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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,) CRIMINAL ACTION FILE
v.) NO. 1:22-CR-00171-MLB
) VOLUME 1
CARL DELANO TORJAGBO)
also known as)
KARL LUCIUS DELANO,)
)
Defendant.)
_____)

BEFORE THE HONORABLE MICHAEL L. BROWN
TRANSCRIPT OF PROCEEDINGS
JULY 21, 2025

Proceedings recorded by mechanical stenography
and computer-aided transcript produced by

JANA B. COLTER, FAPR, RDR, CRR, CRC
Realtime Systems Administrator
Official Court Reporter
1949 U.S. Courthouse
75 Ted Turner Drive, SW
Atlanta, Georgia 30303
(404) 215-1456

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA

1 APPEARANCES:

2 For the Plaintiff: OFFICE OF THE U.S. ATTORNEY
3 (By: Kelly K. Connors
4 Nicholas L. Evert)

5 For the Defendant: LAW OFFICE OF L. BURTON FINLAYSON
6 (By: L. Burton Finlayson)

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P R O C E E D I N G S

(Atlanta, Fulton County, Georgia, July 21, 2025, in open court.)

THE COURT: Okay. We are here to start the jury trial in the *United States v. Carl Torjagbo*.

May I have appearances starting with counsel for the United States?

MS. CONNORS: Good morning, Your Honor.
Kelly Connors and Nicholas Evert for the United States. And we're also joined at counsel table by our two paralegals as well as our FBI agent and IRS CI agent.

MR. FINLAYSON: Good morning, Your Honor.
Leigh Finlayson for Mr. Delano, joined by Mr. Delano.

THE COURT: Okay. Is that how you want me to refer to him in front of the jury is Delano, Mr. Delano?

MR. FINLAYSON: Yes, sir.
THE COURT: Okay. A couple of housekeeping matters.
We have a jury -- jurors coming in at 9:30.

Anything you-all want to talk about?
I'm going to go through the various motions that I've already denied or discussed, but is there anything in addition to that that y'all want to talk about?

MS. CONNORS: Yes, Your Honor.
I think there's going to be one issue for the parties

1 related to the odd -- the custodial interview recording.

2 And then the other thing I just wanted to ask the
3 Court, we do have case agents who are not testifying, so the
4 qualifying questions include two agents who are testifying,
5 but I did not know if the Court wanted to also include anyone
6 who at any point may be sitting at counsel table with us.

7 THE COURT: I think we ought to. If they're going to
8 be seen in the courtroom associated with the party, I think we
9 ought to.

10 MS. CONNORS: Okay.

11 THE COURT: So who so far -- I'm sorry, tell me the
12 name of your FBI agent.

13 MS. CONNORS: Yes, Your Honor. This is Special Agent
14 Marcus Wondergum.

15 THE COURT: Wondergem?

16 MS. CONNORS: Yes, Your Honor, like Wonder,
17 W-O-N-D-E-R-G-E-M.

18 THE COURT: Okay.

19 MS. CONNORS: And then we also have IRS Special Agent
20 Holly Phan, that would be P-H-A-N.

21 THE COURT: And where is she?

22 MS. CONNORS: Seated right here.

23 THE COURT: Okay, great.

24 MS. CONNORS: AND then we have a TIGTA agent who I
25 think is mostly going to end up being outside of the

1 courtroom, but does the Court want to include --

2 THE COURT: Well, let me just ask you. Are you going
3 to read any of those -- are you going to read those names when
4 I ask you to introduce everybody?

5 MS. CONNORS: I certainly -- I may not for anyone who
6 would mostly be outside of the courtroom.

7 THE COURT: Well, I may have something outdated. I
8 have you as reading the name Scott Caruana.

9 MS. CONNORS: Carauna, yes, Your Honor. That is --
10 he was the original case agent.

11 THE COURT: Okay.

12 MS. CONNORS: But he is in the process of retiring
13 and he is an agent who would be testifying, so at the pretrial
14 conference, there was a request that he need be allowed to be
15 in the courtroom prior to his testimony.

16 THE COURT: Okay. So I'm going to turn to you at
17 some point this morning and ask you to introduce everybody who
18 is at counsel table or anybody else who might be in the room
19 associated with it.

20 Okay?

21 MS. CONNORS: Okay, Your Honor.

22 THE COURT: And I'm just going to ask you to
23 introduce all of them.

24 Or would you rather me do that?

25 MS. CONNORS: I'm comfortable doing it.

1 THE COURT: I'd prefer you to do it because I don't
2 want to mess up names.

3 Okay?

4 MS. CONNORS: Okay.

5 THE COURT: Anything else?

6 MR. FINLAYSON: Your Honor, I think she's hit a few
7 things. Regarding the agents, I wasn't -- I know we talked
8 about this at the pretrial conference --

9 First of all, I will invoke the rule of sequestration
10 or I do invoke the rule of sequestration.

11 My understanding of the rule is that they only get
12 one. I did not understand that they get to have like a case
13 agent at the table from every agency of the government.

14 THE COURT: I think they've got two, is that right,
15 that might testify?

16 MS. CONNORS: Yes. But to be clear, neither one of
17 these agents who are sitting at counsel table would be
18 testifying in the trial.

19 THE COURT: Oh, okay.

20 MS. CONNORS: So it is --

21 THE COURT: So then what does that matter?

22 The sequestration is not to keep it secret from
23 agents, it's to keep it secret from witnesses.

24 MR. FINLAYSON: And I guess the other part of that
25 rule then that I would also invoke is that they can't -- those

1 that are testifying, they cannot share testimony or they
2 cannot talk amongst themselves about what was said during the
3 trial. I believe that's part of the new amendment as well, so
4 I guess I would just remind everybody of that.

5 THE COURT: Okay.

6 MR. FINLAYSON: Okay. Regarding -- I can live with
7 that.

8 We do need to talk about the statement. There is
9 a -- there was an interview by Agent Caruana of Mr. Delano.
10 And the Court has already ruled that that is admissible.

11 My concern -- and cocounsel -- or the government
12 counsel and I have talked about this. There are some lengthy
13 statements from the agent, not from Mr. Delano, but from the
14 agent that I don't think are appropriate to be read to the
15 jury or to be played to the jury or told to the jury. They
16 would be hearsay, they would be burden shifting. There's some
17 confrontation issues as well, although he's going to testify,
18 but they are burden shifting and they are hearsay.

19 And I've asked them to not play those to the jury and
20 to redact them from the transcript. And so that's kind of
21 where we are about that issue.

22 THE COURT: Okay. So I think that typically when
23 you're talking about an interview, somebody is allowed to say
24 I told them this to ask them this. I'm assuming that's what
25 you're talking about, is they sort of made statements and then

1 asked him for his reaction to it or questioned him in the
2 light of them?

3 MR. FINLAYSON: It was more along the lines of we
4 have this, this and this and this on you. And we think you're
5 lying specifically to the actual -- actually, that's bullshit.
6 So there are lengthy paragraphs that are nice closing
7 arguments for the government, they're summations of what his
8 investigation may or may not have revealed. But he said these
9 things to Mr. Delano during the interview and it's those type
10 of things that I am objecting to.

11 THE COURT: I mean, so what's the hearsay or the
12 confrontation clause if that agent is going to be testifying?

13 MR. FINLAYSON: Well, it's definitely hearsay. I
14 think it's clearly a statement -- it's an out-of-court
15 statement made by -- you know, for the truth of the matter
16 therein.

17 THE COURT: No, it's made -- I think it's made for
18 confronting the witness to get the witness's reaction to it.

19 MR. FINLAYSON: Well, and that's --

20 THE COURT: All right. Why don't we do this, because
21 that's not going to be today, right?

22 MR. FINLAYSON: We don't need to -- we don't need to
23 talk about it today, yeah.

24 THE COURT: Is this going to be a transcript or a
25 recording?

1 MS. CONNORS: Sorry. Yes, Your Honor. The Court may
2 recall that we -- a transcript was prepared actually at the
3 Court's request --

4 THE COURT: Yes.

5 MS. CONNORS: -- related to this interview. And we
6 had advised during the pretrial conference that our plan was
7 to synch that transcript with the audio so that for
8 purposes -- demonstrative purposes while that is playing, the
9 jury would be able to follow along.

10 The original recording would -- without that
11 transcript synched up would be what goes back to the jury as
12 the actual evidence.

13 THE COURT: Okay. I'd like to see -- let me have a
14 copy of the transcript, not now, but at a break. And
15 highlight the portions that are at issue, so that we can talk
16 about it specifically. You've already got it?

17 MR. EVERT: I've got it, yes.

18 THE COURT: Okay. Perfect. All right.

19 MR. FINLAYSON: Or I can email one over.

20 THE COURT: Okay. Anything else that we need to talk
21 about in the next ten minutes?

22 MR. FINLAYSON: The only other thing I would flag
23 is -- and the government is aware, I had given them expert
24 notice. And I have an expert scheduled to fly in on
25 Wednesday.

1 I -- as the Court is probably well aware, and I put
2 it in my motion, the Criminal Justice Act, or the CJA is out
3 of money, so I do not want to fly an expert in here if they're
4 going to get him excluded.

5 So they haven't filed anything to exclude him at this
6 point, but I would -- I would ask that if they are going to, I
7 would ask that we address that sooner not later so we don't
8 fly him.

9 THE COURT: Okay. Let's do that at the end of the
10 day.

11 Did we talk about opening statements today or
12 tomorrow, witnesses today? We talk about that?

13 MS. CONNORS: Yes, Your Honor.

14 And the agreement was we would do openings and start
15 witnesses tomorrow.

16 THE COURT: Okay. That's what I thought we did, but
17 sometimes they run together, so I wanted to make sure.

18 All right. Okay. Anything else in that regard?

19 MR. FINLAYSON: That's it.

20 MS. CONNORS: Your Honor, in terms of the transcript,
21 we just handed up so the --

22 MR. EVERT: So they're --

23 MS. CONNORS: Sorry, go ahead.

24 MR. EVERT: There's two -- there's two sets of
25 highlighting. There's -- green is portions that we have

1 agreed we would be willing -- in an effort to avoid this --
2 having to raise this issue before the Court, portions that we
3 said we would be willing to redact.

4 And then the yellow portions are portions that the
5 defendant has requested to redact, but we do not agree to
6 redact.

7 THE COURT: Okay. Thank you.

8 All right. Let me go over some of the outstanding
9 motions that we have. Okay?

10 I denied several of these. And I did that -- I had
11 time to consider them, but I wanted to get you-all my answers
12 because they impacted the trial prep and wanted to get you
13 those as soon as I had reached a conclusion.

14 On the motion to continue the trial, which is Docket
15 197, I set this case for trial in April in last December. The
16 defendant had changed lawyers and I granted his motion to
17 continue the trial on March 3rd of this year until today.

18 On July 1st, the United States filed the third
19 superseding indictment. I will say that the changes to it
20 were minimal. The biggest change was that it dropped former
21 Count Three, the aggravated identity theft claim, over which
22 there was a number of different disputes. It also modified
23 former Counts I think Three and Four.

24 Are those now Two and Three?

25 MS. CONNORS: Yes, Your Honor.

1 THE COURT: To allege that the defendant used two
2 Social Security numbers he had obtained to file two fraudulent
3 tax returns.

4 The prior indictment and this indictment allege the
5 same wire fraud charges, that is the filing of two tax returns
6 on February 13th of 2021, and that they were fraudulent
7 because they reported fictitious wages, withholdings and
8 nonpassive losses from Kremkov Industries. That's
9 Paragraph 20 of the superseding and 18 of the third. I think
10 the difference being the dropping of two counts.

11 But at any rate, those were the exact same type of
12 wire fraud, the same wire fraud filing, which was the two tax
13 returns.

14 The only change being that while the second
15 superseding alleged that he had used a tax payor
16 identification number -- well, the second superseding said for
17 the first tax return, he used a Social Security and for the
18 second, he used a TIN.

19 The third superseding indictment merely explains that
20 he used a Social Security number with a different birthdate
21 for the second tax return. That's really the only change,
22 describing one of the tax returns as using a specific
23 Social Security and as the other using another specific
24 Social Security.

25 The defendant suggested that 18 U.S.C. 3161 mandated

1 a continuance, but as the United States notes, the Supreme
2 Court and the Eleventh Circuit have determined that does not
3 apply to superseding indictments, so that's one of the bases
4 for denying it.

5 The defendant also said he needed more time because
6 this was a, quote, new allegation of wire fraud, close quote,
7 but it's not a new allegation, the transactions are the same,
8 the fraudulent tax returns for the years at issue filed on the
9 date at issue.

10 There was also a claim about expecting new discovery.
11 The United States says it was ten pages. You know, I denied
12 this continuance on July 9th, which gave the defendant more
13 than 20 days to prepare for the trial. I think my math is
14 wrong. Yes, it gave them plenty of time to prepare for the
15 trial.

16 I'm assuming that the United States gave those
17 documents as they said they were going to do; is that right?

18 MS. CONNORS: We did, Your Honor.

19 THE COURT: Okay.

20 MS. CONNORS: And I think we pointed out in some of
21 our later filings as well that the information related to the
22 use of the two numbers and two different dates of birth had
23 always been elsewhere in discovery.

24 THE COURT: Right. Right. I haven't heard anything
25 more than that, that discovery was so overwhelming that it

1 prevented preparation.

2 MR. FINLAYSON: Just for the record, it was more --
3 more like 500 pages came across. There were -- yeah, 500
4 pages came across is what they sent, but...

5 MS. CONNORS: Not related to the difference of the
6 SSN.

7 THE COURT: Okay. Fair enough. I haven't heard
8 anybody that says now that they've not got it, Mr. Finlayson
9 has now come back now and said now that he's got it it's not
10 what the government said it would be, it's a different
11 landscape and it's too much to go through. So that would have
12 been a basis for a renewed motion to continue that was not
13 filed.

14 There was another motion to dismiss, this was Docket
15 197, claiming that Counts -- those same two counts raise
16 issues of duplicity, that is that one charge includes multiple
17 crimes.

18 The government -- I mean, they say this because each
19 includes wire fraud that claims using a different
20 Social Security number. The defendant alleges that these two
21 counts claim Mr. Delano or charge Mr. Delano obtained two
22 Social Security numbers with two different dates of birth and
23 that this is an allegation of prior and separate crimes, which
24 according to the discovery occurred in Florida and/or Texas,
25 not in Georgia.

1 That is a reference to, I believe, what he contends
2 to being a crime of getting false Social Security numbers.
3 But that is not the crime that's charged, of course. The
4 crime that's charged is the wire fraud crime, it's simply
5 being identified by two different Social Security numbers.

6 I do not believe, contrary to what the defendant
7 says, that there is a chance that the jury could either
8 convict him of fraud on the Social Security Administration, I
9 just don't think that's possible. We're going to define this
10 as the filing of the tax returns, not as the filing of
11 something to get a Social Security card or a Social Security
12 number.

13 I also don't think, contrary to what the defendant
14 argues, that there could be a, quote, non-unanimous jury
15 verdict, some concluding fraud on the Social Security
16 Administration and some concluding fraud on the IRS. That's
17 just not a very realistic possibility and we can charge the
18 jury around that.

19 The indictment is very clear that this is the
20 fraudulent tax returns in order to claim a refund, is that
21 right, that was never due?

22 MS. CONNORS: That's correct, Your Honor.

23 THE COURT: Yes. Not in order to get a Social
24 Security card.

25 There is some claim that this is going to muddy the

1 waters, I don't agree with that. At any rate, I think
2 Paragraphs 18 and 14 of the two different indictments show
3 that there is no risk of duplicity. And since he's not
4 charged with Social Security fraud, there's no concern about a
5 second prosecution.

6 The other claim was that there is some potential
7 violation of due process that he won't be protected from.
8 He's not charged with Social Security fraud here. I don't
9 know whether he could be charged with it later, perhaps he
10 could be charged with it later, but that won't be a claim
11 here, because he's not being charged with it in this instance
12 at all. Maybe he could, I don't know.

13 There's also a contention that there is -- that this
14 is somehow a violation of 404(b). I'll talk about that in a
15 minute under a different thing, but I don't think that it
16 does.

17 There's a motion to strike the surplusage, they want
18 the -- this is Document 207 that I denied.

19 And by the way, Mr. Finlayson, you can work on jury
20 instructions. You-all filed them before this amendment. So
21 if you want to modify them in any way to make this clearer,
22 just let me know. It would be fine and I think appropriate to
23 include an instruction that says there is no claim of illegal
24 activity in regards to the Social Security Administration or
25 something like that. I'm sure the two of you-all can work out

1 some instruction to make this even more clear than it will be
2 with the instructions as they've already been provided, which
3 I think are pretty clear that this is about fraudulent tax
4 returns on those two counts.

5 Docket 207 is a motion to strike surplusage. The
6 defendant wants to strike the reference in Counts Two and
7 Three to the fact that the tax returns were associated with
8 different dates of birth on the grounds that those allegations
9 are not material to the offense and that they might cause the
10 jury to convict the defendant of Social Security fraud.

11 I've already talked about why I don't think that is
12 any kind of a likelihood, there's no threat of confusion,
13 particularly with the good instructions that we already have
14 that you've provided me and the other ones that you-all can
15 work on if either party wants them.

16 I also think that the getting of two Social Security
17 numbers is part of this case. The indictment alleges that
18 they were filed on or about the same day, and therefore, the
19 two date of births distinguish between the two different tax
20 returns, and I think they provide potentially or maybe a jury
21 will conclude they provide probative evidence of fraud.

22 After all, how could someone think that they can file
23 two different tax returns for the same year under two
24 different Social Security numbers?

25 And the fact that he might have gotten those Social

1 Security numbers himself shows that this was not a mistake, so
2 I think it shows both the inextricably intertwined nature of
3 it and would make it admissible under 404(b).

4 And that takes us to the final, I think what is the
5 final issue, and that is the government has provided evidence
6 in Docket 196 that they intend to produce evidence -- or have
7 provided notice that they intend to produce evidence that the
8 defendant obtained those false Social Security numbers, that's
9 Document 196.

10 I'm not sure if the defendant challenges that beyond
11 his other motions, but I agree with the United States that
12 this evidence is inextricably intertwined with the offenses
13 charged. I think the evidence might be that he obtained false
14 identification as part of his plan to file two different tax
15 returns for the same year, or if it wasn't part of the plan,
16 at least it's part of the story that he might have done that,
17 if he did it.

18 I'm assuming the evidence is what the government
19 tells me it is, because that's the way I'm evaluating it. It
20 certainly shows the context and the setup of the crime, it
21 forms an integral part of the account of the crime and it's
22 necessary to a complete telling of the crime.

23 I also think -- so I think it would fall under the
24 Eleventh Circuit's discussion of inextricably intertwined. I
25 also believe it would show motive and lack of mistake and

1 would therefore be admissible under 404(b). Again, as I said
2 a moment ago, evidence, if it is that he obtained two
3 different Social Security numbers, might suggest to a jury
4 that he was planning to use them to file false tax returns,
5 maybe not, but that's what could be one thing.

6 And it would also show that he did not mistakenly
7 identify a false tax return. I mean, people can make mistakes
8 on tax returns and maybe they could even make a mistake about
9 identifying their own Social Security number, but when you do
10 two in one day with two different, it makes it seem a lot less
11 like a mistake if you can show that somebody specifically
12 applied for those different ones, so for those reasons, I'm
13 adding that to my prior orders on those issue.

14 You wanted to say something, sir?

15 MR. FINLAYSON: Just to clarify.

16 THE COURT: Yes.

17 MR. FINLAYSON: And not on the Court's ruling, I
18 don't want to argue this ad nauseam. But I would just point
19 out that the different Social Security numbers were obtained
20 some roughly 20 years before the crime that's charged in this
21 case, so --

22 THE COURT: Okay.

23 MR. FINLAYSON: So in terms of it showing a plan --

24 THE COURT: So it wasn't like he did it on Tuesday to
25 do something on a Thursday?

1 MR. FINLAYSON: Right.

2 THE COURT: So if it gets to a point where it's so
3 far away from that, then you can renew it at the time. I'm
4 going with what the United States alleged the evidence was.
5 If it's something different, then before it comes in, let's
6 talk about it.

7 Okay?

8 MR. FINLAYSON: Well, I just think -- I mean, I think
9 it's key to the Court's analysis that this -- in terms of
10 every -- in terms of all of this, in terms of the indictment
11 and the -- it's the birthdate issue that troubles me the most,
12 the two different birthdates.

13 THE COURT: Yes. How do you get your birthday wrong?

14 MR. FINLAYSON: Well, that's --

15 THE COURT: There's a lot of things I know and
16 there's a couple of things that I kind of know.

17 MR. FINLAYSON: Sure.

18 THE COURT: And then there's a couple of things that
19 I'm -- a lot of things that I'm not really sure about. I'd
20 put my birthday in really the very first like I'm pretty sure
21 I know. I'm sorry, I am certain I know my birthday.

22 MR. FINLAYSON: Were you there? I mean, were you
23 conscious?

24 THE COURT: I've certainly always said it's the same
25 thing. Maybe I've been to countries where they switched the

1 date and the year or the day and the month, but maybe -- if
2 that happened, let's talk about it, but otherwise, it's hard
3 to understand.

4 MR. FINLAYSON: Again, and I don't want to beat this
5 horse, but I think in terms of the Court's ruling on all of
6 these issues, they're all very related. And I just wanted to
7 make it clear that -- and I don't think the government
8 disputes this, it's in their pleadings as well.

9 The dates that those different socials were obtained,
10 one is like '97 and I think the other one is like early, you
11 know, 2000s, so there's no way that -- unless he's really
12 farsighted, there's no way that you could get two different
13 Social Security numbers 20 years in advance and go, yeah, 20
14 years from now, I'm going to do that.

15 THE COURT: Yes, I'm with you on that. So why is it
16 inextricably intertwined?

17 MS. CONNORS: Your Honor, because it does complete
18 the story. Without the two different socials, the Court's
19 right, it would have been difficult for the defendant to
20 actually be able to file both of those tax returns.

21 And the issue of, you know, that being connected with
22 the date of birth, I think, is what further establishes that
23 it is not a mistake, the defendant was aware of which date of
24 birth he was using with which Social Security number.

25 As we pointed out in our filings, we have been able

1 now to get certified records from various state and law
2 enforcement -- or state agencies that I think most
3 specifically and most importantly here would clearly show that
4 it was the defendant who was using both of those socials,
5 because we're talking about driver's license records where we
6 have the photograph of the defendant that was associated with
7 driver's licenses where he is using the one date of birth and
8 one social to get driver's licenses in Texas and Florida.

9 And then later, when that Social Security number
10 changes and he's got a different date of birth, then he's
11 using that to get a Georgia driver's license. And so we think
12 we've got strong evidence that it is, in fact, the defendant
13 using both of those Social Security numbers. And, you know,
14 to be clear --

15 THE COURT: And that would show that doing it for tax
16 returns was not accidental.

17 MS. CONNORS: Correct, Your Honor.

18 THE COURT: He used one at one time, he used another
19 at another time, it was sort of the way he did things and that
20 would show that it wasn't a mistake or an accident but rather
21 intentional?

22 MS. CONNORS: Yes, Your Honor.

23 And, Your Honor, I will note that I appreciate that
24 the Court has essentially ruled both that it is -- that it
25 qualifies as extrinsic evidence, but that it also could be

1 admissible under 404(b). I think that the way that --

2 THE COURT: I think the way that -- with
3 Mr. Finlayson's explanation, I think it's much more 404(b)
4 than intrinsic, because the intrinsic is sort of the story of
5 the crime, inextricably -- maybe inextricably intertwined with
6 the crime can go back as far as 20 years before, I suppose it
7 probably can in a case like this involving fraud in the using
8 of those things.

9 But Mr. Finlayson makes a good point that it's like
10 he might have been purely -- well, it might have been
11 completely unrelated to the plan and almost certainly was that
12 sometime later he would use it to commit fraud. It's still
13 sketchy, is my legal opinion about getting two Social Security
14 numbers.

15 But, Mr. Finlayson, this is why you might want to
16 have a jury instruction, so spend some time and tell me when
17 you want me to tell the jury that they are not -- that the
18 defendant is not on trial for having obtained two different
19 Social Security numbers. And that fraud on the Social
20 Security Administration for having done that is not part of
21 this case.

22 Okay?

23 MS. CONNORS: And, Your Honor, that's actually where
24 I was about to go, to say that since the Court had done the
25 ruling on both sides, I thought -- I think it is appropriate

1 for the Court at the point where that testimony would come in
2 related to acquisition of the two different Social Security
3 numbers that the Court give a limiting instruction.

4 I will say I think here the standard 404(b)
5 instruction is a little odd in terms of the facts of what's
6 going on here. So maybe it's that we can propose a little bit
7 of a tweak potentially to that language. But certainly I
8 think that it would be appropriate and the Court should give a
9 limiting instruction in light of the 404(b) ruling, the
10 Eleventh Circuit has made it very clear that if you don't,
11 it's reversible error, so we do want to make sure that comes
12 in.

13 The one thing that I would just --

14 THE COURT: So you-all work on the way that you-all
15 want me to tell the jury at the time.

16 MS. CONNORS: Yes, Your Honor.

17 And I know that they're there. And just one little
18 component of that, our witness with Social Security has -- the
19 majority of his testimony is not going to be related to the
20 acquisition of the two Social Security numbers, it is instead
21 going to be information about Social Security, taxes.

22 THE COURT: Yes.

23 MS. CONNORS: And other things that are reflected in
24 the PPP loan application and the two different tax returns.
25 So I would ask that the Court allow me to notify Your Honor

1 when we're at the appropriate point in his testimony, because
2 I think if the Court gives a limiting instruction at the
3 beginning, you're essentially giving a confusing
4 instruction --

5 THE COURT: Yes, I know.

6 MS. CONNORS: -- that would make it seem as if the
7 jury should not be considering any of his testimony for the
8 purpose of the specific crimes charged.

9 THE COURT: All right. So you-all tell me when and
10 help me with what, at least make a first proposal after
11 talking together, about what I ought to tell them. And I
12 always think it's good to tell them what they can't use it for
13 and also what they can use it for. And that's --

14 MS. CONNORS: Yes, Your Honor.

15 THE COURT: -- what the pattern instruction suggests,
16 but if it needs to be modified, y'all just let me know.

17 Okay?

18 MS. CONNORS: Thank you, Your Honor.

19 MR. FINLAYSON: Last thing before I -- before the
20 Eleventh Circuit says I waived it, in terms of explaining how
21 this happened, the government says we need to have -- to put
22 all of this information in the jury -- before the jury so they
23 can know how two got filed because, you know, otherwise it
24 might be impossible.

25 That -- that is not an appropriate reason, we submit,

1 to let this evidence in, because it happened, two returns got
2 filed. We're not going to get up here and say only one got
3 filed, two returns got filed, that is not an issue, that's not
4 at issue.

5 And to say that they must put in this intrinsic
6 evidence to show how it was possible, that's -- that's -- that
7 just doesn't -- I submit they don't need to complete that
8 story. It's sort of like the old officer getting on the stand
9 saying we're going to explain his conduct. Well, sometimes,
10 you know, the conduct isn't in question. We don't need to
11 explain how it happened.

12 THE COURT: Well, that's right. I think the
13 inextricably intertwined talks about the context and sets up
14 an integral part of the account or necessary for a complete
15 telling of it. But your 20-year time span might potentially
16 stretch that.

17 Although I do think that there is something left
18 there for the context of how he happened to have two that --
19 two Social Security numbers that allowed him to do this, it
20 ties him to it, and I think more so under the 404(b), it's
21 hard to think that it was a mistake when he had been using two
22 throughout his I guess adult or professional or whatever time
23 interacting with the government in terms of how he got
24 driver's licenses or things of that nature, that all of that
25 provides the fact that doing it this time was not a mistake or

1 something of that nature.

2 I also think there's very little chance of any type
3 of prejudice here. I mean, I don't think it's not like what
4 you're talking about is some egregious crime that's going to
5 shock the jury and prejudice them against him in terms of
6 getting a Social Security number.

7 It's not like it's something that -- I mean, it's
8 sort of, as I said, sketchy and odd to do, but it's not
9 something that is reprehensible and so that it grows a lot of
10 unfair prejudice.

11 It's fairly -- I don't know, in terms of in
12 comparison to using -- filing false tax returns for a made-up
13 company to get a couple of million dollars, or was it
14 \$3 million in tax returns, it's rather mundane. And I think
15 that certainly any prejudice can be controlled through a
16 proper instruction.

17 Okay?

18 All right. You-all ready for the jury to come in?

19 As I said before, I'm happy for you-all to turn
20 around and use the back table with your back to me so that you
21 can see the jury.

22 Let's bring them in and let's see how we can do this.

23 Y'all are going to need to clear the front row on
24 this side.

25 MS. CONNORS: And Your Honor, do you think it's okay

1 for the agents to leave or do you think you would want them to
2 stay in?

3 THE COURT: If you are going to introduce them, I'd
4 like them stand up so that they can be seen. And then if they
5 want to leave, they can or they can stay here for this or
6 maybe they can sit in the jury box. Well, probably not in the
7 jury box. If we need more room -- are there any interns here?
8 You-all can sit in the jury box if you-all want to in the
9 beginning. Yes.

10 So do a good job, y'all. We've got some interns and
11 law students here.

12 (Whereupon, the prospective jurors entered the
13 courtroom.)

14 THE COURT: Thank you very much.

15 All right, good morning, everybody.

16 My name is Mike Brown and I am the judge who will be
17 presiding over the trial on which we are about to select a
18 jury.

19 I want to start off our time with you by recognizing
20 that coming here today and going through this process may be
21 inconvenient to all of you. We all have other things we
22 probably would rather be doing today, and I understand that.

23 But serving on a jury or going through this process
24 is a very important part of the duties of citizenship. They
25 tell me that Thomas Jefferson said that it was the only anchor

1 by which our government can be held accountable to the
2 principles of the constitution. It really is the only way
3 that some disputes can be resolved by turning to people like
4 you-all.

5 Some judges, when I came on the bench, they gave me
6 things they said to jurors, and they said it was the best way
7 you could serve your country. I'm not sure that's true. My
8 father was a Vietnam Veteran in the Marine Corps, so I know
9 there are other more important ways, but it really is an
10 important thing to do and to be a part of. So I hope that you
11 will find it meaningful and rewarding and I appreciate you-all
12 being here.

13 I'll set an even lower standard, I'd like you to at
14 the end of the day say that was worthwhile, I enjoyed it, but
15 I hope you'll at least say it wasn't as bad as I thought it
16 would be. And I'm going to do my very best to try to make
17 this as easy as it can be on all of you.

18 We're going to start with asking you-all a bunch of
19 questions. This is what we call voir dire or what I would
20 normally say as voir dire, but then people make fun of me for
21 saying it that way, but it means to speak the truth, which is
22 what we're going to ask each of you to do over the next couple
23 of hours.

24 For most of the trial, other people will be talking
25 to you. It might be the lawyers, it might be witnesses, it

1 might be me from time to time, but whoever serves on our jury
2 will be primarily listening until the very end of the case.

3 This is the time in the process when you-all get to
4 speak, when you-all get to tell us a little bit about each of
5 you. These questions are intended to determine if you know
6 something about this case or the subject matter of this case,
7 to determine if you've had some life experience that might
8 touch on this case in some way, that might impact your ability
9 to be fair and impartial, because that is really the goal, to
10 make sure that we get a fair and impartial group of jurors who
11 can decide this case based upon the law and the facts and put
12 aside any prejudice or favoritism for either party.

13 The parties, both the government and the defendant,
14 have a right to be a part of this process and help select the
15 jury and these questions allow them to do that, so again, we
16 want to make this fair and impartial to all of you.

17 Here is how it's going to go. In a moment, I'm going
18 to ask Ms. Kelley to swear you-all in. It means you're going
19 to take an oath to tell the truth in the questions that we ask
20 you.

21 Then when she's done, I'm going to ask you some
22 questions about your ability to serve as a jury, general
23 questions, like where you live, things like that. And I'm
24 going to give you-all a chance to respond if anybody has
25 something to say about that.

1 Next, we will go down the row and everybody will have
2 a chance to speak.

3 Mr. Salaam.

4 PROSPECTIVE JUROR: Yes.

5 THE COURT: So you are our Juror Number 1, so you
6 have volunteered to go first.

7 PROSPECTIVE JUROR: Okay.

8 THE COURT: Do you-all have a piece of paper with a
9 list of questions?

10 PROSPECTIVE JURORS: Yes.

11 THE COURT: So in that part of the process,
12 Mr. Salaam, you'll go first. You'll just stand up, you'll
13 have a microphone and you'll answer the questions on that
14 piece of paper. I might ask you some follow-up, they might
15 ask you some follow-up, but set a good example so everybody
16 else knows what to do.

17 Okay?

18 PROSPECTIVE JUROR: Yes.

19 THE COURT: All right. After we've done that
20 process, then the parties get a chance to go over and ask you
21 some additional questions. There will be some follow-up from
22 time to time, but I have reviewed all of these questions to
23 make sure that they're all appropriate.

24 Let me say this, too, at the outset, if I or any of
25 the parties ask you a question that embarrasses you in any

1 way, it's not meant to. If there's something that you don't
2 want to talk about in front of everybody else, just tell me,
3 just say I'd rather answer this question later or more
4 privately or can I tell you about this later. There will be a
5 chance, we'll take a break, we'll excuse most of the people,
6 not everybody, but we'll excuse most of the people, all of
7 you-all will be excused and you can come back here just you
8 and tell us about that thing. We're not trying to embarrass
9 anybody, but we do need to get that information.

10 Okay?

11 Don't be shy to use that. One person will do it and
12 then other people will start doing it, so don't be shy to do
13 that, because we don't want to embarrass you.

14 Okay?

15 After that is done, we will then select from your
16 group the jury that will try this case.

17 Okay?

18 If you're not selected, don't be upset. It just
19 means that the jurors -- the parties in this case have
20 determined who they think can give the most fair and impartial
21 jury.

22 Okay?

23 I don't expect anybody to be upset that they didn't
24 get on the jury, but don't.

25 Okay. Any questions before we start?

1 All right. We will take breaks from time to time and
2 I'll talk to you about that. We'll go for a little bit and
3 then we'll take a break and we can stretch our legs or
4 anything like that. If anybody feels they need to sooner,
5 just raise your hand and we'll talk about it.

6 Okay?

7 So now I'm going to ask Ms. Kelley to swear you-all
8 in. So in a moment stand up, or right now, stand up and take
9 this oath. This is an oath to answer our questions
10 truthfully.

11 COURTROOM DEPUTY: Can you raise your right hand.

12 (Whereupon, the prospective jurors were sworn.)

13 COURTROOM DEPUTY: Thank you.

14 THE COURT: All right. Don't sit down. If you took
15 the oath and you said I do or you swore to the oath, then you
16 can sit down. If you didn't, keep standing up.

17 Okay?

18 All right. Everybody has sat down so that means
19 everybody has sworn to tell the truth in this process.

20 All right. Now what I'm going to do is I'm going to
21 give you a very brief description about what this case is
22 about. What I'm about to tell you is not evidence in any way
23 in this case. If you are selected to serve on this jury, you
24 will have to decide this case based upon the evidence you
25 hear. You will know what that evidence is because it will

1 mostly come from this chair right here.

2 Okay?

3 But it will be testimony from witnesses, it will be
4 exhibits, things of that nature. I'm simply going to read
5 this to you so you have an idea of what this case is about, so
6 that if you know something about this subject matter, we can
7 ask you about it or things of that nature, but, again, what
8 I'm going to read to you is not in any way evidence in this
9 case.

10 This is a criminal case. The defendant, Carl Delano
11 Torjagbo, also known as Karl Lucius Delano, is accused of bank
12 fraud, wire fraud and money laundering in regard to a
13 government program known as the Paycheck Protect Program.

14 The defendant has entered a plea of not guilty and he
15 is presumed innocent of all of the charges as this trial
16 begins. Let me go over that last part. He has entered a plea
17 of not guilty, and all of you must presume him innocent of all
18 of the charges in this case.

19 Do you understand that?

20 Okay. Based upon what you have heard, is there
21 anyone here who thinks they know anything about this case from
22 the three sentences I told you? Is there anybody who thinks
23 they know anything about this case whatsoever?

24 All right. I see no hands. Okay.

25 Now I'm going to ask you a series of other questions.

1 This case is supposed to take about five days to try.

2 Okay?

3 I will do all I can to move it along. I will try not
4 to waste your time. We will try to present things efficiently
5 to you, but it is expected to take about five days. I can't
6 promise you an exact date and time that this will conclude.

7 Does this fact present a problem to anybody here?

8 This is the time not when you tell me like I've got
9 kids with after-school things or things of that nature. This
10 is where you tell me that you have a surgery later this week
11 that was planned months ago or several weeks ago you bought
12 nonrefundable plane tickets for tomorrow or the day after
13 tomorrow.

14 Is there anybody who thinks that this five days is
15 not something that they can work with?

16 Okay. I see no hands.

17 All right. At this time I want to go over a number
18 of different people to determine whether anybody knows anybody
19 who might be involved in this case.

20 Is there anybody here who knows the United States
21 attorney for the Northern District of Georgia, Teddy Hertzberg
22 or Theodore Hertzberg? Anybody think they know that person?

23 Okay. I'm now going to ask the Assistant United
24 States Attorneys who works for Mr. Hertzberg if they will
25 introduce themselves and the people who are here with them.

1 This is the people who will be presenting the case on behalf
2 of the United States.

3 Ms. Connors.

4 MS. CONNORS: Good morning. My name is
5 Kelly Connors. I'm an Assistant United States Attorney here
6 in this district. My cocounsel is Nicholas Evert, who is also
7 an Assistant United States Attorney in this district.

8 We have two paralegals who will be assisting us
9 during this trial. We have Kendra Wilson and Alicia Holland.
10 We also have two case agents who will be assisting us during
11 this trial and you may see them sitting at counsel table or
12 otherwise in the courtroom with FBI Special Agent Marcus
13 Wondergem and we also have IRS CI Agent Holly Phan.

14 You may also see some additional agents who are at
15 the back of the courtroom who might come in and out helping us
16 with witnesses. We have FBI Special Agent Scott Baucom as
17 well as TIGTA Agent Amanda Stanwood.

18 THE COURT: Okay. Is there anybody here who thinks
19 they know Ms. Connors or Mr. Evert or anybody else that she
20 has just introduced?

21 MS. CONNORS: And, Judge, do you want me to do the
22 other two that will testify?

23 THE COURT: Oh, yes, please.

24 MS. CONNORS: They're not in the courtroom today, but
25 there are two agents who are expected to testify during this

1 trial. We have FBI Special Agent Scott Caruana and Social
2 Security OIG Agent Tyson Fowler.

3 THE COURT: Anybody here who thinks they know anybody
4 by those names?

5 Okay. Thank you.

6 Does anyone know any employees or has anyone or their
7 immediate family worked for the United States Department of
8 Justice or the United States Attorneys Office for the Northern
9 District of Georgia?

10 Okay. I'm now going to ask, Mr. Finlayson, if you
11 will introduce yourself and your client on behalf of the
12 defense.

13 MR. FINLAYSON: Good morning. I'm Leigh Finlayson,
14 also known as L. Burton Finlayson, my lawyer name. I grew up
15 in Decatur. This is Mr. Delano. We'll be with you for the
16 next week.

17 THE COURT: Thank you. Is there anybody here who
18 thinks they know either Mr. Finlayson or Mr. Delano?

19 Okay. Does anyone -- has anyone known anybody who
20 works for or has anybody here had a family member who has ever
21 worked for the law office of L. Burton Finlayson?

22 Okay. Thank you very much. I see no one.

23 All right. I'm now going to read you a list of names
24 of people who might appear as witnesses in this case. And I
25 want to know if any of you might know these people or think

1 you might know these people.

2 I'd ask counsel to listen to make sure that I'm not
3 missing anybody from the list.

4 Rosemarie Drake, Salvatore Hazel,
5 Adrienne Richardson, Monica Sweeten, Matt Bearden,
6 Kelli Carpenter, James H. Davis, Lee Horner, Kobina Oppong,
7 Dr. Solomon Owusu or Tom Thurmond.

8 Anybody think they know people by that name?

9 Counsel, have I left anybody out?

10 MS. CONNORS: No, Your Honor.

11 MR. FINLAYSON: No, sir.

12 THE COURT: Okay. Is there anyone here who has a
13 special disability or a problem that would make serving as a
14 member of this jury difficult or impossible?

15 So this is where like if you can't really hear or you
16 don't understand English well enough to follow what I've said
17 to you so far.

18 Anybody who has a problem like that?

19 All right. How about anybody who has childcare or
20 elderly -- or cares for an elderly person or someone with a
21 physical or mental disability that is so difficult or
22 burdensome that it makes being here difficult?

23 A lot of -- and I say this mostly about children, a
24 lot of people have children and you've got to balance things
25 to do with looking after your kids. I'm looking for something

1 more than that that would impose a personal burden that would
2 make it really hard to be here.

3 All right. I see no one. This is an easy-peasy jury
4 panel so far. All right.

5 Okay. Has anybody here been disqualified from
6 serving on a jury before? So not like not were you not
7 picked, but did you ever come down for something like this and
8 you were told, no, no, you can't serve on this jury for some
9 reason or another?

10 All right. Is there anyone who has religious or
11 other types of beliefs that discourages or prevents jury
12 service?

13 Okay. I see one juror.

14 Sir, would you stand up and tell us your name.

15 PROSPECTIVE JUROR: Juror Number 4, Wayne Kerr.

16 THE COURT: Talk to me.

17 PROSPECTIVE JUROR: Yes. I started with Jehovah's
18 Witnesses, and I don't believe in judging.

19 THE COURT: And so serving on a jury is discouraged
20 or precluded by your religious beliefs?

21 PROSPECTIVE JUROR: I don't understand that.

22 THE COURT: Tell me, what it is about Jehovah's
23 Witnesses that would prevent you from serving on this jury.

24 PROSPECTIVE JUROR: I believe that Jehovah is a
25 judge, so I don't --

1 THE COURT: Say that again. I'm sorry .

2 PROSPECTIVE JUROR: My belief is that Jehovist,
3 himself, is a judge.

4 THE COURT: And that no one else can serve as a judge
5 in a civil context? It's not a religious context, you're not
6 passing on somebody's worth or something like that, it's
7 simply whether or not somebody committed a crime by the
8 standard of proof required.

9 PROSPECTIVE JUROR: With my belief, yes, it matters
10 that you are the judge, definitely. I'm not comfortable in
11 the sense of it, even the discourse of the case or anything
12 like that. It's just my belief.

13 THE COURT: Okay. Thank you very much. I appreciate
14 it.

15 Anyone else have anything like that that they would
16 like to talk about?

17 PROSPECTIVE JUROR: Yeah. Juror Number 3. My name
18 is Gang lee. I am a professor of criminal justice and I have
19 contract teaching cyber crime, and so it's a little bit --
20 right, I don't -- I don't know about particular cases, but I
21 generally study about them. Yeah, yeah.

22 THE COURT: Okay.

23 PROSPECTIVE JUROR: Online for all of that online for
24 fraud and identity theft issues.

25 THE COURT: Okay. They are going to have a lot of

1 questions for you, I'm sure, about that.

2 But is there something about your religious or moral
3 beliefs that prevent you from serving?

4 PROSPECTIVE JUROR: No.

5 THE COURT: Okay.

6 PROSPECTIVE JUROR: I just mention about that.

7 THE COURT: That's great. And I appreciate you
8 telling me that. And I suspect they're going to have a load
9 of questions for you on that.

10 All right. Anyone else?

11 Okay. I'm going to go over this concept several
12 times. In this case, the jury will be asked to render a
13 verdict solely on the evidence presented and in the context of
14 the law as I provide it to you.

15 I will give you the instructions on the law and then
16 you will make a decision based upon the facts.

17 Is there anyone here who thinks they will not be able
18 to follow my instructions?

19 Is there anyone who thinks that they have beliefs or
20 notions or ideas about the law that they will not be able to
21 put aside in following my instructions? Anybody?

22 It's a important context. A lot of you might have
23 feelings about what you think the law should be or maybe even
24 think you know what the law is. But in this process, I will
25 tell you what the law is that you have to apply.

1 Is there anybody who thinks -- I'm asking this
2 again -- who thinks they will have difficulty applying the law
3 as I provide it?

4 Okay. Thank you.

5 And here's a really easy question. In order to serve
6 on the jury, you have to be a United States citizen and you
7 have to be 18 years old and you have to live in the Northern
8 District of Georgia, which is Cherokee, Clayton, Cobb, DeKalb,
9 Douglas, Fulton, Gwinnett, Henry, Newton and Rockdale
10 counties.

11 Is there anybody who doesn't meet those
12 qualifications?

13 Is there anybody here who is not a U.s. citizen, who
14 is not 18 years old or who does not live in one of those
15 counties?

16 Okay. Seems like the jury group did the right thing
17 in getting the right people here.

18 Mr. Salaam, are you ready?

19 PROSPECTIVE JUROR: Yep.

20 THE COURT: All right. Now is going to be a chance
21 for everybody to tell us a little bit about yourself. So
22 we're going to start with him and we're going to work down the
23 aisle. Wait until you get the microphone and then stand up
24 and tell us your name and your juror number as we go through
25 and then just go through the list of questions.

1 PROSPECTIVE JUROR: Okay. Good morning. I'm Terrell
2 Salaam, Juror Number 1. I live in Gwinnett County. This time
3 around, I've been living there for six years. I'm a project
4 manager for Sunbelt Rentals.

5 THE COURT: I'm sorry, for who?

6 PROSPECTIVE JUROR: Sunbelt Rentals.

7 Yes, I'm married. My wife works for Atlanta Public
8 Schools. I have five kids. Two are adults, one works for
9 AT&T and the other one is doing -- working through a temp
10 message agency right now and going to school.

11 I've never served on a trial, jury trial. I don't
12 have any close relatives or friends who have been arrested or
13 accused of committing a crime. I don't have anybody that's
14 been a victim of a crime, close relative or a friend.

15 Most TV shows -- I don't watch a lot of TV, mostly TV
16 I watch is going to be sports or cartoons and stuff with my
17 kids. And if I listen to the radio, it's typically going to
18 be sports talk.

19 THE COURT: What teams?

20 PROSPECTIVE JUROR: I'm a Philadelphia Eagles fan and
21 a New York Knicks fan and a New York Yankees fan.

22 THE COURT: What?

23 PROSPECTIVE JUROR: Yeah. I'm originally from New
24 Jersey. I'm not from Georgia.

25 THE COURT: That Yankees game on Saturday, that

1 Braves game on Saturday, that was hard, wasn't it? Did you
2 watch it?

3 PROSPECTIVE JUROR: I missed it. I was actually out
4 of town, so I just got back yesterday, so I didn't catch the
5 game.

6 THE COURT: Yes. I think it might have broke the
7 Braves. At any rate, okay. Thank you.

8 PROSPECTIVE JUROR: No problem.

9 THE COURT: Knicks, too?

10 PROSPECTIVE JUROR: Born and raised a Knicks fan.

11 THE COURT: Okay.

12 PROSPECTIVE JUROR: Good morning. My name is
13 Laura Deweese, Juror Number 2. I live in Henry County and
14 I've been there about 35 years. I am an assistant practice
15 administrator for DentFirst Dental care.

16 I am not married. I do have one 16-year-old
17 daughter. I have never served on a jury trial. I do -- I do
18 not have any close relatives or friends that have been
19 arrested or accused of a crime. I do not have a close
20 relative or friend that's ever been a victim of a crime.

21 I like to watch college football, medical dramas, and
22 some Sci-fi fantasy shows. And I really don't listen to the
23 radio, I usually just play my Apple playlist when I'm in the
24 car or listen to audio books.

25 THE COURT: What sci-fi shows?

1 PROSPECTIVE JUROR: What sci-fi. I like Star Trek.

2 THE COURT: Yes.

3 PROSPECTIVE JUROR: And other stuff.

4 THE COURT: That's all right. Okay. All right.

5 PROSPECTIVE JUROR: I'm Juror Number 3. My name is
6 Gang Lee. Yeah, I'm living in Cobb County. I'm a professor
7 in college. And I'm married. My wife is a stay-at-home
8 housewife. I have two children. And one is a manager of a
9 company. Another one is an educational program developer.

10 I haven't been serving the criminal trial as a jury.
11 Okay. And none -- yeah, I don't have any close relative or
12 friend committing crime. I don't have any relative or friend
13 that's been a victim of a crime, as I know.

14 TV show I regularly watch, there's not much I watch
15 on the TV, but sometime watching the Wheel of Fortune. Radio
16 station, I regularly listen to the NPR.

17 THE COURT: Okay. Let me ask you this. You said
18 before that you teach criminal justice, including on cyber
19 crimes --

20 PROSPECTIVE JUROR: Yes.

21 THE COURT: -- and identity stuff.

22 It is important that if you are selected in this case
23 that you be able to put aside your understanding of what the
24 law is and you follow the instructions on the law that I give
25 you, even if they are in conflict with what you believe the

1 law to be.

2 Can you do that?

3 PROSPECTIVE JUROR: I am not sure, right, that -- I
4 generally have -- understanding about some kind of cyber crime
5 case by case, so I cannot make any statement about that. I
6 just simply knowing that I have kind of a general knowledge on
7 the issue on the cyber crimes, especially, some that the law
8 lay, too, that online fraud or identity theft.

9 THE COURT: So you don't know anything about this
10 case so far, right?

11 PROSPECTIVE JUROR: Right.

12 THE COURT: I have not told you anything about
13 identity theft. Do you understand that?

14 PROSPECTIVE JUROR: Yeah, I understand that.

15 THE COURT: Okay. So my question to you is very
16 simple. If I tell you the law to apply, can you apply the law
17 as I give it to you rather than what you think the law to be?

18 PROSPECTIVE JUROR: Oh, yeah, yeah, yeah. Yeah, I
19 can do that.

20 THE COURT: Okay. You can, you can follow my
21 instructions on the law?

22 PROSPECTIVE JUROR: Right.

23 THE COURT: Okay. All right. Good. Thank you very
24 much, I appreciate it. They're going to have questions more
25 for you, but that's what I wanted to ask you now.

1 And by the way, counsel, I think I told you before,
2 if you want to do follow-up at this point, moderate follow-up
3 at this point, you can with any of the jurors on the topics
4 that we're touching on, but you'll have plenty of time to go
5 into it later.

6 Okay?

7 All right. Sir, thank you.

8 PROSPECTIVE JUROR: All right. My name is Wayne
9 Kerr, Juror Number 4. I live in Clayton County. I work at
10 Home Depot, 26 years. Not married. I do have two sons, one
11 here in Atlanta and one in Jamaica.

12 I've never served on a jury before. I don't have any
13 relative or anything arrested or accused of committing a
14 crime. I don't know any relative of mine commit a crime or
15 victim.

16 TV shows that I watch is sports most of the time and
17 the name is Stephen A. Smith, that guy that talks all the
18 time. I don't listen to radio most of the time, but I mostly
19 listen to my reggae music 24/7.

20 THE COURT: Thank you, sir.

21 PROSPECTIVE JUROR: Good morning. My name is
22 Je'Tavia Parks. I'm Juror Number 5. I stay in Clayton County
23 for probably like 25 years. I am a warehouse associate for
24 Target. Not married, don't have any kids.

25 Never served on a trial jury. Close relative, if you

1 could say like a first cousin close relative, then yes, but I
2 don't know the details of that situation.

3 I don't know if they were a victim, but I would say
4 no. I don't know.

5 TV shows, if I watch TV, it's probably like a game
6 show or, I mean, MLB is on right now, so I watch the Braves.
7 Radio stations, if I listen to the radio, then it will
8 probably be like R&B or gospel.

9 THE COURT: Did you say you had a cousin who was
10 accused of a crime?

11 PROSPECTIVE JUROR: Yes.

12 THE COURT: How long ago was that?

13 PROSPECTIVE JUROR: Oh, I would say probably right
14 before COVID maybe or around that time.

15 THE COURT: And how close were you with the cousin at
16 the time?

17 PROSPECTIVE JUROR: We grew up together, so we were
18 kind of close, but when we grew up, we became kind of distant,
19 so...

20 THE COURT: Was there anything about that process
21 that your cousin went through or what you knew about it that
22 would impact your ability to be fair to both sides in this
23 case?

24 PROSPECTIVE JUROR: That would impact it, no,
25 because --

1 THE COURT: Like you thought -- did you think your
2 cousin was treated unfairly?

3 PROSPECTIVE JUROR: I don't -- I would say no. I
4 don't know. I feel like he put himself in the situation and
5 they were kind of -- kind of private about it, so I didn't
6 know what happened, what he did, what he didn't do. But just
7 knowing like him, it was just like, I don't know, like a shrug
8 of the shoulder, okay, I don't know.

9 THE COURT: All right.

10 PROSPECTIVE JUROR: Yeah.

11 THE COURT: But that won't impact your ability to be
12 fair in this case?

13 PROSPECTIVE JUROR: No.

14 THE COURT: And if you don't watch -- do you watch
15 streaming shows?

16 PROSPECTIVE JUROR: Not really.

17 THE COURT: Okay. You're just not a TV person?

18 PROSPECTIVE JUROR: No. If it's on and somebody's
19 watching it, I'll watch it. Like right now my sister has me
20 watching Big Brother. My mom, she watch crime shows, so if
21 she's watching it, then I'm watching it, but to just sit down
22 and turn on the TV, no.

23 THE COURT: How about that show that was on from the
24 last couple of weeks?

25 PROSPECTIVE JUROR: Love Island?

1 THE COURT: Yes.

2 PROSPECTIVE JUROR: Yeah, I watched it.

3 THE COURT: I got her to admit it.

4 PROSPECTIVE JUROR: Yeah, I watched that one.

5 THE COURT: All right. It made me want to break my
6 TV. I would walk through and my kids would be watching that
7 show, so at any rate. Okay. Thank you.

8 Yes, ma'am?

9 PROSPECTIVE JUROR: My name is Juanneeka Smith. I
10 live in Clayton County. What do I do for a living, I'm a
11 nutrition worker. I never been married. I don't have any
12 kids.

13 I never served on a jury. I have a close friend, no,
14 commit a crime, no. I have close related friends have been a
15 victim of a crime, no.

16 What TV show do I watch, I regularly watch, my
17 favorite TV show is Stranger Things. And radio station, I
18 like listen to my playlist on my music.

19 THE COURT: Is that next Stranger Things coming out
20 soon?

21 PROSPECTIVE JUROR: Yeah.

22 THE COURT: Yes?

23 PROSPECTIVE JUROR: They're not going to be kids
24 anymore, it's going to be like the '90s.

25 THE COURT: Yes, ma'am.

1 PROSPECTIVE JUROR: Hi. Patricia King is my name.
2 I've been -- lived in Fulton County for 52 years. I train
3 dogs for a living. I am married to an architect. I have two
4 kids. They are not adults.

5 I have never served on a jury. No -- no to Number 7.
6 I'd like to answer Number 8 in private.

7 TV shows, I watch the news. I'm sorry. News, like
8 CNN and ABC news. And radio stations, I listen to XM radio
9 and just music.

10 THE COURT: Dog training, like regular dog training
11 for my dog or for --

12 PROSPECTIVE JUROR: Pet behavior modification. I
13 train service dogs.

14 THE COURT: Okay. How long have you been doing that?

15 PROSPECTIVE JUROR: 25 years.

16 THE COURT: Wow, okay. Very good. Thank you.

17 PROSPECTIVE JUROR: Thanks.

18 THE COURT: I have a dog but she may be --

19 PROSPECTIVE JUROR: Need some help?

20 THE COURT: Yeah.

21 PROSPECTIVE JUROR: I can help her.

22 THE COURT: Yes, she's fine. I don't know.

23 MR. FINLAYSON: Some say it's the owner, not the dog.

24 THE COURT: It could be. She and I are pretty tight
25 and I might have caused a lot of her issues.

1 At any rate, go ahead, please.

2 PROSPECTIVE JUROR: Good morning. My name is
3 Sherry Hunt. I live in Cherokee County and I've been there
4 for 24 years. I am the chief underwriting officer for a
5 commercial insurance company.

6 I am married. My husband is also an underwriting
7 officer for an insurance company. We have two adult children.
8 One is a teacher in Cherokee County High School, science. My
9 other daughter stays home.

10 I've never served on a jury trial. I have no close
11 relatives or friends that have been arrested or accused of a
12 crime. I have no close friends or relative that have been a
13 victim of a crime.

14 TV shows I watch regularly are Grey's Anatomy and any
15 medical drama. I also like The Crown, I'm into that right
16 now. And I don't really listen to the radio.

17 THE COURT: Okay. Thank you very much.

18 PROSPECTIVE JUROR: Thank you.

19 PROSPECTIVE JUROR: I'm Juror Number 9. My name is
20 Tommy Hughes. I live in Fulton County. I'm a CFO for a -- a
21 group -- oh, I don't know, I'm a CFO -- I just forgot what I
22 was talking about -- but I -- a real estate company.

23 My wife is -- I am married. My wife is in interior
24 designer. I have two children, one going to college next year
25 and a 12-year-old daughter.

1 I've never served on a jury. And unfortunately, I
2 have a whole side of my family that have been in trouble. I
3 don't think I've ever had a close relative or friend that's
4 been a victim of a crime. I always watch sports, sports on TV
5 is everything. And radio stations, I listen to all the
6 country music and classic rock.

7 THE COURT: What teams?

8 PROSPECTIVE JUROR: I'm sorry?

9 THE COURT: What teams?

10 PROSPECTIVE JUROR: I'm an Oklahoma boy, so Oklahoma
11 City is my team and my son is going to Georgia, so it's
12 killing me.

13 THE COURT: I like him already.

14 PROSPECTIVE JUROR: I'm wearing red, that's all I can
15 say.

16 THE COURT: Well, congratulations. That's great for
17 him. It's hard to do. I've done that a couple of times. You
18 walk in a college, you rip your heart out and you leave that
19 on a dorm bed and then you leave.

20 PROSPECTIVE JUROR: Yeah.

21 THE COURT: That's how it feels to me.

22 You said you had some family, a side of your family
23 that has always been in trouble.

24 PROSPECTIVE JUROR: It's my older sister and her kids
25 and grandkids.

1 THE COURT: Okay.

2 PROSPECTIVE JUROR: They're in Oklahoma.

3 THE COURT: Okay.

4 PROSPECTIVE JUROR: I've been gone for 30 years, so I
5 don't have anything to do with them.

6 THE COURT: Anything about that that will impact your
7 ability to be fair in this case to either side?

8 PROSPECTIVE JUROR: No.

9 THE COURT: Okay.

10 PROSPECTIVE JUROR: I mean.

11 THE COURT: You know a lot of people have that. But
12 the important thing is knowing that you can recognize that
13 that's not this case. And that there is nothing that you've
14 been through that would make you favor or disfavor either
15 side.

16 Any concerns you might have about that?

17 PROSPECTIVE JUROR: No, sir.

18 THE COURT: Okay. Thank you, sir.

19 Mr. Vaughan.

20 THE WITNESS: Hello. My name is Gregory Vaughan,
21 Juror Number 10. I live in DeKalb County, 24 years. I work
22 at a Walgreens while I'm going through college.

23 I'm not married, no kids.

24 Never been on a jury. No non-traffic related
25 incidents. No victims of a crime, anybody that I know,

1 actually.

2 TV shows, what do I watch? Depends on if I'm doing
3 something with the TV on in the room or if I'm actually paying
4 attention to it. You know, like I either listen to the
5 Discovery Channel or something or I'll be watching an
6 interview or something. And radio stations, just music.

7 THE COURT: Okay. Thank you, sir.

8 PROSPECTIVE JUROR: Um-hmm.

9 PROSPECTIVE JUROR: I am Juror Number 11. My name is
10 Adetomiwa Adeyeye. I have been in the United States for about
11 14 years. And I stay in Gwinnett County. I do IT support for
12 Henry County schools.

13 I am not married. I do not have any kids. Have I
14 been on a jury before, yes, it was a traffic incident.

15 Well, a friend of mine has been in a case before, but
16 I would rather speak about that privately.

17 THE COURT: Okay.

18 PROSPECTIVE JUROR: And no close relative of mine has
19 not been a victim of a crime. And for TV shows, I watch
20 Supernatural, Stranger Things and just, you know, sci-fi
21 stuff. And I mostly listen to podcasts, you know, Diary of a
22 CEO, just regular stuff.

23 THE COURT: Okay. To follow up on your serving on a
24 jury. That was a civil case, did you say, it was a traffic
25 offense, like an accident?

1 PROSPECTIVE JUROR: Yes, it was.

2 THE COURT: Two people, two private people that were
3 in an accident?

4 PROSPECTIVE JUROR: Yeah.

5 THE COURT: And did the jury that you have served on,
6 did they reach a verdict? Don't tell me what it was, but did
7 you-all reach a conclusion?

8 PROSPECTIVE JUROR: Yes, we did.

9 THE COURT: Were you the foreperson of that jury?

10 PROSPECTIVE JUROR: I was not.

11 THE COURT: Okay. Now, if that was a civil case,
12 there's a burden of proof in that case. Do you understand
13 what I'm talking about?

14 PROSPECTIVE JUROR: Yes, sir, I do.

15 THE COURT: Okay. I'm going to tell you that this
16 being a criminal case has a higher burden of proof called
17 beyond a reasonable doubt.

18 Okay?

19 Do you think you can follow that instruction and
20 apply the burden of proof that I give you, not leaning on your
21 prior experience, which was a civil case?

22 Do you think you can do that?

23 PROSPECTIVE JUROR: Yes, I can. Yes.

24 THE COURT: Okay. All right. What's your favorite
25 podcast?

1 PROSPECTIVE JUROR: Diary of a CEO.

2 THE COURT: All right. Very good. I'm always
3 looking for a new one. When I walk that dog, I need something
4 to calm me. Go ahead, please.

5 PROSPECTIVE JUROR: Hello. My name is Jamie Daring.
6 I reside in Cobb County. I am a senior intel and acquisition
7 inclusion and diversity manager for a tech company.

8 I am married. I have two children, one is an adult,
9 he's in school, the other is in elementary school.

10 I've never served on a jury trial. And Number 7 is
11 yes. I would love to provide the answers in private.
12 Number 8 is also a yes, again, I would provide the additional
13 details in private.

14 The TV shows that I regularly watch is Beyond the
15 Gates, Sisters, BMF, The Shy. And the radio station that I
16 listen to the most is The Heat on Sirius.

17 THE COURT: Okay. Thank you very much.

18 PROSPECTIVE JUROR: Hi. I'm Kayla Doris. I live in
19 Gwinnett County for like ten years. I'm unemployed. I'm a
20 full-time college student in Albany -- in Albany, Georgia, and
21 I go to Albany State University. My major is in -- I'm in
22 forensic science.

23 I'm not married. I do not have any children. I have
24 never served on a trial jury. And I stutter, by the way, so
25 if I pause, I might stutter, I have a speech problem, but...

1 I don't have any close relative or friend who has
2 been arrested or accused of committing a crime. I have never
3 been a victim of a crime.

4 And I don't really watch TV like that and I don't
5 listen to the radio. I just plug up my phone.

6 THE COURT: Okay. You're studying forensic sciences?

7 PROSPECTIVE JUROR: Yes, sir.

8 THE COURT: Does that mean you want to go into law
9 enforcement in some way?

10 PROSPECTIVE JUROR: Absolutely.

11 THE COURT: Okay. So it's important that as you go
12 through this process that you keep in mind that regardless of
13 what you might be learning, that I will give you the
14 instructions to apply in this case.

15 PROSPECTIVE JUROR: Um-hmm.

16 THE COURT: Do you think you can do that?

17 PROSPECTIVE JUROR: Absolutely.

18 THE COURT: There might be some day when you're more
19 engaged and you understand a little bit more about the
20 process. But for now, I just want to make sure that you
21 understand that you've got to put aside what you might be
22 learning in an area that seems like it could touch on criminal
23 justice And apply the law as I give it to you.

24 PROSPECTIVE JUROR: Yes, sir.

25 THE COURT: All right. Thank you very much. I

1 appreciate you.

2 PROSPECTIVE JUROR: Good morning. My name is Yolanda
3 Ogedengbe. I live in Cobb County my whole life. I'm a
4 registered nurse. I just graduated so I don't start working
5 until next Monday.

6 I'm not married. I have no children. I've never
7 served on a trial jury. For 7, no, I don't have any friends
8 or relative that's been arrested. And I've never had a friend
9 or relative be a victim of a crime.

10 I don't really watch TV, maybe reality TV in the
11 background or something, and I don't really listen to the
12 radio either.

13 THE COURT: Where did you go to nursing school?

14 PROSPECTIVE JUROR: Georgia State.

15 THE COURT: All right. And are you going to be in a
16 specialty at Piedmont?

17 PROSPECTIVE JUROR: Neuro.

18 THE COURT: Neuro, really. Oh wow, that's exciting.

19 PROSPECTIVE JUROR: Thank you.

20 THE COURT: Oh, well, good luck. I appreciate you
21 spending your one week off with us.

22 PROSPECTIVE JUROR: Thank you.

23 THE COURT: Thank you.

24 PROSPECTIVE JUROR: Hi. My name is Cynthia Hines. I
25 live in Cobb County for about a year. Previous to that, I was

1 in Fulton County about 24 years. I am a retired operational
2 risk analyst for a bank.

3 I am married. My husband is a retired physician.
4 Two children, they're engineers. I did serve on a civil case
5 a long time ago when I lived in Charlotte, North Carolina.

6 No close relatives arrested or victims.

7 TV, I watch the Bear lately, sports because I live in
8 a home with boys and men, and I don't really listen to the
9 radio, I listen to audio books.

10 THE COURT: When you were on the jury, was that a
11 criminal case or a civil case?

12 PROSPECTIVE JUROR: I think it was civil.

13 THE COURT: Okay. Were you the foreperson on the
14 jury?

15 PROSPECTIVE JUROR: No.

16 THE COURT: Did the jury reach a verdict?

17 PROSPECTIVE JUROR: Yes.

18 THE COURT: Can you put aside your experience there
19 and follow the instructions that would come out in this case?

20 PROSPECTIVE JUROR: Yes.

21 THE COURT: Okay. All right. Thank you very much.

22 PROSPECTIVE JUROR: I'm Ryan Smith, Juror Number 16.
23 I live in Cobb County, been here about six years. Just got
24 done playing football in college, so I don't -- I'm not doing
25 anything right now.

1 Not married. Don't have any kids. Never served on a
2 trial jury. For Number 7 and Number 8, that's a no.

3 For Number 9, I watch Suits, some dating shows on
4 Netflix and some sports. And I don't listen to the radio.

5 And I think you might have touched on this earlier,
6 but I forgot to mention both of my parents were federal
7 agents, so I don't know if that's any conflict.

8 THE COURT: Okay. Your parents were federal agents
9 with who or with what agency?

10 PROSPECTIVE JUROR: My mom was in the FBI for just
11 about most of my life until we moved back here to Georgia,
12 like -- it was like maybe 2015 when we came back. And then my
13 dad is in the DEA and he's retiring this year.

14 THE COURT: Where does your father live, where do
15 your parents live?

16 PROSPECTIVE JUROR: Where do they live?

17 THE COURT: Yes.

18 PROSPECTIVE JUROR: So they started out in South
19 Carolina, then went to Miami, had -- came to Atlanta, that's
20 when I was born, went to Charlotte and then came back to
21 Atlanta.

22 THE COURT: And they live in Atlanta now?

23 THE WITNESS: Yeah.

24 THE COURT: Is he with the DEA in Atlanta?

25 PROSPECTIVE JUROR: I believe so.

1 THE COURT: In this building?

2 PROSPECTIVE JUROR: I -- I have no clue. I think it
3 might be. I have no clue.

4 THE COURT: All right. Well, they might have
5 additional questions for you.

6 Let me ask you this, so your parents, your mom, how
7 long ago did she leave the FBI?

8 PROSPECTIVE JUROR: How long ago did she leave?

9 THE COURT: Yes.

10 PROSPECTIVE JUROR: I want to say maybe like ten
11 years ago.

12 THE COURT: Okay. So they work with the
13 United States, right?

14 THE WITNESS: Um-hmm.

15 THE COURT: In those positions, your mom and your dad
16 both would have worked with federal prosecutors, I would
17 assume.

18 PROSPECTIVE JUROR: Um-hmm.

19 THE COURT: Do you think you can put that aside and
20 be fair to both sides in this case?

21 PROSPECTIVE JUROR: Yeah, I can.

22 THE COURT: Do you think the fact that your dad might
23 currently work with federal prosecutors would make you favor
24 the prosecutors in this case, the Assistant United States
25 Attorney?

1 PROSPECTIVE JUROR: Potentially, but...

2 THE COURT: Okay. Do you think you could put that
3 aside if you know it might?

4 PROSPECTIVE JUROR: Yeah, I can put that aside.

5 THE COURT: I'm going to let them follow up on some
6 questions like that.

7 Is that a Duke shirt?

8 PROSPECTIVE JUROR: Yeah, I went to Duke.

9 THE COURT: Is that where you played football?

10 PROSPECTIVE JUROR: Yes, sir.

11 THE COURT: I am married to a lifelong Tar Heel.

12 PROSPECTIVE JUROR: They got the bell back this year,
13 though.

14 THE COURT: Yes, they did. They did. And I have
15 some affinity to Wake Forest as well.

16 PROSPECTIVE JUROR: Oh.

17 THE COURT: So.

18 PROSPECTIVE JUROR: That's tough.

19 MR. FINLAYSON: Cause?

20 THE COURT: What's that?

21 MR. FINLAYSON: Cause?

22 THE COURT: No. I have a lot of feelings for Duke,
23 but it's mostly basketball related.

24 What are you going to do now? You graduated this
25 year?

1 PROSPECTIVE JUROR: So I graduated in 2024, but I had
2 a fifth year because of COVID, so I ended up playing another
3 year.

4 And right now, I'm just really trying to figure out
5 like if I want to move to New York with the rest of like the
6 alumni or go to Miami or go out west and basically just start
7 fresh and where I don't know anybody, so...

8 THE COURT: Well, that's good for you. Y'all had a
9 good team a couple of those years you were there.

10 PROSPECTIVE JUROR: Um-hmm. Oh, yeah. They're
11 probably going to have a pretty good team this year, too.

12 THE COURT: Are they? Okay. Well, congratulations.
13 I appreciate it. Thank you.

14 They're going to ask you some more questions about
15 your parents.

16 And, by the way, I appreciate you circling back on
17 that.

18 PROSPECTIVE JUROR: Yes.

19 THE COURT: All right. Go ahead, please.

20 PROSPECTIVE JUROR: Good morning. My name is Tamela
21 Dodson. I am Juror Number 17. And I live Henry County, been
22 there for 22 years. I'm an HR executive for Monster Energy
23 Company.

24 And I am married. My husband owns his own logistics
25 business delivering car parts. I do have three adult

1 children, three sons.

2 I've never served on a trial jury. I do want to
3 answer Questions 7 and 8 in private.

4 And Question 9, I love watching Fatal Attraction,
5 2020, Married to Real Estate and Sirius XM is the radio
6 stations that I listen to.

7 THE COURT: Tell me what your adult sons do.

8 PROSPECTIVE JUROR: Yes, so physical therapy for the
9 VA, master barber and then also warehouse.

10 THE COURT: And is Monster Energy, is that the drink
11 company?

12 PROSPECTIVE JUROR: It is.

13 THE COURT: Are they based here in Georgia?

14 PROSPECTIVE JUROR: No, actually based in Corona,
15 California, so I'm out there every other week.

16 THE COURT: Got it. Okay. Thank you very much. I
17 appreciate it.

18 PROSPECTIVE JUROR: Hello. My name is Shavara
19 London, I am Juror Number 18. I live in Fulton County. I've
20 lived there since 2008. I am a teacher in Clayton County.

21 I am married. I have one daughter who is a senior
22 this year. I've never served on a trial jury. Question
23 Number 7, I would like to answer in private. Question Number
24 8 is no, I don't have a relative or a friend that's been the
25 victim of a crime.

1 Number 9, I mainly watch sports shows. I'm from
2 Louisiana, so I'm an LSU fan. And radio stations, I mainly
3 listen to my phone in the car.

4 THE COURT: What grade do you teach?

5 PROSPECTIVE JUROR: I teach fifth grade. I'm a math
6 coach.

7 THE COURT: Well, I wish you luck with a senior.
8 That's a hard time.

9 PROSPECTIVE JUROR: It is.

10 THE COURT: Good luck with that. Thank you.

11 PROSPECTIVE JUROR: Hello. My name is Lise Dixon and
12 I'm Juror Number 19. I have lived in Cobb County for 21
13 years. I'm a retired nurse, oncology.

14 THE COURT: Congratulations.

15 PROSPECTIVE JUROR: Thank you.

16 I am married. My husband is the owner and COO of a
17 self-storage development and management company. No kids.

18 Never been on a jury. 7 and 8 are no.

19 I watch Science Channel, Air Disasters, crime shows,
20 HGTV and the radio when I'm in the car is '70s, '80s, '90s,
21 Beetles, whatever.

22 THE COURT: Okay. Thank you very much.

23 PROSPECTIVE JUROR: Um-hmm.

24 PROSPECTIVE JUROR: Good morning. Juror Number 20,
25 Jose Mendoza. And I live in Cobb County, originally from

1 Miami, Florida, but I've been here since '96. Oh, sorry. Do
2 you want me to repeat everything again?

3 THE COURT: No.

4 PROSPECTIVE JUROR: Oh, gotcha. I am married, my
5 wife, she's a homemaker right now. We do have two boys, both
6 in college, one at UGA, one at KSU.

7 I've never served on a jury trial before. And
8 Number 7 is no. Number 8, I don't know if this counts, my
9 wife had her purse stolen and was a victim of identity theft,
10 and we had to deal with that, that was very painful.

11 Number 8 -- what -- yeah, that was Number 8.

12 TV shows, I like gangster shows, like MobLand. I
13 also watch a lot of sports, go Dolphins, Hurricanes, Heat.
14 And I like the Panthers, too, just won, so...

15 Music just, you know, regular, no radio stations,
16 just music.

17 THE COURT: Tell me what you do. It says director of
18 security compliance.

19 PROSPECTIVE JUROR: Oh, I'm sorry. I missed that
20 one. Yes, sir, senior director for a cyber security firm. We
21 do data protection, so backup systems and try to keep our
22 customers from being hacked or victims of cyber security.

23 THE COURT: Okay. Thank you very much. Appreciate
24 it.

25 PROSPECTIVE JUROR: Thank you.

1 PROSPECTIVE JUROR: My name is Dennis Hunter. I've
2 stayed in Clayton County. I mix concrete for a living.

3 I'm single, no kids.

4 I served on a jury trial before. And 7 and 8, I'd
5 like to answer that later.

6 I like crimes shows and drama and FM Sirius.

7 THE COURT: Did you tell me you have served on a jury
8 before?

9 PROSPECTIVE JUROR: Yes.

10 THE COURT: How long ago was that?

11 PROSPECTIVE JUROR: Oh, about four years ago.

12 THE COURT: Was it a civil case or a criminal case?

13 PROSPECTIVE JUROR: Criminal.

14 THE COURT: Okay. And were you the foreperson?

15 PROSPECTIVE JUROR: Pardon me?

16 THE COURT: Were you the foreperson of the jury?

17 PROSPECTIVE JUROR: No.

18 THE COURT: And did your jury render a verdict? Did
19 you reach a verdict?

20 PROSPECTIVE JUROR: Yes.

21 THE COURT: Okay. Thank you, sir.

22 PROSPECTIVE JUROR: Um-hmm.

23 PROSPECTIVE JUROR: Good morning, I'm Artanjey Clark.
24 I am Juror Number 22. I live in Fulton County. I'm single.
25 I'm a dialysis secretary.

1 I've never served on a jury. I have two grown
2 children. Number 7 I would like to definitely answer in
3 private. I've never had -- I've never known anybody that's a
4 victim of a crime.

5 I watch westerns -- westerns, what's happening? Did
6 it turn off? I watch westerns. I love westerns. And I like
7 to listen at a variety of radio stations.

8 THE COURT: Okay. Can you tell me what your grown
9 kids do for a living?

10 PROSPECTIVE JUROR: My daughter, she works in a
11 warehouse. And I have a son.

12 THE COURT: What does he do?

13 PROSPECTIVE JUROR: He's currently incarcerated.

14 THE COURT: Okay. Thank you.

15 PROSPECTIVE JUROR: Okay.

16 THE COURT: All right. Yes, sir.

17 PROSPECTIVE JUROR: Hi. I'm Dustin Luckie. I have
18 been in Cobb County for the past 15 years. I've worked in the
19 wine and spirits business for the past 20, but now an
20 independent business owner. I have three kids. I am married.
21 My wife is an HR director for a transportation company.

22 Never served on a jury before, never had been
23 arrested or been accused of committing a crime. Nobody's been
24 the victim a crime.

25 TV shows, usually sports or, you know, CNN or some

1 kind of new talk radio. But, yeah, that's it.

2 THE COURT: What kind of business do you own?

3 PROSPECTIVE JUROR: Event rental and bounce houses,
4 water slides, all of that.

5 THE COURT: That you like take and set up at people's
6 houses.

7 PROSPECTIVE JUROR: I have people that do that, but
8 yeah.

9 THE COURT: Yes.

10 PROSPECTIVE JUROR: I just purchased a company last
11 year so, yeah, doing that.

12 THE COURT: I used to be a customer of those.

13 PROSPECTIVE JUROR: Well, come on back.

14 THE COURT: Yes. No, no.

15 PROSPECTIVE JUROR: Good morning. My name is Melissa
16 Okorie and I live in DeKalb County for 55 years.

17 I am married. And my spouse works at Publix, he is a
18 baker. I do not have any children.

19 I have never served on a trial jury. I do not have a
20 close friend or relative that has ever been accused of
21 committing a crime. I have had a close relative, friend, that
22 has been a victim of a crime.

23 I do not watch any TV shows on the regular, nor do
24 listen to any radio stations on the regular.

25 THE COURT: What your friend or relative went

1 through, how close were you with the person at that time?

2 PROSPECTIVE JUROR: My husband.

3 THE COURT: Okay. Is there anything about what he
4 went through that you think would impact your ability to sit
5 as a juror in this case?

6 PROSPECTIVE JUROR: There is not.

7 THE COURT: Any belief that it might make you favor
8 one side of this case or the other?

9 PROSPECTIVE JUROR: No, sir.

10 THE COURT: We are big fans in my chambers of your
11 husband's business.

12 PROSPECTIVE JUROR: Go Publix. It's the best ever.

13 THE COURT: A couple of years ago we had some fancy
14 law clerks where we started ordering cakes from far away
15 sometimes. There was one cake called a Milk cake that I've
16 liked. But other than that, we've always gone back to Publix,
17 so tell your husband I said thank you.

18 PROSPECTIVE JUROR: I certainly will. Thank you.

19 PROSPECTIVE JUROR: Good morning. My name is Antonio
20 Ellison and I go by Tony. I live in Gwinnett County, and I've
21 been there for the past four years now. For a living I'm a
22 athletic director and a seventh grade math teacher at a
23 charter school next to Oglethorpe University.

24 I'm not married. I do have an 11-year-old daughter.
25 I've never served on a jury trial. I have a relative who I

1 don't know the details of the situation but spent 15 years in
2 prison and he was released in 2017. I do have a -- well, my
3 daughter's mom had a situation at the University of Georgia in
4 1999. I don't want to reveal the details of that, but I'll do
5 it in private.

6 TV shows, I regularly watch stuff on Netflix and
7 Hulu. Like on Netflix, All American, and on Hulu, Power,
8 First Power, Law & Order, shows like that. And then radio
9 stations 97.5 and 107.5, you know, Steve Harvey and 103 and
10 stuff like that so...

11 THE COURT: The relative who was in prison, anything
12 about that that you think would impact your ability to be
13 fair?

14 PROSPECTIVE JUROR: No, sir.

15 THE COURT: Do you have any notion about whether that
16 person was treated fairly or not?

17 PROSPECTIVE JUROR: He was.

18 THE COURT: Okay. Okay. Thank you, sir, I
19 appreciate it.

20 PROSPECTIVE JUROR: Hi. My name is John Harrison.
21 I've lived in Fulton County for 11 years. I do front-end
22 development for a tax and accounting department of Thompson
23 Rueters. I am married. My wife is an orthodontist and we
24 have an eight-year-old daughter.

25 I have never served on a trial jury. 7 and 8 are no.

1 And TV shows, I mostly just watch sports and the
2 British panel shows and things like that.

3 THE COURT: Tell me exactly what you do for
4 Thompson Reuters.

5 PROSPECTIVE JUROR: So I work with attorneys and
6 accountants to develop tools that we sell to subscribers for
7 basically tax analysis.

8 THE COURT: Okay. Thank you very much.

9 PROSPECTIVE JUROR: Sure.

10 PROSPECTIVE JUROR: Hi, I'm April Carlock, I'm
11 Number 27. I live in Fulton County. I've been there about
12 ten years. I have mostly been a stay-at-home mom. About 20
13 years ago, I was a real estate agent, a lifetime ago. I have
14 four kids. I am married.

15 I've never served on a jury. 7 and 8 are no.

16 I like to stream shows like Ted Lasso is one of my
17 favorites, love college sports, I do like true crime and I
18 don't listen to the radio, I'm more like a reveal podcasts and
19 audio books.

20 THE COURT: What does your husband do for a living?

21 THE WITNESS: Oh, I'm sorry. He's a real estate
22 developer.

23 THE COURT: And your kids, how old are they?

24 PROSPECTIVE JUROR: I have two in college and two in
25 high school.

1 THE COURT: Okay. Thank you very much.

2 PROSPECTIVE JUROR: Hi, number 28. My name is Eliese
3 Fischer. I've lived in south Fulton for about nine years. I
4 do program and project management for a manufacturer.

5 I am not married. I don't have kids. I have never
6 served on a jury trial. Yes, I have both family and friends
7 that have been arrested or accused of committing a crime. And
8 yes, I have a close relative or friend, it was my aunt. And
9 she met a fraudster at church, committed a whole bunch of bank
10 fraud. It took me and her son four years to figure all of
11 that out. She died last December. I am still very angry
12 about all of it.

13 What TV shows do I watch regularly, I mostly watch
14 sitcoms, I do watch BBC a lot, and for radio, listen to NPR.

15 THE COURT: Okay. I'm going to ask you some
16 questions about your feelings about that friend of yours
17 privately, if that's okay.

18 PROSPECTIVE JUROR: Okay.

19 THE COURT: Thank you very much.

20 PROSPECTIVE JUROR: Hello. I'm Juror Number 29,
21 Kathleen Oleary, Henry County, I've lived there for about 24
22 years. Currently I'm at home for this last year, but before
23 that, I was home healthcare and a real estate agent for nearly
24 20 years. I am married. My husband is a residential and
25 commercial plumber. I do have three kids, two of which are

1 adults. One is a residential commercial plumber, the other
2 one is a real estate agent.

3 I've never served on a jury before. And
4 unfortunately, yes to Number 7, both close friend and
5 relative, and 8 as well.

6 And 7 or Number 9 I regularly watch Court TV, the
7 Chicago series, Chicago Med, PD, et cetera, and the radio
8 station I listen to is 97.9.

9 THE COURT: The experiences that your family and
10 friends had, either being accused of crimes or being victims,
11 anything about that that would affect your ability to be fair
12 in this case?

13 PROSPECTIVE JUROR: No, sir, I don't believe so.

14 THE COURT: I didn't hear any particular angst over
15 any of it in your voice.

16 PROSPECTIVE JUROR: No what?

17 THE COURT: Any angst or any worry.

18 PROSPECTIVE JUROR: No. Oh, no.

19 THE COURT: Okay. Thank you very much. I appreciate
20 it.

21 PROSPECTIVE JUROR: All right. Thank you.

22 PROSPECTIVE JUROR: Hi. I'm Alan Rosselot, Juror
23 Number 30. I live in DeKalb County, I've lived there 55
24 years, maybe, technically, I lived in Clark County for three
25 of those. I am an attorney. I'm in-house with Delta

1 Airlines. I am married. My wife's -- my wife is happily
2 retired, former social worker and preschool administrator. We
3 have two adult children, one who just graduated from the
4 University of Richmond, the other is pursuing a master's
5 degree in London.

6 I have never served on a jury. Question Number 7, no
7 close relative or friend that's ever been arrested or accused
8 of committing a crime. Number 8, my wife was a victim of a
9 crime before we met. I'd prefer to discuss that further, if
10 necessary, later.

11 TV shows, I guess I'm in the cut-the-cord world,
12 mostly Ted Lasso, Drinking, those kinds of things. I guess I
13 fall into the Apple TV world and sports, Atlanta United
14 specifically. Radio stations, kind of spin the dial in my car
15 in my commute, WABE, WNNX and a little bit of country garden
16 for the fun of it.

17 THE COURT: Thank you. What kind of work do you do
18 for Delta legal?

19 PROSPECTIVE JUROR: I head up our securities and
20 corporate governance practice, so transactional.

21 THE COURT: Okay. Did your daughter like Richmond?

22 PROSPECTIVE JUROR: Son, actually.

23 THE COURT: Your son?

24 PROSPECTIVE JUROR: Yes. Loved Richmond. Great
25 town, great experience there, yeah.

1 THE COURT: I have a brother who went to school
2 there. He loved it. It's been a long, long time ago, but he
3 loved it.

4 PROSPECTIVE JUROR: I had a sister-in-law and
5 brother-in-law that went there as well.

6 THE COURT: Very good. Thank you, sir.

7 PROSPECTIVE JUROR: Yeah.

8 PROSPECTIVE JUROR: Good morning. My name is
9 Kamal Mourad, I come from France. And I've been here for 35
10 years maybe. One daughter. Never been in a jury, trial jury,
11 that's always been into something.

12 THE COURT: Let me ask you, how old is your daughter?

13 PROSPECTIVE JUROR: 21.

14 THE COURT: And what does she do for a living?

15 PROSPECTIVE JUROR: She goes to Georgia Tech.

16 THE COURT: Where? Georgia Tech?

17 PROSPECTIVE JUROR: Georgia Tech. She's studying
18 cyber crime.

19 THE WITNESS: Thank you, sir.

20 PROSPECTIVE JUROR: Thank you.

21 PROSPECTIVE JUROR: My name is Wesley White. I live
22 in Clayton County. I've been living there probably like 23
23 years. I'm a ninth grade teacher, DFSA coordinator, head
24 baseball coach. I'm not married. I have one son.

25 Never served on a jury. I have three first cousins

1 right now waiting on a murder trial in Fulton County.

2 Number 8, no.

3 Number 9, I don't really watch TV. I watch film,
4 because I coach, so pretty much watching film every day.
5 Radio station, I really don't listen to radio stations like
6 that, I just play whatever is on my phone, and that's it.

7 THE COURT: Okay. The situation you said with
8 cousins.

9 PROSPECTIVE JUROR: Yeah, my three first cousins.

10 THE COURT: Do you think them going through that will
11 impact your ability to be fair to both sides in this case?

12 PROSPECTIVE JUROR: No. Right is right, wrong is
13 wrong.

14 THE COURT: And you think you can put that aside and
15 decide this case on the facts and the law?

16 PROSPECTIVE JUROR: Most definitely.

17 THE COURT: Thank you, sir. I appreciate it.

18 PROSPECTIVE JUROR: Hello. I'm Juror Number 33. My
19 name is Rachael Wadley. I live in Gwinnett County, I've lived
20 there for the majority of my life. I am a registered nurse.
21 I'm not married. I do not have children.

22 I've never nerved on a trial jury. I do have a close
23 relative that's been arrested and accused of committing a
24 crime. The answer to Number 8 is no.

25 I don't really watch TV. And radio stations, I

1 listen to mainly mainstream music, 98.5, 99.7.

2 THE COURT: All right. Can you tell me what kind of
3 nurse you are?

4 PROSPECTIVE JUROR: ICU.

5 THE COURT: ICU, okay. Anything about what happened
6 with your relative that was accused of a crime that would
7 affect your ability to be fair here?

8 PROSPECTIVE JUROR: No, sir.

9 THE COURT: Do you think you can put all of that
10 aside and decide this case based on the law I give to you?

11 PROSPECTIVE JUROR: Yes, sir.

12 THE COURT: Okay. Thank you very much.

13 PROSPECTIVE JUROR: Juror Number 34. My name is
14 Bobbie Haigler. I live in Gwinnett County for 17 years. I'm
15 not married. I have four children, three are adults. One
16 just graduated from college, she works at Nike. The other is
17 working at a warehouse, the other is working at QT.

18 I've never served on a jury trial before. I was
19 arrested for property damage, however, the charges were
20 dropped. Number 8 is a no. I do not watch TV, if anything,
21 the news, and no radio stations.

22 THE COURT: So the thing you went through with your
23 arrest, do you think you can put that out of your mind if
24 you're selected to be on this jury?

25 PROSPECTIVE JUROR: Yes.

1 THE COURT: And do you think you can be fair to both
2 sides despite what might have happened to you?

3 PROSPECTIVE JUROR: Yes.

4 THE COURT: Okay. Thank you very much.

5 PROSPECTIVE JUROR: Um-hmm.

6 PROSPECTIVE JUROR: Good morning. My name is Ashley.
7 I live in DeKalb County for about 18 years now. I set up
8 insurance claims for heavy-duty equipment. I'm not married,
9 no kids.

10 Have never served on a trial jury. No to 7 and 8.
11 9, it depends on the day. And I don't really listen to the
12 radio.

13 THE COURT: Like what do you mean it depends on the
14 day?

15 PROSPECTIVE JUROR: Fridays, I like BMF; Thursdays,
16 The Chi, Blood Violence Done, so, yeah, it depends on the day.

17 THE COURT: Fair enough. Tell me what kind of
18 equipment you do adjusting for.

19 PROSPECTIVE JUROR: Trucks, trailers, trains, cranes,
20 anything like construction pretty much, but yeah.

21 THE COURT: That must be very specialized.

22 PROSPECTIVE JUROR: It's interesting.

23 THE COURT: Yes, I'll bet it is.

24 PROSPECTIVE JUROR: It is interesting.

25 THE COURT: Okay. Thank you very much. I appreciate

1 it.

2 PROSPECTIVE JUROR: You're welcome.

3 PROSPECTIVE JUROR: Good morning. My name is Shelby
4 Dean. I've lived in Fulton County for about six years now.
5 I'm a pediatric nurse. I'm not married, no kids. 6, 7 and 8
6 are all no.

7 TV shows, Love Island, of course, I watch reality TV,
8 and then radio stations I just listen to Spotify.

9 THE COURT: Okay. Thank you.

10 PROSPECTIVE JUROR: Um-hmm.

11 PROSPECTIVE JUROR: My name is Muriel Aiken. I'm
12 Juror Number 37. I've lived in Cobb County for about eight
13 years. I am semiretired. I'm a part-time musician. I used
14 to work in HR. I am married, my husband works for Cobb EMC.
15 I have one child, she is 20, she is studying at Auburn.

16 I have served on a trial jury, it was a civil case,
17 it's been over 20 years ago, we did reach a verdict, and I was
18 not the foreperson. 7 and 8, yes, I'd like to discuss those
19 in private.

20 TV shows, mysteries, sitcoms and college football
21 when it's that time of year. Radio stations, I listen to XM.

22 THE COURT: What kind of musician?

23 PROSPECTIVE JUROR: I direct, sing and play the
24 piano.

25 THE COURT: Very nice. Are you with somebody we

1 would know about?

2 PROSPECTIVE JUROR: No.

3 THE COURT: All right. Thank you very much.

4 PROSPECTIVE JUROR: Hi. My name is Liz Riley,
5 Elizabeth Riley. I live in Gwinnett County since 2016. I'm a
6 pharmacist. My husband works at the CDC. I have one
7 ten-year-old daughter.

8 I've never served on a jury. Number 7 is no.
9 Number 8 would be most recently my mom being a victim of
10 credit card crime.

11 TV shows are like The Bear and cooking shows, and
12 radio would be top 40.

13 THE COURT: Okay. Thank you very much.

14 PROSPECTIVE JUROR: Thank you.

15 PROSPECTIVE JUROR: Good morning. My name is James
16 Chatham. I live in Cherokee County for about a little bit
17 over four years. I'm retired from both the U.S. Army and from
18 Sprint Telecom. I'm married, my wife is also retired, she was
19 a network systems engineer, telecom. I don't have any
20 children of my own.

21 I have served on a trial jury, a criminal case about
22 seven years ago, we did reach a verdict, I was not the
23 foreperson. No to 7 and 8.

24 TV shows do I watch regularly mostly just local and
25 national news, I'm more of a movie buff. What radio stations,

1 WSB, NPR, sports talk, that's about it.

2 THE COURT: I have a note here, nonprofit
3 organization. Can you tell me about that?

4 PROSPECTIVE JUROR: Oh, okay, yeah. Before I
5 released myself from the workforce, after I retired from
6 Sprint, I did work for a few years for an international
7 nonprofit as a business analyst for about three years.

8 THE COURT: Okay. Thank you very much. Appreciate
9 it.

10 PROSPECTIVE JUROR: Hello. My name is Kate Tracy. I
11 live in DeKalb County for the past 12 years. I am an
12 accountant for a commercial subcontractor. I am married. My
13 husband is a general superintendent for commercial
14 construction. I have one ten-year-old daughter.

15 I've never served on a trial jury. Number 7 is a no.
16 8 is yes, I've had my car stolen.

17 TV shows, I don't really watch a whole lot of TV, but
18 I watch the main ones on like HBO and Netflix, so I have
19 something to talk to my friends about. I don't really listen
20 to the radio.

21 THE COURT: Okay. Thank you.

22 PROSPECTIVE JUROR: Good morning. My name is Valerie
23 Pelzer. I live in DeKalb County. I'm a traffic controller.
24 Me and my wife, she works for the VA. Yes, I've served on a
25 jury before. Oh, my kid, let me go back to my kid, he's

1 special. He works for Lockheed Martin.

2 I've served on a jury before for a civil case, we
3 reached a verdict. Yes, to Number 7 but it was a long time
4 ago because I'm from New York City. And right now I'm just
5 doing the right thing, but minding my business number 8 is no.

6 All the black shows, Law & Order, whatever is on the
7 radio while I'm in the car.

8 THE COURT: Okay. Thank you. What happened years
9 ago in New York?

10 PROSPECTIVE JUROR: It wasn't for me, my brother, he
11 was arrested.

12 THE COURT: Okay. Anything about that impact the way
13 you would be on this jury?

14 PROSPECTIVE JUROR: Not at all.

15 THE COURT: All right. Thank you very much. You
16 read my mind.

17 PROSPECTIVE JUROR: Good morning. Michael Ryan
18 Dereus. I go by Ryan, so if y'all say Michael, I won't know
19 who you're talking about. And what county do I live in,
20 Gwinnett for nine years. I'm the general manager of a
21 construction company that specializes in automatic revolving
22 doors, we also do rolling steel doors, things like that. I am
23 married, I have two small children ages 4 and 2.

24 I've never served on a trial before, I'm sorry, a
25 trial jury before. I do have a nephew that was arrested and

1 had some juvenile court history. I can discuss charges in
2 private, because it is juvenile. Never been a victim or don't
3 have a close relative or a friend that's been the victim of a
4 crime.

5 TV shows, sports, a lot of sports, as much as my wife
6 will allow me to watch. And then when she's in the room, we
7 watch The Amazing Race, Survivor, stuff like that. Radio
8 stations, Big podcast, Armchair Experts is probably my
9 favorite.

10 THE COURT: And I don't need to know the topic of
11 what your nephew went through, but will that impact your
12 ability to be fair in this case?

13 PROSPECTIVE JUROR: No, sir.

14 THE COURT: Okay. Are you sure about that?

15 PROSPECTIVE JUROR: Yes, yes.

16 THE COURT: Okay. Thank you.

17 PROSPECTIVE JUROR: My name is Steven Maldonado.
18 I've lived in Douglas County for 16 years. Work for Amazon.
19 Married, no, children, no.

20 Served on a trial jury, no. 7 and 8, no.

21 TV shows, sports, Game of Thrones, radio station, not
22 really, just music.

23 THE COURT: What do you do for Amazon?

24 PROSPECTIVE JUROR: Warehouse associate.

25 THE COURT: Okay. Thank you very much. All right.

1 This is a good -- do y'all want a break?

2 PROSPECTIVE JURORS: Yes.

3 THE COURT: Okay. We're going to take a short break.
4 All right. And while we have this break, I'm going to bring
5 some of you back in to answer the questions we were going to
6 talk about privately.

7 A couple of things to keep in mind.

8 Okay?

9 Number one, do not talk with each other about this
10 case. You don't know anything about this case. I've given
11 you two sentences about this case. Do not talk about that
12 topic with each other.

13 Okay?

14 The reason for it is you're not supposed to talk
15 about the case even amongst the jurors until the very end,
16 when you're in the jury room and you're deliberating. Until
17 then, you're in listening mode. And as soon as you start
18 talking to somebody, they start responding to you and you
19 start reaching judgments and you don't know anything about
20 this case.

21 All right?

22 So talk about everything else. I think we have four
23 different nurses on this panel, find each other, we have one
24 young lady who's starting Monday. She could -- and then
25 another woman who is retired, y'all can -- pediatrics, we have

1 all kinds of things y'all can talk about.

2 Okay?

3 You can try to convince this young man here to be a
4 Falcons fan. I don't know. But talk about other things like
5 that, anything except this case.

6 All right?

7 And the second thing I need you to do is if you see
8 any of the parties outside, don't talk to them. They're going
9 to avoid you. They're probably not even going to say hello,
10 and they're doing that on my instructions. They're very
11 friendly people, but they're just not going to speak with you
12 because they're not supposed to.

13 Anybody else that approaches you and talks to you
14 about this case in any way, you let me know. It won't happen,
15 it shouldn't happen, and it can't happen.

16 Okay?

17 And then the third thing is you have to look to your
18 right and your left, see who you're sitting next to and come
19 back to the exact same place.

20 Okay?

21 We know you by this list. If you get out of order,
22 we've got to start the whole thing again.

23 Okay?

24 So look to your right and look to your left, and make
25 sure that you come back exactly where you're leaving us.

1 Okay?

2 So you-all can go out here. There's restrooms out
3 there. And we're going to start bringing people back slowly
4 one by one.

5 Okay?

6 Thank you.

7 COURTROOM DEPUTY: All rise.

8 (Whereupon, the prospective jurors exited the
9 courtroom.)

10 THE COURT: Okay. Y'all can be seated.

11 So my plan is just to bring people in, anybody that
12 said they wanted to talk about things privately.

13 Okay?

14 And I'll have them just stand in the back there and
15 I'll ask them about those items.

16 Okay?

17 All right. Would you ask --

18 MR. FINLAYSON: I'm sorry. Can we get a bathroom
19 break?

20 THE COURT: Oh, yeah. Y'all wanted to a break, too.
21 Sure. A hard five minutes.

22 Okay?

23 Because I want to get going, and I want to try to get
24 a lot done before the lunch break.

25 Okay?

1 (Whereupon, a recess was taken.)

2 THE COURT: Y'all can be seated.

3 I'm just going to bring them in one by one. One sort
4 of thing, somehow, a lot of these jurors have started talking
5 about identity theft, as if it is somehow relevant to this
6 case.

7 This case does not involve identity theft, correct?

8 MR. FINLAYSON: Not anymore.

9 THE COURT: It doesn't involve cyber theft, either,
10 or cyber crime, right?

11 MS. CONNORS: No.

12 MR. FINLAYSON: No.

13 THE COURT: I might -- is there any objection if I
14 tell them that the next time somebody brings that up? Does
15 either side object to that?

16 MR. FINLAYSON: No objection.

17 MS. CONNORS: No, I think that's fine, Your Honor.

18 THE COURT: I don't know if it was the gentleman who
19 was a professor, but somehow everybody started thinking that
20 this has to do with identity theft and cyber crime and it
21 seems like a lot of people want to tell us that they know
22 something about that.

23 Okay?

24 All right. Let's bring in first -- I have got -- I'm
25 just going to go -- if I miss anybody, you-all tell me and

1 we'll circle back -- Ms. King, Juror Number 7. She got
2 emotional as well pretty quickly.

3 COURTROOM SECURITY OFFICER: Juror Number 7.

4 THE COURT: Good morning. You can stay there.

5 PROSPECTIVE JUROR: Okay.

6 THE COURT: But you were starting to talk about
7 something involving -- or you said you wanted to talk to us
8 privately about Number 8.

9 PROSPECTIVE JUROR: Yes, yes. My uncle was murdered.

10 THE COURT: Okay. How long ago did that happen?

11 PROSPECTIVE JUROR: I was a kid, early '80s.

12 THE COURT: Okay. Obviously that's something that
13 affects you, I can tell by your voice.

14 Is that something that you can put out of your mind
15 during this case?

16 THE WITNESS: I think so, yeah.

17 THE COURT: Okay. Obviously, this case has nothing
18 to do with anything like that.

19 PROSPECTIVE JUROR: I get that.

20 THE COURT: Okay. All right. Well, I appreciate it.
21 Thank you very much.

22 Any follow-up from either party?

23 Okay. Thank you, ma'am.

24 Number 11. Adeyeye. All right. Let's try 12, we'll
25 go back to Mr. Adeyey. Number 12 is Daring.

1 COURTROOM SECURITY OFFICER: Juror Number 12.

2 THE COURT: Hi there. You told me that you wanted to
3 speak privately about Number 7, a relative or friend accused
4 of a crime and Number 8, a relative or a friend who was a
5 victim.

6 Can you tell me about both of those?

7 PROSPECTIVE JUROR: Yes. Both of my parents have
8 been accused or at least arrested.

9 And Number 8 was my own personal experience, I was
10 robbed at gunpoint down in Florida.

11 THE COURT: Your parents, how long ago was that?

12 PROSPECTIVE JUROR: It's over a decade.

13 THE COURT: And was that resolved?

14 PROSPECTIVE JUROR: It was.

15 THE COURT: Obviously, it's been a decade.

16 Okay. Was there anything about the way your parents
17 were treated that would impact your ability to be fair?

18 PROSPECTIVE JUROR: No.

19 THE COURT: You think you could put that aside in
20 deciding the case on the facts here?

21 PROSPECTIVE JUROR: Yes.

22 THE COURT: And where were you living when you were
23 robbed?

24 PROSPECTIVE JUROR: I was going to school down in
25 Tampa, so New Tampa -- not New Tampa, could have been Seminole

1 Heights, but it was a neighborhood in Tampa.

2 THE COURT: Okay. And obviously this case has
3 nothing even touching on that.

4 Will that impact your ability to be fair?

5 PROSPECTIVE JUROR: No.

6 THE COURT: Okay. Any follow-up from either party?

7 MR. FINLAYSON: No, sir.

8 MS. CONNORS: No, Your Honor.

9 THE COURT: Okay. Thank you very much. I appreciate
10 it.

11 The next one I have is Number 17, Ms. Dodson.

12 COURTROOM SECURITY OFFICER: Juror Number 17.

13 THE COURT: Hi, Ms. Dodson.

14 PROSPECTIVE JUROR: Okay.

15 THE COURT: You said you wanted to talk to us
16 privately about 7 and 8, that's family or friends who were
17 either accused of a crime or victims.

18 PROSPECTIVE JUROR: Yes.

19 THE COURT: Can you talk to me a little bit about
20 those experiences?

21 PROSPECTIVE JUROR: Sure. So my oldest son has been
22 convicted of drug-related charges.

23 THE COURT: And how long ago was that?

24 PROSPECTIVE JUROR: Within the last year.

25 THE COURT: And was that a federal case in this

1 courthouse or was that elsewhere?

2 PROSPECTIVE JUROR: No, not federal.

3 THE COURT: Okay. And do you have any opinion about
4 whether he was treated fairly?

5 PROSPECTIVE JUROR: I do think he was treated fairly.

6 THE COURT: And will that, what your son went
7 through, would that impact your ability to be fair to both
8 sides in this case?

9 PROSPECTIVE JUROR: It will not impact my -- you said
10 my ability to be fair?

11 THE COURT: Yes.

12 PROSPECTIVE JUROR: It will not impact it.

13 THE COURT: You think you can put that out of your
14 head and judge this case based on the law and the facts that
15 I -- the law I give you and the facts at issue?

16 PROSPECTIVE JUROR: I do.

17 THE COURT: Okay. And how about the other thing, a
18 victim.

19 PROSPECTIVE JUROR: Yes. So my mother has been
20 recently diagnosed with short-term memory loss. And
21 unfortunately, she has been the victim multiple times of bank
22 fraud as well as credit card fraud. And recently was sold
23 coins, gold coins, so unfortunately, we are experiencing a lot
24 in that regard.

25 THE COURT: Okay. Do you think that would impact

1 your ability to be fair in this case?

2 PROSPECTIVE JUROR: No, no.

3 THE COURT: Okay. Do you think you can put that out
4 of your head as well?

5 PROSPECTIVE JUROR: Yes.

6 THE COURT: Okay. Any questions from either party?

7 MS. CONNORS: Do you mean that someone said that they
8 were selling her gold coins?

9 PROSPECTIVE JUROR: No, somebody did sell her gold
10 coins.

11 THE COURT: Okay. Thank you very much. I hope you
12 have a nice day.

13 PROSPECTIVE JUROR: All right. Thank you.

14 THE COURT: Ms. London, Juror Number 18.

15 COURTROOM SECURITY OFFICER: Juror Number 18.

16 THE COURT: Hi, Ms. London.

17 PROSPECTIVE JUROR: Yes, hi.

18 THE COURT: You said that you might want to talk
19 privately about a friend or relative who was either arrested
20 or accused of a crime.

21 PROSPECTIVE JUROR: Yes. In 1997, in Louisiana, my
22 brother was arrested and accused of home robbery in a racial
23 profiling episode that we went through. We actually went
24 through an entire trial. It was during the time of the
25 OJ Simpson case, and we were told -- we lived in a

1 predominantly Caucasian neighborhood. And we were told that
2 because OJ Simpson was freed that my brother would spend the
3 rest of his life in prison.

4 Like I said, we went through the trial, he was found
5 not guilty, but it cost my family over \$150,000, and it kind
6 of spiraled and it took a long time for our family to recover
7 from trying to get my brother freed. So it kind of tainted my
8 view of the legal system.

9 In 2010, I was also arrested on a simple mistake. I
10 was accused of theft by taking of a scenario that I had no
11 idea about. And I fought it and fought it. But it almost
12 cost me my teaching career, so it's just been a few things in
13 the legal system that has kind of tainted my view of things
14 that were blown way out of proportion that should not have
15 been.

16 THE COURT: Okay.

17 PROSPECTIVE JUROR: Yes.

18 THE COURT: Do you think that would affect your
19 ability to be fair in this case?

20 PROSPECTIVE JUROR: Honestly, I'm not -- I'm not
21 sure, because I don't -- I believe -- and just what I've seen,
22 that sometimes the intent of the legal system is not to find
23 truth. Because, like I said, in both cases that I've
24 experienced, it was a lot of things that showed evidence that
25 showed that neither were true, but the case continued on and,

1 you know, thousands and thousands of dollars were spent.

2 So I don't know -- like I said, my view is a little
3 bit tainted. I just believe that the innocent is not always
4 found innocent and the guilty is not always found guilty and
5 that's my honest belief.

6 THE COURT: Okay. That might make you the perfect
7 juror, right? We want people who come in here and have
8 independent thought. Really the question for you is -- what I
9 hear you saying is that you want to see the proof, that you
10 know that the legal system doesn't always -- you think the
11 legal system doesn't always get it right.

12 Is that what you're saying?

13 PROSPECTIVE JUROR: I'm saying that even when there
14 is proof, if there is an intent to cause someone to suffer,
15 then because they are the legal system and it's more powerful
16 than maybe an individual person or a family, that sometimes it
17 continues on. Because especially in my brother's and my case,
18 there was not really enough proof.

19 I'll give you an example. The victim said that her
20 robber she had to look up to. Well, her and my brother were
21 the same height.

22 THE COURT: Fair, okay.

23 PROSPECTIVE JUROR: You know, but again, we went
24 through a lengthy trial and my brother could have spent up to
25 99 years in jail for something that he did not do, and it

1 caused -- even though he didn't get convicted, it stopped him
2 from getting jobs. It just caused a ten-year spiral in his
3 life that didn't have to be.

4 THE COURT: Okay.

5 THE WITNESS: Yes.

6 THE COURT: Okay. Yes, sir.

7 MR. FINLAYSON: I just want to -- can you base any
8 kind of verdict on what the evidence that you actually see in
9 this courtroom, could you fairly just look at the evidence
10 that they show in this case?

11 PROSPECTIVE JUROR: I would hope so, but like I said,
12 I'm honestly not sure. I would -- I would hope so. Like I
13 said, my view is a bit tainted.

14 Now, you know, just my thinking is a little
15 different. Some crimes I think that people go to prison for
16 are not necessarily crimes that they should go to prison for.
17 I do have a -- you know, a different view that's been shaped
18 by some of my experiences and the things that I've seen. I
19 would hope so, but I'm -- I can't give 100 percent answer in
20 all truthfulness.

21 MR. FINLAYSON: Thank you for your honesty.

22 PROSPECTIVE JUROR: Yeah.

23 MR. FINLAYSON: The Judge is going to tell you the
24 law in the case.

25 PROSPECTIVE JUROR: Um-hmm.

1 MR. FINLAYSON: Can you follow that law and apply it
2 as you see it to the facts of the case?

3 PROSPECTIVE JUROR: I would hope I can. I've never
4 served on a jury. I would hope, but I wouldn't want to stand
5 up here and say 100 percent yes and I -- in all honesty, I'm
6 just not sure.

7 I do believe that -- like I said, my views were
8 tainted. When I started to get a little bit more hopeful in
9 the justice system, then my situation happened. And I'm just
10 giving you the best honest answer that I can. I would hope to
11 think that I could. I'm just not 100 percent sure that I --
12 that I can.

13 THE COURT: Okay.

14 MR. FINLAYSON: Do you think anybody is 100 percent
15 sure?

16 PROSPECTIVE JUROR: I can't speak for anyone else.
17 There's some things that I've been 100 percent sure about in
18 my life. But I can't speak for anyone else but myself.

19 THE COURT: Okay. Thank you very much.

20 PROSPECTIVE JUROR: Thank you.

21 THE COURT: I appreciate you.

22 The next one is Juror Number 21, Mr. Hunter.

23 COURTROOM SECURITY OFFICER: Juror 21.

24 THE COURT: Sir, you told me that you might want to
25 speak privately about --

1 PROSPECTIVE JUROR: 7 and 8?

2 THE COURT: Yes, 7 and 8, friends or family accused
3 of a crime or victims of a crime.

4 PROSPECTIVE JUROR: Okay. My brother was on -- this
5 has been awhile back, but he used my name. The three times,
6 you're out, he did 16 straight years.

7 Okay. And my -- I had a younger brother and a
8 younger sister that actually were murdered. This is back in
9 Detroit. I come here in '84.

10 THE COURT: So your younger brother and younger
11 sister were murdered in Detroit?

12 THE WITNESS: Right.

13 THE COURT: And your older brother was convicted of a
14 crime?

15 PROSPECTIVE JUROR: My -- I'm a year older than he
16 is.

17 THE COURT: Okay.

18 PROSPECTIVE JUROR: He used my name. And as a matter
19 of fact, I had to go to the GBI when I got my pistol permit,
20 you know, they gave me a piece of paper. Still the only way
21 we'd be recognized is through thumbprint, yeah.

22 THE COURT: Do you think that any of what your
23 siblings have gone through, will that affect your ability to
24 be fair in this case?

25 PROSPECTIVE JUROR: Like I heard the guy say, right

1 is right, you know, everybody can distinguish between right
2 and wrong, you know, and I know the difference.

3 THE COURT: And you think you can put aside these
4 other experiences?

5 PROSPECTIVE JUROR: That's behind me, yes.

6 THE COURT: Okay. All right. Thank you.

7 Any follow-up, y'all?

8 MR. FINLAYSON: No, sir.

9 THE COURT: Thank you, sir. I appreciate it.

10 PROSPECTIVE JUROR: Thank you.

11 MS. CONNORS: No.

12 THE COURT: Clark. Number 22, Ms. Clark.

13 COURTROOM SECURITY OFFICER: Number 22, Ms. Clark.

14 THE COURT: Hi, Ms. Clark. You told me you might
15 want to talk privately about a family or friend who was
16 accused of a crime.

17 Can you tell me about that?

18 PROSPECTIVE JUROR: That's my son.

19 THE COURT: Okay.

20 PROSPECTIVE JUROR: He's -- he's currently at the --
21 in Wright Street for indecent exposure. I'm very upset and
22 just nervous about it. And all I can think about is just
23 that. I'm very depressed.

24 THE COURT: Okay. And that's ongoing at this moment?

25 PROSPECTIVE JUROR: Yes. Yeah. He's currently in

1 jail now. He's been there for about three months.

2 THE COURT: Oh, okay.

3 PROSPECTIVE JUROR: And we're trying to get him some
4 type of help, trying to get him to talk to a social worker and
5 that's hard to do. And my daughter has three small children
6 and she doesn't want him to come back and live with us, so I'm
7 just worried about him being homeless when he gets out. I
8 don't know how long he's going to be in there.

9 THE COURT: Is that something that would affect your
10 ability to be fair in this case?

11 PROSPECTIVE JUROR: Yes.

12 THE COURT: Tell me how that is.

13 PROSPECTIVE JUROR: I just -- I can only think about
14 that, you know, I just -- I'm just -- I'm depressed. I
15 wouldn't be able to concentrate on this trial.

16 THE COURT: Any questions from the parties?

17 MR. FINLAYSON: If you were placed on the jury, could
18 you listen to the witnesses testify from the stand?

19 PROSPECTIVE JUROR: I could, but I'm just -- it would
20 just -- I would be thinking about him being in jail.

21 MR. FINLAYSON: What about the Judge, if the Judge
22 tells you to apply the law in the case, could you apply that
23 law in the case?

24 PROSPECTIVE JUROR: What do you mean?

25 MR. FINLAYSON: If he instructs you on what the law

1 is and how you're supposed to apply it to the facts, could you
2 do that?

3 PROSPECTIVE JUROR: I don't know. I'm not sure.

4 MR. FINLAYSON: Nothing further, Judge.

5 MS. CONNORS: Has this created any problem for you at
6 work, are you having difficulty concentrating at work?

7 PROSPECTIVE JUROR: Yeah.

8 THE COURT: Okay. I'm assuming when you say the
9 social worker, you want the social worker, that he needs
10 mental health treatment, is that what you're saying?

11 PROSPECTIVE JUROR: Right. He's trying to get in
12 some type of program. He said something about the PAD program
13 and, you know, just something that would -- he needs some kind
14 of counseling so he doesn't repeat this again.

15 THE COURT: Okay. Thank you. I'm very sorry for
16 what you're going through. As a parent, I can imagine it's
17 got to be awfully hard --

18 PROSPECTIVE JUROR: It is.

19 THE COURT: -- to have something beyond your control
20 like that. I'm sorry for you. And I appreciate you telling
21 us about it. Thank you.

22 PROSPECTIVE JUROR: Okay.

23 THE COURT: The next one is Mr. Ellison, Juror 25.

24 COURTROOM SECURITY OFFICER: Juror Number 25,
25 Mr. Ellison.

1 THE COURT: Sir, I think you told me that you wanted
2 to speak privately about a relative or friend who was a victim
3 of a crime?

4 PROSPECTIVE JUROR: Yes. In 1999, the mother of my
5 child, she was gang raped at the University of Georgia by a
6 basketball player and two football players, so...

7 THE COURT: Okay. Would that affect your ability to
8 be fair in this case?

9 PROSPECTIVE JUROR: Not at all.

10 THE COURT: Okay. All right. Any questions?

11 MS. CONNORS: No, Your Honor.

12 MR. FINLAYSON: No, Your Honor.

13 THE COURT: Thank you, sir, I appreciate it.

14 The next one is 28, Ms. Fisher.

15 COURTROOM SECURITY OFFICER: Juror Number 28,
16 Ms. Fisher.

17 THE COURT: Ms. Fisher, you told me -- I asked to
18 talk with you, you didn't ask to do it privately, but you had
19 started talking about a friend who was a victim of bank fraud
20 and it was clear to me you had some pretty strong feelings
21 about that.

22 PROSPECTIVE JUROR: Yeah, my aunt.

23 THE COURT: Tell me a little bit about that.

24 PROSPECTIVE JUROR: She met some fraudster at church.
25 We knew nothing about the financial dealings until federal

1 agents showed up at my cousin's door front.

2 It started with this guy asking her to cash checks
3 for her out of her account. We noticed that a lot of her
4 money was missing. Like, you know, she was a retired federal
5 employee, she had a retirement check she got every month. We
6 noticed that money was missing, she was short every month.

7 Long story short, we changed her bank account, we put
8 my cousin in charge of everything, we changed her phone number
9 twice so the guy couldn't reach her anymore. But because it
10 was church related, he kept -- we eventually moved her to Ohio
11 to live with my sister.

12 She was older, he took advantage of the fact that she
13 had -- at that moment in time, when they first met, we didn't
14 recognize dementia, but pretty quickly we did. Again, it took
15 about four years to get through this all. She died in
16 December, all but penniless because of this.

17 THE COURT: Okay. sorry that you have gone through
18 this. Do you think it would affect your ability to be fair in
19 this case?

20 THE WITNESS: Honestly, I didn't think about it until
21 you gave the three sentences. Yeah, I do. I'm still pretty
22 angry about it.

23 THE COURT: All right. This doesn't involve anything
24 like that in terms of a personal relationship or anything of
25 that nature.

1 But you still think it's something that would impact
2 your ability to be fair?

3 PROSPECTIVE JUROR: I want to say no, but I do, I do.

4 THE COURT: Okay. Questions from either party?

5 MR. FINLAYSON: No, Your Honor.

6 MS. CONNORS: No.

7 THE COURT: Thank you very much, ma'am. I appreciate
8 it.

9 PROSPECTIVE JUROR: Thank you.

10 THE COURT: Okay. The next one is Number 29,
11 Ms. Oleary.

12 COURTROOM SECURITY OFFICER: Juror Number 29.

13 THE COURT: Ma'am, you told me that you might want to
14 talk privately about friends or people who have either been
15 accused of a crime or victims of a crime.

16 PROSPECTIVE JUROR: Well, I didn't really say
17 privately, but I --

18 THE COURT: Oh, okay.

19 PROSPECTIVE JUROR: Yeah. Actually, I've been the
20 victim of a crime and I have a friend that was a victim of a
21 crime, her son was killed, murdered in their home.

22 And I was robbed on Fulton Industrial and also a
23 victim of property crime.

24 THE COURT: Looking at my notes, but I think I asked
25 you and you said you could put that aside.

1 PROSPECTIVE JUROR: Oh, absolutely.

2 THE COURT: Okay. Sorry to bring you back in here.

3 PROSPECTIVE JUROR: Okay. No problem.

4 THE COURT: I've got to pay attention to my
5 highlighting.

6 Number 30, Mr. Rosselot.

7 COURTROOM SECURITY OFFICER: Juror Number 30.

8 THE COURT: Yes, sir. I think you said that there
9 was something involving your wife that you wanted to talk
10 about privately.

11 PROSPECTIVE JUROR: Yes, sir. Just in interest of
12 her privacy, before we met, so 30 years ago, she was a victim
13 of sexual assault, so...

14 THE COURT: Anything about that that you think would
15 impact your ability to be fair in this case?

16 PROSPECTIVE JUROR: No, not at all.

17 THE COURT: Okay. Any questions, y'all?

18 MR. FINLAYSON: No.

19 MS. CONNORS: No.

20 THE COURT: Thank you, sir.

21 The next to last is Ms. Sosebee, Number 37.

22 COURTROOM SECURITY OFFICER: Juror Number 37.

23 THE COURT: Ms. Sosebee, you told us you might want
24 to speak privately about family and friends who were either
25 accused of a crime or victims of a crime.

1 Can you talk to me about that?

2 PROSPECTIVE JUROR: Okay. My husband's nephew served
3 time for meth and for counterfeiting, but it's been over ten
4 years.

5 THE COURT: All right. And is there anything about
6 that, that experience that your extended family went through
7 that would impact your ability to be fair in this case?

8 PROSPECTIVE JUROR: No.

9 THE COURT: Do you think as you hear the evidence or
10 weigh the evidence, it would linger in the back of your head?

11 PROSPECTIVE JUROR: No.

12 THE COURT: Okay. Anything else about victims?

13 PROSPECTIVE JUROR: My brother was murdered back
14 1983, so it's been a long time.

15 THE COURT: Okay. How old was he at the time?

16 PROSPECTIVE JUROR: 26.

17 THE COURT: Anything about that that would impact
18 you?

19 PROSPECTIVE JUROR: No.

20 THE COURT: Okay. All right. Thank you very much.

21 PROSPECTIVE JUROR: Uh-huh.

22 THE COURT: So the only one we still need is 11,
23 Mr. Adeyeye.

24 COURTROOM SECURITY OFFICER: Juror Number 11.

25 MR. FINLAYSON: Can we bring 3 back in as well?

1 THE COURT: Sure.

2 Mr. Adeyeye, you told us that you had a friend who
3 might have been a victim -- or accused of a crime that you
4 wanted to speak to us privately about that; is that right?

5 PROSPECTIVE JUROR: Correct.

6 THE COURT: Talk to me about that.

7 PROSPECTIVE JUROR: It was my closest friend's
8 brother. And he was charged with fraud as well. And it was a
9 very tough case on everybody, my family, his family, included,
10 and he was, I would say, unjustly tried. He was a first-time
11 offender, and he was giving about 20 years, and, yeah, that
12 was --

13 THE COURT: Where did this happen?

14 PROSPECTIVE JUROR: Here in Georgia.

15 THE COURT: Was it a federal case or a state case, do
16 you know?

17 PROSPECTIVE JUROR: I believe it was a state case.

18 THE COURT: Okay. And is there anything about that
19 process or the way that you believe -- do you think that your
20 brother's friend -- no, your friend's brother.

21 PROSPECTIVE JUROR: Friend's brother.

22 THE COURT: Do you think that person was treated
23 fairly? I get the sense that you don't.

24 PROSPECTIVE JUROR: Well, I do believe in justice,
25 and it's logic as well, you know, it's logic based. And even

1 with that, I still believe that he was not. Because, like I
2 said, he was a first-time offender. He was not the
3 orchestrater of what was happening or what happened, so he --
4 I feel like he needed to be given a little bit more leeway in
5 that sense.

6 THE COURT: Fair enough. Do you think that that
7 could impact your ability to be fair in this case?

8 PROSPECTIVE JUROR: No. Like I said, I do believe
9 justice is, you know, logic based, logical. And yeah,
10 that's -- I try to keep my emotions away from it.

11 THE COURT: Okay. Thank you very much.

12 Any follow-up, parties?

13 MR. FINLAYSON: No, sir.

14 THE COURT: Okay. Thank you, sir.

15 Could we now bring in Juror Number 3, Mr. Lee.

16 COURTROOM SECURITY OFFICER: Juror Number 3.

17 THE COURT: What are you going to ask him about?

18 MR. FINLAYSON: His original reaction.

19 THE COURT: Okay.

20 COURTROOM SECURITY OFFICER: Number 3.

21 THE COURT: Mr. Lee, I just wanted to follow up with
22 you very briefly about your initial reaction or your initial
23 discussion of the work you do and how it might impact your
24 ability to serve on a jury here.

25 Can you talk to me a little bit about that?

1 Do you think it will affect your ability to be fair
2 in this case?

3 PROSPECTIVE JUROR: Just kind of that -- I am
4 teaching the cyber crime currently. And then the main issue
5 of the fraud, online fraud, those kind of issues, so I liken
6 that to the -- you know, that you guys know about the issue.

7 THE COURT: Do you think that you could follow my
8 instructions?

9 PROSPECTIVE JUROR: I can do that.

10 THE COURT: Okay.

11 PROSPECTIVE JUROR: Yeah.

12 THE COURT: Anything from the parties?

13 MR. FINLAYSON: Do you think you have an unusual
14 prospective or perhaps a bias because of the work you do?

15 PROSPECTIVE JUROR: Not much to be biased, I just
16 read the many -- the cases in the class and then discuss the
17 issue in the class, too.

18 MR. FINLAYSON: I'm sorry.

19 PROSPECTIVE JUROR: Discuss that issue in the
20 classroom.

21 MR. FINLAYSON: And what kind of issue do you discuss
22 in the classroom?

23 PROSPECTIVE JUROR: Like the general kind of online
24 fraud and then to bring up the cases, case by case, we
25 discuss.

1 MS. CONNORS: You mean like legal cases or are you
2 talking about like factual examples?

3 PROSPECTIVE JUROR: Most of the factual cases.

4 MR. FINLAYSON: So are you talking about sort of
5 common ways that fraud is done?

6 PROSPECTIVE JUROR: Including those kinds of things.
7 The case that just a student or me bringing into the newspaper
8 or news media.

9 MR. FINLAYSON: And how did you become trained in
10 this area?

11 PROSPECTIVE JUROR: Trained?

12 MR. FINLAYSON: Yeah. How did you learn about this?
13 How did you learn about cyber crime in these areas?

14 PROSPECTIVE JUROR: So the cyber crime is basically a
15 new way that making some kind of fraud or the criminal things
16 is online, so we discuss the very different type of the cyber
17 crime, not just limit it to online, to the fraud, including
18 that I mention about the identity theft or kind of that the
19 phishing style, those kind of things, also, including some
20 kind of digital foreign thing is an issue, too, so...

21 MR. FINLAYSON: But how did you learn about these
22 things?

23 PROSPECTIVE JUROR: Me?

24 MR. FINLAYSON: Yes.

25 PROSPECTIVE JUROR: Oh, I trained. And then I have a

1 Ph.D. in sociology and criminology.

2 MR. FINLAYSON: Okay. Did you learn about the
3 cyber crime too while training for the Ph.D?

4 PROSPECTIVE JUROR: Oh, the part of. Yeah. I
5 checked quite clearly that the cyber crime is not that
6 different from any other crime and the behavior, but simply
7 that, in my point of view, they're using the new technology or
8 social media.

9 MR. FINLAYSON: Were you trained by law enforcement
10 agents?

11 PROSPECTIVE JUROR: No, no, no.

12 MR. FINLAYSON: Have you ever interacted with law
13 enforcement agents?

14 PROSPECTIVE JUROR: No. In terms of the law
15 enforcement, my current project working with the police
16 department in DeKalb County.

17 MR. FINLAYSON: So your project right now is with the
18 police in DeKalb County?

19 PROSPECTIVE JUROR: Yes.

20 MR. FINLAYSON: The police or law enforcement agents
21 are going to testify in this trial for the government.

22 Do you think you might view their testimony -- you
23 might be more on their side because you work with police
24 yourself?

25 PROSPECTIVE JUROR: Well, yeah. Yeah. Just contrary

1 to one of my project is they're working with the local law
2 enforcement with the agencies, right, usually that I interpret
3 them or I just surveyed that that is a special issue.

4 MR. FINLAYSON: So you might be more on their side
5 because of that?

6 PROSPECTIVE JUROR: I'm very objective that -- yeah,
7 I'm not much as taking any side.

8 MR. FINLAYSON: You know you will --

9 THE WITNESS: I mean, scientific, the way I do my
10 research.

11 MR. FINLAYSON: And how often do you work with those
12 guys?

13 The DeKalb County Police Department, how often do you
14 work with them?

15 PROSPECTIVE JUROR: Oh, my surveys that are conducted
16 last year and then 2001. And currently I'm just doing that to
17 some -- the analysis of the data I collected from the
18 department.

19 MR. FINLAYSON: And are you getting paid by the
20 DeKalb County Police Department?

21 PROSPECTIVE JUROR: No.

22 MR. FINLAYSON: Have you ever been paid by them?

23 PROSPECTIVE JUROR: By the department?

24 MR. FINLAYSON: Yes.

25 PROSPECTIVE JUROR: No.

1 MR. FINLAYSON: That's all I've got, Judge.

2 THE COURT: Okay. Thank you, sir. I appreciate it.

3 All right. So folks, the next step is -- I don't
4 think there's any others that said it. Does anybody think
5 there are other people that we need to follow up with
6 individually?

7 Okay. The next step is to have your individual
8 voir dire. I'd like to start that and go until -- the
9 government can go first until you finish or 12:30, 12:40-ish.
10 If you're not done then get to a spot where you're done and
11 then let's take a break.

12 Okay?

13 Any questions, concerns right now that y'all want to
14 talk about?

15 MR. FINLAYSON: No, sir.

16 MS. CONNORS: No.

17 THE COURT: Okay. All right. Let's bring them all
18 back in then.

19 (Whereupon, the jurors entered the courtroom.)

20 THE COURT: All right. Everybody back where they're
21 supposed to be? Anybody think their neighbor is missing?

22 I think we've got one missing person, Juror 27.

23 All right. Everybody think their neighbor is present
24 and accounted for?

25 Okay. Great. All right. We're now at the step in

1 the process -- we're moving very well, by the way -- we are at
2 the step in the process where the parties are going to get an
3 opportunity to ask you-all individual questions. Please give
4 them your attention. This is -- this is a very important part
5 of the process.

6 And again, if they ask you something that you want to
7 talk about privately, just let us know.

8 Okay?

9 All right. We'll go ahead and start with the
10 United States.

11 MS. CONNORS: Again, I'm Kelly Connors, so I'll be
12 going through a few of these questions with you.

13 What is typically helpful during this process is
14 you-all have a number card that I think most of you're sitting
15 on probably right now. You should be able to pick that up
16 from your seat, because generally what I like to do is ask
17 questions to begin with. If anyone has a positive response to
18 that question, if you can hold up your card number, that would
19 help us so that we can write down that you have a response to
20 that. You'll see that I'll go over some questions initially
21 and then I'll do individual follow-up after.

22 So to begin with, you'll just have to raise that
23 number card. Sometimes people also like to stand up, if
24 that's your preference, as long as we can see your number
25 card, that should be fine.

1 Okay?

2 All right. If you would, please look around the jury
3 room and raise your hand if you think that you know anyone
4 else who is sitting with you on the panel today.

5 Okay.

6 All right. This case involves allegations that in
7 early 2021, Karl Delano, formerly known as Carl Torjagbo,
8 obtained a fraudulent loan from a federally insured financial
9 institution and that he filed two fraudulent 2020 federal tax
10 returns.

11 Do you have any personal knowledge of the facts of
12 this case or about the defendant that has not come from what
13 you have learned in court today?

14 Okay.

15 The indictment charges the defendant with, among
16 other offenses, bank fraud and alleges that the victim of the
17 bank fraud was JPMorgan Chase Bank.

18 Have you or anyone in your immediate family ever
19 worked for Chase Bank?

20 Anyone else?

21 Okay. I have 15 and 12.

22 Anyone else?

23 Okay. Aside from JPMorgan Chase Bank, have you or
24 any member of your immediate family or a close friend ever
25 worked for a bank or a company that issues loans?

1 All right. 9, 12, 11, 13, 15, 16.

2 I've got over on that side, 28, 40, 39, 38, and 37.

3 Did I get everyone? And 3. Thank you.

4 Has any member of the panel or any member of your
5 immediate family had an unpleasant or negative experience with
6 a bank or company that issues loans?

7 Okay. 38, 29. I'm sorry, did I see yours, ma'am?
8 Thank you. 28, 18 and 3.

9 Okay. Did I get everyone?

10 Was there someone in the back two rows? I had 38,
11 29, 28, 18 and 3.

12 Okay. In response to the COVID-19 pandemic, certain
13 federal programs were created to counteract the economic
14 hardships faced by many businesses and individuals. These
15 programs provided financial relief to businesses and
16 individuals through government funding. One of these programs
17 was the Paychecks Protection Program or what is sometimes
18 referred to as PPP.

19 Does any member of the panel have a negative opinion
20 about the Paycheck Protection Program or any other
21 government-funded economic relief program that would prevent
22 you from being a fair and impartial juror?

23 Okay. No responses.

24 Okay. Have you or has anyone in your immediate
25 family ever worked for the Small Business Administration?

1 Okay.

2 Does any member of the jury panel have any opinions
3 about the Small Business Administration, the
4 Internal Revenue Service, the Federal Bureau of Investigation
5 or any other federal, state or local law enforcement agency
6 that would affect your ability to render a fair and impartial
7 verdict in this case?

8 Okay. Would any member of the panel have difficulty
9 fairly evaluating the testimony of law enforcement witnesses
10 or other witnesses employed by government agencies?

11 Okay. In this case, you will hear from at least one
12 IRS employee.

13 Has any member of the panel had any experience that
14 would affect your ability to evaluate an IRS witness's
15 testimony in a fair and impartial manner?

16 Okay. Have you ever had an unpleasant experience
17 with any government agency or government employee which might
18 make it difficult for you to serve as a fair and impartial
19 juror in this case?

20 Okay. Have you, any member of your immediate family
21 or a close friend ever been involved in a lawsuit or any kind
22 of litigation with the United States Government?

23 Has any member of the jury panel formed a negative
24 opinion about prosecutors, police or federal investigators?

25 This case is being prosecuted by the United States

1 Attorneys Office for the Northern District of Georgia, which
2 is part of the United States Department of Justice.

3 Do you have any feelings or opinions about the
4 United States Attorneys Office or the United States Department
5 of Justice that might make it difficult for you to serve as a
6 fair and impartial juror in this case?

7 Okay. At the close of this case, the Court will
8 instruct you on the law that you must follow in reaching your
9 verdict.

10 If the Court's instructions conflict with your
11 personal beliefs or convictions, would you be unable to follow
12 the Court's instructions?

13 PROSPECTIVE JUROR: Redo that.

14 MS. CONNORS: Which I know that you've already been
15 advised of something somewhat close to this.

16 If the Court's instructions conflict with your
17 personal beliefs, would you be unable to follow the Court's
18 instructions?

19 PROSPECTIVE JUROR: Yes.

20 THE COURT: And you're Juror Number Four, correct?

21 Okay. Do you or does any member of your immediate
22 family own or operate a business?

23 And some of you may have told us about spouses owning
24 businesses, but if you will still go ahead and hold up your
25 card, that will help.

1 Number 7. Okay. All right. I have 7, 9, 10, 17,
2 19, 3, 22, 23, 40, let's see, 29, 28, 27, 25, 35, 33, 32, 25,
3 let's see, 26. Okay. Let's see. 14.

4 Okay. Did I get everyone's number?

5 Okay. All right. The indictment alleges that the
6 defendant obtained a PPP loan in the name of
7 Kremkov Industries, LLC.

8 Do you think you've ever heard of Kremkov Industries,
9 LLC?

10 Has any member of the panel applied for a PPP loan or
11 had a family member or close friend apply for a PPP loan?

12 I've got 32 and 40. Let's see, 35. Okay. And 40,
13 okay.

14 Okay. If any member of the panel or an immediate
15 family member was employed by a company that received a PPP
16 loan, is there anything about that circumstance that would
17 prevent you from being a fair and impartial juror?

18 Aside from student loans, has any member of the panel
19 applied for any type of government loan or had a family member
20 or close friend apply for one?

21 This would include loans through the
22 Small Business Administration. Okay. 18. 35, 40.

23 Okay. As part of your duties at work, have you ever
24 had any responsibility related to employees' payroll such as
25 calculating payroll, issuing checks or direct deposits and

1 enrolling new employees in payroll systems?

2 40. And what's your number back there?

3 PROSPECTIVE JUROR: 42.

4 MS. CONNORS: 42, okay. 42, 40, 37, 28, 25, 2, 9,
5 23. Yes?

6 PROSPECTIVE JUROR: Did you say outside of work or --
7 what was the --

8 MS. CONNORS: As part of your duties at work. And
9 12, okay. Did I get everyone?

10 All right. As part of your duties at work, have you
11 ever had any responsibility related to employees' tax
12 withholdings, such as federal income taxes and Social Security
13 taxes that are deducted from paychecks?

14 42, 40, 9, 12. Let's see, I've got 40. Okay. Is
15 that everyone?

16 Okay. Have you or any member of your immediate
17 family ever received a salary or wages from a mining company?

18 Okay. Have you or any member of your immediate
19 family ever worked for a trucking logistics company?

20 29, 28, 35, 5, 8, 15, 17.

21 Let's see. I believe I gotcha, yes, ma'am.

22 Aside from a change due to marriage or divorce, has
23 any member of the jury panel or close family member changed
24 his or her name?

25 29. Anyone else?

1 Okay. Have you, any of your relatives or your close
2 friends ever had any of your assets seized by the government?

3 Okay. Have you ever worked as an accountant or
4 auditor?

5 40, 28, 9, 15.

6 Have you ever worked as a tax preparer or as part of
7 your duties at work, have you had any responsibility in
8 preparing tax returns?

9 PROSPECTIVE JUROR: 40. Okay.

10 MS. CONNORS: Do you have any paralegal training?

11 17, 19.

12 Okay. Have you ever attended law school? And we
13 know we have one response at least to that.

14 Let's see. Anyone else?

15 Okay. Have you or any member of your immediate
16 family ever worked for a law firm or other organization that
17 defended people who were charged with committing crimes?

18 Okay. 29, 17, 30, 28, let's see, 23. And I think
19 I've got everyone.

20 Have you ever belonged to or donated money to any of
21 the following organizations: The ACLU, Prison Outreach, The
22 Innocence Project or the Fully Informed Jury Association?

23 Okay. 27, 28. Let's see anyone -- and 26. Anyone
24 else?

25 Okay. If you tend to feel sympathy for someone who

1 is charged with committing a crime, do you believe that those
2 feelings might make it difficult for you to serve as a fair
3 and impartial juror in this case?

4 22.

5 Do you have any beliefs or views that you have not
6 yet mentioned that would prevent you from being fair to both
7 the government and the defendant in this case?

8 Okay. Is there any other reason that you prefer not
9 to sit on this jury?

10 Yes, sir?

11 PROSPECTIVE JUROR: I just want to --

12 THE COURT: I'm sorry. We need to have you repeat
13 what you said.

14 PROSPECTIVE JUROR: I'm saying -- I said --

15 THE COURT: Stand up. I can't hear you very well.
16 Go ahead.

17 PROSPECTIVE JUROR: Yes. I'm saying that I'm losing
18 money as we speak because I'm not getting paid at Home Depot
19 for the eight hours or each time. And that's serious for me.
20 It's just me and my son living together.

21 THE COURT: Okay. Understood. Thank you.

22 PROSPECTIVE JUROR: Very hard.

23 THE COURT: Thank you.

24 MS. CONNORS: Okay. This is the point where I sit
25 down so I can write a whole bunch of stuff.

1 Okay. Let's see what you have. Okay. So let's see.

2 Juror Number 12, do you mind standing up for us so we
3 can make sure that we can see you. It's sometimes hard.

4 And you indicated that you had experience with
5 someone at JPMorgan Chase Bank?

6 PROSPECTIVE JUROR: Yes, my cousin and my uncle both
7 worked there for a considerable amount of time.

8 MS. CONNORS: Okay. Was that at a branch?

9 PROSPECTIVE JUROR: One handled loan origination,
10 something to that nature, and then my uncle, I can't remember
11 exactly what he did specifically.

12 MS. CONNORS: Okay. So do they no longer work for
13 JPMorgan Chase?

14 PROSPECTIVE JUROR: No.

15 MS. CONNORS: Okay. They don't anymore?

16 PROSPECTIVE JUROR: No.

17 MS. CONNORS: Okay. Do they work in some other type
18 of banking now?

19 PROSPECTIVE JUROR: My cousin, she works for Fidelity
20 now.

21 MS. CONNORS: Okay. And is that position still
22 anything related to loan origination?

23 PROSPECTIVE JUROR: No.

24 MS. CONNORS: Okay. And I believe you said that you
25 were a senior diversity manager at your company?

1 PROSPECTIVE JUROR: Um-hmm, yes.

2 MS. CONNORS: And what does your company do? Are you
3 Visa as in credit cards?

4 PROSPECTIVE JUROR: Um-hmm.

5 MS. CONNORS: Okay.

6 PROSPECTIVE JUROR: Well, the technology company, not
7 a credit card company.

8 MS. CONNORS: Okay, gotcha. And then are -- so are
9 you in like HR?

10 PROSPECTIVE JUROR: I am.

11 MS. CONNORS: Okay. And then both of your kids are
12 still in school; is that correct?

13 PROSPECTIVE JUROR: I have one adult child and one in
14 elementary school.

15 MS. CONNORS: Okay. And your adult child, was it
16 that they just graduated from college?

17 PROSPECTIVE JUROR: No, they're in college.

18 MS. CONNORS: Oh, in college currently. Okay.

19 Okay. And I know you also answered to if you had
20 anyone else working in the banking industry. Is that just
21 your cousin and your uncle?

22 PROSPECTIVE JUROR: I worked for Bank of America, but
23 that was some time ago.

24 MS. CONNORS: Okay.

25 PROSPECTIVE JUROR: I think that was the question

1 that was asked.

2 MS. CONNORS: Yes. So you worked there. What was
3 your role at Bank of America?

4 PROSPECTIVE JUROR: A bank teller.

5 MS. CONNORS: And do you remember approximately how
6 long ago that was?

7 PROSPECTIVE JUROR: Oh, 15, 15 years.

8 MS. CONNORS: Okay. And how long were you there?

9 PROSPECTIVE JUROR: I was there almost two years.

10 MS. CONNORS: So that was at like a local bank
11 branch?

12 PROSPECTIVE JUROR: It was.

13 MS. CONNORS: Okay. And let me see so I can avoid
14 having you stand up multiple times. Let's see. Make sure
15 that I'm not forgetting.

16 Okay. You indicated that you have some job duties --
17 job responsibilities related to payroll.

18 PROSPECTIVE JUROR: So I've had job responsibilities
19 to onboard talent, so contractors.

20 MS. CONNORS: Um-hmm.

21 THE WITNESS: And so usually we use some type of
22 staffing agency for that. And so I have to go in and make
23 sure that their hours are processed or correct before payments
24 are submitted.

25 MS. CONNORS: Okay. So is it mostly contractors, not

1 for the salaried employees?

2 PROSPECTIVE JUROR: Exactly.

3 MS. CONNORS: Okay. I think that's all I have. I
4 think that's it. Thank you so much, ma'am.

5 Okay. And Juror Number 15. And hello, I think you
6 said you also knew someone who had worked for Chase Bank.

7 PROSPECTIVE JUROR: Yes, a close friend in Louisiana.

8 MS. CONNORS: Okay. Do they still work there?

9 PROSPECTIVE JUROR: No.

10 MS. CONNORS: Okay. How long ago was that?

11 PROSPECTIVE JUROR: About three or four years ago.

12 MS. CONNORS: Okay. And do you know if they did
13 anything related to loans?

14 PROSPECTIVE JUROR: She was a loan officer.

15 MS. CONNORS: Okay. Do you know what type of loans,
16 like was it mortgage or business loans?

17 PROSPECTIVE JUROR: Business.

18 MS. CONNORS: Okay. Let's see. And how long have
19 you been retired?

20 PROSPECTIVE JUROR: Two years.

21 MS. CONNORS: Two years. And then I believe you said
22 your husband was also retired. Was that at about the same
23 amount of time?

24 PROSPECTIVE JUROR: A little more.

25 MS. CONNORS: A little more, okay.

1 And you said both of your kids are engineers. What
2 type of engineers?

3 PROSPECTIVE JUROR: Mechanical.

4 MS. CONNORS: Okay. And what type of company do they
5 work for?

6 PROSPECTIVE JUROR: Consulting and a small private
7 engineering firm here.

8 MS. CONNORS: Okay. Okay. And then you indicated
9 that you had some other -- knew other people in the banking
10 industry or people that issued loans.

11 Is that someone aside from your friend?

12 PROSPECTIVE JUROR: No, just her.

13 MS. CONNORS: Just her, okay. All right. And let's
14 see.

15 And then you indicated you had a family member who
16 had worked for a trucking or logistics company?

17 PROSPECTIVE JUROR: Yes, my stepfather.

18 MS. CONNORS: Okay. And is that his current
19 employment or was that in the past?

20 PROSPECTIVE JUROR: In the past.

21 MS. CONNORS: Okay. Did he own his own company or
22 did he work for a company?

23 PROSPECTIVE JUROR: Work for.

24 MS. CONNORS: And you indicated that you had done
25 some work activities as an accountant or auditor.

1 What was that?

2 PROSPECTIVE JUROR: I worked for SunTrust and Truist
3 Bank --

4 MS. CONNORS: Okay.

5 THE WITNESS: -- for a number of years, auditor,
6 accountant, and Delta Community Credit Union --

7 MS. CONNORS: Okay.

8 PROSPECTIVE JUROR: -- as an auditor, accountant and
9 the risk manager.

10 MS. CONNORS: Okay.

11 PROSPECTIVE JUROR: Risk officer.

12 MS. CONNORS: And as a risk manager, what were --
13 what was your primary role?

14 PROSPECTIVE JUROR: I worked in the finance area,
15 supporting HR, just different areas of the bank.

16 MS. CONNORS: Okay. Did you have to do anything with
17 account risk or were you mostly on the side of any kind of
18 employee/employer operational risk?

19 PROSPECTIVE JUROR: Like employer.

20 MS. CONNORS: Okay. Anything else?

21 PROSPECTIVE JUROR: (No audible response.)

22 MS. CONNORS: Okay. Thank you, ma'am.

23 Okay. And Juror Number 9. Hello.

24 I believe you said that you had someone who had
25 worked for a bank or a company that issues loans?

1 PROSPECTIVE JUROR: Yes. I put myself through
2 college working at a bank.

3 MS. CONNORS: Okay. And what bank did you work for?

4 PROSPECTIVE JUROR: Bank of America. It changed like
5 five times when I was there, before it was a credit union,
6 so...

7 MS. CONNORS: Okay. And how long ago was that?

8 PROSPECTIVE JUROR: How old am I? 56, so 18, 19.

9 MS. CONNORS: You pretty much just moved out of that
10 banking industry when you got out of school?

11 PROSPECTIVE JUROR: Yes, ma'am.

12 MS. CONNORS: Okay. Anyone else that -- any family
13 members or close friends that work for a bank or any other
14 company that would issue loans?

15 PROSPECTIVE JUROR: No, ma'am.

16 MS. CONNORS: Okay. All right. Let me see. And I
17 believe you said that you're a CFO for a real estate company.
18 How long have you been in that position?

19 PROSPECTIVE JUROR: Three years.

20 MS. CONNORS: Okay. And what did you do before that?

21 PROSPECTIVE JUROR: I was just -- I was a controller
22 for Mercedes Benz Stadium.

23 MS. CONNORS: Okay.

24 PROSPECTIVE JUROR: Food and beverage.

25 MS. CONNORS: The stadium right over here?

1 PROSPECTIVE JUROR: (Nodding.)

2 MS. CONNORS: Okay. And in that work activity,
3 have -- do you have any control over hiring or payroll, any
4 type of activity like that?

5 PROSPECTIVE JUROR: Yeah, I've done payroll for as
6 many years as I've been in accounting.

7 MS. CONNORS: Okay. So is that something that is
8 part of your regular duties?

9 PROSPECTIVE JUROR: Yeah. Right now I do payroll
10 every two weeks.

11 MS. CONNORS: Okay. And so would you be responsible
12 for the tax withholdings, anything like that?

13 PROSPECTIVE JUROR: Yes, ma'am.

14 MS. CONNORS: Does that mean you also -- do you have
15 any experience with having to submit any tax documents for the
16 company?

17 PROSPECTIVE JUROR: Yes, I put everything together
18 for the tax documents.

19 MS. CONNORS: Okay. All right. And I know you
20 responded that you'd been an accountant or auditor.

21 Is it all in that capacity that you've already
22 discussed?

23 PROSPECTIVE JUROR: Yes, ma'am.

24 MS. CONNORS: Okay. Let's see.

25 And then you also indicated you had a family member

1 or a close friends who owned their own company.

2 PROSPECTIVE JUROR: My wife, yes, ma'am.

3 MS. CONNORS: Okay. Is that the interior design
4 business?

5 THE WITNESS: Yes, ma'am.

6 MS. CONNORS: Okay. And how long has she had that
7 company?

8 PROSPECTIVE JUROR: The year before COVID, so
9 probably four or five years.

10 MS. CONNORS: Okay. Around like maybe 2019 or so?

11 PROSPECTIVE JUROR: Yes, ma'am.

12 MS. CONNORS: Okay. And I don't believe you raised
13 your hand about anything that she had received a PPP loan; is
14 that correct?

15 PROSPECTIVE JUROR: No, ma'am.

16 MS. CONNORS: Okay. Thank you so much, sir.

17 And Juror Number 11, I believe you said that you knew
18 someone who was in the banking or loan industry.

19 Who is that?

20 PROSPECTIVE JUROR: My cousin.

21 MS. CONNORS: And how long has your cousin been in
22 that position?

23 PROSPECTIVE JUROR: For about two years now.

24 MS. CONNORS: Okay. And so that's their current
25 position?

1 PROSPECTIVE JUROR: Yes.

2 MS. CONNORS: Do you know what bank or company they
3 work for?

4 PROSPECTIVE JUROR: Wells Fargo.

5 MS. CONNORS: And are they in loan origination or do
6 they have another type of employment with the bank?

7 PROSPECTIVE JUROR: It's software development.

8 MS. CONNORS: Okay. So do you mean they're more on
9 like the IT side of the bank?

10 PROSPECTIVE JUROR: Correct.

11 MS. CONNORS: So they wouldn't do things like account
12 openings or dealing with the actual bank accounts at the bank,
13 they're more computers?

14 PROSPECTIVE JUROR: Yes, correct.

15 MS. CONNORS: Okay. Okay. And I know you mentioned
16 you're 14 years in the U.S.

17 PROSPECTIVE JUROR: Correct.

18 MS. CONNORS: Congratulations. Where are you from
19 originally?

20 PROSPECTIVE JUROR: Nigeria.

21 MS. CONNORS: And do you still have family that lives
22 in Nigeria?

23 PROSPECTIVE JUROR: Correct.

24 MS. CONNORS: Okay. And let's see. I know you said
25 you were a Stranger Things fan so you must be eager for the

1 new season to come out.

2 PROSPECTIVE JUROR: Yes, I am.

3 MS. CONNORS: Eventually. They keep promising.

4 Okay. Let's see. Let me double-check if there was anything
5 else that you responded to. I think that's it. Thank you so
6 much, sir.

7 PROSPECTIVE JUROR: Thank you.

8 MS. CONNORS: Okay. If we can go to Juror Number 13.

9 PROSPECTIVE JUROR: Thank you.

10 MS. CONNORS: And, ma'am, I know you said you were a
11 full-time student in Albany.

12 PROSPECTIVE JUROR: Yeah, Albany State University in
13 Albany, Georgia.

14 MS. CONNORS: Okay. So are you -- are you here in
15 between school starting back?

16 PROSPECTIVE JUROR: Yes.

17 MS. CONNORS: So you don't keep a permanent residence
18 there; is that right?

19 PROSPECTIVE JUROR: No. My permanent residence is in
20 Gwinnett County.

21 MS. CONNORS: Okay.

22 PROSPECTIVE JUROR: Um-hmm.

23 MS. CONNORS: When does school start back?

24 PROSPECTIVE JUROR: August 18th.

25 MS. CONNORS: Okay. So you won't have to go back to

1 the temporary residence until that timeframe, right?

2 PROSPECTIVE JUROR: Yes.

3 MS. CONNORS: The whole time of this trial, you would
4 still be staying here in Gwinnett County?

5 PROSPECTIVE JUROR: Yes.

6 MS. CONNORS: Okay. And you indicated you're in like
7 a forensic science program?

8 PROSPECTIVE JUROR: Yeah.

9 MS. CONNORS: And how many years in are you?

10 PROSPECTIVE JUROR: That's my pager. I'm in my last
11 semester.

12 MS. CONNORS: Okay. And have you had any kinds of
13 like internships or anything related to that?

14 PROSPECTIVE JUROR: Not really. I did a crime scene
15 investigation summit, was it like last month, but I also did
16 an Albany Police Academy, like a program with them, but yeah.

17 MS. CONNORS: Okay.

18 PROSPECTIVE JUROR: So just a little -- yeah.

19 MS. CONNORS: Is there anything about your education
20 and the training that you're going through right now that you
21 think would interfere with your ability to strictly view the
22 evidence in this case and not try to bring in potentially
23 outside knowledge, just listen to the Judge?

24 PROSPECTIVE JUROR: No. I'm just here for the facts
25 of the case, so...

1 MS. CONNORS: Okay.

2 PROSPECTIVE JUROR: It's just the facts.

3 MS. CONNORS: And is there anything about your
4 training or background that would make you assume that there
5 should be certain types of evidence presented in a case?

6 PROSPECTIVE JUROR: No.

7 MS. CONNORS: And let's see. I believe you said that
8 you had a family member or a close friend who worked for a
9 bank or a loan company?

10 PROSPECTIVE JUROR: Yeah, my dad. It was like 40
11 years ago.

12 MS. CONNORS: Okay.

13 PROSPECTIVE JUROR: And he also worked with Charles
14 Schwab, so he did move like money from different accounts for
15 people, yeah --

16 MS. CONNORS: Okay.

17 PROSPECTIVE JUROR: -- stuff like that, managed
18 money, so...

19 MS. CONNORS: Okay. So and he -- you said that a few
20 years ago he stopped working in that industry altogether or is
21 he now with Charles Schwab?

22 PROSPECTIVE JUROR: He stopped working there like 40
23 years ago. It was a long time ago --

24 MS. CONNORS: Okay.

25 PROSPECTIVE JUROR: -- in New York, so Wall Street,

1 yeah, um-hmm.

2 MS. CONNORS: Gotcha. So nothing recent.

3 You haven't talked to him about loans or anything
4 like that?

5 PROSPECTIVE JUROR: No, nothing recent.

6 MS. CONNORS: Okay. All right. Let me glance
7 through and see. And I think that was it. Thank you.

8 Juror Number 16. Hi, how are you?

9 PROSPECTIVE JUROR: Doing well.

10 MS. CONNORS: Let's see. And so you indicated that
11 you had a friend or family member who worked for a bank or a
12 loan company?

13 PROSPECTIVE JUROR: Yeah, my great cousin.

14 MS. CONNORS: Okay.

15 PROSPECTIVE JUROR: Um-hmm.

16 MS. CONNORS: Is that a current position that they
17 have or something in the past?

18 PROSPECTIVE JUROR: Yeah, they had a position. I
19 think it's at like Wells Fargo or something. I'm not sure
20 exactly what they do.

21 MS. CONNORS: Okay. But you think that they do -- do
22 you know if they work in the loan department or is it just in
23 the bank?

24 PROSPECTIVE JUROR: Just in the bank that I know of.

25 MS. CONNORS: Okay. And I know you indicated that

1 you had family who was in law enforcement.

2 Is there anything about that fact that would prevent
3 you from being fair and impartial in this case?

4 PROSPECTIVE JUROR: No.

5 MS. CONNORS: Okay. And let me just double-check.

6 All right. Thank you, sir.

7 PROSPECTIVE JUROR: Thank you.

8 MS. CONNORS: Okay. All right. And Juror Number 28.

9 And you indicated that you knew someone in the
10 banking industry or loan industry?

11 PROSPECTIVE JUROR: Yeah, for many years I worked for
12 GE Capital.

13 MS. CONNORS: Okay.

14 PROSPECTIVE JUROR: I left there about 15, 16 years
15 ago.

16 MS. CONNORS: Okay. And how long were you there?

17 PROSPECTIVE JUROR: I was -- in total, I was at GE
18 for about 12 years, I think 6 or more on the capital side.

19 MS. CONNORS: Okay. And during that time, did you
20 have involvement in loans?

21 PROSPECTIVE JUROR: I did not do loan originations.

22 MS. CONNORS: Okay. And you're currently with
23 Boeing?

24 PROSPECTIVE JUROR: Yes.

25 MS. CONNORS: Airplanes?

1 PROSPECTIVE JUROR: Yes.

2 MS. CONNORS: And what do you do in program
3 management there?

4 PROSPECTIVE JUROR: Right now I'm leading a program
5 to implement a new payroll system for all of our international
6 offices.

7 MS. CONNORS: Okay.

8 PROSPECTIVE JUROR: So not the U.S., but every other
9 country.

10 MS. CONNORS: Okay. And do you have experience with
11 international payroll?

12 PROSPECTIVE JUROR: I do now.

13 MS. CONNORS: Okay. And is that on like the
14 processing side or are you more on like a software side?

15 PROSPECTIVE JUROR: Both. We're -- we're improving
16 the process and we're implementing software.

17 MS. CONNORS: All right. And in terms of that
18 experience, are there certain countries that you're mostly
19 focused on?

20 PROSPECTIVE JUROR: It's all countries except the
21 U.S. It's about 51 countries in total.

22 MS. CONNORS: Okay. Okay.

23 PROSPECTIVE JUROR: We -- we've completed nine, UK
24 will be the tenth and then we've got another 41 to go.

25 MS. CONNORS: Okay. That sounds like a big project.

1 Let's see.

2 And so I believe that you responded a couple of times
3 to information about payroll.

4 Is that current program is that the only payroll
5 program, you haven't done that work in the past?

6 PROSPECTIVE JUROR: I did an internship in college
7 with a small company and I did the payroll for them, but that
8 was longer than I care to admit.

9 MS. CONNORS: Okay. I understand. Let's see.

10 And you indicated that you had a family member who
11 was in the trucking or logistics business.

12 PROSPECTIVE JUROR: My dad worked for Consolidated
13 Freightways. And when he retired, he established his own
14 trucking company.

15 MS. CONNORS: Okay.

16 PROSPECTIVE JUROR: He's retired full now.

17 MS. CONNORS: Okay. And I believe you had indicated
18 you had a family member who had their own business.

19 Is that your dad's business?

20 PROSPECTIVE JUROR: My dad. I also have an executive
21 coaching firm.

22 MS. CONNORS: Okay. So that's your own business that
23 you do in addition to working for Boeing?

24 THE WITNESS: Correct.

25 MS. CONNORS: And how long have you had that

1 business?

2 PROSPECTIVE JUROR: Since 2015.

3 MS. CONNORS: And it's a consulting business?

4 PROSPECTIVE JUROR: Yes.

5 MS. CONNORS: And do you have employees as part of
6 that business?

7 PROSPECTIVE JUROR: No.

8 MS. CONNORS: It's just you?

9 PROSPECTIVE JUROR: Just me.

10 MS. CONNORS: Okay. And I believe you indicated that
11 you had some type of unpleasant experience with a bank or a
12 loan department. Was it -- was it you or someone else?

13 PROSPECTIVE JUROR: No, it was a friend from college.

14 MS. CONNORS: Okay. This is something we discussed,
15 right?

16 PROSPECTIVE JUROR: No.

17 THE COURT: Oh, this is something else?

18 PROSPECTIVE JUROR: Yeah. What we discussed, I
19 didn't think we needed to talk through again.

20 THE COURT: Yes.

21 PROSPECTIVE JUROR: So I didn't raise my number for
22 any of that.

23 THE COURT: Yes.

24 MS. CONNORS: No, this would be something different,
25 correct?

1 PROSPECTIVE JUROR: Correct.

2 MS. CONNORS: So you said that was when you were in
3 college.

4 PROSPECTIVE JUROR: No, recently one of my friends
5 from college had -- is going through an issue with
6 Bank of America right now.

7 MS. CONNORS: Okay. And do you have any kind of
8 familiarity about that issue or do you just know that it
9 exists?

10 PROSPECTIVE JUROR: Oh, yeah. We've talked about it
11 quite a bit.

12 MS. CONNORS: Okay.

13 PROSPECTIVE JUROR: It's related to her mortgage
14 account.

15 MS. CONNORS: Okay.

16 PROSPECTIVE JUROR: She was generally paying her
17 taxes direct. She made a mistake after 20 something years and
18 they have overcharged her in escrow, I think you call it,
19 whatever you call it when you pay your taxes to the mortgage
20 company and then they pay it out.

21 MS. CONNORS: Um-hmm.

22 PROSPECTIVE JUROR: And she's fighting them now on
23 that. And she -- we spoke about it about a week ago. She
24 asked me if I know other people who worked there. I did. I
25 gave her some names.

1 MS. CONNORS: Okay. So you know some people who work
2 at Bank of America?

3 PROSPECTIVE JUROR: I do.

4 MS. CONNORS: Okay. Is that someone other than who
5 you mentioned earlier?

6 PROSPECTIVE JUROR: Yes.

7 MS. CONNORS: Okay. Are they in the loan department
8 there?

9 PROSPECTIVE JUROR: One of them is operations, she
10 does like six sigma work. And the other guy is managing
11 director. My guess is he's got probably some loan activity
12 under his group.

13 MS. CONNORS: Okay. Anything about your friend's
14 issues with Bank of America that would prevent you from being
15 a fair and impartial juror in this case?

16 PROSPECTIVE JUROR: No.

17 MS. CONNORS: And if there was any evidence related
18 to bank accounts at Bank of America, do you think that that
19 would affect anything about your impartiality in the case?

20 PROSPECTIVE JUROR: I don't think so.

21 MS. CONNORS: Let's see. And again, so the trucking
22 business was the only business for a family member?

23 PROSPECTIVE JUROR: (Nodding.)

24 MS. CONNORS: Okay. And that was before your dad
25 retired, correct?

1 PROSPECTIVE JUROR: Correct.

2 MS. CONNORS: Okay. And I believe you said that you
3 had a member of your immediate family that worked for a law
4 firm or another organization?

5 PROSPECTIVE JUROR: My mom.

6 MS. CONNORS: Okay. How long --

7 PROSPECTIVE JUROR: She's retired as well.

8 MS. CONNORS: Okay.

9 PROSPECTIVE JUROR: And she's been retired now for
10 six or seven years.

11 MS. CONNORS: Okay. And what did she -- she worked
12 for a law firm?

13 PROSPECTIVE JUROR: She worked for two different law
14 firms, both times were I think more than 20 years ago.

15 MS. CONNORS: Okay.

16 PROSPECTIVE JUROR: She -- she's worked for judges in
17 the past, she's worked for lawyers in the past, she was clerk
18 of courts for two small suburbs in Ohio.

19 MS. CONNORS: But was all of that more than 20 years
20 ago or has she done that more recently?

21 PROSPECTIVE JUROR: When she retired, she retired
22 from a clerk of courts job from a suburb in Ohio.

23 MS. CONNORS: Okay. And then you also indicated that
24 you had accounting or auditor experience.

25 Is that something different than what you've

1 mentioned before in terms of the payroll?

2 PROSPECTIVE JUROR: Yes, it is different.

3 MS. CONNORS: Okay.

4 PROSPECTIVE JUROR: I served as an auditor. I did
5 all of my formative years in finance.

6 MS. CONNORS: Okay.

7 PROSPECTIVE JUROR: And I served as an auditor for GE
8 Lighting, and I did a little bit of auditing on special
9 projects at GE Capital.

10 MS. CONNORS: Okay. And is there anything about your
11 background in banking and in finance that you think would kind
12 of influence how you would look at the evidence in this case
13 or do you think that you would just be able to look at the
14 records and listen to the testimony particularly from any kind
15 of bank employees?

16 PROSPECTIVE JUROR: I want to say yes.

17 MS. CONNORS: I get the want.

18 PROSPECTIVE JUROR: But if a question may come up in
19 my brain, I want to say yes, but there may -- I may have a
20 question that -- that isn't covered and --

21 MS. CONNORS: Okay.

22 PROSPECTIVE JUROR: And that might bother me a bit.

23 MS. CONNORS: Okay. So do you think that if there
24 was something that you didn't feel had been presented during
25 the case, would it affect your ability to deliberate with your

1 fellow jurors and be able to kind of keep that outside, only
2 focus on what is in the case?

3 PROSPECTIVE JUROR: Yes, I can only focus on what's
4 in the case.

5 MS. CONNORS: Okay. Okay. And then I think the last
6 thing I wanted to cover with you was you indicated that you
7 had donated to one of the organizations, which one was it?

8 PROSPECTIVE JUROR: ACLU.

9 MS. CONNORS: Okay. And how long ago was that?

10 PROSPECTIVE JUROR: Last year.

11 MS. CONNORS: Okay. Do you regularly donate to them?

12 PROSPECTIVE JUROR: I do.

13 MS. CONNORS: Okay. Anything about your involvement
14 with the ACLU that you think would prevent you from being a
15 fair and impartial juror?

16 PROSPECTIVE JUROR: Huh-uh.

17 MS. CONNORS: Okay. I believe that was all I had.

18 Okay. And, Judge, I think now was when you wanted to
19 take a break.

20 THE COURT: Okay. Let's take our lunch break now.
21 We're going to come back in one hour, at 1:40.

22 Okay?

23 So again, make sure you know where you're coming back
24 to, you've got to come back to that same place. And make sure
25 that you do not talk to each other about this case.

1 All right?

2 Same rule applies. You cannot talk to each other
3 about this case.

4 All right. Enjoy the lunchroom downstairs.

5 (Whereupon, the prospective jurors exited the
6 courtroom.)

7 THE COURT: Ms. Connors, how much longer do you think
8 you have?

9 MS. CONNORS: We have several people who had -- there
10 were a lot of people who answered.

11 THE COURT: I'm just asking how much longer you think
12 you have.

13 MS. CONNORS: Best guess, an hour.

14 THE COURT: An hour more?

15 MS. CONNORS: I would guess.

16 THE COURT: Okay. I mean, does anybody want to raise
17 cause issues? I mean, that woman you spent about 12 minutes
18 with, I think the last thing we heard from her was that she
19 could not be fair.

20 MR. FINLAYSON: And I think she said that earlier
21 about the aunt as well.

22 MS. CONNORS: Yes.

23 MR. FINLAYSON: She was upset that she couldn't get
24 off --

25 THE COURT: When we brought her in, she said I can't

1 be fair and we've just spent 12 minutes on her.

2 MS. CONNORS: Okay.

3 MR. FINLAYSON: It was interesting.

4 MS. CONNORS: Your Honor, I mean, I agree, like I
5 think she probably should be struck for cause anyway, but then
6 out of an abundance of caution, I don't want to not --

7 THE COURT: Well, let's go through the ones that
8 you-all think should be struck for cause now, so that we can
9 streamline it.

10 I know I say I'm not putting time limits, and I'm
11 not, but you-all have to keep in mind that it doesn't mean
12 that you ought to use every moment that you think you have to
13 use. The jury wants to be dealt with efficiently and it just
14 puts the burden of self policing on you-all.

15 All right. Anybody want to raise for-cause
16 challenges so far?

17 MR. FINLAYSON: I would raise for Number Three. I
18 know there was attempts to Mr. Lee, I know there were attempts
19 to rehabilitate him, but I think his initial reaction spoke
20 volumes. The fact that he works with the DeKalb County Police
21 Department, the nature of his field.

22 I mean, he's not a law enforcement officer, but he
23 might as well be one, so I think Number Three should go for
24 cause.

25 I also think Number 4, the Jehovah's Witness should

1 go for cause.

2 MS. CONNORS: Your Honor, I agree with Number 4, it
3 seems clear multiple times when there was any question about
4 what other people --

5 THE COURT: I agree.

6 MS. CONNORS: His beliefs --

7 THE COURT: He should be removed for cause. He
8 clearly said he can't sit in judgment.

9 MS. CONNORS: Yes, Your Honor.

10 Your Honor, Mr. Lee is a bit of a conundrum for me.
11 He did say that he thought that he could be objective. I'll
12 admit I think my bigger concern with him is that sometimes
13 during Mr. Finlayson's reaction with him, I was not confident
14 he was understanding some of the questions, so I don't have an
15 objection to him being struck.

16 I do think that there was some attempt to try to
17 rehabilitate him. He is not in law enforcement, but he did
18 seem to want to make a very big point that he reviews case law
19 as part of his regular profession and that he felt like that
20 would influence his ability to be a juror.

21 THE COURT: So I will say I don't -- I saw his first
22 reaction, I think he was just wanting to tell us what his job
23 is because it touched on cyber crime. But he was very clear
24 that he can be fair.

25 He said -- I can go back and look at the

1 transcript -- but he described his work with the police as a
2 survey that he was now analyzing, but that his -- the work
3 that he does is scientific.

4 And I did not hear him say in any way that he did not
5 think that he could be fair or that he had any doubt about his
6 ability to put aside his -- what he believes the law to be in
7 his work and judge this case based upon the law that I give
8 him and the facts that he hears.

9 I have some concern over his comprehension, but I
10 think that's mostly his speaking. I haven't seen anything
11 that makes me think he's not following everything. You-all
12 can probe that more with him.

13 I understand why both of you might want him struck,
14 but that's the purpose of your strikes. I don't think that I
15 heard anything rise to the level of cause, and I'm going to --
16 I'm not going to apply a lesser degree of cause because
17 you-all both want him out for cause. I didn't hear him say
18 something like that.

19 Anyone else?

20 MS. CONNORS: Yes, Your Honor. Your Honor, Juror
21 Number 18, that was the individual who came in. Some of the
22 things she said was she felt like her family history as well
23 as her own personal history of having been arrested before,
24 that things were blown out of proportion, tainted view of the
25 legal system, even when there is proof, it doesn't matter.

1 That is certainly a huge concern.

2 And I do think Mr. Finlayson was trying to
3 rehabilitate her to some degree, but ultimately, her answers
4 were not unequivocal that she would be able to put all of that
5 aside. She at all junctures was saying that she did not think
6 that she could put it aside, that she maintains this tainted
7 view and that that -- it would affect her ability to be on
8 this jury, so I think she should be struck for cause.

9 THE COURT: Mr. Finlayson, do you think you
10 rehabilitate her?

11 MR. FINLAYSON: I'd like to think that I could
12 rehabilitate anyone.

13 THE COURT: Do you think you did in this case?

14 MR. FINLAYSON: She was very human and honest in her
15 answers. And I think she was expressing the reservations that
16 anyone might have. I think she was the one that said I can't
17 give it 100 percent or something like that, but it was close.

18 THE COURT: Yes. The record won't reflect the
19 hesitation in your voice in answering that.

20 MR. FINLAYSON: Thank you.

21 THE COURT: But I think that -- I don't think that
22 she was -- I think she was very honest. I think she said
23 something like I would hope to think that I could, but I can't
24 be sure. And I think that means that she has hit the mark for
25 cause.

1 Anyone else?

2 MS. CONNORS: Your Honor, 22 is a little difficult
3 for me. I mean, I am concerned that she is saying that
4 this -- her son's current issues are overwhelming her to the
5 point where she can't concentrate. I did ask her if she was
6 having problems at work because of it --

7 THE COURT: I think she said very clearly that she
8 cannot concentrate.

9 MS. CONNORS: Yes, Your Honor.

10 THE COURT: That she will be listening to the
11 witnesses and thinking about her son.

12 MS. CONNORS: Yes.

13 THE COURT: Mr. Finlayson?

14 MR. FINLAYSON: My only concern about her answers
15 is -- and I -- and we don't know where the truth is here, but
16 I thought they were -- I questioned the sincerity. Like I
17 worry, let's say this, I worried that she was saying what she
18 needed to say to get out of here and that was --

19 THE COURT: I did not have that. I had -- my
20 impression was that her son is in jail on indecent exposure
21 charges and that she is a distraught mother, that she thinks
22 there is need for mental health, she hasn't been able to get
23 it for him and she doesn't know what will happen to him when
24 he does get out. It could be that she was using that for the
25 convenience, but I did not get that impression.

1 Actually, I do not expect her to come to what she
2 said when we brought her back here, which was essentially that
3 she doesn't think she's going to be able to pay attention.

4 I'm inclined to strike her for cause as well.

5 And then anyone else?

6 MR. FINLAYSON: Well, where we started, Number 28.

7 MS. CONNORS: Yes, Your Honor.

8 THE COURT: Yes. I'm inclined to strike 28 as well.

9 So, I mean, I'm not going to do -- unless you want me
10 to now, does anybody intend to go back in on either Number 18,
11 Number 22, Number 28, any of those three?

12 MR. FINLAYSON: No, sir.

13 MS. CONNORS: In terms of questioning, no, sir.

14 THE COURT: Okay. Then I will strike those for
15 cause.

16 MR. FINLAYSON: And what about 4?

17 THE COURT: 18, 22, 28 and 4. 4 is -- yes, 4. I'll
18 strike all three of those -- four of those for cause.

19 If you want to go back in on Mr. Lee more, you can.
20 And anyone else you can, just because you-all said you don't
21 plan to go back in on those folks, I'm going to strike them
22 for cause now. I would have waited if you had said you
23 intended to.

24 Okay. Anything else?

25 MS. CONNORS: No, Your Honor.

1 THE COURT: All right. We'll be back at 20 'til.

2 Okay. Thank you.

3 MR. FINLAYSON: Thank you, sir.

4 (Whereupon, a lunch recess was taken.)

5 THE COURT: All right. Y'all ready?

6 MR. FINLAYSON: Yes, sir.

7 THE COURT: I have one other observation. We need 32
8 jurors to pick from.

9 MS. CONNORS: Umm-hmm.

10 THE COURT: We excused four, I think that is; is that
11 right?

12 MS. CONNORS: Yes, Your Honor.

13 THE COURT: So that means we will be picking --
14 unless we lose more jurors, we will only be picking through
15 Juror 36, it looks like.

16 MR. FINLAYSON: And that's alternates as well, right?

17 THE COURT: Yes. Because you're going to get ten and
18 six strikes, ten for the defense, six for the government, and
19 then one more each for alternates, right?

20 MS. CONNORS: Um-hmm.

21 THE COURT: We're going to pick the first 14 -- the
22 first 12 will be our jurors. The next 2 will be our
23 alternates. So 16 plus 14 plus 2 is 32. And so we will only
24 be -- but we've got to have 4 more because we struck 4, so
25 we'll be picking from 36.

1 So as you go through it, I don't think that there is
2 much chance of 37 through 43 getting on the jury is what I'm
3 trying to get to.

4 Okay?

5 MR. FINLAYSON: Agreed.

6 THE COURT: Okay. All right. Are y'all ready for
7 the jury to come in?

8 MS. CONNORS: Yes, Your Honor.

9 THE COURT: Okay. Thank you, sir.

10 (Whereupon, the prospective jurors entered the
11 courtroom.)

12 THE COURT: All right. Anybody missing a neighbor?

13 Okay. Ms. Connors, go ahead. Thank you.

14 Everybody Okay? Anybody have any questions?
15 Concerns? Problems?

16 All right. Ms. Connors, go ahead.

17 MS. CONNORS: Thank you, Judge.

18 All right. Now that I've made my cheat sheet
19 hopefully I can go in order a little bit better.

20 So we are going to start with Juror Number 2.

21 I believe you said that you had some payroll duties
22 or experience with payroll?

23 PROSPECTIVE JUROR: Yes, ma'am, very little.

24 MS. CONNORS: Okay. Uh-oh.

25 COURTROOM DEPUTY: Do you need batteries?

1 PROSPECTIVE JUROR: Thank you. I basically am just
2 in charge of getting the timecards ready to go up to our
3 corporate office for HR to spit the payroll, so just making
4 sure vacation time is on there correctly, everybody's clocked
5 in and out and stuff like that so...

6 MS. CONNORS: Okay. So even though you're the
7 practice manager, you're not handling specifically calculating
8 the payroll or having to do --

9 PROSPECTIVE JUROR: Correct, correct.

10 MS. CONNORS: Okay. Thank you.

11 PROSPECTIVE JUROR: Um-hmm.

12 MS. CONNORS: Okay. And Juror Number 5. I believe
13 you said you like crime shows.

14 Which crime shows do you like?

15 PROSPECTIVE JUROR: I watched basically all of them
16 like NCIS, Law & Order, stuff like that.

17 MS. CONNORS: So obviously those are dramas and TV
18 shows.

19 PROSPECTIVE JUROR: Yeah.

20 MS. CONNORS: Is there anything about watching those
21 TV shows that would, you know, kind of color how you would
22 anticipate the trial should unfold or how the evidence should
23 unfold?

24 PROSPECTIVE JUROR: (Shaking head.)

25 MS. CONNORS: Able to separate reality --

1 PROSPECTIVE JUROR: Yeah.

2 MS. CONNORS: -- from that?

3 Okay. And then I know you mentioned that you had a
4 cousin who was in -- involved in the criminal justice system
5 at one point.

6 Did you have any reason to believe that he wasn't
7 treated fairly?

8 PROSPECTIVE JUROR: No.

9 MS. CONNORS: Okay. Thank you so much.

10 PROSPECTIVE JUROR: Um-hmm.

11 MS. CONNORS: And let's see. Juror Number 8.

12 PROSPECTIVE JUROR: Yes, ma'am.

13 MS. CONNORS: I believe you said you had a family
14 member or someone who was in the trucking business?

15 PROSPECTIVE JUROR: My dad used to drive trucks and
16 my uncles.

17 MS. CONNORS: Okay. And are they now retired or just
18 changing professions?

19 PROSPECTIVE JUROR: They're deceased now, yes.

20 MS. CONNORS: Okay. Sorry about that.

21 PROSPECTIVE JUROR: That's Okay.

22 MS. CONNORS: Okay. Thank you.

23 PROSPECTIVE JUROR: Thank you.

24 MS. CONNORS: And let's see. And Juror Number 10, I
25 believe you had a family member who owned their own business?

1 PROSPECTIVE JUROR: Yeah. My uncle did something in
2 marketing. I'm not a whole lot sure, but he owned his own
3 marketing firm, I think.

4 MS. CONNORS: So you don't really have any details
5 about that business or how it operated, how he ran it?

6 PROSPECTIVE JUROR: None at all.

7 MS. CONNORS: All right. Thank you.

8 PROSPECTIVE JUROR: Um-hmm.

9 MS. CONNORS: And Juror Number 14.

10 Ma'am, I know you said you were starting a new job on
11 Monday; is that right?

12 PROSPECTIVE JUROR: Yes, ma'am.

13 MS. CONNORS: We're certainly hoping this trial stays
14 on track and would be done within five days.

15 But if it wasn't, would that create problems for you?

16 PROSPECTIVE JUROR: Yes, it would.

17 MS. CONNORS: Okay. Is it one of those things that
18 if you can't start on Monday, would you not be able to start
19 with them at all or do you think they would give you
20 flexibility?

21 PROSPECTIVE JUROR: So I did notify them already in
22 case I wasn't pardoned. It's a matter of it's orientation for
23 a new grad nurses, so they do it in cohorts, like in groups,
24 so the first week, the first weeks are probably the most
25 important.

1 MS. CONNORS: Okay.

2 PROSPECTIVE JUROR: Yeah.

3 MS. CONNORS: So if you missed the orientation on say
4 Monday, would that mean you had to wait until a later
5 timeframe to do the orientation or would you still be able to
6 start on Tuesday?

7 PROSPECTIVE JUROR: Honestly, I'm not sure, but I
8 already emailed her.

9 MS. CONNORS: Okay.

10 PROSPECTIVE JUROR: They are considerate when it
11 comes to especially things like this, so I just have to wait
12 to see what they have to say.

13 MS. CONNORS: Okay. But at least right now, they
14 haven't given you any feedback to where they'd say like you
15 couldn't start -- you'd lose that job or anything?

16 PROSPECTIVE JUROR: No, ma'am.

17 MS. CONNORS: Okay. Thank you.

18 PROSPECTIVE JUROR: Yes, ma'am.

19 MS. CONNORS: All right. Juror Number 19.

20 You are also a fan of crime shows.

21 PROSPECTIVE JUROR: Geez. True crime. Not dramas.

22 MS. CONNORS: True crime, okay.

23 PROSPECTIVE JUROR: I don't like the dramas.

24 MS. CONNORS: Obviously that's a little different,
25 right, than the dramatization type of crime show.

1 Anything about watching those that would make you
2 believe that there is only certain evidence that should be
3 presented in this case or that you would feel you somehow have
4 gained additional knowledge?

5 PROSPECTIVE JUROR: Not at all.

6 MS. CONNORS: Okay.

7 PROSPECTIVE JUROR: They're all outdated.

8 MS. CONNORS: Oh, okay. And I believe you also said
9 that you may have had some paralegal experience?

10 PROSPECTIVE JUROR: Um-hmm.

11 MS. CONNORS: What was that?

12 PROSPECTIVE JUROR: Before I went to nursing school,
13 I worked for a sole practitioner who realized that he could
14 bill more for me if I were a paralegal.

15 MS. CONNORS: Okay.

16 PROSPECTIVE JUROR: And then I went on to a larger
17 firm after that, but we did insurance defense and contract
18 law, a little med-mal.

19 MS. CONNORS: And how long have you been a nurse now?

20 PROSPECTIVE JUROR: Since '97.

21 MS. CONNORS: Okay. So this would have been before.

22 PROSPECTIVE JUROR: Many years ago.

23 MS. CONNORS: Before that time.

24 PROSPECTIVE JUROR: Um-hmm.

25 MS. CONNORS: And anything about that prior work

1 experience that would -- that you think would possibly
2 interfere or make you expect that there would be certain
3 things that should happen in this case?

4 PROSPECTIVE JUROR: Not at all, no.

5 MS. CONNORS: Okay. And then I believe you said your
6 husband owns his own business?

7 PROSPECTIVE JUROR: Yes.

8 MS. CONNORS: And what type of business is that?

9 PROSPECTIVE JUROR: Self-storage development and
10 management.

11 MS. CONNORS: Okay. Is that like putting up those
12 buildings?

13 PROSPECTIVE JUROR: All over the country as well as
14 putting in the management teams.

15 MS. CONNORS: Okay. And do you know, does he handle
16 like the day-to-day business operations and payroll?

17 PROSPECTIVE JUROR: He's COO.

18 MS. CONNORS: Okay. And paperwork and stuff like
19 that?

20 PROSPECTIVE JUROR: Well, he doesn't do the technical
21 work of submitting the paperwork, but he's the COO and owner.

22 MS. CONNORS: Okay.

23 PROSPECTIVE JUROR: And they have anywhere between
24 170 and 180 employees.

25 MS. CONNORS: Okay. Big company, okay. Thank you so

1 much.

2 And I apologize, I skipped ahead. I went to Juror
3 Number 19 and skipped 17.

4 I think you said you had some experience as a
5 paralegal or a family member.

6 PROSPECTIVE JUROR: No, so it was me.

7 MS. CONNORS: And do you -- how long ago was that?

8 PROSPECTIVE JUROR: So I was a paralegal for 15
9 years.

10 MS. CONNORS: Okay.

11 PROSPECTIVE JUROR: And I moved into HR in 2007.

12 MS. CONNORS: Okay. And so since that timeframe, you
13 haven't -- have you worked at all in the -- for a law firm?

14 PROSPECTIVE JUROR: I have not.

15 MS. CONNORS: Okay. And what type of law did the
16 firm practice?

17 PROSPECTIVE JUROR: So I was actually in several
18 places and I did -- it was everything from criminal defense to
19 labor and employment.

20 MS. CONNORS: Okay. And in terms of that position,
21 did you -- did you learn some about criminal cases and --

22 PROSPECTIVE JUROR: I did.

23 MS. CONNORS: Were you ever involved in a criminal
24 trial?

25 PROSPECTIVE JUROR: I was. I sat with them at the

1 jury table.

2 MS. CONNORS: Okay. And approximately how many jury
3 trials do you think you were involved in?

4 PROSPECTIVE JUROR: Ten.

5 MS. CONNORS: And how long were you there, you said
6 15 years?

7 PROSPECTIVE JUROR: It was 15 years as a paralegal in
8 total.

9 MS. CONNORS: Okay.

10 PROSPECTIVE JUROR: But in that particular case, I
11 was with them five years.

12 MS. CONNORS: Okay. Thank you.

13 Let's see. Juror Number 21 likes crime shows as
14 well.

15 Are you on the True Crime side or are you on more of
16 the CSI and that side?

17 PROSPECTIVE JUROR: 48 hours.

18 MS. CONNORS: Okay. So some reality there?

19 PROSPECTIVE JUROR: Um-hmm.

20 MS. CONNORS: In terms of watching that, is that
21 something that you regularly watch?

22 PROSPECTIVE JUROR: Yeah, I like my pods.

23 MS. CONNORS: Okay.

24 PROSPECTIVE JUROR: It's a good one.

25 MS. CONNORS: Okay. In terms of your history of

1 watching that show, is there anything about doing that that
2 would make you feel like there's only certain kinds of
3 evidence that should be presented or that would make you feel
4 like there are certain things that would have to happen in
5 this trial?

6 PROSPECTIVE JUROR: Facts.

7 MS. CONNORS: I'm sorry?

8 PROSPECTIVE JUROR: Facts.

9 MS. CONNORS: Okay. But as -- would you be able to
10 judge the facts that are presented in this trial and not try
11 to bring in other facts or potentially something that you've
12 seen on the -- on 48 Hours before?

13 PROSPECTIVE JUROR: No, I wouldn't.

14 MS. CONNORS: You would not be able to?

15 PROSPECTIVE JUROR: Yeah. I'd be able to distinguish
16 between right and wrong.

17 MS. CONNORS: Okay. So the fact that you watch that
18 show doesn't mean that you're going to come in and assume that
19 everything that happened on 48 Hours should happen here?

20 PROSPECTIVE JUROR: Right.

21 MS. CONNORS: Okay. Thank you.

22 All right. Juror Number 25.

23 Sir, I believe you said that you either had a family
24 member or someone who owns their own business?

25 PROSPECTIVE JUROR: Correct.

1 MS. CONNORS: Okay. Who is that?

2 PROSPECTIVE JUROR: My best friend, he owns his own
3 business and he services -- basically, he does financial
4 planning and insurance catering to those above 40 years old.

5 MS. CONNORS: Okay. And I think you also said that
6 you or someone had experience with payroll?

7 PROSPECTIVE JUROR: Well, with me, since I'm an
8 athletic director of my school, this is my second stint, but a
9 couple of years ago, I believe, when I was five years out of
10 school, I collaborated with our bookkeeper in terms of
11 providing information for the employees, the other coaches,
12 who was getting a stipend, how much, et cetera, so...

13 MS. CONNORS: Okay. Would you also have to deal with
14 like payroll taxes or anything like that?

15 PROSPECTIVE JUROR: No.

16 MS. CONNORS: Okay.

17 PROSPECTIVE JUROR: No, the bookkeeper took care of
18 all of that.

19 MS. CONNORS: So you're more consulting with them --

20 PROSPECTIVE JUROR: Correct.

21 MS. CONNORS: -- than handling everything in the --

22 PROSPECTIVE JUROR: Correct.

23 MS. CONNORS: Okay, great.

24 PROSPECTIVE JUROR: Thank you.

25 MS. CONNORS: And Juror Number 26.

1 Sir, I know you said that you worked for Reuters and
2 I believe you said you do some tax analysis for attorneys, is
3 that correct, or something around that.

4 PROSPECTIVE JUROR: So I actually work for the parent
5 company of Reuters, Thompson.

6 MS. CONNORS: Okay.

7 PROSPECTIVE JUROR: And I don't do analysis. I do
8 front-end development for tools that we sell to subscribers
9 who use these tools to do their own tax analysis.

10 MS. CONNORS: Okay.

11 PROSPECTIVE JUROR: So I'm not an attorney or an
12 accountant, but I work with CPAs and attorneys to create these
13 tools.

14 MS. CONNORS: Okay. And when you're referring to
15 those tools, would that be something similar to like
16 individuals using products like tax apps or TurboTax to file
17 taxes?

18 PROSPECTIVE JUROR: Yeah. More sort of business
19 specific stuff, GAAP, FASB, computation analysis kind of
20 thing, that kind of thing.

21 MS. CONNORS: Okay. And so companies like a company
22 like TurboTax would not be a direct competitor of you; is that
23 right?

24 PROSPECTIVE JUROR: I think we may have a tool that
25 probably is similar to theirs, but it's -- it may be, you

1 know, sort of in a different department.

2 MS. CONNORS: Okay. And then I believe you also said
3 that you had a family member who had their own business?

4 PROSPECTIVE JUROR: So my wife is a partner in her
5 practice.

6 MS. CONNORS: Okay.

7 PROSPECTIVE JUROR: And occasionally we have to deal
8 with K-1s for various states, but it's pretty sporadic, so...

9 MS. CONNORS: Okay. So you're helping with some of
10 the corporate tax returns or at least she has to do that?

11 PROSPECTIVE JUROR: No, we just visit an accountant
12 but we double-check them, so...

13 MS. CONNORS: Got you.

14 And then I believe you also indicated that you have
15 some -- you've had a donation before to --

16 PROSPECTIVE JUROR: Yeah, I donated to the ACLU
17 awhile ago, not recently.

18 MS. CONNORS: Okay. Okay. Thank you so much.

19 And then Juror Number 27, I believe, you also
20 indicated you had some donations.

21 Was that to ACLU or one of the other organizations?

22 PROSPECTIVE JUROR: Oh, I can't remember all the ones
23 you named, but like prison fellowship.

24 MS. CONNORS: Okay.

25 PROSPECTIVE JUROR: That was on there, yes, but also

1 the ACLU.

2 MS. CONNORS: Okay. And is that a regular donation
3 every year or has it been in the past?

4 PROSPECTIVE JUROR: It's been sporadic through the
5 years.

6 MS. CONNORS: Okay. All right. And I think you also
7 had a family member or someone who was a business owner?

8 PROSPECTIVE JUROR: My husband and I, he owns his own
9 real estate development company. We also owned a carpet
10 company, we sold that, and we have two restaurants.

11 MS. CONNORS: Okay. And so in terms of that, how
12 many employees do you think y'all have, total?

13 PROSPECTIVE JUROR: So the development company
14 doesn't have any. And the restaurant, I would say, you know,
15 15.

16 MS. CONNORS: Okay. And in terms of any kind of
17 payroll, any kind of tax withholdings related to those -- to
18 the employees, is that something that you or your husband
19 handle directly?

20 PROSPECTIVE JUROR: Neither of us. And I don't know
21 anything about it.

22 MS. CONNORS: Okay. You have somebody else handle it
23 for you?

24 PROSPECTIVE JUROR: Yes.

25 MS. CONNORS: Okay. Thank you.

1 Let's see. Juror Number 29. Let's see.

2 THE COURT: So I think you had a question -- I had
3 asked about if there was a name change other than marriage?

4 PROSPECTIVE JUROR: Right. I misspoke. I just meant
5 for marriage. I shouldn't have raised my number.

6 MS. CONNORS: Okay. Oh, no, not a problem.

7 And I believe you're a fan of Court TV; is that
8 right?

9 PROSPECTIVE JUROR: Court TV, um-hmm.

10 MS. CONNORS: Okay. So that does broadcast some
11 actual trials.

12 PROSPECTIVE JUROR: Um-hmm.

13 MS. CONNORS: In terms of anything that you've seen
14 through watching that program, do you think it would interfere
15 in any way with you being able to just keep the facts that
16 this is what's happening in this trial?

17 PROSPECTIVE JUROR: No, ma'am.

18 MS. CONNORS: Okay. And then I believe you had some
19 experience working for a law firm or a family member had?

20 PROSPECTIVE JUROR: I had a family member who owns a
21 law firm in Jefferson, Georgia.

22 MS. CONNORS: Okay. And do you know what type of law
23 they practice?

24 PROSPECTIVE JUROR: Family and sex crimes.

25 MS. CONNORS: Okay. And is that like an immediate

1 family member?

2 PROSPECTIVE JUROR: It's my niece.

3 MS. CONNORS: Okay.

4 PROSPECTIVE JUROR: I also have a friend who owns a
5 law firm, but it's for real estate.

6 MS. CONNORS: Okay. And I think you indicated that
7 you had had an unpleasant experience with a bank or a lender
8 before?

9 PROSPECTIVE JUROR: With Fairbanks Capital, yes,
10 unfair practices -- unfair -- I don't know what they call it,
11 actually, but they were misplacing funds.

12 MS. CONNORS: Okay.

13 PROSPECTIVE JUROR: Misappropriating funds.

14 MS. CONNORS: Okay.

15 PROSPECTIVE JUROR: So it almost caused me to go into
16 foreclosure, so I had to get a lawyer and the whole nine
17 yards, but ended up suing and won.

18 MS. CONNORS: Okay. So was it that the -- did that
19 bank ultimately have issues?

20 PROSPECTIVE JUROR: Yeah. They were involved in a
21 class action lawsuit.

22 MS. CONNORS: Okay. Is there anything about that
23 experience that you think would prevent you from being a fair
24 and impartial juror in this case?

25 PROSPECTIVE JUROR: None at all.

1 MS. CONNORS: And to be clear, were you on --
2 you -- it was -- the bank had some activity that then you
3 were -- the unpleasant part was dealing with the bank?

4 PROSPECTIVE JUROR: Correct.

5 MS. CONNORS: Okay.

6 PROSPECTIVE JUROR: They tried to put me in
7 foreclosure when I had actually paid the mortgage, so...

8 MS. CONNORS: Okay. And were you able to resolve
9 that?

10 PROSPECTIVE JUROR: Yeah, we -- we ended up -- I
11 ended up being involved in the class action lawsuit.

12 MS. CONNORS: Okay.

13 PROSPECTIVE JUROR: Which was won. And they divvied
14 out, you know, I don't know, \$55 million or something like
15 that. But by the time it trickled down to me, it was very
16 little. But I had already sold the home before that, you
17 know, actually happened.

18 MS. CONNORS: Okay. And was that awhile ago or is
19 this something more recent?

20 PROSPECTIVE JUROR: It was 2002.

21 MS. CONNORS: So more than 20 years ago?

22 PROSPECTIVE JUROR: Yeah.

23 MS. CONNORS: Okay. And then I think you also had a
24 family member who had their own business?

25 PROSPECTIVE JUROR: Yeah. One of them owns a law

1 firm and the other one owns a real estate company.

2 MS. CONNORS: Okay.

3 PROSPECTIVE JUROR: And I have a lawyer friend who
4 owns his own law firm, but like I said, it's for real estate.

5 MS. CONNORS: Okay, great. Thank you.

6 PROSPECTIVE JUROR: Uh-huh.

7 MS. CONNORS: All right. And Juror Number 30, I know
8 you're currently with Delta.

9 PROSPECTIVE JUROR: That's correct.

10 MS. CONNORS: Have you worked in private practice
11 with a law firm before?

12 PROSPECTIVE JUROR: Yes. Before joining Delta, which
13 was in 2004, I was at Kilpatrick.

14 MS. CONNORS: Okay.

15 PROSPECTIVE JUROR: Kilpatrick & Cody, I think, when
16 I joined and changed to Kilpatrick the next day.

17 MS. CONNORS: Okay. That happens.

18 PROSPECTIVE JUROR: Yeah.

19 MS. CONNORS: And what type of work were you doing
20 there?

21 PROSPECTIVE JUROR: So I was a part of the corporate
22 practice group, which included both securities and M&A and
23 just general corporate work.

24 MS. CONNORS: So then when you went to Delta, you
25 were pretty much doing the same thing?

1 PROSPECTIVE JUROR: Right. Yeah, carried it over
2 into the airline.

3 MS. CONNORS: Okay, great. Thank you.

4 Okay. Let's see. Juror Number 32.

5 And, sir, I believe you said you had a family member
6 or someone close to you who obtained a PPP loan?

7 PROSPECTIVE JUROR: Yes.

8 MS. CONNORS: Okay. And do you know anything about
9 the loan or their experience with that?

10 PROSPECTIVE JUROR: Basically, you know, he got his
11 own company, so I guess he took a PPP loan out to have extra
12 money in case we had to go travel somewhere and we didn't have
13 the funds or somebody would have a flat or somebody wouldn't
14 have a hat or somebody wouldn't have a shirt or whatever the
15 case may be, he had -- you know, he had extra for it off of
16 the money that he got from the PPP loan.

17 MS. CONNORS: Okay. And so were you involved in that
18 company at all?

19 PROSPECTIVE JUROR: No. I mean, I do work for him.
20 I referee on the side regularly football and fast pitch
21 softball.

22 MS. CONNORS: Okay. So during that time, would you
23 have been -- did you get payroll or anything from him?

24 PROSPECTIVE JUROR: Yeah, we get paid.

25 MS. CONNORS: Okay. And then I think you also

1 indicated that you had family or someone who had law -- legal
2 experience?

3 PROSPECTIVE JUROR: Yeah. My cousins, my first
4 cousins, there's three of them.

5 MS. CONNORS: Okay. And now did they -- have they
6 ever worked for a law firm or are they represented by a law
7 firm?

8 PROSPECTIVE JUROR: Works, no. My dad works for a
9 law firm, he's a police officer with Fulton County.

10 MS. CONNORS: Okay. Is he still a police officer
11 with them?

12 PROSPECTIVE JUROR: Yeah. Yes, ma'am.

13 MS. CONNORS: Okay. Okay. Thank you.

14 Let's see. And Juror Number 33, I believe, you
15 indicated you had a family member or someone close to you who
16 was a business owner?

17 PROSPECTIVE JUROR: Yes, my mother.

18 MS. CONNORS: Okay. And what type of business does
19 she have?

20 PROSPECTIVE JUROR: She would create custom trophy
21 rings for little league, little league teams.

22 MS. CONNORS: Okay. And was that essentially a small
23 business, was it her, did she have employees?

24 PROSPECTIVE JUROR: No, it was just her.

25 MS. CONNORS: Okay. And was it -- when you were

1 younger living at home, was that what she did, did she run
2 that business or have any other kind of business?

3 PROSPECTIVE JUROR: That was her only business.

4 MS. CONNORS: Okay. Thank you.

5 And Juror Number 35, I believe you also had some
6 experience with someone getting a PPP loan?

7 PROSPECTIVE JUROR: I know it's a small business
8 loan.

9 MS. CONNORS: Okay.

10 PROSPECTIVE JUROR: I'm not sure if it was a PPP loan
11 exact, but yes.

12 MS. CONNORS: Okay. Do you know if it was within the
13 last five years that they would have gotten the loan?

14 PROSPECTIVE JUROR: Yes, yes.

15 MS. CONNORS: And I think you'd also responded that
16 you may have known someone with a government loan, so is that
17 what you're referring to, the same loan?

18 PROSPECTIVE JUROR: Yeah.

19 MS. CONNORS: Okay. Is it -- and is it a close
20 family member who got that loan?

21 PROSPECTIVE JUROR: My parents actually. They buy
22 and sell properties.

23 MS. CONNORS: And did you really have any in-depth
24 conversations with them about that loan?

25 PROSPECTIVE JUROR: Not at all.

1 MS. CONNORS: Okay. Do you know anything about it?

2 PROSPECTIVE JUROR: Nothing.

3 MS. CONNORS: Okay. And do your parents have
4 employees or is it just the two of them?

5 PROSPECTIVE JUROR: Oh, no, they have employees.

6 MS. CONNORS: Okay.

7 PROSPECTIVE JUROR: Employees.

8 MS. CONNORS: Do you know approximately how many
9 employees they have?

10 PROSPECTIVE JUROR: No. I just know it's a couple as
11 far as like depending on how far the location is. And then
12 maintenance workers, people who work on the houses and stuff
13 like that, but not exactly like a certain amount.

14 MS. CONNORS: Okay. And is that the -- I think you
15 had also responded that you knew -- you had a family member
16 who owned their own businesses.

17 PROSPECTIVE JUROR: Yes.

18 MS. CONNORS: Is that the same business?

19 PROSPECTIVE JUROR: Yes.

20 MS. CONNORS: Okay. Thank you.

21 Let's see. Juror Number 37, you had some experience
22 with payroll?

23 PROSPECTIVE JUROR: Yes. I've actually processed
24 payroll. And then I've done hiring and training and dealt
25 with the paperwork, helped assign pay rates and that type of

1 thing.

2 MS. CONNORS: Is that current work or is that
3 something in the past?

4 PROSPECTIVE JUROR: That's something in the past.

5 MS. CONNORS: How long ago has it been?

6 PROSPECTIVE JUROR: 2002.

7 MS. CONNORS: Okay. Thank you so much.

8 And Juror Number 38, you had some -- you had some
9 prior experience working in at bank or a family member did?

10 PROSPECTIVE JUROR: My friend and neighbor, but not
11 since I've known her since 2016.

12 MS. CONNORS: Okay. So it's been awhile?

13 PROSPECTIVE JUROR: Yeah.

14 MS. CONNORS: Okay. Great. Thank you so much.

15 Let's see. And Juror Number 39, you also had someone
16 you knew who worked for a bank.

17 Is that current or is that something in the past?

18 PROSPECTIVE JUROR: No, that's in the past. My
19 brother was the president of a bank in west Georgia.

20 MS. CONNORS: Okay. Not the president, though, of a
21 bank currently?

22 PROSPECTIVE JUROR: No.

23 MS. CONNORS: Okay. Was that many years ago?

24 PROSPECTIVE JUROR: About ten years ago.

25 MS. CONNORS: Okay. Thank you.

1 Let's see. And Juror Number 40, I think you had some
2 experience with a PPP loan?

3 PROSPECTIVE JUROR: My husband is a partial owner and
4 a GC contractor, and they received a PPP loan.

5 MS. CONNORS: Okay. Did his company have employees?

6 PROSPECTIVE JUROR: Yes.

7 MS. CONNORS: Do you know approximately how many?

8 PROSPECTIVE JUROR: I think like 20.

9 MS. CONNORS: All right. Thank you.

10 And let's see. And Juror Number 42, do you have
11 experience doing payroll and taxes or is it someone else in
12 your family?

13 PROSPECTIVE JUROR: It's me.

14 MS. CONNORS: Okay. And what kind of experience do
15 you have?

16 PROSPECTIVE JUROR: The general manager of a
17 construction company, so yeah, I get involved if there's any
18 complications. A lot of times employees just forget the
19 clock-ins, so I'm used to calculating hours for them, GPS
20 coordinates, adjustments and just making sure that information
21 gets to the actual payroll department that would process it,
22 but I work hand in hand with them if there are any issues.

23 MS. CONNORS: Okay. All right. I think that's it
24 for me, Judge.

25 THE COURT: Okay. Mr. Finlayson?

1 MR. FINLAYSON: Thank you, sir.

2 Hi. Good afternoon. I just have a few questions,
3 because cocounsel here has done a lot of the work, so we'll
4 try to make it quick.

5 If I ask you something and you've already answered
6 it, then, you know, we don't need to go through it again. If
7 you feel like there's something that was left out or my
8 question is a little different, then raise your hand or give
9 me your number.

10 And we'll do the same thing, like when I go through
11 my questions, I'll ask for the numbers to come up and then
12 again we'll try not to repeat and go through the stuff we've
13 already been through. And again, this shouldn't take long.

14 You've already been asked, but I'm going to ask it a
15 little different way.

16 Anybody know of or done business with Kremkov
17 Industries, it's a mining company, Kremkov Industries?

18 FlyingJack Freight and Logistics, anybody done any
19 business with FlyingJack Freight and Logistics Trucking
20 Company?

21 All right. We've asked about PPP loans. Anybody
22 that hasn't raised their hand about getting a PPP loan? So
23 we've covered those. Great.

24 Anybody here apply for a PPP loan and get turned
25 down?

1 Anybody here -- and I know we heard a little bit
2 about the PPP -- anybody get a PPP loan and have that loan
3 forgiven, didn't have to pay it back?

4 Over here, I think. So the people that had PPP
5 loans, if you know, did they have to pay them back? If they
6 had to pay them back, raise your hand.

7 And if they didn't have to pay them back, raise your
8 hand. And that's forgiven, if your PPP loan was forgiven.
9 Maybe Number 40.

10 PROSPECTIVE JUROR: Yes. It was my husband's
11 company, though, but I'm pretty sure they didn't have to pay
12 it back, but it wasn't mine.

13 MR. FINLAYSON: Yeah. Let's do the mic and let's
14 slow it down.

15 PROSPECTIVE JUROR: Yeah. It was my husband's
16 company that had the PPP loan and they didn't have to pay it
17 back, but it wasn't my PPP loan, so...

18 MR. FINLAYSON: So they did not have to pay it back,
19 it was forgiven?

20 PROSPECTIVE JUROR: Correct.

21 MR. FINLAYSON: Okay. Thank you.

22 We've asked about people that own their own
23 businesses. I'm not going to go through all of those again.

24 The folks that own their own businesses, is there
25 anybody here who had private investors in their company,

1 anybody have private investors?

2 Number 19. Anybody else? Number 19.

3 MS. CONNORS: 27.

4 MR. FINLAYSON: One more. Oh, I'm sorry.

5 I'm going to ask this a couple of different ways to
6 see if we can narrow it easiest.

7 Who here has prepared their own taxes, prepared and
8 filed their own taxes?

9 Number 9, Number 12, Number 20, Number 24, Number 25,
10 26, 28, 29, 30, 31, 33, 34, 37, 38 and 40 and 42 back there.

11 PROSPECTIVE JUROR: And 42.

12 PROSPECTIVE JUROR: And 2.

13 MR. FINLAYSON: And 2.

14 MS. CONNORS: And 8.

15 MR. FINLAYSON: And 8.

16 Okay. Let's try asking it a different way.

17 Who here has had their taxes prepared by someone
18 else? Well, that's a bigger number. I don't want to get into
19 that. I like it the other way. We're going to leave that the
20 other way. Put it down.

21 All right. She may have asked this, but who here, if
22 anybody, has had problems with the IRS or a state department
23 of revenue?

24 Okay. Who here has got familiarity with the country
25 of Ghana, or has a close friend or maybe is from Ghana? Who

1 knows something about Ghana? Anybody? Number 11, Number 1,
2 Number 14. Anybody else?

3 In this case you're going to learn that Mr. Delano is
4 originally from Ghana. He's a naturalized U.S. citizen.

5 Is that going to bother anybody? Is there anybody
6 here just because of his national origin that can't fairly
7 judge his case based on the evidence presented in this trial?

8 Anybody here have knowledge about the operation of
9 gold mines? Anybody ever worked with a gold mine or know
10 about the mining industry?

11 All right. Important question. Anybody who thinks
12 Mr. Delano is probably guilty just sitting here looking at
13 him?

14 Okay. We've asked about connections to people that
15 have family members that work for law enforcement. We heard
16 about the young man from Duke.

17 Is there anybody here that we haven't touched on
18 already who has a close friend or a family member that works
19 like for a federal agency, the DEA, the IRS, the FBI, a local
20 police department or a local sheriff's department?

21 And these are the people that we haven't touched on
22 already about these things. Number 9.

23 PROSPECTIVE JUROR: Does TSA count?

24 MR. FINLAYSON: Sure does. Number 10, Number 12, 25,
25 28, 35. Thank you.

1 Anybody here ever work for a prison or a jail,
2 correctional institution?

3 Anybody here work as an EMT, a paramedic?

4 Anybody here ever had to testify as a victim in
5 court?

6 And is that something we already went into?

7 PROSPECTIVE JUROR: Yes.

8 MR. FINLAYSON: Number 9, Number 17.

9 Anybody here that was in the military ever serve in a
10 court-martial proceeding?

11 Let me ask you this. Who here has been in the
12 military?

13 Mr. Lee, Number 3, 39. Just two.

14 She asked the inverse of this. I'll ask it that way.

15 Anybody think federal agents, FBI, IRS, anybody think
16 federal agents or police officers are more believable than a
17 regular witness?

18 Mr. Lee? No?

19 Who here has a bumper sticker on their car or -- it
20 doesn't have to be on your bumper, who has a sticker on your
21 car, how about that? Number 19, Number --

22 PROSPECTIVE JUROR: What do you mean by a sticker?

23 MR. FINLAYSON: A sticker, something that says
24 something with words or it could convey a message or it could
25 be a meme as the kids say.

1 PROSPECTIVE JUROR: Would a park sticker count or
2 something?

3 MR. FINLAYSON: Something that conveys some type of
4 message. You're making a statement. It says hi, how are you
5 doing.

6 PROSPECTIVE JUROR: So a university sticker doesn't
7 count?

8 MR. FINLAYSON: Sure. We'll take that. Yeah, I'll
9 take it, unless we get a zillion, and then I don't want it.
10 We've got Number 19, Number 10, we have 28, we have 29, we
11 have 32, back there we have some more stickers.

12 PROSPECTIVE JUROR: 41.

13 MR. FINLAYSON: 41, thank you. All right. We've got
14 all the stickers.

15 I think this is kind of an ask, but I'm going to
16 asking it a little different way.

17 Mr. Delano is charged with PPP loan fraud, he's
18 charged with wire fraud on the IRS, he's charged with money
19 laundering.

20 Is there anybody here just because of the nature of
21 the charges cannot fairly judge him and judge this case based
22 on the facts and the evidence presented in this courtroom?

23 Because of the nature of the charge, you're like,
24 wow, I can't do that, is there anybody here that can't do it,
25 can't be fair and impartial just because of the nature of the

1 charges?

2 Is there anybody sitting here just looking at
3 Mr. Delano already made up their mind about this case?

4 Okay. All right. Now I'm going to sit down and I'm
5 going to ask some follow-ups.

6 Let's start with the private investor folks.
7 Number 19.

8 And, ma'am, you had a private investor in your
9 company or a company you worked with?

10 PROSPECTIVE JUROR: My husband's company has private
11 investors.

12 MR. FINLAYSON: And I know it's private, but does he
13 still have them?

14 PROSPECTIVE JUROR: Yes.

15 MR. FINLAYSON: Is it a lot of them or just a
16 handful?

17 PROSPECTIVE JUROR: Just a handful.

18 MR. FINLAYSON: Okay. Do they own a stake in his
19 company?

20 PROSPECTIVE JUROR: Yes.

21 MR. FINLAYSON: Do they own more than 50 percent of
22 his company?

23 PROSPECTIVE JUROR: No.

24 MR. FINLAYSON: How often does he meet with those
25 folks?

1 PROSPECTIVE JUROR: At least once a month.

2 MR. FINLAYSON: And do they tell him what to do or
3 does he tell them what to do or a little bit of both?

4 PROSPECTIVE JUROR: It's very dynamic, they tell each
5 other.

6 MR. FINLAYSON: And in terms -- I'm sorry, I know --
7 and by the way, if we get to the point where we want to take
8 this offline, we can.

9 But are we talking they've invested millions?

10 PROSPECTIVE JUROR: Yes.

11 MR. FINLAYSON: Okay. And I assume he has to pay
12 them back in some way or at some point?

13 PROSPECTIVE JUROR: Yes. It wasn't a loan, it's
14 ownership.

15 MR. FINLAYSON: It's ownership.

16 PROSPECTIVE JUROR: Yeah.

17 MR. FINLAYSON: So is there stock?

18 PROSPECTIVE JUROR: Yes.

19 MR. FINLAYSON: Is there -- okay. Thank you.

20 Number 27. And, ma'am, you mentioned you have
21 private investors.

22 PROSPECTIVE JUROR: Well, my husband's company.

23 MR. FINLAYSON: Your husband's company. Is that in
24 the restaurants?

25 PROSPECTIVE JUROR: Both in the development and the

1 restaurants.

2 MR. FINLAYSON: So does he build out -- is it --

3 PROSPECTIVE JUROR: He builds apartments.

4 MR. FINLAYSON: Apartments, okay. And how many
5 investors approximately does he have?

6 PROSPECTIVE JUROR: That, I wouldn't know. It
7 wouldn't be a lot in the apartments and the same with the
8 restaurants, but the restaurants are a lot less, the
9 investments are much smaller.

10 MR. FINLAYSON: With the apartments, are we talking
11 about millions?

12 PROSPECTIVE JUROR: Yes.

13 MR. FINLAYSON: And do they -- does your husband own
14 the majority, has he got the 51 percent or do they have it?

15 PROSPECTIVE JUROR: He's majority.

16 MR. FINLAYSON: And how often does he meet with those
17 folks?

18 PROSPECTIVE JUROR: Often. I can't tell you exactly
19 how often.

20 MR. FINLAYSON: And is it a dynamic relationship or
21 does it --

22 PROSPECTIVE JUROR: Yes.

23 MR. FINLAYSON: Okay. There's give and take?

24 PROSPECTIVE JUROR: Yes.

25 MR. FINLAYSON: Is he the boss?

1 PROSPECTIVE JUROR: He's the chief operating officer.

2 MR. FINLAYSON: Thank you.

3 All right. We talked about filing taxes or I asked
4 about filing taxes and we're going to go through those numbers
5 because they're fewer.

6 Number 9.

7 PROSPECTIVE JUROR: Yes.

8 MR. FINLAYSON: You, sir, have -- do you file your
9 own taxes?

10 PROSPECTIVE JUROR: Not anymore. I did when I was
11 younger.

12 MR. FINLAYSON: And now you pay someone?

13 PROSPECTIVE JUROR: Yeah. Now I get them done.

14 MR. FINLAYSON: Say again.

15 PROSPECTIVE JUROR: Now they're getting done by a
16 professional.

17 MR. FINLAYSON: Right. Now, when you did your own,
18 did you -- you probably -- back in our day, we didn't have
19 Intuit, but back in the -- did you do it with TurboTax or just
20 do it by hand?

21 PROSPECTIVE JUROR: Just do it by hand.

22 MR. FINLAYSON: Okay. Anybody teach you how to do
23 that?

24 PROSPECTIVE JUROR: My dad.

25 MR. FINLAYSON: Nice. That's all.

1 Number 12, similar questions, you do -- you do your
2 own taxes?

3 PROSPECTIVE JUROR: Yes.

4 MR. FINLAYSON: Do you use a program to do that?

5 PROSPECTIVE JUROR: Yes.

6 MR. FINLAYSON: Have you always done it through that
7 program?

8 PROSPECTIVE JUROR: No. I've had assistance. It
9 depends on how complicated the tax return is.

10 MR. FINLAYSON: So if they're complicated, you had
11 somebody do it for you?

12 PROSPECTIVE JUROR: Yeah.

13 MR. FINLAYSON: Okay. And is that -- does that just
14 depend on the year or how do you decide?

15 PROSPECTIVE JUROR: Yeah, it depends on the year.

16 MR. FINLAYSON: Have you ever done them yourself
17 through TurboTax?

18 PROSPECTIVE JUROR: Not Turbo, no.

19 MR. FINLAYSON: Not --

20 PROSPECTIVE JUROR: Not Turbo.

21 MR. FINLAYSON: Okay. You used another program to --

22 PROSPECTIVE JUROR: Yes.

23 MR. FINLAYSON: Which programs have you used?

24 PROSPECTIVE JUROR: Primarily H&R Block. And if I
25 need assistance, I go to an H&R Block store.

1 MR. FINLAYSON: Ah. And current years, are you
2 having somebody do them for you, or are you --

3 PROSPECTIVE JUROR: Myself.

4 MR. FINLAYSON: Okay. Have you ever had somebody
5 else do them for you?

6 PROSPECTIVE JUROR: Like a person do a handwritten
7 tax --

8 MR. FINLAYSON: Yeah, and they file it, too.

9 PROSPECTIVE JUROR: No. It's either H&R Block
10 professionals at a store or myself.

11 MR. FINLAYSON: Got it. Thank you.

12 PROSPECTIVE JUROR: Uh-huh.

13 MR. FINLAYSON: Number 20.

14 PROSPECTIVE JUROR: Yes, sir.

15 MR. FINLAYSON: And you've done your own taxes?

16 PROSPECTIVE JUROR: I do. I use TurboTax. I invest
17 in crypto and have a small social media channel that makes
18 some money, so instead of paying other folks, they -- a lot of
19 times they didn't seem to understand the crypto world or
20 social media, so I started learning to do it myself.

21 MR. FINLAYSON: That makes many people -- so you
22 invest in crypto. And that -- I guess the gains on that are
23 respect --

24 PROSPECTIVE JUROR: Yeah, the way it moves around
25 and, you know, sometimes you do micro transactions, hours,

1 days. And when you bring that to an accounting firm, you may
2 have 20,000 transactions, and it gets really complex for them,
3 I guess. It's gotten better now, but I've been doing crypto
4 for about ten years. And going to a law firm or an accounting
5 firm, they were -- they wouldn't even touch it a lot of times.

6 MS. CONNORS: Gotcha. And you mentioned you have a
7 small social media company?

8 PROSPECTIVE JUROR: Yes.

9 MR. FINLAYSON: And what does that company do?

10 PROSPECTIVE JUROR: Just mostly YouTube videos and
11 Instagram posts. It's cars, like restoring cars, repair.

12 MR. FINLAYSON: Oh, cool. What's it called?

13 PROSPECTIVE JUROR: One's 240SX forums, like the
14 Nissan. And the other one is the Corvette, ATL Sedan
15 Corvette.

16 MR. FINLAYSON: And you have to do tax returns for
17 those businesses?

18 PROSPECTIVE JUROR: Yeah. They earn money so we have
19 to file taxes.

20 MR. FINLAYSON: How many employees do you have?

21 PROSPECTIVE JUROR: It's just me. We have 50,000
22 users or so, but...

23 MR. FINLAYSON: Okay. Thank you.

24 PROSPECTIVE JUROR: Thank you.

25 MR. FINLAYSON: So Number 24, we have, 24 does taxes?

1 PROSPECTIVE JUROR: Right over here.

2 MR. FINLAYSON: Oh, I'm sorry. You do your own
3 taxes?

4 PROSPECTIVE JUROR: For the last three years, prior
5 to -- I'm sorry.

6 MR. FINLAYSON: That's all right, ma'am.

7 PROSPECTIVE JUROR: For the last three years, I've
8 done them on my own. Prior to that, I was taking them to H&R
9 Block.

10 MR. FINLAYSON: Now, when you do them on your own, do
11 you use a program?

12 PROSPECTIVE JUROR: Yes, FreeTaxUSA.

13 MR. FINLAYSON: How long does it take you
14 approximately to get that all through?

15 PROSPECTIVE JUROR: About an hour. It's very user
16 friendly, very simple, the prompts, it's super easy to use.

17 MR. FINLAYSON: Thank you.

18 PROSPECTIVE JUROR: You're welcome.

19 MR. FINLAYSON: 25, you file your own taxes?

20 PROSPECTIVE JUROR: I file my own taxes. I've been
21 doing it for 15 years. And prior to that, I did it for H&R
22 Block -- or I did it with H&R Block when I lived in Florida,
23 so...

24 MR. FINLAYSON: And do you use a program?

25 PROSPECTIVE JUROR: TurboTax.

1 MR. FINLAYSON: And about how long does it take you
2 to do yours?

3 PROSPECTIVE JUROR: Couple hours.

4 MR. FINLAYSON: Thank you.

5 26, you do your own taxes?

6 PROSPECTIVE JUROR: I haven't done them in about 15
7 years, but I did prior to that.

8 MR. FINLAYSON: Why did you stop?

9 PROSPECTIVE JUROR: They got dramatically more
10 complicated.

11 MR. FINLAYSON: That makes sense.

12 Now, when you did them yourself, would you do them by
13 hand or did you use a program?

14 PROSPECTIVE JUROR: Yeah, by hand.

15 MR. FINLAYSON: And now you have an accountant do
16 them?

17 PROSPECTIVE JUROR: Yes.

18 MR. FINLAYSON: That's fine. That's all.

19 Number 28. Go to 29. You're good.

20 You do your own taxes, ma'am?

21 PROSPECTIVE JUROR: I have.

22 MR. FINLAYSON: And would you do them by hand or use
23 a program?

24 PROSPECTIVE JUROR: I've done both.

25 MR. FINLAYSON: What did you do most recently?

1 PROSPECTIVE JUROR: TurboTax.

2 MR. FINLAYSON: About how long does it take?

3 PROSPECTIVE JUROR: Depending on if I make any
4 mistakes, probably around two hours.

5 MR. FINLAYSON: If you make mistakes, what happens?

6 PROSPECTIVE JUROR: I go back and correct them,
7 because I check myself and the computer checks me as well.

8 MR. FINLAYSON: It kicks it back to you?

9 PROSPECTIVE JUROR: Um-hmm.

10 MR. FINLAYSON: And then back in the day, you did
11 them by hand?

12 PROSPECTIVE JUROR: Yeah. Way back in the day, it's
13 been some years.

14 MR. FINLAYSON: Thank you, ma'am.

15 PROSPECTIVE JUROR: You're welcome.

16 MR. FINLAYSON: Number 30.

17 PROSPECTIVE JUROR: Oh, sorry, yes.

18 MR. FINLAYSON: You do your own taxes?

19 PROSPECTIVE JUROR: I do.

20 MR. FINLAYSON: Do you still do them?

21 PROSPECTIVE JUROR: Through calendar year -- fiscal
22 year '24, yes. I still haven't for '25.

23 MR. FINLAYSON: October -- you've got an extension to
24 October?

25 PROSPECTIVE JUROR: No, no. I'm current, but...

1 MR. FINLAYSON: Okay. All right. So have you done
2 them by hand the old school way?

3 PROSPECTIVE JUROR: It's been a long time, early
4 adopter of the electronic version.

5 MR. FINLAYSON: Do you use TurboTax?

6 PROSPECTIVE JUROR: I use TurboTax, yes.

7 MR. FINLAYSON: And about how long does it take you
8 to go through that?

9 PROSPECTIVE JUROR: About five hours.

10 MR. FINLAYSON: Thank you.

11 PROSPECTIVE JUROR: Thank you.

12 MR. FINLAYSON: 31. You do your own taxes, sir?

13 PROSPECTIVE JUROR: I do.

14 MR. FINLAYSON: And do you do them with a program or
15 do you do them by hand?

16 PROSPECTIVE JUROR: A program.

17 MR. FINLAYSON: And which program do you use?

18 PROSPECTIVE JUROR: H&R Block.

19 MR. FINLAYSON: And about how long does it take you
20 to do that?

21 PROSPECTIVE JUROR: Two hours.

22 MR. FINLAYSON: Have you ever done them by hand, the
23 old-fashioned way?

24 PROSPECTIVE JUROR: I did, yes, but not here in the
25 U.S.

1 MR. FINLAYSON: And where did you do them by hand?

2 PROSPECTIVE JUROR: France.

3 MR. FINLAYSON: Thank you, sir.

4 PROSPECTIVE JUROR: Thank you.

5 MR. FINLAYSON: Number 33, you've done your own
6 taxes, ma'am?

7 PROSPECTIVE JUROR: Yes.

8 MR. FINLAYSON: And did you do them by hand or with
9 TurboTax or which way?

10 PROSPECTIVE JUROR: Used H&R Block.

11 MR. FINLAYSON: Okay. H&R Block. And about how long
12 did that take you?

13 PROSPECTIVE JUROR: Hour and a half, two hours.

14 MR. FINLAYSON: Did you ever do them by hand?

15 PROSPECTIVE JUROR: No.

16 MR. FINLAYSON: No. Number 34, have you done your
17 taxes yourself?

18 PROSPECTIVE JUROR: I have.

19 MR. FINLAYSON: And did you do them by hand or with
20 TurboTax or some kind of program?

21 PROSPECTIVE JUROR: TurboTax and TaxAct.

22 MR. FINLAYSON: And about how long does it take you
23 to do them?

24 PROSPECTIVE JUROR: About an hour and a half.

25 MR. FINLAYSON: And have you ever done them by hand,

1 the old-fashioned way?

2 PROSPECTIVE JUROR: No.

3 MR. FINLAYSON: Thank you, ma'am.

4 37, you've done your own taxes?

5 PROSPECTIVE JUROR: Yes. I did my own before I got
6 married. And then my husband and I do them together now.

7 MR. FINLAYSON: And does he -- do y'all do them with
8 a program?

9 PROSPECTIVE JUROR: Um-hmm, TurboTax and H&R Block.

10 MR. FINLAYSON: And about how long does it take you?

11 PROSPECTIVE JUROR: Hour and a half, two hours.

12 MR. FINLAYSON: Thank you. All right. I think we
13 have enough on that.

14 I asked about who was familiar and if I didn't get to
15 you, I apologize, but I think I've got enough sense of it that
16 I can go to the next question.

17 I asked about Ghana, who was familiar with Ghana.
18 And I was curious about who and how and sort of what the
19 context was, so Number 11.

20 PROSPECTIVE JUROR: Yeah. I do have friends from
21 Ghana.

22 MR. FINLAYSON: And in the Atlanta area?

23 PROSPECTIVE JUROR: Yes.

24 MR. FINLAYSON: And do you talk to them -- do you
25 talk to them about the country much or --

1 PROSPECTIVE JUROR: Well, I mean, yeah. We do
2 exchange pleasantries from time to time, catching up. Yeah,
3 just -- you know, just typical friendly chat. It could be
4 about, you know, our countries, personal, you know, personal
5 life, just whatever, really.

6 MR. FINLAYSON: Have you -- have you ever been to
7 Ghana?

8 PROSPECTIVE JUROR: I have not.

9 MR. FINLAYSON: Do you know much about like the
10 geology or do you know much about like -- do you know if
11 they've got gold in Ghana?

12 PROSPECTIVE JUROR: Yeah, I do know that.

13 MS. CONNORS: Did you ever talk to your friends
14 about -- do they know anything about the mines in Ghana?

15 PROSPECTIVE JUROR: No. Probably just seeing stuff
16 on social media.

17 MR. FINLAYSON: I'm sorry, say that one more time.

18 PROSPECTIVE JUROR: I've probably seen stuff off of
19 social media.

20 MR. FINLAYSON: And really what kind of stuff?

21 PROSPECTIVE JUROR: Just Ghana mines and stuff like
22 that.

23 MR. FINLAYSON: Thank you, sir.

24 Number 1. You know somebody from Ghana or you know
25 about Ghana?

1 PROSPECTIVE JUROR: Yes.

2 MR. FINLAYSON: And tell us about that.

3 PROSPECTIVE JUROR: I have somebody I work with
4 that's from Ghana. And I know a couple of people who are from
5 Ghana.

6 MR. FINLAYSON: And did you talk -- what do you hear
7 about Ghana? What do you know about Ghana?

8 PROSPECTIVE JUROR: The people who moved there, I
9 haven't talked to them since they left.

10 MR. FINLAYSON: Okay. Other than the person you work
11 with, what's the business they work in?

12 PROSPECTIVE JUROR: We do sewer bypasses.

13 MR. FINLAYSON: So are these -- are these contractors
14 or --

15 PROSPECTIVE JUROR: No, it's a -- he's one -- he used
16 to be one of my foremen, but he changed to a different
17 position.

18 MR. FINLAYSON: Did -- do you know much about the
19 culture or the people or the --

20 PROSPECTIVE JUROR: No, I -- I know -- I can't say I
21 know a lot. We have conversations about when his family moved
22 over here from Ghana. It's typically the same story that you
23 hear from people who move from other American countries,
24 nothing good or bad, just how their family came over here and
25 they came with them. A lot of them went to school here. And

1 they left probably when they was nine or ten and spent the
2 majority of their time over here.

3 MR. FINLAYSON: Thank you, sir.

4 PROSPECTIVE JUROR: Um-hmm.

5 MR. FINLAYSON: And I had Number 14; is that right?

6 PROSPECTIVE JUROR: Yes.

7 MR. FINLAYSON: And, ma'am, you know somebody from
8 Ghana or you know about Ghana?

9 PROSPECTIVE JUROR: Yes. I'm Nigerian. I have
10 Ghanaian friends, people I went to school and graduated with.

11 MR. FINLAYSON: Did you talk to them about their
12 country or did --

13 PROSPECTIVE JUROR: Everything like superficial, we
14 talk about food, culture, things like that.

15 MR. FINLAYSON: And are these people in the nursing
16 world?

17 PROSPECTIVE JUROR: Yes.

18 MR. FINLAYSON: The people that you work with, do
19 they have families still back in Ghana or do you know?

20 PROSPECTIVE JUROR: So if you're referring to my new
21 job, my current job, I haven't started working yet, so...

22 MR. FINLAYSON: People in school.

23 PROSPECTIVE JUROR: People in school, yeah. They --
24 like I've gone to school with other Ghanaian students,
25 whatever, all different types of majors, yeah.

1 MR. FINLAYSON: You've never been there?

2 PROSPECTIVE JUROR: No.

3 MR. FINLAYSON: You mentioned you're Nigerian.

4 PROSPECTIVE JUROR: Um-hmm.

5 MR. FINLAYSON: Have you been to Nigeria?

6 PROSPECTIVE JUROR: When I was a child last.

7 MR. FINLAYSON: Thank you.

8 PROSPECTIVE JUROR: Yes.

9 MR. FINLAYSON: Okay. Moving on, I asked about law
10 enforcement officers, and if we've already covered you in
11 that -- that relationship or that person, you don't have to
12 tell me again, like our friend from Duke here.

13 But if we haven't covered it and like there's like a
14 local police, sheriff or a deputy or a local police or, you
15 know, some law enforcement connection, and I'm going to read
16 the numbers, but if we haven't, that's what I'm looking for,
17 so...

18 I've got Number 9.

19 PROSPECTIVE JUROR: Yes, my dad was a police officer.

20 MR. FINLAYSON: And where, sir?

21 PROSPECTIVE JUROR: Muskogee, Oklahoma.

22 MR. FINLAYSON: And did you talk with him about his
23 cases?

24 PROSPECTIVE JUROR: I did -- yeah, with everything
25 else we talked about, everything else other than that when I

1 was young.

2 MR. FINLAYSON: Okay. So there's going to be some
3 law enforcement in this case testifying obviously.

4 Is that going to affect you, the fact that your dad
5 was an officer, are you going to have -- is it going to affect
6 you in any way?

7 PROSPECTIVE JUROR: No.

8 MR. FINLAYSON: You're not going to be like more for
9 them than me because of that?

10 PROSPECTIVE JUROR: No.

11 MR. FINLAYSON: Okay. Thank you, sir.

12 Number 10.

13 PROSPECTIVE JUROR: Um-hmm.

14 MR. FINLAYSON: You had a law enforcement connection.

15 PROSPECTIVE JUROR: Yeah, my dad's a TSA officer.

16 MR. FINLAYSON: That's right. Do you ever talk to
17 him about his work?

18 PROSPECTIVE JUROR: Occasionally, when he comes back
19 and complains about it.

20 MR. FINLAYSON: Of course, that's what we do.

21 PROSPECTIVE JUROR: Um-hmm.

22 MR. FINLAYSON: So we don't have any TSA in this
23 case, but we have FBI and the IRS and those kind of folks.

24 Is that going to affect you because your dad is in
25 the business, if you will?

1 PROSPECTIVE JUROR: Probably not, nobody.

2 MR. FINLAYSON: Probably not or not?

3 PROSPECTIVE JUROR: Nah.

4 MR. FINLAYSON: Okay. You can -- all right. Thank
5 you. Number 12, law enforcement?

6 PROSPECTIVE JUROR: Yes. My first cousin is a
7 Lowndes County sheriff officer.

8 MR. FINLAYSON: Lowndes County?

9 PROSPECTIVE JUROR: Yeah.

10 MR. FINLAYSON: Valdosta?

11 PROSPECTIVE JUROR: Yeah.

12 MR. FINLAYSON: Do you talk to your cousin about the
13 work?

14 PROSPECTIVE JUROR: Sometimes.

15 MR. FINLAYSON: And what type of work do they do?

16 PROSPECTIVE JUROR: I mean, he started off as like a
17 correction officer. And I helped him, you know, along the
18 process to become a sheriff officer, so...

19 MR. FINLAYSON: Like with applications and stuff?

20 PROSPECTIVE JUROR: Yeah. And he had to come up here
21 for some type of evaluation and those type of things.

22 MR. FINLAYSON: So you do talk somewhat about the
23 work?

24 PROSPECTIVE JUROR: Yeah.

25 MR. FINLAYSON: And what's he doing now?

1 PROSPECTIVE JUROR: He is still a -- so he does
2 traffic patrol, if that's what you're asking.

3 MR. FINLAYSON: That's what I'm asking, yes, ma'am.

4 So traffic control, like on the interstate and that
5 kind of stuff?

6 PROSPECTIVE JUROR: Yeah.

7 MR. FINLAYSON: So he'll probably do some big drug
8 cases sometimes, I'll bet.

9 PROSPECTIVE JUROR: From time to time, he'll have a
10 number of things. Not necessarily just drugs, it depends on
11 the day, I guess.

12 MR. FINLAYSON: Okay. How will it affect you if
13 you've got a case law enforcement testifying against my
14 client, how is it going to affect you sitting on a jury
15 knowing, you know -- knowing what you know about your cousin
16 and his work?

17 PROSPECTIVE JUROR: I mean, I'm here to do my civic
18 duty, so I wouldn't say that it would affect me.

19 MR. FINLAYSON: Okay. You can -- you can keep those
20 separate?

21 PROSPECTIVE JUROR: Yeah.

22 MR. FINLAYSON: Okay. Thank you.

23 Number 25, you have a connection to law enforcement,
24 sir?

25 PROSPECTIVE JUROR: I do. I have an old friend of

1 mine from high school, he was a police officer with
2 Cobb County for seven, eight years. And I want to say about
3 three or four years ago, he transferred to Henry County.

4 MR. FINLAYSON: All right. Where did you go to high
5 school?

6 PROSPECTIVE JUROR: Wheeler, Marietta.

7 MR. FINLAYSON: Okay. Did you talk to him about his
8 cases?

9 PROSPECTIVE JUROR: Never.

10 MR. FINLAYSON: Thank you.

11 29, and you've got some --

12 PROSPECTIVE JUROR: My husband's nieces and nephews,
13 one of them works for the GBI, the other one works for -- was
14 just recently promoted to chief of police in Jonesboro, which
15 is in Clayton County. And then I have one that works for DNR.
16 And my niece's husband is an investigator for Jefferson County
17 police.

18 MR. FINLAYSON: My goodness.

19 PROSPECTIVE JUROR: Or Jefferson, the City of
20 Jefferson, I'm sorry.

21 MR. FINLAYSON: Is this the same -- you have
22 plumbers, too, is it the same side?

23 PROSPECTIVE JUROR: No. Well, it's staggering, these
24 are on both sides.

25 MR. FINLAYSON: Okay. Do you talk -- you've got a

1 lot of people here. Do you talk to them, have you talked to
2 any of them about their work?

3 PROSPECTIVE JUROR: Just casual conversation, not any
4 specifics on any case, except for the chief of police, just
5 recently, he chased somebody down into Griffin and there was
6 some shots exchanged, but the person ended up taking their own
7 life before the police got to him.

8 MR. FINLAYSON: What's the GBI agent, what do they
9 investigate?

10 PROSPECTIVE JUROR: They do everything, actually. A
11 lot of -- a lot of drug cases, a lot of chasing of criminals
12 that are on the run. And we don't get into specifics, but she
13 has told me on occasion that she's, you know, working on a
14 case and that she's looking for somebody.

15 MR. FINLAYSON: How will it affect you when law
16 enforcement is asked questions --

17 PROSPECTIVE JUROR: Not at all.

18 MR. FINLAYSON: Not at all? Are you sure of that?

19 PROSPECTIVE JUROR: Oh, I'm positive.

20 MR. FINLAYSON: Thank you.

21 Number 35, and do you have some connection to law
22 enforcement?

23 PROSPECTIVE JUROR: My dad is a retired officer for
24 DeKalb County.

25 MR. FINLAYSON: How long was he there?

1 PROSPECTIVE JUROR: Maybe like 15 years.

2 MR. FINLAYSON: Did you grow up in DeKalb County?

3 PROSPECTIVE JUROR: Yes.

4 MR. FINLAYSON: Where did you go to high school?

5 PROSPECTIVE JUROR: Lithonia High.

6 MR. FINLAYSON: Okay. Did you talk to your dad about
7 his work?

8 PROSPECTIVE JUROR: It depends. On like real
9 stressful days, then, yeah, he would talk about it. But then
10 if it was like an easy week, then no.

11 MR. FINLAYSON: So if he was stressed out, he would
12 tell you about it?

13 PROSPECTIVE JUROR: I had no choice, but yeah.

14 MR. FINLAYSON: That's what happens. And what kind
15 of cases did he do?

16 PROSPECTIVE JUROR: I don't know. I heard a little
17 bit of everything, so, I mean, I don't know.

18 MR. FINLAYSON: Was he uniform?

19 PROSPECTIVE JUROR: Yes.

20 MR. FINLAYSON: Was he driving as a patrol officer?

21 PROSPECTIVE JUROR: East precinct, I want to say.

22 MR. FINLAYSON: So was he driving patrol?

23 PROSPECTIVE JUROR: Yeah.

24 MR. FINLAYSON: And how long did he do that?

25 PROSPECTIVE JUROR: About 15 years.

1 MR. FINLAYSON: Same question I've been asking.

2 PROSPECTIVE JUROR: Um-hmm.

3 MR. FINLAYSON: Is it going to affect you when you
4 hear an officer or IRS agent or FBI officer or GBI officer get
5 up there and testify?

6 PROSPECTIVE JUROR: No.

7 MR. FINLAYSON: You can keep those things separate?

8 PROSPECTIVE JUROR: Um-hmm.

9 MR. FINLAYSON: Thank you.

10 I asked about a -- people testifying as a victim in
11 court. If we've already covered it, we don't need to go
12 through it again. And I apologize if I don't remember.
13 Number, I had 29.

14 We already went into it, right?

15 PROSPECTIVE JUROR: Yeah. I was convicted of a crime
16 for a property crime. I had to go to court and testify.

17 MR. FINLAYSON: Okay. Thank you. Number 9.

18 PROSPECTIVE JUROR: Yes. We have not talked about
19 it.

20 THE COURT: Hold on. Hold on. We've got to make a
21 record. You have got to wait and speak into the microphone
22 clearly.

23 PROSPECTIVE JUROR: We have not talked about it.

24 MR. FINLAYSON: Can you talk about it now?

25 PROSPECTIVE JUROR: Yeah. When I worked at the bank,

1 we were robbed three times, so I had to go in and testify when
2 they finally caught them.

3 MR. FINLAYSON: Same guy rob you-all three times?

4 PROSPECTIVE JUROR: It was a little group, one adult,
5 a lot of minors.

6 MR. FINLAYSON: So you got on the witness stand and
7 identified them?

8 PROSPECTIVE JUROR: We never had to -- I didn't have
9 to make it that far. But we went to court and I think they
10 settled --

11 MR. FINLAYSON: Okay.

12 PROSPECTIVE JUROR: -- before.

13 MR. FINLAYSON: Would that affect you in this
14 process?

15 PROSPECTIVE JUROR: No. No, sir.

16 MR. FINLAYSON: Thank you, sir.

17 And Number 17.

18 PROSPECTIVE JUROR: Yes, hello.

19 MR. FINLAYSON: Hello. So you had to testify as a
20 victim?

21 PROSPECTIVE JUROR: I did.

22 MR. FINLAYSON: And is that -- have we covered that?

23 PROSPECTIVE JUROR: It was a domestic situation.

24 MR. FINLAYSON: So you got on the witness stand
25 and --

1 PROSPECTIVE JUROR: I did.

2 MR. FINLAYSON: Okay. Would that affect you in what
3 we're doing here in this case?

4 PROSPECTIVE JUROR: No.

5 MR. FINLAYSON: Are you sure?

6 PROSPECTIVE JUROR: Positive.

7 MR. FINLAYSON: Thank you. Number 29, did you have
8 to get up and testify in court?

9 PROSPECTIVE JUROR: Yes.

10 MR. FINLAYSON: That's fine. That's all I've got.

11 PROSPECTIVE JUROR: Okay.

12 MR. FINLAYSON: Yes, thank you.

13 I asked about the military. Mr. Lee, you were in the
14 military?

15 PROSPECTIVE JUROR: Yeah. 40 years ago, I was in.

16 MR. FINLAYSON: I'm sorry, one second.

17 PROSPECTIVE JUROR: Yeah. I served in the Korean
18 military 40 years ago.

19 MR. FINLAYSON: That was mandatory, right?

20 PROSPECTIVE JUROR: It was mandatory, yeah.

21 MR. FINLAYSON: And what was your job in the
22 military?

23 PROSPECTIVE JUROR: I got just basic training for
24 three months and then kind of working in the office. Yeah.
25 Writing some kind of report.

1 MR. FINLAYSON: What's that?

2 PROSPECTIVE JUROR: Writing up something on a report,
3 yeah.

4 MR. FINLAYSON: Thank you, sir.

5 And then Number 39, you were in the military, sir?

6 PROSPECTIVE JUROR: Yes, I was.

7 MR. FINLAYSON: And thank you, sir. What did you do
8 in the military? What was your job?

9 PROSPECTIVE JUROR: Initially, I was in signals
10 intelligence, intercepting communications, I basically went
11 into human intelligence, excuse me. Went to German language
12 school. I was a German linguist overseas and I screened
13 refugees, did basic intelligence-gathering type services, but
14 not since 1995.

15 MR. FINLAYSON: That was my next question. What are
16 the dates we were looking at?

17 PROSPECTIVE JUROR: Yeah, 1978 to around 1995.

18 MR. FINLAYSON: What was your rank when you left?

19 PROSPECTIVE JUROR: I was a sergeant first class, E7.

20 MR. FINLAYSON: Thank you, sir.

21 Bumper stickers, Number 19 -- or stickers, car
22 stickers. What does yours say?

23 PROSPECTIVE JUROR: It's for Pearl River Outdoors,
24 they make outdoor equipment.

25 MR. FINLAYSON: Nice. Thank you. Number 10, and I

1 apologize, I'm going to be jumping out of order on these.

2 Number 10.

3 PROSPECTIVE JUROR: Yeah. So I'm still practicing in
4 my granddad's old car. Does that count?

5 MR. FINLAYSON: Sure.

6 THE COURT: Yeah.

7 PROSPECTIVE JUROR: He was a Vietnam Veteran, so he's
8 got the I served in Vietnam sticker. I think he's got a John
9 Galt sticker, but I don't remember.

10 MR. FINLAYSON: Do you know what that means?

11 PROSPECTIVE JUROR: Not a clue.

12 MR. FINLAYSON: You should look it up. All right.
13 Thank you.

14 Number -- let's see if I can keep it closer. I
15 probably can't. We're going over here, 28.

16 PROSPECTIVE JUROR: I have a university sticker, it
17 says Cornell University.

18 MR. FINLAYSON: Nice. Thank you. 29?

19 PROSPECTIVE JUROR: Mine just states in loving memory
20 of Andrew Drake and his date of birth.

21 MR. FINLAYSON: Thank you. Number 32?

22 PROSPECTIVE JUROR: BS18, the speakers in my trunk.

23 MR. FINLAYSON: You've got to say that again. I
24 can't hear you.

25 PROSPECTIVE JUROR: I said BS18, with speakers in my

1 trunk, and then I've got I love HBCU.

2 MR. FINLAYSON: I see. Thank you.

3 And Number 41.

4 PROSPECTIVE JUROR: Navy vet.

5 MR. FINLAYSON: Say again.

6 PROSPECTIVE JUROR: Navy vet.

7 MR. FINLAYSON: Thank you. Thank you. Love it.

8 Your Honor, that's all my questions.

9 THE COURT: Okay. All right. We're going to give
10 you-all a short break while we talk for about five minutes
11 ourselves. Then we are going to come back in here and we are
12 going to get most of you out of here very quickly.

13 Yes, sir?

14 MR. FINLAYSON: I hate to ask, but can I get a
15 15-minute break before we strike?

16 THE COURT: We're going to take a 10-minute break,
17 maybe a 15-minute break, but most of you-all are going to be
18 gone within 30 minutes.

19 Okay?

20 So hold on. Should you talk about this case at all
21 amongst yourselves?

22 PROSPECTIVE JUROR: No.

23 PROSPECTIVE JUROR: Yes.

24 THE COURT: No. Did I hear somebody say yes?

25 PROSPECTIVE JUROR: Just kidding.

1 THE COURT: No. You can't talk about this amongst
2 yourselves and come back to be the same place.

3 All right?

4 Thank you.

5 (Whereupon, the jurors exited the courtroom.)

6 MR. FINLAYSON: Thank you, Judge. I might be able to
7 do it quicker.

8 THE COURT: That's Okay.

9 MS. CONNORS: Your Honor, are we good for us to --

10 THE COURT: No, I'm going to talk for a second.

11 MS. CONNORS: Okay.

12 THE COURT: I just want to make sure that we're all
13 on the same page about a couple of things.

14 All right. As we've already discussed, we struck
15 Juror 4, Juror 18, Juror 22 and Juror 28.

16 Is that what you-all have as well?

17 MR. FINLAYSON: Yes, sir.

18 MS. CONNORS: Yes, Your Honor.

19 THE COURT: Okay. And are there any other additional
20 motions for cause based upon anything y'all have heard since
21 then?

22 MR. FINLAYSON: Unfortunately, no.

23 MS. CONNORS: Not for the government, Your Honor.

24 THE COURT: Okay. Then we will be striking our
25 jurors, we will be striking from the first 28; is that right?

1 Yes, 28.

2 We're going to strike 12, and you each have 6 -- you
3 have a total of 16 strikes, right?

4 MR. FINLAYSON: I'm lost already. I'm sorry.
5 Wouldn't it be 29 since 28 is gone?

6 THE COURT: I'm sorry. I didn't mean to say it that
7 way. Yes.

8 MR. FINLAYSON: Okay.

9 THE COURT: So it will go through -- so let me do the
10 math. We have 16 strikes, we need 12 jurors, that's 28.

11 MR. FINLAYSON: Okay. 32.

12 THE COURT: So it will go through 32. Okay?

13 So if you-all use all of your strikes, your jury will
14 be the first 12 of those that are not struck.

15 Okay. Make sense?

16 MR. FINLAYSON: Yeah.

17 THE COURT: And then you'll have two more -- one more
18 strike each to strike from the next four.

19 Okay?

20 Unless one of you doesn't use all of your strikes,
21 then we'll -- the jury -- then the alternate will come from
22 that point.

23 Everybody understand that?

24 MR. FINLAYSON: Yes, sir.

25 THE COURT: Okay. We'll be back in 10 or 12 minutes.

1 Okay?

2 MR. FINLAYSON: Thank you.

3 THE COURT: I'm going to give you as much time as I
4 can.

5 And then I'm going to bring the jury in and you're
6 going to strike in front of them.

7 And, again, you can turn around so you can see. And
8 you don't have to talk to me. You've just got to pass the
9 page back and forth.

10 Okay?

11 Thank you.

12 MS. CONNORS: Thank you.

13 (Whereupon, a recess was taken.)

14 THE COURT: Okay. Y'all ready?

15 MS. CONNORS: Yes, Your Honor.

16 THE COURT: Okay. You can bring them in.

17 (Whereupon, the prospective jurors entered the
18 courtroom.)

19 THE COURT: Anybody think somebody's missing?

20 Okay. All right. Now all you-all do and all I do is
21 sit here and let the lawyers do some things back and forth
22 with each other to strike the jury.

23 Okay?

24 Go ahead, y'all. Ms. Kelley.

25 Speaking to the lawyers for this case, does the

1 United States have any objection to the exercise of strikes by
2 the defendant?

3 MS. CONNORS: No, Your Honor.

4 THE COURT: Mr. Finlayson, do you have any objection
5 as to the manner in which the government exercised its
6 strikes?

7 MR. FINLAYSON: No, Your Honor.

8 THE COURT: Okay. Then we'll just take a minute and
9 we will read out the names.

10 Let me know, Ms. Kelley, when you're ready and no
11 pressure.

12 COURTROOM DEPUTY: Do you want me to just go ahead
13 and start calling them?

14 THE COURT: Okay. Yes. She's ready to announce the
15 names of the jurors who will be serving on this jury. So if
16 you hear your name, come on up and you can take a seat in the
17 jury box.

18 And you-all can go sit in the back row, if you want,
19 or you can go back here or you can do whatever you want.

20 Okay?

21 All right. So please stand if you hear your name
22 called and come on up here into the jury box.

23 COURTROOM DEPUTY: Terrell Salaam.

24 Laura DeWeese.

25 Je'Tavia Parks.

1 Juanneeka Smith.

2 Patricia King.

3 Yolanda Ogedengbe.

4 Dennis Hunter.

5 Dustin Luckie.

6 Melissa Okorie.

7 April Carlock.

8 Kathleen Oleary.

9 Kamal Mourad.

10 Shelby Dean.

11 Any objection by either party to the jury as seated?

12 MR. FINLAYSON: No, Your Honor.

13 MS. CONNORS: No, Your Honor.

14 THE COURT: Okay. All right. Speaking to everybody
15 else, you-all are released from your call in this case. I
16 want to thank you for coming here today and spending most of
17 the day with us.

18 Do they need to go back to the jury office,
19 Ms. Kelley?

20 COURTROOM DEPUTY: They just need to call back, I
21 think.

22 THE COURT: Okay. You don't have to go there today,
23 but you still have to call back in.

24 Okay?

25 I'm not aware of another trial going on this week or

1 next, so fingers crossed for you-all, but you do need to
2 continue calling, but thank you very much for coming today and
3 you-all are released.

4 (Whereupon, the prospective jurors exited the
5 courtroom.)

6 THE COURT: All right. Speaking to everybody else,
7 you are the jury that will hear this case.

8 Okay?

9 We're not going to do much more today. I'm going to
10 talk with you about some housekeeping matters and then I'm
11 going to let you-all be done for the day and we're going to
12 start tomorrow.

13 Okay?

14 Let me ask you-all a couple of things. My preference
15 is to start at either 8:30 or 9:00 in the morning and go to
16 4:30 or 5:00 in the evening.

17 Is there anybody who feels strongly about either of
18 those two start times 8:30 or 9:00? Anybody who thinks they
19 would have trouble getting here by 8:30 and would rather do
20 9:00?

21 All right. Well, then let's do 8:30.

22 Okay?

23 And that means we'll stop every day at 4:30, but it
24 means you have to be here at 8:30, because if you're not, then
25 we can't start until everyone is here.

1 Okay?

2 So when you're done with us today, the court security
3 officer is going to show you back into the jury room behind
4 me.

5 Okay?

6 And he's also going to show you how to get back to
7 the elevator from there, which includes walking down this
8 hallway this way, okay, on the other side of this wall.

9 So tomorrow when you come in, you will just come in
10 the back way and meet in the jury room.

11 Okay?

12 They'll have coffee; is that right?

13 COURTROOM DEPUTY: Yes.

14 THE COURT: And some kind of snacks?

15 COURTROOM DEPUTY: Hopefully, it will be by 8:30.
16 It's a little early for the folks to bring that up. They
17 usually bring it up around 8:30, so...

18 THE COURT: Well, let's tell them we're starting at
19 8:30, so we've got to have it by 8:15. If that doesn't work,
20 maybe we'll go back to 9:00.

21 Okay?

22 But they should have coffee for you and some type of
23 snacks, so just meet up in there and then we'll get you in and
24 ready to go at 8:30.

25 Tomorrow we're going to start off with having you

1 sworn in, it's a different oath, it's an oath to try this case
2 in the appropriate way.

3 Then I am going to give you five or six minutes of
4 jury instructions, about how to behave as jurors, what to
5 expect over the next couple of days. And then we're going to
6 jump right into the parties giving you their opening
7 statements, and then straight into witnesses, so you'll start
8 to hear about the case tomorrow.

9 Okay?

10 Any questions or thoughts or concerns from anybody?
11 Anything y'all want to bring up?

12 Okay. So now you still don't know anything about the
13 case, right, you cannot talk with anybody about it.

14 Okay?

15 When you go home and you talk to your friends or
16 people you live with and they ask you about it, all you can
17 say is it's a criminal case. That's all you can say.

18 Right?

19 It's a criminal case. And they say what's it about,
20 you have to say I can't tell you. Well, is it bank robbery.
21 I can't tell you.

22 Okay?

23 Say that Judge seemed like he's nice, but he told me
24 I can't. I don't want to see what he's like when he's mean.

25 Okay?

1 And the reason is if you tell them even a little
2 thing, what do you know now, you know that this has something
3 to do with fraud and you've heard something about the PPP
4 program or something like that.

5 You say something like that and all of a sudden
6 somebody is sharing with you something that they heard or they
7 think or they know and now you're being impacted by something
8 else.

9 Okay?

10 You might think you can keep an open mind, but
11 somebody is going to give you an opinion or a thought and
12 that's not fair to either of the parties. They're going to
13 give you everything that you need to decide this case. And
14 you will not be able to rely upon anything other than what you
15 hear in this courtroom.

16 Okay?

17 I'll give you more instructions about this tomorrow.
18 Don't do any research. Don't Google what's the PPP, don't
19 Google what is fraud, don't Google anything whatsoever.

20 Okay?

21 We will give you everything you are supposed to know
22 about this case. If you go home and you do any research
23 whatsoever, you'll be violating that very, very important
24 rule, that you let the parties and the rules of evidence give
25 you everything that you need to know to decide this case.

1 All right? Any questions or concerns about that?

2 Anybody have somebody at home who's particularly
3 noseey?

4 All right. Okay. Anything else from the parties?
5 Anything you want me to say to them before we let them go for
6 the day?

7 MR. FINLAYSON: No, sir.

8 MS. CONNORS: No, Your Honor.

9 THE COURT: All right. Then we are going to excuse
10 you for the day, ready to go -- my father I told you was in
11 the Marine Corps. And whenever we would go someplace he would
12 say we're leaving at 7:00, having had. Which means if you
13 want to have extra sleep time, have that. If you want to have
14 coffee, or you want to have a shower, have all of that. If
15 you want to have a snack, have all of that. But that's got to
16 have happened before 8:30 in the morning.

17 Okay?

18 So we're going to start at 8:30, having had, okay?

19 All right. Thank you-all very much.

20 COURTROOM SECURITY OFFICER: All rise.

21 JUROR: Do we take these?

22 THE COURT: You can leave those there. They will be
23 back there tomorrow and we'll talk more about them. Thank
24 you. Oh, yes. Leave your numbers, either here or in the back
25 room, and we'll collect them from you. You wouldn't need them

1 anymore.

2 COURTROOM DEPUTY: Thanks.

3 THE COURT: Yes. Sorry about that.

4 (Whereupon, the jurors exited the courtroom.)

5 THE COURT: Okay. Y'all can be seated.

6 Any questions? Anything y'all want to talk about?

7 MR. FINLAYSON: Your Honor, I do have one matter.

8 Mr. Delano is in shackles and that may be the Court's standard
9 procedure in every trial. But it's a white collar fraud case,
10 there's been no evidence or allegation that he's dangerous,
11 there's no convictions for violence. I just -- I guess for
12 the record, I would object to him being in shackles for the
13 trial.

14 THE COURT: Okay.

15 MR. FINLAYSON: I guess there's -- there should be
16 some kind of showing to justify it.

17 THE COURT: They're not visible because we have the
18 skirts around all of the tables, so it just looks normal.

19 I don't -- I don't have any concern about it. But I
20 don't make that rule. I let our marshals and our CSOs decide
21 the way that they do it here. It's important to me that the
22 jury not know. But the marshals are in charge of security
23 with the CSOs.

24 So why don't you talk with them about it and see what
25 they think, but I have to -- I'm going to defer to them.

1 Okay?

2 But is there a time when you think it would impact or
3 might cause problems with the jury?

4 MR. FINLAYSON: Well, I think -- I mean, I appreciate
5 the skirts. I was sort of surprised to see them, I was like
6 is this a Gangster Disciples trial? But it's standing up,
7 they're doing their best to hide it, but just you stand
8 differently, I can -- I can -- I am probably tuned into it too
9 much now, but when he stands up and when we're turning,
10 it's -- he's just not -- he's not moving like a normal person
11 might move.

12 THE COURT: I have not noticed it. This is the first
13 I've heard of it.

14 MR. FINLAYSON: And I didn't want to bring it up
15 before, but I do --

16 THE COURT: Okay.

17 MR. FINLAYSON: I just don't think -- I think there's
18 got to be a show cause to justify it. And I don't -- unless
19 there's something that I'm missing.

20 THE COURT: All right. Well, why don't you email me.
21 If there's some rule about that, email it to me.

22 Okay?

23 This is the first time hearing of it.

24 MR. FINLAYSON: Okay.

25 THE COURT: I tend to let the marshals and CSOs

1 decide things about that because they're more informed than I
2 am, but if they're --

3 MARSHAL: I can speak on it real fast, Your Honor.

4 THE COURT: Yes, go ahead.

5 MARSHAL: We have to do it as standard operating
6 procedure for all security purposes. I understand he may not
7 be as much of a threat as any other defendant, however, we
8 can't treat him any differently as to any other defendant.

9 MR. FINLAYSON: Well, then I guess I would inquire as
10 to every trial, every trial that somebody is in custody,
11 they're in shackles?

12 MARSHAL: Yes, sir.

13 THE COURT: So if you think there's some rule about
14 it, bring it to my attention.

15 Okay?

16 But other than that, you have to talk to them to see
17 if there is some exception for them.

18 Okay?

19 MR. FINLAYSON: All right.

20 THE COURT: All right. Anything else?

21 MS. CONNORS: I'm not sure if we were going to follow
22 up today or tomorrow about the transcript issue?

23 THE COURT: I'm going to read that tonight.

24 MR. FINLAYSON: Okay.

25 THE COURT: And we'll follow-up on that afterwards.

1 Okay?

2 And I think y'all should be thinking about the jury
3 instructions already. I know we haven't started with anything
4 yet, but probably not tomorrow, but probably the next day,
5 Wednesday afternoon, depending on how it's going, we're going
6 to start talking jury instructions.

7 I've got them from you and I'm working through them.
8 I think there was some concerns about some of them, but I
9 think those had -- some of them, at least, were the aggregate
10 identity theft instructions that don't matter anymore.

11 MS. CONNORS: That's correct, Your Honor.

12 And when you're going through them, you can see there
13 were just a few instructions --

14 THE COURT: Yes.

15 MS. CONNORS: -- where we have actually got two
16 Supreme Court cases that were affecting the instructions at
17 that point, but obviously, the *Dubin* case is not going to be
18 at issue anymore since the ag ID was dismissed.

19 THE COURT: Okay. All right. So that's what we will
20 take up tomorrow at 8:30.

21 You-all have our contact information, right? If
22 something happens in the interim, then you-all let me know and
23 I'll tell you to be here at probably 8:00 tomorrow, but if
24 not, remember, 8:30 is having had. That means the jury comes
25 at 8:30, the jury comes out.

1 Okay?

2 MR. FINLAYSON: Can we take bets?

3 THE COURT: On what?

4 MR. FINLAYSON: Whether one of them is late.

5 THE COURT: Yes. But let's let them be the late one.

6 And by the way, I have coffee back there if you-all want a cup
7 tomorrow, you can help yourself to it. The only thing I ask
8 is you have to clean your own glass. I'll give you the
9 coffee, but I won't clean up.

10 Okay?

11 All right. Thank you all.

12 MS. CONNORS: Thank you, Your Honor.

13 MR. FINLAYSON: Thank you, sir.

14

15 (Whereupon, the proceedings were adjourned at 3:46
16 p.m.)

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REPORTERS CERTIFICATE

I, Jana B. Colter, Official Court Reporter for the United States District Court for the Northern District of Georgia, with offices at Atlanta, do hereby certify:

That I reported on the Stenograph machine the proceedings held in open court on July 21, 2025, in the matter of *United States of America v. Carl Delano Torjagbo also known as Karl Lucius Delano*, case Number 1:22-CR-00171-MLB; that said proceedings in connection with the hearing were reduced to typewritten form by me; and that the foregoing transcript is a true and accurate record of the proceedings.

This the 10th day of November, 2025.

/s/ Jana B. Colter, FAPR, RDR, CRR, CRC
Official Court Reporter

COURTROOM DEPUTY: [10] 34/11
34/1389/7156/25218/12218/23219/20
221/13221/15225/2
COURTROOM SECURITY OFFICER:
[15] 91/392/193/1295/1599/23101/13
103/24104/15106/12107/7107/22108/24
110/16110/20224/20
JUROR: [1] 224/21
MARSHAL: [3] 227/3227/5227/12
MR. EVERT: [3] 10/1711/2211/24
MR. FINLAYSON: [323]
MS. CONNORS: [398]
PROSPECTIVE JUROR: [845]
PROSPECTIVE JURORS: [2] 32/10
87/2
THE COURT: [471]
THE WITNESS: [14] 55/2062/2363/14
74/2178/1991/1698/5100/12105/20
114/9127/21130/5133/5141/24

\$

\$150,000 [1] 96/5
\$3 [1] 28/14
\$3 million [1] 28/14
\$55 [1] 172/14
\$55 million [1] 172/14

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'70s [1] 67/20
'80s [2] 67/2091/11
'84 [1] 100/9
'90s [2] 51/2467/20
'96 [1] 68/1
'97 [2] 22/10161/20
'til [1] 155/1

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-- and [1] 46/21
-- as [1] 130/8
-- before [1] 210/12
-- for [1] 130/5
-- from [1] 158/2
-- in [1] 137/25
-- related [1] 10/5
-- stuff [1] 137/17
-- than [1] 166/21
-- that [1] 26/6
-- to [1] 103/19
-- what [1] 26/15
-- where [1] 228/15

/

/s [1] 230/18

1

10 [9] 55/21121/1158/24183/24185/10
203/12212/25213/2216/25
10-minute [1] 214/16
100 [2] 99/1199/14
100 percent [4] 98/1999/599/17152/17
103 [1] 73/9
107.5 [1] 73/9
10th [1] 230/14
11 [9] 56/973/2191/24108/22108/24
118/1133/17183/1198/19

11-year-old [1] 72/24

12 [21] 84/1191/2491/2592/1117/21
118/1122/9122/14125/2139/18148/17
149/1155/22182/9183/24190/1204/5
216/2216/10216/14216/25
12-year-old [1] 53/25
12:30 [1] 115/9
12:40-ish [1] 115/9
13 [2] 118/1135/8
13th [1] 13/6
14 [9] 17/256/11121/3134/16155/21
155/23159/9183/2201/5
1456 [1] 2/23
15 [18] 70/1873/1117/21118/1122/20
123/5127/7127/7128/5139/14163/8
164/6164/7169/15193/21194/6208/1
208/25

15-minute [2] 214/15214/17
16 [9] 61/2286/18100/6118/1138/8
139/14155/23216/3216/10
16-year-old [1] 45/16
17 [11] 65/2180/1493/1193/12121/1
122/20123/11123/18163/3184/8210/17
170 [1] 162/24
18 [17] 13/913/2517/243/743/1466/19
81/795/1495/15118/8118/11121/22
131/8151/21154/10154/17215/15
180 [1] 162/24
18th [1] 135/24
19 [13] 67/12118/12121/2123/11131/8
160/19163/3182/2182/2184/21185/10
186/7212/21
1949 [1] 2/21
196 [2] 19/619/9
197 [2] 12/1515/15
1978 [1] 212/17
1983 [1] 108/14
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