

**GOVERNMENT’S REQUESTED VOIR DIRE**

5. Has any lawyer in this case ever acted as your attorney, or as the attorney for any of your immediate family members or close friends, to your knowledge?

6. Among the individuals who may be called to testify by the government and by the defense are: **[read list to be submitted]**. Do any of you know personally, or have dealings with, any of these people or their families?

7. Does anyone have any opinions, religious beliefs, philosophies, or prejudices which might make you unable to come to a fair and impartial verdict in this case? For example, do you believe that no person should ever be judged or convicted?

8. Would the religion, race, color, sex, or ethnic background of a witness influence whether you believe his or her testimony?

9. The defendant in a criminal case is allowed to testify if s/he wishes, but is never required to testify. Under the law, jurors are not allowed to hold against the defendant because s/he chooses not to testify. Could you follow this rule?

10. Have you had any training in law? If so please describe.

11. Have you ever been a juror before? If yes, where, when, and was it a civil or criminal case? Did the jury in that case reach a verdict?

12. Have you or any member of your family, or close friend, ever been the victim of a crime or charged with a crime? If yes, please explain at sidebar.

13. Have you otherwise been involved in a criminal case as a witness or in some other capacity? If yes, please explain at sidebar.

14. If you or any member of your family, or any close friend, were the victim of a crime, was anyone arrested or prosecuted for the crime? Were you satisfied with the way the police, the lawyer, and the court handled the case? If not, please explain at sidebar.

15. Do you, or does any member of your family or close friend work for the FBI, the United States Attorney's Office, or any other federal law enforcement agency?

16. Have you ever had, or do you anticipate having, any claim or dispute with or against the United States government?

17. Do you have a problem with your hearing, your eyesight, or any other physical disability, which would in any manner prevent you from either hearing or seeing the evidence presented at trial?

18. Are you taking any medication that might interfere with your ability to concentrate, understand, consider, and weigh the evidence in this case?

19. Do you have any physical, emotional or psychological issues that would prevent you from sitting on a jury and rendering a fair and impartial verdict?

20. Do you have a sufficient understanding of the English language to allow you to read the exhibits introduced into evidence and to understand the testimony of the witnesses?

21. Is there any matter pending in your life, about which you are so concerned, that it would prevent you from devoting your full, undivided attention to this trial?

22. If you are selected to sit on this case as a juror, will you be willing and able to render a verdict based solely on the evidence presented at the trial and the law as I give it to you in my instructions, regardless of any other ideas or personal beliefs about the law you may have?

23. Can you think of any other matter which you should call to the Court's attention which might have some bearing on your qualifications as a juror, or which may prevent

your rendering a fair and impartial verdict based solely upon the evidence and my instructions on the law?

Respectfully submitted,

WILLIAM M. McSWAIN  
United States Attorney

s/ Sarah M. Wolfe  
ROBERT J. LIVERMORE  
SARAH M. WOLFE  
Assistant United States Attorneys

Date: September 14, 2018

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served via electronic filing upon:

Walter Batty, Esq.  
William Murray, Esq.  
Counsel for WAYDE MCKELVY

s/ Sarah M. Wolfe  
SARAH M. WOLFE  
Assistant United States Attorney