

VOIR DIRE CATEGORIES

1. General Information
2. Domestic Violence
3. Crimes Involving Weapons
4. Crimes Against Children
5. Crimes Involving Automobiles
6. Repeat Offenders
7. Crimes Involving Minority Groups
8. Crimes Involving Animals
9. Sexual Assault
10. Crimes Involving Impairment – Drugs/Alcohol
11. Media
12. Civil Cases Pending as a Result of Criminal Charges
13. Safety and Self Defense
14. Schools
15. Doctors and Health Issues
16. Crimes Involving Drowning
17. Crimes Involving Strangulation
18. Identification/Memory
19. Death Penalty
20. DNA
21. Immigration
22. Identity Fraud

23. Experts

24. Informant/Immunity

25. Athletes

26. Gambling

27. Investigation Issues

28. Conspiracy

GENERAL INFORMATION JURY QUESTIONING
Maricopa County Attorney's Office

Updated May 2013

Note: This section of the jury instructions material consists of questions which appear in case specific sections as well. This section is designed as an outline for general jury questioning.

JUROR NUMBER: _____

JUROR QUESTIONNAIRE
PLEASE READ CAREFULLY

INSTRUCTIONS TO JURORS

The process of jury selection will take place in two stages. The first stage will be the completion of this questionnaire. The second stage will consist of a question and answer period. Using this questionnaire will shorten the process of jury selection. Your written responses are part of the public record. However, at the conclusion of the process, your questionnaire will be sealed to maintain confidentiality.

When answering questions, please print your answers and keep in mind that you are sworn to tell the truth and that your answers are given under the penalty of perjury. It is important that you answer the questions that follow as completely and honestly as possible. There are no “right” or “wrong” answers, but rather only complete and incomplete answers. Complete answers are far more helpful because they will reduce the time needed for follow-up questioning in court.

It is also extremely important that your answers to these questions be exclusively your own. Accordingly, you must fill out the questionnaire by yourself and not discuss the questions or your answers with anyone else. We do not want to embarrass anyone. If there is a sensitive area, **please answer the question thoroughly.**

Finally, please do not write on the back of any page. The questionnaire must be copied so each attorney and the Court have a copy. If you wish to make further comments regarding any of your answers, you may do so on the explanation sheet attached to the back of your questionnaire noting the question number associated with your answer. Please do not speculate about the evidence to be presented in this case based on any question contained in the questionnaire. The verdict must be based on the evidence presented in court during trial.

PLEASE MAKE SURE YOU SIGN AND DATE THE LAST PAGE.

BACKGROUND INFORMATION

[PLEASE PRINT]

- 1. Gender: Male Female Age: _____
- 2. Where were you born and raised? _____
- 3. City/Area of Residence (please specify the area, for example northeast Phoenix, south Phoenix): _____
- 4. Marital status:
 Single Domestic Partner Widowed
 Married Divorced Re-Married

EMPLOYMENT

- 5. If you are employed outside the home:
 - a. Name of your employer:

 - b. What is your present job:

 - c. How long have you been with this employer: _____
 - d. Duties and responsibilities of your present job:

 - e. Do you supervise any other employees? Yes No
 - f. Do you have authority to fire or discipline other employees? Yes No
- 6. If you are now retired, unemployed or disabled, please list your former occupation:

7. If you are presently a student:

<u>School</u>	<u>Grade</u>	<u>Full or Part Time</u>
_____	_____	_____

8. Do you plan to attend school? ____ Yes ____ No When do you plan to start? _____
If yes, what will you study? _____

9. Please list any prior jobs or occupations (not already mentioned):

<u>Job Title</u>	<u>Years</u>	<u>Name/Location of Employer</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

10. Please state your spouse's/partner's present occupation and employer or if retired or unemployed, their last occupation and employer:

11. If you are divorced/separated or widowed:

What type of occupation did your former spouse(s) have? _____

ABILITY TO SERVE AS A JUROR / POTENTIAL HARDSHIPS / LIMITATIONS

Jury duty is often inconvenient and may present a hardship. As a citizen of the United States and Arizona, one of your responsibilities and privileges is to serve on juries when summoned.

After the jury is selected, the normal trial schedule is Monday through Thursday, beginning **June 9, 2012** and ending approximately **August 9, 2012**. Typically, court begins at 10.30 a.m. and ends at 4:30 p.m. There will be lunch and afternoon breaks. **You have been provided a calendar showing the actual dates and times for the trial.**

Under Arizona law, because this trial will last more than ten days, jurors who sit on this case will be compensated for the actual amount of their daily earnings up to \$300 dollars per day, but not less than \$40.00 dollars per day from the fourth day until discharged or excused. To receive this compensation, you will be required to provide documentation of your actual earnings and employment and follow the procedures required by law.

Under Arizona law, your employer must permit you to be absent from work to serve on a jury. Your employer may not terminate or penalize any employee because the employee serves on a jury, including loss of seniority.

12. Do you feel that service on this jury would create an undue hardship? An undue hardship is something beyond normal hardship and inconvenience associated with jury duty. Situations that may be considered undue hardships include scheduled surgery for you or a loved one for whom you are responsible and prepaid travel plans that cannot be changed.

Yes No If yes, please explain: _____

13. Do you have a hearing, vision or physical problem which would make it difficult to hear the testimony, view exhibits, or to sit for long periods of time? Yes No

If yes, please describe: _____

14. Are you taking medications regularly? Yes No

If yes, please list the medications:

15. Do any of your medications affect your memory or concentration, or in any way affect your ability to serve as a juror in this case? Yes No

16. Do you have any physical or emotional concerns or limitations that would prevent you from serving in this case as set forth in the trial schedule provided?

17. Do you have any difficulty reading, speaking or understanding the English language? Yes No

18. Have you formed any opinions about this case? Yes No

If yes, what opinions have you formed?

19. If you have formed an opinion about this case, would you be able to set those opinions aside and only judge this case on the evidence presented? Yes No

20. Do you recall having read, seen or heard anything concerning any previous legal proceedings involving the Defendant?

Yes No **If YES, in your own words please tell us what you recall:**

If yes, what opinions have you formed about this case?

RESIDENCE`/FAMILY/AFFILIATIONS/INTERESTS

21. How long have you lived in Maricopa County? _____

22. Other places you have lived and length of time: _____

23. What is the highest level of education that you have completed? _____

24. What colleges did you attend? _____

a. Degree(s) and date(s) received:

b. Any special professional or vocational training received:

Where and when: _____

Nature of training: _____

c. What is the highest level of education reached by your spouse or significant other?

Major areas of study: _____

Degrees or certificates: _____

25. Have you, your spouse or any close family member ever applied to, worked for, or had training with (check all that apply and note if it was you, your spouse or a family member):

- _____ a. Any law enforcement or security agency (including police department and sheriff's deputy or posse, federal marshal, DEA, Department of Public Safety, FBI, private security company or investigative agency)?
- _____ b. Any private firm involved in the investigation of civil or criminal matters?
- _____ c. A prison, jail, detention center, probation service, or agency responsible for correctional work (including Department of Corrections, Bureau of Prisons, County Sheriff's Office, or parole officer)?
- _____ d. Any city or town attorney, Attorney General, or state or federal prosecutor (including as a lawyer, paralegal, or secretary)?
- _____ e. Any public agency or law firm that practices criminal defense (including as a lawyer, paralegal, or secretary)?
- _____ f. Any court (including as a lawyer, judge, bailiff, clerk, other member of court staff, or court reporter?)
- _____ g. A psychologist, psychiatrist, mental health center?
- _____ h. A social worker or social service agency, or counseling service?
- _____ i. A treatment program for alcohol, drugs or any other substance abuse?
- _____ j. Medical, nursing, or EMT services?
- _____ k. Any forensic field such as fingerprinting, DNA, ballistics, autopsies, etc.?

If yes to any of the above, please provide details: _____

26. Have you ever served in the armed forces? Yes No
Were you drafted or did you voluntarily enlist? Drafted Enlisted

What branch: _____ Type of discharge from service: _____

Active: _____ Reserve: _____

Rank achieved: _____ Dates of Service: _____

Duties: _____

Did you serve in combat? Yes No

27. Please tell us the following about your children/stepchildren:

Relationship	Age	Gender	Level of Education	Occupation	Lives with you?

28. What do you like to do in your spare time (i.e., hobbies, sports, interests, movies, books, etc.)?

29. Have you or your spouse/partner ever closely followed a criminal court case(s)?

Yes No

If yes, please describe: _____

30. Have you ever watched television programs which show police officers, prosecutors, defense attorneys and trials? Yes No

If yes, which ones: _____

31. Do you feel television shows such as C.S.I and Law & Order are realistic portrayals of the criminal justice system? Yes No

Please explain: _____

32. What television shows do you watch on a regular basis?

33. What newspapers, magazines, periodicals or blogs do you subscribe to or regularly read?

34. Do you regularly post to or read blogs, Twitter, and/or social sites such as Facebook, or MySpace? Yes No

If yes, which ones? _____

35. Will you accept without reservation the Court's order that **YOU WILL NOT ACCESS OR USE THE INTERNET TO GATHER ANY INFORMATION OF ANY KIND REGARDING THIS TRIAL OR BLOG IN ANY WAY ABOUT ANY ASPECT OF YOUR JURY SERVICE IN THIS TRIAL?** Yes No

36. Do you read mysteries? Yes ____ No ____

If so, which books and authors are your favorites?

37. Have you had any specialized training or education in the area of DNA and DNA analysis? Yes ____ No ____ If yes, please describe.

38. Have you or anyone close to you ever worked in a lab or any medical testing facility? Yes ____ No ____ If yes, please describe.

39. Do you have any special interest in any type of scientific analysis such as fingerprint, hair or DNA? Yes ____ No ____ If yes, please describe.

40. Do you have any difficulty understanding, and/or a strong dislike of complex math/scientific information? Yes ____ No ____ If yes, please describe.

41. Generally, do you seek out positions of leadership? (Please check one)

- ____ Always
- ____ Often
- ____ Occasionally
- ____ Never

42. Do you consider yourself more of a.
____Detail oriented person
____A big picture person
____Both

Please explain your answer.

43. Have you, a family member or close personal friend ever been involved in a business dispute? Yes ____ No ____ If yes, please explain.

44. Have you, a family member or close personal friend ever lost a business or faced financial difficulties because of the impending loss of a business?

Yes ____ No ____ If yes, please explain.

45. Have you ever faced a serious financial difficulty?

Yes ____ No ____ If yes, please explain.

46. Do you routinely carry or handle large sums of cash, exceeding \$500.00?

47. Do you have direct experience or responsibility for preparing financial records, either personally or professionally?

Yes ___ No ___ If yes, please explain.

48. Have you, family member or close personal friend ever lost a business or faced financial difficulties because of the impending loss of a business?

Yes ___ No ___ If yes, please explain.

49. Have you, any family members or close personal friend ever experienced a dispute with a business partner? Yes ___ No ___

If yes, please explain the circumstances and how was it resolved?

50. A person accused of a crime does not have to testify under the Fifth Amendment of the U.S. Constitution, and his silence may not be considered in determining guilt or innocence. If the defendant does not testify, do you feel he is more likely guilty?

Yes ____ No ____ Why or why not?

51. Have you ever read about or had any experience with the accuracy of eyewitness identification? Yes ____ No ____ If yes, please explain.

52. Do you believe that you possess any psychic abilities or have extrasensory perception?

Yes ____ No ____ If yes, please describe.

53. Generally, do you think the criminal justice court system is either too lenient or too harsh? Yes, too harsh ____ Yes, too lenient ____ No ____ If yes to either please explain your answer.

54. Do you want to serve on this jury?

Yes ____ No ____ Do not feel strongly one way or the other. _____

If you answered yes or no, please explain your answer.

55. How many of you regularly post to or read blogs, Twitter, and/or social sites such as Facebook, or MySpace? Will any of you have difficulty accepting without reservation the Court's order that you will not access or use the internet to gather any information of any kind regarding this trial or blog in any way about any aspect of your jury service in this trial?

56. How many of you consider yourself to be primarily a detailed oriented person? Who thinks they're more of a big picture type person?

57. Do you or anyone close to you have any hostility, bitterness, frustration towards the criminal justice system (i.e., police, prosecutors, defense attorneys, or the courts)? If yes, please explain:

58. How many of you believe Arizona's criminal laws are too harsh? If yes, please explain:

59. Have any of you had any experiences with crime and/or police and/or the media that have affected your view of the Arizona criminal justice system? If yes, please explain:

60. Have you, a family member, or close friend ever physically harmed anyone, whether intentionally, accidentally or otherwise? If yes, please explain:

61. Have you or anyone close to you ever had a negative experience with the police? Have you or anyone close to you ever made a formal complaint against any law enforcement agency or officer?

62. Would any of your religious beliefs, moral feelings or philosophical principles interfere with your ability to sit in judgment of another person?

63. Is there anyone who does not understand that the state of Arizona is bringing the case against this defendant? That this is not like a civil case where one person files against another?

64. Have you ever been involved in a Neighborhood Watch program?

65. Is there anyone who feels television shows such as C.S.I and Law & Order are realistic portrayals of the criminal justice system?

POLITICAL, RELIGIOUS, AND OTHER ORGANIZATIONAL AFFILIATIONS

66. Do you regularly attend religious services? Yes No

67. Would any of your religious beliefs, moral feelings or philosophical principles interfere with your ability to sit in judgment of another person? Yes No If yes, please explain:

If yes, please describe: _____

CRIMINAL JUSTICE SYSTEM

76. Do you have any prior experience as a juror? Yes No If yes, for each occasion, please state:

<u>When</u>	<u>Where</u>	<u>Nature of Case</u> (i.e., personal injury, burglary, etc.)	<u>Outcome/Verdict</u>
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Were you ever a foreperson? Yes No

Do you still agree with the verdict(s) reached? Yes No

Describe any prior jury experience that would make it difficult for you to again serve as a juror:

77. Have you ever served on a Grand Jury? Yes No

78. Have **you, a family member or anyone you personally know** ever been **accused of, arrested for, charged with or convicted of any type of offense?**

Yes No If yes, who was involved? Describe relationship and crime:

79. Have you, any close family member, or close friend ever been placed on probation or sentenced to jail and/or prison? Yes No

If yes, please explain: _____

80. Have you, a family member or close friend ever been a **victim of any type of crime**?
 Yes No If yes, who was involved? Describe relationship and crime.

Did you/they call and report this to the police? Yes No
If no, why not? _____

Were you satisfied with the way the police investigated your/their case? Yes No
If no, why not? _____

Did you/they have to testify at a hearing or trial? Yes No

Were you satisfied with the way the courts treated your case? Yes No
If no, why not? _____

81. Do you or anyone close to you have any hostility, bitterness, frustration towards the criminal justice system (i.e., police, prosecutors, defense attorneys, or the courts)?
 Yes No If yes, please explain: _____

82. Do you believe Arizona's criminal laws are:
 Too Harsh Too Lenient Appropriate

83. Have you had any experiences with crime and/or police and/or the media that have affected your view of the Arizona criminal justice system? Yes No

84. Have you ever known anyone who was killed, whether intentionally, accidentally or otherwise? Yes No
If yes, please describe: _____

85. Have you, a family member, or close friend ever killed anyone, whether intentionally, accidentally or otherwise? Yes No
If yes, please describe: _____

86. Have you, a family member or a close friend ever visited any jail, prison or juvenile detention facility? Yes No
If yes, please describe (include who, when, where and why person incarcerated):

LAW ENFORCEMENT

87. Have you ever called the police for any reason? If yes, please explain: _____

88. Which best describes your feelings about the police: I trust and support the police
 I distrust and am critical of the police I have no strong feelings about the police

89. Have you or anyone close to you ever had a negative experience with the police?
 Yes No If yes, please explain: _____

90. Have you or anyone close to you ever made a formal complaint against any law enforcement agency or officer? Yes No
If yes, please explain: _____

91. The law provides that the testimony of a law enforcement officer is not entitled to any greater or lesser importance or believability merely because of the fact that the witness is a law enforcement officer. You are to consider the testimony of a police officer just as you would the testimony of any other witness. Would you believe the testimony of a police officer over that of another witness just because he or she is a police officer?
 Yes No If yes, please explain: _____

ISSUES OF LAW

92. The law provides that people accused of any crime are not required to prove their innocence. Instead, the State must prove a defendant guilty beyond a reasonable doubt with its own evidence.

How do you feel about this principle of law? Agree Disagree
Will you be able to follow the law and make the State meet its burden of proof?
 Yes No If no, please explain:

93. A person charged with a criminal offense has a constitutional right to remain silent and not testify at his trial. How do you feel about this principle of law? Agree Disagree

Can you follow this law even if you disagree? Yes No
If no to either question, please explain:

94. The law provides that the State must prove guilt beyond a reasonable doubt based on the evidence. You must not conclude that the defendant is likely to be guilty because the defendant did not testify. The defendant is not required to testify. The decision on whether or not to testify is left to the defendant acting with the advice of an attorney. You must not let this choice affect your deliberations in any way.

How do you feel about this principle of law?
 Agree Disagree

Will you be able to follow the law and make the State meet its burden of proof?

Yes No If no, please explain:

95. If selected as a juror, are you willing to wait until you have heard all of the evidence to be presented before reaching any conclusions in this case?

Yes No If no, please explain:

96. Would you automatically find a defendant not guilty if no confession was presented as evidence during trial?

Definitely Probably No Please explain your answer: _____

97. You will be instructed by the Judge that the lawyers' comments are not evidence. Therefore, a question asked by a lawyer itself IS NOT evidence. The response from a witness is, but the question is not.

98. Anyone here feel that simply because a question is asked that there must be some truth to it? Yes No

99. The Judge will tell you that "If, based on your consideration of the evidence, you are firmly convinced that the defendant is guilty of the crimes charged, you must find him guilty." Assuming that is the case – would you not find the Defendant guilty simply because these crimes occurred so long ago? Yes No

100. The Judge will also tell you that "you must not be influenced by sympathy" – Do one believe that due to the Defendant's appearance, or age - you would have sympathy for him and cause that to guide your deliberations on guilt or innocence? Yes No

101. Do you agree that people must be held accountable no matter how long ago the crimes were committed and no matter what age the Defendant is? Yes No (Do you disagree with that statement?) Yes No

VICTIM RIGHTS/THE RULE

102. Arizona has a victim’s rights statute and constitutional provisions. In a trial generally witnesses are prevented from being in the Courtroom, so they don’t hear what other witnesses say. There is an exception for Defendant, case agent/investigator, and Victim next of kin – Do you think these exceptions are wrong? Yes No Do you judge their testimony differently because they are permitted to stay in courtroom? Yes No

FAMILIARITY WITH PARTICIPANTS

103. Do you know, have a relationship with or have personal knowledge of any of the individuals listed in the attached list of individuals involved in this investigation?

(Please circle the names.) **SEE “VICTIMS / WITNESSES” ATTACHMENT**

If yes, please list the name and briefly describe the nature of your association or acquaintance with the person, or the reason you recognize the name.

CONCLUDING QUESTIONS

104. Is there any matter that **has not** been covered by this questionnaire concerning the possible penalties, or your feelings and attitudes about the possible penalties, or concerning **any other subject** that you feel that you should mention at this time that might affect your ability to be a fair and impartial juror in this case? Yes No

If yes, please explain: _____

105. Do you hold any **moral, religious or philosophical principles** that would affect your ability to sit as a juror in this case? Yes No

Please explain: _____

106. Is there anything that you have heard about this case that you feel would make it hard for you to be a fair and impartial juror in this case?

Yes No

If Yes: Please explain.

I declare under penalty of perjury under the laws of the State of Arizona that the above answers are true and correct.

DATED: _____ **SIGNATURE:** _____

DOMESTIC VIOLENCE

1. Have you or someone you know been in a violent relationship?

Yes No

If yes, please explain.

2. Do you believe that if someone wanted to get out of a violent relationship they could just leave?

Yes No

3. Do you believe that a man can be a victim of domestic violence?

Yes No

4. Have you ever been associated with a domestic violence awareness organization?

Yes No

If yes, please explain.

5. Have you, a close friend or family member ever been the victim of domestic violence?

Yes No

If Yes: Please explain

Was this reported?

Yes No

Why or why not?

Was it prosecuted?

Yes No

If Yes: Were you happy with the outcome?

6. Have you ever heard the term Domestic Violence Syndrome or Battered Woman Syndrome?

Yes No

7. Have you ever heard the term Criteria Based Content Analysis (Interview Techniques of Children)?

Yes No

8. Have you ever heard the term Shaken Baby Syndrome?

Yes No

9. Have you ever heard the term Sudden Infant Death Syndrome (SIDs)?

Yes No

10. Have you ever heard the term Battered Child Syndrome?

Yes No

11. Have you ever heard the term Child Abuse?

Yes No

12. What have you seen or read on these topics?

13. What opinions did you form after hearing or reading this information?

14. Have you seen or read any articles, or heard anything about any of the following:

_____ Domestic Violence

_____ Cycles of Abuse

_____ Spousal Rape

_____ Child Abuse

_____ Stalking

_____ Order of Protection
_____ Women's Shelters

15. Do you agree or disagree with the following statement:
An abused spouse is an easy target for spousal rape.

_____ Strongly Agree	_____ Agree	_____ Disagree	_____ Strongly Disagree
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Please explain.

16. Would you find it difficult to believe a wife is the victim of a rape by her husband?
 Yes No
If Yes: Please explain.

17. Have you or anyone close to you ever attended any class or training on self-defense techniques for women?
 Yes No
If Yes: Who sponsored it?

18. What were three major things they or you learned?

19. How concerned are you with your own personal safety?

___ Not Concerned at All	___ Somewhat Concerned	___ Concerned	___ Very Concerned
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20. What steps do you take to insure your personal safety?

21. People are often told when faced with a dangerous situation, "Do whatever you have to survive." Do you agree or disagree with this statement?

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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Why?

22. Have you, a family member or close friend had any contact with, used, worked or volunteered at a battered shelter, family/domestic violence center, or similar place?

Yes _____ No _____

If yes, please tell us when, where and what type of involvement:

23. Have you or anyone close to you had any of the following experiences:

A contested divorce	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Being asked to sign a pre-nuptial agreement	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Being asked to sign a post-nuptial agreement	<input type="checkbox"/> Yes	<input type="checkbox"/> No
A custody dispute	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Infidelity in a marriage	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Domestic violence/abuse	<input type="checkbox"/> Yes	<input type="checkbox"/> No

If yes, please explain:

24. Do you have strong feelings about couples/marriages with an age difference of 10 years or more?

Yes No

If yes, please explain _____

25. Do you have strong feelings about immigrants from Russia?

Yes No

If yes, please explain _____

26. As a young child, did you or anyone close to you have a caretaker who was involved in an abusive relationship?

Yes _____ No _____

If yes please explain:

27. Please describe the level of involvement your father had in your life as a young child while growing up.

28. Please describe the level of involvement your mother had in your life as a young child while growing up.

29. Do you agree or disagree with the following statements:

Women are often forced to stay in violent relationships “because of the children.”

_____ Strongly Agree	_____ Agree	_____ Disagree	_____ Strongly Disagree
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Verbal abuse is just as harmful as physical abuse.

_____ Strongly Agree	_____ Agree	_____ Disagree	_____ Strongly Disagree
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Women today have many choices and do not have to stay in violent relationships.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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Domestic violence is often blown out of proportion by the police and criminal justice professionals.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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Domestic violence is a serious problem and should be taken serious every time.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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While I don't agree with violence in a marriage, I can understand why it sometimes happens.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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30. Have you, a family member, or close friend ever physically harmed anyone, whether intentionally, accidentally or otherwise?
If yes please explain:

31. How many of you believe that crimes which take place in the home should not be prosecuted?
32. Is there anyone who believes an assault outside the house is more dangerous than an assault within the home?
33. Is there anyone who believes a victim must be married to be the victim of domestic violence? Is there anyone who does not understand that the state of Arizona is bringing the case against this defendant ? That this is not a civil case where one person files against another?
34. Is there anyone who feels that it's wrong for the state to get involved in a domestic violence case?

35. Have you ever heard an altercation taking place (perhaps at a neighbor's home) in which you feared someone was in danger? Did you call the police?
If yes please explain:

36. Is there anyone who feels that domestic violence victims deserve less protection than victims of crimes committed by strangers do? Is there anyone who feels that defendants in domestic violence cases should be treated differently simply because the couple has a child together or because they were once in a relationship?

37. How do you feel about a victim who will not testify against her abuser because they have a child together?
Please explain:

38. Have you ever called the police because you yourself was afraid of being hurt or fearful that someone you loved was going to be harmed?
If yes please explain:

39. Is there anyone who has strong feelings about the laws in Arizona as they pertain to domestic violence? Please explain.

40. Do any of you have strong feelings about women who have been in relationships in which there have been incidents of abuse?

41. Is there anyone who will look at this case differently – look at the allegations differently – simply because the victim has a prior relationship with the defendant?

42. Have you, or anyone close to you ever been accused of any type of domestic violence or assault of another person? Please describe the circumstances.
If yes please explain:

CRIMES AGAINST CHILDREN

GENERAL

1. Do you have any children? Yes No

If yes, please list how many and ages.

2. Have you ever had any involvement with a child protection services agency?

Yes No

If yes, please explain.

4. Have you, any member of your family or someone you know been a victim of a child related crime?

Yes No

If yes, please explain.

5. Generally speaking, what is your opinion about the reliability of child witnesses?

Very reliable Somewhat reliable Not reliable

6. Have you, or has anyone close to you, ever worked with children or volunteered to work with children? **CHECK ALL THAT APPLY**

- Yes, I have worked with children
 Yes, I volunteered to work with children
 Yes, someone close worked with children
 Yes, someone close volunteered to work with children

If yes to any of the above, please explain

7. Has your contact with children ever involved suspicions of child abuse and/or neglect?

Yes No If yes, please explain_____

8. Do you have strong feelings about parents who care for a severely handicapped child?
 Yes No If yes, please explain

9. Have you personally or has anyone close to you ever been investigated or charged with child abuse, child endangerment, child neglect, or anything dealing with the improper treatment of children?
 Yes, myself Yes, someone close No If yes, please explain_____

10. Has any child of yours, or a close family member or close friend, died at an early age (as an infant, toddler, or other very young age)?

11. As a child, did you attend:

Check all that apply:

<input type="checkbox"/> Public Elementary School	<input type="checkbox"/> Private Elementary School (Christian)
<input type="checkbox"/> Catholic Elementary School	<input type="checkbox"/> Private Elementary School
<input type="checkbox"/> Other: Please specify	(not affiliated with a religion)

12. What kind(s) of school(s) did/do your children attend?

Check all that apply:

<input type="checkbox"/> Public Elementary School	<input type="checkbox"/> Private Elementary School (Christian)
<input type="checkbox"/> Catholic Elementary School	<input type="checkbox"/> Private Elementary School
<input type="checkbox"/> Other: Please specify	(not affiliated with a religion)

13. Do you have children or stepchildren or are you the guardian of any children?
 Yes No

List all of the children, ages, whether they reside with you, and their occupation if they are adults.

14. Have you, or anyone close to you ever worked with children or volunteered to work with children?

- Yes, I have worked with children No
 Yes, I have volunteered to work with children No
 Yes, someone close worked with children No
 Yes, someone close volunteered to work with children No

If Yes: What were the children's age ranges?
Which organization?
What did you (they) do?

15. Does someone care for your children other than yourself or your spouse?

- Yes No

If Yes: Please explain.

16. Generally, how many hours a week does your child spend in the care of another?

17. What are the circumstances?

18. Have you, or anyone close to you ever had a negative experience with a care giver?

- Yes No

If Yes: Please explain.

19. Have you personally or has anyone close to you ever been investigated or charged with child abuse, child endangerment, child neglect, child molestation or anything dealing with the improper treatment of children?

- Yes, I have Yes, someone close has No

If Yes: Please explain.

20. Are you, or is anyone close to you, a member of any organization dealing with physical or sexual abuse?
 Yes, I have Yes, someone close has No
 If Yes: What is the organization and what made you decide to be a part of the organization?

21. Have you ever had a job where you were required to report any signs of sexual or physical abuse of children or young people?
 Yes No
 If Yes: Please explain.

22. Do you feel safe from crime?

____ Not at all	____ A little	____ Somewhat	____ Quite	____ Very
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23. Have you, a close friend or a family member ever had any experiences with:

- Emergency Room Physicians Yes No
 OB/GYN(s) Yes No
 Pediatrician(s) Yes No
 Forensic Nurse Yes No

If Yes: Was it a positive, negative or neutral experience? Please explain:

24. Please indicate whether you agree or disagree with the following statement:

“If no medical evidence exists in a crime, the crime must not have occurred.”

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
---------------------	------------	---------------	------------------------

Please explain.

25. Are there any particular types of behaviors that are upsetting to you or that you worry about?
 Yes No
If Yes: Please explain.

26. Have you or anyone close to you had any experience with:

Marijuana use: Yes No
Cocaine use: Yes No
Sexually transmitted diseases : Yes No
Teenage runaways: Yes No
Gangs: Yes No
Prostitution: Yes No
Pornography: Yes No
Teenage pregnancy: Yes No
Juvenile delinquency: Yes No

27. Please indicate whether you agree or disagree with the following statement:

“Teenage victims often engage in destructive behavior because of abuse.”

_____ Strongly Agree	_____ Agree	_____ Disagree	_____ Strongly Disagree
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Please explain.

28. Do you believe there are instances/circumstances where a child would lie to protect an adult?
 Yes No
If Yes: Please explain.

29. Have there been situations where if you told the truth, you would hurt someone?

Yes No

If Yes: Please explain.

30. Do you believe there are circumstances where a child would lie to please an adult?

Yes No

If Yes: Please explain.

31. Have you personally or has anyone close to you ever been investigated or charged with child abuse, child endangerment, child neglect, child molestation or anything dealing with the improper treatment of children?

Yes, I have Yes, someone close has No

If Yes: Please explain.

32. Are you, or is anyone close to you, a member of any organization dealing with physical or sexual abuse?

Yes, I have Yes, someone close has No

If Yes: What is the organization and what made you decide to be a part of the organization?

33. Would you dismiss the testimony of a witness simply because they are a teenager?

Yes No

34. Would you have problems giving the same weight to a teenager's testimony as you would to an adult's testimony?

Yes No

35. Have you, your immediate family or close friends ever:

a) Adopted a child? Yes No

b) Been involved in Foster Care or group homes? Yes No

c) Had any contact with CPS? Yes No

d) Had any exposure to child abuse or neglect? Yes No

e) Had the care/custody of a child not your own for any period of time? Yes No

If yes to any of the above, please explain _____

36. Generally speaking, what is your opinion about the reliability of child witnesses?
 Very reliable Somewhat reliable Not reliable
37. Are you, or is anyone close to you, a mandatory reporter of physical or sexual abuse?
 Yes, I am Yes, someone close is No
38. Have you, your spouse/partner or a family member or close friend ever been involved in a custody dispute over a child? Yes_____ No_____
- If yes please explain:
- _____
- _____
- _____
39. Have you, your spouse/partner or a family member or close friend ever called the police because someone interfered with your/there ability to parent?
Yes_____ No_____
- If yes please explain:
- _____
- _____
40. Have you, your spouse/partner or a family member or close friend ever took your/their child out of state without permission? Yes_____ No_____
- If yes please explain:
- _____
- _____
41. What duty do you believe an adult who has the care and custody of a toddler owe to that child?
42. Food? Providing a safe environment? Medical care when sick or injured? Do you not believe an adult has these basic duties to a small child who cannot care for themselves?
Yes_____ No_____
43. Do you not believe that the State has a right to require certain standards of care for a young child?
Yes_____ No_____
44. Do you believe it is OK to hold an adult *criminally* responsible for not providing that standard of care?
Yes_____ No_____

Why do you feel that way?

45. Do you believe there a difference between being a bad parent and/or caretaker and engaging in criminal endangerment?
Yes_____ No_____
46. Do you believe that by not seeking medical care for a child who appears seriously ill is simply just parenting?
Yes_____ No_____
47. Do you believe you have a higher duty to care and protect your own child over that of someone's child you have agreed to care for?
Yes_____ No_____
48. In the health care debate, have you really paid attention to the parties make their pitch?
Yes_____ No_____
49. Have you had to listen to different professional opinions and come to a conclusion about which one is accurate?
Yes_____ No_____

How comfortable are you with that type of assessment?

50. Have you seen instances where one child is treated differently in a "blended family?"
Yes_____ No_____

Please explain

51. Do you disagree with the statement – better safe than sorry?

Yes_____ No_____

What do you believe this statement means to you?

CHILD PHYSICAL ABUSE

52. Do you believe that spankings are a form of child abuse?

Yes No

53. Do you believe some form of discipline is necessary to teach a child right from wrong?

Yes No

54. When is spanking a child an appropriate method of punishment?

55. What is the maximum type of punishment a parent should use with a misbehaving child under the age of 10?

Over the age of 10?

56. Have you given permission to a care giver (someone other than yourself or the child's other parent) to discipline or punish your child?

Yes No

If Yes: Please explain.

57. Did you set limitations on what type of discipline could be used?

Yes No

If Yes: Please explain.

58. There is an old saying, "spare the rod, spoil the child." Do you ...

<input type="checkbox"/> Strongly Agree	<input type="checkbox"/> Agree	<input type="checkbox"/> Disagree	<input type="checkbox"/> Strongly Disagree
---	--------------------------------	-----------------------------------	--

59. What method(s) of discipline do you (have you used) use with children?

Check all that apply:

- Time out
 - Spank with paddle or belt or other instrument
 - Verbal reprimand
 - Take away privileges
 - Spank on the buttocks
 - Spank on other body parts
 - Other: Please specify
-
-

60. What method(s) of discipline did your parents or guardians utilize with you or your siblings?

Check all that apply:

- Time out
 - Verbal reprimand
 - Spank on the buttocks
 - Spank on other body parts
 - Spank with paddle or belt or other instrument
 - Take away privileges
 - Other: Please specify
-
-

61. What method(s) of discipline do you think are inappropriate and would never use?

Check all that apply:

- Time out
- Verbal reprimand
- Spank on the buttocks
- Spank on other body parts
- Spank with paddle or belt or other instrument
- Take away privileges
- Other: Please specify

62. What method(s) of discipline should not be used in public schools?

Check all that apply:

- | | |
|--|--|
| <input type="checkbox"/> Time out | <input type="checkbox"/> Spank with paddle or belt or other instrument |
| <input type="checkbox"/> Verbal reprimand | <input type="checkbox"/> Take away privileges |
| <input type="checkbox"/> Spank on the buttocks | <input type="checkbox"/> Other: Please specify |
| <input type="checkbox"/> Spank on other body parts | |
-
-

63. What method(s) of discipline should not be used in private school?

Check all that apply:

- | | |
|--|--|
| <input type="checkbox"/> Time out | <input type="checkbox"/> Spank with paddle or belt or other instrument |
| <input type="checkbox"/> Verbal reprimand | <input type="checkbox"/> Take away privileges |
| <input type="checkbox"/> Spank on the buttocks | <input type="checkbox"/> Other: Please specify |
| <input type="checkbox"/> Spank on other body parts | |
-
-

64. Do you agree or disagree with the following statements:

Elementary aged children should be spanked by the principal of the school when they break the rules.

<input type="checkbox"/> Strongly Agree	<input type="checkbox"/> Agree	<input type="checkbox"/> Disagree	<input type="checkbox"/> Strongly Disagree
---	--------------------------------	-----------------------------------	--

Elementary aged children should be spanked by the principal of the school when they break the rules, but only if the parent has given oral permission.

<input type="checkbox"/> Strongly Agree	<input type="checkbox"/> Agree	<input type="checkbox"/> Disagree	<input type="checkbox"/> Strongly Disagree
---	--------------------------------	-----------------------------------	--

Elementary aged children should be spanked by the principal of the school when they break the rules, but only if the parent has given written permission.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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Elementary aged children should never be spanked by the principal of a school.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
---------------------	------------	---------------	------------------------

65. Have you or anyone close to you ever been physically disciplined by a teacher or principal of a school?

Yes No

If Yes: What are your thoughts about that experience?

66. Do you see a difference between paddling and spanking?

Yes No

If Yes: What difference do you see?

67. Do you see a difference between spanking and physical abuse?

Yes No

If Yes: What difference do you see?

68. Generally, do you agree with the following statement, "Children sometimes make up lies to punish an adult who has disciplined him/her?"

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
---------------------	------------	---------------	------------------------

CHILD SEXUAL ABUSE

69. Do you believe that as a society, we have taught our children to “over-react” when it comes to:

- | | |
|------------------------|--|
| Stranger Danger | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Good-touch - Bad-touch | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Child Physical Abuse | <input type="checkbox"/> Yes <input type="checkbox"/> No |
- If Yes: Please explain.

70. When a child testifies in court, do you think the child should be treated differently from an adult?

- Yes No
Why/Why not? Please explain.

How should the child be treated?

71. Do you generally agree with the statement, “there’s truth in numbers?”

- Yes No
Why/Why not? Please explain.

72. Have you or anyone close to you ever been the victim of sexual harassment?

- Yes No
If Yes: Please explain.

73. Briefly, what is your definition of sexual harassment?

74. In your own words, what is the difference between sexual harassment and sexual misconduct with a minor?

75. Do you think a 10-12 year-old boy is capable of making up a convincing story about an adult sexually abusing him?

Yes No

Why/Why not? Please explain.

76. Have you or has anyone close to you ever been involved in any circumstance in which there was sexual contact, sexual abuse, sexual molestation or sexual assault between an adult and a child?

Yes, I have Yes, someone close has No

If Yes: What were the circumstances? _____

What were the ages of the people involved? _____

Were the police involved? _____

Did the case go to court? _____

Are you satisfied that everything that could have been done was done?

Yes No

Why/Why not? Please explain.

77. As a child, did you ever feel that an adult acted in an inappropriate way toward you?

Yes No

If Yes: Who was the adult?

What did the adult do?

78. Have you, or has someone close to you, ever been accused or falsely accused of any crime related to sexual abuse or sexual assault?

Yes, I have Yes, someone close has No

If Yes: Please explain.

79. Have you read or heard anything through the news media about child sexual abuse in the last two (2) years?

Yes No

If Yes: What are your thoughts about what you have read or heard?

80. Have you read any articles, or heard any information about any of the following:

- Partial/Piecemeal Disclosure of Abuse
- Delayed Disclosure of Molestation
- False Memory Syndrome
- Multiple Victims of Sexual Abuse (cases involving many children abused by one offender)
- Child Abuse Accommodation Syndrome
- Forensic Interviewing of Children
- Cycles of Abuse
- Truthfulness of Children
- Reliability of Children as Witnesses
- Sex Offenders, Rehabilitation of Sex Offenders, Sex Offender Treatment
- Neighborhood Notification of Sex Offenders
- Sex Offender Registration

If Yes: What have you seen or read?

81. Have you read or heard any information specifically about incidents of sexual abuse involving local school teachers?

Yes No

82. What opinions have you formed after seeing or hearing these reports?

83. In your opinion, how good are the police departments, churches, and/or schools in dealing with police officers, clergy and/or teachers who are accused of sexual misconduct with minors?

Good Bad I don't know

Please explain:

84. Would you find it difficult to believe the children who disclosed after the case became public?

Yes No

If Yes: Please explain.

85. In general, does explicit discussion about sexual behavior disturb you?

Yes No

86. Have you, or has anyone close to you, ever had any of the following experiences:

a. Received counseling or psychological treatment of any kind?

Self Someone close Relative

b. Been told by someone that they have been sexually harassed or sexually abused?

Self Someone close Relative

c. Participated in a crime prevention group?

Self Someone close Relative

87. Have you ever had a job where a boss or fellow employee flirted with employees, told jokes that had sexual overtones or touched workers inappropriately?

Yes No

If Yes: How did you react?

88. Does it embarrass you or anger you or bother you to discuss sex or sexual situations?

Yes No

If Yes: Please explain.

89. When a child does not report an incident of sexual abuse for several months (or even years), does the delay cause you to question the truthfulness of the report?

Yes No

If Yes: Please explain.

90. Do you believe that the laws regarding child molestation are too harsh?
 Yes No

Too lenient?
 Yes No

Please explain.

91. Do you have a pre-set idea of what type of person commits child molestation?
 Yes No
Please explain.

92. If a child testifies about sexual contact with an adult, do you think there is:

- Always physical evidence of the molest
- Sometimes physical evidence, sometimes not
- Seldom physical evidence

93. Law in Arizona says that it is illegal for an adult to have sex with a minor, even if the minor is a teenager. Do you disagree with that law?
 Yes No

94. As you may know, this case was reported in both the television and news media. Several children came forward after the story was aired. Do you find it surprising that more children came forward with allegations against the defendant after the case became public?

Yes No

95. Would you find it difficult to believe the children who disclosed after the case became public?

Yes No

If Yes: Please explain.

- 1. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 2. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 3. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 4. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 5. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 6. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 7. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 8. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 9. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.
- 10. The following table shows the results of a survey of 100 people. The table is divided into two parts, A and B. Part A shows the results of a survey of 50 people, and part B shows the results of a survey of 50 people.

1. **QUESTIONNAIRE**
2. **QUESTIONNAIRE**
3. **QUESTIONNAIRE**
4. **QUESTIONNAIRE**
5. **QUESTIONNAIRE**
6. **QUESTIONNAIRE**
7. **QUESTIONNAIRE**
8. **QUESTIONNAIRE**
9. **QUESTIONNAIRE**
10. **QUESTIONNAIRE**

- 1. I am very satisfied with the service provided by the company.
- 2. I am satisfied with the service provided by the company.
- 3. I am not very satisfied with the service provided by the company.
- 4. I am not satisfied with the service provided by the company.
- 5. I am very dissatisfied with the service provided by the company.





CRIMES AGAINST ANIMALS

1. Do you currently or have you in the past owned a family pet?

Yes No

If yes, please list.

Have you ever had to turn in a family pet for any reason?

Yes No

If yes, please explain.

2. Do you have any feelings towards those who mistreat their animals?

Yes No

If yes, please explain.

3. Do you currently or have you in the past volunteered with an animal rights organization?

Yes No

If yes, please explain.

SEXUAL ASSAULT

- 1. Do you believe that a man can be a victim of a sexual crime? Yes No

- 2. Do you believe that a woman can be a victim of a sexual crime even if she did not fight back?
 Yes No

- 3. Have you, any member of your family or someone you know been a victim of a sexual crime?
 Yes No
If yes, please explain.

- 4. Do you believe sexual abuse of children – adults having sex with children - doesn't actually happen?
 Yes No

- 5. Do you have preconceived notions or expectations about how a victim would act while being sexually abused?
 Yes No
If yes, please explain.

- 6. What about preconceived notions or expectation about how a victim should act while testifying about sexual abuse?
 Yes No
If yes, please explain.

- 7. During this trial, it will be necessary to use words such as penis, vagina, anus. Keeping in mind that sex is not something talked about easily, especially in public, do you think you might have a problem listening to the testimony and then discussing it with other members of the jury?
 Yes No

8. Have you, or has someone close to you, ever been accused or falsely accused of any crime related to sexual abuse or sexual assault?

Yes, I have Yes, someone close has No

If Yes: Please explain.

9. Have you, or has anyone close to you, ever had any of the following experiences:

a. Received counseling or psychological treatment of any kind?

Self Someone close Relative

b. Been told by someone that they have been sexually harassed or sexually abused?

Self Someone close Relative

c. Participated in a crime prevention group?

Self Someone close Relative

10. Have you ever had a job where a boss or fellow employee flirted with employees, told jokes that had sexual overtones or touched workers inappropriately?

Yes No

If Yes: How did you react?

11. Does it embarrass you or anger you or bother you to discuss sex or sexual situations?

Yes No

If Yes: Please explain.

12. Have you, a close friend or a family member ever had any of the following experiences:

Sexual harassment or inappropriate sexual misconduct Yes No

Aggressive date with a boy/girlfriend Yes No

Dangerous situation with date or boy/girlfriend Yes No

Rahibinol drug use Yes No

Made to do something you didn't want to do Yes No

You/they felt out of control of a situation Yes No

If Yes: Who?

13. Have you, a close friend or a family member ever been the victim of a date or acquaintance rape?

Yes No

If Yes: Who?.

Was the incident reported?

Yes No

Was the incident prosecuted?

Yes No

14. Have you heard, read or seen anything about Date or Acquaintance Rape?

Yes No

If Yes: What opinions have you formed?.

15. There is a drug called rabinol aka “date rape drug.” Have you seen, read or heard anything about this drug?

Yes No

If Yes: What have you heard and what opinions have you formed?

16. Do you agree or disagree with the following statement:

“A woman cannot consent to sexual intercourse or sexual conduct when she is under the influence of alcohol or drugs.”

___ Strongly Agree	___ Agree	___ Disagree	___ Strongly Disagree
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Please explain.

17. How serious of a crime do you think prostitution is in your community?

___ Not Serious at All	___ Somewhat Serious	___ Serious	___ Very Serious
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18. Some people say prostitution is a victimless crime. Do you agree or disagree?

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
---------------------	------------	---------------	------------------------

Please explain.

19. Do you agree or disagree with the following:
“Prostitutes are often an easy target for rape.”

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
---------------------	------------	---------------	------------------------

Please explain.

20. Would you find it difficult to believe a prostitute is the victim of a rape?

Yes No

If Yes: Please explain.

21. People are often told when faced with a dangerous situation, “Do whatever you have to survive.” Do you agree or disagree with this statement?

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
---------------------	------------	---------------	------------------------

Why?

22. Have you or anyone close to you had any experiences with learning disabled or mentally handicapped people?

Yes No

If Yes: Who had the experiences?

25. What opinions have you derived from those experiences?

26. Younger and/or mentally handicapped individuals are often used and victimized sexually by older/more mature individuals. Do you agree or disagree with this statement?

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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27. What steps should be taken to protect younger and/or vulnerable people from abuse [sexual/physical/financial]?

28. Have you seen, heard or read anything about the following:

- ____ Sexual bondage
- ____ Kinky sex acts
- ____ Dominitrix
- ____ Snuff films

What opinions have you formed?

29. Do you agree or disagree with the following statement:
“In truly consensual sexual activities, bruising and/or injuries do not occur.”

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
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30. Have you or anyone close to you been a victim of a crime committed by a group of individuals?

Yes No

If Yes: Please explain.

IMPAIRMENT

1. Are you, or is a close friend or relative a member of Mothers Against Drunk Driving, Students Against Drunk Driving, or a similar organization, the dual purpose of which is to (1) prevent individuals from driving under the influence of alcohol, and (2) seek punishment for individuals who are found guilty of driving under the influence of alcohol?

Yes No

If Yes: Please explain.

2. Have you or any member of your family, or anyone close to you ever been involved in any situation in which there was alcohol or drug abuse?

Yes No

If Yes: Please explain.

3. Do you drink alcohol?

Yes Yes, in the past, but not now No, never

4. Do you or any close friends or family members have now, or have had, a substance abuse problem? Yes ____ No ____

(a) Who (what relationship) is the person? _____

(b) If so, what drugs are/were involved?

(c) Was the individual ever arrested as a result of the drug use?

Yes ____ No ____

(d) Did the drug use affect the person's employment or ability to perform his/her job?

Yes ____ No ____ If yes, please explain.

(e) Did he/she undergo treatment? Yes ____ No ____

(f) Is it a current problem? Yes ____ No ____

5. Have you ever had any contact/experiences with someone you *knew or suspected* was a drug dealer?

Yes ____ No ____

If yes, what led you to suspect/believe this person was involved in the sale of drugs?

6. Do you have any training or education, or any special knowledge from any source, about the sale, use of illegal drugs or abuse of prescription drugs?

Yes ____ No ____

If yes, please explain.

7. Do you feel so strongly about drug use that you would not be able to fairly evaluate the evidence regarding that of a person who had a problem with drugs?

Yes ____ No ____

8. Have you or any close friends or family members now, or in the past, ever used or experimented with drugs?

Yes ____ No ____

If yes, please describe what types of drugs.

9. Have you ever studied, had training or work experience in treatment programs for alcohol, drug or any other substance abuse (not previously mentioned)?

Yes ____ No ____

If yes, please explain.

10. Do you have strong feelings or opinions about drugs?

If yes, please explain:

Yes ____ No ____

If yes, please explain.

11. Do you believe consuming alcohol is acceptable?

If yes, please explain:

12. Do you have strong opinions about the use of diet pills?

If yes, please explain:

13. Have you read, seen on television or heard any programs or information about methamphetamines and/or amphetamines?

If yes, please explain:

14. Have you or anyone close to you ever had any experience(s) with an impaired driver (alcohol and/or drugs)?

If yes, please describe:

15. How serious of a problem do you believe drunk and/or impaired drivers are here in Arizona?

Very serious Somewhat serious Not that serious

Please explain:

16. Do you agree with the following statements: Arizona is not doing enough to keep impaired drivers off the roads.

Yes No

I feel safe driving on the streets and roads in Phoenix.

I have never driven while impaired.

I worry about being the victim of an impaired driver.

17. Do you have strong feelings about the use of paid experts in criminal trials?

If yes, please explain:

18. Have you read, seen or heard anything about the use of:

- Field Sobriety Tests (FST)
- Horizontal Gaze Nystagmus (HGN)
- Drug Recognition Experts (DRE)
- Blood Analysis for Drug/Alcohol

If yes, please explain what you have read, seen or heard:

What opinions did you form as a result of what your heard, read or seen?

19. Generally speaking, what is your opinion about the reliability of Drug Recognition Experts? Is there anyone who believes their opinions are not reliable?
-
-

20. What are your views concerning the reliability of blood analysis in accurately identifying the presence of drugs in a person's system?
-
-

Are you uncertain, or believe this process is unreliable?

Yes No

21. Would you automatically find a defendant not guilty if no confession was presented as evidence during trial?

Yes No

MEDIA

INFORMATION REGARDING NEWS COVERAGE. TELEVISION AND THE MEDIA

The court is asking these questions regarding your normal exposure to the news media because the court must know whether you have already read or heard any news item about this case or related matters, which might make it difficult for you to be fair to the State or _____. From now until you are excused from jury service or complete your jury service, you are ordered to avoid all contact with any media coverage of this case. **If selected to serve on this case, your decision must be based only upon the evidence presented to you in court and instructions the court will give you.**

The court is aware of the fact this case has generated a great deal of news coverage in print, on the Internet and on television. However, the fact that you have seen or read something about the case will not necessarily be a basis to excuse you from this case. The court needs to know if you have formed any opinions about the events or people involved in this case from information you have previously received.

1. What, if anything, have you heard about this case?

2. From what source did you learn this, that is, newspaper, Internet, television, another person, etc.?

3. Did you form any opinions about the guilt or innocent of _____ as a result of this information?
Yes ____ No ____
If yes, please explain.

4. If you have formed any opinions, would you be able to set those opinions aside and judge this case only on the evidence presented in court?
Yes ____ No ____

5. Did you watch any testimony from the *State of Arizona v.* trial on CourtTV webcast or on television? Yes ____ No ____

6. If yes, to what extent? Great Extent _____ Some Extent _____ Very Little _____

If yes, please list or describe the witnesses/testimony that you watched.

7. Did you read or post on any online blog regarding the *State of Arizona v.* trial?

Yes ____ No ____

If yes, please list or describe the information/commentary you read.

8. Did you form any opinions about the guilt or innocence of either defendant as a result of this information?

Yes ____ No ____

If yes, please explain your opinion and the basis of your opinion.

9. To what extent did you follow this case or related issues in the news?

Great Extent _____ Some Extent _____ Very Little _____ Not At All _____

10. Have you formed an opinion about the guilt or innocence of defendant _____ as a result of *anything* you might have seen, read or heard from any source?

Yes ____ No ____

If "yes," please explain.

11. If you have formed an opinion, would you be able to set those opinions aside and judge this case only on the evidence presented in court?

Yes ____ No ____

12. Have you discussed this case with others?

Yes ____ No ____

If "yes", please explain.

13. What did you discuss and with whom did you discuss it?

14. Have you formed an opinion about the guilt or innocence of either of the defendants as a result of these discussions?
Yes ___ No ___
If “yes,” please explain.

15. Have you read, seen or heard anything involving _____ or any related events since that verdict?

16. From what specific source did you learn this, newspaper, television, another person, etc.?

17. Did you form any opinions about the guilt or innocence of (case name) as a result of this information?
Yes ___ No ___
If yes, please explain.

18. Do you have any close friends or relatives who have worked or are currently working in the news industry in any capacity?
Yes ___ No ___
If yes, please tell us who they are and by whom they are employed.

19. Do you ever search the Internet for the news behind the stories that you see in the mainstream press?
Yes ___ No ___

20. If called to serve as a juror in this case, can you disregard anything you may have read or heard in the media or from any source and decide this case based only on the evidence produced in court? Yes ____ No ____

21. What newspapers, magazines and periodicals do you read on a regular basis?

22. What portion(s) do you read (front page, sports, editorials, crime stories)?

(b) Do you try to follow major crime stories?
Yes ____ No ____
If yes, briefly describe which stories you did follow.

23. What, if any, radio and television news broadcasts, including “talk radio” shows, have you regularly followed during the past two years?

24. Do you get any news from the Internet?
Yes ____ No ____
If yes, please list the websites or Internet sources.

25. Do you try to follow stories about crime and the criminal justice system?
Yes ____ No ____

26. If the court instructs you not to view or discuss any media coverage of this case.

Will you follow those instructions? Yes ____ No ____

Will you prevent others from discussing the case with you or in your presence?
Yes ____ No ____

Will you immediately inform the court if you are accidentally exposed to any such coverage or discussions? Yes ____ No ____

27. Are there any potential jurors that do not use the internet on a regular basis?

Yes _____ No _____

- a. For those who do not, will you be able to follow a case in which internet use will be discussed?
- b. Is there anyone who feels that their lack of internet usage would make it difficult to follow testimony at trial regarding the internet?
- c. For those that do use the internet on regular basis, who here is familiar with facebook, myspace or other social networking sites?
- d. Is there anyone here who is unfamiliar with facebook or myspace?
- e. Does anyone here have any strong opinions about people that use facebook or myspace?

**CIVIL CASES PENDING AS RESULT OF
CRIMINAL CHARGES**

1. What is your opinion of victims of crimes hiring attorneys to protect their victim's rights?

2. What is your opinion of victims of crimes hiring attorneys to pursue civil cases arising from criminal misconduct?

3. Do you think there are too many lawsuits filed?
 Yes No
4. Is there any type of lawsuit that you don't believe in?
 Yes No
5. Have you or has anyone close to you ever had a bad experience with a lawyer or the legal system?
 Yes No

SAFETY

1. Have you, a close friend or a family member ever participated in any groups concerned with crime prevention or victim's rights?
 Yes No

If Yes: What is the person's relationship to you? What group? Describe its purpose and your (their) participation in it.

2. Are there any particular crimes that are especially upsetting to you or that you worry about?
 Yes No
If Yes: Please explain.

3. Do you own a handgun?
 Yes No

4. Have you ever used physical force to protect yourself or others?
 Yes No
If Yes: Please explain.

5. Have you ever been involved in a Neighborhood Watch program?
 Yes No

SCHOOLS

1. What type of school(s) do your children attend?

____ Private School	____ Public School	____ Both	____ I Do Not Have Children
---------------------	--------------------	-----------	-----------------------------

2. Generally, how would you describe your experiences with the school(s) your child attends?

3. Have you read or heard any information specifically about incidents of misconduct involving school teachers?

Yes No

If Yes: Please explain.

4. What opinions have you formed after seeing or hearing these reports?

5. There is an old saying, "spare the rod, spoil the child." Do you ...

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree
---------------------	------------	---------------	------------------------

6. What method(s) of discipline should not be used in public schools?
Check all that apply:

- | | |
|--|---|
| <input type="checkbox"/> Time out
<input type="checkbox"/> Verbal reprimand
<input type="checkbox"/> Spank on the buttocks
<input type="checkbox"/> Spank on other body parts | <input type="checkbox"/> Spank with paddle or belt or other instrument
<input type="checkbox"/> Take away privileges
<input type="checkbox"/> Other: Please specify |
|--|---|

9. Have you or anyone close to you ever been physically disciplined by a teacher or principal of a school?

Yes No

If Yes: What are your thoughts about that experience?.

10. As a child, did you attend:

Check all that apply:

_____ Public Elementary School

_____ Catholic Elementary School

_____ Other: Please specify

_____ Private Elementary School (Christian)

_____ Private Elementary School

(not affiliated with a religion)

11. What kind(s) of school(s) did/do your children attend?

Check all that apply:

_____ Public Elementary School

_____ Catholic Elementary School

_____ Other: Please specify

_____ Private Elementary School (Christian)

_____ Private Elementary School

(not affiliated with a religion)

DOCTORS AND HEALTH ISSUES

1. Have you or anyone close to you had any serious, health issues?
 Yes No
If yes, please explain _____

2. How often do you seek medical care from a health care provider for yourself or a loved one?
 Very often Somewhat regularly Not very often Rarely
3. Are you or anyone close to you a physician?
 Yes No
If yes, please explain _____

4. Do you have strong feelings about doctors or health care professionals?
 Yes No
If yes, please explain _____

5. Have you or anyone close to you, now or in the past, ever cared for a person that has physical or mental handicaps?
 Yes No
If yes, please explain _____

6. Have you read, seen or heard anything about:
- | | |
|---|--|
| Children with cerebral palsy | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Autism Spectrum Disorder | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Plagiocephaly | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Drowning Coalition of Arizona | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Southwest Autism Research & Resource Center (SARRC) | <input type="checkbox"/> Yes <input type="checkbox"/> No |

If yes, please list what you have read, seen or heard:

If yes, please provide your opinions about what you have read, seen or heard:

7. Do you or anyone close know or care for a person with Autism

Yes No

If yes, please explain _____

8. Are you, or have you in the past been the primary caretaker of a child/children?

Yes No

If yes, please explain _____

9. Have you or anyone you know ever been involved with Scottsdale Unified School District's PANDA (Program for Assessed Needs in Developmental Areas) Program?

Yes No

If yes, please explain _____

10. Do you or your spouse or partner personally know any medical doctors, including Dr. _____?

Yes _____ No _____

If yes, please supply their names and describe the capacity in which the doctors are known, such as professionally, personally (socialize or are friends) or both.

11. Have you ever received training or engaged in the practice of medicine or any health care occupation?

Yes _____ No _____

If yes, please describe the field, and where and when you worked in medicine or a health care occupation.

12. Have you, or a family member, had any negative experiences with the medical profession?
Yes ____ No ____
If yes, please describe.

13. Have you, a family member or close personal friend ever filed a lawsuit or a complaint against a doctor?
Yes ____ No ____
If yes, please describe the nature of the lawsuit or complaint, the approximate date of the lawsuit or complaint, who brought it and against which doctor and the outcome.

14. Have you, or has anyone close to you, ever been involved or associated with the University of Arizona Medical School?
Yes, self ____ Yes, someone close ____ No ____
If yes, please explain.

14. Have you or anyone close to you ever sought treatment from or knows anybody associated with any of the following.

	<u>YES</u>	<u>NO</u>
(a) Arizona Specialty Eye Care	_____	_____
(b) Arizona Pediatric Eye Specialists	_____	_____
(c) Specialty Eye Care	_____	_____
(d) Pediatric Ophthalmology & Center for Adult Strabismus	_____	_____

If yes, please explain.

15. Have you ever sought eye care from an ophthalmologist in Arizona?
Yes ____ No ____
If yes, please list the doctors you have seen.

16. Have you ever taken your child to a pediatric ophthalmologist in Arizona?

Yes ____ No ____

If yes, please list the doctors you have seen.

17. Have you been involved in any fund-raisers or memorials for Dr. _____ or members of his family?

Yes ____ No ____

18. Do you know any medical doctors or other medical staff personnel who knew or worked with Dr. _____?

Yes ____ No ____

If yes, what was their association?

19. Have you, a close friend or a family member ever had any experiences with:

- | | | |
|---------------------------|------------------------------|-----------------------------|
| Emergency Room Physicians | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| OB/GYN(s) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Pediatrician(s) | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Forensic Nurse | <input type="checkbox"/> Yes | <input type="checkbox"/> No |

If Yes: Was it a positive, negative, or neutral experience? Please explain.

MENTAL HEALTH

20. Have you ever studied, had training or work experience in psychology, psychiatry, psychotherapy, counseling, or any related subjects?

Yes No

If yes, please describe: _____

21. Have you, a family member or close friend ever been involved with the mental health field or professions in any manner (including employment, volunteer work, etc.):

Yes No

If yes, please describe: _____

22. Have you, a close friend or a family member ever had a disease that was difficult to diagnose?

Yes No

If Yes: Please explain.

23. Have you, your spouse/partner or a family member or close friend ever seen a psychologist, psychiatrist or counselor?

Yes _____ No _____

If yes please explain:

24. Do you believe that psychologists or psychiatrists can offer helpful testimony about human behavior in criminal trials?

Yes _____ No _____

If yes please explain:

DROWNINGS

1. Have you read, seen on television or heard any programs or information about child drownings? Yes No
If yes, please explain: _____

2. Have you or anyone close to you ever had any experience(s) with a drowning or near drowning? Yes No
If yes, please describe: _____

3. How serious of a problem do you believe child drowning is here in Arizona?
 Very serious Somewhat serious Not that serious
Please explain: _____

4. Do you currently, or had in the past, a backyard pool or spa? Yes No
If yes, please describe the steps you took for pool safety:

5. Do you agree or disagree with the following statement: Arizona should never criminally prosecute a person whose child has drowned while in their care.
 Strongly agree Agree Disagree Strongly disagree
Please explain: _____

6. Do you have strong feelings about the State of Arizona criminally prosecuting people for neglect, abuse or negligence of their child(ren)? Yes No
Please explain: _____

7. Are you:
- a) A good swimmer? Yes No
 - b) Certified in water safety or taken a water lifesaving course? Yes No
 - c) A professional working in any way with children Yes No
 - g) Experienced in caring for multiple children at one time? Yes No

If yes to any of the above, please explain _____

STRANGULATION

1. How many of you believe that crimes which take place in the home should not be prosecuted?

2. Is there anyone who believes an assault outside the house is more dangerous than an assault within the home?

3. Is there anyone who believes a victim must be married to be the victim of domestic violence?

4. Is there anyone who feels that it's wrong for the state to get involved in a domestic violence case?

5. Have you ever heard an altercation taking place (perhaps at a neighbor's home) in which you feared someone was in danger? Did you call the police?

6. Is there anyone who feels that domestic violence victims deserve less protection than victims of crimes committed by strangers do? Is there anyone who feels that defendants in domestic violence cases should be treated differently simply because the couple has a child together or because they were once in a relationship?

7. How do you feel about a victim who will not testify against her abuser because they have a child together?

8. Have you ever called the police because you yourself were afraid of being hurt or fearful that someone you loved was going to be harmed?

9. Have you ever used physical force to protect yourself or others?

10. Generally speaking, do you consider yourself to be more of a risk taker?

11. Do you have strong feelings about the State of Arizona criminally prosecuting a person for placing their hand(s) around someone's throat – which affected their ability to breathe?

12. Is there anyone who believes it's not a crime to strangle or choke someone if they only use their hands?

13. Is there anyone who has strong feelings about the laws in Arizona as they pertain to domestic violence? Please explain.

14. Do any of you have strong feelings about women who have been in relationships in which there have been incidents of abuse?

15. Is there anyone who will look at this case differently – look at the allegations differently – simply because the victim had a prior relationship with the defendant?

16. Have you or anyone close to you ever experienced an episode of choking, or some inability to breathe? Please explain.

17. Is there anyone that does not believe placing your hands around the neck of another person and affecting their ability to breathe – should not be a crime? Are there any circumstances you can think of which might make you consider this to be excusable? Please tell me what those circumstances would be.

18. Have you, or anyone close to you ever been accused of any type of domestic violence or assault of another person? Please describe the circumstances.

IDENTIFICATION / MEMORY ISSUES

1. Have you read, seen or heard anything about how trauma affects memory?
 Yes No
If yes, what have you seen, read or heard?

2. What opinions have you formed as a result of what you have seen or read?
3. How many people here have ever been in a car accident?
4. Is there anyone who had a hard time recalling every detail of what happened?
 Yes No
5. Is there anyone who disagrees that when something sudden and traumatic happens – it is often difficult to recall exactly what happened and when?
 Yes No
6. Have you ever remembered details of unexpected events ... after some time had passed?
 Yes No
7. For those that said yes – why do you think you were able to recall details after the fact?

8. Is there anyone who has had a traumatic experience and had difficulties recalling exactly what happened?
 Yes No
If yes, please explain.

9. Is there anyone who has strong opinions about victims of violent crimes who have difficulties with the exact recall of events?
 Yes No

10. How about with the victim's description or identification of the person who hurt them?
 Yes No
If yes, please explain.

11. Generally speaking, what is your opinion about the reliability of eye witness identification by crime victims?
 Very reliable Somewhat reliable Not reliable

DEATH PENALTY

The State has charged the defendant with First Degree Murder and is seeking to impose the death penalty. Thus, every juror selected may be required to answer three separate questions and return three separate verdicts in separate phases of trial.

The first question will be whether the State has proven the defendant guilty of First Degree Murder beyond a reasonable doubt. If the jury does not unanimously find that the State has proven that the defendant has committed First Degree Murder beyond a reasonable doubt, the trial will end. If the jury unanimously finds that the defendant is guilty of First Degree Murder, then the trial moves to a second phase, which we call the Aggravation Phase.

During the Aggravation Phase, the State must prove beyond a reasonable doubt that at least one aggravating factor is true. If the jury does not unanimously find that the State has proven that at least one aggravating factor is true beyond a reasonable doubt, the trial will end with the jury's verdict of guilty remaining in effect. If the jury unanimously finds that the defendant is eligible for the death penalty, then the trial moves to a third phase, which we call the Penalty Phase.

During the Penalty Phase, each juror will be asked to decide whether the defendant should be sentenced to death or to a life term sentence. Under Arizona law, a life sentence may be life in prison for the rest of the defendant's life with no possibility of release, or may be life in prison, but defendant may ask to be paroled after serving 25 years. If the jury returns a verdict for a life sentence, Arizona law provides that the judge determine which life sentence to impose.

In deciding whether the defendant should be sentenced to death or to a life term, each juror will be asked to determine whether mitigating factors exist. Mitigation may include any aspect of the defendant's character, propensities or history and any of the circumstances of the offense that lead an individual juror to believe that a life term is the appropriate sentence. In determining whether to impose a sentence of death, each individual juror shall take into account the aggravating factor(s) that the jurors have found to be proven and any mitigating factor(s) that each individual juror has found to be proven. Each juror will then have to determine whether there is mitigation sufficiently substantial to call for leniency.

If the jury finds that the mitigation proven to exist is sufficiently substantial to call for leniency, then jury must sentence the defendant to life imprisonment and it will then be up to the judge to decide whether the sentence of life imprisonment shall be life without parole or life with the possibility of parole after serving 25 years imprisonment. If the jury finds that the mitigation proven to exist is not sufficiently substantial to call for leniency, then the jury must sentence the Defendant to death.

ATTITUDES REGARDING THE DEATH PENALTY

In any case in which the death penalty is a possible punishment, the law requires that the prospective jurors answer questions regarding their thoughts, feelings, and opinions on the death

penalty. The law requires these questions be asked before the first phase begins. You must not assume from any of the questions asked that the defendant is in fact guilty of any crime.

1. What are your **GENERAL FEELINGS** regarding the death penalty and why do you feel that way?

2. Which statement best summarizes your general views about the death penalty:
(Check only ONE.)

- I am opposed to capital punishment under any circumstances.
- I am opposed to capital punishment except in a few cases where it may be appropriate.
- I am neither generally opposed to nor in favor of capital punishment.
- I am in favor of capital punishment except in a few cases where it may not be appropriate.
- I am strongly in favor of capital punishment as an appropriate penalty.
- None of the above. If so, please tell us your views:

3. Should the death penalty apply to someone who did not intend to cause the death of another person: Yes No

Why or why not: _____

4. Have your views about the death penalty changed in the past years?

Yes No

If yes, please describe: _____

5. Is there any particular event in your life that has influenced the way you feel about the death penalty? Yes No If yes, please describe: _____

6. Do you believe the question of punishment, once a person has been found guilty of a crime, should be decided by a judge or by a jury?
 JUDGE JURY

7. Does your religion have a view on the death penalty? Yes No
If yes, please describe: _____

Do you agree or disagree with this view?

8. Do you hold any **moral, religious or philosophical principles** that would affect your ability to vote for the death penalty as a judgment in this case? Yes No

Please explain: _____

a. What are your general feelings about being asked to impose the death penalty?

b. Would you be able to vote for the death penalty in a murder of just one person?

9. Do you hold any **moral, religious or philosophical principles** that would affect your ability to vote for a life sentence as a judgment in this case? Yes No

Please explain: _____

10. If the issue of whether Arizona should have a death penalty law was to be on the ballot in the next election, how would you vote?

For Against Please explain: _____

11. Do your parents or spouse/partner or siblings or children have an opinion about the death penalty different than your own? Yes No

Please explain: _____

Would this affect your ability for vote for the death penalty in a capital case?

Yes No

Please explain: _____

12. Please complete the following sentence: I feel people are sentenced to death:

Too seldom Unfairly

Too often About the right amount of time

Please explain: _____

13. Will you, for whatever reason, automatically vote against the death penalty without considering the evidence and the instructions of law that will be presented to you?

Yes No If yes, please explain: _____

14. Will you, for whatever reason, automatically vote for the death penalty without considering the evidence and the instructions of law that will be presented to you?

Yes No If yes, please explain: _____

15. The cost of either form of sentence cannot be considered by the jury in deciding punishment. Do you agree with this law? Yes No

If no, please explain. _____

16. You will be instructed that you must disregard any opinion you may feel the judge has about the facts of the case. Will you be able to follow that instruction? Yes No

If no, please explain. _____

CAPITAL TRIAL PROCESS

After the jury is selected, the trial will begin with first of possibly three phases of trial.

The first phase is called the “guilt” phase wherein the jury will be asked to decide whether the State has proven beyond a reasonable doubt that the Defendant committed First Degree Murder. If the jury finds the Defendant not guilty of First Degree Murder, then the next two phases of the trial will not occur. If the jury finds the Defendant guilty of First Degree Murder, then the trial would proceed to the “aggravation” phase.

During the “aggravation” phase, the jury will be asked to decide whether the State has proven specific alleged aggravating factor(s) true beyond a reasonable doubt. If the jury finds that the State has failed to prove any aggravating factor to be true beyond a reasonable doubt, then the next phase of the trial will not occur. If the jury determines the State has proven an aggravating factor to be true, then the trial would proceed to the “penalty” phase.

During the “penalty” phase, the jury will be asked to determine if mitigating circumstances exist, and whether or not the death penalty is the appropriate sentence. Mitigation may include any aspect of the defendant’s character, propensities or record, and any of the circumstances of the offense. In determining whether to impose a sentence of death, each individual juror shall take into account the aggravating circumstances that all the jurors have found to be proven and any mitigating circumstances that each individual juror has found to be proven by a preponderance of the evidence. Each juror will then have to determine whether there is mitigation sufficiently substantial to call for leniency.

The jury will decide whether or not the death penalty is the appropriate sentence. If the jury determines that the death penalty is not the appropriate sentence, then the Defendant will be sentenced to life imprisonment and it will be up to the judge to decide whether the sentence of life imprisonment shall be life without parole or life with the possibility of parole after serving 35 years imprisonment.

17. You will be instructed that jurors must accept and follow the law as instructed by the judge, whether or not you personally agree with the law. Are your views regarding the death penalty, whether based on moral, philosophical, religious or any other grounds, so strongly held by you that **you will be prevented or impaired** from performing your sworn duty to follow the law and applying it to the facts of the case?

Yes No

If yes, please explain: _____

18. Assume you are on a jury to determine the punishment for a defendant who has already been convicted of First Degree Murder and the law gives you a choice of death or life imprisonment: (Check only ONE.)

I cannot vote to give the death penalty under any circumstances.

I am opposed to the death penalty but could vote to assess it in a proper case.

My decision on whether to assess the death penalty would depend

upon the facts and circumstances of the case.

I would vote to assess the death penalty in every case where I could.

19. If after hearing the evidence, reviewing the instructions, and deliberating with your fellow jurors, you believed that death was the appropriate sentence, would you personally be able to enter a verdict that would cause the defendant to die?

Yes No

20. Similarly, if after hearing the evidence, reviewing the instructions and deliberating with your fellow jurors, you believed that life was the appropriate sentence, would you personally be able to enter a verdict that would lead to such a sentence?

Yes No

21. Do you agree that it would be wrong for a juror to sit through the entire sentencing proceeding and then, for the first time, state during deliberations that regardless of the facts, he or she would never vote for the death penalty, or alternatively, would always vote for the death penalty?

Yes No If no, please explain:

22. If you were accused of a similar offense as the defendant, would you be satisfied that your case should be tried by 12 people with your background and your frame of mind? Yes No

Please explain your answer: _____

23. Based on what you know about the case, including the facts that the State is seeking the death penalty and the Defendant is accused of murdering of woman to obtain the money in her home, is there any reason why you could not be a fair and impartial juror in this case?

Yes No If yes, please explain (if not previously covered):

24. Is there any reason you **WOULD** like to be a juror in this case?

Yes No If yes, please explain (if not previously covered):

25. Is there any reason you WOULD NOT like to be a juror in this case?

Yes No If yes, please explain (if not previously covered):

26. Is there any matter that **has not** been covered by this questionnaire concerning the possible penalties, or your feelings and attitudes about the possible penalties, or concerning **any other subject** that you feel that you should mention at this time that might affect your ability to be a fair and impartial juror in this case?

Yes No

If yes, please explain: _____

27. The law requires that aggravating factors be proven beyond a reasonable doubt. Mitigation, on the other hand, need only be proven by a preponderance of the evidence. Do you agree with this law? Yes No

If no, can you follow this law even though you disagree with it? Yes No

If no, please explain: _____

28. Arizona statutes contain the list of aggravating factors that may make a defendant eligible for a death sentence. No other factors may be used as an aggravating factor.

Do you agree with this law? Yes No

If no, can you follow the law even though you disagree with it? Yes No

29. As stated on page 27, mitigation may include any aspect of the defendant's character, propensities or history and any of the circumstances of the offense that lead an individual juror to believe that a life term is the appropriate sentence. The law requires jurors to consider any proven mitigation before deciding whether to impose a sentence of death.

Do you agree with this law? Yes No

Would you be able and willing to follow this law even if you disagree with it?

Yes No

If either answer is no, please explain:

30. If you determine that the appropriate sentence is life, the Court will determine if the sentence will be life without the possibility of release or life with the possibility of release only after at least 25 years in prison have been served. Do you agree with the law that requires the judge, not the jury, to make the decision about which type of life sentence to impose?

Yes No If no, please explain: _____

31. The financial cost of either form of sentence cannot be considered by the jury in deciding punishment. Do you agree with this law? Yes No

If no, please explain: _____

DNA/SCIENTIFIC ANALYSIS OF EVIDENCE

1. Have you recently read, seen or heard anything about DNA and DNA analysis?

Yes No

If yes, please explain: _____

2. Are you aware of any court cases involving DNA analysis? Yes No

If yes, please describe these cases and state what you recall about them and the role DNA analysis played in the outcome: _____

3. What is your view concerning the reliability of DNA analysis in accurately identifying and/or eliminating a person as the source of evidence found at a crime scene?

Very reliable Somewhat reliable Not reliable

4. Do you have any difficulty trusting, understanding, and/or have a strong dislike of complex math/scientific information? Yes No

If yes, please explain: _____

5. Have you taken any classes or read about molecular biology, population genetics, or statistics? Yes No

If yes, please list which subjects and explain your level of understanding: _____

6. What is your view concerning the reliability of forensic testing such as ballistics and/or firearms?

Very reliable Somewhat reliable Not reliable Unknown

7. Have you read or had any direct experiences with the accuracy of eye witness identification? Yes No

If yes, please list what you have read or provide details about your experience.

8. Have you read, seen or heard anything about efforts taken regarding disguises and efforts to prevent forensic evidence at crime scenes? Yes No

If yes, please list what you have read, seen or heard:

IMMIGRATION

There has been much written in the press and on television about illegal immigration here in Arizona. As a border state, Arizona must enforce laws concerning many aspects of illegal immigration. Many people have strong feelings about illegal immigration and reform. While this trial is not about the legality of entering this country illegally – it is about stealing an identity to gain employment. I'd like to talk to you about your feelings about many of these topics.

Arizona came to forefront of the immigration debate with the passage of SB1070. This legislative act was the broadest and strictest anti-illegal immigration measure in the US. This Act received national attention and considerable debate – especially here in Arizona. Is there anyone who has very strong opinions or feelings against SB1070?

Are you or anyone close to you involved in any support groups or organizations for immigration reform? Read or seen anything regarding immigration reform? What opinions have you formed about what you have seen or read?

First, have you or anyone close to you participated in a rally or signed a petition specific to issues involving immigration?

Have you or anyone close to you written a letter to an editor, written a blog or posted an opinion online about issues involving immigration?

Is there anyone who has strong feelings – either for or against – Sheriff Joe Arpaio?

Are you, or have you ever been a member of any human rights advocacy group? Are you or anyone close to you involved in anyway – as a volunteer, through church or as a result of your job with the advancement of human rights?

Is there anyone who believes it is acceptable to work in the US without having the necessary legal documentation?

Do you or anyone close to you have strong feelings against the Volunteer Minutemen Guard?

Is there anyone who believes there is a law enforcement bias against illegal immigrants – specifically people from Mexico?

If the law as presented to you by the Judge in this case was contrary to your personal beliefs concerning illegal immigration, is there anyone who could not set aside your own views and apply the law to facts of this case as instructed by the Judge?

The Defendant and the Victim(s) were born in Russia. The Defendant is Jewish. Would the ethnic heritage of the Defendant, or the Victim in this case interfere in anyway with your ability to be a fair and impartial juror in this case?

Yes No

If yes, please explain: _____

IDENTITY FRAUD

Is there anyone here who does not believe identity theft is a serious problem here in the US?

Is there anyone who does not believe it should be against the law to use someone else's identity in order to get a job and work?

Is there anyone who agrees with the following statements:

- Identity theft must involve financially hurting another person for it to really be considered a serious crime.
- Using someone's social security number to get a job is understandable when faced with the inability of getting a job otherwise.
- Making up a fake social security number to get a job is really a victimless crime.
- I have a difficult time feeling strongly about a crime when there is no victim in the courtroom to testify about being harmed.
- I have feelings of sympathy for a person who is willing to do whatever it takes to have a job – even if it means breaking a law.

Have you or anyone close to you felt they were the victims of a “scam?” **IF YES:** please explain the circumstances

To your knowledge, have you ever lost money because of a fraudulent scheme? **IF YES:** please explain the circumstances.

Do you or anyone close to you conduct internal investigations as a duty of your employment? **IF YES:** please explain.

Do you or anyone close to you have any training, education or expertise in employment law or EEOC? **IF YES:** please explain.

A whistleblower is a person who tells the public or the authorities about alleged dishonest or illegal activities occurring within their workplace. Is there anyone who has had been negatively affected by a whistleblower? Is there anyone who has very strong feelings against someone who basically snitches on the wrongdoing of a company after that person no longer works there?

EXPERTS

1. Do you have strong feelings about the use of paid experts in criminal trials?

Yes No If yes, please explain: _____

2. Do you strongly believe that psychologists, psychiatrists, and/or medical experts can identify and explain the reasons for violent human behavior?

Yes No If yes, please explain: _____

3. Expert witnesses may be testifying in this case. Experts have advanced education and experience relevant to this case. Experts on both sides in this case have probably testified in a number of different cases. Does the fact that experts frequently testify bother you or upset you in any way so that you would have trouble listening to their testimony and determining its credibility?

4. Most of the expert witnesses that will be testifying in this case have been paid by either the County or the Defendant. Does anyone have any strong feelings about the fact that experts get paid for their time?

5. What factors do you take into account when deciding whether a professional is telling you the truth?

6. If you heard two (2) professional witnesses testify in court, and they rendered contradictory opinions, how would you determine who was telling the truth?

Would you feel comfortable making that type of determination?

Yes_____ No_____

7. Do you believe that if two professional witnesses render different opinions, you can't believe either one of them? Can't convict?

INFORMANT/IMMUNITY

1. What is your view concerning the reliability of video and/or conversations captured a hidden camera or hidden voice recorders?
 Very reliable Somewhat reliable Not reliable Unknown

2. Do you have strong feelings about the use of the police department using a hidden camera or hidden voice recorders in an investigation of a murder for hire scheme?
 Yes No If yes, please explain: _____

3. Do you have strong feelings about the use of the State of Arizona using an informant in the investigation and prosecution of a murder for hire case?
 Yes No If yes, please explain: _____

4. What is your view concerning the reliability of video captured on closed circuit cameras?
 Very reliable Somewhat reliable Not reliable Unknown

5. Have you ever used or needed to rely upon closed circuit cameras/video?
 Yes No If yes, please explain: _____

6. Do you have strong feelings about the use of the State of Arizona granting immunity to a witness in a murder case? Yes No

ATHLETES

1. Are you an avid basketball fan?
 Yes No

2. Did you, or anyone close to you play collegiate and/or professional sports?
 Yes No If yes, list: _____

3. Are you or anyone close to you involved in youth athletics – such as coaching, organizing or volunteering?
 Yes No If yes, please explain: _____

GAMBLING

1. Do you have strong feelings about gambling? Yes No If yes, please explain:

2. Have you ever gambled and/or been to Casino Arizona?

Yes No

Have you ever had a negative experience at Casino Arizona? Yes No

If yes, please explain: _____

3. Generally, do you believe gambling at an Indian Reservations is not safe? Yes No If yes, please explain: _____

INVESTIGATION ISSUES

1. Are you or anyone close to you responsible for any aspect of quality control at your/their work place? Yes No

If yes, please explain: _____

2. Does your job or profession require a high level of precision or have an expectation of perfection? Yes No

If yes, please explain: _____

CONSPIRACY

1. Have you ever felt that you or someone close to you was the target of a conspiracy at work? Yes No

If yes, please explain: _____

2. Are you interested in books, television shows and/or movies about conspiracy theories? Yes No

If yes, please explain: _____
