

MULTNOMAH COUNTY CIRCUIT COURT
IN AND FOR THE STATE OF OREGON

STATE OF OREGON,

PLAINTIFF,

vs.

JOSEPH GIBSON,

DEFENDANTS.

No. 19CR53042

JOSEPH GIBSON'S MOTION ON
PROPOSED JUROR QUESTIONNAIRE

MOTION

Mr. Gibson hereby moves this court use the following jury questionnaire form to assist all parties in the jury selection process.

Respectfully submitted this Tuesday, February 25, 2020.

/s/ D. Angus Lee

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CERTIFICATE OF SERVICE

I, D. Angus Lee, hereby declare under penalty of perjury under the laws of the State of Oregon that the following facts are true and correct:

I am a citizen of the United States, over the age of 18 years.

On Tuesday, February 25, 2020, I caused this document to be served in the following manner on the parties listed below: JOSEPH GIBSON'S MOTION ON PROPOSED JUROR QUESTIONNAIRE.

Brad Kalbaugh	()	(BY FIRST CLASS US MAIL)
Multnomah County District Attorney's Office	(X)	(BY E-MAIL)
600 Multnomah County Courthouse	()	(BY FAX)
1021 SW 4th Ave	()	(BY HAND)
Portland OR 97204		
E-mail: brad.kalbaugh@mcdca.us		

/s/ D. Angus Lee

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CONFIDENTIAL
JUROR QUESTIONNAIRE

INTRODUCTION
PLEASE READ CAREFULLY

You have been selected as a prospective juror in a case involving charges of riot. The defendant, Joseph Gibson is accused of rioting during a protest at a of Antifa on May 1, 2019, in Portland, Oregon.

This questionnaire is designed to obtain information regarding your qualifications to sit as a juror in this case. As you answer the questions, remember that there are no “right” or “wrong” answers, only complete and incomplete answers. Answers that are complete and answered fully and honestly are far more helpful than incomplete answers because those answers help shorten the time it takes to select a jury.

Please answer “yes” to any question where you believe your response would be “yes” or “maybe.” A failure to disclose any of the requested information could impact the right to a fair trial for both the State and the accused. **You are under oath as you complete this questionnaire and your responses are made under penalty of perjury. You must not discuss questions or your answers with anyone, including any other prospective jurors. If anyone tries to discuss the questionnaire or case with you, please notify court staff immediately.**

Your full name as it appears on your jury summons (printed):	
Jury number from summons:	
Juror Email:	
Preferred Telephone Number:	
Alternate Phone Number:	
Work Number:	

INSTRUCTIONS:

1. Fill out the information requested below and then answer each question.
2. If you do not understand a question, write "do not understand."
3. If you do not know the answer, write "don't know."
4. Do not discuss the questions or your answers with anyone else, including other jurors.
5. The staff are not permitted to answer your questions about the questionnaire.
6. Please write your juror badge number on the lower right hand corner of

every page. Thank you for your cooperation.

DATED: _____

Circuit Court Judge

Jury number from summons

(For staff use only)
Questionnaire number

Your full name as it appears on your jury summons (Please print clearly)

1. Have you ever used any other name? ☐ YES ☐ NO

a. If so, please provide previously used names:

- i. _____
- ii. _____
- iii. _____
- iv. _____

2. Age: _____

3. Gender: _____ Do you have a preferred gender pronoun? _____

4. Marital Status: _____ Single _____ Married _____ Separated _____ Widowed

5. Do you have any children? ☐ YES ☐ NO

a. If yes, please list age and occupation below:

- i. _____
- ii. _____
- iii. _____
- iv. _____

6. Have you been convicted of a felony or served a felony sentence within the last 15 years?
☐ YES ☐ NO

7. Have you been convicted of a misdemeanor involving violence or dishonesty or served a sentence for such a crime within the last 5 years? ☐ YES ☐ NO

a. If you answered yes to questions 6 or 7, please provide details including the location, approximate date and name of the crime: _____

8. Have you ever used or had personal contact or experiences with a person who has used illegal drugs? ☐ YES ☐ NO

9. How long have you resided in Oregon? _____

10. How long have you resided in Multnomah County? _____

11. What is your place of birth? _____

12. In what area or neighborhood of Multnomah County do you currently reside?

13. How long have you lived in your current residence? _____

14. With whom do you live? (Check all that may apply). _____ Spouse/partner
_____ Roommate(s) _____ Child(ren) _____ Parent(s) _____ Friend(s) _____ Alone

15. Who is your current employer? (If self-employed, please specify.)

- a. Employer: _____
- b. How Long: _____
- c. If employed, what is the nature of your employment, including job title and general duties? _____

16. Are you currently: [_____] Retired or [_____] Unemployed.

17. Have you, or any member of your family, ever been employed by, voluntarily served with, or applied to: (CIRCLE all that may apply.)

- a. Federal law enforcement agencies (FBI, ATF, DEA, Secret Service, DHS, ICE, etc.)
- b. State, County or City law enforcement agencies (sheriff, city police department, highway patrol, game enforcement, etc.)
- c. Any prison or jail
- d. Any probation parole department Security guard service
- e. Department of Justice
- f. Department of the Treasury
- g. Private investigation agency
- h. U.S. Customs Service
- i. Any foreign consulate or embassy
- j. Any prosecutor's office, state or federal Any attorney general's office
- k. Any court, state or federal
- l. Any defense attorney (public or private)
- m. Any private law office
- n. Any public law office (e.g., American Civil Liberties Union, Oregon Justice Resource Center)

18. Have you ever been a member of, volunteered, or donated to a politically-oriented organization (CIRCLE all that may apply):

- a. Republican Party
 - b. Democratic Party
 - c. Socialist Party
 - d. Libertarian Party
 - e. Taxpayer Association of Oregon
 - f. Right to Life Foundation
 - g. League of Woman Voters
 - h. American Civil Liberties Union
 - i. Oregon Justice Resource Center
 - j. Woman's March
 - k. Ceasefire Oregon
 - l. March for Our Lives
 - m. Moms Demand Action
 - n. Everytown
 - o. Oregon Alliance for Gun Safety
 - p. Rose City Antifa
 - q. Any voter registration project (e.g., Bus Project)
- Which one? _____

19. If you have circled any category above in question 18 regarding a family member, please identify the person(s), their relationship to you and the circumstances: _____

20. Please explain anything about the above employment, volunteer or donation experiences identified in question numbers 17-18 that you feel may affect your ability to act as an impartial juror in this matter: _____

21. Have you ever been in any military service (active duty, reserves, National Guard) of the United States of America or any foreign country? [] YES [] NO

a. If you answered yes, please answer the following:

- i. In what branch did you serve: _____
- ii. Dates of active duty service: _____
- iii. Nature of Discharge: _____

22. Has your spouse/partner or significant other ever been in any military service (active duty, reserves, National Guard) of the United States of America or any foreign country?

a. If you answered yes, please answer the following:

- i. In what branch: _____
- ii. Dates of active duty service: _____
- iii. Nature of Discharge: _____

23. What is the highest grade or degree in school that you completed? _____

a. Which schools(s) did you attend? _____

24. Have you, a spouse/partner or someone else living in your household, ever had training in:

a. Psychology, Psychiatry or Counseling [] YES [] NO

i. If yes, please describe: _____

b. Religion/Theology [] YES [] NO

i. If yes, please describe: _____

25. List any other organizations or groups of any kind which you have at any time been a member, been associated with, or donated money to:

a. Current: _____

b. Past: _____

26. Do you consider yourself politically active? [] YES [] NO

a. If yes, please describe: _____

27. Do you consider yourself to be [] Liberal [] Moderate [] Conservative?

28. Have you ever run for political office? [] YES [] NO

a. If yes, please describe: _____

29. Are you registered to vote? [] YES [] NO

30. Are you acquainted with any person who is on call for jury duty for this case or who you saw report for jury duty with you today? ☐ Yes ☐ No ☐ Possibly

a. Please explain: _____

31. What are the most prevalent causes of crime in our community?

32. Are there any types of crimes which are not properly punished by the criminal justice system? ☐ YES ☐ NO

a. If yes, please describe: _____

33. What sort of conduct would you describe as “violent”? _____

34. Describe your understanding of your constitutional right to free speech:

35. Is your freedom of speech important to you? ☐ YES ☐ NO

a. Why or why not: _____

36. Have you ever participated in a “free speech rally”? ☐ YES ☐ NO

a. If yes, please describe: _____

37. Has anyone ever interfered with your freedom of speech? ☐ YES ☐ NO

a. If yes, please describe: _____

38. Should “hate speech” be illegal? [] YES [] NO

a. If yes, please describe: _____

39. How do you define “hate speech”? _____

40. Have you ever participated in a political protest or rally? [] YES [] NO

a. If yes, please describe: _____

41. Have you ever seen someone interfere with another’s freedom of speech? [] YES [] NO

a. If yes, please describe: _____

42. Have you ever interfered with the free speech of others? [] YES [] NO

a. If yes, please describe: _____

43. Do you have an opinion about groups such as Antifa or Patriot Prayer? [] YES [] NO

a. If yes, please describe: _____

44. Have you attended or participated in an event or protest where Antifa members were present? [] YES [] NO

a. If yes, please describe: _____

45. Do you believe that Antifa is good for Portland? [] YES [] NO

a. Please explain why: _____

46. What bumper stickers or signage do you and/or your family members have on your vehicles? _____

47. How do you keep up on current events? _____

48. What are your news sources? _____

49. What periodicals, magazines or publications do you read regularly? _____

50. Have visited any of the following websites in the last three months?

- a. Salon.com
- b. HuffingtonPost.com
- c. Politico.com
- d. TheHill.com
- e. Slate.com
- f. DailyKos.com
- g. MotherJones.com

51. Do you watch television? What are your favorite three programs? _____

52. What news broadcasts do you watch or listen to? _____

53. Have you ever written a letter to the editor? [] YES [] NO

a. If yes, please describe: _____

54. Have you ever made a posting on social media with political content? ☐ YES ☐ NO
If yes, please circle the social media platform and identify your screen name

- a. Twitter (_____)
- b. Instagram (_____)
- c. Facebook (_____)

55. Have you ever had any problems with others due to a difference in racial, ethnic, or cultural backgrounds? ☐ YES ☐ NO

- a. If yes, please describe: _____

56. Do you hold any religious beliefs that will impact your ability to be fair and impartial in this case? ☐ YES ☐ NO

- a. If yes, please describe: _____

57. Is there anything about your opinions of the law that would impair your ability to render a fair and impartial verdict for either the State or the defendant? ☐ YES ☐ NO

- a. If yes, please describe: _____

58. Have you heard anything from any source about this case prior to coming to court today?
☐ YES ☐ NO

- a. If yes, please describe: _____

- b. If yes, please list sources of information (news, social media, etc.):

59. Based on anything you may have heard about this case, from any source, have you formed any opinion(s) about this case? ☐ YES ☐ NO

a. If yes, please describe: _____

60. Can you be impartial in this matter? ☐ YES ☐ NO

a. If NO, please describe: _____

61. Can you follow the law as instructed by the court? ☐ YES ☐ NO

a. If NO, please describe: _____

62. Witnesses in the trial may include the owner of Cider Riot, Abram Goldman-Armstrong, and some of those present that day, including Heather Clarkson, both of whom are represented by Juan Chavez. Are you familiar with any of these individuals?
☐ YES. ☐ NO

a. If yes, please describe: _____

63. Do you have any personal beliefs that you did not state above that would make it difficult for you to sit on this case?

a. If yes, please describe: _____

64. If a member of your family were charged with a serious crime, would you want someone just like yourself as a juror on their case? [] YES [] NO

a. If NO, please describe: _____

65. Is there anything not covered by this questionnaire that you feel we should know about you?

a. If yes, please describe: _____

SIGNATURE UNDER PENALTY OF PERJURY: The undersigned does hereby declare, under penalty of perjury, that the answers given herein are true and correct to the best of my knowledge and belief.

Juror Number: _____

Signature: _____

Printed Name: _____

State: _____ City: _____ Date: _____