

JUDICIAL COUNCIL
APPROVED

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C/E

UNITED STATES DISTRICT COURT

FOR THE

DISTRICT OF VERMONT

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

Date Approved by the District: November 26, 2008

Date Approved by Circuit: *December 12, 2008*

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

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

The District's original *Jury Plan* entered into on June 15, 1979 is hereby revoked and rescinded, as are all subsequent amendments, revisions and modifications. The following *Jury Plan* is adopted and shall become effective when approved by the Reviewing Panel for the United States Court of Appeals for the Second Circuit, as required by 28 U.S.C. § 1863(a).

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

It is the policy of this Court that all litigants entitled to a trial by jury within the District of Vermont have the right to have grand and petit jurors selected at random from a fair cross section of the community where court convenes. While listings of registered voters obtained from Vermont city and town clerks represent a fair cross section of the communities comprising the State of Vermont, the Court elects to supplement its voter registration lists with motor vehicle records, specifically Vermont licensed drivers.¹ The supplementation of voter registration

¹ See Opinion & Order issued jointly by the Court Aug. 5, 2008 in *United States v. Shine, et al*; D. Vt. Case No. 2:05-CR-25. Additionally, while Sections 2144(a) and 2145 of Title 17, VSA, provide Vermont drivers who are not registered voters with the opportunity to become registered voters at the time of drivers license renewal, pursuant to this *Plan*, the Court intends to supplement its voter registration records directly with the names of licensed drivers as obtained from the Vermont State Department of Motor Vehicles.

records with additional source lists is authorized by statute² and is consistent with the Court's goal of minimizing potential barriers to jury service which may be based upon race or ethnicity.

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

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

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

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

4. JURY DIVISIONS

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

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

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

On and after the effective date of this *Plan*, the source basis for all individuals eligible to serve as grand and petit jurors will be individuals selected at random from Vermont city and town voter registration records, as supplemented by Vermont licensed drivers. The names of registered

² 28 U.S.C. § 1863(b)(2).

voters and licensed drivers will be obtained as media maintained and stored in electronic format.³ The names of registered voters and licensed drivers will be merged so that duplicate records may be purged.

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

A separate Master Jury Wheel will be maintained for each of the District's three jury divisions.⁴ The Master Jury Wheel for each jury division will consist of, as a minimum, 5,000 names.⁵ The selection of names from source databases for the creation of a Master Jury Wheel will be accomplished using a properly programmed electronic data processing system employing a purely random selection technique.⁶

For the purpose of determining the total number of names to be used to create a Master Jury Wheel, the total number of registered voters residing in a particular jury division at the time of refill will be combined with the total number of Vermont licensed drivers residing in that particular jury division, less duplicate names which may result due to the merging of voter registration records with licensed driver records.

³ Effective Jan. 1, 2006, all of the State of Vermont's voter registration records are now maintained in an electronic format based upon the requirements imposed by the Help America Vote Act (HAVA) passed by the Congress in 2002. Additionally, the source records which the District will rely upon to supplement its voter registration records - listings of Vermont licensed drivers - are also available in electronic format.

⁴ With the reliance upon computerized records and electronic databases, this distinction will not be physically observable since all data will be stored electronically. While the District's three jury divisions will occur in the form of one master database, each individual name in the master database will be linked or associated with a particular jury division by the use of a data identifier such as the zip code accompanying the residence address for each individual.

⁵ Title 28 U.S.C. § 1863(b)(4) requires that the *minimum* number of names initially placed in a master jury wheel be at least one-half of one percent of the total number of names appearing on the source list(s) for a jury district but in no event less than one thousand names.

⁶ Refer to Section 19, **Definitions Used In This Plan**, for an explanation of the difference between the "pure" random selection technique as opposed to the "interval-quotient" method as relates to juror selection.

Subject to the approval of this *Plan* as required by 28 U.S.C. 1863(a), each Master Jury Wheel will be refilled once every two years, commencing with the General Election scheduled for November 2008. Each refill will be completed so that a new Master Jury Wheel will become operable no later than July first of each refill year (i.e. 2009, 2011, 2013, 2015, et cetera).

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

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

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

The district court intends to implement “one-step summoning”⁷ in the selection of its petit and grand jury panels. When directed by the Court, the clerk will randomly draw from a Master Jury Wheel using a properly programmed data processing system the names of as many individuals as may be required for grand or petit juror service for a particular jury division. The Court will specify the number of jurors to be drawn based upon anticipated juror usage plus a margin of additional names sufficient to compensate for individuals who become unavailable or ineligible to

⁷ Title 29 U.S.C. § 1878 allows each district to summon and qualify jurors using a single process in lieu of drawing names from a master wheel (28 U.S.C. § 1864); qualifying those individuals so selected; and then adding the qualified jurors to a qualified jury wheel (28 U.S.C. § 1866). This unified procedure is commonly referred to as “one-step summoning.”

serve as jurors.

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

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

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

Any person failing to return a juror qualification questionnaire may be summoned to do so. Any person failing to appear to a summons shall be ordered by the Court to appear and show cause for failure to comply with the summons. As authorized by 28 U.S.C. § 1864(b), a person failing to appear or show good cause for noncompliance with a jury summons may be fined not more than

\$1,000, imprisoned not more than 3 days or ordered to perform community service (or any combination thereof).

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

9. SELECTION OF GRAND JURORS

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

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

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

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

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

- (1) is under eighteen (18) years of age;
- (2) has not resided within the District for one year;
- (3) is unable to read, write or understand the English language with a degree of proficiency sufficient to satisfactorily complete the juror qualification form;
- (4) is unable to speak the English language;
- (5) is incapable, by reason of mental or physical infirmity, to render satisfactory jury service; or
- (6) has a charge pending for the commission of, or has been convicted in a state or federal court of record of, a crime punishable by imprisonment for more than one year and civil rights have not been restored.

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

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

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

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

The Court finds that jury service by members of certain occupational classes or groups of people would entail undue hardship or extreme inconvenience and that, in certain instances, the obligation to serve as a juror may result in an overall decline in the safety, health and welfare typically afforded to members of the public by certain individuals. Accordingly, the following groups or occupational classes of people may be excused from jury service upon individual request:

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

Additionally, any individual qualified and summoned for jury service may be excused by the Court or by the clerk upon a proper showing of undue hardship or extreme inconvenience.

Upon the conclusion of the period of hardship or inconvenience, individuals again become eligible to serve as jurors.

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

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

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

As provided for by 28 U.S.C. §§ 1871(b)(2) and (b)(3), petit jurors in active service greater than 30 days or grand jurors in active service greater than 45 days will be eligible for a supplemental juror fee, not to exceed \$10 for each additional day of extended service. Effective October 1, 2009, petit jurors in active service greater than 10 days will be eligible for a

supplemental juror fee, not to exceed \$10 for each additional day of extended service.⁸

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

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

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

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

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

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

A. Grand Jurors. As proceedings involving a grand jury are secret and records, orders and subpoenas relating to grand jury proceedings are maintained under seal, the release of information involving the identity of grand jurors to the public or to the media may present significant issues which impede or distract from the investigative nature of the grand jury impaneled. As such, it is the policy pursuant to this *Plan* not to disclose to the media or to the

⁸ The reduced time qualifying Petit jurors for a higher fee is authorized pursuant to the "Judicial Administration and Technical Amendments Act of 2008" (Pub. L. No. 110-406) signed into law by the President on October 13, 2008.

public the name, the address or the telephone number of any member of a grand jury which is *actively* impaneled. Should a request for information concerning the identity of a grand juror arise, the Court will determine whether the disclosure of personal information involving grand jury members is warranted, consistent with the provisions of Rule 6(e), FED R. CR. P. and 28 U.S.C. § 1867(f).

B. Petit Jurors.

(1) *Potential Trial Jurors.* Pursuant to practice within this District, the Court obtains background information from qualified jurors⁹ for the purpose of expediting the *voir dire* process. The background information is obtained using a locally-developed questionnaire. See Local Form 229, this Appendix. When requested, background questionnaires are provided to counsel to the parties in litigation for the purpose of disclosing relevant information helpful to the jury selection process. It is the policy pursuant to this *Plan* not to disclose to the media or to the public the name of any *potential* trial juror who completes this questionnaire, including the personal information contained therein. This non-disclosure policy also applies to the parties in litigation or counsel to the parties in litigation who are in possession of the information contained by these questionnaires.

(2) *Active Trial Jurors.* While case law has recognized that the press has a qualified right to obtain juror information,¹⁰ the Court may in its discretion temporarily withhold juror information

⁹ Although these individuals have been qualified as potential jurors pursuant to 28 U.S.C. § 1865 and summoned as jurors pursuant to 28 U.S.C. § 1866, they have not yet been selected to serve as trial jurors in an active case.

¹⁰ See *United States v. Antar*, 38 F.3d 1348 (3rd Cir. 1994); *In re Globe Newspaper Co.*, 920 F.2d 88 (1st Cir. 1990); and *In re Baltimore Sun Co.*, 841 F. 2d 74 (4th Cir. 1988).

from the press or public in sensitive cases or in unusual circumstances.¹¹ As such, it is the policy pursuant to this *Plan* to disclose to the public or to the media, *upon request*, the names of the jurors impaneled in a case and the corresponding town or city in which they reside within seven days after the conclusion of trial. This policy applies to trial jurors sitting in either civil or criminal cases in this District.

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

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

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

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

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

¹¹See *In re Bay City Times*, 143 F. Supp. 2d 979 (E.D. Mich. 2001); *United States v. Espy*, 31 F. Supp. 2d 1 (D.D.C 1988); *In re Indianapolis Newspapers, Inc.*, 837 F. Supp. 956 (S.D. Ind. 1992) and *United States v. Butt*, 753, F. Supp. 44 (D. Mass. 1990).

A. For purposes of this *Jury Plan*:

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

involving the Court's jury selection procedures. The "Judicial Administration & Technical Amendments Act of 2008" (P. Law No. 110-406) revised the requirement for courts having to provide specific notice to the public each time jurors are selected. Since name selection from master or qualified jury wheels is almost now universally performed by computers rather than by manual methods, courts are not required to post individual public notices each time a jury selection is performed. Under the new requirement, a single notice posted at the clerk's office and at the Court's website [www.vtd.uscourts.gov] explaining how the juror selection process is conducted is now sufficient.

- (10) "random selection" means a system of juror selection where in the mathematical odds of any single name being selected from a source or electronic database are equal and free from human prejudice or system bias. According to statistical theory, in a "pure" random selection, the body of names presented for drawing is re-scrambled each time a name is selected. Under "systematic" randomization, the selection process relies upon names occurring in a listed order or format. While the first name selected is by random means, all other remaining name selections are distributed at equal, incremental intervals throughout the source lists used. The District of Vermont's *Jury Plan* relies on upon pure random selection methodology for the selection of its jurors rather than systematic randomization.
- (11) "undue hardship or extreme inconvenience" means the basis for excusal from jury service is authorized pursuant to 28 U.S.C. § 1866(c)(1). Pursuant to this *Jury Plan*, consideration for this type of excuse is afforded to the total amount of travel time incurred by the juror to the location where court convenes; the existence of a serious or life-threatening illness affecting either the juror or a family member of the juror; or the existence of a severe economic or household hardship which outweighs the juror's obligation for jury service.
- (12) "voter checklist" means the official records maintained by Vermont state or local election officials of individuals registered to vote in either the most recent state or most recent federal general election. Pursuant to the Help America Vote Act of 2002, effective January 1, 2006, the State of Vermont now maintains all voter registration checklists as electronic media.

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

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

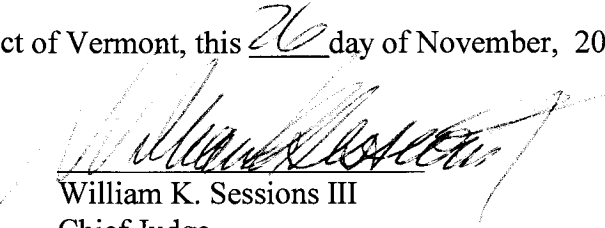
21. FILING COPIES OF THE PLAN [28 U.S.C. SECTION 1863(a)]

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

22. APPROVAL BY THE DISTRICT COURT

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

Dated at Burlington, in the District of Vermont, this 26 day of November, 2008.



William K. Sessions III
Chief Judge

Dated at Brattleboro, in the District of Vermont, this 26th day of November, 2008.

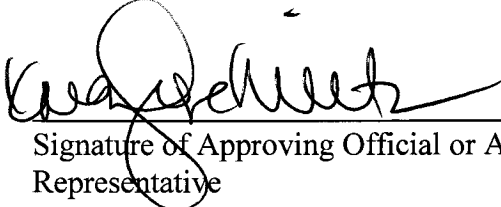


J. Garyan Murtha
District Court Judge

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

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

Date: December 12, 2008



Signature of Approving Official or Authorized Representative

APPENDIX 1

NORTHERN JURY DIVISION

CALEDONIA:

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

CHITTENDEN:

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

ESSEX:

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

ORLEANS:

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

FRANKLIN:

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

GRAND ISLE:

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

LAMOILLE:

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

WASHINGTON:

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

APPENDIX 2

SOUTHEASTERN JURY DIVISION

ORANGE:

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

WINDHAM:

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

WINDSOR:

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

APPENDIX 3

SOUTHWESTERN JURY DIVISION

ADDISON:

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

BENNINGTON:

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

RUTLAND:

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

APPENDIX 4

LISTING BY TOWN AND ZIP CODE

NORTHERN DIVISION

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

77. MORGAN	05853	121. WOLCOTT	05680
78. MORRISTOWN	05661	122. WOODBURY	05681
79. NEWARK	05871	123. WORCESTER	05682
80. NEWPORT CITY	05855		
81. NEWPORT TOWN	05857		
82. NORTH HERO	05474		
83. NORTHFIELD	05663		
84. NORTON	05907		
85. PEACHAM	05862		
86. PLAINFIELD	05667		
87. RICHFORD	05476		
88. RICHMOND	05477		
89. ROXBURY	05669		
90. RYEGATE	05042		
91. SHEFFIELD	05866		
92. SHELBURNE	05482		
93. SHELDON	05483		
94. SO. BURLINGTON	05403		
95. SOUTH HERO	05486		
96. ST. ALBANS CITY	05478		
97. ST. ALBANS TOWN	05481		
98. ST. GEORGE	05495		
99. ST. JOHNSBURY	05819		
100. STANNARD	05842		
101. STOWE	05672		
102. SUTTON	05867		
103. SWANTON	05488		
104. TROY	05868		
105. UNDERHILL	05489		
106. VICTORY	05858		
107. WAITSFIELD	05673		
108. WALDEN	05873		
109. WARNERS GRANT	05905		
110. WARREN	05674		
111. WARREN GORE	05905		
112. WATERBURY	05676		
113. WATERFORD	05848		
114. WATERVILLE	05492		
115. WESTFIELD	05874		
116. WESTFORD	05494		
117. WESTMORE	05860		
118. WHEELOCK	05851		
119. WILLISTON	05495		
120. WINOOSKI	05404		

APPENDIX 5

LISTING BY TOWN AND ZIP CODE

SOUTHEASTERN DIVISION

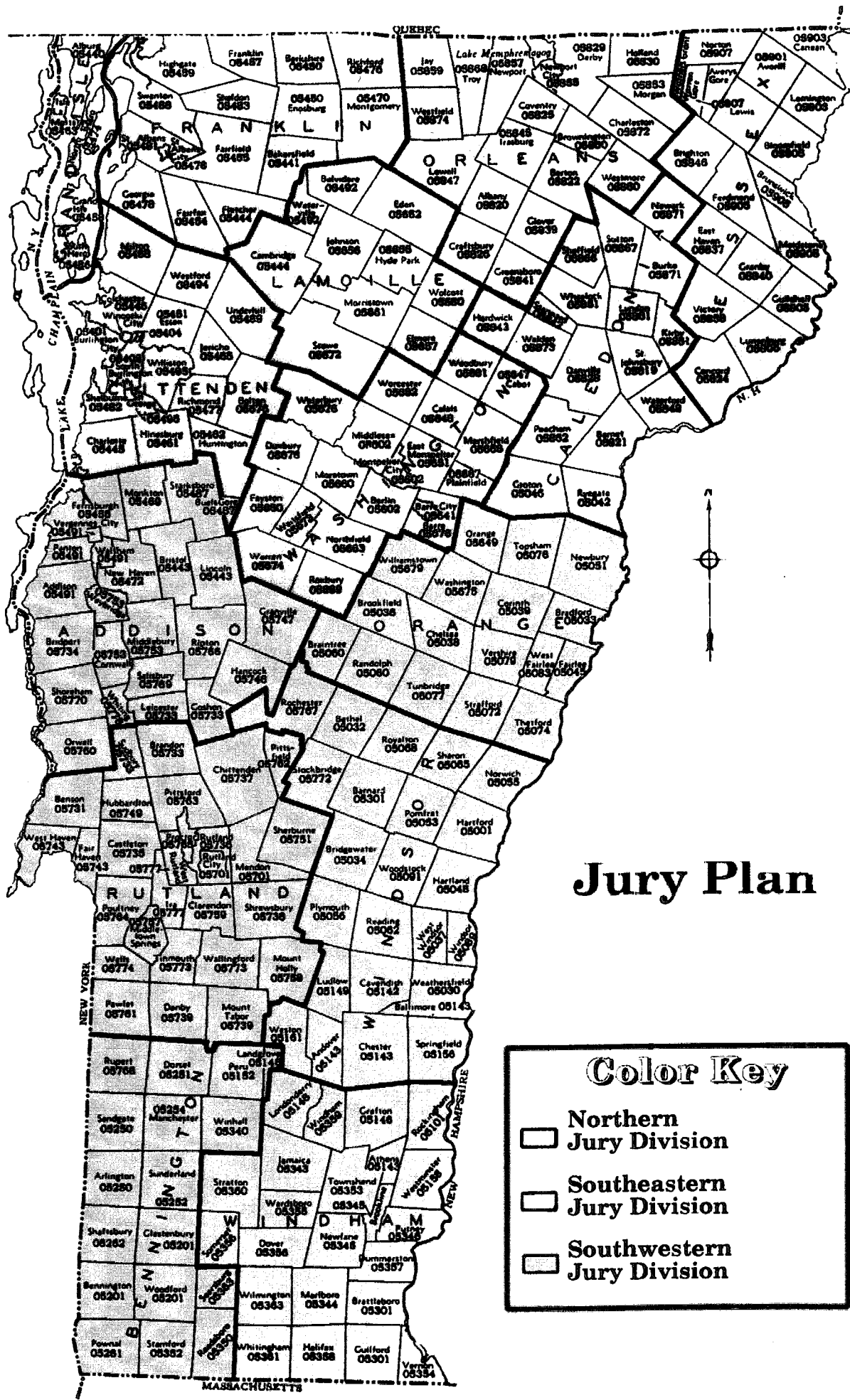
1. ANDOVER	05143	39. ROYALTON	05068
2. ATHENS	05143	40. SHARON	05065
3. BALTIMORE	05143	41. SOMERSET	05302
4. BARNARD	05031	42. SPRINGFIELD	05156
5. BETHEL	05032	43. STOCKBRIDGE	05772
6. BRADFORD	05033	44. STRAFFORD	05072
7. BRAINTREE	05060	45. STRATTON	05360
8. BRATTLEBORO	05301	46. THETFORD	05075
9. BRIDGEWATER	05034	47. TOPSHAM	05086
10. BROOKFIELD	05036	48. TOWNSHEND	05353
11. BROOKLINE	05345	49. TUNBRIDGE	05077
12. CAVENDISH	05142	50. VERNON	05354
13. CHELSEA	05038	51. VERSHIRE	05079
14. CHESTER	05143	52. WARDSBORO	05355
15. CORINTH	05039	53. WASHINGTON	05675
16. DOVER	05356	54. WEATHERSFIELD	05030
17. DUMMERSTON	05346	55. WEST FAIRLEE	05083
18. FAIRLEE	05045	56. WEST WINDSOR	05037
19. GRAFTON	05146	57. WESTMINSTER	05158
20. GUILDFORD	05301	58. WESTON	05161
21. HALIFAX	05358	59. WHITINGHAM	05342
22. HARTFORD	05001	60. WILLIAMSTOWN	05679
23. HARTLAND	05048	61. WILMINGTON	05363
24. JAMAICA	05343	62. WINDHAM	05359
25. LONDONDERRY	05155	63. WINDSOR	05089
26. LUDLOW	05149	64. WOODSTOCK	05091
27. MARLBORO	05344		
28. NEWBURY	05051		
29. NEWFANE	05345		
30. NORWICH	05055		
31. ORANGE	05649		
32. PLYMOUTH	05056		
33. POMFRET	05053		
34. PUTNEY	05346		
35. RANDOLPH	05060		
36. READING	05062		
37. ROCHESTER	05767		
38. ROCKINGHAM	05101		

APPENDIX 6

LISTING BY TOWN AND ZIP CODE

SOUTHWESTERN DIVISION

1. ADDISON	05491	39. PITTSFORD	05763
2. ARLINGTON	05250	40. POULTNEY	05764
3. BENNINGTON	05201	41. POWNAL	05261
4. BENSON	05731	42. PROCTOR	05765
5. BRANDON	05733	43. READSBORO	05350
6. BRIDPORT	05734	44. RIPTON	05766
7. BRISTOL	05443	45. RUPERT	05776
8. CASTLETON	05735	46. RUTLAND CITY	05701
9. CHITTENDEN	05737	47. RUTLAND TOWN	05736
10. CLARENDON	05759	48. SALISBURY	05769
11. CORNWALL	05753	49. SANDGATE	05250
12. DANBY	05739	50. SEARSBURG	05363
13. DORSET	05253	51. SHAFTSBURY	05262
14. FAIR HAVEN	05743	52. SHOREHAM	05770
15. FERRISBURGH	05456	53. SHREWSBURY	05738
16. GLASTENBURY	05201	54. STAMFORD	05352
17. GOSHEN	05733	55. STARKSBORO	05487
18. GRANVILLE	05747	56. SUDBURY	05733
19. HANCOCK	05748	57. SUNDERLAND	05252
20. HUBBARDTON	05743	58. TINMOUTH	05773
21. IRA	05777	59. VERGENNES	05491
22. KILLINGTON	05751	60. WALLINGFORD	05773
23. LANDGROVE	05148	61. WALTHAM	05491
24. LEICESTER	05733	62. WELLS	05774
25. LINCOLN	05443	63. WEST HAVEN	05743
26. MANCHESTER	05255	64. WEST RUTLAND	05777
27. MENDON	05701	65. WEYBRIDGE	05753
28. MIDDLEBURY	05753	66. WHITING	05778
29. MIDDLETOWN SPRINGS	05757	67. WINHALL	05340
30. MONKTON	05473	68. WOODFORD	05201
31. MOUNT HOLLY	05758		
32. MOUNT TABOR	05739		
33. NEW HAVEN	05472		
34. ORWELL	05760		
35. PANTON	05491		
36. PAWLET	05761		
37. PERU	05152		
38. PITTSFIELD	05762		



Jury Plan

Color Key

- Northern Jury Division
- Southeastern Jury Division
- Southwestern Jury Division

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF VERMONT

Dear Juror:

To give the Court more information about you as a juror, and to assist the Court and counsel in expediting the process of jury selection ensuring fair and impartial juries, the Court requests you answer the questions below and return this form in the postage-paid envelope enclosed in your summons package.

If you have moved to another state, you need only fill out your name and address and return this form. If there is information that you would prefer to keep confidential, ask to speak privately with the Judge.

Clerk of Court

<p align="center">Mr. ___ Mrs. ___ Miss ___ Ms. ___</p> <p>Name _____ Last First Middle Initial</p> <p>Town/City of Residence _____</p> <p>County of Residence _____</p> <p>How long have you lived in Vermont? ___ yrs. ___ mos.</p> <p>Years of education or highest degree obtained _____</p> <p>Name of College _____</p> <p>Major and minor fields _____</p> <hr/> <p>Are you employed? ___ Yes ___ No</p> <p>Your occupation or business _____</p> <hr/> <p>If retired, your occupation before retirement _____</p> <hr/> <p>Employer's Name _____</p> <p>Address _____</p> <p>Describe your duties & responsibilities _____</p> <hr/> <p>Do you supervise other employees? ___ How many? _____</p> <p>How long have you worked for present employer? _____</p> <p>If less than 10 years, list earlier occupation and prior employers. _____</p> <hr/> <p>If unemployed, how long have you been unemployed? _____</p> <hr/>	<p align="right">Your Age _____</p> <p>Place of Birth _____</p> <p>___ Single ___ Married ___ Widowed ___ Separated or Divorced</p> <p>Number and ages of children _____</p> <hr/> <p>Have you been in the military? _____</p> <p>If so, branch _____</p> <p>Length of service _____</p> <p>Highest rank obtained _____</p> <hr/> <p>Have you ever worked for the state or federal government? ___ Yes ___ No</p> <p>If so, please explain _____</p> <hr/> <p>Is your spouse employed? ___ Yes ___ No</p> <p>Spouse's occupation or business _____</p> <p>Spouse's Employer's Name _____</p> <p>Spouse's Employer's Address _____</p> <p>Spouse's duties and responsibilities _____</p> <hr/> <p>If spouse is retired, occupation before retirement _____</p> <hr/> <p>Are any of your children employed? ___ Yes ___ No</p> <p>What are their occupations? _____</p> <hr/>
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(Continued on Reverse)

Have you, any relative or person close to you ever been any of the following:

- (a) Victim of a crime Yes No
- (b) Witness to a crime Yes No
- (c) Accused of a crime Yes No

Have you, or anyone close to you, been a complainant in a criminal case? Yes No

If so, please explain. _____

Have you ever served on a state or federal jury trial?

Yes No

If yes, was it a criminal or civil case? _____

When did you serve? _____

Did the jury reach a verdict in any case in which you served?

Yes No

If yes, what was the jury's verdict? _____

Estimated number of miles ***ROUND-TRIP*** from your home to courthouse to which you are summoned _____

What do you do in your spare time (social activities, hobbies, etc.)? _____

In what social or other organizations do you actively participate? _____

List any newspapers, magazines or periodicals you subscribe to or read on a regular basis. _____

Have you, or anyone close to you, been a plaintiff or a defendant in a civil case?

Yes No If so, please explain.

Indicate your vacation or business travel plans (dates) within the next four months:

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

**Sign
Here**

Date: