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4 UNITED STATES DISTRICT COURT
5 EASTERN DISTRICT OF CALIFORNIA

6 DAVID F. JADWIN, D.O.,

7 Plaintiff,

8 v.

9 COUNTY OF KERN,

10 Defendant.

1:07-CV-00026-OWW-DLB

PARTIAL JUDGMENT ON VERDICTS
OF TRIAL JURY

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12 The trial of this case came on for hearing May 14, 2009. The
13 jury returned its verdicts, as reflected by the verdicts entered
14 June 8, 2009, incorporated by this reference, in favor of
15 plaintiff, David F. Jadwin, D.O., and against Kern County on
16 Plaintiff's claims for: FMLA/CFRA/FEHA retaliation; on Plaintiff's
17 claim that Kern County retaliated against him for taking medical
18 leave under FMLA/CFRA; on the disability discrimination claim under
19 FEHA; for disability discrimination for failure to reasonably
20 accommodate under FEHA; for failure to engage in an interactive
21 process to determine whether a reasonable accommodation could be
22 made; against Kern County on its affirmative defense that
23 Plaintiff's employment contract was not renewed by reason of
24 Plaintiff's conduct in alleged violation of the County of Kern's
25 rules and contract requirements; or that Plaintiff's behavior
26 caused the non-renewal of his contract. The jury awarded damages
27 for:
28

1	Mental and emotional distress and	\$0.00
2	suffering.	
3	Reasonable value of necessary medical	\$30,192.00
4	care, treatment, and service received to	
5	the present time.	
6	Reasonable value of necessary medical	\$0.00
7	care, treatment and services which with	
8	reasonable probability will be required in	
9	the future.	
10	Reasonable value of earnings and	\$321,285.00
11	professional fees lost to the present	
12	time.	
13	Reasonable value of earnings and	\$154,080.00
14	professional fees with which reasonable	
15	probability will be lost in the future.	
16	Total damages.	\$505,457.00

17 Plaintiff shall recover damages of \$505,457.00 from Defendant Kern
18 County.

19 The parties stipulated that Plaintiff's remaining claims for
20 deprivation of a property interest without due process and
21 FMLA/CFRA interference shall be tried by the court sitting without
22 a jury, each party having voluntarily and knowingly waived the
23 right in open court on the record to try these claims to a jury.

24 A final judgment shall be entered in this action upon
25 completion of the two claims submitted for decision by the court on
26 the trial record. No further evidence or argument, except written
27 argument in accordance with the order of the court shall be
28 submitted.

IT IS SO ORDERED.

Dated: June 18, 2009

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE