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17 IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA  
18

19 United States of America,  
20  
Plaintiff,  
21 vs.  
22  
Michael Lacey, et al.,  
23  
Defendant.  
24

No. CR-18-00422PHX- SMB

**NOTICE OF FILING PROPOSED  
CHANGES TO JURY  
QUESTIONNAIRE**

25 The United States, pursuant to Doc. 1336, hereby provides its Notice of Filing  
26 Proposed Changes to the Jury Questionnaire. See Exhibit A.  
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Respectfully submitted this 12th day of October, 2021.

GLENN B. McCORMICK  
Acting United States Attorney  
District of Arizona

*s/ Margaret Perlmeter*  
\_\_\_\_\_  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this same date, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the CM/ECF registrants who have entered their appearance as counsel of record.

*s/ Margaret Perlemter*  
\_\_\_\_\_  
US Attorney’s Office

# **EXHIBIT A**

**CONFIDENTIAL JUROR QUESTIONNAIRE**

Dear Prospective Juror:

You are being considered for the jury in a federal criminal case entitled *United States of America v. Michael Lacey, et al.*

You are ordered not to discuss this case or questionnaire with anyone, including your family, friends, and fellow jurors.

Six individuals (Michael Lacey, James Larkin, Scott Spear, John “Jed” Brunst, Andrew Padilla, and Joye Vaught) (“Defendants”) have been charged in a superseding indictment with: (1) conspiracy to commit violations of the Travel Act by facilitating prostitution; (2) violations of the Travel Act; (3) conspiracy to commit money laundering; (4) concealment money laundering; (5) international promotional money laundering; (6) transactional money laundering; and (7) international concealment money laundering. The charges arise from the Defendants’ various roles in the creation, operation, and management of the website Backpage.com. Defendants have each pleaded not guilty to all charges and are presumed innocent. The United States has the burden of proving an individual guilty beyond a reasonable doubt.

**Do not** do any research, including internet searches related to the subject of the case or any of the people involved. **Do not** “google” the names of any of the Defendants or the website [www.backpage.com](http://www.backpage.com). With the limited information you will be provided in this questionnaire, if you inadvertently come across any information related to this case, such as the Defendants, the website [www.backpage.com](http://www.backpage.com), the attorneys, or potential witnesses, please **immediately stop** reading as soon as you realize there is a possibility the information could relate to this case. Should you encounter (even by mistake) any information related to the subject of the case, the website, the people, the attorneys, or witnesses involved, you should **immediately notify the court**.

Please complete the following questionnaire to assist the attorneys and me in selecting a jury to serve in this case. Please answer the questions independently and be honest and complete with your responses. There are no right or wrong answers. The responses will be reviewed only for the purposes of selecting a jury and are designed to help this process move along more expeditiously with fewer questions in court.

Some of the questions may seem very personal. The questions are not meant to invade your privacy, but to help select a fair jury. If there is sensitive personal information that you prefer not to discuss in front of other jurors, please write “PRIVATE” next to your answer to that question, but please still answer the question. If the attorneys need to follow up with you about a private response, the attorneys and I will speak to you about that response outside the presence of the other jurors.

Juror Number [Official Use Only] \_\_\_\_\_

Please write clearly and answer ALL questions. If a question does not apply to you, write “N/A” (not applicable) rather than leaving the answer blank. This signals to the attorneys and I that the question does not apply to you, instead of leaving us wondering whether you missed the question or forgot to answer it. If you do not understand a question, please write that in the space provided for the answer.

If you need more space for your response, please use the extra sheet of paper at the end of the questionnaire and indicate which numbered question you are answering. **Do not write on the back of any page.** Please use black or blue ink.

Please include your juror number atop each page so we may identify you in the event the pages become separated. Please sign the questionnaire when you are finished, your answers will be treated the same as if they were made in open court under oath.

Please return the questionnaire to my chambers by no later than \_\_\_\_\_.

Thank you for your cooperation.

\_\_\_\_\_  
HONORABLE SUSAN M. BRNOVICH  
United States District Judge

**JURY SERVICE AND LENGTH OF TRIAL**

1. Jury service is one of the highest duties and privileges of a citizen. The participation of citizens like you is essential to the proper administration of justice. This trial will begin February 9 through February 11, 2022, and will resume February 22, and continue through May 6, 2022. Trial will take place each day from 9:00 a.m. to 4:30 p.m. Tuesday through Friday, and trial will be held on some Mondays. There will be a break for lunch as well as a short mid-morning and mid-afternoon break. The court recognizes that not everyone can serve on a case of this length. However, mere inconvenience or the usual financial hardships of jury service will not be enough to excuse you. You must show that service in this case would cause an unacceptable amount of personal hardship. Keep in mind that if you are unable to serve in this trial, you could be summoned for another trial later this year (city, state, or federal).

Would the length of the trial create an undue hardship?  YES  NO

If YES, which of the following applies to you: (Check all that apply).

- a.  Financial hardship and not paid during jury duty
  - Sole provider of income for household
  - Self-employed and only paid if working
  - Unemployed and actively looking for work
- b.  Paid vacation planned during the trial dates
 

Dates from \_\_\_\_\_ to \_\_\_\_\_

Destination: \_\_\_\_\_

Have you purchased tickets?  YES  NO
- c.  Scheduled medical surgery or appointments during the trial dates that cannot be rescheduled. Dates: \_\_\_\_\_
- d.  Am a student attending classes during the trial dates
 

Dates/Times of classes: \_\_\_\_\_
- e.  Have dependent daytime child or elder care responsibility with no substitute.
 

Relationship and age of dependent(s): \_\_\_\_\_
- f.  Other Hardship. Please explain in detail: \_\_\_\_\_

2. Do you have any difficulties understanding, reading and communicating in the English language?  YES  NO

If YES, please explain:

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

Juror Number [Official Use Only] \_\_\_\_\_

3. Do you have any medical, mental or physical conditions (including any caused by medications) that would make it difficult for you to sit as a juror or might interfere with your ability to concentrate, understand, and consider all of the evidence presented at trial?  YES  NO

If YES, please explain:

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**KNOWLEDGE OF CASE AND CASE PARTICIPANTS**

4. Do you know U.S. District Court Judge Susan M. Brnovich or any of her court staff on any basis, social, professional or otherwise?  YES  NO

If YES, please explain:

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5. The Defendants in this case are Michael Lacey, James Larkin, Scott Spear, John “Jed” Brunst, Andrew Padilla, and Joye Vaught. Do you know any of the Defendants on any basis, social, professional or otherwise?  YES  NO

If YES, please explain:

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6. The Defendants are represented by their attorneys Paul Cambria, Erin McCampbell Paris, Thomas Bienert, Whitney Bernstein, Gary Lincenberg, Ariel Neuman, Gopi Panchapakesan, Bruce Feder, David Eisenberg and Joy Bertrand. Do you know any of the defense lawyers on any basis, social, professional or otherwise?  YES  NO

If YES, please explain:

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7. The attorneys representing the United States are Kevin Rapp, Reginald Jones, Margaret Perlmeter, Peter Kozinets, Andrew Stone, and Daniel Boyle. The case agents are Internal Revenue Service Special Agent Richard Robinson and FBI Special Agent Desirae Tolhurst. Do you know any of the attorneys representing the United States or their case agents on any basis, social, professional or otherwise?  YES  NO

If YES, please explain:

Juror Number [Official Use Only] \_\_\_\_\_

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

8. With the limited information you have been provided thus far, have you heard or read about, or do you know anything about this case?  YES  NO

If YES, please explain what you have heard, read, or learned, and when and where you heard, read or learned it:

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

**BACKGROUND**

9. Age: \_\_\_\_\_

10. Gender: \_\_\_\_\_

11. Residence: County: \_\_\_\_\_ City: \_\_\_\_\_

Zip code: \_\_\_\_\_ Years there: \_\_\_\_\_ Years in Arizona: \_\_\_\_\_

12. Race/Ethnicity (check all that apply):

- Caucasian  Hispanic/Latino  African American/Black
- Asian  South Asian (Indian Subcontinent)
- Native Hawaiian/Pacific Islander  Native American/Alaska Native
- Other (please specify) \_\_\_\_\_

13. Marital Status: (check all that apply):

- Single, never married  Married  Living with partner  Widowed
- Divorced  Separated  Other \_\_\_\_\_

**COVID-19**

14. Have you been tested for COVID-19 within the last 14 days? (Check all that apply.)  
 YES, a PCR/diagnosis test  YES, an antibody test  NO

If YES, when were you tested and what was the result of the test?

Date of test: \_\_\_\_\_ Results: \_\_\_\_\_

15. Have you been diagnosed or assessed presumptively positive for COVID-19 but were unable to confirm the diagnosis with a test?  YES  NO

If YES, when were you ill? \_\_\_\_\_

PROPOSED EDIT: The United States has no objection to the removal of this question. The original jury questionnaire was drafted during the first months of the pandemic when testing was not available as it is now. Today, testing is widely

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available at pharmacies, doctor's offices, groceries stores and even at-home testing kits.

16. Have you been in close contact with anyone who has been diagnosed with a COVID-19 infection or who is at risk of contracting COVID-19 (such as a medical provider, transportation worker, or food provider) within the last two weeks?  
 YES  NO

If YES, what was nature of your contact with the infected person?

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17. At any time over the past two weeks, have you developed flu-like symptoms such as a cough, fever, shortness of breath, or a loss of the sense of smell or taste?  
 YES  NO

If YES, please describe:

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18. Are you a healthcare worker directly involved with the treatment of COVID-19?  
 YES  NO

If YES, please describe:

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19. Are you over the age of 65 or a person with a serious underlying medical condition that places you at higher risk for severe illness from COVID-19 as defined by the Centers for Disease Control?  YES  NO

If YES, check all that apply.

- > 65 years old  Reside in nursing home or long-term care facility  
 Chronic lung disease  Moderate to severe asthma  Severe heart condition  
 Severe obesity (BMI > 40)  Diabetes  Chronic Kidney Disease  
 Liver Disease  Immunocompromised, specifically: \_\_\_\_\_  
 Pregnancy  Other: \_\_\_\_\_

PROPOSED EDIT: The United States has no objection to the removal of this question. The original jury questionnaire was drafted during the first months of the pandemic. Since then, vaccines have been developed and become widely available in the United States. In the recent days, a pharmaceutical company applied for emergency use authorization for a Covid-19 pill. If a juror wishes to inform the

Juror Number [Official Use Only] \_\_\_\_\_

Court about his or her concerns over Covid-19, or any other health or safety concern, he or she may do so in Question 21.

- 20. Do you reside with anyone who is over the age of 65 or with a serious underlying medical condition that would place them at higher risk for severe illness from COVID-19 as defined by the Centers of Disease Control?  YES  NO

If YES, check all that apply to the at-risk person with whom you reside.

- > 65 years old  Reside in nursing home or long-term care facility
- Chronic lung disease  Moderate to severe asthma  Severe heart condition
- Severe obesity (BMI > 40)  Diabetes  Chronic Kidney Disease
- Liver Disease  Immunocompromised, specify: \_\_\_\_\_
- Pregnancy  Other: \_\_\_\_\_

PROPOSED EDIT: The United States has no objection to the removal of this question. The original jury questionnaire was drafted during the first months of the pandemic. Since then, vaccines have been developed and become widely available in the United States. In the recent days, a pharmaceutical company applied for emergency use authorization for a Covid-19 pill. If a juror wishes to inform the Court about his or her concerns over Covid-19, or any other health or safety concern, he or she may do so in Question 21.

- 21. Do you have any health or safety concerns about being a juror for the duration of this trial over the next three months?  YES  NO

If YES, please describe:

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- 22. The trial will take place at the Sandra Day O’Connor United States Courthouse, 401 West Washington Street, Phoenix, Arizona 85003. If selected, how would you report for jury service each day? -----

(Check all that may apply).

- Drive my own car (alone)
- Drive/Carpool with people in my household
- Drive/Carpool with people outside of my household
- Public Transportation  Taxi or Ride Share (Uber/Lyft)
- Walk or Bike  Other: \_\_\_\_\_

- 23. Do you agree to, and are you comfortable with, wearing a mask at all times in the courthouse (including in the courtroom, bathrooms, jury rooms, etc.)?

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YES  NO

**OCCUPATION, EDUCATION AND TRAINING**

24. What is your current employment status? (Check all that apply).

- Employed full-time       Employed part-time       Student
- Homemaker       Retired       Disabled       Unemployed

25. If employed, where do you work?

- a. Job Title: \_\_\_\_\_
- b. Employer: \_\_\_\_\_
- c. Years there: \_\_\_\_\_
- d. Your duties: \_\_\_\_\_
- e. If you are currently unemployed, retired or disabled, list your prior occupations:

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

26. What is your highest level of education completed?\_ (Check one).

- Less than high school (Grade: \_\_\_ )     High school/GED     Technical school
- 2-year Associate’s degree       4-year Bachelor’s degree
- Master’s or Doctoral degree (list area of study): \_\_\_\_\_
- Other (please explain): \_\_\_\_\_

a. List any degrees, licenses, or certifications you have: \_\_\_\_\_

\_\_\_\_\_

b. Are you currently a student?  YES  NO

If YES, what is your area of study? \_\_\_\_\_

27. If married or partnered, what kind of work does your spouse/partner do? If he/she is unemployed/retired, what kind of work did he/she do most recently?)

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

28. If you have children, please state their ages and if they work, the occupation of each. Do not provide names.

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

29. Have you or anyone close to you ever worked for a governmental or public agency?

YES  NO

If YES:

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Who: \_\_\_\_\_

Which agency(ies): \_\_\_\_\_

What years? \_\_\_\_\_

Job duties: \_\_\_\_\_

**MILITARY SERVICE**

30. Have you, a spouse or partner, or a close family member ever served in the military/armed forces, including the Reserves, State or National Guard, or ROTC?  
 YES  NO

If YES, answer the questions in the table below:

Who	Branch	Duties	Dates of Service	Combat (Y/N)	Place of Service

31. Were you ever involved in any way with military law enforcement, non-judicial punishment, military investigation, court martial, or administrative board or hearings?  YES  NO

If YES, please explain:

\_\_\_\_\_

\_\_\_\_\_

**PRIOR JURY SERVICE**

32. Have you previously served on a jury?  YES  NO

If YES, please state:

When, Where?	Civil or Criminal?	Type of case (DUI, assault, personal injury, business dispute, contract, etc.)	Did the jury reach a verdict? If yes, what was the verdict?	Were you the foreperson?

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- a. Do you feel the justice system worked properly and fairly in each of those cases?  
 YES    NO  
 Please explain: \_\_\_\_\_

- 33. Have you ever served on a grand jury?    YES    NO  
 If YES, when and where? \_\_\_\_\_  
 If YES, were you the foreperson?    YES    NO

**LEGAL AND CRIMINAL JUSTICE SYSTEM**

- 34. Have you, any members of your family, or close friends ever been **ARRESTED**, **CHARGED** with, or **CONVICTED** of a crime (excluding minor traffic offenses)? (Check all that apply)  
 YES, Arrested    YES, Charged    YES, Convicted    NO
  - a. If YES, who? (do not provide names; just the relation to you) \_\_\_\_\_
  - b. What crime(s)? \_\_\_\_\_
  - c. When and where? \_\_\_\_\_
  - d. Was there a trial?    YES    NO \_\_\_\_\_
  - e. If arrested, charged and/or convicted, do you, your family members or close friends feel like they were treated fairly by law enforcement and the criminal justice system?    YES    NO

If NO, explain: \_\_\_\_\_  
\_\_\_\_\_

- f. Do you think this experience would impact your ability to be fair and impartial in this case?    YES    NO

If YES, explain: \_\_\_\_\_  
\_\_\_\_\_

- 35. Have you, any members of your family, or close friends ever been the **VICTIM** of a crime, regardless of whether it was reported to law enforcement authorities?  
 YES    NO
  - a. If YES, who? (do not provide names; just the relation to you) \_\_\_\_\_
  - b. What crime(s)? \_\_\_\_\_
  - c. When and where? \_\_\_\_\_
  - d. Was it reported to law enforcement?    YES    NO

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- e. If YES, was anyone caught or arrested?  YES  NO
- f. Were charges filed?  YES  NO
- g. Were there any convictions?  YES  NO
- h. Did you attend any court hearings (trial/sentencing)?  YES  NO
- i. If the crime was reported, how did you, your family members, or close friends feel about the response of law enforcement in that case?  
\_\_\_\_\_
- j. If the matter went to court, did you, your family members, or close friends feel like you were treated fairly by the courts and the criminal justice system?  
 YES  NO

If NO, please explain: \_\_\_\_\_

- k. Do you think this experience would impact your ability to be fair and impartial in this case?  YES  NO

If YES, please explain: \_\_\_\_\_

36. Have you, any member of your family, or close friends ever been a **WITNESS** to a crime, regardless of whether it was reported to law enforcement authorities?

YES  NO

a. If YES, who? (do not provide names; just the relation to you) \_\_\_\_\_

b. What crime(s)? \_\_\_\_\_

c. When and where? \_\_\_\_\_

d. Was it reported to law enforcement?  YES  NO  DON'T KNOW

e. Did law enforcement take your statement or ask you any questions?  
 YES  NO

f. Was the crime prosecuted?  YES  NO  I DON'T KNOW

g. Did you testify in court?  YES  NO

h. If there was a police investigation and prosecution, did you, your family members, or close friends feel like you were treated fairly by the police, the courts and the criminal justice system?  YES  NO

i. Do you think this experience would impact your ability to be fair and impartial in this case?  YES  NO

If YES, please explain: \_\_\_\_\_

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37. Have you, any members of your family, or close friends had any administrative problems with the United States government (for example, audited by the IRS; immigration proceedings; defaulted on a government loan)?  YES  NO

If YES, please explain the issue and how it resolved.

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- a. Do you think this experience would prevent you from being fair and impartial juror in this case?  YES  NO

If YES, please explain: \_\_\_\_\_

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38. Have you, any member of your family, or close friends ever applied or volunteered for any position in **LAW ENFORCEMENT** or served in the capacity of a law enforcement officer? By law enforcement officer, I am including not only state and local police officers, sheriffs and troopers, but also military police, volunteer police organizations, probation/parole officers as well as federal law enforcement agencies such as the Federal Bureau of Investigation (FBI), Drug Enforcement Administration (DEA), United States Citizenship and Immigration Services (USCIS), Homeland Security Investigations (HSI/ICE), United States Postal Inspectors Service (USPIS) and the Internal Revenue Service Criminal Investigation Division (IRS).

YES  NO

PROPOSED EDIT: REMOVE separate boxes for “ YES, Self,  YES, Family, and  YES, Friend” as duplicative to Question 38(a).

If YES:

- a. Please indicate who, when and where they served and what their duties were:

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- b. Is there anything about your service or your relationship with the person who serve(s) or serve(d) that would prevent you from being fair and impartial in this case?  YES  NO

If YES, please explain (do not provide names; just the relation to you): \_\_\_\_\_

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39. Apart from cases discussed in your answers to Questions 35, 36 and 37 above, have you, any members of your family, or close friends ever been a **PLAINTIFF, DEFENDANT or WITNESS** in a court case? (Check all that apply.)  
 YES       NO

PROPOSED EDITS: Add language: “Apart from cases discussed in your answers to Questions 35, 36, and 37 above” to avoid duplicate responses and remove separate boxes for “ YES, Plaintiff,  YES, Defendant, and  YES, Witness” as duplicative to Question 39(a)(3)).

If YES:

- a. Please explain (1) the type of case, (2) what it involved, (3) your or their role in the case (plaintiff, defendant, witness), and (4) the outcome.

- (1) \_\_\_\_\_  
 (2) \_\_\_\_\_  
 (3) \_\_\_\_\_  
 (4) \_\_\_\_\_

- b. Do you think this experience would prevent you from being fair and impartial in this case?  
 YES       NO

40. Have you, any members of your family, or close friends ever testified in a court proceeding (civil, family, criminal, etc.?)  YES       NO

If YES, please explain the type of case (civil, criminal, family, etc.) and your role (plaintiff, defendant, witness, victim, other interested party). If you testified as an expert witness, please list your area of expertise (accountant, psychologist, chemist, etc.).

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

Do you think this experience would prevent you from being fair and impartial in this case?  YES       NO

If YES, please explain: \_\_\_\_\_  
 \_\_\_\_\_

41. Have you followed any criminal cases or trials in the news or the media within the last five years or so?  YES       NO

If YES:

- a. Which criminal cases or trials did you follow? \_\_\_\_\_  
 \_\_\_\_\_

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- b. If you formed any opinions about the criminal justice system as a result of reading or watching any coverage of these cases or trials, please explain:
- 
- 

42. PROPOSED PARAGAPH: In a criminal case, the defendant has the presumption of innocence. This means the defendant is presumed innocent unless the United States proves the defendant's guilt beyond a reasonable doubt. Because the United States bears the burden of proof beyond a reasonable doubt this means a defendant has the right to remain silent and never has to prove innocence or present any evidence.

ORIGINAL PARAGRAPH: The law requires the Government to prove the defendant guilty beyond a reasonable doubt. This means that the defendant is not required to produce any evidence or to prove innocence. A defendant also has a right not to testify and the exercise of that right could not be used against a defendant or considered by a jury.

RATIONAL: Slightly rephrased for clarity.

- a. Do you understand these principles of law?

YES     NO

- b. Do you agree with these principles of law?

YES     NO

- c. PROPOSED Question 42(c): If chosen as a juror, the Court will instruct you on the applicable law for this case and you will be required to follow the Court's instructions. Will you be able to follow the law as it is instructed by the Court, even if you disagree with it?

YES     NO

PROPOSED EDIT: Proposed Question 42(c) moves Question 86 from the end of the original jury questionnaire up to this section of the proposed jury questionnaire. During voir dire, several prospective jurors indicated they found this section of questions confusing and counsel for both the United States and defense spent a considerable amount of time following up on several jurors' responses to Questions 42 and 43.

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

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a. The criminal justice system makes it too hard for the prosecution to convict people accused of crimes.

Agree  Disagree

b. I would expect a person charged with a crime to testify in their own defense.

Agree  Disagree

PROPOSED EDIT: To simplify the question, the United States proposes eliminating “strongly disagree” and strongly agree” from the list of responses.

44. Do you know any attorneys (not already identified) on any basis, social, professional or otherwise?  YES  NO

If YES, please explain, including if the attorneys represent plaintiffs, defendants, or the government:

\_\_\_\_\_

**EDUCATION, SPECIALIZED TRAINING OR EXPERIENCE**

45. Have you, any members of your family, or close friends studied or practiced law or had any legal training?  YES, SELF  YES, OTHER  NO

If YES, please explain who and the type of training or experience received (paralegal studies, law degree, criminal justice studies, judiciary, courtroom staff etc.) If you, any members of your family, or close friends are an attorney, please say who is (don’t use names; just the relation to you) and state the area of law that is practiced.

\_\_\_\_\_

46. Have you, any members of your family, or close friends studied, received training, or had experience in any of the following fields? (ANSWER FOR EACH AND CHECK ALL THAT APPLY.)

a. Advertising or marketing  YES, Self  YES, Other  NO

b. Banking or accounting  YES, Self  YES, Other  NO

c. Journalism or media  YES, Self  YES, Other  NO

d. Mental health or social work  YES, Self  YES, Other  NO

e. Ministry  YES, Self  YES, Other  NO

f. Women’s studies/rights  YES, Self  YES, Other  NO

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- g. Victim’s rights  YES, Self  YES, Other  NO
- h. Online social media or website/  
content development  YES, Self  YES, Other  NO

If YES TO ANY ABOVE, please explain who and the type of training or experience received.

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47. On a scale of 1-10, rate your level of proficiency with technology. [(1)-I do not know how to use a computer through (10)-expert]. \_\_\_\_\_
- a. How many hours a day, on average, do you spend on your computer (work and leisure)? \_\_\_\_\_
  - b. Have you ever made a purchase of any kind from the Internet?  
 YES  NO
  - c. Have you ever placed an ad, comment, or review on a site on the Internet?  
 YES  NO

If YES, please generally explain.

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48. Have you, any members of your family, or close friends ever owned, started up, or held a significant role in the growth, development, and management of a business?  
 YES  NO

If YES, please explain.

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If you answered YES to the above question, please answer the following three follow-up questions:

- a. Have you ever loaned or borrowed money to start a business?  
 YES, loaned money  YES, borrowed money  NO

If YES, please explain:

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- b. If you have ever sold a business, did you have any oversight or rights over the business after you sold it?  YES  NO  NOT APPLICABLE

If YES, please explain.

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

c. If you have ever bought a business, did the former owner, bank, or loan issuer have any oversight or rights over the business after you purchased it?

YES       NO       NOT APPLICABLE

If YES, please explain.

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

49. Do you, any members of your family, or close friends have any experience using or investing in virtual currencies or cryptocurrencies, for example, Bitcoin, Bitcoin Cash, Litecoin or Ethereum or payment platforms for cryptocurrencies such as Bitpay or Gocoin?  YES, SELF     YES, FAMILY     YES, FRIENDS     NO

If YES, please explain.

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

50. Do you, any members of your family, or close friends support, volunteer, donate to, or work for any groups or organizations that advocate for Human Trafficking Awareness, Sex Trafficking Awareness, or the Prevention of the Sexual Exploitation of Women?

YES       NO

If YES, please explain.

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

51. Have you, any members of your family, or close friends ever watched films or documentaries, or read, written, discussed, or reported anything concerning any of the following: (ANSWER FOR EACH.)

a. The #MeToo movement     YES     NO

b. Prostitution                     YES     NO

c. Sex trafficking                 YES     NO

d. Human trafficking             YES     NO

If YES FOR ANY, please explain.

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

\_\_\_\_\_

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- 52. Do you, any members of your family, or close friends support, volunteer, donate to, or work for any groups or organizations that advocates for the legalization of prostitution or support the activities of sex workers?  YES  NO

If YES, please explain.

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- 53. Do you, any members of your family, or close friends support, volunteer, donate to, belong to or work for any groups or organizations that advocate for the Freedom of Speech or First Amendment Rights, Internet Rights, or Media Rights (for example, the American Civil Liberties Union (ACLU)?  YES  NO

If YES, please explain.

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**PERSONAL INTERESTS AND LEISURE**

- 54. List all religious, educational, social justice, civic, social, fraternal, union or professional organizations that you belong to or participate in.

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- 55. What do you like to do in your spare time? \_\_\_\_\_

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- 56. What type of books or publications do you like to read? \_\_\_\_\_

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- 57. From what sources do you generally get your news? (Check all that apply):

- Online newspapers  Hard copy newspapers  Television
- Radio  Magazines  Internet  Social media
- Twitter  Friends & Family  Facebook
- I never follow the news  Other source (specify): \_\_\_\_\_

- a. Please list the name of the source(s) you've indicated above (for example, The Arizona Republic/AzCentral, Phoenix New Times, Village Voice, One America News, New York Times, Washington Post, Frontline, FOX, MSNBC, CNN, NPR, The Blaze, Christian Radio or any radio talk shows, or social media platforms):

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- 58. Do you watch television shows depicting law enforcement or the courts/judicial system (for example, CSI, Law & Order, NCIS, America’s Most Wanted, 48 HOURS, Dateline, 20/20, Forensic Files, Cold Case Files, American Justice, American Greed, or any crime documentary series, etc.)?  YES  NO

If YES, which shows do you watch? \_\_\_\_\_

- 59. Based on the programs you have seen, if selected for jury service, do you believe your service will be similar to what you have seen on television? For example, do you expect the government prosecutors and/or the defense attorneys and defendants at trial to be depicted or characterized in the same ways you’ve seen them in the programs you watch?

YES  NO

Comments: \_\_\_\_\_

- 60. What radio stations or radio programs, if any, do you listen to on a regular basis?

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

- 61. Which social networking or media sites do you use? (Check all that apply).

Facebook     Twitter     Instagram     Snapchat     TikTok  
 LinkedIn     Pinterest     Reddit     Other: \_\_\_\_\_  
 NextDoor     I do not use social media

If you participate in social groups on any of these sites, please list which groups:

- 62. Do you, any members of your family, or close friends support or participate in any groups or organizations that focus on promoting social justice, political activism, or police or corporate accountability?  YES  NO

If YES, please explain: \_\_\_\_\_

\_\_\_\_\_

**PROSTITUTION AND ADULT-ORIENTED ENTERTAINMENT**

- 63. Do you have strong feelings about pornography on the Internet, or have you or someone close to you ever been affected by pornography? (Check all that apply.)

YES  NO

If YES, please explain: \_\_\_\_\_

\_\_\_\_\_

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- 64. PROPOSED QUESTION: Do you have strong feelings about the adult entertainment industry or have you or someone close to you ever been affected by the adult entertainment industry?  YES  NO

ORIGINAL QUESTION: Do you have strong feelings about escort services or people working in the legal adult entertainment industry or have you or someone close to you ever been affected by this type of service?  YES  NO

If YES, please explain: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

OBJECTION: The United States renews its objection to the use of the term “escort services.” First, as worded, the question lumps together “escort services” with “the legal adult entertainment industry” and is vague, confusing, and misleading. In common usage, “escort services,” particularly in the “adult” context – are often associated with prostitution (which is illegal). (*See e.g.*, <http://www.yourdictionary.com/escort-service> (defining “escort service” as “[a] company that provides customers with companions or prostitutes for a fee”).) Second, inserting “legal” before “adult entertainment industry” is misleading because it suggests to the jurors that this Court believes the law states those who work in the “adult entertainment industry” are not engaging in commercial sex, prostitution, or otherwise violating the law. Third, while some states or localities regulate escorts through statutorily-defined licensing requirements, many others do not recognize or license “lawful” escorts. Fourth, the United States contends that the evidence at trial will show that the vast majority of backpage.com’s “escort” ads were prostitution solicitations. Against this background, it is confusing and misleading to equate “escorts” with “people working in the legal adult entertainment industry.”

- 65. Does it bother you that adult escort services are legal and/or that people working in this industry can legally advertise their services?  YES  NO

If YES, please explain: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

OBJECTION: The United States renews its objections to this question and incorporates by reference the arguments made in Question 64. First, this question is vague, misleading, and confusing, because “escort services” (let alone “adult escort services”) are not recognized as lawful, legal services throughout the United States. Second, while some states or localities regulate escorts through statutorily-defined licensing requirements, many others do not. And many jurisdictions that permit licensed escorts regulate the manner in which escorts may advertise. (*See*,

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*e.g.*, A.R.S. § 9-500.10.A.1 (escort ads must include “[t]he escort license number of the escort if the advertisement is for the services of a specific escort”; Scottsdale City Code Sec. 16-470 (“All advertisements used by an escort...and likely to be seen by Scottsdale residents, shall contain the Scottsdale permit or license number of the permit or license holder.”).) Third, this question is also cumulative and duplicative to Question 64.

- 66. Do you have strong feelings about prostitution, or have you or someone close to you ever been affected by prostitution or the purchase or sale of a sex act for money (also referred to as “commercial sex”)?  YES  NO

If YES, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- 67. Do you think law enforcement (local, state or federal) and the government (local, state or federal) should expend their resources investigating and prosecuting individuals who are purchasers of commercial sex?

YES  NO

Please explain your answer. \_\_\_\_\_  
\_\_\_\_\_

- 68. Do you believe that prostitution should be legalized?  YES  NO

Please explain your answer.  
\_\_\_\_\_  
\_\_\_\_\_

- 69. Do you think law enforcement agencies should expend government resources investigating and prosecuting businesses or individuals who provide a platform that sell goods or services that promote or facilitate prostitution?  YES  NO

Please explain your answer.  
\_\_\_\_\_  
\_\_\_\_\_

- 70. Have you, any members of your family, or close friends ever engaged in, been accused of engaging in, or been convicted of prostitution, soliciting prostitution, or any act related to the purchase of commercial sex?  YES  NO

If YES, would that experience prevent you from being a fair and impartial juror in this case?  YES  NO

If YES, please explain your answer.

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71. Have you, any members of your family, or close friends ever engaged in, been accused of engaging in, or convicted of sex trafficking or sex related crimes?

YES  NO

If YES, would that experience prevent you from being a fair and impartial juror in this case?  YES  NO

If YES, please explain your answer.

**CASE SPECIFIC QUESTIONS**

72. Prior to filling out this questionnaire, had you heard of the website www.backpage.com?  YES  NO

73. Have you, any members of your family, or close friends ever used www.backpage.com?  YES  NO

If YES:

For what purpose? \_\_\_\_\_

What sections did you use? \_\_\_\_\_

74. Have you, any members of your family, or close friends ever visited an online classified website such as www.craigslist.org, www.ebay.com, www.oodle.com, or other online classified websites?  YES  NO

If YES:

Which website: \_\_\_\_\_

For what purpose? \_\_\_\_\_

What sections did you use? \_\_\_\_\_

75. In general, what are your feelings about the laws and regulations affecting the internet, including the publishing of content posted by users of the websites?

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

76. What are your feelings about whether websites (such as YouTube, Facebook, Twitter, Google, and Instagram, among others) should be responsible for the content posted by users of the websites?

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

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- 77. Have you, any members of your family, or close friends ever used an adult-oriented dating or connection service (for example, Tinder, Bumble, Hinge, Ship (getshipped), OkCupid, PlentyofFish, AdultFriendFinder, iHookup, AshleyMadison, NoStringsAttached, BeNaughty, GetItOn, MaritalAffair, Alt, Grindr, Pure, Match)?  
 YES  NO

If YES, please explain who (don't use names) and identify which services:

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- 78. Do you have any strong feelings about tattoos or people who have tattoos?  
 YES  NO

If YES, please explain:

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- 79. PROPOSED QUESTION: This case involves prostitution. Victims and witnesses will testify about their experiences being posted on backpage.com that resulted in their involvement in prostitution and sex trafficking. Words such as oral sex, anal sex, blow job, penis and vagina will be used as well as coded language, phrases and symbols related to prostitution, for example, greek, BBBJ, GFE, roses, HH, full service, and certain emojis will be used. Sexually provocative images will be introduced into evidence. If chosen as a juror, you must be able to discuss the evidence and these sexual topics with your fellow jurors as you deliberate on the evidence.

ORIGINAL QUESTION: This case will involve testimony regarding sexually explicit topics. Words and phrases such as oral sex, anal sex, blow job, penis, and vagina may be used throughout this trial. Victims and witnesses may testify about their experiences with prostitution, sex-trafficking, and may describe their experiences using vulgar or sexually-graphic language. Sexually provocative images may be introduced into evidence. If chosen as a juror, you must be able to discuss the evidence and these sexually explicit topics with your fellow jurors as you deliberate on the evidence.

Will you be able to deliberate on the evidence, knowing that it requires discussion about prostitution?  YES  NO  NOT SURE

Please explain: \_\_\_\_\_  
\_\_\_\_\_

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RATIONAL: The proposed changes are designed to focus the jurors on the anticipated evidence involving prostitution.

- 80. The nature of some of the charges that have been brought in this case involve claims of facilitating or promoting business enterprises involved in prostitution and money laundering. Is there anything about these subjects that would make it difficult for you to be fair and impartial in this case?  YES  NO

If YES, please explain: \_\_\_\_\_  
\_\_\_\_\_

**VICTIMS AND WITNESSES**

- 81. Part of your role as a juror is to determine the facts of the case, including evaluating the credibility or believability of witnesses. Do you believe you can determine whether a person is (or is not) credible or believable?  YES  NO

Please explain: \_\_\_\_\_  
\_\_\_\_\_

- 82. PROPOSED QUESTION: Some of the witnesses in this case are: (1) ethnic minorities, (2) of a low socio-economic status, or (3) have experienced challenges with substance abuse (alcohol and/or drugs). Would you find a witness’s testimony to be more or less credible simply based on their: (Answer for each)
  - (1) race, nationality, ethnicity, or religion:  YES  NO
  - (2) low socio-economic status:  YES  NO
  - (3) substance abuse (alcohol and/or drugs):  YES  NO

ORIGINAL QUESTION: Some of the witnesses in this case are ethnic minorities. Would you find a-witness’s testimony to be more or less credible simply based on their race, nationality, ethnicity or religion?

YES  NO  
Please explain: \_\_\_\_\_  
\_\_\_\_\_

RATIONAL: For brevity, this proposed question seeks to combine Questions 82-84 and removes homelessness from Question 84.

- 83. Some of the witnesses in this case are ethnic minorities and of a low socio-economic status. Would you find a witness’s testimony to be more or less credible simply based on their low socio-economic status?  YES  NO

Please explain: \_\_\_\_\_

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PROPOSED EDIT: Question 83 may be removed if proposed changes to Question 82 are granted.

84. Some of the witnesses in this case have experienced challenges with substance abuse and homelessness. Would you find a witness’s testimony to be more or less credible simply based on their experiences with substance abuse (drug or alcohol abuse) and homelessness?  YES  NO

Please explain: \_\_\_\_\_

PROPOSED EDIT: Question 84 may be removed if proposed changes to Question 82 are granted.

85. Are you familiar with implicit biases, which occur without conscious awareness?  YES  NO

If YES, what techniques work to reduce such bias within yourself?

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

**FINAL QUESTIONS**

86. PROPOSED EDIT: Original Question 86 has been moved to Proposed Question 42(c).

87. Understanding that jury service is an honor as well as a duty, is there any reason why you would prefer not to serve as a juror in this case? This could include any situation at home or on the job, issues in your life and/or stressful or anxiety-producing life events, such as divorce, health, abuse, bankruptcy, moving, etc.

YES  NO

If YES, please explain: \_\_\_\_\_

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

88. Do you have any religious, moral, spiritual or philosophical beliefs that would make it difficult for you sit in judgment of another person?  YES  NO

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

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89. Is there any other information you feel the judge or attorneys should know about you, including any reason why either side (the government or the defense) may not want you to serve as a juror in this case?  YES  NO

If YES, please explain: \_\_\_\_\_

\_\_\_\_\_

90. Is there anything you wish to discuss with me and the attorneys in private, outside the presence of the other jurors?  YES  NO

IF YES, please describe below.

\_\_\_\_\_

\_\_\_\_\_

I declare, under penalty of perjury, that all answers are true and correct to the best of my knowledge.

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
DATE