



**PLAN FOR THE RANDOM SELECTION
OF GRAND AND PETIT JURORS
FOR SERVICE WITHIN THE
DISTRICT OF VERMONT**

Date Approved by the District: March 25, 2019

Date Approved by the Circuit: March 27, 2019

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**PLAN FOR THE RANDOM SELECTION OF GRAND
AND PETIT JURORS FOR SERVICE WITHIN THE
DISTRICT OF VERMONT**

Pursuant to the provisions of the Jury Selection and Service Act of 1968, 28 U.S.C. § 1861, et seq., as amended, the United States District Court for the District of Vermont adopts the following revised *Plan For the Random Selection of Grand and Petit Jurors for Service Within the District of Vermont*. This *Plan* shall also be known in its abbreviated form as the District of Vermont's "*Jury Plan*."

The District's *Jury Plan* entered into on November 26, 2008 is hereby revoked and rescinded, as are all subsequent amendments, revisions and modifications. The following *Jury Plan* is adopted and shall become effective when approved by the Reviewing Panel for the United States Court of Appeals for the Second Circuit, as required by 28 U.S.C. § 1863(a).

1. DECLARATION OF POLICY [28 U.S.C. § 1861]

It is the policy of this Court that all litigants entitled to a trial by jury within the District of Vermont have the right to have grand and petit jurors selected at random from a fair cross section of the community where court convenes. While a listing of registered voters obtained from the State of Vermont represents a fair cross section of the communities comprising the State of Vermont, the Court elects to supplement its voter registration lists with motor vehicle records, specifically Vermont licensed drivers. The supplementation of voter registration records with additional source lists is authorized by statute¹ and is consistent with the Court's goal of minimizing potential barriers to jury service which may be based upon race or ethnicity.

¹ 28 U.S.C. § 1863(b)(2).

2. PROHIBITION OF DISCRIMINATION [28 U.S.C. § 1862]

No citizen shall be excluded from service as a grand or petit juror on account of race, color, religion, sex, national origin, or economic status.

3. JUDICIAL DISTRICT [28 U.S.C. § 126]

Vermont constitutes one judicial district. Court may be held at Bennington, Brattleboro, Burlington, Montpelier, Rutland, St. Johnsbury or Windsor, Vermont.

4. JURY DIVISIONS

The District of Vermont will be subdivided into two distinct jury divisions or districts, based upon geographical location, as follows:

- A. **Northern Jury Division** shall be composed of all cities and towns in the state senatorial districts, or counties, of Caledonia, Chittenden, Essex, Orleans, Franklin, Grand Isle, Lamoille and Washington.
- B. **Southern Jury Division** shall be composed of all cities and towns in the state senatorial districts, or counties, of Addison, Bennington, Orange, Rutland, Windham, and Windsor.

5. SOURCE LISTS FOR JURORS [28 U.S.C. § 1863(b)(2)]

On and after the effective date of this *Plan*, the source basis for all individuals eligible to serve as grand and petit jurors will be individuals selected at random from Vermont city and town voter registration records supplemented by Vermont licensed drivers as compiled by the State of Vermont. The names of registered voters and licensed drivers will be obtained as media maintained and stored in electronic format.² The names of registered voters and licensed drivers will be merged so that duplicate records may be purged.

² Effective Jan. 1, 2006, all of the State of Vermont's voter registration records are now maintained in an electronic format based upon the requirements imposed by the Help America Vote Act (HAVA) passed by the Congress in 2002. Additionally, the source records which the District will rely upon to supplement its voter registration records - listings of Vermont licensed drivers - are also available in electronic format.

6. MASTER JURY WHEELS [28 U.S.C. § 1863(b)(4)]

A separate Master Jury Wheel will be maintained for each of the District's two jury divisions.³ The Master Jury Wheel for each jury division will consist of, as a minimum, 5,000 names.⁴ At the clerk's option, and after consultation with the court, the selection of names from complete source list databases in electronic media for the master jury wheel may be accomplished by a purely randomized process through a properly programmed electronic data processing system. Similarly, at the option of the clerk and after consultation with the court, a properly programmed electronic data processing system for pure randomized selection may be used to select names from the master wheel for the purpose of summoning persons to serve as grand or petit jurors. Such random selections of names from the source list for inclusion in the master wheel by data computer personnel must insure that each county within the jury division is substantially proportionally represented in the master jury wheel in accordance with 28 U.S.C. § 1863 (b)(3). The selections of names from the source list and the master wheel must also insure that the mathematical odds of any single name being picked are substantially equal.

For the purpose of determining the total number of names to be used to create a Master Jury Wheel, the total number of registered voters residing in a particular jury division at the time of refill will be combined with the total number of Vermont licensed drivers residing in that

³ With the reliance upon computerized records and electronic databases, this distinction will not be physically observable since all data will be stored electronically. While the District's jury divisions will occur in the form of one master database, each individual name in the master database will be linked or associated with a particular jury division by the use of a data identifier such as the zip code accompanying the residence address for each individual.

⁴ Title 28 U.S.C. § 1863(b)(4) requires that the *minimum* number of names initially placed in a master jury wheel be at least one-half of one per centum of the total number of names appearing on the source list(s) for a jury district but in no event less than one thousand names.

particular jury division, less duplicate names which may result due to the merging of voter registration records with licensed driver records.

Subject to the approval of this *Plan* as required by 28 U.S.C. 1863(a), each Master Jury Wheel will be refilled once every two years, commencing with the General Election scheduled for November 2008. Each refill will be completed so that a new Master Jury Wheel will become operable no later than July first of each refill year (i.e. 2019, 2021, 2023, 2025, etc.).

7. REFILLING OR SUPPLEMENTING A MASTER JURY WHEEL BETWEEN REFILL YEARS

Should the demand upon a Master Jury Wheel become excessive or should the possibility exist that a Master Jury Wheel may become exhausted before its next refill, consistent with the procedures specified by this *Jury Plan*, a judge may order that additional names be placed into a Master Jury Wheel. Should a supplemental refill be authorized, the court order will specify the number of names to be added and the date that the supplemental refill is to be completed. The addition of any supplemental names to a Master Jury Wheel will utilize both voter registration and Vermont licensed driver records.

8. DRAWING OF NAMES FROM THE MASTER JURY WHEEL – ONE-STEP SUMMONING [28 U.S.C. §§ 1864 & 1866]

The district court intends to implement “one-step summoning”⁵ in the selection of its petit and grand jury panels. When directed by the Court, the clerk will randomly draw from a Master Jury Wheel using a properly programmed data processing system the names of as many individuals as may be required for grand or petit juror service for a particular jury division. The

⁵ Title 28 U.S.C. § 1878 allows each district to summon and qualify jurors using a single process in lieu of drawing names from a master wheel (28 U.S.C. § 1864); qualifying those individuals so selected; and then adding the qualified jurors to a qualified jury wheel (28 U.S.C. § 1866). This unified procedure is commonly referred to as “one-step summoning.”

Court will specify the number of jurors to be drawn based upon anticipated juror usage plus a margin of additional names sufficient to compensate for individuals who become unavailable or ineligible to serve as jurors.

As required by 28 U.S.C. § 1864(a), as amended, the clerk or jury commissioner will post a general notice for public review in the clerk's office and to the Court's website [www.vtd.uscourts.gov] explaining the processes by which names are periodically and randomly drawn. As required by 28 U.S.C. § 1866(a), a separate list of names shall be prepared of the persons assigned to each petit or grand jury.

The clerk will prepare and mail to every person whose name is drawn from a Master Jury Wheel a juror qualification questionnaire with instructions that the questionnaire is to be completed and returned within ten days. The qualification questionnaire used will be approved as to form and content by the Judicial Conference of the United States Courts and the Administrative Office of the United States Courts.

Each juror qualification questionnaire will require completion by the individual to whom the questionnaire is addressed. Should the addressee be unable to complete the questionnaire, another individual may do so, indicating the need and reason(s) therefore. In cases where there appears to be an omission, ambiguity or error in a completed juror qualification questionnaire, the questionnaire will be returned promptly to the individual with instructions that corrections or additional information are required and that the questionnaire is to be again returned within ten days.

Any person failing to return a juror qualification questionnaire may be summoned to do so. Any person failing to appear to a summons shall be ordered by the Court to appear and show cause for failure to comply with the summons. As authorized by 28 U.S.C. § 1864(b), a person

failing to appear or show good cause for noncompliance with a jury summons may be fined not more than \$1,000, imprisoned not more than three days or ordered to perform community service, or any combination thereof. Any person who willfully misrepresents a material fact on a juror qualification form for the purpose of avoiding or securing service as a juror may be fined not more than \$1,000, imprisoned not more than three days, ordered to perform community service, or any combination thereof.

Completed jury questionnaires which indicate a change of residence address between jury divisions will be reviewed to first determine the proper qualification status. Individuals found to be qualified for jury service will then be included in the Master Jury Wheel for the jury division in which the person properly resides.

9. SELECTION OF GRAND JURORS

When ordered by the Court, the clerk shall randomly select from a Master Jury Wheel using a properly-programmed data processing system an appropriate number of individuals to be considered for grand jury service. The names of not less than sixteen (16) nor more than twenty-three (23) qualified persons will then be selected at random. Upon the taking of the proper oaths, these jurors will then constitute the grand jury impaneled for service for a particular jury division. Pursuant to Rule 6(a)(2), FED. R. CR. P., the Court may also select alternate grand jurors who shall have the same qualifications and shall be selected in the same manner as any other juror.

The clerk shall cause to be made a separate list of names of persons assigned to each grand jury panel, as required by 28 U.S.C. § 1866(a).

10. QUALIFICATIONS FOR JURY SERVICE [28 U.S.C. § 1865]

The judges of the district court retain the right to perform the qualification process. Pursuant to this *Plan*, however, the clerk is authorized to determine the qualification status of any potential juror. The determination of the individual's qualification status may be recorded by either manual or automated means.

A person is eligible to serve as a grand or petit juror unless he or she:

- A. is not a citizen of the United States eighteen years old who has resided for a period of one year within the judicial district;
- B. is unable to read, write, and understand the English language with a degree of proficiency sufficient to fill out satisfactorily the juror qualification form;
- C. is unable to speak the English language;
- D. is incapable, by reason of mental or physical infirmity, to render satisfactory jury service; or
- E. has a charge pending against him for the commission of, or has been convicted in a State or Federal court of record of, a crime punishable by imprisonment for more than one year and his civil rights have not been restored.

11. EXEMPTION FROM JURY SERVICE [28 U.S.C. § 1863]

Pursuant to the provisions of 28 U.S.C. Section 1863(b)(6), members of the following groups of individuals are barred from jury service on the grounds that they are exempt:

- A. members in active service in the Armed Forces of the United States;
- B. members of Vermont state or municipal fire or police departments;
- C. public officers in the executive, legislative or judicial branches of the United States government or of any state or subdivision thereof who are actively engaged in the performance of official duties.

12. EXCUSES UPON INDIVIDUAL REQUEST [28 U.S.C. § 1863(b)(5)(A)]

The Court finds that jury service by members of certain occupational classes or groups of people would entail undue hardship or extreme inconvenience and that, in certain instances, the

obligation to serve as a juror may result in an overall decline in the safety, health and welfare typically afforded to members of the public by certain individuals. Accordingly, the following groups or occupational classes of people may be excused from jury service upon individual request:

- A. individuals over the age of seventy (70) years;
- B. individuals who have served either as a grand or petit juror in federal court within the District of Vermont during the past two years; and
- C. "volunteer safety personnel" serving in the capacity as firefighters, rescue workers, emergency medical technicians or ambulance squad members for a Vermont municipality.

Additionally, any individual qualified and summoned for jury service may be excused by the Court or by the clerk upon a proper showing of undue hardship or extreme inconvenience. Upon the conclusion of the period of hardship or inconvenience, individuals again become eligible to serve as jurors.

13. TERMS OF SERVICE [28 U.S.C. § 1866(e)]

Petit jurors selected pursuant to this *Plan* will typically serve, subject to trial activity, a term of service of approximately four months. No petit juror will be required to serve more than thirty days unless trial activity in a particular case requires otherwise.

Grand jurors selected pursuant to this *Plan* will not be subject to a term of service greater than eighteen months unless the term of service is extended by the Court. Additionally, no individual will be required to serve both as a grand juror and as a petit juror during the life of the Master Jury Wheel from which the juror was drawn.

As provided for by 28 U.S.C. §§ 1871(b)(2) and (b)(3), petit jurors in active service greater than 10 days or grand jurors in active service greater than 45 days will be eligible for a supplemental juror fee, not to exceed \$10 for each additional day of extended service.

14. OBLIGATION TO SERVE [28 U.S.C. § 1866(g)]

All individuals qualified as jurors are expected to serve as jurors when summoned. Should circumstances warrant, jury service for a particular individual may be deferred by the Court until the next term of jury service is scheduled. As authorized by 28 U.S.C. § 1866(g), sanctions may be imposed upon any individual who fails to show good cause for noncompliance with a summons issued for jury service.

15. PROTECTION OF JUROR EMPLOYMENT [28 U.S.C. § 1875]

No employer shall discharge, threaten to discharge, intimidate or coerce any permanent employee regarding the employee's obligation to serve as a juror. For violations involving employment discharge or employment discrimination, the court may impose sanctions as authorized by 28 U.S.C. § 1875.

16. DISCLOSURE OF JUROR NAMES TO PARTIES, THE PUBLIC AND TO THE MEDIA [28 U.S.C. §§ 1863(b)(7) and 1867(f)]

The contents of juror records or papers used by the Clerk in connection with the jury selection process shall not be disclosed, except as specified herein.

- A. **Grand Jurors.** As proceedings involving a grand jury are secret and records, orders and subpoenas relating to grand jury proceedings are maintained under seal, the release of information involving the identity of grand jurors to the public or to the media may present significant issues which impede or distract from the investigative nature of the grand jury impaneled. As such, it is the policy pursuant to this *Plan* not to disclose to the media or to the public the name, the address or the telephone number of any member of a grand jury which is *actively* impaneled. Should a request for information concerning the identity of a grand juror arise, the

Court will determine whether the disclosure of personal information involving grand jury members is warranted, consistent with the provisions of Rule 6(e), FED R. CR. P. and 28 U.S.C. § 1867(f).

B. Petit Jurors.

(1) *Potential Trial Jurors.* Pursuant to practice within this District, the Court obtains background information from qualified jurors⁶ for the purpose of expediting the *voir dire* process. The background information is obtained using a locally-developed questionnaire. See Local Form 229, this Appendix. When requested, background questionnaires are provided to counsel to the parties in litigation for the purpose of disclosing relevant information helpful to the jury selection process. It is the policy pursuant to this *Plan* not to disclose to the media or to the public the name of any *potential* trial juror who completes this questionnaire, including the personal information contained therein. This non-disclosure policy also applies to the parties in litigation or counsel to the parties in litigation who are in possession of the information contained by these questionnaires.

(2) *Active Trial Jurors.* While case law has recognized that the press has a qualified right to obtain juror information,⁷ the Court may in its discretion temporarily withhold juror information from the press or public in sensitive

⁶ Although these individuals have been qualified as potential jurors pursuant to 28 U.S.C. § 1865 and summoned as jurors pursuant to 28 U.S.C. § 1866, they have not yet been selected to serve as trial jurors in an active case.

⁷ See *United States v. Antar*, 38 F.3d 1348 (3rd Cir. 1994); *In re Globe Newspaper Co.*, 920 F.2d 88 (1st Cir. 1990); and *In re Baltimore Sun Co.*, 841 F. 2d 74 (4th Cir. 1988).

cases or in unusual circumstances.⁸ As such, it is the policy pursuant to this *Plan* to disclose to the public or to the media, *upon request*, the names of the jurors impaneled in a case and the corresponding town or city in which they reside within seven days after the conclusion of trial. This policy applies to trial jurors sitting in either civil or criminal cases in this District.

17. MANAGEMENT OF THE PLAN [28 U.S.C. § 1863(b)]

Based upon the size of the District, the automation of its source records and the computerization of its selection process, the District will operate without a jury commission. The clerk of court will serve as jury commissioner and is authorized to manage the jury selection process for each of the two jury divisions comprising the District. The clerk as jury commissioner will function under the supervision and guidance of the chief judge or other such judge as designated by the chief judge.

18. MAINTENANCE AND INSPECTION OF JURY RECORDS [28 U.S.C. § 1868]

Once a Master Jury Wheel has been emptied and refilled, and after all individuals selected to serve as jurors before a Master Jury Wheel is emptied have completed their term of service, all records and papers so compiled shall be preserved and maintained in the custody of the clerk and jury commissioner for a period of four years. These records will be available for public inspection for the purpose of determining the validity of the selection of any jury. If ordered by the Court, this four-year retention period may be extended.

⁸ See *In re Bay City Times*, 143 F. Supp. 2d 979 (E.D. Mich. 2001); *United States v. Espy*, 31 F. Supp. 2d 1 (D.D.C 1988); *In re Indianapolis Newspapers, Inc.*, 837 F. Supp. 956 (S.D. Ind. 1992) and *United States v. Butt*, 753, F. Supp. 44 (D. Mass. 1990).

19. DEFINITIONS USED IN THIS PLAN [28 U.S.C. § 1869]

For purposes of this *Jury Plan*:

- A. "clerk" and the "clerk of court" means the clerk of the United States District Court for the District of Vermont or any authorized deputy clerk so appointed by the clerk pursuant to 28 U.S.C. § 751(b).
- B. "chief judge" of the District is defined by 28 U.S.C. § 136 as the judge in regular active service who (1) is senior in commission, (2) is under the age of sixty-five, (3) has served at least a year as a district judge, and (4) has not previously served as chief judge.
- C. "Court" means the Article III district judges, including the U.S. Magistrate Judge, for the United States District Court for the District of Vermont.
- D. "juror qualification questionnaire" means the juror questionnaire form prescribed by the Administrative Office of the United States Courts as approved by the Judicial Conference of the United States. The form elicits various identifying and demographic information from a potential juror whose name is derived from the Court's Master Jury Wheel. This form may request, but not require, any other information not inconsistent with the provisions of 28 U.S.C. § 1861 *et seq.* The form shall also elicit the sworn statement that the individual responses to the juror qualification questionnaire are true to the best of the individual's knowledge but notarization shall not be required. The form will also contain wording clearly informing the person that the disclosure of any information with respect to the individual's religion, national origin, or economic status is not a prerequisite for qualification for jury service and that such information need not be furnished if the person finds it objectionable to do so and that information concerning race is required solely to enforce nondiscrimination in the jury selection process and has no bearing on an individual juror's qualification for jury service.
- E. "jury summons" means a document containing written information issued by the court ordering the addressee to physically appear for jury service.
- F. "jury wheel" means the assemblage of individual names and addresses as electronic data obtained from original source records or source data. Jury wheel data may exist in non-qualified form (as a master jury wheel) or in a qualified form (as a qualified jury wheel).
- G. "motor vehicle records" mean the official records of licensed drivers authorized to operate a motor vehicle within the District of Vermont, as maintained by officials of the Vermont State Department of Motor Vehicles. Vermont DMV records are available in electronic format and pursuant to this *Plan*, will be used to supplement Vermont voter registration data.

- H. "public officer" means a person who is either elected to public office or who is appointed by a person elected to public office.
- I. "public notice" means the type of announcement provided to the general public involving the Court's jury selection procedures. The "Judicial Administration & Technical Amendments Act of 2008" (P. Law No. 110-406) revised the requirement for courts having to provide specific notice to the public each time jurors are selected. Since name selection from master or qualified jury wheels is almost now universally performed by computers rather than by manual methods, courts are not required to post individual public notices each time a jury selection is performed. Under the new requirement, a single notice posted at the clerk's office and at the Court's website [www.vtd.uscourts.gov] explaining how the juror selection process is conducted is now sufficient.
- J. "undue hardship or extreme inconvenience" means the basis for excusal from jury service is authorized pursuant to 28 U.S.C. § 1866(c)(1). Pursuant to this *Jury Plan*, consideration for this type of excuse is afforded to the total amount of travel time incurred by the juror to the location where court convenes; the existence of a serious or life-threatening illness affecting either the juror or a family member of the juror; or the existence of a severe economic or household hardship which outweighs the juror's obligation for jury service.
- K. "voter checklist" means the official records maintained by Vermont state or local election officials of individuals registered to vote in either the most recent state or most recent federal general election. Pursuant to the Help America Vote Act of 2002, effective January 1, 2006, the State of Vermont now maintains all voter registration checklists as electronic media.

20. EFFECTIVE DATE OF THE PLAN [28 U.S.C. SECTION 1863(a)]

A copy of this *Jury Plan* and any future modifications thereto will be provided to the Reviewing Panel specified by 28 U.S.C. § 1863(a) for the purpose of ascertaining compliance with the Jury Selection and Services Act of 1968, as amended. This *Jury Plan* will become effective on the date of approval by the Reviewing Panel.


21. FILING COPIES OF THE PLAN [28 U.S.C. SECTION 1863(a)]

Upon approval by the Reviewing Panel, a copy of this *Jury Plan* will be filed with the Administrative Office of the United States Courts and the Attorney General of the United States.

22. APPROVAL BY THE DISTRICT COURT

This *Jury Plan* and the policies and procedures specified herein are approved.

Dated at Burlington, in the District of Vermont, this 22 day of March, 2019.



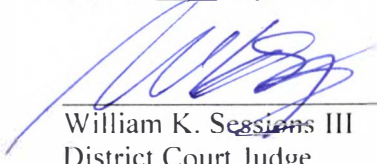
Geoffrey W. Crawford
Chief Judge

Dated at Burlington, in the District of Vermont, this 22nd day of March, 2019.



Christina Reiss
District Court Judge

Dated at Burlington, in the District of Vermont, this 25 day of March, 2019.



William K. Sessions III
District Court Judge

23. APPROVAL BY THE REVIEWING PANEL [28 U.S.C. § 1863(a)]

This *Jury Plan* has been reviewed by a Panel consisting of members of the Judicial Council for the Second Circuit and is hereby approved for implementation.

Date: March 27, 2019

**Ballot approved by Second Circuit Judicial Council
on March 27, 2019. Signed memorandum from
Circuit Executive is on file with Clerk's Office.**

Signature of Approving Official or
Authorized Representative

APPENDIX 1

NORTHERN JURY DIVISION

CALEDONIA:

Barnet, Burke, Danville, Groton, Hardwick, Kirby, Lyndon, Newark, Peacham, Ryegate, St. Johnsbury, Sheffield, Stannard, Sutton, Walden, Waterford and Wheelock.

CHITTENDEN:

Bolton, Buel's Gore, Burlington, Charlotte, Colchester, Essex, Hinesburg, Huntington, Jericho, Milton, Richmond, St. George, Shelburne, South Burlington, Underhill, Westford, Williston and Winooski.

ESSEX:

Averill, Avery's Gore, Bloomfield, Brighton, Brunswick, Canaan, Concord, East Haven, Ferdinand, Granby, Guildhall, Lemington, Lewis, Lunenburg, Maidstone, Norton, Victory, Warren's Gore and Warren's Grant.

ORLEANS:

Albany, Barton, Brownington, Charleston, Coventry, Craftsbury, Derby, Glover, Greensboro, Holland, Irasburg, Jay, Lowell, Morgan, Newport City, Newport Town, Troy, Westfield and Westmore.

FRANKLIN:

Bakersfield, Berkshire, Enosburg, Fairfax, Fairfield, Fletcher, Franklin, Georgia, Highgate, Montgomery, Richford, St. Albans City, St. Albans Town, Sheldon and Swanton.

GRAND ISLE:

Alburg, Grand Isle, Isle LaMotte, North Hero and South Hero.

LAMOILLE:

Belvidere, Cambridge, Eden, Elmore, Hyde Park, Johnson, Morristown, Stowe, Waterville and Wolcott.

WASHINGTON:

Barre City, Barre Town, Berlin, Cabot, Calais, Duxbury, East Montpelier, Fayston, Marshfield, Middlesex, Montpelier, Moretown, Northfield, Plainfield, Roxbury, Waitsfield, Warren, Waterbury, Woodbury and Worcester.

APPENDIX 2

SOUTHERN JURY DIVISION

ADDISON:

Addison, Bridport, Bristol, Cornwall, Ferrisburg, Goshen, Granville, Hancock, Leicester, Lincoln, Middlebury, Monkton, New Haven, Orwell, Panton, Ripton, Salisbury, Shoreham, Starksboro, Vergennes, Waltham, Weybridge and Whiting.

BENNINGTON:

Arlington, Bennington, Dorset, Glastenbury, Landgrove, Manchester, Peru, Pownal, Readsboro, Rupert, Sandgate, Searsburg, Shaftsbury, Stamford, Sunderland, Winhall and Woodford.

ORANGE:

Bradford, Braintree, Brookfield, Chelsea, Corinth, Fairlee, Newbury, Orange, Randolph, Strafford, Thetford, Topsham, Tunbridge, Vershire, Washington, West Fairlee and Williamstown.

RUTLAND:

Benson, Brandon, Castleton, Chittenden, Clarendon, Danby, Fair Haven, Hubbardton, Ira, Killington, Mendon, Middletown Springs, Mt. Holly, Mt. Tabor, Pawlet, Pittsfield, Pittsford, Poultney, Proctor, Rutland City, Rutland Town, Shrewbury, Sudbury, Tinmouth, Wallingford, Wells, West Haven and West Rutland.

WINDHAM:

Athens, Brattleboro, Brookline, Dover, Dummerston, Grafton, Guilford, Halifax, Jamaica, Londonderry, Marlboro, Newfane, Putney, Rockingham, Somerset, Stratton, Townshend, Vernon, Wardsboro, Westminster, Whitingham, Wilmington and Windham.

WINDSOR:

Andover, Baltimore, Barnard, Bethel, Bridgewater, Cavendish, Chester, Hartford, Hartland, Ludlow, Norwich, Plymouth, Pomfret, Reading, Rochester, Royalton, Sharon, Springfield, Stockbridge, Weathersfield, Weston, West Windsor, Windsor and Woodstock.

APPENDIX 3

LISTING BY TOWN AND ZIP CODE

NORTHERN DIVISION

1.	ALBANY	05820	41.	FAIRFIELD	05455
2.	ALBURG	05440	42.	FAYSTON	05660
3.	AVERILL	05905	43.	FERDINAND	05905
4.	AVERY'S GORE	05905	44.	FLETCHER	05444
5.	BAKERSFIELD	05441	45.	FRANKLIN	05457
6.	BARNET	05821	46.	GEORGIA	05478
7.	BARRE CITY	05641	47.	GLOVER	05839
8.	BARRE TOWN	05678	48.	GRANBY	05840
9.	BARTON	05822	49.	GRAND ISLE	05458
10.	BELVIDERE	05492	50.	GREENSBORO	05841
11.	BERKSHIRE	05450	51.	GROTON	05046
12.	BERLIN	05602	52.	GUILDHALL	05905
13.	BLOOMFIELD	05905	53.	HARDWICK	05843
14.	BOLTON	05676	54.	HIGHGATE	05459
15.	BRIGHTON	05846	55.	HINESBURG	05461
16.	BROWNINGTON	05860	56.	HOLLAND	05830
17.	BRUNSWICK	05905	57.	HUNTINGTON	05462
18.	BUEL'S GORE	05487	58.	HYDE PARK	05655
19.	BURKE	05871	59.	IRASBURG	05845
20.	BURLINGTON	05401	60.	ISLE LA MOTTE	05463
21.	CABOT	05647	61.	JAY	05859
22.	CALAIS	05648	62.	JERICHO	05465
23.	CAMBRIDGE	05444	63.	JOHNSON	05656
24.	CANAAN	05903	64.	KIRBY	05851
25.	CHARLESTON	05872	65.	LEMINGTON	05903
26.	CHARLOTTE	05445	66.	LEWIS	05905
27.	COLCHESTER	05446	67.	LOWELL	05847
28.	CONCORD	05824	68.	LUNENBERG	05906
29.	COVENTRY	05825	69.	LYNDON	05851
30.	CRAFTSBURY	05826	70.	MAIDSTONE	05905
31.	DANVILLE	05828	71.	MARSHFIELD	05658
32.	DERBY	05829	72.	MIDDLESEX	05602
33.	DUXBURY	05676	73.	MILTON	05468
34.	EAST HAVEN	05837	74.	MONTGOMERY	05470
35.	E. MONTPELIER	05651	75.	MONTPELIER	05602
36.	EDEN	05652	76.	MORETOWN	05660
37.	ELMORE	05657	77.	MORGAN	05853
38.	ENOSBURG	05450	78.	MORRISTOWN	05661
39.	ESSEX	05451	79.	NEWARK	05871
40.	FAIRFAX	05454	80.	NEWPORT CITY	05855

81.	NEWPORT TOWN	05857	103.	SWANTON	05488
82.	NORTH HERO	05474	104.	TROY	05868
83.	NORTHFIELD	05663	105.	UNDERHILL	05489
84.	NORTON	05907	106.	VICTORY	05858
85.	PEACHAM	05862	107.	WAITSFIELD	05673
86.	PLAINFIELD	05667	108.	WALDEN	05873
87.	RICHFORD	05476	109.	WARNERS GRANT	05905
88.	RICHMOND	05477	110.	WARREN	05674
89.	ROXBURY	05669	111.	WARREN GORE	05905
90.	RYEGATE	05042	112.	WATERBURY	05676
91.	SHEFFIELD	05866	113.	WATERFORD	05848
92.	SHELBURNE	05482	114.	WATERVILLE	05492
93.	SHELDON	05483	115.	WESTFIELD	05874
94.	SO. BURLINGTON	05403	116.	WESTFORD	05494
95.	SOUTH HERO	05486	117.	WESTMORE	05860
96.	ST. ALBANS CITY	05478	118.	WHEELOCK	05851
97.	ST. ALBANS TOWN	05481	119.	WILLISTON	05495
98.	ST. GEORGE	05495	120.	WINOOSKI	05404
99.	ST. JOHNSBURY	05819	121.	WOLCOTT	05680
100.	STANNARD	05842	122.	WOODBURY	05681
101.	STOWE	05672	123.	WORCESTER	05682
102.	SUTTON	05867			

APPENDIX 4

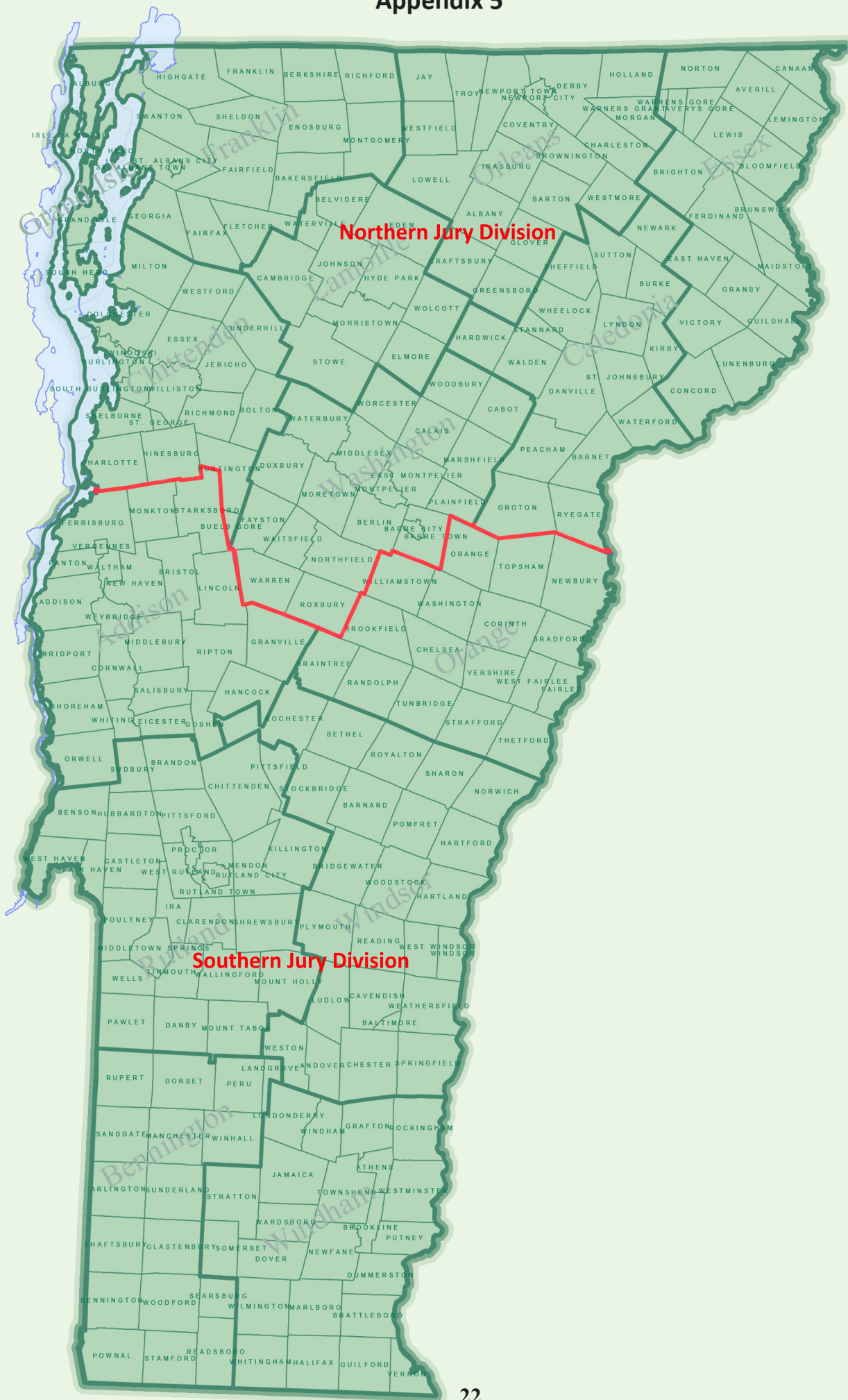
LISTING BY TOWN AND ZIP CODE

SOUTHERN DIVISION

1.	ADDISON	05491	41.	HARTFORD	05001
2.	ANDOVER	05143	42.	HARTLAND	05048
3.	ARLINGTON	05250	43.	HUBBARDTON	05743
4.	ATHENS	05143	44.	IRA	05777
5.	BALTIMORE	05143	45.	JAMAICA	05343
6.	BARNARD	05031	46.	KILLINGTON	05751
7.	BENNINGTON	05201	47.	LANDGROVE	05148
8.	BENSON	05731	48.	LEICESTER	05733
9.	BETHEL	05032	49.	LINCOLN	05443
10.	BRADFORD	05033	50.	LONDONDERRY	05155
11.	BRAINTREE	05060	51.	LUDLOW	05149
12.	BRANDON	05733	52.	MANCHESTER	05255
13.	BRATTLEBORO	05301	53.	MARLBORO	05344
14.	BRIDGEWATER	05034	54.	MENDON	05701
15.	BRIDPORT	05734	55.	MIDDLEBURY	05753
16.	BRISTOL	05443	56.	MIDDLETOWN SPG	05757
17.	BROOKFIELD	05036	57.	MONKTON	05473
18.	BROOKLINE	05345	58.	MOUNT HOLLY	05758
19.	CASTLETON	05735	59.	MOUNT TABOR	05739
20.	CAVENDISH	05142	60.	NEW HAVEN	05472
21.	CHELSEA	05038	61.	NEWBURY	05051
22.	CHESTER	05143	62.	NEWFANE	05345
23.	CHITTENDEN	05737	63.	NORWICH	05055
24.	CLARENDON	05759	64.	ORANGE	05649
25.	CORINTH	05039	65.	ORWELL	05760
26.	CORNWALL	05753	66.	PANTON	05491
27.	DANBY	05739	67.	PAWLET	05761
28.	DORSET	05253	68.	PERU	05152
29.	DOVER	05356	69.	PITTSFIELD	05762
30.	DUMMERSTON	05346	70.	PITTSFORD	05763
31.	FAIR HAVEN	05743	71.	PLYMOUTH	05056
32.	FAIRLEE	05045	72.	POMFRET	05053
33.	FERRISBURGH	05456	73.	POULTNEY	05764
34.	GLASTENBURY	05201	74.	POWNALE	05261
35.	GOSHEN	05733	75.	PROCTOR	05765
36.	GRAFTON	05146	76.	PUTNEY	05346
37.	GRANVILLE	05747	77.	RANDOLPH	05060
38.	GUILDFORD	05301	78.	READING	05062
39.	HALIFAX	05358	79.	READSBORO	05350
40.	HANCOCK	05748	80.	RIPTON	05766

81.	ROCHESTER	05767	108.	VERGENNES	05491
82.	ROCKINGHAM	05101	109.	VERNON	05354
83.	ROYALTON	05068	110.	VERSHIRE	05079
84.	RUPERT	05776	111.	WALLINGFORD	05773
85.	RUTLAND CITY	05701	112.	WALTHAM	05491
86.	RUTLAND TOWN	05736	113.	WARDSBORO	05355
87.	SALISBURY	05769	114.	WASHINGTON	05675
88.	SANDGATE	05250	115.	WEATHERSFIELD	05030
89.	SEARSBURG	05363	116.	WELLS	05774
90.	SHAFTSBURY	05262	117.	WEST FAIRLEE	05083
91.	SHARON	05065	118.	WEST HAVEN	05743
92.	SHOREHAM	05770	119.	WEST RUTLAND	05777
93.	SHREWSBURY	05738	120.	WEST WINDSOR	05037
94.	SOMERSET	05302	121.	WESTMINSTER	05158
95.	SPRINGFIELD	05156	122.	WESTON	05161
96.	STAMFORD	05352	123.	WEYBRIDGE	05753
97.	STARKSBORO	05487	124.	WHITING	05778
98.	STOCKBRIDGE	05772	125.	WHITINGHAM	05342
99.	STRAFFORD	05072	126.	WILLIAMSTOWN	05679
100.	STRATTON	05360	127.	WILMINGTON	05363
101.	SUDBURY	05733	128.	WINDHAM	05359
102.	SUNDERLAND	05252	129.	WINDSOR	05089
103.	THETFORD	05075	130.	WINHALL	05340
104.	TINMOUTH	05773	131.	WOODFORD	05201
105.	TOPSHAM	05086	132.	WOODSTOCK	05091
106.	TOWNSHEND	05353			
107.	TUNBRIDGE	05077			

Appendix 5



APPENDIX 6



UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT

STATEMENT TO JURORS REGARDING THE JUROR QUESTIONNAIRE

To assist the Court and the attorneys in the jury selection process and to ensure fair and impartial jurors, the Court asks that you answer the questions below. Then please return the questionnaire in the postage-paid envelope enclosed in the summons package. You may also download the questionnaire from the court website at www.vtd.uscourts.gov on the page entitled "Jury Info." **If you have moved from Vermont and do not live in Vermont now, you only need to fill out your name and address and return this form.**

This is not a public document. It will not be released to members of the public or the media. It will be used by the judges, court staff, and the attorneys and their staffs and clients to prepare for jury selection.

Please use a black or blue pen to fill out this form. Do not use pencil.

Section A: Name and residence

First Name: _____ Last Name: _____
[enter your last name at the top of all subsequent pages]

Age: _____ How long have you lived in Vermont? _____

What city or town do you live in? _____ County: _____

Section B: Education information

Highest education level you have completed? _____
[e.g., last grade of school or year of college attended, high school diploma, bachelor's degree, graduate degree, doctorate degree]

Year completed: _____ Subject of study or major: _____
[yyyy]

Do you have a professional license/certification? Yes No

Please specify *[e.g., trade license/certification, M.D., C.P.A., law license]*: _____

Section C: Employment information

Your current employment status: Employed Unemployed
 Retired Disabled

If employed, where do you work? _____

What are your title and duties? _____

How long have you worked at your current job? _____

Before your current job, where did you last work? _____

Section D: Family information – spouse/significant other *Complete the following section if applicable*

Name of your spouse or significant other: _____

Current employment status of spouse/significant other: Employed Unemployed
 Retired Disabled

If employed, where does your spouse/significant other work? _____

If retired, where did he or she previously work? _____

Section E: Family information – children *Complete the following section if you have children*

How many children do you have? _____

If you have any adult children, what are their occupations? _____

Section F: Household information – other

Does anyone else live with you? Yes No If yes, what is the relationship? _____

Section G: Military experience

Have you been in the military? Yes No If yes:

What branch? _____ What was your highest rank? _____

When and where did you serve? _____

What were your duties? _____

Section H: Membership Information

Please list all labor union or professional organizations you are a member of: _____

Please list all organizations or groups that you do volunteer work for: _____

Please list all social organizations you belong to (e.g., Lion's Club, social justice or faith-based organizations, Rotary, etc.):

Please list all your memberships in groups or organizations that take advocacy positions on criminal or civil law issues, e.g., Mothers Against Drunk Driving (MADD), American Civil Liberties Union (ACLU), etc.:

If you have a leadership position in any organizations named above, which organizations and what positions?

Section I: Interests and activities

What hobbies or activities do you participate in? _____

What are your primary sources of news—in print or online? _____

What newspapers and magazines do you regularly read—in print or online? _____

What radio programs and stations do you regularly listen to? _____

What television programs do you regularly watch? _____

What social media do you regularly view or use? _____

Section J: Prior jury experience

Complete this section only if you have served on a jury

Criminal jury experience:

Have you ever served on a jury in a criminal case? Yes No If yes:

What year was the trial? _____ Was it in state or federal court? State Federal

Where was the trial (state and county)? _____

What was the crime charged? _____

What was the verdict? Not guilty Guilty Other

Were you the foreperson? Yes No

Civil jury experience:

Have you ever served on a jury in a civil case? Yes No If yes:
(e.g., a personal injury, a contract or property dispute, etc.)

What year was the trial? _____ Was it in state or federal court? State Federal

Where was the trial (state and county)? _____

Who was the verdict for? Plaintiff Defendant

Were you the foreperson? Yes No

Section K: Experiences/contacts with the criminal justice system

Criminal history – yours: [YOU MAY TELL THE JUDGE THAT YOU WANT TO DISCUSS THIS IN PRIVATE]

Have you ever been arrested or charged with a crime (other than a traffic violation)? (Include DUI-related offenses) Yes No

What was the charge? _____

What was the result? _____

Are there any criminal charges pending against you now? Yes No

Criminal history of friends and family: [YOU MAY TELL THE JUDGE THAT YOU WANT TO DISCUSS THIS IN PRIVATE]

Has any family member or close friend been arrested or charged with a crime (other than minor traffic offenses)? (Include DUI-related offenses) Yes No

If yes, what was the charge? _____

What was the result? _____

Victim of a crime: [YOU MAY TELL THE JUDGE THAT YOU WANT TO DISCUSS THIS IN PRIVATE]

Have you ever been the victim of a crime? Yes No

If yes, what type of crime(s)? _____

Was the crime reported, and if yes, what was the result of the process? _____

Have any of your close friends or family members been the victim of any crime? Yes No

If yes, what type of crime(s)? _____

Was the crime reported, and if yes, what was the result of the process? _____

Law enforcement employment:

Have you ever worked in law enforcement? (Include police departments, sheriffs' offices, federal agencies, probation/parole offices, private investigators.) Yes No

If yes, please describe this work: _____

Have any of your *close friends or family members* worked in law enforcement? Yes No

If yes, please describe the work: _____

Experiences with civil trials:

Have you ever been a party in a civil case? Yes No If yes:

Which were you: The person who filed the lawsuit The person who was sued

What was the lawsuit about, and what was the result? _____

Section L: Strong beliefs or values

Is there a particular type of case that you think you *could not* be a fair and impartial juror on? Yes No

If yes, please describe: _____

Do you have beliefs or life experiences that would make it difficult for you to be a fair and impartial juror in a case involving someone of a particular race, ethnicity, citizenship, religion, age, gender, or sexual orientation? Yes No

If yes, please describe: _____

Section M: Health [YOU MAY TELL THE JUDGE THAT YOU WANT TO DISCUSS THIS IN PRIVATE]

Do you have any physical or mental health condition(s) you think could interfere with your ability to serve as a juror? Yes No

If yes, please explain: _____

Is there any additional information about you that the Court should know? _____

Section N: Prior commitments

Please list *vacation dates or other prior commitment dates* so that the Court may try to work around them:

Signature: _____ Date: _____