

PETTY v ZHAO

Supreme Court Proceedings No. 2014/148290

JURY QUESTIONS:

QUESTIONS CONCERNING THE MEANING OF THE EMAIL

Question 1 - Has the **plaintiff** (Geoff Petty) established that the email with the subject “*Furious Complaint*” sent by the defendant (Yocy Zhao) on 2 May 2014 carried to the ordinary reasonable reader any of the following imputations, or any imputations not substantially different from them?

- a) The plaintiff cannot be relied upon to pay his just debts. YES / NO
- b) The plaintiff evaded paying an acknowledged debt owed to the defendant’s husband. YES / NO
- c) The plaintiff knowingly violated the law. YES / NO
- d) The plaintiff is a selfish man. YES / NO
- e) The plaintiff is a careless man. YES / NO
- f) The plaintiff is cheap. YES / NO
- g) The plaintiff is extremely rude. YES / NO
- h) The plaintiff is extremely disrespectful. YES / NO
- i) The plaintiff is ungrateful. YES / NO
- j) The plaintiff is infuriating. YES / NO
- k) The plaintiff is extremely unpleasant. YES / NO
- l) The plaintiff is a bad neighbour. YES / NO

If you answered NO to all parts of the question, stop and continue no further.
If you answered YES to any part of question 1, please proceed to question 2.

Question 2 - If you answered YES to any part of question 1, then in relation to only those imputations which you have found to be carried, has the **plaintiff** (Geoff Petty) established that any of those imputations were defamatory of him?

- a) The plaintiff cannot be relied upon to pay his just debts. ~~YES / NO~~
- b) The plaintiff evaded paying an acknowledged debt owed to the defendant's husband. YES / NO
- c) The plaintiff knowingly violated the law. YES / NO
- d) The plaintiff is a selfish man. YES / NO
- e) The plaintiff is a careless man. YES / NO
- f) The plaintiff is cheap. ~~YES / NO~~
- g) The plaintiff is extremely rude. YES / NO
- h) The plaintiff is extremely disrespectful. YES / NO
- i) The plaintiff is ungrateful. ~~YES / NO~~
- j) The plaintiff is infuriating. YES / NO
- k) The plaintiff is extremely unpleasant. YES / NO
- l) The plaintiff is a bad neighbour. YES / NO

If you answered NO to all parts of question 2 that you were required to answer, please stop and continue no further.

If you answered YES to any part of question 2, please proceed to question 3.

QUESTION CONCERNING THE TRUTH OF THE EMAIL

Question 3 – In respect of any imputation which you have found to be carried by the email and to have been defamatory of the plaintiff (Geoff Petty), has the **defendant** (Yocy Zhao) established that such imputation was substantially true?

- a) The plaintiff cannot be relied upon to pay his just debts. **YES / NO**
- b) The plaintiff evaded paying an acknowledged debt owed to the defendant's husband. **YES / NO**
- c) The plaintiff knowingly violated the law. **YES / NO**
- d) The plaintiff is a selfish man. **YES / NO**
- e) The plaintiff is a careless man. **YES / NO**
- f) The plaintiff is cheap. **YES / NO**
- g) The plaintiff is extremely rude. **YES / NO**
- h) The plaintiff is extremely disrespectful. **YES / NO**
- i) The plaintiff is ungrateful. **YES / NO**
- j) The plaintiff is infuriating. **YES / NO**
- k) The plaintiff is extremely unpleasant. **YES / NO**
- l) The plaintiff is a bad neighbour. **YES / NO**

If you answered YES to all parts of Question 3 that you were required to answer, please stop and continue no further.

If you answered NO to any part of question 3, please proceed to questions 4 and 5.

QUESTION CONCERNING QUALIFIED PRIVILEGE

Questions 4 – Has the **defendant** (Yocy Zhao) established that her conduct in publishing the email was reasonable in the circumstances.

YES / NO

Please proceed to Question 5

QUESTION CONCERNING S 33 TRIVIALITY

Question 5 – Has the **defendant** (Yocy Zhao) established that the circumstances of publication of the email were such that the plaintiff (Geoff Petty) was unlikely to sustain any harm?

YES / NO