

COMMONWEALTH OF MASSACHUSETTS

BRISTOL, ss.

JUVENILE COURT  
DOCKET NO. 15YO0001NE

COMMONWEALTH  
VS.  
MICHELLE CARTER  
Juror Questionnaire

Juror Number \_\_\_\_\_

The information that you provide in this questionnaire will be used by the Court and the parties to select a qualified jury in this case; that is, a jury that can render a verdict fairly and impartially based upon the evidence offered at trial. Both parties are entitled to a fair and impartial jury. This questionnaire and the jury selection process that we are about to begin is not meant to be intrusive but rather it serves the important function of ensuring that a fair and impartial jury is selected to hear and decide this case.

It is very important that you answer these questions as completely and as accurately as you can. Please print or write legibly with a pen and answer questions as candidly as possible. There are no right or wrong answers to these questions. Honesty and candor are of the utmost importance. As noted on the last page of this questionnaire, you are providing these answers under the pains and penalties of perjury. The integrity of the process depends upon your truthfulness.

Please bear the following instructions in mind:

Do not consult, confer, or talk with any other person in completing this questionnaire.

If you are unable to answer a question because you do not understand the question, please write "Do not understand" in the space after the question. Do not ask anyone, including court personnel, for clarification or assistance.

If you are unable to answer a question because you do not know the answer, please write "Don't know" after the question.

If you believe that your response to a particular question is of an especially sensitive or private nature and wish to request that your response not be made public, please write the number of that question in your response to Question #60. Alternatively, if you would prefer not to write an answer to a particular question because of the especially sensitive nature of your response, please write "Private" after the question. The Court may still need to inquire about the topic, but will endeavor to do so bearing your concerns in mind.

Please do not write on the back of any page. Use the blank space at the end of the form (front side only), where there is insufficient room on the form for your answer to any question. When using this space, please include the number of the question(s) you are answering.

Do not discuss by any means anything about this case with anyone and do not read, listen to, or watch anything relating to this case. Until you are excused as a potential juror, or if you are selected as

a juror, until the trial is over, you may not discuss this case or allow yourself to be exposed to any discussions of this case in any format.

Do not conduct any research by any means about this case. Until you are excused as a potential juror, or, if you are selected as a juror, until the trial is over, you may not access Facebook, Twitter, any search engine, internet site, blog, or other printed or electronic source for the purpose of trying to get any information about this case.

When you have completed this questionnaire, please sign it, using your juror number, affirming the truth of your answers and that you had no assistance in completing it.

The Court thanks you for your attention and willingness to participate in the jury selection process process, an important duty of citizenship in our democracy.

**THE FOLLOWING IS AN AGREED STATEMENT OF FACTS FOR YOU TO READ AS PART OF THIS IMPANELMENT PROCESS:**

*It is alleged that on or about July 12, 2014, Conrad Roy III, died in his vehicle, in the town of Fairhaven, Massachusetts, from acute carbon monoxide intoxication. The Commonwealth further alleges the defendant, through statements, text messages and telephone conversations, did commit an unlawful killing of Conrad Roy III. The Commonwealth alleges that the defendant's behavior constituted reckless and wanton conduct that caused Conrad Roy's death. The Defendant has denied those allegations.*

Questions to be answered:

1. To your knowledge, do you personally know or have you had any contact with, the defendant in this case, Michelle Carter of Plainville, MA, or any member of her immediate family. YES \_\_\_\_\_ NO \_\_\_\_\_

If yes, please explain, \_\_\_\_\_  
\_\_\_\_\_

2. The prosecutors in this case are Assistant District Attorneys Katie Rayburn and Maryclare Flynn of the Office of the District Attorney for Bristol County. Do you know or are you related to, or have you ever been represented or prosecuted by any of these attorneys or any lawyer or other person associated with any of these attorneys? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

3. In this case, the defendant, Michelle Carter, is represented by Attorneys Joseph Paul Cataldo and Attorney Cornelius J. Madera, III. Do you know or are you related to, or have you ever been represented by any of these attorneys or any lawyer or other person associated with any of these attorneys? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

4. The decedent in this case is Conrad Roy of Fairhaven, MA. Do or did you personally know, or ever have any contact with Mr. Roy, any member of his/her immediate family, or any of his close personal friends? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

5. Attached to this document as Attachment A is list of potential witnesses and other individuals whose names may be mentioned during the course of the trial. Please review the attached list to determine who, if any, of the individuals named you may know and, if so, please describe how you know said person(s): \_\_\_\_\_

\_\_\_\_\_

6. Do you have a financial interest or other interest or stake in this case or its outcome such that you would stand to gain or lose anything depending how this case resolves? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

7. Are you aware of any bias or prejudice that you may have in favor of or against the Commonwealth or the defendant in this case? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain. \_\_\_\_\_

\_\_\_\_\_

8. To the extent you may have heard anything about this case, have you formed any opinions about the case? Yes \_\_\_\_\_ No \_\_\_\_\_.

If yes, please explain. \_\_\_\_\_

\_\_\_\_\_

9. Do you not understand that there are certain fundamental constitutional principles that apply to this case and to all criminal cases, including, but not limited to:

(a) that the defendant is presumed to be innocent unless and until she is proven guilty beyond a reasonable doubt by the Commonwealth? YES \_\_\_\_\_ NO \_\_\_\_\_

(b) that the Commonwealth has the burden of proving beyond a reasonable doubt that the defendant is guilty? YES \_\_\_\_\_ NO \_\_\_\_\_

(c) that the defendant is not required to present any evidence on his/her behalf and is under absolutely no obligation to testify himself in this trial? YES \_\_\_\_\_ NO \_\_\_\_\_

10. Do you have any difficulty at all in understanding, accepting, or applying each and all of the

principles described in the foregoing question? Yes \_\_\_ No \_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

11. Would you hold it against the defendant, if she does not testify in this case? Yes \_\_\_ No \_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

12. Does the nature of the charges interfere with your ability to judge the facts impartially?  
Yes \_\_\_ No \_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

13. It is expected that this case will take approximately two and one half weeks to three weeks to complete. Does the fact that you may be required to serve as a juror for that length of time create an undue hardship for you? Yes \_\_\_ No \_\_\_

If, yes, please explain:

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

14. Do you have any problem understanding English such that it would make it difficult or impossible for you to serve as a juror in a case? Yes \_\_\_ No \_\_\_

If yes, please explain: \_\_\_\_\_

15. Are you aware of any mental health or medical problem, including, but not limited to, any vision or hearing problem, that might interfere with your ability to hear evidence or concentrate on the evidence or are you currently taking any medication that might interfere with your ability to concentrate on the evidence? Yes \_\_\_ No \_\_\_

If yes, please explain, and suggest any accommodations that might be of assistance to you

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

16. Have you been seated on a jury before? Yes \_\_\_ No \_\_\_

If yes, please answer the following:

Which type of jury service was it? Criminal \_\_\_ Civil \_\_\_ Both \_\_\_ Unknown \_\_\_

Is there anything about your prior jury service that might affect your ability to be fair and

impartial in this case? **Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

17. Have you ever studied or received training in medicine, psychology, psychiatry, social work pharmacology, or counseling? **Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

18. Have you ever received any training in law, law enforcement, or criminology?  
**Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

19. Have you, any member of your immediate family or any close personal friend ever been involved with any group that advocated for or provides support to victims of crimes?

**Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

20. Have you, any member of your immediate family, or any close personal friend ever worked for or volunteered with any federal, state or local law enforcement agency (e.g., police, state trooper, sheriff, correctional officer, probation or parole officer, or federal agent)?

**Yes** \_\_\_\_ **No** \_\_\_\_

If Yes, please identify the law enforcement agency.

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

21. Have you, any member of your family ever worked for or volunteered with the state or federal court system? **Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

22. Have you, any member of your family, or any close personal friend ever worked for or volunteered with a state or federal prosecutor's office, including, but not limited to, the Bristol County District Attorney's office? **Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

23. Have you, any member of your family or close personal friend ever worked for or volunteered for a free legal clinic, the public defender's office or similar agency? **Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

24. Have you or any member of your immediate family ever been the victim of, arrested for, charged with a crime, or called as a witness to court for a person charged with a crime? **Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please explain, including the name of the crime, that person's relationship to you if not you, and any sentence you, the relative, the close friend, or the person on trial received, if known to you (including probation):

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

25. Do you have any knowledge of this case gained from any source? **Yes** \_\_\_\_ **No** \_\_\_\_

If yes, please check where you have gained any knowledge about the case. Please check all that apply:

- Television       Radio       Newspaper       Magazine       Internet  
 Social Media       Family or Friends       Overheard discussions       Other

If other, please explain: \_\_\_\_\_  
\_\_\_\_\_

26. Prior to today, how familiar, if at all, were you with this case?

- I had never heard of this case.
- I recognize Ms. Carter's name but do not recall any details.
- I remember the basic subject of this case but not much else.
- I recall this case and can describe some detail.
- I have followed this case fairly closely.

27. As a result of any information you have received, have you formed any opinion as to the degree of responsibility of either Michelle Carter's responsibility or Conrad Roy's self responsibility for his death? Yes \_\_\_\_\_ No \_\_\_\_\_

If Yes, please explain: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

28. Should you inadvertently come into possession in any way from any source outside of the courtroom of any information regarding this case during the trial where you are sitting as a juror, would you be able to put such information out of your mind and conduct your deliberations based upon the evidence admitted in the case? Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain: \_\_\_\_\_  
 \_\_\_\_\_

29. Have you, any immediate family member, or any close personal friend had any significant negative or positive experience with anti-depressant drugs including, but not limited to, Celexa, Lexapro, Citalopram, Prozac, or Trazodone, or their generic equivalents? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
 \_\_\_\_\_

30. Is there anything in any past history for yourself of any counseling or mental health treatment that would interfere with your ability to be to decide this case on the evidence presented and the law stated by the court? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
 \_\_\_\_\_

31. Do you or anyone in your immediate family work in a mental health facility or hospital that has, as its major focus, the treatment of individuals with mental health issues, including, but not limited to, depression, suicide or prescription drug addiction? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain and indicate whether that would impact your ability to decide this case on the evidence presented and the law stated by the court:  
 \_\_\_\_\_  
 \_\_\_\_\_

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32. Do you believe that you can decide the case solely on the basis of the evidence presented in the courtroom during the trial in a fair and impartial manner and apply the law as instructed by the court? Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain. \_\_\_\_\_  
\_\_\_\_\_

33. Do you have any religious, moral or philosophical beliefs that would make it difficult for you to sit as a juror in this case? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain. \_\_\_\_\_  
\_\_\_\_\_

34. There will be evidence in this case regarding suicide. Do you have any opinions about suicide or whether a person has a right to commit suicide that would make you unable to decide this case on the evidence presented and the law stated by the court? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain. \_\_\_\_\_  
\_\_\_\_\_

35. Have you, a relative of yours, or a close personal friend of yours attempted or committed suicide? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain. (you need not identify the person by name):  
\_\_\_\_\_  
\_\_\_\_\_

36. Do you have a belief that as to the wrongfulness or lack of wrongfulness to commit suicide?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain:  
\_\_\_\_\_  
\_\_\_\_\_

37. Do you have any opinions about a person who encourages another to commit suicide?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain. \_\_\_\_\_  
\_\_\_\_\_

38. Do you belong to any group or organization that is seeking to affect laws legalizing assisted suicide? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

39. As a juror, you must follow the law as the judge will provide it to you in deciding this case. You must put aside any notions about what you thought the law requires or what you think the law should require and follow only the judge's instructions to you about the law. Will you be able to follow and apply the law as the judge gives it to you?  
Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain. \_\_\_\_\_  
\_\_\_\_\_

40. This case may draw a high degree of media attention. During the time that you are a juror, you would be barred from reading or watching media accounts of the trial, consulting external sources, doing any research about the case, including on the internet, and discussing the case with other people in any oral, written, or electronic form. While you are a juror, you will not be permitted to post anything about the case on social media sites, such as Twitter or Facebook, and will not be permitted to publish anything about the case on a blog or any other on-line forum. Would you be able to abide by these rules for the entirety of the trial? Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain. \_\_\_\_\_  
\_\_\_\_\_

41. Have you been contacted in connection with any survey that asked you about this case?  
Yes \_\_\_\_\_ No \_\_\_\_\_

42. Do you know any of the other potential jurors? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please indicate the name of any such person and how you know him/her: \_\_\_\_\_  
\_\_\_\_\_

43. Do you believe that a person may commit a crime through words alone?  
Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

44. Do you believe that free speech protects all speech, no matter what the content or consequences?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

45. Do you believe that the Constitutional right of free speech should be limited in any way?  
Yes \_\_\_\_\_ No \_\_\_\_\_.

If yes, please explain

\_\_\_\_\_

46. To your knowledge, have you, any immediate family member, or any close personal friend had any experience with domestic violence, either as a victim, alleged perpetrator, or witness?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

47. Do you believe there must be physical/scientific evidence tying a defendant to a crime scene to find them guilty? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

48. Can you decide this case solely on the basis of the evidence presented in the courtroom during the trial in a fair and impartial manner and apply the law as instructed by the Court?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

49. Do you have any children?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please list their ages and gender: \_\_\_\_\_

\_\_\_\_\_

50. If you have children, would the fact that you are a parent affect your ability to be an impartial juror in this case? Yes \_\_\_\_\_ No \_\_\_\_\_ Does not apply \_\_\_\_\_.

If yes, please explain:

\_\_\_\_\_

\_\_\_\_\_

51. Are you concerned that people may criticize you because of your vote as a juror if you are chosen to serve in this case?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

52. Are you aware of any pressure on you from anyone for a certain result in this case, whether for conviction or acquittal, and, if so, are you of the opinion that such pressure would affect your ability to serve as a juror in this case?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

53. There may be expert witnesses presented in various fields of expertise. Do you have any problems, issues, or concerns with the use of experts in a criminal trial?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain:  
\_\_\_\_\_  
\_\_\_\_\_

54. The Court may instruct you that in the Commonwealth of Massachusetts, a criminal defendant has no obligation whatsoever to testify or to produce any evidence on his/her behalf and that no adverse inference may be drawn against the Defendant if she does not testify or produce such evidence. Would you find it difficult to give the defendant the benefit of this rule?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain:  
\_\_\_\_\_  
\_\_\_\_\_

56. Would you tend to believe the testimony of police witnesses over that of non-law enforcement civilians? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain:  
\_\_\_\_\_  
\_\_\_\_\_

57. Is there anything not covered above that you feel you should consider as to would affect your ability to be a fair and impartial juror? Yes \_\_\_\_\_ No \_\_\_\_\_



**I do hereby affirm, under the pains and penalties of perjury, that I had no assistance in completing this questionnaire and the answers that I have given in this questionnaire are true and complete to the best of my knowledge and belief.**

\_\_\_\_\_  
Juror Number

\_\_\_\_\_  
Date