

1 DENNIS K. BURKE
United States Attorney
2 District of Arizona

3 PETER SEXTON
Arizona State Bar No. 011089
4 WALTER PERKEL
Assistant U.S. Attorneys
5 Two Renaissance Square
40 N. Central Avenue, Suite 1200
6 Phoenix, Arizona 85004-4408
Telephone (602) 514-7500
7 peter.sexton@usdoj.gov
walter.perkel@usdoj.gov
8

9 UNITED STATES DISTRICT COURT
10 DISTRICT OF ARIZONA

11 United States of America,)
12)
Plaintiff,)
13)
v.)
14 James R. Parker,)
Jacqueline L. Parker,)
15)
Defendants.)
16

CR 10-757-PHX-ROS
GOVERNMENT’S PROPOSED
QUESTIONS TO BE ADDED TO THE
COURT’S STANDARD
QUESTIONNAIRE

17
18 The United States of America, through undersigned counsel, pursuant to Federal
19 Rules of Criminal Procedure 24(a), submits the following proposed questions to be added to
20 the Court’s standard *Confidential Juror Questionnaire* used by this Court, and respectfully
21 requests that this Court submit these questions to prospective jurors in this case.

22 1. This case includes charges of Tax Evasion and making False Statements to the
23 Internal Revenue Service. Can you accept the fact that “Tax Evasion,” and/or making a “False
24 Statement” to the IRS is a crime? Do you feel that these acts are not criminal?

25 2. Do you have any opinion about the federal income tax system which causes you
26 to question your ability to sit as a fair and impartial juror?

1 And, have you, or anyone close to you, been involved in any litigation, or disputes with the
2 U.S. Government, U.S. Internal Revenue Service, or any of the other agencies for the United
3 States? If yes, please explain. Was there anything about this situation which would affect
4 your ability to be fair and impartial?

5 3. The judge will instruct you as to the law. You must follow the Court's
6 instructions regarding the law, and not substitute your own version for that of the Courts.

7 a. Do you have any beliefs that would affect your willingness to follow
8 the instructions of law given by the Court? If yes, please explain.

9 b. Can you promise this Court that you can set aside your own beliefs
10 regarding the law, and follow the Court's instructions?

11 c. Do you, or a family member or close friend belong to or support any
12 organization or group that: 1) advocates that a juror can ignore the instructions of law given
13 to the jury by the court; or 2) believes or claims that the federal income tax system is
14 voluntary or need not be complied with for any reason whatsoever?

15 4. Do you have any personal preference, bias, or prejudice concerning
16 prosecutors, law enforcement agencies in general, criminal defendants or defense lawyers
17 that would tend to make you favor or disfavor either the prosecution or the defense in a
18 criminal case? If yes, please explain. Furthermore, do you have any close friends or family
19 members who are defense lawyers or prosecutors? If yes, please explain. Can you set aside
20 any conversations you may have had with such friend/family members about their work and
21 be fair and impartial?

22 ///

23 ///

24 ///

25 ///

26 ///

1 5. Do you have any social, religious, or political beliefs, or even a natural sense
2 of sympathy, that would prevent you from convicting the defendant even if the Government
3 proves this case beyond a reasonable doubt? In other words, even if the Government were
4 to meet its burden of proof, would you hesitate to convict based on any social, religious,
5 political, or private beliefs, or even a natural sense of sympathy? By the same token, do you
6 have any beliefs that would prevent you from acquitting the defendant even if the
7 Government does not prove this case beyond a reasonable doubt?

8 Respectfully submitted this 15th day of April, 2011.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

DENNIS K.BURKE
United States Attorney
District of Arizona

S/Walter Perkel

WALTER PERKEL
PETER SEXTON
Assistant U.S. Attorneys

Certificate of Service: I hereby certify that on this day , I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants: Joy Bertrand, John McBee, Rain Minns, and Michael Minns.