

Fine Fix
Culture Bubble v. Fine Arts Fabricators
Pre-Mediation Case Assessment Questionnaire

Role - Please check one

Culture Bubble's Attorney
 Culture Bubble's President

Fine Arts Fabricators' Attorney
 Fine Arts Fabricators' CEO

Mediator

As you know, if the Bio-Con/Microtex case doesn't settle in mediation, it will proceed to a court trial. Please consider the following questions, record your answers, and turn them in (on the fourth floor) before you negotiate.

What is your best estimate of the likelihood that a jury would find Fine Arts Fabricators liable to Culture Bubble (in other words, a plaintiff's award on liability)? _____%_____.

2. Without using percentages, what language would you choose to describe the likelihood of a liability finding – an award in favor of Culture Bubble against Fine Arts Fabricators - _____ (For example, would you say *very likely*, *extremely unlikely*, *not at all likely*, *a slam dunk*...? Please just state any words you would use.)
3. If there were a liability finding by a jury what do you anticipate is the range within which the jury's award would be likely to fall? \$_____ to \$_____
(In other words, if jury were to find liability, you believe it very unlikely that the award would be outside of this range).
4. What is your best guess as to MOST LIKELY damages award number (within that range)? _____
5. What legal theory(ies) or common sense reasoning are you relying upon to arrive at these damages estimates? _____

If you are the client in the case, please provide your answers to your attorney.
Attorneys and mediators, please email them to aaronmc@ucmail.uc.edu.