

RECEIVED FOR PROCEEDINGS

STATE OF MARYLAND

2018 FEB 12 P 2  
\*  
ORIGINAL DIVISION  
\*

IN THE  
CIRCUIT COURT FOR  
BALTIMORE CITY  
CASE No. 115141034  
(filed under seal)

v.

GARRETT MILLER

\* \* \* \* \*

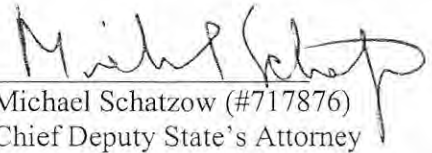
**MOTION FOR ALTERNATING CHALLENGES AND REQUEST FOR VOIR DIRE**

The State of Maryland, by and through Marilyn J. Mosby, the State’s Attorney for Baltimore City; Michael Schatzow, Chief Deputy State’s Attorney for Baltimore City; Janice L. Bledsoe, Deputy State’s Attorney for Baltimore City, hereby requests, pursuant to Rule 4-313, alternating challenges, and, pursuant to Rule 4-312, that this Court examine the jurors of the array using the Voir Dire that the Court disseminated for use in the trial of *State of Maryland vs. Caesar Goodson*, case number 115141032 (attached as State’s Exhibit 1), along with the following modifications:

1. Amend Questions 3, 6, 7, and 14 to reflect the charges and attorneys involved in this case.
2. Amend Question 38 to read, “[d]o you have any knowledge about the cases involving Officer William Porter, Officer Caesar Goodson, or Sergeant Alicia White?”
3. Amend Appendices 1 and 2 referenced in Question 8 to include the following additional names: Assistant Attorney General Michelle Martin, Ofc. Brenda Vincenti, Sgt. Charles Sullivan, Neill Franklin, and Ofc. Darren Belecht.

Wherefore, the State requests that this Court permit alternating challenges and examine the jurors of the array using the voir dire herein requested.

Respectfully submitted,  
Marilyn J. Mosby



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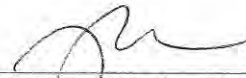
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CERTIFICATE OF SERVICE

I hereby certify that on this 12<sup>th</sup> day of February, 2016, a copy of the State's Motion for Alternating Challenges and Request for Voir Dire was mailed and e-mailed to:

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Respectfully submitted,  
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STATE OF MARYLAND

\* IN THE

v.

\* CIRCUIT COURT

CAESAR GOODSON

\* FOR

CASE NO.: 115141032

\* BALTIMORE CITY

\* \* \* \* \*

VOIR DIRE QUESTIONS

1. Is any member of the panel under the age of eighteen?
2. Is there any member of the panel who is not a resident of the City of Baltimore or a citizen of the United States of America?
3. The defendant in this proceeding has been charged with second degree murder, involuntary manslaughter, assault, and other related crimes. The State alleges this occurred on or about April 12, 2015 here in the City of Baltimore and that the name of the victim was Freddie Gray. Now based solely on what I have said so far is there any member of the panel who has NOT heard about this case, read about this case or aware of the incident either personally, through word of mouth or the media?
4. Is there any member of the panel who was NOT aware of the curfew imposed on Baltimore City following the unrest concerning the death of Freddie Gray?
5. Is there any member of the panel who was NOT aware of the fact that the city reached a civil settlement with the family of Freddie Gray after his death?
6. Will the defendant please stand and face the jury. Does anyone know Caesar Goodson, or has any member of the jury pool maintained a business or social relationship either in the past or the present with Caesar Goodson?



7. Caesar Goodson is represented by Matthew Fraling, Andrew Jay Graham, Amy Askew, Justin Redd. The State is represented by Michael Schatzow, Janice Bledsoe, Matthew Pillion, and John Butler.
8. There are various individuals who may be called as witnesses or whose names may be mentioned during the course of testimony. They are:

**Police Officers/Detectives BPD:**

Appendix 1

**Civilians:**

Appendix 2

Does any member of the jury panel have any knowledge of the individuals whose names I have just mentioned?

9. Would any member of the jury panel be inclined to give either more or less weight to the testimony of a police officer simply because they are a police officer?
10. Would any member of the jury panel be inclined to give either more or less weight to the testimony of a defense witness simply because they are a defense witness?
11. I will now ask you some questions relating not only to you but also to members of your immediate family. By this I mean spouse, significant other, parents, children, brothers or sisters or anyone residing with you. It does **not** mean aunts, uncles, nieces, nephews, cousins or in-laws unless they live with you.
12. Has any member of this jury panel or immediate family member ever been employed by any law enforcement agency which includes, the United States Attorney; the United States Department of Justice; the Attorney General of Maryland; the State's Attorney of any jurisdiction; the Special State Prosecutor of Maryland; the Baltimore City Police; the Maryland State Police; the FBI; the DEA; the IRS; or any correctional facility including but

not limited to; the Maryland Department of Corrections; the Baltimore City Detention Center; the Central Booking Facility.

13. This question is in four parts. If you have a response to any of these questions please wait until I have read all four parts. Once I have finished, then and only then will I ask you to stand up.
- a. Has any member of the panel or immediate family member as I have defined, ever been the victim of a crime?
  - b. Has any member of the panel or immediate family member as I have defined, ever been investigated by law enforcement or charged with, arrested for or convicted of a crime?
  - c. Has any member of the panel or has any immediate family member as I have defined, ever been incarcerated?
  - d. Does any member of the panel or immediate family member as I have defined have any pending criminal charges?

If you have a response to any of these questions, please stand.

14. Does any member of the panel have strong feelings about murder, manslaughter, assault, or police misconduct in office?
15. Is there any member of the jury panel who believes that merely because a person is charged with a crime that the charge itself raises any presumption of guilt on the part of the individual so charged?
16. Does any member of the jury panel hold any strong feelings related to race, sex, color, religion, national origin or other personal attributes of the Defendant, alleged victim, witnesses, or personally?

17. Does any member of the jury panel have any medical issues, which would make them unable to serve in this case?
18. Ladies and gentlemen. This case will start in the next few days and conclude no later than January 29, 2016. We do not sit on weekends. I do believe that jury service is an important part of being a member of our society. If you want to vote or drive, at some point you will be called for jury duty. Jury duty is an honor, and our right to a trial by jury is an essential element of our legal system. If you are selected to sit on this case, you are required by law to continue on jury duty until the case is completed. Now, I have very limited authority to excuse you from service and candidly speaking I rarely exercise it. And that's because I believe it is important to have members from all across our city on my juries. Just last year one of my colleagues was picked as a juror in one of my cases. Now if you believe that you cannot serve, not that you don't want to serve, but cannot serve, I will take it into consideration. Before you even stand, let me tell you what I consider to be some of the reasons that would allow you to say that you can't. Medical proof that you cannot sit for more than 1 ½ hour. Proof that you are going on a preplanned trip. Please keep in mind ladies and gentlemen, that in order for our society to flourish, we all have to make some sacrifices. So, based on all that I've said, if you believe that you cannot serve for the next 2 weeks please stand up.

#### **FOLLOW UP QUESTIONS**

19. Do you have any children?
20. Are you married?



21. What is your level of education?
22. What is your current employment status?
23. What is your zip code?
24. Was today the original date of your jury summons?
25. If you have knowledge of the case from any source, would that affect your ability to listen to the evidence presented and make a decision solely on what is presented here in court?
26. Have you received training in, or have any special knowledge about, police procedure?
27. Were you involved in any of the protests or incidents surrounding the arrest and death of Freddie Gray?
28. Have you attended any meetings, benefits or demonstrations supporting any of the police officers charged in the Freddie Gray case?
29. Have you attended any meetings, benefits or demonstrations supporting Freddie Gray or his family?
30. Have you communicated about the Freddie Gray case, the community reaction to it, or the charges against the police officers in any media source whatsoever?
31. Have you contacted the State's Attorney's Office, the lawyers here or any of the lawyers for the other officers charged in the Freddie Gray case?
32. Do you have strong feelings about Marilyn Mosby, the State's Attorney for Baltimore City?
33. Were you personally impacted by any of the unrest connected to the death of Freddie Gray?
34. Were you aware that the City reached a civil settlement with the family of Freddie Gray?
35. If so, would the fact that there was a civil settlement affect your ability to listen to the evidence and make a decision based solely on the evidence presented at this trial and the law as I will explain it to you in this criminal case?



36. Do you understand that the civil settlement is a civil monetary judgement and is not connected to the outcome of this criminal case?
37. Because of the civil settlement, do you believe the defendant is guilty in this criminal case?
38. Do you have any knowledge about the case involving Officer William Porter?
39. Have you formed any impressions or opinions about this case or this Defendant that would influence your ability to be fair to both sides in this case? If yes, please explain.
40. If you have formed impressions or opinions about this case or this Defendant, can you set them aside and decide the case solely on the evidence presented in court and upon the law as I will explain?
41. Based on what you have heard about this case, have you formed an opinion as to whether the defendant is guilty or not guilty? If so, can you put that opinion aside and make a decision based on the evidence presented here in court?
42. If you are selected as a juror, would you feel any pressure to find the defendant guilty regardless of the evidence or the law as I explain it to you?
43. If you are selected as a juror, would you feel any pressure to find the defendant not guilty regardless of the evidence or the law as I explain it to you?
44. Do you have any concerns about the reaction that other people may have if you reach a verdict in this case?
45. Do you have any concerns about the impact on the city from your verdict?
46. Is there anything you would like to bring to the Court's attention that might affect your ability to be a fair and impartial juror in this case?

## Appendix 1: Police Officers/Detectives BPD

1. Sgt. Robert Amador
2. Ofc. Brandon Avery
3. Ofc. Sarah Avery
4. Former Police Commissioner Anthony Batts
5. Maj. Donald Bauer
6. Ofc. Arlene Beads
7. Ofc. John Beamer
8. Ofc. Saimir Begollari
9. Ofc. John Bilheimer
10. Maj. Stan Brandford
11. Ofc. Eugene Breen
12. Ofc. James Briscoe
13. Det. William Boyd
14. Det. Donald Burns
15. Det. Edward Burns
16. Det. John Burns
17. Det. Robert Burns
18. Ofc. Anthony Bush
19. Ofc. Sidney Cutchin
20. Ofc. Michael DeJesus
21. Sgt. Kenneth DeLuca
22. Det. Ryan Diener
23. Ofc. Garey Dyer
24. Ofc. Raymond Fields
25. Det. Joseph Fritzges
26. Sgt. Tashawna Gaines
27. Ofc. Eric Green
28. Col. Garnell Green
29. Ofc. Tavon Green
30. Sgt. Michael Guzman
31. Ofc. Jamal Harris
32. Ofc. Suifan Hassan
33. Ofc. John Herzog
34. Sgt. Michael Hobson
35. Sgt. Jaclyn Hubbard
36. Ofc. Aaron Jackson
37. Ofc. Lloyd Johnson
38. Sgt. Christopher Jones
39. Sgt. Sean Jones
40. Sgt. Brian Kratz
41. Det. Michael Lind

42. Ofc. Ryan Magnuson
43. Det. Richard McCarthy
44. Ofc. Keegan Mills
45. Det. Eugene Molinaro
46. Ofc. Raymond Morroni
47. Ofc. Manolo Munoz
48. Sgt. Keenan Murphy
49. Ofc. Valentine Nagovich
50. Ofc. Jeffry Nugent
51. Lt. Christopher Quick
52. Lt. Robert Quick
53. Cpt. Erik Pecha
54. Ofc. Robert Persico
55. Ofc. Joyce Pinnock
56. Ofc. Alexandria Popham
57. Ofc. Brenden Provow
58. Ofc. Eric Ray
59. Cpt. Justin Reynolds
60. Ofc. Gabriel Rimolo
61. Maj. Osborne Robinson
62. Det. Kevin Roseborough
63. Ofc. John Rosenblatt
64. Ofc. Timothy Rueger
65. Ofc. Verna Severin
66. Ofc. Jeromee Shaurette
67. Det. John Socgfack
68. Sgt. Carl Stambaugh
69. Det. Daniel Stein
70. Sgt. Warren Stephens
71. Ofc. Susan Thomas
72. Ofc. Jonathan VanCuran
73. Det. Valencia Vaughn
74. Ofc. Sean Yampierre
75. Sgt. Lewis Yamin
76. Lt. Jason Yerg
77. Det. Corey Alston
78. Det. Charles Anderson
79. Chief Martin Bartness
80. Det. Jeff Boettcher
81. Det. Michael Boyd
82. Ofc. Alice Carson-Johnson
83. Major Sam Cogan
84. Det. Alexi Correa

85. Det. Lakishna DeGraffinried
86. Ofc. Dan Gillgannon
87. Major Ian Dombrowski
88. Det. Alexis Emmanuelli
89. Det. Bryant Fair
90. Ofc. Mark Gladhill
91. Sgt. Christopher Grant
92. Det. Timothy Hamilton
93. Lt. Samuel Hood
94. Det. Christopher Izquierdo
95. Det. Osiris Lofton
96. Lt. Michael Norris
97. Ofc. Zachary Novak
98. Det. Joseph Poremski
99. Ofc. William Porter
100. Lt. Juan Rodriguez
101. Det. Donald Shores
102. Det. Carl Stambaugh
103. Det. Dawnyell Taylor
104. Ofc. April Taylor
105. Det. Syreeta Teel
106. Det. Mark Veney
107. Crime lab technician Thomas Wisner
108. Ofc. Matthew Wood
109. CSO Thomas Maurer
110. CSO Vernon Laumann
111. Dr. Matthew Ammerman
112. Dr. Vincent DiMaio
113. Dr. Carol Allen
114. Dr. Michael Lyman
115. Dr. Mary Ripple
116. Dr. Mark Soriano
117. Dr. Michael Woodhouse
118. Dr. David Fowler
119. Dr. Joel Winer
120. Dr. Jonathan Arden
121. Asst. Atty General Michele Martin
122. State's Attorney Marilyn Mosby
123. Custodian of Records, Forensic Medical Examiners
124. Asst. State's Attorney Albert Peisinger
125. Deputy State's Attorney Antonio Gioia
126. Asst. State's Attorney Lisa Goldberg

## Appendix 2: Civilians

1. Ivan Bates
2. Tony Garcia
3. Mary Lloyd
4. Catherine Flynn
5. Michael Belsky
6. Chaz Ball
7. Marc Zayon
8. Allison Levine
9. Brandon Mead
10. Joseph Murtha
11. Gary Proctor
12. Donta Allen
13. Devon Brown
14. Duane Brown
15. Joseph Greely
16. Darryl Green
17. Michelle Gross
18. Don Lemon
19. Timothy Longo
20. Avon Mackel
21. Jayne Miller
22. William Murphy
23. Davonte Roary
24. John "Jack" Ryan
25. Michael Schuh
26. Sierra Warren
27. Wayne Williams
28. April Cook
29. Alex Brooks
30. Angela Gibson
31. Ebonee Hallman
32. Devon Scott
33. Donna Batson
34. Geraldine McAndrew
35. Harry Rebstock
36. Joe Howley
37. Kenny Whitaker
38. Kimberly Mondell
39. Kizzy Carr

40. Natasha Hill
41. Phillip Porter
42. Sylvia Porter
43. Tyler Wagner
44. Ikea Whitlock
45. Terry Whitlock
46. Nicole Carr
47. Beverly Howell
48. Renea Sommerville
49. William Porter
50. Helena Porter
51. Ian Meertens
52. Jose Bruno
53. Jennifer Anderson
54. Virginia Cates
55. Kiona Craddock
56. Angelique Herbert
57. Thomas Herbert
58. Jung Hyoun Hwang
59. James Irons
60. Andrew Jaffee
61. Kevin Moore
62. Sean Norris
63. Rick Opitz
64. Brandon Ross
65. Daquantey Walker
66. Sam Walters
67. Shawn Washington
68. Nathaniel Adams
69. Oral Chambers
70. Paulette Hicks
71. Ernie Graham
72. Cameron Johnson
73. Charles Gregory Russel
74. Kevin Marcus