W. WOLTER,)	
ROBERT J. BETTACCHI, O. MARIO)	
FAVORITO,)	
)	
Defendants.)	
_____)	

We the jury, in the above-entitled cause, unanimously find the following
with respect to the charges against Defendant W.R. GRACE:

Count I

1. As to Count I of the Superseding Indictment, alleging conspiracy, we unanimously find the Defendant W.R. GRACE:

Not guilty ✓ Guilty

If you find W.R. GRACE not guilty as to Count I, proceed to Count II. If you find W.R. GRACE guilty as to Count I, complete Questions 2 and 3:

2. We the jury unanimously find that W.R. GRACE was a member of a conspiracy with the following illegal object(s) (choose one):

 defrauding the United States.

 knowingly releasing or causing to be released into the ambient air a hazardous air pollutant, namely asbestos, and at the time knowingly place persons in imminent danger of death or serious bodily injury.

 defrauding the United States AND knowingly releasing or causing to be released into the ambient air a hazardous air pollutant, namely asbestos, and at the time knowingly place persons in imminent danger of death or serious bodily injury.

3. We the jury unanimously find that the Defendant W.R. GRACE was a member of the conspiracy when the following overt acts were committed in furtherance of the illegal object(s) of the conspiracy after November 3, 1999

Count II

As to Count II of the Superseding Indictment, we the jury unanimously find
the Defendant W.R. GRACE:

Not guilty _____

Guilty _____

Count III

As to Count III of the Superseding Indictment, we the jury unanimously find
the Defendant W.R. GRACE:

Not guilty

Guilty

Count IV

As to Count IV of the Superseding Indictment, we the jury unanimously find
the Defendant W.R. GRACE:

Not guilty _____

Guilty _____

Count V

As to Count V of the Superseding Indictment, we the jury unanimously find
the Defendant W.R. GRACE:

Not guilty _____

Guilty _____

COUNT VII

As to Count VII of the Superseding Indictment, we the jury unanimously
find the Defendant W.R. GRACE:

Not guilty

Guilty

