

## **JUROR QUESTIONNAIRE**

### **Introduction**

Thank you for coming to court as a potential juror!

In 1789, Thomas Jefferson stated: "I consider trial by jury as the only anchor ever yet imagined by man, by which a government can be held to the principles of its constitution."

Those words ring as true today as they did at the time our nation was born.

The United States and California Constitution's guarantee that every person charged with criminal wrongdoing has the right to a trial by a jury of one's peers. This vital right serves to protect the liberty and legal rights of all members of our community and nation.

Jury service is at the heart of the American system of justice, where citizens participate directly in the legal process. The jury plays a pivotal role in our justice system: its members are charged, in each case, with making a fair and impartial decision based on the facts presented during the trial and the requirements of law.

Jury service is also part of our cherished democratic tradition as a nation. We have settled legal disputes in this country by jury trials for over 200 years.

On behalf of the judges of this court, I thank you for doing your part as a citizen to participate in this long-standing and essential democratic process.

The Court recognizes that service as a juror is a burden because the time you give is time taken away from your personal and business lives. Your valuable time and talent is truly appreciated by the Court, the entire legal community, and by the parties to this case.

### **Covid-19 Pandemic**

The Court has taken several precautions to ensure a safe environment for both jury selection and eventual jury trials during the course of the current pandemic. Jury selection and trials are being conducted in a way that allows for consistent social distancing of participants. The Court requires all individuals to wear face coverings within the courthouse. Courtrooms will have significantly reduced occupancy to ensure adequate social distancing in addition to the face-covering requirement. Signage and markings will be placed throughout the court portion of the building to reinforce social distancing best practices. Finally, all individuals entering the building are encouraged to exercise appropriate caution in social distancing and hygiene in order to ensure a safe environment for all.

### **The Importance of This Questionnaire**

Before the case can start, a jury must be selected. The judge and the parties need to know information about you and people you know in order to select jurors who can be fair to both sides.

Everyone has attitudes and opinions that are shaped by their life experiences. Sometimes these experiences can make it difficult to look at a certain issue in an unbiased and unemotional way. As a juror, you must return a verdict based on the law and on the facts proved in court. The judge will give you instructions on the law and on how you should go about deciding the case. You must listen to and follow the judge's instructions.

This questionnaire has been prepared to assist the Court and the parties in determining whether or not you may have personal knowledge of this case, or experiences which may affect your judgment about the issues to be decided by the jury. Acquaintance with any of the parties, the lawyers or potential witnesses should also be disclosed.

**This questionnaire is part of the record of a public trial. The page with your personal identifying information will be removed from the copy of the questionnaire in the court record, sealed and will not be available to the public without prior court order. Your answers must be made under oath subject to the penalty of perjury. Please answer the questions honestly and with care. Your full and complete answers are essential.**

Please note there are no right or wrong answers to any question. In the event that some of the questions call for sensitive personal information which you wish not to disclose, please indicate that fact in your response by writing "private" in the answer space or at the last question. You will be provided an opportunity to speak with the judge and the attorneys outside the presence of other jurors.

Please fill in your answers completely, in blue or black ink. Since we need to make copies, do not write on the back of any page. If you need more room, continue at the bottom or side of the page, or on the last page (noting question number). Please complete this questionnaire by yourself and do not consult with anyone else.

**Once you have completed the questionnaire, please return it to the drop box at the Truckee courthouse at the public counter or at the drop box no later than October 26, 2020 or return it by e-mail to the courthouse at [jury@nccourt.net](mailto:jury@nccourt.net) no later than the same deadline. You will be contacted by court staff to advise you regarding the precise date and time of your jury service or any other instructions. (If for some reason you are not contacted, you are ordered to report to court on the date and time specified on your summons.)**

### **Admonition**

**Please do not investigate the facts or the law, or do any research whatsoever regarding this case. Do not use the Internet or any electronic device, including a cell phone, computer or tablet, in any way in connection with this case, either on your own or as a group, whether in court or outside of court. Do not, for example, use any type of**

**electronic device to learn more about: the case, the parties (including the defendant), the attorneys, the witnesses, or any alleged victim.**

Thank you again!

*B Scott Thomsen,*  
Judge of the Superior Court

**JUROR IDENTIFICATION DATA AND VERIFICATION**

Name: \_\_\_\_\_

*Last*

*First*

*Middle Initial*

Juror Identification Number (from your Jury Summons):

\_\_\_\_\_

**Phone Number(s)** where you can be reached for notification purposes:

\_\_\_\_\_

**INSTRUCTIONS**

**FIRST:** Print your name and the juror identification number (from your Jury Summons) on the lines above. Provide the best phone number(s) to reach you for notification purposes. Also, please put your juror number **only** on the top right of the next page.

**SECOND:** Carefully and completely answer all the questions on the attached questionnaire.

**THIRD:** Return to this page and sign the declaration below that you have answered the questionnaire to the best of your knowledge, without assistance from any other person, under penalty of perjury.

**DECLARATION**

I have read and completed the attached questionnaire. I declare under penalty of perjury my answers are true and correct to the best of my knowledge. I further declare that I have received no assistance from any other person in deciding how to answer any of the questions.

\_\_\_\_\_  
Prospective Juror Signature

Date: \_\_\_\_\_

## JUROR QUESTIONNAIRE

PLEASE PRINT ALL ANSWERS LEGIBLY

1. **PRINT YOUR JUROR IDENTIFICATION NUMBER:** \_\_\_\_\_
  
2. GENDER:  MALE  FEMALE
  
3. AGE: \_\_\_\_\_
  
4. IN WHAT AREA OF THE COUNTY DO YOU LIVE? \_\_\_\_\_
5. ARE YOU FAMILIAR WITH THE AREA OF HIGHWAY 20 NEAR THE ESTABLISHMENT FORMERLY KNOWN AS THE "FIVE MILE HOUSE" "OL REPUBLIC ROADHOUSE" AND NOW "THE WHEELHOUSE?"  
\_\_\_\_\_
  
6. DESCRIBE ANY DIFFICULTIES (VISION, HEARING, OR MEDICAL PROBLEMS) THAT MAY AFFECT YOUR JURY SERVICE: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
7. ARE YOU CURRENTLY TAKING ANY MEDICATION THAT MIGHT INTERFERE WITH YOUR ABILITY TO SIT AS A JUROR OR PAY ATTENTION THROUGHOUT THE CASE?  
 YES  NO IF YES, EXPLAIN: \_\_\_\_\_  
\_\_\_\_\_
  
8. DO YOU HAVE ANY ETHICAL, RELIGIOUS, POLITICAL, MORAL, OR OTHER BELIEFS THAT MAY PREVENT YOU FROM SERVING AS A JUROR?  
 YES  NO IF YES, EXPLAIN: \_\_\_\_\_  
\_\_\_\_\_
  
9. WHAT IS THE HIGHEST LEVEL OF EDUCATION YOU COMPLETED?  
 GRADE SCHOOL OR LESS  SOME COLLEGE  
(MAJOR): \_\_\_\_\_  
 SOME HIGH SCHOOL  COLLEGE GRADUATE  
(MAJOR): \_\_\_\_\_  
 HIGH SCHOOL GRADUATE  POSTGRADUATE STUDY  
(MAJOR): \_\_\_\_\_  
 OTHER (PLEASE EXPLAIN): \_\_\_\_\_  
\_\_\_\_\_  TECHNICAL, VOCATIONAL, OR BUSINESS  
SCHOOL  
(MAJOR): \_\_\_\_\_

10. IF YOU PLAN TO ATTEND OR ARE CURRENTLY ATTENDING SCHOOL, DESCRIBE:

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11. IF YOU, YOUR SPOUSE OR PARTNER HAVE TAKEN ANY COURSES OR HAD ANY TRAINING IN LAW OR A RELATED SUBJECT, DESCRIBE:

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12. EDUCATIONAL BACKGROUND OF ANY OTHER ADULT WHO LIVES IN YOUR HOME, INCLUDING ANY DEGREES OR CERTIFICATES EARNED:

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13. YOUR PRESENT EMPLOYMENT STATUS (CHECK ALL THAT APPLY):

- EMPLOYED FULL-TIME     RETIRED     UNEMPLOYED, LOOKING FOR WORK  
 EMPLOYED PART-TIME     STUDENT     UNEMPLOYED, NOT LOOKING FOR WORK  
 HOMEMAKER

14. YOUR CURRENT OR MOST RECENT OCCUPATION (AND FOR HOW LONG):

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15. NAME OF YOUR CURRENT OR MOST RECENT EMPLOYER OR, IF A STUDENT, YOUR SCHOOL:

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16. ALL OTHER EMPLOYMENT YOU HAVE HAD IN THE PAST 10 YEARS (AND FOR HOW LONG):

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17. WHAT IS YOUR CURRENT MARITAL STATUS?  SINGLE (NEVER MARRIED)  
 MARRIED  SEPARATED  LIVE WITH PARTNER  DIVORCED  WIDOWED

HOW LONG IN PRESENT STATUS? \_\_\_\_\_ YEARS

18. THE PRESENT EMPLOYMENT STATUS OF YOUR SPOUSE OR PARTNER (CHECK ALL THAT APPLY):  
 EMPLOYED FULL-TIME  RETIRED  UNEMPLOYED, LOOKING FOR WORK  
 EMPLOYED PART-TIME  STUDENT  UNEMPLOYED, NOT LOOKING FOR WORK  
 HOMEMAKER

19. THE CURRENT OR MOST RECENT OCCUPATION OF YOUR SPOUSE OR PARTNER (AND FOR HOW LONG): \_\_\_\_\_  
\_\_\_\_\_

20. THE NAME OF THE CURRENT OR MOST RECENT EMPLOYER OF YOUR SPOUSE OR PARTNER OR, IF A STUDENT, HIS OR HER SCHOOL: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

21. IF YOU, YOUR SPOUSE, PARTNER, OR A RELATIVE ARE CURRENTLY WORKING OR HAVE EVER WORKED IN LAW ENFORCEMENT, PLEASE LIST THE AGENCY, POSITION, AND THE PERSON'S RELATIONSHIP TO YOU: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

22. IF YOU HAVE CHILDREN, PLEASE LIST (INCLUDING ANY CHILDREN WHO DO NOT CURRENTLY LIVE WITH YOU):

SEX	AGE	DOES CHILD LIVE WITH YOU?	EDUCATION	OCCUPATION
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

23. ARE YOU, ANY CLOSE FRIEND OR RELATIVE ASSOCIATED WITH ANY PROSECUTOR'S OFFICE, SUCH AS THE DISTRICT ATTORNEY, ATTORNEY GENERAL OR U.S. ATTORNEY?  
 YES  NO IF YES, EXPLAIN: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

24. ARE YOU, ANY CLOSE FRIEND OR RELATIVE ASSOCIATED WITH ANY ATTORNEY, INCLUDING A PUBLIC DEFENDER OR PRIVATE CRIMINAL DEFENSE ATTORNEY?  
 YES       NO      IF YES, PLEASE EXPLAIN: \_\_\_\_\_

\_\_\_\_\_

25. PLEASE LIST ANY SOCIAL, CIVIC, PROFESSIONAL, TRADE, CHARITABLE, OR OTHER ORGANIZATIONS WITH WHICH YOU ARE AFFILIATED, OR TO WHICH YOU CONTRIBUTE MONETARY SUPPORT: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

26. DESCRIBE ANY OFFICES YOU HAVE HELD IN ORGANIZATIONS LISTED ABOVE:

\_\_\_\_\_

\_\_\_\_\_

27. HAVE YOU PREVIOUSLY SERVED ON A CRIMINAL OR CIVIL TRIAL JURY?  YES  NO  
ON HOW MANY CASES DID YOU SERVE? \_\_\_\_\_  
APPROXIMATE YEAR(S): \_\_\_\_\_  
WHERE DID YOU SERVE ON A JURY? \_\_\_\_\_  
WERE YOU A JUROR OR AN ALTERNATE? \_\_\_\_\_  
DESCRIBE THE KINDS OF CASES YOU HEARD WHILE SERVING ON A JURY:

\_\_\_\_\_

WAS THERE ANYTHING ABOUT YOUR JURY SERVICE THAT WOULD MAKE YOU QUESTION YOUR ABILITY TO BE FAIR AND IMPARTIAL IN THIS CASE

YES       NO      IF YES, EXPLAIN: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

28. HAVE YOU EVER SERVED ON A GRAND JURY?  YES  NO  
CRIMINAL OR CIVIL GRAND JURY? \_\_\_\_\_  
APPROXIMATE YEAR(S)? \_\_\_\_\_  
WHERE DID YOU SERVE ON A GRAND JURY? \_\_\_\_\_  
HOW LONG DID YOU SERVE ON A GRAND JURY? \_\_\_\_\_  
DESCRIBE THE KINDS OF CASES YOU HEARD WHILE SERVING ON A GRAND JURY:

\_\_\_\_\_

\_\_\_\_\_



WAS THERE ANYTHING ABOUT YOUR JURY SERVICE THAT WOULD MAKE YOU QUESTION YOUR ABILITY TO BE FAIR AND IMPARTIAL IN THIS CASE?

YES       NO      IF YES, EXPLAIN: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

29. HAVE YOU, OR ANYONE CLOSE TO YOU, EVER BEEN A VICTIM OF A CRIME?

YES    NO

IF YES, WHO? \_\_\_\_\_

WHAT CRIME(S)? \_\_\_\_\_

WHEN? \_\_\_\_\_

WHAT HAPPENED? \_\_\_\_\_

WAS ANYONE ARRESTED?  YES  NO

WAS ANYONE CHARGED WITH A CRIME?  YES  NO

WAS THERE A TRIAL?  YES  NO

IF YES, DID YOU ATTEND THE TRIAL?  YES  NO

AS A RESULT OF THAT EXPERIENCE IS THERE ANYTHING THAT WOULD MAKE YOU QUESTION YOUR ABILITY TO BE FAIR AND IMPARTIAL IN THIS CASE?

YES       NO      IF YES, EXPLAIN: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

30. HAVE YOU, OR ANYONE CLOSE TO YOU, EVER BEEN A WITNESS TO A CRIME?

YES    NO

IF YES, WHO? \_\_\_\_\_

WHAT CRIME(S)? \_\_\_\_\_

WHEN? \_\_\_\_\_

WHAT HAPPENED? \_\_\_\_\_

WAS ANYONE ARRESTED?  YES  NO

WAS ANYONE CHARGED WITH A CRIME?  YES  NO

WAS THERE A TRIAL?  YES  NO

IF YES, DID YOU ATTEND THE TRIAL?  YES  NO

AS A RESULT OF THAT EXPERIENCE IS THERE ANYTHING THAT WOULD MAKE YOU QUESTION YOUR ABILITY TO BE FAIR AND IMPARTIAL IN THIS CASE?

YES       NO      IF YES, EXPLAIN: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

31. OTHER THAN A MINOR TRAFFIC OFFENSE, HAVE YOU, OR ANYONE CLOSE TO YOU, EVER HAD ANY CONTACT WITH LAW ENFORCEMENT, INCLUDING BUT NOT LIMITED TO, BEING: (A) STOPPED BY THE POLICE (B) ACCUSED OF MISCONDUCT, WHETHER OR NOT IT WAS A CRIME (C) INVESTIGATED AS A SUSPECT IN A CRIMINAL CASE (D) CHARGED WITH A CRIME (E) OR NAMED AS A CRIMINAL DEFENDANT?

YES  NO

IF YES, WHO? \_\_\_\_\_

WHAT CRIME(S)? \_\_\_\_\_

WHEN? \_\_\_\_\_

WHAT HAPPENED? \_\_\_\_\_

\_\_\_\_\_

WAS ANYONE ARRESTED?  YES  NO

WAS ANYONE CHARGED WITH A CRIME?  YES  NO

WAS THERE A TRIAL?  YES  NO

IF YES, DID YOU ATTEND THE TRIAL?  YES  NO

AS A RESULT OF THAT EXPERIENCE IS THERE ANYTHING THAT WOULD MAKE YOU QUESTION YOUR ABILITY TO BE FAIR AND IMPARTIAL IN THIS CASE?

YES  NO IF YES, PLEASE EXPLAIN: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

32. HAVE YOU EVER BEEN TO COURT FOR ANY OTHER REASON?  YES  NO

IF YES, PLEASE EXPLAIN: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

33. THE FOLLOWING ARE PRINCIPLES OF LAW THAT APPLY TO ALL CRIMINAL CASES:

A defendant in a criminal action is presumed to be innocent. This presumption requires that the People prove each element of a crime and special allegation beyond a reasonable doubt. Whenever the judge tells you the People must prove something, the judge means they must prove it beyond a reasonable doubt unless the judge specifically tells you otherwise.

Proof beyond a reasonable doubt is proof that leaves you with an abiding conviction that the charge is true. The evidence need not eliminate all possible doubt because everything in life is open to some possible or imaginary doubt.

In deciding whether the People have proved their case beyond a reasonable doubt, you must impartially compare and consider all the evidence that was received throughout the entire trial. Unless the evidence proves the defendant guilty beyond a reasonable doubt, he is entitled to an acquittal and you must find him not guilty.

DO YOU UNDERSTAND THESE PRINCIPLES OF LAW?

YES  NO  NOT SURE

DO YOU AGREE WITH ALL OF THESE PRINCIPLES OF LAW?

YES  NO  NOT SURE

WILL YOU FOLLOW ALL THESE PRINCIPLES OF LAW?

YES  NO  NOT SURE

IF YOU ANSWERED NO OR NOT SURE TO ANY QUESTION, PLEASE EXPLAIN:

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34. A DEFENDANT HAS A CONSTITUTIONAL RIGHT NOT TO TESTIFY AND THAT DECISION MAY NOT BE HELD AGAINST THEM IN ANY WAY. THEY MAY CHOOSE TO TESTIFY OR NOT TO TESTIFY. WOULD IT BOTHER YOU IF A DEFENDANT CHOSE NOT TO TESTIFY?

YES  NO IF YES, PLEASE EXPLAIN: \_\_\_\_\_

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35. DURING THE CASE, THE JUDGE WILL READ TO YOU THE INSTRUCTIONS ON THE LAW THAT MAY APPLY TO THE CASE. WILL YOU HAVE ANY TROUBLE FOLLOWING THE LAW GIVEN TO YOU BY THE JUDGE IF YOU PERSONALLY DISAGREE WITH IT?

YES  NO IF YES, PLEASE EXPLAIN: \_\_\_\_\_

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36. HAVE YOU, OR ANYONE CLOSE TO YOU, EVER HAD A PARTICULARLY PLEASANT OR UNPLEASANT EXPERIENCE WITH LAW ENFORCEMENT?

YES  NO IF YES, PLEASE EXPLAIN: \_\_\_\_\_

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37. WOULD YOU BE ABLE TO LISTEN TO THE TESTIMONY OF A MEMBER OF LAW ENFORCEMENT AND MEASURE IT THE SAME WAY YOU WOULD THAT OF ANY OTHER WITNESS?

YES  NO IF NO, PLEASE EXPLAIN: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

38. WOULD YOUR ATTITUDES ON OUR CRIMINAL JUSTICE SYSTEM INFLUENCE YOU TO FAVOR EITHER THE DEFENSE OR THE PROSECUTION BEFORE HEARING ALL THE EVIDENCE?  YES  NO  NOT SURE

IF YES OR NOT SURE, PLEASE EXPLAIN: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

39. THIS IS A CRIMINAL CASE BROUGHT BY THE PEOPLE OF THE STATE OF CALIFORNIA AGAINST THE DEFENDANT, ALBERT SILVA. THIS CASE INVOLVES THE DEATH OF A 2- YEAR- OLD BOY, WHO DIED IN A SOLO CAR ACCIDENT. ALBERT SILVA WAS DRIVING. HE IS BOTH THE DEFENDANT AND THE BOY'S FATHER. MR. SILVA WAS ALLEGEDLY UNDER THE INFLUENCE AT THE TIME OF THE ACCIDENT. MR. SILVA HAS PRIOR DUI CONVICTIONS. MR. SILVA IS CHARGED WITH MURDER IN THIS CASE.

DO YOU FEEL THAT YOU CANNOT GIVE THE DEFENDANT A FAIR TRIAL BECAUSE OF THE NATURE OF THE CASE?

YES  NO

IF YES, PLEASE EXPLAIN: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

40. WOULD YOU HAVE A DIFFICULT TIME CONVICTING SOMEONE OF MURDER IF THAT PERSON DID NOT INTEND TO KILL (THE LAW ON THIS ISSUE WILL BE EXPLAINED LATER). PLEASE EXPLAIN: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

41. PRIOR TO TODAY, WERE YOU AWARE OF THIS CASE?

YES  NO

IF YES, WHAT HAVE YOU READ, SEEN, OR HEARD ABOUT THIS CASE. PLEASE BE AS COMPLETE AS POSSIBLE: \_\_\_\_\_

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IF YES, HAS WHAT YOU HAVE HEARD, READ, OR SEEN ABOUT THIS CASE CAUSED YOU TO FORM ANY OPINIONS ABOUT THE CASE OR ANY PERSONS OR AGENCIES INVOLVED?

YES  NO

IF YES, PLEASE EXPLAIN: \_\_\_\_\_

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42. HAVE YOU DISCUSSED THIS INCIDENT OR HEARD ANYONE ELSE TALK ABOUT THE INCIDENT?

YES  NO

IF YES, PLEASE EXPLAIN: \_\_\_\_\_

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43. IF YOU ARE CHOSEN FOR JURY SERVICE IN THIS CASE, THE COURT WILL ORDER THAT YOU MAY NOT READ, LISTEN TO, OR WATCH ANY ACCOUNTS OF THIS CASE IN THE NEWS MEDIA, INCLUDING BUT NOT LIMITED TO NEWSPAPERS, TELEVISION, RADIO, OR INTERNET. WILL YOU BE ABLE TO COMPLY WITH THIS ORDER?

YES  NO

IF NO, PLEASE EXPLAIN: \_\_\_\_\_

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44. IS THERE ANYTHING ELSE WE SHOULD KNOW ABOUT YOU AS A PROSPECTIVE JUROR THAT MIGHT SUBSTANTIALLY IMPAIR YOUR ABILITY TO BE FAIR AND IMPARTIAL FOR A TRIAL IN THIS CASE?

YES  NO

IF YES, PLEASE EXPLAIN: \_\_\_\_\_

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45. THE ATTORNEYS INVOLVED IN THE PROSECUTION AND DEFENSE OF THIS CASE ARE CAMBRIA LISONBEE and THOMAS ANGELL. THE JUDGE IS THE HONORABLE SCOTT THOMSEN. DO YOU KNOW ANY OF THESE ATTORNEYS OR THE JUDGE?

YES  NO

IF YES, PLEASE EXPLAIN:

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46. DO YOU KNOW ALBERT SILVA, THE DEFENDANT IN THIS CASE?

YES  NO

IF YES, PLEASE EXPLAIN:

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47. THE INDIVIDUALS LISTED BELOW MAY BE CALLED AS WITNESSES OR MENTIONED IN TESTIMONY DURING THIS TRIAL. IF YOU KNOW ANY OF THEM, OR HAVE HEARD OF THEM BEFORE TODAY, PLEASE CIRCLE THE NAME OF THE INDIVIDUAL AND EXPLAIN YOUR CONTACT WITH OR KNOWLEDGE OF THEM IN THE SPACE PROVIDED AT THE END OF THE LIST.

1. Daisy Davis, Jason Bice CHP, Jerome Cheng, Brenda Cruz, Betty Fong, Jeffrey Heggstrom CHP, Quinn Killingsworth, Jon Knapp, Dr. Kelly Kobylanski, Zachary Kostik, Dr. Kevin Kuhn, Carlton Landers CHP, Jason Morgan CHP, Colin Nelson DAI, Damian Norden NCSO, Emily Perry, Charles Riley CHP, Timothy Sheehan CHP, Joshua Smith, Catherine Sullivan, Dominic LaFountain DAI.

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48. DO YOU FEEL THAT ON THE BASIS OF WHAT YOU'VE READ SO FAR ABOUT THE FACTS OF THIS CASE, THAT YOU MAY NOT BE ABLE TO BE A FAIR OR IMPARTIAL JUROR IN THIS CASE? IF YES, WHY NOT?

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49. DO YOU FEEL THAT DUE TO THE AGE OF THE VICTIM IN THIS CASE THAT YOU MIGHT HAVE A HARD TIME BEING FAIR IN THIS CASE? PLEASE EXPLAIN.

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50. IN THIS CASE, IT MAY BECOME NECESSARY FOR YOU TO VIEW AUTOPSY PHOTOS OF A YOUNG CHILD. DO YOU THINK IT MIGHT BE HARD TO DO THAT AND REMAIN IMPARTIAL?

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51. HAVE YOU LOST A CHILD?

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52. DO YOU HAVE CHILDREN? IF YES, WILL THE EXPERIENCE OF RAISING CHILDREN AFFECT YOUR ABILITY TO BE FAIR AND IMPARTIAL IN THIS CASE?

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53. HAVE YOU ABSTAINED FROM ALCOHOL YOUR WHOLE LIFE? IF SO, WHY?

54. DO YOU NO LONGER DRINK ALCOHOL, BUT ONCE DID? IF SO, WHY?

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55. HAVE YOU EVER BEEN CONVICTED OF A DUI?

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56. ARE YOU A MEMBER OF AA , AL ANON, NA, OR ANY GROUP OF THAT TYPE?

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57. DO YOU BELIEVE THAT THE LEGAL LIMIT FOR BLOOD ALCOHOL PERCENTAGE SHOULD BE ZERO TOLERANCE INSTEAD OF 0.08%? (NO ALCOHOL IN YOUR SYSTEM AT ALL IF YOU ARE GOING TO OPERATE A VEHICLE.)

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58. HAVE YOU, A FRIEND, OR FAMILY MEMBER EVER BEEN HIT BY A DRUNK DRIVER? IF YES, PLEASE EXPLAIN.

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59. DO YOU HAVE STRONG FEELINGS ABOUT DRINKING AND DRIVING SUCH THAT YOU MIGHT NOT BE ABLE TO BE FAIR TO MR. SILVA?

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60. HAVE YOU EVER BEEN AROUND PEOPLE IN A SOCIAL SITUATION WHO SMOKED MARIJUANA?

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61. DO YOU HAVE A NEGATIVE ATTITUDE TOWARDS PEOPLE WHO USE MARIJUANA? IF SO, PLEASE DESCRIBE:

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62. DO YOU FEEL THAT IF MR. SILVA SMOKED MARIJUANA AND CONSUMED ALCOHOL ON THE SAME DAY THAT HE IS AUTOMATICALLY UNDER THE INFLUENCE?

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63. BASED ON WHAT YOU HEARD, DO YOU THINK YOU COULD STILL BE A FAIR AND IMPARTIAL JUROR IN THIS CASE?

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64. JURY SERVICE, UNLESS EXCUSED BY LAW, IS THE RESPONSIBILITY OF ALL QUALIFIED CITIZENS OF CALIFORNIA.

THIS TRIAL WILL BEGIN TUESDAY, DECEMBER 8, 2020 WITH JURY SELECTION, AND ALL PARTIES ANTICIPATE THAT PRESENTATION OF EVIDENCE WILL TAKE UNTIL APPROXIMATELY DECEMBER 23, 2020. IT IS ANTICIPATED THAT WE WILL BE IN SESSION TUESDAY THROUGH FRIDAY EACH WEEK EXCEPT THE WEEK OF DECEMBER 21 WE WILL LIKELY BE IN SESSION COMMENCING MONDAY. ONCE ALL THE EVIDENCE IS RECEIVED AND THE MATTER HAS BEEN SUBMITTED TO THE JURY FOR DELIBERATIONS, THE JURY WILL CONDUCT THEIR DELIBERATIONS MONDAY THROUGH FRIDAY INCLUSIVE, EXCEPT COURT HOLIDAYS, FOR THE ADDITIONAL TIME PERIOD DEEMED NECESSARY AND APPROPRIATE BY THE JURY.

UNDER THE CALIFORNIA RULES OF COURT, A JUROR CAN BE EXCUSED FROM SERVICE FOR UNDUE HARDSHIP IF IT WOULD BE UNREASONABLY DIFFICULT OR IMPOSSIBLE TO SERVE AS A JUROR.

INCONVENIENCE TO A PROSPECTIVE JUROR OR AN EMPLOYER IS NOT AN ADEQUATE REASON TO BE EXCUSED FROM JURY DUTY. INCONVENIENCE MAY BE CONSIDERED AS A GROUND FOR A CONTINUANCE OR DEFERRAL OF JURY SERVICE.

MOREOVER, A TEMPORARY HARDSHIP IS NOT AN ADEQUATE REASON TO BE EXCUSED FROM JURY DUTY. A TEMPORARY HARDSHIP MAY BE CONSIDERED AS A GROUND FOR A CONTINUANCE OF YOUR JURY SERVICE.

EXAMPLES OF UNDUE HARDSHIP INCLUDE:

1. EXTREME FINANCIAL HARDSHIP THAT WILL COMPROMISE THE POTENTIAL JUROR'S ABILITY TO SUPPORT HIMSELF, HERSELF OR DEPENDENTS.

2. A PHYSICAL OR MENTAL DISABILITY OR IMPAIRMENT THAT WOULD EXPOSE THE POTENTIAL JUROR TO UNDUE RISK OF MENTAL OR PHYSICAL HARM.

3. A POTENTIAL JUROR IS THE SOLE AND INDISPENSABLE CARETAKER OF ANOTHER PERSON.

4. A JUROR HAS NO REASONABLY AVAILABLE MEANS OF PUBLIC OR PRIVATE TRANSPORTATION TO COURT OR MUST TRAVEL AN EXCESSIVE DISTANCE FROM HOME TO COURT.

WITH ALL OF THE ABOVE IN MIND, WOULD IT BE UNREASONABLY DIFFICULT OR IMPOSSIBLE FOR YOU TO SERVE AS A JUROR DURING THIS CASE IN LIGHT OF THE TIME ESTIMATES NOTED ABOVE?

YES  NO

IF YES, PLEASE EXPLAIN:

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IF YOU ANSWERED YES ABOVE, WILL THE HARDSHIP EXIST IF YOUR JURY SERVICE IS CONTINUED TO A FUTURE DATE FOR PURPOSES OF ANOTHER TRIAL?

YES  NO

IF YES, PLEASE EXPLAIN:

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**JUROR QUESTIONNAIRE  
Verification**

I, \_\_\_\_\_, DECLARE UNDER PENALTY OF PERJURY UNDER  
*(PRINT NAME)*  
THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING RESPONSES I HAVE GIVEN ON  
THIS JUROR QUESTIONNAIRE, AND ON ANY ATTACHED SHEETS, ARE TRUE AND CORRECT TO  
THE BEST OF MY KNOWLEDGE AND BELIEF.

\_\_\_\_\_  
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