Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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District Court Judge

Date

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

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€.	How long have you lived in the Las Vegas Metropolitan area?
7.	Without listing an address, please describe your neighborhood.  Henderson - Major (1055  Streets - Eastern   Horizon Ridge
8.	What is the highest grade you have completed? College - 16 4125
9. 135	Did you attend College or University? (195)  If so, please list which college, what degree(s) you received, and your major: CMSU - (Missouri)  Computed Tator Mutical Systems
10.	Have you received any other special training or schooling?  If so, explain:
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study. Master's Degree in Computer Science
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
13.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
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expe	you have served before, was there anything about that erience that would make it difficult for you to be fair artial in this case? Please explain:
crin	general, what are your opinions and feelings about how the system works?  Chart Now Emorgh Experience  Welk Expose 2 to it to say
arre If y	you or any family member or close friend ever been ested and/or charged with a crime? Yes No ves, do you feel that person was treated fairly by the cial system?
Have laws	e you ever been a witness in a court case or ever filed suit or been sued? If yes, please explain.
Have	you or any family member or close friend ever been the im of a crime? If yes, do you feel justice was served

	Do you have any relatives or close friends of a different racial background than your own? Yes X No If so, please describe the relationship?
	when was the last time you hosted someone of a different racibackground in your home?  Mouth 440
•	
	Marlo Thomas is an Atrican American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years;
- В.
- Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or
- The death penalty.

be as penal and a routi	The law requires that whenever the District Attorney seeks as a possible punishment for a charge, prospective jurors may sked to express their views on both the death penalty and the try of life in prison with or without the possibility of parole term of years. Asking about your views at this time is a time part of the procedure to be followed in all cases in which is sought as a possible punishment.
33.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes No If yes, what organizations:
34.	Would you say that you are generally:  a. in favor of the death penalty, b. generally opposed to it, would consider it in certain circumstances, a. never thought about it. e. oppose to it under any circumstances.  Please explain:
35.	Do you hold any strong moral or religious views toward the death penalty and its imposition?  Please explain.
	Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes No Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes No
37.	Are you open to considering all four forms of punishment depending on the evidence presented in a ponalty phase? Please explain. 495

8

In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
Do you feel you would consider those types of factors.
Very Much Not At All Not sure

I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

10505

Signature

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

030829

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

MARLO THOMAS,

Defendant.

CASE NO. C 136862 DEPT. NO. XV

JURY QUESTIONNAIRE

100798417 030829 JUROR NUMBER BADGE NO. Sharene Tinker-Boria

DATE OF BIRTH

1

Dear Prospective Juror:

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select a jury.

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District Court Judge

Date

2

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#### SYNOPSIS

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	How long have you lived in the Las Vegas Metropolitan area?
	Without listing an address, please describe your neighborhood.  Normal, Middle. Class, I rendly
	What is the highest grade you have completed? // Some)  Did you attend College or University? // S
•	Did you attend College or University? VCS  If so, please list which college, what degree(s) you received, and your major:
).	Have you received any other special training or schooling?
k	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
•	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
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Have you already f Yes No ./	ormed any opinion a If so, please des	about this case? scribe that opinion.
		lease indicate branch o rank held, and duties:
Branch Dates	Position/Rank	<u>Duties</u>
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urt case or ever filed a ase explain
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se friend ever been the feel justice was served?

28,	How has this experience affected your feelings about the criminal justice system?
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29.	Do you have any relatives or close friends of a different racial background than your own? Yes X No
30.	When was the last time you hosted someone of a different racial background in your home?
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.

## ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole Α, after 20 years;
- Life imprisonment with the possibility of parole; В.
- Life imprisonment without the possibility of parole; or
- С. Э. The death penalty.

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death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No \_\_? If yes, what organizations: 34. Would you say that you are generally: in favor of the death penalty, generally opposed to it, (b) would consider it in certain circumstances. never thought about it. oppose to it under any circumstances. Please explain: 35. Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. \_\_ Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No  $\underline{\times}$ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No X Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase?

8

Please explain.

The law requires that whenever the District Attorney seeks

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Not sure

I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.  $\frac{10/5/05}{10/5/05}$ 

signature

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DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

Vs.

MARLO THOMAS,

Defendant.

# JURY OUESTIONNAIRE

100874947	030834	FRANK WILSON
JUROR NUMBER	BADGE NO.	PRINT NAME
		DATE OF BIRTH

1

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Date

2

#### SYNOPSIS

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as	Is there any reason that you could not sit as a juror on t	his
	Νο	
	Your full name: FRANK RANDAU WILGON	
	Your age: 35	
	Your place of birth: PASADENA, CA	
	Your marital status (married, divorced, single, separated)	
	Children: (names not required)  Age Sex Education Occupation	
	None	,

3

ŝι	How long have you lived in the Las Vegas Metropolitan area?
	13 YEARS
7.	Without listing an address, please describe your neighborhood.
	GIATED APPRIMENT COMPLEX WITHIN A BUSY MOSTRY BUSINESS DISTRICT
8.	What is the highest grade you have completed? Some College
9.	Did you attend College or University? <u>VES</u> If so, please list which college, what degree(s) you received, and your major: <u>PASADENA CTY COLLEGE</u> , GENERAL  COURSES - NO DEGREE
	SPANISH, ENGLISH ETC.
10.	Have you received any other special training or schooling? YES  If so, explain: 5bt MacHave GAMITUG School
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.  No SPONSE OR PROMMATE
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
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•	If you have ever been a juror before, please state for each case the nature of the action and whether or not you reached verdict:  ONCE DEMNE DENCEME, YES A  VERDICT WAS REAPHED
•	If you have served before, was there anything about that experience that would make it difficult for you to be fair an impartial in this case? Please explain: No
•	In general, what are your opinions and feelings about how the criminal justice system works? Mosry, Tr works
	Have you or any family member or close friend ever been arrested and/or charged with a crime? Yes No _X If yes, do you feel that person was treated fairly by the judicial system?
	Have you ever been a witness in a court case or ever filed a lawsuit or been sued? If yes, please explain
	Have you or any family member or close friend ever been the victim of a crime? If yes, do you feel justice was served?
	YES. I WAS THE VILTEM OF AN ARMED ROBBERY

r a	you have any relatives or close friends of a different acial background than your own? Yes X No No Service the relationship?
Wi ba	nen was the last time you hosted someone of a different rackground in your home? <u>MANY YEARS</u>
ah in	arlo Thomas is an African American male. Is there anythicout that fact that would affect your ability to be fair mpartial in this case? Please explain.  No.
di	the evidence shows that the victims in this case are of ferent racial background than Marlo Thomas would that a our ability to be fair and impartial? Please explain.
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7

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38.	to consider mitigating	n this penalty phase, you will be asked circumstances, such as the Defendant's nt's health, mental status, age, education, etc.
	Do you feel you would c	onsider those types of factors.
	Very Much	Not At All
	Signature	ser un se ser
	aspect of this case wit	to discuss this questionnaire or any hanyone, including other prospective r instructed not to view, read or liste these proceedings.

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DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

VS.

MARLO THOMAS,

Defendant.

Plaintiff,

JURY QUESTIONNAIRE

JUROR NUMBER SADGE NO.

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

Would you be available for the specified time period if selected as a juror?

Yes

No If not please explain.

Is there any reason that you could not sit as a juror on this case?

1. Your full name: Prince Bowling
2. Your age: 34
3. Your place of birth: Scienciand, Thio
4. Your marital status (married, divorced, single, separated):
5. Children: (names not required)
Age Sex Education Occupation

3

6.	How long have you lived in the Las Vegas Metropolitan area?
7,	Without listing an address, please describe your neighborhood.
8.	What is the highest grade you have completed?   3 Ups
9.	Did you attend College or University? We If so, please list which college, what degree(s) you received, and your major:  Tank sec Sak University - Criminal Justice / Congress Science
10.	Have you received any other special training or schooling? YA
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
13.	It you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:

	describe anything you remember about this case that y ve heard from any media source.
Have y Yes _	ou already formed any opinion about this case? No If so, please describe that opinion.
If you servic	have served in the military please indicate branch of e, dates of service, position/rank held, and duties:
<u>Branch</u>	Dates Position/Rank Duties
Were y	ou ever a member of the military police or shore patro $\mathcal{N}\mathfrak{D}$
Were ye Yes _ proceed	ou ever involved in a military court martial?  No
matter: Libert:	belong to any group or organization active in politics (e.g. Mothers Against Drunk Drivers, The American Cites Union, The John Birch society, Amnesty Internation Yes No If yes, please explain:
justice Yes	have any relatives or close friends who work in the system (lawyers, judges, police officers, etc.)  No X If yes, please state your relationship erson(8) and indicate how often you communicate with t

verdict:
If you have served before, was there anything about that experience that would make it difficult for you to be fair a impartial in this case? Please explain:
In general, what are your opinions and feelings about how th criminal justice system works?
Have you or any family member or close friend ever been arrested and/or charged with a crime? Yes No _X If yes, do you feel that person was treated fairly by the judicial system?
Have you ever been a witness in a court case or ever filed a lawsuit or been sued? If yes, please explain.
No
Have you or any family member or close friend ever been the victim of a crime? If yes, do you feel justice was served?

Crin	niral justice system?
raci	ou have any relatives or close friends of a different al background than your own? Yes No so, please describe the relationship?
	was the last time you hosted someone of a different racial ground in your home?
Marl	o Thomas is an African American male. Is there anything at that fact that would affect your ability to be fair and
impa	ertial in this case? Please explain.

#### ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years; Life imprisonment with the possibility of parole;
- В.
- Life imprisonment without the possibility of parole; or C.
- The death penalty.

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death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No \_\_\_\_\_ If yes, what organizations: Would you say that you are generally: in favor of the death penalty, а. generally opposed to it, b. would consider it in certain circumstances, C. never thought about it. d. oppose to it under any circumstances. Please explain: Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. than that I Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_\_ No \_\_\_\_ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_\_\_ No \_\_\_\_ Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain.

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The law requires that whenever the District Attorney seeks

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Not sure

accurate to the best of my knowledge and belief.

Signature

Date

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

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### DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Flaintiff,

vs.

MARLO THOMAS,

Defendant.

JURY QUESTIONNAIRE

101168807 030846 JUROR NUMBER BADGE NO.

Melodie Brower
PRINT NAME

Dear Prospective Juror:

٠,

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

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### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

ginenenenenenenen	Is there any reason that you could not	sit as a juror on this
cası	@ <i>(</i>	
1.	Your full name: Melockie A. Brower	
2.	Your age: 26	
3.	Your place of birth: La fayette, Louis	iana
4.	Your marital status (married) divorced,	
3.	Children: (names not required)  Age Sex Education	<u>Occupation</u>
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5.	How long have you lived in the Las Vegas Metropolitan area?
7.	Without listing an address, please describe your neighborhood.  South Cost near Sunrise Mountain  June Fam. Ly oriented neighborhood
₃.	what is the highest grade you have completed?   yr college
€.	Did you attend College or University?
LO.	Have you received any other special training or schooling?  If so, explain:
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study. Some College
.2.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
3,	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
4.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
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may have	describe a e heard fr of this	om any me	you rememb edia sourc	er abou	t this o have a	ese that yo
Have you	already No_/	formed an	ny opinion , please d	about lescribe	this cas that on	se? pinion.
It you be	nave serve dates of	d in the service,	military position	please /rank h	indicate eld, and	e branch of duties:
Branch	<u>Dates</u>	<u>Posit</u> i	ion/Rank			<u>Duties</u>
1506	4-1-99 611	-1-2003	r = U		Viden pr	oduction
Were you Yes proceed:	No _/ ings?	olved in It yes,	a milicar please d	y court lescribe	martial your ro	? ole in the
matters Libertie	(e.g. Mot)	hers Agai The Johr	inst Drunk Birch soc	Driver	s, The A mnesty I	in politica merican Civ Internationa
justice Yes	nave any respectively and system (la	yers, j lf y	udges, po es, pleas	lice of e state	ficers, your re	

Abuse and the appropriate of the second	ict: N/A	\$4.00 M M M M M M M M M M M M M M M M M M
expe impa	ou have served hefore, was there anything about the rience that would make it difficult for you to be rtial in this case? Please explain:	fair
	eneral, what are your opinions and feelings about inal justice system works?	
arre If y	you or any family member or close friend ever beested and/or charged with a crime? Yes No	
Have laws	you ever been a witness in a court case or ever f iit or been sued? If yes, please explain	filed
Have	you or any family member or close friend ever been im of a crime? If yes, do you feel justice was s	n the

28.	How has this experience affected your feelings about the criminal justice system? $\nu/\rho$
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No No
30.	when was the last time you hosted someone of a different racial background in your home?
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.  No. T. belive that all races Should be traited easely.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain. $NO$ .

# ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole:
- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

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be as penal and a rout:	The law requires that whenever the District Attorney seeks as a possible punishment for a charge, prospective jurors may taked to express their views on both the death penalty and the sty of life in prison with or without the possibility of parole, a term of years. Asking about your views at this time is a sine part of the procedure to be followed in all cases in which is sought as a possible punishment.
33.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes No Tf yes, what organizations:
34.	<ul> <li>a. in favor of the death penalty,</li> <li>b. generally opposed to it,</li> <li>c. would consider it in certain circumstances,</li> <li>d. never thought about it.</li> <li>e. oppose to it under any circumstances.</li> </ul> Please explain:
35.	Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain.
36.	Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes No No Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes No
37.	Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase?  Please explain. 165 Teocraphy Know  nothing of this cose.
	8 C0136862

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Not sure
	I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.  Melodel & Bullett 10-5-05  Signature Date

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

# DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

vs.

MARLO THOMAS,

Defendant.

JURY QUESTIONNAIRE

TUROR NUMBER BADGE NO.

SAUMONY LIM

PRINT NAME

DATE OF BIRTE

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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for no other purpose.

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

sele	Would cted	d you as a	be ava juror?	ailab1 ——	e for th Yes	e specifie	d time p It not p	eriod if lease expl	ain.
	d t Is t	0.80	Maa	<u>Lav</u>	d pic	ny todi K then could not	40.	op off v	this
1. 2. 3.	Your Your	age:	37 c of b	year	CAMB	AICO	single,	separated	***************************************
5.	Chil	dren: Aue 15		not r	equired) Educ	ation	OS	cupation	

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6.	How long have you lived in the Las Vegas Metropolitan area?
	3 40018
7,	Without listing an address, please describe your neighborhood.
8.	What is the highest grade you have completed? kight Sthool
9.	Did you attend College or University?  If so, please list which college, what degree(s) you received, and your major: College of DUPAGE but wor foulty
10.	Have you received any other special training or schooling?  If so, explain:
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
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14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
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Please may hav	e heard from	ything you m any media	a source.	about this	case that yo
Have yo	already fo	ormed any o	opinion abo Lease descr	out this c	ase? opinion.
If you service	nave served , dates of :	in the mil service, po	litary plea psition/ra:	ase indica nk held, a	te branch of nd duties:
Branch	Dates	<u>Position</u>	'Rank		<u>Duties</u>
	A THE PROPERTY OF THE PARTY OF				a Ambha belandid yang yang ang ang ang ang ang ang ang ang ang
Were yo	ı ever a mer				shore patrol
Were you Yes proceed		lved in a m	military co lease descr	ourt marti libe your	al? role in the
matters Libertic	(e.g. Mothe	ers Against he John Bir	Drunk Dri ch society	vers, The , Amnesty	e in politica American Civ Internationa in:
<u>, , , , , , , , , , , , , , , , , , , </u>		lativee or	close frie	ends who w	ork in the

	NO
experienc	ve served before, was there anything about that e that would make it difficult for you to be fair in this case? Please explain:
In genera	l, what are your opinions and feelings about how to justice system works?
arrested	or any family member or close friend ever been and/or charged with a crime? Yes No/_ to you feel that person was treated fairly by the system?
	ever been a witness in a court case or ever filed r been sued? If yes, please explain. $\_$
Have you victim of	or any family member or close friend ever been the a crime? If yes, do you feel justice was served $ abla \dot{0}$

	nal justice system?
racial	have any relatives or close friends of a different background than your own? Yes No nlease describe the relationship?
	vas the last time you hosted someone of a different rational in your home?
about	Thomas is an African American male. Is there anything that fact that would affect your ability to be fair a sial in this case? Please explain.
differ	evidence shows that the victims in this case are of ent racial background than Marlo Thomas would that afaility to be fair and impartial? Please explain.

#### ATTITUDES REGARDING THE DEATH PENALTY

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- A. Definite term of 50 years with the possibility of parole after 20 years;
- Dife imprisonment with the possibility of parole;
- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

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be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No \_\_/\_ If yes, what organizations: 34. Would you say that you are generally: in favor of the death penalty, generally opposed to it, ъ. would consider it in certain circumstances, c. never thought about it. đ. oppose to it under any circumstances. e. Please explain: Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. \_\_\_ Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless/of the facts and circumstances of the case. Yes \_\_\_\_ No \_\_\_\_ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No \_\_\_ 37. Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain.

8

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Somewhat Not sure
	I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

CASE NO. C 136862 DEPT. NO. XV

vs.

MARLO THOMAS,

Defendant.

JURY QUESTIONNAIRE

JUROR NUMBER

030871

DOTANG MANGE

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Dear Prospective Jurof:

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District Court Judge

Date

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

sele	Would you be available for the specified time period if ected as a juror? Yes No If not please explain.
11	nknown- I've enrolled my son in
ak	alopecia arenta study "A am Francisco
/ case	Is there any reason that you could not sit as a juror on this
_W	aiting for the datesito be
	announced
1.	Your full name: Delove Jean Ray
2.	Your age: 39
3.	Your place of birth: Las Vegas Newada
4.	Your marital status (married, divorced, single, separated):
5.	Children: (names not required) <u>Age Sex Education Occupation</u>
	13 & honor society
	3 m 3 m

How long have you lived in the Las Vegas Metropolitan are	ea?
39 yrs-	11 - 1 mm * The steere
,	ماد مد ما
Without listing an address, please describe your neighbors  Other than innediate neighbors  Very Stephical about tenant arous	
	<del>),,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</del>
what is the highest grade you have completed?	
Did you attend College or University? (M) If so, please list which college, what degree(s) you rece and your major:	ived,
	<u> </u>
Have you received any other special training or schooling If so, explain: + NUTRICE TICENSE IN	
What is the education level of your spouse or person you living with? Again, please list any advanced degrees and of study.	are l areas
If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseli similar areas), please identify such courses/training by and subject matter:	
	C-4-Pit-Market
If you have taken courses or had training in any of the l fields, (i.e. law, administration of justice, corrections enforcement), please identify such courses/training by the and subject matter:	, law
If you have taken courses or had training in any of the m sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subjunction or title: $NOP$ .	
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15.	Please describe anything you remember about this case that you may have heard from any media source. I how the remember about this case that you may have heard from any media source. I how the remaining the remaining the remaining that the remaining the remaining the remaining that the remaining that the remaining the rem
16.	Have you already formed any opinion about this case?  Yes No If so, please describe that opinion.
17.	If you have served in the military please indicate branch of service, dates of service, position/rank held, and duties:
	Branch Dates Position/Rank Duties  N/H-
18.	Were you ever a member of the military police or shore patrol?
19.	Were you ever involved in a military court martial?  Yes No If yes, please describe your role in the proceedings?
20.	Do you belong to any group or organization active in political matters (e.g. Mothers Against Drunk Drivers, The American Civil Liberties Union, The John Birch society, Amnesty International, etc.)? Yes No If yes, please explain:
21.	Do you have any relatives or close friends who work in the justice system (lawyers, judges, police officers, etc.)  Yes No If yes, please state your relationship to that person(s) and indicate how often you communicate with them regarding law-related subjects:  Mother a father bretved from Lumpo around 1983 - We watch court to the top of the post of the court of the post of the post of the court of the post of

	N/7+ · · ·		
experien	have served before, whice that would make in this case? Ple	t difficult for	you, to be fair
In gener	al, what are your op justice system work	inions and feeli s? <u>It Wor</u>	ngs about how
arrested If yes,	or any family member and/or charged with do you feel that per system? NO.	a crime? Yes 上	No
	ever been a witness or been sued? If	yes, please expl	ain
· Ves	I was sur	ed for ab	
Yes Due	I was suy poer that w	in command the commence of the	
Yes Nus Have you	or any family member f,a crime? If yes,	r or close frien	$\frac{1}{2}$ $\frac{1}$

28.	How has this experience affected your feelings about the criminal justice system? $\frac{\lambda \beta}{\lambda}$ .
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No NO THE CORNERS OF A CORPOLA CORNERS OF A CORPORATION OF A CORNERS OF A CORNERS OF A CORPORATION OF A CORNERS OF A COR
30.	When was the last time you hosted someone of a different racial background in your home? Cally - Kall My
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.
	ATTITUDES REGARDING THE DEATH PENALTY
State First	The defendant in this case has been convicted with Two Counts irst Degree Murder with use of a deadly weapon. The Nevada e Legislature has determined that if a person is convicted of Degree Murder, then a jury must further decide which of four libble punishments provided by law should be imposed. For each of first Degree Murder a Defendant can be sentenced to four

possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years; Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or Α.
- В,
- C.
- The death penalty.

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment.

3.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes No Tf yes, what organizations:
4.	Would you say that you are generally:
	<ul> <li>a. in favor of the death penalty,</li> <li>b. generally opposed to it,</li> <li>c. would consider it in certain circumstances,</li> <li>d. never thought about it.</li> <li>e) oppose to it under any circumstances.</li> </ul>
	Please explain:
i .	Do you hold any strong moral or religious views toward the death penalty and its imposition?  Please explain.
	aght to put sime to death.
•	Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes No
	Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes No
•	Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase?  Please explain. PADAINE.
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38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's
	background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Somewhat Not sure
	I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

AA4466

### DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

Vs.

MARLO THOMAS,

Defendant.

## JURY QUESTIONNAIRE

JUROR NUMBER BADGE NO.

PRINT NAME

DATE OF BIRTH

1

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

All questions asked, either by way of this questionnaire or by way of oral examination, are intended to facilitate the selection of a fair and importial jury to hear this case. The answers provided in response to the written questions will be made available to counsel for both the State and the defense. Your answers will also become part of the Court's permanent record and therefore, a public document. If you cannot answer a question, please leave the response area blank. During regular questioning by the court and the attorneys you will be given an opportunity to explain or expand upon any answers, if necessary.

To assist the Court and counsel in evaluating any knowledge you may have concerning this case, please read the brief synopsis of this case provided with this questionnaire. Because this questionnaire is part of the jury selection process, you must answer the questions under penalty of perjury and you must fill out the questionnaire by yourself. After you have completed filling out the

questionnaire, please leave it with a jury assistant.

If you wish to make further comments regarding any of your answers, please do so on the last page of this questionnaire. If you need additional pages, please ask a jury assistant and they will be provided to you. As you answer the questions that follow, please keep in mind that every person is fully entitled to his or her own opinions and feelings, and that there is no right or wrong answers, only complete and incomplete answers. Complete answers are far more helpful than incomplete answers because they make long and tiresome questioning unnecessary, therefore, shortening the time it takes to select a jury.

Your answers will be used solely in the selection of a jury and

for no other purpose.

District Court Judge

Date

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

	that you could not git as a jurge on this
ase	is there any reason that you could not sit as a juror on this
	have 3 children and I do not have
0	unume to habitely the me.
	your full name: Billie J. Pachel Borchers
	Your age: 27
	Your place of birth: Las Vegus NV
-	Your marital status (married) divorced, single, separated):
	Children: (names not required)  Age Sex Education Occupation
	8 F
	2 M

б.	How long have you lived in the Las Vegas Metropolitan area?
7.	without listing an address, please describe your neighborhood.  Middle Class LOPS of Families.
В,	What is the highest grade you have completed? 12
9.	Did you attend College or University? <u>NO</u> If so, please list which college, what degree(s) you received, and your major:
10.	Have you received any other special training or schooling?
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
13.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
	4

may 1	se describe anything you remember about this case that you have heard from any media source.
Have Yes	you already formed any opinion about this case?  No If so, please describe that opinion.
If you	ou have served in the military please indicate branch of ice, dates of service, position/rank held, and duties:
Branc	<u>Ch Dates Position/Rank</u> <u>Duties</u>
Yes	you ever involved in a military court martial?  No No If yes, please describe your role in the edings?
matte Liber	ou belong to any group or organization active in political ers (e.g. Mothers Against Drunk Drivers, The American Civi cties Union, The John Birch society, Amnesty International of Yes No If yes, please explain:
	ou have any relatives or close friends who work in the

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experienc	ve served before, was there anything about that e that would make it difficult for you to be far in this case? Please explain:
In genera crimina:	l, what are your opinions and feelings about how justice system works? MOST of MIL TIME
arrested	or any family member or close friend ever been and/or charged with a crime? Yes No no you feel that person was treated fairly by the system?
	ever been a witness in a court case or ever file r been sued? If yes, please explain.
Tave you victim of	or any family member or close friend ever been to a crime? If yes, do you feel justice was serv

28.	How has this experience affected your feelings about the criminal justice system?
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No
30.	When was the last time you hosted someone of a different racial background in your home? Two weeks ago.
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.
	ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years;
- з.
- Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or C.
- The death penalty.

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment.						
33.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes No					
34.	would you say that you are generally:  in favor of the death penalty, b. generally opposed to it, c. would consider it in certain circumstances, d. never thought about it. e. oppose to it under any circumstances.  Please explain: (In Curtum Curtus J Churk)					
35.	Do you hold any strong moral or religious views toward the death penalty and its imposition?  Please explain.					
36.	Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes No No Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes No No No No					
37.	Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase?  Please explain.					

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38.	In reaching a verdict in the toconsider mitigating circles background, the Defendant's childhood experiences, educations.	cumstances, suc s health, menta	h as the Defendant's
	Do you feel you would cons.	ider those type	s of factors.
	Very Much I	Not At All Not sure WAR	
	I swear or affirm that the accurate to the best of my Signature	knowledge and i	are true and pelief.  310-5-05 ate
	You are instructed not to daspect of this case with an jurors. You are further in to any media account of the	nyone, including istructed not to	g other prospective o view, read or liste
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DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

٧s.

MARLO THOMAS,

Defendant.

JURY QUESTIONNAIRE

100/12573 030877 JUROR NUMBER BADGE NO.

MARILOU C. Guantao
PRINT NAME
-61

CO136862

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

All questions asked, either by way of this questionnaire or by way of oral examination, are intended to facilitate the selection of a fair and impartial jury to hear this case. The answers provided in response to the written questions will be made available to counsel for both the State and the defense. Your answers will also become part of the Court's permanent record and therefore, a public document. If you cannot answer a question, please leave the response area blank. During regular questioning by the court and the attorneys you will be given an opportunity to explain or expand upon any answers, it necessary.

To assist the Court and counsel in evaluating any knowledge you may have concerning this case, please read the brief synopsis of this case provided with this questionnaire. Because this questionnaire is part of the jury selection process, you must answer the questions under penalty of perjury and you must fill out the questionnaire by yourself. After you have completed filling out the questionnaire, please leave it with a jury assistant.

If you wish to make further comments regarding any of your answers, please do so on the last page of this questionnaire. If you need additional pages, please ask a jury assistant and they will be provided to you. As you answer the questions that follow, please keep in mind that every person is fully entitled to his or her own opinions and feelings, and that there is no right or wrong answers, only complete and incomplete answers. Complete answers are far more helpful than incomplete answers because they make long and tiresome questioning unnecessary, therefore, shortening the time it takes to select a jury.

Your answers will be used solely in the selection of a jury and for no other purpose.

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

sel	Would you bected as a ju	pe availabl	e for the spe Yes	cified time No If not	period please	if explain.
Cas		y reason t	hat you could	not sit as	a juros	on this
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5.	Children: (n		equired)			
	<u>Age</u>	Sex	<u> Education</u>		Occupati	<u>.00</u>
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6.	How long have you lived in the Las Vegas Metropolitan area?
7.	without listing an address, please describe your neighborhood.
8.	What is the highest grade you have completed? Lollage
9.	Did you attend College or University?
	<u></u>
10.	Have you received any other special training or schooling?
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
13.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
	4

-	describe anything you remember about this case that you e heard from any media source.
	can't remember
Have vo	ou already formed any opinion about this case?  No ✓ If so, please describe that opinion.
If you service	have served in the military please indicate branch of a dates of service, position/rank held, and duties:
Branch	Dates Position/Rank Duties
	N/A
Towns of the State	
Were yo	ou ever a member of the military police or shore patrol?
Were you	ou ever involved in a military court martial?  No If yes, please describe your role in the dings?
matters Liberti	belong to any group or organization active in political (e.g. Mothers Against Drunk Drivers, The American Civi es Union, The John Birch society, Amnesty International Yes No If yes, please explain:
Do you justice	have any relatives or close friends who work in the system (lawyers, judges, police officers, etc.)  No V If yes, please state your relationship to erson(s) and indicate how often you communicate with them

experie	have served before, was there anything about that ence that would make it difficult for you to be fair a ial in this case? Please explain:
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crimina	oral, what are your opinions and feelings about how the function of the fairly there are the fairly
arreste If yes,	ou or any family member or close friend ever been ed and/or charged with a crime? Yes No No do you feel that person was treated fairly by the al system?
	ou ever been a witness in a court case or ever filed a c or been sued? If yes, please explain
Lawsuit	No.

	Thank know fright row
	Do you have any relatives or close friends of a different racial background than your own? Yes No
	When was the last time you hosted someone of a different racibackground in your home?
	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.  Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affective ability to be fair and impartial? Please explain.  If digend any the futuration
	ATTITUDES REGARDING THE DEATH PENALTY
e st	The defendant in this case has been convicted with Two Counts.rst Degree Murder with use of a deadly weapon. The Nevada Legislature has determined that if a person is convicted of Degree Murder, then a jury must further decide which of four ble punishments provided by law should be imposed. For each

count of First Dogroe Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years:
- В.
- Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or The death penalty. C.

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be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No  $\_$ If yes, what organizations: Would you say that you are generally: **බ**. යි. in favor of the death penalty, generally opposed to it, would consider it in certain circumstances, С. never thought about it. d. oppose to it under any circumstances. €. Please explain: the. Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes No V Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain.

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt

38.	In reaching a verdict in this pena to consider mitigating circumstant background, the Defendant's health childhood experiences, education,  Do you feel you would consider tho Very Much  Somewhat  Not At A	es, such as the Defendant's, mental status, age, etc. se types of factors.
	I swear or affirm that the respons accurate to the best of my knowled Mary Lou Luantas	ce and belief.
	You are instructed not to discuss aspect of this case with anyone, i jurors. You are further instructe to any media account of these proc	ncluding other prospective d not to view, read or listen
	g	CO 1 36862
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DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA, ) CASE NO. C 136862

Plaintiff, )

Vs. )

MARLO THOMAS, )

Defendant. )

## JURY QUESTIONNAIRE

10035/9/8 030885 JUROR NUMBER BADGE NO. GEORGE BARTON

PRINT NAME

DATE OF STRIN

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

CO136862

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of first Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until Movember 2nd due to the Nevada Day holiday.

		be availab	le for the	ne specifi No	ed time	please	ır explain.
	, , , , , , , , , , , , , , , , , , ,			1. (************************************			To the second se
I: case?	s there a	any reason	that you	could not	. sit as	a juror	on this
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	25 <u>-</u> 21 17	N		yrs yrs	***************************************	don o truc huda	
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6.	How long have you lived in the Las Vegas Metropolitan area?
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	26 yrs
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7.	Without listing an address, please describe your neighborhood.
۲.	without fisting an address, prease describe your herghborhood.
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	single family pones - real
	sollow - Jangaror 10412 Mel
0	What is the highest grade you have completed? 35 Capree
8.	What is the highest grade you have compreted:
9.	Did you attend College or University?
	If so, please list which college, what degree(s) you received,
	and your major:
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	P3 ACTIVE ATTUCKET
10.	Have you received any other special training or schooling?
	It so, explain: Continuing grofas Sucreally
	alice - the - second to all the
•	Odication accounting pellety quell
11.	What is the education level of your spouse or person you are
	living with? Again, please list-any advanced degrees/and areas
	of study. At deenel - Land for
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12.	If you have taken courses or had training in any of the
	behavioral sciences (e.g. psychology, sociology, counseling or
	similar areas), please identify such courses/training by title
	and subject matter: Cotton Courses
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13.	If you have taken courses or had training in any of the legal
-0 +	fields, (i.e. law, administration of justice, corrections, law
	enforcement), please identify such courses/training by title
	and subject matter: Lynest withes training
	Internal Reverse Service
L4.	If you have taken courses or had training in any of the medical
	sciences, and in particular the medical specialty of
	psychiatry, please identify such courses/training by subject
	matter or title: $\alpha/\alpha$
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<u>1</u> 5.	Please describe anything you remember about this case that you may have heard from any media source.
16.	Have you already formed any opinion about this case?  Yes No:
17.	If you have served in the military please indicate branch of service, dates of service, position/rank held, and duties:
I	ARM 1970 Couldates  On Specialist Couldates
18.	
19.	Were you ever involved in a military court martial?  Yes No Lif yes, please describe your role in the proceedings?
20.	Do you belong to any group or organization active in political matters (e.g. Mothers Against Drunk Drivers, The American Civil Liberties Union, The John Birch society, Amnesty International, etc.)? Yes No If yes, please explain:
21.	Do you have any relatives or close friends who work in the justice system (lawyers, judges, police officers, etc.)  Yes No If yes, please state your relationship to that person(s) and indicate how often you communicate with them regarding law-related subjects:  Twork on the Attorney after I worked  I work with Epo Criminal Threstigators  with the Fill of the worked  with the fill of the worked  who we attorneys
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	a)O
	If you have served before, was there anything about that experience that would make it difficult for you to be fair arimpartial in this case? Please explain:
	In general, what are your opinions and feelings about how the criminal justice system works?
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۰	in all I beel that sunthin works Off
	Have you or any family member or close triend ever been
	arrested and/or charged with a crime? Yes X No No If yes, do you feel that person was treated fairly by the
	judicial system? (18)
	The state of the s
	Have you ever been a witness in a court case or ever filed a lawsuit or been sued? If yes, please explain.
	I have been a witness on several trials
	involving the Criminal the trials
	Have you or any family member or close friend ever been the
	victim of a crime? If yes, do you feel justice was served?
	yes - yes

8.	How has this experience affected your feelings about the criminal justice system?
9.	Do you have any relatives or close friends of a different racial background than your own? Yes No
).	When was the last time you hosted someone of a different racial background in your home?
l.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
١.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.

#### ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole;
- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment.

3.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes No
4.	Would you say that you are generally:
	<ul> <li>a. in favor of the death penalty,</li> <li>b. generally opposed to it,</li> <li>would consider it in certain circumstances,</li> <li>d. never thought about it.</li> <li>e. oppose to it under any circumstances.</li> </ul>
	Flease explain:  I believe some cuimes doserve the  death pencelly
5.	Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain.
5.	Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. YesNo
	Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. YesNo
7.	Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain.

38. In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.

Do you feel you would consider those types of factors.

Very Much Somewhat	Not At All
·	

I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

Signature Signature

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

030894

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

VS.

MARLO THOMAS,

Defendant.

JURY QUESTIONNAIRE

(00 109 45 48 534894) JUROR NUMBER BADGE NO. LISA YOUCE

PRINT NAME

DATE OF BIRTH

1

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

All questions asked, either by way of this questionnaire or by way of oral examination, are intended to facilitate the selection of a fair and impartial jury to hear this case. The answers provided in response to the written questions will be made available to counsel for both the State and the defense. Your answers will also become part of the Court's permanent record and therefore, a public document. If you cannot answer a question, please leave the response area blank. During regular questioning by the court and the attorneys you will be given an opportunity to explain or expand upon any answers, if necessary.

To assist the Court and counsel in evaluating any knowledge you may have concerning this case, please read the brief synopsis of this case provided with this questionnaire. Because this questionnaire is part of the jury selection process, you must answer the questions under penalty of perjury and you must fill out the questionnaire by yourself. After you have completed filling out the

questionnaire, please leave it with a jury assistant.

If you wish to make further comments regarding any of your answers, please do so on the last page of this questionnaire. If you need additional pages, please ask a jury assistant and they will be provided to you. As you answer the questions that follow, please keep in mind that every person is fully entitled to his or her own opinions and feelings, and that there is no right or wrong answers, only complete and incomplete answers. Complete answers are far more helpful than incomplete answers because they make long and tiresome questioning unnecessary, therefore, shortening the time it takes to select a jury.

Your answers will be used solely in the selection of a jury and tor no other purpose.

District Court Judge

Date

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

sel	Would you be available for the specified time period if ected as a juror? Yes No If not please explain.
cas	Is there any reason that you could not sit as a juror on this e?
	Your full name: LISA POWCE
1.	
2.	Your age: 40
3.	Your place of birth: 3.22.65
4.	Your marital status (married divorced, single, separated):
5.	Children: (names not required)  Age Sex Education Occupation
	23 F Some College Works-for State
	17 M GED Tile layer
	15 F IN Hah school -
	13 17 17 18 18 18 18 18 18 18 18 18 18 18 18 18

	28 yrs
	ut listing an address, please describe your neighborhoo
What	is the highest grade you have completed? Some Collect
If so	ou attend College or University? <u>ULS</u> , please list which college, what degree(s) you receive our major: <u>CCSN — PARAMEDIC</u>
Have If so	you received any other special training or schooling? $lacktriangle$ , explain:
What livin	is the education level of your spouse or person you are g with? Again, please list any advanced degrees and ar
of st	
of st If yo behav simil	
If you behave similand summer of structures and structur	udy.  u have taken courses or had training in any of the ioral sciences (e.g. psychology, sociology, counseling ar areas), please identify such courses/training by tit

C0136862

. P	lease describe anything you remember about this case that you ay have heard from any media source.
. H. Y.	ave you already formed any opinion about this case? es No If so, please describe that opinion.
I S	f you have served in the military please indicate branch of ervice, dates of service, position/rank held, and duties:
B	ranch Dates Position/Rank Duties
w	ere you everya member of the military police or shore patrol?
Ϋ́	ere you ever involved in a military court martial? es No If yes, please describe your role in the roceedings?
mi L	o you belong to any group or organization active in political atters (e.g. Mothers Against Drunk Drivers, The American Civil iberties Union, The Jahn Birch society, Amnesty International, tc.)? Yes No If yes, please explain:
ji Yi tl	o you have any relatives or close friends who work in the ustive system (lawyers, judges, police officers, etc.) es If yes, please state your relationship to hat person(s) and indicate how often you communicate with them egarding law-related subjects:
	Have a Briend who is a U.S. Marshal
	5
	00178842

NA	
experience t	served before, was there anything about that hat would make it difficult for you to be fair this case? Please explain:
	NA
criminal jus	what are your opinions and feelings about how tice system works?  Sometimes it was etimes it doesn't -
arrested and	any family member or close friend ever been lor charged with a crime? Yes No No to the tem?
Have you eve	r been a witness in a court case or ever filed
	een sued? If yes, please explain
Witnes	for Multiple cases a Parameter
Witness	een sued? If yes, please explain

28.	How has this experience affected your feelings about the criminal justice system?
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No
30.	when was the last time you hosted someone of a different racial background in your home?  THEN SOME FORMS
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.

# ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole;
- C. Life imprisonment without the possibility of parole; or
- p. The death penalty.

### IN THE SUPREME COURT OF THE STATE OF NEVADA

\* \* \* \* \* \* \* \* \* \*

MARLO THOMAS,

Electronically Filed Jun 14 2019 03:01 p.m. Elizabeth A. Brown Clerk of Supreme Court

Appellant,

No. 77345

v.

District Court Case No.

96C136862-1

WILLIAM GITTERE, et al.,

(Death Penalty Case)

Respondents.

## APPELLANT'S APPENDIX

Volume 18 of 35

Appeal from Order Dismissing Petition for Writ of Habeas Corpus (Post-Conviction) Eighth Judicial District Court, Clark County The Honorable Stefany Miley, District Judge

> RENE L. VALLADARES Federal Public Defender

JOANNE L. DIAMOND Assistant Federal Public Defender Nevada Bar No. 14139C Joanne\_Diamond@fd.org

411 E. Bonneville, Suite 250 Las Vegas, Nevada 89101 (702) 388-6577

Attorneys for Appellant

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### CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on June 14, 2019. Electronic Service of the foregoing APPELLANT'S APPENDIX shall be made in accordance with the Master Service List as follows:

Steven S. Owens Chief Deputy District Attorney

/s/ Jeremy Kip

An Employee of the Federal Public Defender, District of Nevada DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

VS.

MARLO THOMAS,

Defendant.

CASE NO. C 136862

DEPT. NO. XV

Plaintiff,

Defendant.

JURY OUESTIONNAIRE

JUROR NUMBER BADGE NO.

PRINT NAME

DATE OF BIRTH

1

#### Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

All questions asked, either by way of this questionnaire or by way of oral examination, are intended to facilitate the selection of a fair and impartial jury to hear this case. The answers provided in response to the written questions will be made available to counsel for both the State and the defense. Your answers will also become part of the Court's permanent record and therefore, a public document. If you cannot answer a question, please leave the response area blank. During regular questioning by the court and the attorneys you will be given an opportunity to explain or expand upon any answers, if necessary.

To assist the Court and counsel in evaluating any knowledge you may have concerning this case, please read the brief synopsis of this case provided with this questionnaire. Because this questionnaire is part of the jury selection process, you must answer the questions under penalty of perjury and you must fill out the questionnaire by yourself. After you have completed filling out the questionnaire, please leave it with a jury assistant.

If you wish to make further comments regarding any of your answers, please do so on the last page of this questionnaire. If you need additional pages, please ask a jury assistant and they will be provided to you. As you answer the questions that follow, please keep in mind that every person is fully entitled to his or her own opinions and feelings, and that there is no right or wrong answers, only complete and incomplete answers. Complete answers are far more helpful than incomplete answers because they make long and tiresome questioning unnecessary, therefore, shortening the time it takes to select a jury.

Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

	Would you be available for the specified time period if ected as a juror? Yes No If not please explain.
7	AN OUT OF WORK ON WORKERS GOOD
 [:[X	un # 3 AKW (0201127) Arr/ Don't Know If + WILL
HA	An out of work on workers Boyo  my # 3 ASWCO301/27) And Don't Know If I will  UB there and feason that you could not six as a juror on this
case	
1.	Your full name: foot m Schutt
2.	Your age: 56
3.	Your place of birth: ( Noc KAWABBA New 46/4
4.	Your marital status (married divorced, single, separated):
5.	Children: (names not required)  Age Sex Education Occupation
	18 F H.S.
	3

6.	How long have you lived in the Las Vegas Metropolitan area?
	45 9RS
7,	Without listing an address, please describe your neighborhood.
8.	What is the highest grade you have completed? 1277
9.	Did you attend College or University?  If so, please list which college, what degree(s) you received, and your major:
10.	Have you received any other special training or schooling?  If so, explain: AIR Carcilluming
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
13.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:

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15.	Please describe anything you remember about this case that you may have heard from any media source.
16.	Have you already formed any opinion about this case? Yes No If so, please describe that opinion.
17.	If you have served in the military please indicate branch of service, dates of service, position/rank held, and duties:
A	Branch Dates Position/Rank Duties  Omy 69 10 7/ 59765 (15/17/17/77)
18.	Were you ever a member of the military police or shore patrol?
19.	Were you ever involved in a military court martial?  Yes No If yes, please describe your role in the proceedings?
20.	Do you belong to any group or organization active in political matters (e.g. Mothers Against Drunk Drivers, The American Civil Liberties Union, The John Birch society, Amnesty International, etc.)? Yes No If yes, please explain:
21.	Do you have any relatives or close friends who work in the justice system (lawyers, judges, police officers, etc.)  Yes No If yes, please state your relationship to that person(s) and indicate how often you communicate with them regarding law-related subjects:
	5

	the nature of the action and whether or not you reached:
exper	u have served before, was there anything about that ience that would make it difficult for you to be fair tial in this case? Please explain:
	neral, what are your opinions and feelings about how to nal justice system works?
arres If ve	you or any family member or close friend ever been ted and/or charged with a crime? Yes No No s, do you feel that person was treated fairly by the ial system? 425
	you ever been a witness in a court case or ever filed it or boon sucd? If yes, please explain.
Have :	you or any family member or close friend ever been the m of a crime? If yes, do you feel justice was served

28.	How has this experience affected your/feelings about the criminal justice system?   OF THE COUNTY IN HOW COUNTY THIS SECOND COU
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No
30.	When was the last time you hosted someone of a different racial background in your home?
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.

#### ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole:
- C. Life imprisorment without the possibility of parole; or
- D. The death penalty.

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00136862

death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No \_\_\_\_ If yes, what organizations: \_\_ Would you say that you are generally: in favor of the death penalty, generally opposed to it, would consider it in certain circumstances, never thought about it. oppose to it under any circumstances. Please explain: Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. 100 Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No 🕜 Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the -facts and circumstances of the case. Yes \_\_\_\_ No \_\_\_\_ Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain. 455

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The law requires that whenever the District Attorney seeks

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38.	In reaching a verdict in this per to consider mitigating circumstant background, the Defendant's heal childhood experiences, education	ances, such as the Defe lth, mental status, age	ndant's
	Do you feel you would consider t	those types of factors.	
	Very Much Not At Somewhat Not su	: All	
	I swear or affirm that the respondence to the best of my knowledge of the signature		1
	You are instructed not to discus aspect of this case with anyone, jurors. You are further instructo any media account of these pro-	including other prospected not to view, read o	ective
		,	
	9	CO 136	862

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DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

VS.

MARLO THOMAS,

CASE NO. C 136862

DEPT. NO. XV

DEPT. NO. XV

Defendant.

JURY OUESTIONNAIRE

100740899 030704 JUROR NUMBER BADGE NO. Mary Lon Heacock

DATE OF BIRTH

1

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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If you wish to make further comments regarding any of your answers, please do so on the last page of this questionnaire. If you need additional pages, please ask a jury assistant and they will be provided to you. As you answer the questions that follow, please keep in mind that every person is fully entitled to his or her own opinions and feelings, and that there is no right or wrong answers, only complete and incomplete answers. Complete answers are far more helpful than incomplete answers because they make long and tiresome questioning unnecessary, therefore, shortening the time it takes to select a jury.

Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

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15	Is there e?	any reason	that you	could not	sit as a	juror on this
	Your full	l name:	max	4 104	Heacocio	
	Your age:	1	50	-		
	Your plac	ce of birth	* ·	Edinab	<u> </u>	exas
	Your mari	ital status	(married)	divorced,	single,	separated):
	Children:	(names not	required)			
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б.	How long have you lived in the Las Vegas Metropolitan area?
	27 years
7.	without listing an address, please describe your neighborhood.  Family Devented, amet Peaceful
8.	What is the highest grade you have completed? 12
9.	Did you attend College or University? $NO$ If so, please list which college, what degree(s) you received, and your major:
10.	Have you received any other special training or schooling?
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
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14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
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regarding							

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arrested If yes,	or any family member or close friend ever been and/or charged with a crime? Yes No No do you feel that person was treated fairly by the system?
	ever been a witness in a court case or ever filed or been sued? If yes, please explain.
	or any family member or close friend ever been the f a crime? If yes, do you feel justice was served
victim c	

Do you have any relatives or close friends background than your own? Yes If so, please describe the relationship grandson, rephons, herces	NO
If so, please describe the relationship	o? _ Spouse
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	menus
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impartial in this case? Please explain	1,
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## ATTITUDES REGARDING THE DEATH PENALTY

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- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole;
- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

7

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment.

Would you	say that you are generally:
(a)	in favor of the death penalty,
p. c.	generally opposed to it, would consider it in certain circumstances,
d.	never thought about it.
e.	oppose to it under any circumstances.
Please ex	mplain:
14	in Kill someone I believe you have to
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Are your automatic facts and facts and facts and	beliefs about the death penalty such that you wou ally vote against the death penalty regardless of circumstances of the case. Yes No beliefs about the death penalty such that you wou ally vote for the death penalty regardless of the circumstances of the case. Yes No
death per Please ex NOV Are your automatic facts and Are your offers and Are you o	beliefs about the death penalty such that you wou ally vote against the death penalty regardless of circumstances of the case. Yes No beliefs about the death penalty such that you wou ally vote for the death penalty regardless of the circumstances of the case. Yes No pen to considering all four forms of punishment on the evidence presented in a penalty phase?

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Somewhat Not sure
	I swear or affirm that the responses given are true and
	accurate to the best of my knowledge and belief.
	Signature Date Date

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

vs.

MARLO THOMAS,

⊃efendant.

JURY QUESTIONNAIRE

JUROR NUMBER BADGE NO.

PRINT NAME

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DATE OF BIRTH

1

00136862

### Dear Prospective Juror:

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District Court Judge

Date

2

CO136862

### SYNOPSIS

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	Would you be available for the sp	pecified time period in	£
sele	cted as a juror? X Yes	No If not please e:	xplain.
if	necessary. I would note	e nicesary arran	gements.
<b>D</b>	Figure 1		
	Is there any reason that you coul	ld not sit as a juror (	on this
case			
ul	am not comfortable wi	th the violence	**************************************
<u>of</u>	Mrs case I don't think	I could make a fa	is pedgener
3 .	Your full name: Angela Hou		
2.	Your age: 27		object to proper the second of the black of the second of
З.	Your place of birth: Santa Crus	z California	·
4.	Your marital status (married, div	vorced, single, separat	:ed):
5.	Children: (names not required)		
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	Re-parameters and a restablished framework of the state o	**************************************	palled, halfter an annual control of the control of
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6.	How long have you lived in the Las Vegas Metropolitan area?
	1 year glemontus
7.	Without listing an address, please describe your neighborhood.
8.	What is the highest grade you have completed? 12th and 1.
9.	Did you attend College or University? <u>UESS</u> If so, please list which college, what degree(s) you received, and your major: <u>Vanapan College</u> , TROK a few classes Computer, Courses path finding:
10.	Have you received any other special training or schooling?
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study. You downton, Youdelouten
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
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14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
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22.	If you have ever been a juror before, please state for each case the nature of the action and whether or not you reached a verdict:
23 .	If you have served before, was there anything about that experience that would make it difficult for you to be fair and impartial in this case? Please explain: $N/A$
4.	In general, what are your opinions and feelings about how the criminal justice system works? Thunk Sometimes if doesn't
5.	Have you or any family member or close friend ever been arrested and/or charged with a crime? Yes X No No If yes, do you feel that person was treated fairly by the judicial system? NO
б.	Have you ever been a witness in a court case or ever filed a lawsuit or been sued? If yes, please explain
	I withessed a fight and had to testify.
7.	Have you or any family member or close friend ever been the victim of a crime? If yes, do you feel justice was served?

28.	How has this experience affected your feelings about the criminal justice system?
•	
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No No If so, please describe the relationship?
30.	When was the last time you hosted someone of a different racial background in your home?
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.
	ATTITUDES REGARDING THE DEATH PENALTY
State First possi count possi	The defendant in this case has been convicted with Two Counts irst Degree Murder with use of a deadly weapon. The Nevada Legislature has determined that if a person is convicted of Degree Murder, then a jury must further decide which of four lible punishments provided by law should be imposed. For each of First Degree Murder a Defendant can be sentenced to four lible punishments which are: (each sentence would be doubled due ne deadly weapon enhancement)
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Monta Ao	u say that you are generally;
(a,)	in favor of the death penalty,
b.	generally opposed to it, would consider it in certain circumstances,
. c. d.	never thought about it.
e.	oppose to it under any circumstances.
Please e	eplain: elieve if someone chooses to take
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38.	In reaching a verdict in the to consider mitigating circulating circulating circulating circulating childhood experiences, educations.	umstances, such health, mental	as the Defendant's
	Do you feel you would consid	der those types	of factors.
	Very Much No	ot At All	
	I swear or affirm that the raccurate to the best of my beautiful to the signature of the signature of the second o	enowledge and be.	
	You are instructed not to diaspect of this case with any jurors. You are further instead to any media account of these	yone, including of structed not to w	other prospective
		9	<b>C</b> 0136862

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

VS.

MARLO THOMAS,

Defendant.

JURY OUESTIONNAIRE

Lacqueline Wohlt

CO138862

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

مخاباة لسموت	
as	Is there any reason that you could not sit as a juror on this
lakssa, sa, and says	
	Your full name: Jacqueline Lee Woult
	Your age: 27
	Your place of hirth: MILWAUKOV, WI
	Your marital status (married,) divorced, single, separated):
	Children: (names not required)
	Age Sex Education Occupation  Compared Sex Education Occupation
	WEST TOTAL OF THE PARTY OF THE

3

} -	How long have you lived in the Las Vegas Metropolitan area?
-	Vithout listing an address, please describe your neighborhood.  Decent, a little crime, gang taggings.
ν	That is the highest grade you have completed? Musters in Educa
11 6	oid you attend College or University? ULO  If so, please list which college, what degree(s) you received, and your major: (AUNCYSITA ON UNI CONTOSH-BAIN  CYMINGI JUSTICE-EMPRISHING LAU- + CAIT-S  WISTORY OF Education Lines
	Nave you received any other special training or schooling?
1	That is the education level of your spouse or person you are iving with? Again, please list any advanced degrees and areas of study. Husband has a BA in Channal Justile, Emphasis in Jan 1 Curto.
k S	f you have taken courses or had training in any of the chavioral sciences (e.g. psychology, sociology, counseling or imilar areas), please identify such courses/training by title nd subject matter: psychology + Courseling fullow Courses
f	f you have taken courses or had training in any of the legal ields, (i.e. law, administration of justice, corrections, law inforcement), please identify such courses/training by title ind subject matter:   fatch
s	f you have taken courses or had training in any of the medical ciences, and in particular the medical specialty of sychiatry, please identify such courses/training by subject atter or title:

4

may have h	eard fro	oything you remembe om any media source NOT Much else	er about this case that y
Yes X	NO	MARC THAILMA THU	about this case? scribe that opinion. I was happ they care fully with My hasband
If you hav service, d	e served ates of	l in the military p service, position/	lease indicate branch of rank held, and duties:
<u>Branch</u>	<u>Dates</u>	Position/Rank	<u>Duties</u>
700	J.		
Were you e		ember of the milita	ry police or shore patro
Were you e Yes proceeding	No	Aved in a military If yes, please de	court martial? scribe your role in the
Yesproceeding	No	If yes, please de	scribe your role in the
Yes proceeding  Do you bel matters (e	ong to a	If yes, please de	zation active in politic Drivers, The American Ci ety, Amnesty Internation
Yes proceeding  Do you bel matters (e	ong to a	If yes, please de any group or organiters Against Drunk	zation active in politic Drivers, The American Ci ety, Amnesty Internation
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Do you bel matters (e hibertles etc.)? Yes  Do you hav justice sy Yes that perso	ong to a .g. Mothunion, The any restem (la Non(s) and	if yes, please de any group or organiners Against Drunk The John Birch soci No If yes, elatives or close fewyers, judges, polifyes, please indicate how ofte	zation active in politic Drivers, The American Ci ety, Amnesty Internation please explain: riends who work in the ice officers, etc.) state your relationship n you communicate with t

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experi	have served before, ence that would make al in this case? P	it difficult for	you to be fair
In generation	eral, what are your of justice system wo: h panalty - for man	opinions and feel rks? Eveny State rdors + Child Mok	ings about how t Should MUVY The esters.
arresto If yes	ou or any family member and/or charged with do you feel that per layer.	th a crime? Yes _	No
	بر رده و رده و در معرب وهمر بهروه <u>و در در معرب و در در معرب و در در معرب معرب و در معرب و در معرب و در در معرب</u>		
lawsuit	u ever been a witnes or been sued? If d Ci COV Ciccidin 550d	f yes, please expl	lain, _

-	
	oo you have any relatives or close friends of a different racial background than your own? Yes No No If so, please describe the relationship? Not friend
į k	when was the last time you hosted someone of a different rac background in your home? <u>Swells aw</u> .
	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair an impartial in this case? Please explain Mules Hot don't fam based towards poor black Mules Hot don't follow him how allows.
C	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that aff your ability to be fair and impartial? Please explain.

of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years;
- B.
- Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or
- The death penalty.

CO136862

Would yo	u say that you are generally:
(a),	in favor of the death penalty,
<b>B</b> .	generally opposed to it,
c.	would consider it in certain circumstances, never thought about it.
а. е.	oppose to it under any circumstances.
	oppose to 24 dilate and 4 = 4 and 6
Please e	xplaint on eig. Most other countries
Tak	this priciosophy maile a than lover come
	The state of the s
Do you h	old any strong moral or religious views toward the
death pe	old any strong moral or religious views toward the nalty and its imposition?
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death pe Please e  Are your automati facts an  Are your automatic facts and	beliefs about the death penalty such that you would cally vote against the death penalty regardless of dircumstances of the case. Yes No beliefs about the death penalty such that you would cally vote for the death penalty regardless of the case of the case. Yes No penalty vote for the death penalty regardless of the dircumstances of the case. Yes No penalty vote for the case of the case

31	8.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
		Do you feel you would consider those types of factors.
		Very Much Not At All Not sure
		I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.  Signature  You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

## DISTRICT COURT

## CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

vs.

MARLO THOMAS,

Defendant.

JURY QUESTIONNAIRE

PRINT NAME

DATE OF BIRTH

CO136862

Dear Prospective Juror:

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

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## SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

sel	Would you be available for the specified time period if ected as a juror? Yes No If not please explain.
cas	Is there any reason that you could not sit as a juror on this e?
ı,	Your full name: PATRICIA PAN FREITAS
2.	Your age: 5/
3.	Your place of birth: CA/if.
4.	Your marital status (married, divorced, single, separated):
5.	Children: (names not required)  Age Sex Education Occupation
ζ,	

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6.	How long have you lived in the Las Vegas Metropolitan area?
	20 y B
7,	Without listing an address, please describe your neighborhood.
8.	What is the highest grade you have completed?
9.	Did you attend College or University?
10.	Have you received any other special training or schooling?  Tf so, explain:
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title
	and subject matter:
13.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
	4
	CO136862

	ease describe anything you remember about this case that you be any media source
На У €	nve you already formed any opinion about this case?  So No AD If so, please describe that opinion.
	you have served in the military please indicate branch of ervice, dates of service, position/rank held, and duties:
Br	anch Dates Position/Rank Duties
_	
We	re you ever a member of the military police or shore patrol? $\eta \partial$
Ye	re you ever involved in a military court martial?  So No If yes, please describe your role in the coceedings? $A C$
ma Li	you belong to any group or organization active in political tters (e.g. Mothers Against Drunk Drivers, The American Civiberties Union, The John Birch society, Amnesty International c.)? Yes No If yes, please explain:
ju Ye th	you have any relatives or close friends who work in the stice system (lawyers, judges, police officers, etc.) s No If yes, please state your relationship t at person(s) and indicate how often you communicate with the garding law-related subjects: $\wedge \partial$

	If you have ever been a juror before, please state for each case the nature of the action and whether or not you reached verdict:
	<u> </u>
	If you have served before, was there anything about that experience that would make it difficult for you to be fair ar impartial in this case? Please explain:
	In general, what are your opinions and feelings about how the criminal justice system works?
	Have you or any family member or close friend ever been arrested and/or charged with a crime? Yes No  If yes, do you feel that person was treated fairly by the judicial system?
	Have you ever been a witness in a court case or ever filed a lawsuit or been sued? If yes, please explain  ues A book accd.
	Have you or any family member or close friend ever been the victim of a crime? If yes, do you feel justice was served?
-	
	6 CO13680

How has this experience affected your feelings about the criminal justice system?
Do you have any relatives or close friends of a different racial background than your own? Yes No() If so, please describe the relationship?
When was the last time you hosted someone of a different raci background in your home?
Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affe your ability to be fair and impartial? Please explain.
lage manual of the range of the resident respect of States.

### ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole;
- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

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	The law requires that whenever the District Attorney seeks	
be a pena and rout	th as a possible punishment for a charge, prospective jurors may tasked to express their views on both the death penalty and the alty of life in prison with or without the possibility of parole, a term of years. Asking about your views at this time is a time part of the procedure to be followed in all cases in which this sought as a possible punishment.	
33.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes No If yes, what organizations: T'm A Biker	
34.	would you say that you are generally:  in favor of the death penalty. b. generally opposed to it, c. would consider it in certain circumstances, d. never thought about it. e. oppose to it under any circumstances.	
	Plcase explain:	
35.	Do you hold any strong moral or religious views toward the death penalty and its imposition?	
	Please explain.	
36.	Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. YesNo	
	Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and dircumstances of the case. Yes No	
37.	Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain.	
	yes	
	8 CO 1 56 862	

AA4294

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Somewhat Not sure

I swear or affirm that the		
accurate to the best of my	knowledge	and belief.
111119		
MATRICIAN X AWYOR		-10/05/08
Signature	<del></del>	Hare

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

Vs.

Defendant.

# JURY QUESTIONNAIRE

101503285 030737 FRANK KRASO JUROR NUMBER BADGE NO. PRINT NAME

> אייילות פוליפייעה אייילות

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CO136862

Dear Prospective Juron:

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

ase	Is there any reason that you could not sit as a juror o	n chis
	Your full name: FRANK KAASN	· · · · · · · · · · · · · · · · · · ·
	Your full name: FRANK KAASN  Your age: Fifty Five Years  Your place of birth: L. A. Colif.	
•	Your marital status (married, divorced, single) separate	
	Children: (names not required)  Age Scx Education Occupation	

How long have you lived in the Las Vegas Metropolitan	area?
Without listing an address, please describe your neight IT'S in Hendeason NV. Homes in This Con Do The Years on Up. This Con Dayers To Creame Factory OFF of Lake M.	
What is the highest grade you have completed? /2,  Did you attend College or University?  If so, please list which college, what degree(s) you mand your major:	
Have you received any other special training or school If so, explain:	ing? No
What is the education level of your spouse or person y living with? Again, please list any advanced degrees of study. [30erlea (allege A.S.	ou are and areas
If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, couns similar areas), please identify such courses/training and subject matter: No. Training	eling or
If you have taken courses or had training in any of th fields, (i.e. law, administration of justice, correcti enforcement), please identify such courses/training by and subject matter:	ons, law
If you have taken courses or had training in any of th sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by smatter or title:	
4	

Please may ha	describe a ve heard fr	nything you om any media	remember a source.	about this	case that you
Have y Yes _	ou already No	formed any o	opinion ak lease desc	oout this ca	se? pinion.
				ase indicat nk held, an	e branch of d duties:
Branch	<u>Dates</u>	Position	/Rank		<u>Duties</u>
	ou ever a m	emper of the	e willcary	police or	shore patrol?
Were your yes	No	plved in a r _ If yes, p	military c lease desc	ourt martia	1? ole in the
matter: Libert:	s (e.g. Mot) ies Union, 1	ners Against The John/Bir	t Drunk Dr cch societ	ivers, The	in political American Civil International, n:
justice Yes that pe	system (la No <u>v</u> erson(s) and	avoyers, judo If yes,	ges, polic please s now often	ends who wo e officers, tate your r you communi	rk in the etc.) elationship to cate with them

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experi	ence that wo	uld make it	difficult f	hing about t or you to be	fair
				elings about	
arrest If yes	ed and/or ch do you fee	arged with 1 that pers	a crime? Yes on was treat	iend ever be No ed fairly by	the
lawsui	or been su	ed? If y	es, please e	ase or ever : xplain.	
<u> </u>			<u></u>		<del></del>

How has this experience affected your feelings about the criminal justice system?  Ner good.
Do you have any relatives or close friends of a different racial background than your own? Yes No
When was the last time you hosted someone of a different racia background in your home?
Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
If the evidence shows that the victims in this case are of a

# ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years;
- В.
- Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or C.
- The death penalty.

CO136862

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment.

Would vou sav that	
	t you are generally;
a. in favos	r of the death penalty,
	ly opposed to it,
	onsider it in certain circumstances,
	nought about it. to it under any circumstances.
C, Oppose	
Please explain:	
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Then Alt gove	Francisco I Mor Be
Will Die A P	sees in they the grain
	about the death penalty such that you wou
automatically vote	e against the death penalty regardless of
automatically vote	
automatically vote facts and circumst	e against the death penalty regardless of
automatically vote facts and circumst Are your beliefs a automatically vote	e against the death penalty regardless of ances of the case. Yes No
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automatically vote facts and circumst Are your beliefs a automatically vote facts and circumst Are you open to co depending on the e	against the death penalty regardless of ances of the case. Yes No

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's
	background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Yr. I do Not At All Somewhat Not sure
	30mcwnac

I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

Date

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# DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

V5.

MARLO THOMAS,

Defendant.

# JURY OUESTIONNAIRE

10(56867) 030740 JUROR NUMBER BADGE NO.

Edmond Kedlel

PRINT NAME

DATE OF BIRTH

1

CO136862

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Your answers will be used solely in the selection of a jury and

for no other purpose.

District Court Judge

Date

2

#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Dogree Murdor with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October  $24 \, \mathrm{th}$  and may last until November 2nd due to the Nevada Day holiday.

as: //	
<u>V)</u>	
•	Your full name: Edmund Bans of Redfield
	Your age: 35
•	Your place of birth: Columbia Misself.
	Your marital status (married, divorced, (single) separated):
	Children: (names not required)  Age Sex Education Occupation

3

6.	How long have you lived in the Las Vegas Metropolitan area?  23 months - Since Novembe 2003
7.	Without listing an address, please describe your neighborhood.  Asked I and two stony (malambium Taunhane)
8.	What is the highest grade you have completed? Madeis Dayes
9.	Did you attend College or University? 195  If so, please list which college, what degree(s) you received, and your major: Oniversity of Misson - feedery R.S.,  Johnson J. Allente (Leave) - Allente (Leave)
10.	Have you received any other special training or schooling?  If so, explain: Technical coss when training for Agrandy Education for
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
13.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:

ha mirat		
may have heard	oe anything you remember I from any media source.	about this case that you -I have have postedy about
	dy formed any opinion ab	
	erved in the military ple of service, position/ra	
<u>Branch</u> <u>Date</u>	s <u>Position/Rank</u>	<u>Duties</u>
Were you ever	a member of the military	police or shore patrol?
	involved in a military c If yes, please desc	
matters (e.g. : Liberties Unio	Mothers Against Drunk Dr	tion active in political ivers, The American Civil y, Amnesty International, ease explain:
justice system Yes No	y relatives or close frig (lawyers, judges, police X If yes, please s and indicate how often related subjects:	

	f you have served before, was there anything about that xperience that would make it difficult for you to be fair mpartial in this case? Please explain:  n general, what are your opinions and feelings about how triminal justice system works? Figure and Alexandre.
	n general, what are your opinions and feelings about how triminal justice system works? Place would for you to be fair
C	riminal justice system works? Fig wind it is - hand to his
a: I:	ave you or any family member or close friend ever been rrested and/or charged with a crime? Yes / No f yes, do you feel that person was treated fairly by the udicial system? Assembly So
	ave you ever been a witness in a court case or ever filed awsuit or been sued? If yes, please explain
_	
Ha Vi	ave you or any family member or close friend ever been the ictim of a crime? If yes, do you feel justice was served

28.	How has this experience affected your feelings about the criminal justice system?  Transport Had dischieus hasdess, and just Theater
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No No
30.	When was the last time you hosted someone of a different racial background in your home? Several year - Hey drift hoper Telias have in Las Verger
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.  No- I have African American fromts
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.  No - I deal

## ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years;
- В.
- Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or Ċ.
- The death penalty.

7

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death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No  $\times$ If yes, what organizations: Would you say that you are generally: in favor of the death penalty, a. b. generally opposed to it, would consider it in certain circumstances, never thought about it. oppose to it under any circumstances. Do you hold any strong moral or religious views toward the 35. death penalty and its imposition? Please explain. No hit I don't prople is something to be proud of Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_\_ Are you open to considering all four forms of punishment 37. depending on the evidence presented in a penalty phase?

Please explain. Yes though I have to reduct that Since guilt has already afficiently have determined we seem to have a limital dame of the seem to have a

The law requires that whenever the District Attorney seeks

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38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Not sure
	I swear or affirm that the responses given are true and

Signature

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

## DISTRICT COURT

# CLARK COUNTY, NEVADA

THE STATE OF NEVADA,	)	CASE NO. C 136862
Plaintiff,	)	DEPT. NO. XV
230232244	į	
vs.	)	
MARLO THOMAS,	į	
Defendant.	)	
	<u>,                                     </u>	

# JURY OUESTIONNAIRE

175714001	030750	Brian Mason
JUROR NUMBER	BADGE NO.	PRINT NAME
		70
		DATE OF BIRTH

### Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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District Court Judge

Date

2

CO136862

### SYNOPSIS

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The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

cas	Is there any reason that you could not sit as a juror on this e?
	\$ I have had a family member that
V	vas previously murdered.
L.	Your full name: Brian Keith Mason
2.	Your age: 35
S .	Your place of birth: Riswayk, ND
۱.	Your marital status (married, divorced, single, separated):
	Children: (names not required)  Age Sex Education Occupation
	4 Feruale N/A

3

Н	ow long have you lived in the Las Vegas Metropolitan area?
-	11 years
	Novikern part of North Las Vegas
W	that is the highest grade you have completed? B.S.
I	oid you attend College or University? 105  If so, please list which college, what degree(s) you received and your major: B.S. Civil Enginerying
H	Nave you received any other special training or schooling? E so, explain: \_\orksign\( \lambda \) \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
1	That is the education level of your spouse or person you are iving with? Again, please list any advanced degrees and are found. B.S. in Corography, M.A. Fany Childhaud Fo.
b S	f you have taken courses or had training in any of the chavioral sciences (e.g. psychology, sociology, counseling climitar areas), please identify such courses/training by titled subject matter:
£ e	f you have taken courses or had training in any of the legal ields, (i.e. law, administration of justice, corrections, lanforcement), please identify such courses/training by title administration of subject matter:
s	f you have taken courses or had training in any of the medic ciences, and in particular the medical specialty of sychiatry, please identify such courses/training by subject atter or title: First And + PR

may have heard from	ything you remember a many media source.	bout this case that you Can + vecal at this
Have you already f	ermed any opinion about If so, please descr	ut this case? ibe that opinion.
	in the military pleamervice, position/rank	
Branch Dates	Position/Rank	<u>Duties</u>
Were you ever a men	mber of the military p	police or shore patrol?
Were you ever invo	mber of the military placed in a military could leave description.	police or shore patrol? art martial? ibe your role in the
Were you ever involves No X proceedings?  Do you belong to a matters (e.g. Mother Liberties Union, The control of the control	lved in a military cou If yes, please descri- ny group or organizati ers Against Drunk Driv	urt martial? ibe your role in the  ion active in political vers. The American Civi
Were you ever involves No X Proceedings?  Do you belong to an matters (e.g. Mother Liberties Union, Theta.)? Yes I Do you have any rej	lved in a military cou If yes, please descri- ny group or organizati ers Against Drunk Driv he John Birch society,	int martial? ibe your role in the  ion active in political vers. The American Civi Amnesty International ise explain:

verdi <u>A N</u>	the nature of the action and whether or not you reached ct: Kidnopping / levidness with a minar 1 yes
11.11.11.11.11.11.11.11.11.11.11.11.11.	
exper	u have served before, was there anything about that ience that would make it difficult for you to be tair a tial in this case? Please explain:
In ge	neral, what are your opinions and feelings about how the nal justice system works?
arres	you or any family member or close friend ever been ted and/or charged with a crime? Yes No
If yes	s, do you feel that person was treated fairly by the ial system? $N(A$
judic:	s, do you feel, that person was treated fairly by the
judic:	s, do you feel that person was treated fairly by the ial system? $N(A)$
Have ;	you ever been a witness in a court case or ever filed a it or been sued? If yes, please explain.  You or any tamily member or close friend ever been the n of a crime? If yes, do you feel justice was served?

racial	have any relatives or close friends of a different background than your own? Yes No please describe the relationship?
When v	vas the last time you hosted someone of a different rational in your home? Thousas.
Marlo	Thomas is an African American male. Is there anythin that fact that would affect your ability to be fair a ial in this case? Please explain.
impart No	
impart	

# ATTITUDES REGARDING THE DEATH RENALTY

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The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.  Very Much Not At All
	Somewhat Not sure
	I swear or affirm that the responses given are true and

accurate to the best of my knowledge and belief.

Man

Signature

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

Vs.

Defendant.

Defendant.

JURY QUESTIONNAIRE

10448435 030751 JUROR NUMBER BADGE NO.

PRINT NAME

・フン

DATE OF BIRTH

1

00136862

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District Court Judge

Date

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The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

	ould you be available for the specified time period if
	ed as a juror? Yes No If not please explain.
100	ild nother not because I don't have
Oliv	Id you for my 2+3 grad golf.
1	s there any reason that you could not sit as a juror on this
çase?	
<u>) U S</u>	from the sound of of - look like be
de	ence the doath senalts.
1. Y	our full name: Elizabeth Quevaz Kelemen
2. Y	our age: 32
ζ. 1	Or age.
3. Y	our place of birth: Panorame City, CA
4. Y	our marital status (married, divorced, single, separated):
5. C	ildren: (names not required)  Age Sex Education Occupation
	O DC
	3 7 15
****	
****	
****	

3

How long have you lived in the Las Vegas Metropolitan area?
Without listing an address, please describe your neighborhood.
What is the highest grade you have completed? College,  Did you attend College or University? College  If so, please list which college, what degree(s) you received,  and your major: M+ S+ Mby S College, ISSN  NOCONOC
Have you received any other special training or schooling? Treso, explain: (IN ('CLOSUME))  What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study. BAIN G-SINGS MM.N + A+ History
If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:

Please describe anything you remember about this case that you may have heard from any media source.  Note: heard 0 0 it.
Have you already formed any opinion about this case?  Yes No If so, please describe that opinion.  If Le's already committed new or country.  The Committed rewising and the control of country.
If you have served in the military please indicate branch of service, dates of service, position/rank held, and duties:
Branch Dates Position/Rank Duties
were you ever a member of the military police or shore patrol?
Were you ever involved in a military court martial? Yes No If yes, please describe your role in the proceedings?
Do you belong to any group or organization active in political matters (e.g. Mothers Against Drunk Drivers, The American Civi Liberties Union, The John Birch society, Amnesty International etc.)? Yes No If yes, please explain:
Do you have any relatives or close friends who work in the justice system (lawyers, judges, police officers, etc.)  Yes No If yes, please state your relationship t that person(s) and indicate how often you communicate with the regarding law-related subjects:

	1000
	Name a juro
4-24	
experie	have served before, was there anything about that ence that would make it difficult for you to be fair al in this case? Please explain:
	ral, what are your opinions and feelings about how l justice system works?
	and finite member or along friend over book
arreste If yes,	u or any family member or close friend ever been d and/or charged with a crime? Yes No No do you feel that person was treated fairly by the l system?
arreste If yes,	d and/or charged with a crime? Yes No Oo N
arreste If yes, judicia  Have yo	d and/or charged with a crime? Yes No do you feel that person was treated fairly by the system?  u ever been a witness in a court case or ever filed or been sued?  If yes, please explain.
arreste If yes, judicia  Have yo	d and/or charged with a crime? Yes No do you feel that person was treated fairly by the system?  u ever been a witness in a court case or ever filed or been sued?  If yes, please explain.
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arreste If yes, judicia  Have you lawsuit So	do you feel that person was treated fairly by the 1 system?  u ever been a witness in a court case or ever filed or been sued? If yes, please explain.  All claims court Medicalar  30) Lea Cool  u or any family member or close friend ever been the

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	I don't wellin me to compromise my
	Court is The what a system -
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	minal justice system? It SUCICS. I'm a stay Q. brane
	my 10 the wife a lestimate Alightone 5/c. am told may
	often in the mynewhet to obotic planant
	Do you have any relatives or close friends of a different
29.	Do you have any relatives or close friends of a different
	racial background than your own? Yes No No
	all my pulmid - an of soffice in
	al except face
30.	when was the last time you hosted someone of a different racial background in your home?
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and
	impartial, in this case? Please explain.
	Uls I don't have a high opinion of
	fact plante all to go phe.
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J	different racial background than Marlo Thomas would that affect
	your ability to be fair and impartial? Please explain.
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	Deally and committed to to

# ATTITUDES REGARDING THE DEATH PENALTY

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- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

7

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33.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes No / If yes, what organizations:
34.	Would you say that you are generally:
	<ul> <li>a. in favor of the death penalty,</li> <li>b. generally opposed to it,</li> <li>c. would consider it in certain circumstances,</li> <li>d. never thought about it.</li> <li>e. oppose to it under any circumstances.</li> </ul>
	Dease explain: Mould be Induced with Mon it is was med
35.	Do you hold any strong moral or religious views toward the death penalty and its imposition?  Please explain. 100 ( 100 / 6 /
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Do you feel you would consider those types of factors.

Very Much Not At All Not sure

I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

Signature

10-5-04

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Woold rather not serve on peny down black ob child care oftens. It was already on vernoen the today to find prime to take decent care ob my todallers.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

VS.

MARLO THOMAS,

Defendant.

CASE NO. C 136862 DEPT, NO. XV

JURY QUESTIONNAIRE

100461294 030752 JUROR NUMBER BADGE NO.

KAUDO CHAVES

PRINT NAME

-68 DATE OF BIRTH

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District Court Judge

Date

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How long have you lived in the Las Vegas Metropolitan area?
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What is the highest grade you have completed?
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What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study. High Supple
If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:
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22.	If you have ever been a juror before, please state for each case the nature of the action and whether or not you reached a verdict: VES, IN CACADRAGA.  Spart Cont - A DIAPPLE & THANSAILLY WELFENS ACCOUNTS  STATE CINE. The WELT COMES GOICTY
23.	If you have served before, was there anything about that experience that would make it difficult for you to be fair and impartial in this case? Please explain:
24.	In general, what are your opinions and feelings about how the criminal justice system works?  Sometimes Chimids Got Augu of Supe  THOUGH System & book on THE STORES TO DO MONE  HARM ON THOUSE THEY QUILLE HERONGE CAN ON  MUST IN THE THINK GOT THEY CLEAT IST THE HOST!
25.	Have you or any family member or close friend ever been arrested and/or charged with a crime? Yes No No If yes, do you feel that person was treated fairly by the judicial system?
26.	Have you ever been a witness in a court case or ever filed a lawsuit or been sued? If yes, please explain
27.	Have you or any family member or close friend ever been the victim of a crime? If yes, do you feel justice was served?  VPS, Arun Rubburg, Land, Have Been killed. The Victory George Property of Could Not The Hard on the Could Control the Hard Could Control the Hard Could Control the Hard Could Control the Hard Could Control the Attendit Politics,

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28.	How has this experience affected your feelings about the criminal justice system? The feelings about the Comminal justice system? The feelings about the Comminal justice system? The feelings about the criminal justice for the feelings about the criminal justice feelings about the criminal justice system?
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No BLAK,  If so, please describe the relationship?  CHUSIN KIX. My COUSIN MANNIAL A  ARMAN AND HOMME.
30.	When was the last time you hosted someone of a different racial background in your home?
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.

## ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

A. Definite term of 50 years with the possibility of parole after 20 years;

B.

Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or The death penalty.

Would you	say that you are generally:
$\left( \begin{array}{c} 1 \\ 2 \end{array} \right)$	in favor of the death penalty,
(a)	generally opposed to it,
ç.	would consider it in certain circumstances,
d.	never thought about it.
e.	oppose to it under any circumstances.
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Do you ho death pen Please ox Are your automatic facts and Are your automatic facts and Are you o	beliefs about the death penalty such that you would beliefs about the death penalty such that you would be circumstances of the case. Yes

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All
-	I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief)  Signature  Date
	You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.
	9 C0136862

Deborah Attienza Badge# 030767

## DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA, ) CASE NO. C 136862
DEPT. NO. XV
Plaintift, )
Vs.

Defendant,

MARLO THOMAS,

# JURY QUESTIONNAIRE

UROR NUMBER BADGE NO.

Deborah Attenza

FRINT NAME

DATE OF BIRTH

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

All questions asked, either by way of this questionnaire or by way of oral examination, are intended to facilitate the selection of a fair and impartial jury to hear this case. The answers provided in response to the written questions will be made available to counsel for both the State and the defense. Your answers will also become part of the Court's permanent record and therefore, a public document. If you cannot answer a question, please leave the response area blank. During regular questioning by the court and the attorneys you will be given an opportunity to explain or expand upon any answers, if necessary.

To assist the Court and counsel in evaluating any knowledge you may have concerning this case, please read the brief synopsis of this case provided with this questionnaire. Because this questionnaire is part of the jury selection process, you must answer the questions under penalty of perjury and you must fill out the questionnaire by yourself. After you have completed filling out the questionnaire, please leave it with a jury assistant.

If you wish to make further comments regarding any of your answers, please do so on the last page of this questionnaire. If you need additional pages, please ask a jury assistant and they will be provided to you. As you answer the questions that follow, please keep in mind that every person is fully entitled to his or her own opinions and feelings, and that there is no right or wrong answers, only complete and incomplete answers. Complete answers are far more helpful than incomplete answers because they make long and tiresome questioning unnecessary, therefore, shortening the time it takes to select a jury.

Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

CO136862

## SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

sel:	Would you be available for the specified time period if ected as a juror? Yes No If not please explain.
case	Is there any reason that you could not sit as a juror on this
1.	Your full name: Deborah Lou Atienza
2.	Your age:
3.	Your place of birth: Nortolk Virginia
4.	Your marital/status (married, divorced, single, separated):
5.	Children: (names not required)  Age Sex Education Occupation  23 Female High School School  17 Male High School  17 Male High School

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6.	How long have you lived in the Las Vegas Metropolitan area?
7.	Without listing an address, please describe your neighborhood,  Residential with Church & school a block zway
8.	What is the highest grade you have completed? 12th grade
9.	Did you attend College or University? Ab  If so, please list which college, what degree(s) you received, and your major:
10.	Have you received any other special training or schooling? No. If so, explain:
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
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Branch	<u>Dates</u>	<u>Position</u>	/Rank		<u>Duties</u>	
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crimina	eral, what are your opinions and feelings about how all justice system works? Sometimes they are suring
arrest If yes	ou or any family member or close friend ever been ed and/or charged with a crime? Yes 1 No
Have yo	ou ever been a witness in a court case or ever filed or been sued? If yes, please explain.  5, It was a workers comp case.
	ou or any family member or close friend ever been th

raci If s	ou have any relatives or close friends of a different al background than your own? Yes 1/2 No o, please describe the relationship? / re_re/q/lonship. 15 levy good
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abou	o Thomas is an African American male. Is there anything t that fact that would affect your ability to be fair and rtial in this case? Please explain.
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- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole;
- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

7

penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ If yes, what organizations: Would you say that you are generally: O in favor of the death penalty, generally opposed to it, b. would consider it in certain circumstances, С. never thought about it. d. oppose to it under any circumstances. Please explain: 35. Do you hold any strong moral or religious views toward the death penalty and its imposition? please expiain. The Telleve who gave all of us 2 call when each Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_\_ No \_\_\_\_\_\_ No \_\_\_\_\_ No \_\_\_\_\_ Are you open to considering all four forms of punishment 37. depending on the eyidence presented in a penalty phase? Please explain. Dan't KOOW

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the

38.	In reaching a verdict in the to consider mitigating circ background, the Defendant's childhood experiences, educ	umstances, such as health, mental so	the Defendant's
	no you feel you would consi	der those types of	factors.
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	I swear or affirm that the accurate to the best of my signature	knowledge and beli	e true and ef.
	You are instructed not to deaspect of this case with any jurors. You are further into any media account of the	yone, including ot structed not to vi	her prospective
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	•	9	C0136862

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintift,

Vs.

MARLO THOMAS,

CASE NO. C 136862
DEPT. NO. XV

Defendant.

JURY QUESTIONNAIRE

10/309425 030788 JUROR NUMBER BADGE NO. PRINT NAME L Stanley

DATE OF BIRTH

1

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

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District Court Judge

Date

2

## SYNOPSIS

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6.	How long have you lived in the Las Vegas Metropolitan area?
7.	Without listing an address, please describe your neighborhood.  Gelod Commandy Euston Homes, Pony From  32 pp. 70 feet & f.
З.	What is the highest grade you have completed?
<del>)</del> .	Did you attend College or University? <u>VES</u> If so, please list which college, what degree(s) you received, and your major: <u>Taskene Harristy, Electronic Engineering</u> , <u>Tadastrial Engineering</u> , <u>Californic University</u> , <u>mBA</u> , mesks
10.	Have you received any other special training or schooling? Vis If so, explain: Twes a pilotin the Air Force and Presently Fam & Commercial Filot
L1.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.  College Standard, in the field of S-vielelessy
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:  None Behavioral Sciences for Business Menage ment. [Psychology and September 1997]
.3.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:
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arrested If yes, o judicial	or any family member or close friend ever been and/or charged with a crime? Yes No
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Have you lawsuit o	cver been a witness in a court case or ever filed a proper been sued? If yes, please explain.  In Small claims court I filed a Complaint eyam a firm of Complaint eyam to the form of the formal of th

28.	How has this experience affected your feelings about the criminal justice system? //one						
29.	Do you have any relatives or close friends of a different racial background than your own? Yes No No If so, please describe the relationship? My wife and kids are effected from Recial Background. There were friends of all foces.						
30.	When was the last time you hosted someone of a different racial background in your home? <u>Sdeys Aso</u> .						
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	ATTITUDES REGARDING THE DEATH PENALTY						
State First possi count possi	The defendant in this case has been convicted with Two Counts rst Degree Murder with use of a deadly weapon. The Nevada Legislature has determined that if a person is convicted of Degree Murder, then a jury must further decide which of four ble punishments provided by law should be imposed. For each of first Degree Murder a Defendant can be sentenced to four ble punishments which are: (each sentence would be doubled due deadly weapon enhancement)						
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	7 C0136862						

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decision based you the Information Presented. Do you hold any strong moral or religious views toward the 35. death penalty and its imposition? Wond Please explain. \_\_ Are your beliefs about the death penalty such that you would Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_\_\_ No \_\_\_\_\_ Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain. YES, Again it depends on the Information
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38.	In reaching a verdict in this penalty phase, you will be aske to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.					
	Do you feel you would consider those types of factors.					
	Somewhat Not Sure Not Sure					

I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

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Signature

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

## DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

VS.

MARLO THOMAS,

CASE NO. C 136862
DEPT. NO. XV

DEPT. NO. XV

Defendant.

# JURY QUESTIONNAIRE

101312949 030790	Susan MORROW
JUROR NUMBER BADGE NO.	PRINT NAME
	44
	DATE OF BIRTH

1

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

2

## SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

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How long have you lived in the Las Vegas Metropolitan area?
Without listing an address, please describe your neighborhood.
What is the highest grade you have completed? 🚈 16
Did you attend College or University? 445  If so, please list which college, what degree(s) you received, and your major: 38 in education, elementory  Tymos in opecial ed a English
Have you received any other special training or schooling?
What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by Litle and subject matter:  **NO**  **NO**  **NO**  **NO**  **NO**  **Taining by Litle and subject matter:  **NO**  **NO**  **Taining by Litle and subject matter:  **NO**  **NO**  **Taining in any of the courses/training by Litle and subject matter:  **NO**  **NO**  **Taining in any of the courses or had training in any of the course of the co
If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter:  No
If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject matter or title:

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28.	How has this experience affected your feelings about the criminal justice system?
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29.	Do you have any relatives or close friends of a different racial background than your own? Yes No If so, please describe the relationship? Priends
30.	when was the last time you hosted someone of a different racial background in your home? Cani Arman her
	Marlo Thomas is an African American male. 1s there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
	11 AM 24/444
	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.
,	ATTITUDES REGARDING THE DEATH PENALTY
of Fi State First possi count possi	The defendant in this case has been convicted with Two Counts rst Degree Murder with use of a deadly weapon. The Nevada Legislature has determined that if a person is convicted of Degree Murder, then a jury must further decide which of four ble punishments provided by law should be imposed. For each of First Degree Murder a Defendant can be sentenced to four ble punishments which are: (each sentence would be doubled due e deadly weapon enhancement)
	A. Definite term of 50 years with the possibility of parole after 20 years; B. Life imprisonment with the possibility of parole;
(	C. Life imprisonment without the possibility of parole; or the death penalty.
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	C0136862

death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No 💉 \_\_\_ If yes, what organizations: Would you say that you are generally: in favor of the death penalty, a. generally opposed to it, (b) would consider it in certain circumstances, never thought about it. oppose to it under any circumstances. Please explain: Do you hold any strong moral or religious views toward the death penalty and its imposition? Nos.

Please explain. Takova a life is a using parama especiality for remplores left Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_\_ No  $\cancel{\times}$ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? 1/85

The law requires that whenever the District Attorney seeks

Please explain. \_

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Somewhat Not sure
	I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.
	Susanmoiroe 10/5/05
	Signature Date

You are instructed not to discuss this questionnaire or any

aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

Vs.

MARLO THOMAS,

Defendant.

# JURY QUESTIONNAIRE

100007879	020808	ROBIN CONNERY
JUROR NUMBER	BADGE NO.	PRINT NAME
		1956
		DATE OF BIRTH

1

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

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### SYNOPSIS

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The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

+	Is there any reason that you could not sit as a juror on this
case	
I a	m on prescription anti psychotic medication that I daily at 5:30 am + which makes me unable to conclude
Ил† 1.	Your full name: Robin Connicy
	Your age: 49
3.	Your place of birth: Srenbenville pHID
4.	Your marital status (married, divorced, single, separated):
5.	Children: (names not required)  Age Sex Education Occupation  //A

3

6.	How long have you lived in the Las Vegas Metropolitan area?  49 41415
7.	Without listing an address, please describe your neighborhood.  Challston Heights
8.	What is the highest grade you have completed? BA College
9.	Did you attend College or University?
10.	Have you received any other special training or schooling?  If so, explain: T computed a Midical Tigosccipton  conce at hame but have now utilized if
11.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
12.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
13.	If you have taken courses or had training in any of the legal fields, (i.e. law, administration of justice, corrections, law enforcement), please identify such courses/training by title and subject matter: _N/A
14.	If you have taken courses or had training in any of the medical sciences, and in particular the medical specialty of psychiatry, please identify such courses/training by subject, matter or title: Tsee a psychiatrist on a regular basis but have no training to the field
	C0136862

	Please describe anything you remember about this case that you may have heard from any media source. I haven't heard anything about this case
1	Have you already formed any opinion about this case? YesNo If so, please describe that opinion.
	If you have served in the military please indicate branch of service, dates of service, position/rank held, and duties:
1	Branch Dates Position/Rank Duties
-	
-	
-	
	Were you ever a member of the military police or shore patrol? $NP$
3	Were you ever involved in a military court martial? Yes No If yes, please describe your role in the proceedings?
-	
Ţ	Do you belong to any group or organization active in political matters (e.g. Mothers Against Drunk Drivers, The American Civiliberties Union, The John Birch society, Amnesty International acc.)? Yes No If yes, please explain:
-	
	Do you have any relatives or close friends who work in the justice system (lawyers, judges, police officers, etc.)  Yes No If yes, please state your relationship to that person(s) and indicate how often you communicate with the regarding law-related subjects:

experienc	ve served before, was there anything about that e that would make it difficult for you to be fair in this case? Please explain: \( \triangle \triangle \)
	l, what are your opinions and feelings about how t justice system works?
arrested If yes, d	or any family member or close friend ever been and/or charged with a crime? Yes No No o you feel that person was treated fairly by the system?
arrested If yes, d judicial	and/or charged with a crime? Yes No _/ o you feel that person was treated fairly by the system?
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arrested If yes, d judicial Have you	and/or charged with a crime? Yes No
arrested If yes, d judicial Have you lawsuit o	and/or charged with a crime? Yes No
arrested If yes, d judicial Have you lawsuit o	and/or charged with a crime? Yes No

How has this experience affected your feelings about the criminal justice system?
Do you have any relatives or close friends of a different racial background than your own? Yes No If so, please describe the relationship?
When was the last time you hosted someone of a different racial background in your home? $N(VM)$
Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.
If the evidence shows that the victims in this case are of a
different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.

#### ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years: Life imprisonment with the possibility of parole;
- Life imprisonment without the possibility of parole; or C.
- The death penalty.

7

and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the death penalty? Yes \_\_\_\_ No \_\_\_\_\_ No \_\_\_\_\_ Would you say that you are generally: in favor of the death penalty, generally opposed to it, b. would consider it in certain circumstances, C. never thought about it. 岚 (<u>e</u>) oppose to it under any circumstances. Please explain: don't believe any one has the right to take 1ife Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. My VIEWS are not based on celigion but I do have moral appections to the dearn penalty Are your beliefs about the death penalty such that you would 36. automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No \_\_ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No  $\underline{\ensuremath{\nu}}$ Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain. I am DOPO 10 3 but not the death penalty 8 C0136862

The law requires that whenever the District Attorney seeks death as a possible punishment for a charge, prospective jurors mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole,

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.				
	Do you feel you would consider those types of factors.				
	Very Much Somewhat	Not At All			
	I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.				
	Signature	Date			

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

## DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA.

) CASE NO. C 136862 ) DEPT. NO. XV

Plaintiff,

٧s,

MARLO THOMAS.

Defendant.

# JURY QUESTIONNAIRE

1000	758676	030	0810
	NUMBER	BADGE	NO.

NUCHUAREG FORSYTH

PRINT NAME

DATE OF BIRTH

1

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Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

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#### SYNOPSIS

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The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

Would you be available for the specified time period if selected as a juror? \_\_\_\_\_ Yes \_\_\_\_ No If not please explain.

as	Is there any reason that you could not sit as a juror on t	his
_	T work of right get off of 4,00 AM	4/
<b>-</b>	Your full name: MLS. NUCHJBLEE FORSYTH	
	Your age: 53 ym	
	Your place of birth: THAILAND,	
•	Your marital status (married, divorced single, separated)	:
	Children: (names not required)  Age Sex Education Occupation	

3

б.	How long have you lived in the Las Vegas Metropolitan area? $23  \text{Y/S}$
7,	Without listing an address, please describe your neighborhood.
	Mad Chil
8.	What is the highest grade you have completed? High School
€.	Did you attend College or University? NO.  If so, please list which college, what degree(s) you received, and your major:
.0.	Have you received any other special training or schooling?
1.	What is the education level of your spouse or person you are living with? Again, please list any advanced degrees and areas of study.
2.	If you have taken courses or had training in any of the behavioral sciences (e.g. psychology, sociology, counseling or similar areas), please identify such courses/training by title and subject matter:
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Branch	<u>Dates</u>	Position √o <sub>j</sub>	<u>ı/Rank</u>		<u>Duties</u>
Were you	l ever a me	ember of the	ne military	police or	shore patrol?
	No <u>_</u>			court marti cribe your	al? rolc in the
matters Libertie	(e.g. Mot) es Union, T	ners Agains The John Bi	st Drunk Dr irah societ	ivers, The	e in political American Civil International, in:
	<u>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</u>	Jarivae Ar	close fri	ends who w	ork in the

	NO
experienc	ave served before, was there anything about that ce that would make it difficult for you to be fair h in this case? Please explain:
	NO
	al, what are your opinions and feelings about how t justice system works?
arrested If yes, d	or any family member or close friend ever been and/or charged with a crime? Yes No lo you feel that person was treated fairly by the system?
Have you lawsuit o	ever been a witness in a court case or ever filed or been sued? If yes, please explain.
	NO.
•	**************************************
And and a second	
Have you victim of	or any family member or close friend ever been the t a crime? It yes, do you feel justice was served

<u> </u>	
racial	have any relatives or close friends of a different background than your own? Yes No please describe the relationship?
	as the last time you hosted someone of a different rac
	ound in your home?
Marlo about	

### ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- Definite term of 50 years with the possibility of parole after 20 years;
- В.
- Life imprisonment with the possibility of parole; Life imprisonment without the possibility of parole; or Ç.
- The death penalty. D.

be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition or actively supports the doath penalty? Yes \_\_\_\_ No \_\_\_\_ If yes, what organizations: Would you say that you are generally: in favor of the death penalty, generally opposed to it, b. would consider it in certain circumstances, С. never thought about it. d. oppose to it under any circumstances. e. Please explain: Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No \_\_ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No \_\_ Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase?

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Please explain. \_

38.	In reaching a verdict in this pen- to consider mitigating circumstan- background, the Defendant's health childhood experiences, education,	ces, such as the Defendant's n, mental status, age,
	Do you feel you would consider the	ose types of factors.
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	I swear or affirm that the respons	
	Signature	10/.5/05 Date
		_ = = =

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# DISTRICT COURT

## CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

MARLO THOMAS,

Defendant.

CASE NO. C 136862 DEPT. NO. XV

### JURY QUESTIONNAIRE

100116276 030811 JUROR NUMBER BADGE NO. KEUIN CONNELLY

PRINT NAME

DATE OF BIRTH

1

Dear Prospective Juror:

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your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

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### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

The Penalty Hearing will start on October 24th and may last until November 2nd due to the Nevada Day holiday.

SC	Is there any reason c?	n that you coul	d not sit	as a juror on t	his
mbout To	NO	epplaterie specante programme de la companya de la	norman-romanester-promote de marie en encompagnormanes palabestet t	gappen ann an ann an ann an an an an an an an	
	Your full name: K	EVIN CONN	CLVY	**************************************	***************************************
	Your age: 50	antico describenta de la constitución de la constit			<del>Maria de la co</del>
	Your place of birth	. QUANTICE	, VA	<u></u>	*******
	Your place of birth		MACANINA AMERIKAN MENENTAN ME	gagagan penermentelikikikan mana arah memerinya penermena agam menermenten (hindi hindi kilikik	************
	Your marital status	married, div	orced, sin	gie, separated)	;
	Children: (names not	required)			
	Age Sex	Education Some Cal		<u>Occupation</u>	
	23 M	<i>,</i> , , , , , , , , , , , , , , , , , ,	1	<i>r</i> .	

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	listing an address, please describe your neighborhood bon middle - class, lots of New Construction
What is	the highest grade you have completed? $BBA \stackrel{.}{=} AC$
If so, pi and your	attend College or University? <u>Yes</u> lease list which college, what degree(s) you received major: NAT. PNAL UNIVERS, TY SBA - Accounting
Have you If so, e	received any other special training or schooling? kplain: CASINO DEALER SCHOOL
What is the living work of study	the education level of your spouse or person you are th? Again, please list any advanced degrees and are MASTEAS Joques in Special Education MASTEAS Joques in Special World
behaviora similar a	ave taken courses or had training in any of the all sciences (e.g. psychology, sociology, counseling ourses), please identify such courses/training by titlect matter:
fields.	ive taken courses or had training in any of the legal i.e. law, administration of justice, corrections, land), please identify such courses/training by title cot matter:
sciences,	we taken courses or had training in any of the medical and in particular the medical specialty of y, please identify such courses/training by subject title:

1. 	Please describe anything you remember about this case that you have heard from any media source.  NOTHING
H Y	Nave you already formed any opinion about this case?  Yes NoX If so, please describe that opinion.
I S	If you have served in the military please indicate branch of service, dates of service, position/rank held, and duties:
E	Pranch Dates Position/Rank Duties  √/A
_	
w 	Were you ever a member of the military police or shore patrol
Y	Dere you ever involved in a military court martial?  Yes No   If yes, please describe your role in the proceedings?
m L	o you belong to any group or organization active in politica matters (e.g. Mothers Against Drunk Drivers, The American Civ. biberties Union, The John Birch society, Amnesty Internationa etc.)? Yes No If yes, please explain:
j	o you have any relatives or close friends who work in the ustice system (lawyers, judges, police officers, etc.)  Yes No If yes, please state your relationship that person(s) and indicate how often you communicate with the

How has this experience affected your feelings about the criminal justice system?				
N/A				
Do you have any relatives or close friends of a different racial background than your own? Yes Y No				
When was the last time you hosted someone of a different racia background in your home? <u>SIX</u> MONTHS				
Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.				
ND				
If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.				
NO				

### ATTITUDES REGARDING THE DEATH PENALTY

The defendant in this case has been convicted with Two Counts of First Degree Murder with use of a deadly weapon. The Nevada State Legislature has determined that if a person is convicted of First Degree Murder, then a jury must further decide which of four possible punishments provided by law should be imposed. For each count of First Degree Murder a Defendant can be sentenced to four possible punishments which are: (each sentence would be doubled due to the deadly weapon enhancement)

- A. Definite term of 50 years with the possibility of parole after 20 years;
- B. Life imprisonment with the possibility of parole;
- C. Life imprisonment without the possibility of parole; or
- D. The death penalty.

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death as a possible punishment for a charge, prospective junous mayt be asked to express their views on both the death penalty and the penalty of life in prison with or without the possibility of parole, and a term of years. Asking about your views at this time is a routine part of the procedure to be followed in all cases in which death is sought as a possible punishment. Do you belong to any organization that advocates the abolition 33. or actively supports the death penalty? Yes \_\_\_\_ No X\_\_ If yes, what organizations: Would you say that you are generally: (a) in favor of the death penalty, generally opposed to it, would consider it in certain circumstances, c. never thought about it. oppose to it under any circumstances. e. Please explain: INCAR CERATION IS COSTLY AND SOME ARE NOT RE-HABILITABLE Do you hold any strong moral or religious views toward the death penalty and its imposition? Plcase explain. \_\_ Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_\_ No X\_\_\_\_ Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes \_\_\_\_ No XAre you open to considering all four forms of punishment depending on the evidence presented in a penalty phase? Please explain. 465

The law requires that whenever the District Attorney seeks

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.					
	Do you feel you would consi	der those types of factors.				
	Very Much	Not At All				
	I swear or affirm that the accurate to the best of my	responses given are true and knowledge and belief.				
	Term Conelly	10-5-05				
	Signature	Date				

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

Vs.

MARLO THOMAS,

CASE NO. C 136862
DEPT. NO. XV

Defendant.

# JURY QUESTIONNAIRE

100255595 030816	CAROL ZODA
JUROR NUMBER BADGE NO.	PRINT NAME
	46
	DATE OF BIRTH

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Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely as though the questions were being asked of you in open court. You may be asked additional questions in open court during the jury selection process. Some of the questions asked in court may be similar to the questions included in the questionnaire. Every effort will be made to keep duplication of questions to a minimum.

All questions asked, either by way of this questionnaire or by way of oral examination, are intended to facilitate the selection of a fair and impartial jury to hear this case. The answers provided in response to the written questions will be made available to counsel for both the State and the defense. Your answers will also become part of the Court's permanent record and therefore, a public document. If you cannot answer a question, please leave the response area blank. During regular questioning by the court and the attorneys you will be given an opportunity to explain or expand upon any answers, if necessary.

To assist the Court and counsel in evaluating any knowledge you may have concerning this case, please read the brief synopsis of this case provided with this questionnaire. Because this questionnaire is part of the jury selection process, you must answer the questions under penalty of perjury and you must fill out the questionnaire by yourself. After you have completed filling out the questionnaire, please leave it with a jury assistant.

If you wish to make further comments regarding any of your answers, please do so on the last page of this questionnaire. If you need additional pages, please ask a jury assistant and they will be provided to you. As you answer the questions that follow, please keep in mind that every person is fully entitled to his or her own opinions and feelings, and that there is no right or wrong answers, only complete and incomplete answers. Complete answers are far more helpful than incomplete answers because they make long and tiresome questioning unnecessary, therefore, shortening the time it takes to select a jury.

Your answers will be used solely in the selection of a jury and for no other purpose.

District Court Judge

Date

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#### SYNOPSIS

Marlo Thomas has previously been convicted of two counts of First Degree Murder with use of a deadly weapon with respect to the stabbing deaths of Matthew Gianakis and Carl Dixon at the Lone Star Restaurant at Cheyenne and Rainbow in April, 1996. The purpose of this penalty hearing is for you to decide the appropriate punishment for Marlo Thomas.

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as:		y reason th	nat you could not	sit as a	juror on	this
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•	Your age:		popularinaman kansanamananida PPRAS de 1 PPRAS de 1 PRAS			
	Your place	of birth:	TRENTON, NIT	was a supply of the state of th	المستعدد الم	
•			narried, divorced			1):
٠,	Children: (n <u>Age</u>	Sex	Education	<u>0c</u>	<u>cupation</u>	
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	<i>3</i> 3	<b>j</b>	( C C C C C C C C C C C C C C C C C C C			

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Но	w long have you lived in the Las Vegas Metropolitan area?
	5 yes
Wi.	thout listing an address, please describe your neighborhood
	at is the highest grade you have completed? /2
1. 1.	d you attend College or University?
Ha If	ve you received any other special training or schooling? so, explain:
1 i	at is the education level of your spouse or person you are ving with? Again, please list any advanced degrees and are study.
be si	you have taken courses or had training in any of the havioral sciences (e.g. psychology, sociology, counseling omilar areas), please identify such courses/training by titled subject matter:
fi en	you have taken courses or had training in any of the legal elds, (i.e. law, administration of justice, corrections, la forcement), please identify such courses/training by title d subject matter:
sc ps:	you have taken courses or had training in any of the medic iences, and in particular the medical specialty of yohiatry, please identify such courses/training by subject tter or title:
	4

Please may hav	describe and e heard fro	nything you om any medi	remember a source.	bout this	case that you
Have yo	u already	formed any If so, p	opinion abo lease descr	out this ca	se? pinion.
If you service	have served , dates of	l in the mi service, p	litary plea osition/ran	se indicat k held, an	e branch of d duties:
<u>Branch</u>	<u>Dates</u>	Position	/Rank		<u>Duties</u>
Were yo	u ever a me	ember of th	e military	police or	shore patrol?
Were yo Yes proceed	No	olved in a If yes, p	military co lease descr	urt martia ibe your r	1? ole in the
matters Liberti	(e.g. Mot) es Union, 1	ners Agains The John Bi	t Drunk Dri	vers, The . , Amnesty	in political American Civi International
justice Yes that pe	system (la No rson(s) and	wyers, jud If yes	how often y	e officers, ate your r	rk in the etc.) elationship t cate with the

If you have ever been a juror before, please state for each case the nature of the action and whether or not you reached verdict: Deac case who cases
If you have served before, was there anything about that experience that would make it difficult for you to be fair a impartial in this case? Please explain:
In general, what are your opinions and feelings about how the criminal justice system works?  IN Some ways T. Don't AGME of IT AUT 175 WHAT.  WE HAVE,
Have you or any family member or close friend ever been.  arrested and/or charged with a crime? Yes No  If yes, do you feel that person was treated fairly by the judicial system?
Have you ever been a witness in a court case or ever filed a lawsuit or been sued? If yes, please explain
Have you or any family member or close friend ever been the victim of a crime? If yes, do you feel justice was served?

28.	How has this experience affected your feelings about the criminal justice system?					
29.	Do you have any relatives or close friends of a different racial background than your own? Yes V No					
30.	When was the last time you hosted someone of a different racial background in your home?					
31.	Marlo Thomas is an African American male. Is there anything about that fact that would affect your ability to be fair and impartial in this case? Please explain.					
32.	If the evidence shows that the victims in this case are of a different racial background than Marlo Thomas would that affect your ability to be fair and impartial? Please explain.					

### ATTITUDES REGARDING THE DEATH PENALTY

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33.	Do you belong to any organization that advocates the abolition or actively supports the death penalty? YesNo
34.	Would you say that you are generally:
	<ul> <li>a. in favor of the death penalty,</li> <li>b. generally opposed to it,</li> <li>c. would consider it in certain circumstances,</li> <li>d. never thought about it.</li> <li>e. oppose to it under any circumstances.</li> </ul>
	Please explain:
35.	Do you hold any strong moral or religious views toward the death penalty and its imposition? Please explain. Have Mixen Feerings.
36.	Are your beliefs about the death penalty such that you would automatically vote against the death penalty regardless of the facts and circumstances of the case. Yes No  Are your beliefs about the death penalty such that you would automatically vote for the death penalty regardless of the facts and circumstances of the case. Yes No
37.	Not Size  Are you open to considering all four forms of punishment depending on the evidence presented in a penalty phase?  Please explain.  Not Size Prout Death Tenary.
	8 C0136862

38.	In reaching a verdict in this penalty phase, you will be asked to consider mitigating circumstances, such as the Defendant's background, the Defendant's health, mental status, age, childhood experiences, education, etc.
	Do you feel you would consider those types of factors.
	Very Much Not At All Somewhat Not sure
	I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

CASE NO. C 136862 DEPT. NO. XV

Plaintiff,

VS.

MARLO THOMAS,

Defendant.

JURY QUESTIONNAIRE

100564402 03

03082 BADGE NO.

PRINT NAME

PRINT NAME

DAME OF BIRM

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