FUNDAMENTALS OF TRIAL ADVOCACY COURSE

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JURY SELECTION

Presented by:

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Distributed by:

ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL
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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:

School	Grade	Full or Part Time

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):

Job Title	Years	Name/Location of Employer

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 competed?_____

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 <u>serious</u> 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:

_____

_____

_____

68. Please list any civic, political, social, or charitable organizations, including unions or clubs, you are affiliated with, belong to or have donated money to:

_____

_____

_____

Are you an officer or leader in any of these groups? ☐ Yes ☐ No

69. Would you describe yourself as more of a leader or a follower? ☐ Leader ☐ Follower

70. Do you consider yourself to be (select only one):

☐ A detailed oriented person ☐ A big picture type person

71. Do you consider yourself to be (select only one):

☐ More Conservative ☐ More Moderate ☐ More Liberal

72. Have you, a member of your family or close friend worked with any program dedicated to rehabilitating persons convicted of a crime? ☐ Yes ☐ No

If YES, please describe it briefly and, if other than yourself, state the relationship of the person to you.

_____

_____

73. Have you ever belonged to, been affiliated with or donated money to any group involved in law enforcement or monitoring of the courts, such as:

Neighborhood Block Watch	☐ Yes ☐ No
Mothers Against Drunk Drivers	☐ Yes ☐ No
Volunteer Posse	☐ Yes ☐ No
Parents/Families of Murdered Children	☐ Yes ☐ No
Any group that campaigns for stricter criminal penalties	☐ Yes ☐ No

Other:_____

If yes, please describe: _____

74. Have you, any member of your immediate family, household or close friends ever belonged to any organization that advocates victim rights? ☐ Yes ☐ No
If yes, please describe: _____

_____

75. Have you, any member of your immediate family, household or close friends ever belonged to any organization that advocates prisoners' rights? ☐ Yes ☐ No

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:

When	Where	Nature of Case (i.e., personal injury, burglary, etc.)	Outcome/Verdict

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 penaltics, 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:** _____

JUROR NUMBER: _____

Please provide any further explanations to the above questions in the space below.

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

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

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

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	☐ Yes ☐ No
Being asked to sign a pre-nuptial agreement	☐ Yes ☐ No
Being asked to sign a post-nuptial agreement	☐ Yes ☐ No
A custody dispute	☐ Yes ☐ No
Infidelity in a marriage	☐ Yes ☐ No
Domestic violence/abuse	☐ Yes ☐ 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

Verbal abuse is just as harmful as physical abuse.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree

Women today have many choices and do not have to stay in violent relationships.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree

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

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree

Domestic violence is a serious problem and should be taken serious every time.

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree

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

____ Strongly Agree	____ Agree	____ Disagree	____ Strongly Disagree

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:

_____ Public Elementary School
_____ Catholic Elementary School
_____ Other: Please specify
_____ Private Elementary School (Christian)
_____ Private Elementary School (not affiliated with a religion)

12. 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)

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

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

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 ...

____ Strongly Agree	____ Agree	____ Disagree	____ 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 <u>never</u> 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:

_____ 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

_____

_____

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

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

_____

_____

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.

____ Strongly Agree	____ Agree	____ Disagree	____ 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.

____ Strongly Agree	____ Agree	____ Disagree	____ 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

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	☐ Yes ☐ No
Good-touch - Bad-touch	☐ Yes ☐ No
Child Physical Abuse	☐ Yes ☐ 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.

_____

_____

१. [illegible]

२. [illegible]

३. [illegible]

४. [illegible]

५. [illegible]

६. [illegible]

७. [illegible]

८. [illegible]

٤ ٤٤٤

[illegible]

[illegible]

[illegible]

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☐ 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

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

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

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

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 <u>specific</u> 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 <u>not</u> be used in public schools?
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

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

8. 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.

____ Strongly Agree	_____ Agree	_____ Disagree	_____ 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.

____ Strongly Agree	_____ Agree	_____ Disagree	_____ 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

Elementary aged children should never be spanked by the principal of a school.

____ Strongly Agree	_____ Agree	_____ Disagree	_____ Strongly Disagree

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	☐ Yes ☐ No
Autism Spectrum Disorder	☐ Yes ☐ No
Plagiocephaly	☐ Yes ☐ No
Drowning Coalition of Arizona	☐ Yes ☐ No
Southwest Autism Research & Resource Center (SARRC)	☐ Yes ☐ 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.

		YES	NO
(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	☐ 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.

_____

_____

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 <u>more</u> 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 <u>not</u> 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 <u>is</u> 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 <u>is</u> <u>not</u> sufficiently substantial to call for leniency, then the jury must sentence the Defendant to death.

<u>ATTITUDES REGARDING THE DEATH PENALTY</u>

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 geting 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: _____

   _____