

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

UNITED STATES OF AMERICA

v.

CASE NO. 2:20-cr-114-JES-MRM

CASEY DAVID CROWTHER

GOVERNMENT'S REQUESTED VOIR DIRE

The United States of America hereby requests the Court to ask the following questions of the jury panel during jury selection.

Respectfully submitted,

KARIN HOPPMANN
Acting United States Attorney

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U.S. v. Casey David Crowther

Case No. 2:20-cr-114-JLB-MRM

CERTIFICATE OF SERVICE

I hereby certify that on March 15, 2021, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to the following:

Nicole Hughes Wade
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Brian Dickerson
Brian.dickerson@fisherbroyles.com

/s/ Michael V. Leeman

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GOVERNMENT'S REQUESTED VOIR DIRE NO. 1

Please state your full name.

What is your occupation? If you are retired or not currently working, please state what your last employment was.

Are you married?

Is your spouse employed? If so, what type of work does he or she do?

Do you have any children of working age?

If so, how many and what type of work do they do?

Do you, your spouse, or your children own any of the businesses you mentioned?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 2

Have you ever served on a jury before, either in state court or in federal court?

If so, when did you serve? Where?

What type of case did you sit as a juror in?

Did the jury on which you served reach a verdict?

Was there anything about that experience you had as a juror which could, in any way, affect your ability to sit as a fair and impartial juror in this type of case and concerning these types of charges?

If you previously sat as a juror in a case, the law which you may have been told in that case may be different from the law that would relate to these criminal charges. Can you assure the Court and both counsel that you will obey and follow the law as I instruct you, even if it is contrary to what you might have been told in the case(s) on which you previously sat as a juror?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 3

Do you have any member of your family, close friend, or acquaintance who is involved in law enforcement, including state or federal police officers, sheriff's deputies, law enforcement agents, the United States Secret Service, the FBI, DEA, IRS, or any state or other federal law enforcement agency?

If so, who do you know? What does that person do? What is the nature of your relationship to that person?

Could the fact that you have such a friend or relative in any way affect your ability to be a fair and impartial juror sitting in a criminal case and evaluating the testimony of law enforcement officers?

Does any member of the jury panel have any matter pending before the United States Attorney's Office or the United States Department of Justice in this district or any other district in which you are involved as a party, witness, or subject of some legal action?

If so, please explain what type of matter it is and what your involvement in it is.

GOVERNMENT'S REQUESTED VOIR DIRE NO. 4

Have you, any member of your family, or close friend, ever been the victim of a crime?

If so, what happened?

When did this happen?

Was anyone charged or prosecuted as a result of that, to your knowledge?

If so, did you have to speak to police, appear in court, or give testimony in that regard?

Is there anything in that experience which could in any way possibly affect your ability to render a verdict in a criminal case which would be fair and impartial both to the defendant and to the United States?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 5

Has any member of the jury panel ever served as a grand juror, either in state or federal court?

If so, when and where?

Is there anything in that experience which could in any way possibly affect your ability to render a verdict in this type of criminal case which would be fair and impartial both to the defendant and to the United States?

The law with respect to the burden of proof in grand jury proceedings is different from the law that would relate to these charges. Can you assure the Court and both counsel that you will obey and follow the law as I instruct you, even if it is contrary to what you might have been told in the case(s) on which you previously sat as a grand juror?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 6

Has any member of the jury panel, or any family member, relative, or close personal friend or acquaintance of yours, ever been investigated by any federal, state, or local law enforcement agency?

If so, what was the subject of the investigation? What was the outcome of the matter?

Have you or any family member, relative, or close friend ever been arrested, charged, or convicted of any crime?

If so, what was the crime? What was the outcome of the case?

Would this experience in any way cause you to be unable to evaluate fairly and impartially the evidence and testimony of the witnesses who will testify on behalf of the United States?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 7

Has anyone ever been a witness in any type of court or judicial proceeding?

If so, what type of proceeding did you give testimony in? Were you subject to cross-examination by attorneys for either side in that case or proceeding?

If your answer to any of these questions was yes, do you feel that your experience as a witness could in any way affect your ability to fairly and impartially evaluate the testimony of the witnesses who will testify in this case?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 8

Has any member of the jury panel ever been employed by a bank, mortgage lender, or mortgage broker in any capacity?

Is there anything in the experience which you went through with respect to being employed in by one of those types of jobs which could in any way affect your ability to be a fair and impartial juror with respect to charges relating bank fraud, false statements to a financial institution, or money laundering?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 9

Has any member of the jury, your family, or employer, ever applied for or received a loan or benefit that was provided or guaranteed by the United States Small Business Administration on behalf of a business, including loans guaranteed by the SBA under Paycheck Protection Program (PPP program)?

Is there anything in the experience which you went through, or heard about, which could in any way affect your ability to be a fair and impartial juror with respect to charges relating to the alleged fraudulent activity in obtaining federally guaranteed loan?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 10

Has any member of the jury ever banked with Sanibel Captiva Community Bank or Angel Oak Mortgage Solutions, LLC.?

Is there anything in your experience with either of those two entities which could in any way affect your ability to be a fair and impartial juror with respect to charges in which those two entities are alleged victims of a crime?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 11

The attorneys for the United States have advised me that in this case, that a financial institution allegedly loaned money as the result of the actions of the defendant, but that the money may be guaranteed by the federal government such that the bank is made whole in the future.

Does any member of the jury panel feel that you might in any way treat the allegations of criminal conduct in a case such as this as less serious or less important because of the fact that any loss to the financial institution might later be repaid by the federal government?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 12

Does any member of the jury panel have any strong feelings or opinions concerning the United States government or, more specifically, the United States Small Business Administration or the United States Secret Service, which might in any way affect your ability to be a fair and impartial juror in a case such as this?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 13

Has any member of the jury panel done business with the company Target Roofing and Sheet Metal, Inc.?

Is there anything in your experience with this company which could in any way affect your ability to be a fair and impartial juror with respect to charges in which Target Roofing and Sheet Metal, Inc. received a federally guaranteed loan?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 14

The defendant is on trial for his actions as alleged in the indictment. No other person is on trial in this case.

Can you decide this case based upon the evidence offered and not allow your verdict to be affected by any evidence about any other person mentioned during the course of the trial or by your opinions about any of those other persons' actions?

To put it another way, can you promise the Court and counsel that you will not permit opinions you might have from the testimony and evidence you will hear as to what other persons did or did not do to alter or affect your verdict as to the actions and conduct of the defendant himself?

GOVERNMENT'S REQUESTED VOIR DIRE NO. 15

Do any among you have any conscientious objection, religious belief, or other mental reservation such that you could not, in good faith and in good conscience, sit as a juror in this criminal case and return a verdict of guilty if you believed from all the evidence that the United States has proved its case beyond a reasonable doubt?

To put it another way, is there anyone here who feels that for any moral or religious reasons that he or she cannot sit in judgment of another human being?

Do any among you feel that you would be unable to follow the Court's instruction that in reaching your verdict in this case, you must not be influenced in any way by either sympathy or prejudice for or against either the defendant or the United States?