

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

CANDY GUAJARDO,

Plaintiff,

VS.

GC SERVICES, LP,

Defendant.

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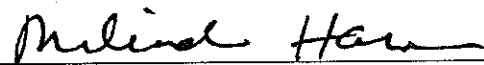
CIVIL ACTION NO. H-08-119

**ENTRY OF JUDGMENT**

Following a two-day jury trial held March 16 and 17, 2010, the jury found Defendant GC Services, LP liable to Plaintiff Candy Guajardo for violation of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 *et seq.*, the Texas Debt Collection Practices Act, Tex. Fin. Code Ann. §§ 392.001 *et seq.*, and the Texas Deceptive Trade Practices Act, Tex. Fin. Code Ann. § 392.404(a). (Doc. 76.) The jury awarded Plaintiff Candy Guajardo statutory damages of \$1,000 and \$40,000 in actual damages, which were trebled due to the jury's finding that the Defendant acted knowingly, for a total award of \$121,000.00. (*Id.*)

Judgment is hereby entered for Candy Guajardo in the amount of \$121,000.00 together with costs of action.

SIGNED at Houston, Texas, this 20th day of March, 2010.



MELINDA HARMON  
UNITED STATES DISTRICT JUDGE

CA-H-08-119

VERDICT SHEET

Answer "Yes" or "No" to each question by checking the appropriate space.

Special Interrogatory Number One

Do you find from a preponderance of the evidence that Defendant GC Services violated the Fair Debt Collection Practices Act in its dealings with Plaintiff Candy Guajardo?

YES

NO

If your answer to special interrogatory number one is "YES" you are to award up to \$1,000.00 in statutory damages. You may also award actual damages, which may include personal humiliation, embarrassment, mental anguish, or emotional distress.

Amount of statutory damages: \$ 1,000

Amount of actual damages: \$ 120,000 (= ~~\$40,000~~ x 3)

Special Interrogatory Number Two

Do you find from a preponderance of the evidence that Defendant GC Services violated the Texas Debt Collection Practices Act in its dealings with Plaintiff Candy Guajardo?

YES

NO

If your answer to special interrogatory number two is "YES" you may award Plaintiff Candy Guajardo's actual damages.

Amount of actual damages: \$ Included in above

If your answer to Special Interrogatory Number Two is "YES", proceed to Special Interrogatory Number Three.

Special Interrogatory Number Three

Do you find from a preponderance of the evidence that Defendant GC Services acted "knowingly," as that term has been described to you, in its violation of the Texas Deceptive Trade Practices Act?

YES  \_\_\_\_\_

NO  \_\_\_\_\_

Do you find from a preponderance of the evidence that Defendant GC Services acted "intentionally," as that term has been described to you, in its violation of the Texas Deceptive Trade Practices Act?

YES  \_\_\_\_\_

NO  \_\_\_\_\_

Special Interrogatory Number Four

Do you find from a preponderance of the evidence that Plaintiff, Candy Guajardo, gave written notice to the Defendant of her intent to pursue a claim under the Texas Deceptive Trade Practices Act at least 60 days before filing the suit advising Defendant, in reasonable detail, of Plaintiff's specific complaint and the amount of economic damages, damages for mental anguish, and expenses, including attorney's fees, if any reasonably incurred by Plaintiff.

YES

NO

Foreman:



Dated:

3/16/2010