

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

UNITED STATES OF AMERICA,	) Fort Myers, Florida
	)
	) Case 2:20-CR-114-FtM-66MRM
Plaintiff	)
	) Monday, March 22, 2021
vs.	)
	) 9:37 a.m. to 6:06 p.m.
CASEY DAVID CROWTHER,	)
	) Courtroom 5D
Defendant	)
_____	)

TRANSCRIPT OF JURY SELECTION

HELD BEFORE THE HONORABLE JOHN E. STEELE,
United States District Court Judge

Official Court Reporter:
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*(Proceedings reported by Stenotype; Transcript produced by
computer-aided transcription.)*

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* * *

I N D E X

March 22, 2022	Vol.	Page
Preliminary Discussions	1	5
Preliminary Instructions to the Jury	1	5
Jurors Provide Personal Information	1	7
Introduction of Counsel	1	16
Voir Dire by the Court	1	17
Sidebar Conference	1	33
Voir Dire by Mr. Leeman	1	41
Voir Dire by the Court	1	57
Voir Dire by Mr. Dickerson	1	60
Cause Challenges	1	94
Peremptory Challenges	1	100
Stricken Jurors Excused	1	103
Preliminary Instructions to the Jury	1	107
Jurors Provide Personal Information	1	107
Introduction of Counsel	1	120
Voir Dire by the Court	1	121
Voir Dire by Mr. Leeman	1	136
Voir Dire by Mr. Dickerson	1	154
Sidebar Conference	1	178
Cause Challenges	1	179
Peremptory Challenges	1	180

(Index Continues on Following Page)

I N D E X
(Continued From Previous Page)

	Vol.	Page
Cause Challenge	1	181
Discussion Re Schedule	1	183
Voir Dire by the Court	1	185
Excused Jurors Dismissed	1	185
Jurors Provide Personal Information	1	187
Counsel Introduced	1	200
Voir Dire by the Court	1	200
Voir Dire by Mr. Leeman	1	212
Voir Dire by Mr. Dickerson	1	233
Cause Challenges	1	251
Peremptory Challenges	1	254
Excused Jurors Dismissed	1	256
Certificate of Court Reporter	1	257

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PRELIMINARY INSTRUCTIONS TO THE JURY

5

* * * P R O C E E D I N G S * * *

- - -

THE COURT: Good morning ladies and gentlemen. If you wish, you may take off either your shield or your mask, whatever's comfortable. I'll put mine back on after we finish.

My name is John Steele. I'm a United States District Court Judge here in the Middle District of Florida. On behalf of all the judges, I'd like to welcome you here this morning for jury selection of a criminal case. I do realize that some of you would rather be someplace else besides federal court, and I do appreciate your presence here.

As I said, this morning we'll be selecting a jury to try a criminal case. What I'm going to do is, first of all, tell you what we're going to do, then we'll start going it.

We have 16 of you in the jury box. The remainder of your number are still in the jury assembly room. I'm told they can see me and hear me, and they think they're safe; but, based upon past experience, later on this morning they may well find themselves in your position, so I'd ask that they pay attention to the questions as well.

What I'm going to do in a moment is start by having each of you introduce yourself by reading the information -- you should have a sheet of paper, I hope -- so that the lawyers can find out a little bit about yourself. When we've finished those introductions, I'm going to ask some questions aimed at

PRELIMINARY INSTRUCTIONS TO THE JURY

6

1 determining your qualification to sit on this particular case.
2 We'll try not to get personal, but there are some questions we
3 just have to ask. There may be some reason why this isn't the
4 case for you. You may know some of the people, you may know
5 some of the events. In any event, I'll ask a series of
6 questions.

7 When I finish, I allow the lawyers to ask brief
8 follow-up questions. When they finish, the process is the
9 lawyers are allowed to excuse a certain number of you for no
10 reason. If that happens, don't take it personally. That's
11 just the way the process is. We would normally do it at
12 sidebar, as they say; but, given the COVID situations, we don't
13 do that anymore. But we do have headsets that the lawyers and
14 I will wear, we turn on white noise, the idea being that you
15 not hear our conversations as we go through the jury selection
16 process, but you remain there so the lawyers can see who it is
17 and connect the face with the name.

18 When we go through that process, after the first
19 round, if we don't have enough jurors we'll refill the jury box
20 and go through the process all over again until we receive
21 enough jurors that are seated.

22 After we select the jury, we'll begin with opening
23 statements by counsel, if they choose to give one, then the
24 taking of the testimony.

25 In terms of the length of trial, the parties are

JURORS PROVIDE PERSONAL INFORMATION

7

1 hoping to finish by the end of the week, but we're not sure.
2 So, for planning purposes, you should plan being here for a
3 couple days next week. If that doesn't happen, it's always
4 easier to tell jurors to go home early rather than stay longer.
5 So while we're hoping the end of the week, basically Monday or
6 Tuesday may be possible. So, in terms of planning, that's what
7 you should consider.

8 Now, as I say, the first thing I'd like to do is have
9 you introduce yourselves to us, and then I'm going to have the
10 parties introduce themselves to you, and then we'll proceed
11 that way. So we're going to proceed with Juror Number 1, which
12 is Mr., is it Kamath?

13 JUROR KAMATH: Yup.

14 THE COURT: And if you would give us the information
15 on that sheet, I would appreciate it.

16 JUROR KAMATH: My name is Narasimha Kamath. I reside
17 in Naples. I have lived for 16 years in Naples, and I have
18 lived for 20 years in Florida. My occupation is I'm a software
19 developer.

20 I'm married. My wife is also a software developer.
21 I have one child. He's ten years old.

22 I have a bachelor of engineering degree. I have not
23 had military service, no previous court experience, and no
24 previous jury service.

25 THE COURT: All right. Thank you.

JURORS PROVIDE PERSONAL INFORMATION

8

1 Mr. Day?

2 JUROR DAY: Yes. My name is Norman Day. I'm a
3 resident of Naples, and have been for 17 years. I'm retired.
4 Married for -- and still married, 53 years.

5 My wife and I have two boys. One is a school
6 principal, and the other has taken over our family business.

7 I was not in the military. And my occupation prior
8 to retiring was a landscape contractor and commercial building
9 construction.

10 THE COURT: All right. Thank you.

11 JUROR DAY: I have had three other services on the
12 jury. One . . . one was a criminal trial --

13 THE COURT: Hang on a second, Mr. Day.

14 JUROR DAY: Two of them were civil.

15 THE COURT: I'm sorry, one criminal?

16 JUROR DAY: One criminal and two civil, and we came
17 to a verdict on all of them.

18 THE COURT: Thank you.

19 Ms., is it Codol?

20 JUROR CODOL: My name is Cynthia Codol. I live in
21 Fort Myers. I've lived here for 20 years, I've been in Florida
22 for over 40. I'm retired, but I was an accountant.

23 I'm married. My husband is also retired. He was a
24 software developer. Between the two of us, we have five
25 children, ages 26, 28, 30, 34, and 36. Their professions are

JURORS PROVIDE PERSONAL INFORMATION

9

1 bartender, college student, bar manager, software development,
2 software sales, and yoga instructor.

3 I have a bachelor in accounting. No military
4 service. No previous court experience. That's it.

5 THE COURT: All right. Thank you.

6 Ms., is it Freymoyer.

7 JUROR FREYMOYER: Freymoyer.

8 THE COURT: Say that again?

9 JUROR FREYMOYER: Freymoyer. I'm Jeanne Freymoyer.
10 I live in Fort Myers. I've been here for . . . 17 years --
11 going on 17 years. I am an elementary school teacher for
12 Lee County.

13 I am married. My husband is a sales representative
14 for Pepsi. We have one daughter. She's six years old.

15 I have a bachelor's degree in education. No previous
16 military service, no previous court experience, and no previous
17 jury service.

18 THE COURT: Thank you.

19 Ms. O'Brien?

20 JUROR O'BRIEN: My name is Patricia O'Brien. I live
21 in North Fort Myers. I've lived in Lee County for 22 years. I
22 have a bookkeeping and accounting degree. My husband works for
23 CenturyLink. He's been with them for 20 years.

24 I have three children. One is in the Marine Corps,
25 the other works for dispatch for 911, and the third one is a

JURORS PROVIDE PERSONAL INFORMATION

10

1 college student at Liberty University.

2 I have a bachelor's in bookkeeping and accounting,
3 and I never have sued or been sued, and I never had any prior
4 jury service.

5 THE COURT: Thank you.

6 Ms. Blair?

7 JUROR BLAIR: My name is Shannon Blair. I live in
8 Naples. I've lived in Naples for 27 years, and in Florida for
9 my entire life. I am an insurance agent, and married. My
10 spouse is disabled by the VA. We have a 16-year-old child.

11 I have a bachelor's in biology. I have no prior
12 military service. I have no prior court experience. I served
13 on one civil jury, but it settled before it went any further.

14 THE COURT: All right. Thank you.

15 Ms. Virdinlia?

16 JUROR VIRDINLIA: Correct.

17 THE COURT: Am I close?

18 JUROR VIRDINLIA: Yes. My name is Karen Virdinlia.
19 I live in Naples, Florida. I've been there for 12 years. My
20 husband and I run a Hallmark business. I have two adult
21 children, 30 and 33. One is a medical assistant, a
22 neurologist, and the other is a director of first-year students
23 at Saint Mary's College in California.

24 I have no military service experience. I have an
25 associate's degree in elementary education. Never been sued.

JURORS PROVIDE PERSONAL INFORMATION

11

1 And no jury experience.

2 THE COURT: Thank you.

3 Mr., is Schrock?

4 JUROR SCHROCK: Yes. My name is Mike Schrock. I'm a
5 resident of Naples. I've lived there for about five years, and
6 also lived in Florida for about the same period of time.

7 My occupation, I'm retired from my primary job, which
8 was I was a president and COO of Pentair Corporation, a public
9 company, headquartered in Minneapolis. Currently, I work on
10 several public company boards. I'm a director, chairman of the
11 board of Adcor Corporation, and I'm on one private company
12 board, and I also work with Oak Hill Capital Partners. I'm a
13 tenured consultant to them.

14 Let's see. I am married. My wife was a school
15 administrator.

16 I have two children. My daughter is a naval officer,
17 age 25. My son is a student at the University of Miami.

18 Level of education is a master's degree in business.
19 I have not had previous military service, and I have no court
20 experience previously, nor have I served on a jury.

21 THE COURT: Thank you.

22 Mr. Kelley?

23 JUROR KELLEY: My name is Anthony Kelley. I've lived
24 in Marco Island for the last three years, in Florida for the
25 last three years. I'm a golf professional. I am recently a

1 widower. We did not have any children. I have a two-year
2 college degree. I have not served in the military. I have
3 never been sued, and I have served on a grand jury in
4 Massachusetts.

5 THE COURT: Thank you.

6 Mr. Combs?

7 JUROR COMBS: My name is Lloyd Combs. I'm a resident
8 of North Fort Myers. I've been here approximately eight years,
9 lived in Florida approximately the same. I am currently a
10 public safety lead for Lee health, retired policeman from the
11 Metropolitan Police Department, Washington, D.C.

12 Married. Spouse's occupation is real estate. We
13 have three children: 37, he has a garage in Pine Island; 30,
14 he's a writer in Martin County; and 26, he's a manager for a
15 country club.

16 I've got about three years of college, and ten-year
17 military veteran. Army. Lots of court experience. As a
18 witness.

19 THE COURT: I didn't understand if you were currently
20 retired or just have been retired?

21 JUROR COMBS: Retired from the police department,
22 currently working as a public safety lead for Lee Health.

23 THE COURT: Okay. And you've testified, you said, in
24 a number of criminal cases, I presume?

25 JUROR COMBS: Yes, sir.

JURORS PROVIDE PERSONAL INFORMATION

13

1 THE COURT: Was that based on your past occupation?

2 JUROR COMBS: Yes. Been many years.

3 THE COURT: Thank you.

4 Ms. Guzman?

5 JUROR GUZMAN: My name is Elizabeth Guzman. I've
6 lived in Cape Coral for 22 years. In Florida I have been for
7 53 years. My husband and I own a locksmith business. We are
8 married. We have three children: 24, 22, and 26. One of them
9 works with us as a locksmith, my daughter is a photographer,
10 and my son works with AT & T.

11 I'm a high school graduate, and I don't have no
12 previous military or witness or previous jury.

13 THE COURT: Thank you.

14 Mr. The Worthington?

15 JUROR WORTHINGTON: My name is Robert Worthington. I
16 live in Naples. Been in Naples for nine years, State of
17 Florida for nine years. Retired police officer, 22 years
18 experience. Previously worked for the County of Collier, heavy
19 equipment operator.

20 I'm currently married. My wife is a nurse at Collier
21 Community Hospital. Two children, 33 and 31. My daughter is
22 an optician, my son is a superintendent for the City of Naples.

23 I have a degree in criminal science. No military
24 history. Lots of witness testimony, criminal trials. And no
25 previous jury service.

JURORS PROVIDE PERSONAL INFORMATION

14

1 THE COURT: All right. Thank you. And I assume your
2 testimony came in the job that you're retired from currently?

3 JUROR WORTHINGTON: Yes.

4 THE COURT: How long have you been retired?

5 JUROR WORTHINGTON: Ten years.

6 THE COURT: Ten years? Thank you.

7 Mr. Perry?

8 JUROR PERRY: My name is John Perry. I live in the
9 city here. Lived here three years, and three years in Florida.
10 I'm retired from the U.S. Army. And I have two children that
11 left home shortly after high school, and I haven't seen them
12 since. I have an associate's in business science. I served in
13 the army for 20 years and retired. I have served in the
14 Monterey as a juror on four occasions.

15 THE COURT: Have you ever appeared as a witness in
16 court?

17 JUROR PERRY: No.

18 THE COURT: All right. Thank you.

19 Miss Payne?

20 JUROR PAYNE: Yes. Hi. My name is Rica Payne. I've
21 lived in the State of Florida for all my life, 41 years. My
22 occupation is I'm a United States postal carrier. I'm a mail
23 carrier in Cape Coral. My husband, I'm married, he's also a
24 postal carrier in the cape as well.

25 We have one child together, she's two, and I have two

JURORS PROVIDE PERSONAL INFORMATION

15

1 previous kids from a previous marriage. Nineteen, she attends
2 Delaware State University. And I have a 13-year-old from a
3 previous marriage, he goes to -- he's in middle school.

4 My level of education is high school. Never been in
5 the military. I have been a plaintiff and a defendant. In a
6 divorce. And I never been on any jury duty. Or in jury.

7 THE COURT: All right. Thank you.

8 Mr. Negron?

9 JUROR NEGRON: I apologize to the Court. I can't
10 read this, but I'll try to do. My name is Carlos Negron. I
11 lived in Cape Coral for 14 years. I'm a widow. I live with my
12 daughter. I worked in Fort Myers. I do AC. And I have five
13 children.

14 THE COURT: Have you ever been a witness in court?

15 JUROR NEGRON: No, sir.

16 THE COURT: Have you ever served on a jury before?

17 JUROR NEGRON: Yeah, in Detroit.

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

19 JUROR NEGRON: Yes, civil.

20 THE COURT: I don't want to know the verdict, but did
21 the jury reach a verdict?

22 JUROR NEGRON: Yes.

23 THE COURT: And do you have trouble reading that
24 form?

25 JUROR NEGRON: Yes. I can't. My English, I can't

INTRODUCTION OF COUNSEL

16

1 read that well.

2 THE COURT: Can you read any English, or just not
3 really?

4 JUROR NEGRON: Just a couple words.

5 THE COURT: Couple words. Thank you.

6 Ms. DiFazzio?

7 JUROR DiFAZZIO: My name is Pam DiFazzio. I live in
8 Cape Coral. I have lived in Florida and Cape Coral for
9 20 years. I'm retired. I was a . . . receptionist and a
10 dental assistant.

11 I'm married, and my husband is retired. He used to
12 work for a phone company. And we have no children.

13 Never had any military service, and I've never had
14 any court experience, and I've never had any jury service.

15 THE COURT: Thank you.

16 Ladies and gentlemen, the case, as I've said, is a
17 criminal case we're about to try. The case is the United
18 States of America versus Casey David Crowther. I'm going to
19 ask the attorneys to introduce themselves and anyone seated at
20 counsel table; and, when they've finished, my question to you
21 will be whether you know any of the people who have been
22 introduced.

23 Mr. Reichling?

24 MR. REICHLING: Good morning, ladies and gentlemen.
25 My name is Trent Reichling. I'm an Assistant United States

1 Attorney here in the Fort Myers Division of the United States
2 Attorney's Office in the Middle District of Florida. Seated to
3 my left, with this gray beard, is Michael Leeman. He's also an
4 Assistant United States Attorney. He also represents the
5 United States. Also seated with me at counsel's table is Brian
6 Kirby. He's a United States Secret Service Agent.

7 THE COURT: Thank you.

8 Miss Waid?

9 MS. WAID: Good morning. My name is Nicole Waid, and
10 I represent Casey David Crowther. Seated next to me is my
11 partner, Brian Dickerson. Next to Mr. Crowther is Julie Bryan,
12 who is our legal assistant. And next to her is Julie
13 Camponini, who is also working with the defense.

14 THE COURT: Thank you.

15 Ladies and gentlemen, do any of you believe you know
16 any of the people who have been introduced?

17 And we'll need to get some rules. If the answer is
18 no, I need to see some heads make shaking. If the answer is
19 yes, I need to see hands go up. We have one hand that I see.

20 Mr. Kamath?

21 JUROR KAMATH: Yes. I have heard and have seen him
22 on some news channels, but I don't remember in what context.

23 THE COURT: Okay. We may come back to that, but
24 that's fine for now.

25 Anyone else know any of the individuals? No one?

1 All right.

2 Now, at this point I'm going to summarize the second
3 superseding indictment in the case, and my follow-up question
4 will be whether you know anything about the case before you
5 came to court today.

6 The charging document is the second superseding
7 indictment. I'll probably just call it the indictment after a
8 certain point in time.

9 You need to understand that the indictment simply
10 sets forth the charges brought by the government. The
11 indictment does not create any presumption of guilt. Every
12 defendant is presumed -- I'm sorry. Is presumed to be
13 innocent. The indictment is just the legal process that gets
14 the case into court and finally in front of the jury.

15 In this case, as I said, there's a second superseding
16 indictment that alleges that Casey David Crowther made false
17 and fraudulent representations to Sanibel Captiva Community
18 Bank, a federally insured bank, in order to secure an
19 approximately \$2.1 million Paycheck Protection Program loan for
20 his company, Target Roofing and Sheet Metal, Inc. Once the
21 loan was obtained, the defendant is alleged to have used the
22 proceeds for purposes the government claims to be
23 impermissible, including the purchase of a boat, and to pay off
24 debt owed to a former business associate.

25 The defense claims that the defendant entered into a

1 loan with Sanibel Captiva Bank on behalf of his company, Target
2 Roofing and Sheet Metal, Inc. pursuant to a temporary loan
3 guaranty program.

4 The defense claims that the loan documents, the CARES
5 Act, and the applicable PPP rules and guidelines state that the
6 interest and principal on the loan were eligible for
7 forgiveness if, during the designated period of time, Target
8 Roofing used a certain portion of the loan proceeds towards
9 payroll expenses and other forgivable expense. The defense
10 claims that the loan was obtained to pay and maintain
11 employees, and the funds were utilized for that purpose.

12 Do any of the prospective jurors know anything about
13 the case prior to coming to court today? Okay. I see a couple
14 hands. Let's start in the first row, Mr. Kamath,
15 without

16 JUROR KAMATH: Yeah, I heard about him on the news.
17 I mean I watched it on the news.

18 THE COURT: On the news? All right.

19 Miss Codol? I'm sorry. Mr. Day.

20 JUROR DAY: I've just seen some things on the news,
21 but I haven't read anything about it.

22 THE COURT: Okay.

23 And Miss Codol?

24 JUROR CODOL: Just a brief conversation on the
25 courthouse steps, because the WINK car was there, with some

1 other people that were standing on the sidewalk as well.

2 THE COURT: Okay. A conversation with the other
3 people, or with the news people?

4 JUROR CODOL: With the other people.

5 THE COURT: Anyone else in the front row?
6 Second row? Ms. Blair.

7 JUROR BLAIR: What I've seen on the news, and I also
8 believe that I saw some real estate transactions, as well, that
9 the timing was a little suspect, but that is all hearsay.

10 THE COURT: Okay.

11 Mr. Schrock?

12 JUROR SCHROCK: Similar conversation, just
13 speculating about what the case might be about, and mentioned
14 this particular case. And then also news coverage that
15 reminded me of the news coverage that I had seen on the news.

16 THE COURT: Okay.

17 And Mr. Kelley?

18 JUROR KELLEY: Yes; just what I've seen on the news.

19 THE COURT: And, in the back row, let me start from
20 the other end, Mr. Perry.

21 JUROR PERRY: I also saw it on the news and read the
22 newspaper. I don't remember anything particular, and I didn't
23 form any opinion.

24 THE COURT: Okay. All right.

25 And, back row, anyone else? Ms. DiFazzio?

1 JUROR DiFAZZIO: I just heard it on the news
2 yesterday.

3 THE COURT: Okay.

4 Other than what you may have seen on news or read in
5 the newspaper, does anyone have any personal knowledge about
6 any of the facts that have been summarized so far, the nature
7 of the case? No? All right.

8 I'm going to read a list of names of people who may
9 be witnesses in the case, and when I finish, my question will
10 be whether you think you know any of these people.

11 Timothy Hart, Jr., Brian Peterson, Diane Knott,
12 William Hernandez, Lana Hollier, Kristen DiIorio, Kyle DeCicco,
13 D E C I C C O, Colleen Clark, Evelyn Portinari, Steven Atkins,
14 Heather Mangus, Jennifer Briggs, Karen Ferranti, Dave Sims,
15 Mark Lively, Gina Noonan, Ryan Bradley, John Miller, Tracy
16 Wetter, Mike Hartman, Lee Lefkowitz, Brian Kirby, Thomas Doman,
17 Mary Beth Cvengros, Scott Ewin, Victoria Guerrero, Jessica
18 Hollobaugh, Glen Holt, Brad North, Nairobi Owens, Kenneth
19 Segura, Peter Zielinski.

20 Anyone think those names ring a bell, or that you may
21 know anyone? No one?

22 Now, normally we'll start the day at 9:00 o'clock,
23 work till noon, take one 15-minute recess midmorning, take an
24 hour for lunch, come back, work till 5:00, with another
25 midmorning recess. So that's going to be your typical day over

1 the course of the next week or so.

2 Does anyone have any physical impairment that would
3 need to be accommodated with that type of a schedule? I saw
4 Mr. Schrock's hand first.

5 JUROR SCHROCK: It's just my knees. I need stretch
6 my knees about every 45 minutes. It's called Patellofemoral
7 knee syndrome. If I could sit on an end seat, that would be
8 fine; or I could stand up, or anyplace where I could stretch my
9 knees.

10 THE COURT: We can work that out.

11 Mr. Kamath?

12 JUROR KAMATH: I need frequent bathroom breaks.

13 THE COURT: When you say frequent?

14 JUROR KAMATH: Maybe once every hour.

15 THE COURT: Okay.

16 Anyone else? Mr. Perry?

17 JUROR PERRY: I'm 76 and have a prostate problem. I
18 don't think I can sit for three hours.

19 THE COURT: Okay.

20 Yes. Mr. Negron.

21 JUROR NEGRON: I have been taking my medicine for the
22 pain and everything. I didn't take it today, because I don't
23 know if I can

24 THE COURT: Okay.

25 JUROR NEGRON: Because it makes me drowsy.

1 THE COURT: Probably not a good idea.

2 JUROR NEGRON: That's why I didn't take it.

3 THE COURT: All right. Anyone else?

4 Do any of the 16 of you know one another before
5 coming to the Court today? No one? All right.

6 Have any of you the ever studied law? No one? Okay.

7 JUROR VIRDINLIA: I haven't undertaken it as a
8 career. I have had a number of law courses.

9 THE COURT: In a law school or in a college?

10 JUROR VIRDINLIA: College.

11 THE COURT: Business law kind of things?

12 JUROR VIRDINLIA: Yes. Business law.

13 THE COURT: And Mr. Worthington?

14 JUROR WORTHINGTON: Other than I got a degree in
15 criminal science.

16 THE COURT: So you took some law courses in that
17 regard?

18 JUROR WORTHINGTON: Yes.

19 THE COURT: Thank you.

20 Anyone else?

21 Have you or any members of your family ever worked
22 for the United States Government that you have not mentioned
23 already?

24 Ms. Payne.

25 JUROR PAYNE: My husband was in the military.

1 THE COURT: Your husband was in the military. And
2 you work in the post office, as your husband does now.

3 JUROR PAYNE: We both work for the post office, yes.

4 THE COURT: Anyone else?

5 Ms. Virdinlia?

6 JUROR VIRDINLIA: I don't know if it counts. My son
7 did an internship with the U.S. Marshals.

8 THE COURT: Okay. Any idea how long ago that was.

9 JUROR VIRDINLIA: Oh, about ten . . . nine or
10 ten years ago.

11 THE COURT: All right. I was really focusing more on
12 your past employment with the government. Anyone? All right.

13 Does anyone presently have any litigation pending
14 with or against the United States Government? No one? Has
15 anyone ever had litigation with or against the United States
16 Government? Again, no one.

17 JUROR SCHROCK: You mean personally?

18 THE COURT: Yes.

19 JUROR SCHROCK: No.

20 THE COURT: You piqued my interest. Go ahead.

21 JUROR SCHROCK: Because of some of the businesses I
22 have been involved in have had issues with, you know, trade
23 compliance or something like that, so I've been involved in
24 that, but I've not been involved in a personal level. I've
25 been on the board of these companies as we worked our way

1 through them.

2 THE COURT: Okay.

3 Does anyone anticipate litigation with or against the
4 United States Government? No one? All right.

5 Do any of you have any matter currently pending in
6 front of the United States Attorney's Office? Of any kind. No
7 one?

8 Do any of you have family members or close personal
9 friends in law enforcement, or have you been in law enforcement
10 in a previous career that you haven't told us about already?

11 And Mr. Schrock.

12 JUROR SCHROCK: Family members. And my dad was an MP
13 at the time. My uncle was a state policeman. My grandfather
14 was a Chicago City Policeman. And my nephew is -- my
15 brother-in-law was a Chicago policeman, my nephew was a
16 Valparaiso, Indiana, policeman.

17 THE COURT: And Ms. O'Brien?

18 JUROR O'BRIEN: My daughter was in dispatch and
19 stuff, and a CO, but for a prison. But that's not in the State
20 of Florida. Doesn't matter.

21 THE COURT: Okay. I wasn't limiting it to the State
22 of Florida.

23 JUROR O'BRIEN: Oh, okay. Yeah.

24 THE COURT: So your daughter does what again?

25 JUROR O'BRIEN: She worked for a Virginia state

1 prison, and now she's going to be Fairfax County 911 dispatch.

2 THE COURT: Okay. Thank you.

3 Ms. Payne?

4 JUROR PAYNE: My cousin was previously the chief of
5 police.

6 THE COURT: Here in Fort Myers?

7 JUROR PAYNE: Here in Fort Myers.

8 THE COURT: Anyone else, law enforcement background?
9 All right.

10 Do any of you have strong feelings about law
11 enforcement, it could be either positive or negative, it
12 doesn't matter, that makes it difficult for you to sit and
13 judge the credibility of law enforcement officers fairly, just
14 in the same way you would any other witness? Anyone have
15 strong feelings?

16 Ms. Payne?

17 JUROR PAYNE: Yes. Personally, I had a domestic
18 issue that was put upon me from my previous husband, and
19 I . . . some things weren't handled before I was arrested, but
20 I was acquitted, like I didn't get in trouble because they
21 realized it was a lie, but it took months and months for them
22 to realize it was a lie. But I guess, if it was addressed
23 different before I was arrested, they would have seen that he
24 was telling a lie. But it's done and over with, but I think it
25 should have been handled a little bit differently.

1 THE COURT: All right. If you're selected on a jury,
2 can you judge the credibility of all witnesses by the same
3 standard that the Court gives you, whether they're law
4 enforcement officers or civilians?

5 JUROR PAYNE: Yes. I respect everybody because I
6 want to be respected.

7 THE COURT: Okay.

8 Anyone else, strong feelings, pro or con, with regard
9 to testimony by law enforcement officers? No one?

10 Does anyone have a personal belief that would make it
11 difficult for you to sit in judgment of another person? After
12 all, that's what a jury is going to do, you're going to reach a
13 verdict in the case. Anyone have any issues doing that? No
14 one? Let me see those heads shake if the answer is no. Okay.

15 Now, as background for my next question, I'm going to
16 effectively give a jury instruction; and then my question will
17 be can you follow the instruction if you're selected on this
18 jury.

19 If you are selected to serve on the case, your
20 verdict will decide the disputed issues of fact. Under our
21 system of procedure, you are the sole judges of the facts. If,
22 at any time, I should make any comment regarding the facts, you
23 should disregard it.

24 The Court will decide the questions of law that arise
25 during the trial; and, before you retire to deliberate, the

1 Court will instruct you on the law that you are to follow in
2 reaching your verdict. Regardless of any opinion you may have
3 as to what the law should be, it would be a violation of your
4 sworn duty to base a verdict on any view of the law other than
5 that which is given to you by the Court. It would also be a
6 violation of your sworn duty to base a verdict upon anything
7 other than the evidence or the lack of evidence in the case.

8 In a criminal case such as this, the entire burden of
9 proof is upon the government, from the beginning to the end of
10 the trial, and this burden never shifts from the government to
11 the defendant. A defendant in any criminal case is presumed to
12 be innocent until the government, by competent evidence, has
13 shown his guilt beyond a reasonable doubt. The presumption of
14 innocence remains with a defendant as to each and every
15 material allegation in the indictment until it has been met and
16 overcome by evidence beyond a reasonable doubt.

17 A defendant has a constitutional right not to
18 testify. No juror is allowed to hold this against the
19 defendant, or to draw any adverse inference if the defendant
20 exercises his constitutional right not to testify.

21 You, as jurors, will be required to calmly, fairly,
22 and dispassionately consider all the evidence in the case, and
23 from the evidence, and from the law which the Court will give
24 you, arrive at your verdicts. You should not be swayed in the
25 performance of your duty by prejudice, sympathy, or any other

1 sentiment.

2 Now, with that background, my question is can all of
3 you follow that instruction if you're called to serve as a
4 juror in this case? I see heads nodding or not.

5 Let me do it this way. Is there anyone who cannot
6 follow that instruction if you're called as a juror in this
7 case? No hands? All right.

8 Can I see, by a show of hands, if anyone has been
9 employed by a bank in the past?

10 Ms., let me get my sheet. Ms. O'Brien? Tell me
11 about your employment with the bank.

12 JUROR O'BRIEN: Oh, I was a teller at SunTrust.

13 THE COURT: Okay. A while ago?

14 JUROR O'BRIEN: Yeah, it's been like Early
15 2000s. I don't even remember when. It's been a long time ago.

16 THE COURT: In the range of 20 years ago?

17 JUROR O'BRIEN: Yeah. Within the past 20 years.

18 THE COURT: Okay.

19 Anyone else, previous employment with a bank? No
20 one? All right.

21 Have any of you ever been employed with the United
22 States agency the Small Business Administration? No one?

23 Have of any you ever obtained or been attempted to
24 obtain a loan either from the SBA or guaranteed by the SBA? No
25 one?

1 The Small Business Administration has what they call
2 the Paycheck Protection Program. I think you'll hear the
3 testimony shorten that to PPP. Have any of you ever had any
4 involvement in the Paycheck Protection Program? No one?

5 Have any of you ever attempted to obtain a loan that
6 was guaranteed, or backed, by the SBA, for anything? No one?

7 Do any of you have any personal connection with the
8 Sanibel Captiva Community Bank? Again, no one.

9 Same question with regard to Target Roofing and Sheet
10 Metal Company. Do any of you have any connection, or have you
11 done business with that entity? No one?

12 There's also an entity called Crowther Roofing
13 Company that actually has nothing to do with this case, but
14 it's a relative of the defendant. So my question is if any of
15 you have had any business, at all, with Crowther Roofing
16 Company.

17 Ms. Blair?

18 JUROR BLAIR: The insurance agency I work for
19 represents Target Roofing and Sheet Metal.

20 THE COURT: Okay. Anything else? Okay.

21 And, in the back, Mr. Worthington?

22 JUROR WORTHINGTON: As one of my prior employments
23 after refiring from law enforcement, as a maintenance
24 superintendent, I used Crowther Roofing as our go to
25 contract -- roofing contractor.

1 THE COURT: All right. As I just told you, other
2 than the name and the family relationship, Crowther Roofing has
3 nothing do with this case; so, for both of you, is there any
4 problem or any concern you would have, given your past
5 connections or dealings with Crowther, to being fair in the
6 determination in this case?

7 JUROR WORTHINGTON: No.

8 THE COURT: No? Either one of you?

9 Anyone else, business dealings, or any other dealings
10 with Crowther Roofing?

11 Do any of you have any past experience as either
12 accountants, financial planners, auditors, or bookkeepers? I
13 think some of you have mentioned already, but let's hit it
14 again if we can. Ms. Codol?

15 JUROR CODOL: So I was a CPA, so I worked for Coopers
16 Lybrand for six years. I've been the controller and a CFO for
17 various construction companies and country clubs. Also tax
18 accountant.

19 THE COURT: Okay.

20 Anyone else? Mr. Perry?

21 JUROR PERRY: In my background, I was in a lot of
22 business programming, system analysis --

23 THE COURT: You're gonna need to say that one more
24 time for me, please?

25 JUROR PERRY: With my IT background, I programmed

1 businesses, in banking and payroll, that sort of thing.

2 THE COURT: All right.

3 Anyone else? Ms. O'Brien.

4 JUROR O'BRIEN: Yeah. For Collier County, I did
5 their ARAD, there and a few other places.

6 THE COURT: All right.

7 Now, one of the instructions that I'll be giving you
8 tells you that, during the course of the trial, you can't talk
9 to one another about the case as it goes along. You have to
10 wait until it's all over. I'll also tell you that you can't
11 talk to anyone else about it: Significant other, children,
12 nobody.

13 Part of the instruction also is you cannot do any
14 independent research. You can't get that phone out and start
15 plugging things in, you can't get on Google, or whatever else
16 people do these days, and you can't have conversations with
17 people. You can't be posting something on Facebook, saying
18 gee, I'm doing something really interesting, or gee, this is
19 really boring. You can't do that. You can use your device,
20 but you can't use any devices on anything about the case or
21 people involved in the case. You will have the best seat in
22 the house, and all the evidence you need will be coming from
23 the courtroom.

24 Every now and then, someone says I don't know if I
25 can do that. I'm always on my device, and I'm always doing

1 stuff.

2 My question is do we have any of those kind of people
3 here, or can all of you follow the instructions not to discuss
4 the case among yourselves, or not to discuss it or allow anyone
5 else to discuss it in your presence, not to do the research, or
6 look it up on any device? Anyone going to have any problem
7 with that instruction? No? Okay.

8 All right. We're going to try our first experiment.
9 This is a situation where I want to talk to the lawyers, but I
10 don't want you to hear. And we're not trying to be rude.
11 Normally we'd do it at sidebar, but we have these fancy things.
12 We're going see if they work. The clerk has some white noise
13 that they're going to put on and, if it's irritating, I'm
14 sorry. We'll try not do this very often, but it's necessary at
15 the moment, and so let's see if we can get it to work.

16 AT SIDEBAR

17 THE COURT: I can see Mr. Dickerson's lips move. I
18 couldn't hear him.

19 MR. DICKERSON: Can you hear?

20 THE COURT: That's good. And the government can hear
21 me, too?

22 MR. LEEMAN: Yes, Your Honor.

23 MR. REICHLING: Yes, Your Honor.

24 THE COURT: Okay.

25 (Unintelligible).

1 THE COURT: All right. The reason I started this, is
2 to get your input as to how you wish to proceed in regard to
3 the inquiry. And can you not hear me?

4 MS. WAID: No.

5 THE COURT: All right. We'll try it again.

6 The reason I went to, quote, sidebar, unquote, was to
7 get your input as to how you want to proceed with regard to the
8 pretrial publicity. What I was going to do is inquire of those
9 are jurors that had indicated just not so much what they had
10 heard or read, but where, and how frequently, and then, you
11 know, depending on if we have anyone who is an avid follower of
12 case, decide what to do individually with that person.

13 I did not intend to elicit specific, you know, what
14 do you remember, but I do anticipate asking if whatever it is
15 they can put it aside. So that's, at this point, my plan.

16 I really wanted to get your input as to your
17 thoughts, and if you thought anything else either should be
18 asked or a different procedure.

19 MR. LEEMAN: Your Honor, are we going to do these
20 headsets with them individually?

21 THE COURT: What I had just described I was going to
22 do as a group, without the headsets; and then, depending on the
23 answers, like I said, if we get someone who is an avid
24 follower, we may want to do the functional equivalent of an
25 individual voir dire.

1 MR. DICKERSON: So I have eight people that have
2 followed and heard about it. I guess, as long as that first
3 question is not going to allow the juror to reveal too much to
4 the other jurors, and possibly poison other jurors, that would
5 be fine, and then we can move to individual sidebar type
6 questions.

7 THE COURT: If we need. At least, that's my hope.

8 Thoughts from the government?

9 MR. LEEMAN: No objection, Your Honor.

10 THE COURT: All right. Let's try that and see where
11 we're at.

12 IN OPEN COURT

13 THE COURT: That was fun.

14 I want to go back to the areas of what you've heard
15 or read about the case before coming to court today. I don't
16 want you to tell me what it is that you heard or read, but what
17 I want you to do is tell me where it was that you got your
18 information, and how frequently, was it newspaper, or
19 television news, or-- you know, somebody mentioned a
20 conversation outside of the courthouse. I don't want you to
21 tell me what the conversation was, or what the broadcast was,
22 but some idea of how frequently you heard the information. And
23 my bottom-line question will be, whatever it was you heard, can
24 you put it aside, and decide the case based upon the evidence.

25 First let's try and find out a little bit more about

1 what you heard. And, Mr. Kamath, I think you had heard
2 something or read something.

3 MR. REICHLING: Yeah. It was all in the TV news.

4 THE COURT: TV news?

5 JUROR KAMATH: Um-hum.

6 THE COURT: All right. Do you have any recollection
7 as to how many times you recall?

8 JUROR KAMATH: I think, when the news first broke,
9 maybe I heard it a few days.

10 THE COURT: Okay. And did you pay attention to the
11 other, or not really?

12 JUROR KAMATH: Not really. I mean, as much as you
13 pay attention to the news.

14 THE COURT: Okay. Is there anything that you heard
15 that you couldn't put out of your head and decide the case
16 based upon what you hear in court?

17 JUROR KAMATH: I don't think so.

18 THE COURT: Okay.

19 JUROR KAMATH: But when I came here today, when you
20 said his name, that's when I remembered the news that I heard.
21 But I do not remember the context until you read out what was
22 the

23 THE COURT: Okay. And I asked a poorly phrased
24 question. Let me try it again. Can you put aside whatever you
25 may have heard in the news, and decide the case based only upon

1 what you hear here, in court?

2 JUROR KAMATH: I think so.

3 THE COURT: Okay. Well, do you see that -- I can't
4 tell if you're thinking about it, or, I mean, if you're sure
5 you can.

6 JUROR KAMATH: I have to answer the question this
7 way, I will try my best not to think about what I have heard.

8 THE COURT: Okay.

9 On the front row. I'm forgetting now, Mr. Day, you
10 also heard something?

11 JUROR DAY: Well, I watch WINK News every day, and I
12 guess, as often as they would say something I would hear it on
13 wink news, but I haven't read anything about it or anything.

14 THE COURT: All right. Did you pay any more
15 attention to that news story than any others?

16 JUROR DAY: I wouldn't say so, no. It was just local
17 news, that's all.

18 THE COURT: Is there anything about the local news in
19 this case that you think would make it hard for you to put that
20 aside and decide the case based upon the evidence?

21 JUROR DAY: I served in three other trials, and I
22 think I was very fair and open in any of them; so, no, I don't
23 think there would be anything.

24 THE COURT: All right.

25 Ms. Codol, I think you had a conversation outside the

1 courthouse?

2 JUROR CODOL: Yes.

3 THE COURT: Anything else besides that?

4 JUROR CODOL: No.

5 THE COURT: Was there anything about that
6 conversation that would make it hard for you to sit fairly,
7 based upon just the evidence in the case, and not whatever the
8 conversation was?

9 JUROR CODOL: No.

10 THE COURT: And again, that's a poor question on my
11 part. Can you sit fairly in this case, without regard to
12 whatever the conversation might have been?

13 JUROR CODOL: Yes.

14 THE COURT: All right.

15 Anyone else in the front row? No?

16 Back row? Mr. Schrock?

17 JUROR SCHROCK: I was also in this conversation, and
18 it was a fairly high-level conversation, just about the basics
19 of the case, pretty much what you said. I have seen it
20 multiple times on the news, and have discussed the case with --
21 this PPP discussion is a fairly common discussion among a lot
22 of the people that I work with and associate with. And so
23 this -- this case had come up at that time. And so, you know,
24 we discussed it there. But again, fairly high level.

25 THE COURT: And when you say a fairly high level, you

1 mean not about the case specifically, but about PPP?

2 JUROR SCHROCK: Well, about both. On PPP, I have a
3 number of friends who have accepted these loans, and then some
4 who have not. And there are a lot of opinions that have been
5 shared about this. And then about the case specifically has
6 come up as an example of this. But that's where I was
7 referring to at a fairly high level. It's just, oh, yeah, I
8 heard about this, and that kind of discussion.

9 THE COURT: All right. And whatever the
10 conversations were, and whatever the example was, do you think
11 you can put that out of your mind and decide this case based
12 upon the specific evidence that's brought in court?

13 JUROR SCHROCK: I believe I can, yes.

14 THE COURT: And, whatever the conversation, do you
15 feel that you have committed yourself to a certain position
16 that would make it hard for you to de-commit, so to speak, in
17 this case, if necessary?

18 JUROR SCHROCK: I would say, at the time, I reached
19 an opinion; however, I do believe I could -- there was no
20 commitment of myself in such a way that I don't feel like I was
21 making any commitment to anyone, and I do believe that I could
22 put that aside in favor of evidence.

23 THE COURT: All right.

24 And, Ms. Blair, you had raised your hand?

25 JUROR BLAIR: Yes. Similar to everyone, I had seen

1 it on the news when it first broke. I did read from commentary
2 from the public about other transactions that were not covered
3 by the news that just seemed a little suspect; but I think that
4 was back in November or December. But I could put that aside.
5 I have no commitment either way.

6 THE COURT: All right. So if the evidence was
7 different than whatever you may heard or read, you could go
8 based upon the evidence?

9 JUROR BLAIR: Absolutely, Your Honor.

10 THE COURT: All right.

11 In the second row, anyone else, that I've missed?

12 Third row? Mr. Perry.

13 JUROR PERRY: I read an article.

14 THE COURT: You read an article on a computer and
15 seeing it on the news?

16 JUROR PERRY: Yes, both media in this day and age.

17 THE COURT: Okay. And could you put aside whatever
18 it is you read? You could do that?

19 JUROR PERRY: I could.

20 THE COURT: All right.

21 And, Miss DiFazzio, I saw your hand up.

22 JUROR DiFAZZIO: I just heard it on the news too, but
23 I don't know anything more than what you have reported.

24 THE COURT: All right. Could you put aside whatever
25 it is you may have heard and remember, and base a verdict just

1 upon the evidence that's presented?

2 JUROR DiFAZZIO: Yes.

3 THE COURT: Have I missed anybody in the back row?

4 I'm sorry. Mr. Worthington.

5 JUROR WORTHINGTON: I also have read newspaper
6 articles, editorials, and seen this on the news.

7 THE COURT: All right.

8 JUROR WORTHINGTON: Quite a bit, from the inception
9 of it to just as recently as day before yesterday, I believe.

10 THE COURT: All right. Anything about the news
11 coverage and your memory of the news coverage that would make
12 it difficult for you to base a verdict simply upon the evidence
13 and not what you're hearing or remembering?

14 JUROR WORTHINGTON: I would say it would probably
15 make it difficult, just my general

16 THE COURT: Okay. I appreciate that.

17 Anyone else? In terms of knowing something about the
18 case from media sources or other similar sources? Have we got
19 everybody? Yes? Okay.

20 Now, as I said, the Court allows counsel to ask brief
21 follow-up questions, so we'll start with that process at this
22 point.

23 Counsel for the government, Mr. Leeman?

24 MR. LEEMAN: Good morning, everyone. Thanks for
25 being here. My name is Michael Leeman. I am a federal

1 prosecutor.

2 I don't have many questions, for a lawyer, but I want
3 to start with Mr. Kamath, I believe. I hope I'm pronouncing
4 that correct.

5 You're a software engineer; is that right, sir? Do
6 you own your own business?

7 JUROR KAMATH: No.

8 MR. LEEMAN: Have you ever -- does -- your wife is
9 also a software engineer. Does she own her own business?

10 JUROR KAMATH: (Witness shakes head side to side.)

11 MR. LEEMAN: All right. Thank you.

12 Mr. Day, I think I followed along. You're currently
13 retired, if I'm correct?

14 JUROR DAY: Correct.

15 MR. LEEMAN: And I think it sounds like your son,
16 or -- I didn't write down if you had sons or daughters, but
17 your family continues your business?

18 JUROR DAY: Yes. I have two boys. One is an
19 elementary school principal, and the other one took over the
20 business when I retired.

21 MR. LEEMAN: Okay. And that's a landscaping and --

22 JUROR DAY: Landscaping and commercial construction.

23 MR. LEEMAN: Okay. Do you know if that business took
24 a PPP loan, Paycheck Protection Program loan?

25 JUROR DAY: No.

1 MR. LEEMAN: All right.

2 Miss Codol, let me just ask you this. I've only
3 heard the name once in my life, and it's a guy that sits right
4 next door to me, three stories down, and I just want to make
5 sure you're not related to him in any way, Kevin Codol is an
6 investigator with our office.

7 JUROR CODOL: He's my ex-husband from about 30 years
8 ago.

9 MR. LEEMAN: Okay. I hadn't even planned to ask
10 that. I'm really glad I did.

11 JUROR CODOL: It's interesting. I was told he had
12 passed.

13 MR. LEEMAN: No; he's alive and well. Well, I
14 haven't seen him this morning, so I don't know --

15 JUROR CODOL: No; this was a while ago.

16 MR. LEEMAN: Okay. Well, thank you.

17 JUROR CODOL: Thank you, too, I think.

18 MR. LEEMAN: Miss Freymoyer, I don't think I have any
19 questions for you. Your husband is a sales rep? Can I just
20 ask the company?

21 JUROR FREYMOYER: Pepsi.

22 MR. LEEMAN: Miss O'Brien, you indicated you do
23 bookkeeping and accounting, or have?

24 JUROR O'BRIEN: Yes.

25 MR. LEEMAN: Can you just give me an idea of what

1 kind of company you do that for?

2 JUROR O'BRIEN: I used to do it for the Hyatt
3 Regency, and I haven't done any recently.

4 MR. LEEMAN: Okay. So you don't do it anymore. Was
5 it sort of internal cost accounting?

6 JUROR O'BRIEN: Yes. Then they outsourced it, and so
7 I just -- I mean, I'll do stuff for, you know, somebody that
8 needs help, small businesses or whatever, I'll help them out
9 there; but otherwise I just . . . no.

10 MR. LEEMAN: Thank you, ma'am.

11 Let's see here. Ms. Blair, you are an insurance
12 agent?

13 JUROR BLAIR: Yes.

14 MR. LEEMAN: And is the company your own?

15 JUROR BLAIR: No.

16 MR. LEEMAN: Is the company a small one?

17 JUROR BLAIR: No.

18 MR. LEEMAN: Okay.

19 JUROR BLAIR: Well, define small.

20 MR. LEEMAN: Well, let me just ask you more directly.
21 Did the company take a PPP loan?

22 JUROR BLAIR: Not that I'm aware of.

23 MR. LEEMAN: Okay. No more questions for you.

24 Miss Virdinlia?

25 JUROR VIRDINLIA: Yeah.

1 MR. LEEMAN: Lived in Naples. I actually missed
2 exactly what you said. It sounded like you, and I believe your
3 husband, owned some type of business. I have no idea what you
4 said.

5 JUROR VIRDINLIA: Home Watch.

6 MR. LEEMAN: Home Watch. Is that like a nursing --
7 in-home nursing, or could you explain what that is?

8 JUROR VIRDINLIA: Yes. We have the snowbirds that
9 come down; and, when they're gone for the season, we take care
10 of their homes.

11 MR. LEEMAN: Small business? How many employees are
12 we talking about?

13 JUROR VIRDINLIA: Just my husband and I, my daughter
14 part time.

15 MR. LEEMAN: And I think the Court asked everybody,
16 didn't take a PPP loan for that; right? All right.

17 Mr. Schrock, you mentioned you did consulting work, I
18 think. What type of consulting do you do?

19 JUROR SCHROCK: So I'm an operating consultant for
20 Oak Hill Capital, which is a private equity firm out of New
21 York. And so what I do is I'm on retainer with them, so I'm
22 kind of permanent. Even though I'm not a direct employee, I
23 permanently work with them. And then I help them -- I advise
24 them on companies to buy or not to buy. And then, if they
25 actually are successful in buying a company, I invest with

1 them, typically, and then I would help them operate the
2 business in a better way.

3 MR. LEEMAN: Okay. Thank you.

4 Let's see here. Mr. Kelley, Marco Island, golf
5 professional. Are you employed by a golf course, sir, or is it
6 something that you do independently?

7 JUROR KELLEY: No. I'm employed at two courses owned
8 by the Marriott.

9 MR. LEEMAN: Okay. And if you don't mind me asking,
10 sir, your wife, what had she done as a career?

11 JUROR KELLEY: My wife worked at golf courses, too,
12 along with me, in the food and beverage department.

13 MR. LEEMAN: Thank you, sir.

14 Mr. Combs, is it?

15 JUROR COMBS: (Witness nods head up and down.)

16 MR. LEEMAN: North Fort Myers. Worked as a
17 policeman, now work at Lee health. Your spouse worked in real
18 estate, I think; is that right?

19 JUROR COMBS: Yes.

20 MR. LEEMAN: What does she do in real estate?

21 JUROR COMBS: Sales.

22 MR. LEEMAN: Sales? Okay. Who does she work for?
23 Is it a large real estate firm, small real estate firm?

24 MR. DICKERSON: Yes; local large firm.

25 MR. LEEMAN: Local large firm. Any idea whether that

1 company took PPP?

2 JUROR COMBS: I have no idea.

3 MR. LEEMAN: All right.

4 Ms. Guzman. Own a small locksmith business with your
5 husband? No PPP.

6 JUROR GUZMAN: Yes.

7 MR. LEEMAN: You did take PPP.

8 JUROR GUZMAN: Yes.

9 MR. LEEMAN: Okay. Let me just ask you, any issues
10 in the loan process that lead you to feel strongly, one way or
11 the other, about the PPP program?

12 JUROR GUZMAN: No.

13 MR. LEEMAN: I would imagine, when you applied for
14 the loan as one of the two business owners, you familiarized
15 yourself with what you thought the law required; is that fair?

16 JUROR GUZMAN: Um-hum.

17 MR. LEEMAN: Okay. Are you going to be able to set
18 that aside, and listen to the law as the Court explains it, and
19 see what the evidence is, and render a verdict based on what
20 happens in here, not what you learned on the outside?

21 JUROR GUZMAN: Yes.

22 MR. LEEMAN: Okay.

23 THE COURT: Mr. Leeman, we have had a request to take
24 a morning break.

25 MR. LEEMAN: Yes, sir.

1 THE COURT: At the risk of interrupting you, I think
2 we're going to do that.

3 Let's take 15 minutes. If you'll just follow the
4 court security officers, they'll tell you where to go for the
5 recess.

6 (At 10:55 a.m., the jury venire was escorted from the
7 courtroom.)

8 THE COURT: Counsel, there's actually one area that I
9 usually ask that I forgot to ask.

10 I normally ask jurors if they have any schedule
11 issues and conflicts. I didn't do that. So, after Mr. Leeman
12 finishes, I think I'll come back in, see if we have any
13 schedule conflicts, and then come back to the defense.

14 MR. DICKERSON: That's fine, Your Honor.

15 May I raise something right now?

16 THE COURT: You may.

17 MR. DICKERSON: With the jurors going out, the thing
18 that is going to be, I think, an issue, is if anybody has WINK
19 News, ABC, CBS, on their phone, there are alerts coming in
20 right now about the case.

21 THE COURT: Well, they don't have a phone with them
22 now.

23 MR. DICKERSON: That's what I'm getting at. But what
24 I'm just saying is some type of instruction -- they can't do
25 the research, but if they pop on their phone, there are going

1 to be alerts there that would be defined as research, in my
2 mind; but if they hit that alert, they're going to read what's
3 being said, right now, by the news channels. So if there is
4 anything we can say not to access alerts, not view them,
5 something specific about that

6 THE COURT: I'll be happy to say anything you think
7 is appropriate, but I guess you need tell me a little bit more
8 precisely what you want them not to do.

9 MR. DICKERSON: I'll get it down, Your Honor.

10 (At 10:58 a.m., court was recessed.)

11 AFTER RECESS

12 (At 11:12 a.m., court was reconvened.)

13 THE COURT: All right. Are both sides ready to have
14 the jurors brought back?

15 MR. LEEMAN: Yes, Your Honor.

16 MS. WAID: Yes, Your Honor.

17 THE COURT: I assume the jurors are ready.

18 (At 11:14 a.m., the jury venire was escorted into the
19 courtroom.)

20 THE COURT: Mr. Leeman, you may proceed.

21 MR. LEEMAN: Thank you, Your Honor.

22 I believe I left off with Ms. Guzman. I didn't have
23 any further questions for you, ma'am.

24 Mr. Worthington, I believe, is next.

25 Mr. Worthington, you indicated you were a retired

1 police officer; is that right?

2 JUROR WORTHINGTON: That's correct.

3 MR. LEEMAN: Where were you a police officer at, sir?

4 JUROR WORTHINGTON: Oakland, California.

5 MR. LEEMAN: You also indicated you have familiarity
6 with this case, and you may find it difficult to be fair?

7 JUROR WORTHINGTON: Just based on, probably, some
8 preconceived notions from the news media, and as well as my
9 experiences with the court.

10 MR. LEEMAN: Okay. I understand, sir. Let me just
11 ask you, though, directly, will you be able to be fair, yes or
12 no?

13 JUROR WORTHINGTON: I'd say no.

14 MR. LEEMAN: All right. Thank you, sir.

15 Mr. Perry. I have your -- just a question. You said
16 you were retired army, sir?

17 JUROR PERRY: Yes.

18 MR. LEEMAN: And then your actual work, though, now,
19 is IT work; is that right?

20 JUROR PERRY: I'm fully retired.

21 MR. LEEMAN: You are fully retired. The IT work had
22 something do with accounting?

23 JUROR PERRY: Business accounting.

24 MR. LEEMAN: Are you familiar with the rules of
25 accounting, or things like that?

1 JUROR PERRY: Normally, how much of the application
2 to develop is to have a technician from the field, and he and I
3 develop a plan together, he with a technical background in his
4 area and I in mine.

5 MR. LEEMAN: Understood. Thank you, sir.
6 Miss Payne?

7 JUROR PAYNE: Yes.

8 MR. LEEMAN: You and your husband both work for the
9 postal service?

10 JUROR PAYNE: Yes, sir.

11 MR. LEEMAN: Okay. A common agency our office deals
12 with is the United States Postal Inspection Service, which is
13 sort of the investigative arm of the postal service. Do you
14 ever work with those people?

15 JUROR PAYNE: The investigation, that actual person
16 that investigates for us?

17 MR. LEEMAN: Yes, ma'am.

18 JUROR PAYNE: Yes. On one incident, there was an
19 issue with business they were dealing with. I don't know if I
20 perceived if it was drugs or something, but --

21 MR. LEEMAN: Okay. But you're not sort of in
22 constant or frequent contact with the postal investigators?

23 JUROR PAYNE: They come in our office if there is
24 something going on with our product or so forth, with packaging
25 and handling.

1 MR. LEEMAN: Have you had any interaction with our
2 office, the United States Attorney's Office?

3 JUROR PAYNE: No, sir. Not technically, no, sir.

4 MR. LEEMAN: You also mentioned something, you had an
5 incident in your past, I don't want to put words in your mouth,
6 but left a bad taste.

7 JUROR PAYNE: Probably that particular incident with
8 me, some

9 MR. LEEMAN: Let me just ask you this before you get
10 into the details of it. What was the law enforcement agency
11 that was involved?

12 JUROR PAYNE: Fort Myers PD.

13 MR. LEEMAN: Not the United States Secret Service?

14 JUROR PAYNE: No, sir.

15 MR. LEEMAN: The FBI or DEA weren't involved?

16 JUROR PAYNE: No, sir.

17 MR. LEEMAN: Do you have a generally bad conception
18 of federal law-enforcement agencies? We're in federal court,
19 this is a United States Secret Service Agent. Does your bad
20 taste about the Fort Myers Police Department somehow transfer
21 over to the Federal Government?

22 JUROR PAYNE: I wouldn't say it was technically bad
23 taste with everyone, because my cousin was a chief of police.
24 I respect and I have a lot of friends that are cops also. Just
25 this particular -- some things are handled -- my case was

1 really handled inappropriately, and it was never . . . it was
2 kicked out, but it shouldn't have went that far, if that makes
3 sense, because if somebody would have done their job right the
4 first time, I wouldn't even have been in that situation.

5 MR. LEEMAN: Understood. But that case didn't
6 involve federal law enforcement.

7 JUROR PAYNE: No, sir.

8 MR. LEEMAN: Thank you.

9 Mr. Negrón. I wrote down you do AC installation
10 work?

11 JUROR NEGRÓN: Yup.

12 MR. LEEMAN: Own your own business or not?

13 JUROR NEGRÓN: No.

14 MR. LEEMAN: You work for who?

15 JUROR NEGRÓN: United Air Conditioning.

16 MR. LEEMAN: Do you know if it took PPP loans?

17 JUROR NEGRÓN: No.

18 MR. LEEMAN: All right.

19 And Miss DiFazzio?

20 JUROR DiFAZZIO: Yes.

21 MR. LEEMAN: Last but not least. Retired
22 receptionist?

23 JUROR DiFAZZIO: Yes.

24 MR. LEEMAN: For what type of a business?

25 JUROR DiFAZZIO: I worked as a dental assistant, and

1 I worked in an office, and I just did a lot of general . . .
2 like the last company I worked with was a forklift company.
3 But I'm retired for a long time now.

4 MR. LEEMAN: How long have you been retired?

5 JUROR DiFAZZIO: Ten years.

6 MR. LEEMAN: And you said -- I wrote -- I don't know
7 if I'm -- I'm not quoting, I don't think -- you said your
8 husband was a phone worker?

9 JUROR DiFAZZIO: Yeah. He's been retired for
10 20 years. But he worked for Ameritech in Illinois as a service
11 technician. Repair.

12 MR. LEEMAN: Okay. Got it. All right.

13 This one I'm going to address to everybody, and just
14 a show of hands if that has happened to you. I'm going to tell
15 you, at the outset, minor things . . . well, let me ask you
16 this. I want to know if anybody has been the victim of
17 something like a theft, or a burglary, or a robbery, or a
18 fraud. You know, I got my lunch money stolen in high school or
19 middle school, I don't need to hear about that. I'm talking
20 about something that's happened as an adult, and that had some
21 type of an impact on you.

22 Ms. Blair, I see your hand raised.

23 JUROR BLAIR: Our home was burglarized while I was on
24 vacation.

25 MR. LEEMAN: Recently?

1 JUROR BLAIR: Probably about eight years ago.

2 MR. LEEMAN: Was the perpetrator found?

3 JUROR BLAIR: No.

4 MR. LEEMAN: Is there anything about that, maybe the
5 perpetrator wasn't found, that left a bad taste in your mouth
6 in some way, or may have tainted you in some way that you can't
7 be fair to a person who's accused of fraud?

8 JUROR BLAIR: No.

9 MR. LEEMAN: Okay. Someone else.

10 Let's start with you, Mr. Kamath. Yes, sir.

11 JUROR KAMATH: Does credit card fraud count?

12 MR. LEEMAN: You were the victim of a credit card
13 fraud?

14 JUROR KAMATH: Yeah.

15 MR. LEEMAN: Did they find the person that was did
16 it.

17 JUROR KAMATH: No. I was given back the money, but I
18 don't know if he was found or not. And it was all for small
19 amounts.

20 MR. LEEMAN: Anything about that situation leave you
21 with either a bad taste in your mouth about the way that the
22 perpetrator was not found that you might be biased against law
23 enforcement in some way?

24 JUROR KAMATH: Not really.

25 MR. LEEMAN: How about the opposite? Anything about

1 it that you were the victim of a crime that would lead you to
2 be unable to sit in a case where someone is accused of
3 something like fraud?

4 JUROR KAMATH: No.

5 MR. LEEMAN: All right.

6 Mr. Day.

7 JUROR DAY: Just some equipment, theft from my
8 business.

9 MR. LEEMAN: Theft from your business? How long ago?

10 JUROR DAY: Twenty years ago.

11 MR. LEEMAN: Did they find the guy or girl who did
12 it?

13 JUROR DAY: No.

14 MR. LEEMAN: Same question to you, anything about it
15 leave a bad taste in your mouth.

16 JUROR DAY: It's life.

17 MR. LEEMAN: Just life? Okay.

18 Mr. Schrock.

19 JUROR SCHROCK: Yes. My apartment was burgled in
20 Belgium when we lived there. That was the Belgian police,
21 which are kind of different from our police here in the United
22 States. Then my house was broken into in Minnesota, but once
23 again the perpetrators weren't found in any case, but again, no
24 lasting bad impressions, positive or negative. That's just the
25 way it goes.

1 MR. LEEMAN: Thank you, sir, for sharing that.

2 Anybody else? All right. I don't see anybody else
3 with their hands raised.

4 If I may have a moment to confer with my co-counsel,
5 Your Honor?

6 THE COURT: May.

7 (Mr. Leeman and Mr. Reichling confer privately.)

8 MR. LEEMAN: All right. Well, thank you, ladies and
9 gentlemen, for your time.

10 THE COURT: There was one area, ladies and gentlemen,
11 that I normally ask, and I forgot; so let me interrupt counsel
12 and go back to that area.

13 As you recall, I told you that the case may last into
14 next week, Monday or Tuesday. Does anyone have a schedule
15 conflict if that were to happen?

16 And I see Ms. O'Brien's hand first?

17 JUROR O'BRIEN: I have a doctor's appointment
18 tomorrow morning.

19 THE COURT: When is that?

20 JUROR O'BRIEN: At 8:45 in the morning.

21 THE COURT: And how long would that normally take?

22 JUROR O'BRIEN: Probably I should be out by 9:15.

23 THE COURT: Okay. Anyone else in the front row with
24 a scheduling issue? Mr. Kamath?

25 JUROR KAMATH: I actually have a doctor's appointment

1 on the 5th of April, but I'm supposed to have my blood test
2 done, I think, 10 to 14 days before that. That's also
3 this week.

4 THE COURT: Okay.

5 JUROR KAMATH: No schedule as such, just a walk in,
6 but

7 THE COURT: Okay.

8 Anyone else in the first row?

9 Second row, Ms. Blair?

10 JUROR BLAIR: I have two doctors' appointments
11 this week. One is on Wednesday, I believe the other one is on
12 Thursday. I would have to see if they could be rescheduled,
13 but they were made about three months ago.

14 THE COURT: Do you know how long those would take
15 typically?

16 JUROR BLAIR: With Naples traffic, quite a while.
17 And I know, I believe it's the Thursday appointment, I actually
18 blocked myself off for about five hours from work.

19 THE COURT: Okay. Thank you.

20 Second row? Schedule issued?

21 Third row, Ms. Guzman?

22 JUROR GUZMAN: Yes. I take care of my mother, and
23 she has a lot of health issues, and I'm constantly taking her
24 to doctors' appointments. And I also take care of my
25 five-year-old niece.

1 THE COURT: Now, when you say you're constantly
2 taking your mother to doctors' appointments.

3 JUROR GUZMAN: She has COPD, and she has oxygen
4 tanks.

5 THE COURT: Are those scheduled appointments, or do
6 they come up

7 JUROR GUZMAN: Yeah, scheduled.

8 THE COURT: And do you have any scheduled for
9 next week or seven days?

10 JUROR GUZMAN: Yeah.

11 THE COURT: I'm sorry, yes?

12 JUROR GUZMAN: Probably yes.

13 THE COURT: Is there anyone else available to do
14 that?

15 JUROR GUZMAN: No, sir.

16 THE COURT: All right.

17 Ms. Payne. I'm sorry, Mr. Worthington.

18 JUROR WORTHINGTON: I have my COVID vaccine tomorrow
19 at 10:00 a.m.

20 THE COURT: Okay. Is that locally, or does it
21 involve travel?

22 JUROR WORTHINGTON: In Naples.

23 THE COURT: Miss Payne.

24 JUROR PAYNE: I just recently went and got my
25 daughter from school. She was supposed to have surgery

1 tomorrow, with Dr. Reynolds, but he's on emergency medical
2 leave. She's scheduled, now, Thursday, with Dr. Springer.
3 They're doing a surgery on the outside of her knee. She tore a
4 tendon on her knee, her left knee. Then, Friday, they're
5 taking her straight to therapy. And I have a dentist's
6 appointment tomorrow. I'm sorry.

7 THE COURT: Okay. You folks like doctors more than I
8 do.

9 JUROR PAYNE: No, sir. It's just my child. She
10 formerly tore her meniscus in her right knee.

11 THE COURT: Okay.

12 Anyone else in the back row, schedule conflicts? No?
13 All right. Thank you.

14 Counsel?

15 MR. DICKERSON: Thank you, Your Honor.

16 Good morning ladies and gentlemen of the jury. My
17 name is Brian Dickerson. Along with Nicole Waid, I represent
18 Casey Crowther. I'm just going to ask everybody some
19 questions, and then I have some general questions.

20 There's going to be testimony about a boat in this
21 case, so I'm going to go through and ask everybody, real quick,
22 does anybody here own a boat, have they owned a boat or do they
23 go boating regularly? If so, raise your hand.

24 Okay. Mr. Day? All right. Mr. Day, do you have a
25 boat, own a boat?

1 JUROR DAY: I sold my last boat two years ago.

2 MR. DICKERSON: What kind of boat?

3 JUROR DAY: It was a 32-foot Sportsman.

4 MR. DICKERSON: So there's always that saying,
5 sometimes the best day of a boater is buying the boat and
6 selling the boat.

7 JUROR DAY: I loved it. I keep looking to buy
8 another one. Maybe I'll get smart and won't.

9 MR. DICKERSON: Okay. How many boats have you bought
10 and sold in your lifetime?

11 JUROR DAY: I think it's five.

12 MR. DICKERSON: And have you made money on them, lost
13 money on them?

14 JUROR DAY: You don't make money on a boat.

15 MR. DICKERSON: Okay. What's the largest boat you
16 had?

17 JUROR DAY: Thirty-two-foot.

18 MR. DICKERSON: Thirty-two?

19 Codol?

20 JUROR CODOL: Codol.

21 MR. DICKERSON: Sorry, ma'am. What's your boating
22 experience?

23 JUROR CODOL: Owned a boat, bought it, sold it, it
24 was a money pit. It was a sailboat. We now have a powerboat
25 at our cottage, and it's also a money pit.

1 MR. DICKERSON: What about it is a money pit?

2 JUROR CODOL: It's just, you know, it needs repairs,
3 and we have to winterize it every year, and, you know, it's fun
4 to go out on it, but.

5 MR. DICKERSON: But it costs you money?

6 JUROR CODOL: Oh, yeah.

7 MR. DICKERSON: Miss O'Brien, you have a boat, boat
8 experience? What is it?

9 JUROR O'BRIEN: We have had a few. Like pontoon
10 boats, we have had them all. It just cost so much to upkeep.
11 But they're fun to go out. We're looking at another one right
12 now, but I'm like costs too much.

13 MR. DICKERSON: So your husband is looking for it,
14 and you're saying no? That's it right there? So he's the
15 boater, you just enjoy going boating but don't like the cost of
16 it to maintain.

17 JUROR O'BRIEN: It's like a Harley Davidson. Hundred
18 dollars, hundred dollars.

19 MR. DICKERSON: Do you know, when you sold the boat,
20 did you make any money or lose money when you sold the boat?

21 JUROR O'BRIEN: You don't want to use it, you just
22 want to give it away.

23 MR. DICKERSON: What kind of boat was it?

24 JUROR O'BRIEN: Last one was a pontoon boat, like a
25 party barge.

1 MR. DICKERSON: Okay. And how many -- you said three
2 boats?

3 JUROR O'BRIEN: Yeah. Two of them were pontoons, and
4 the other one was like one -- I don't know, the bow that you
5 could sit up in?

6 MR. DICKERSON: Open deck?

7 JUROR O'BRIEN: Yeah. I just ride on them.

8 MR. DICKERSON: Okay.

9 Mr. Schrock.

10 JUROR SCHROCK: I have two boats here in Florida, a
11 Pursuit 32-foot and a 15-foot Boston Whaler. 'And then I've
12 got a boat and a couple jet skis in Minnesota; a 25-foot wake
13 board boat, a Ski Nautique -- or Nautique Super Air, rather,
14 the 25, and then I've got these two jet skis.

15 MR. DICKERSON: Your boats down here in Florida,
16 bought and sold all the boats, or is that just the boats you
17 have now, but you had boats beforehand?

18 JUROR SCHROCK: Those are the first boats I have had
19 in Florida. I lived in Minnesota until about five years ago.
20 The ones in Minnesota I bought along the way.

21 MR. DICKERSON: With all the lakes in Minnesota?

22 JUROR SCHROCK: I lived in Chicago before that. I
23 lived in a lot of places, so if there's lake I get a boat.

24 MR. DICKERSON: What's your experience with boats as
25 far as selling them and buying them?

1 JUROR SCHROCK: They're expensive, but I've enjoyed
2 them and, you know, they're like a fun thing if you . . . if
3 you're willing to put up with the issues. They're good.

4 MR. DICKERSON: With your prior business experience,
5 have you used your boats for entertaining clients?

6 JUROR SCHROCK: I mean, yes, but very mildly. I mean
7 it wasn't like I said hey, let's go all out on my boat.
8 They're people who maybe happened to be business associates,
9 and it's not like I wrote off any expenses, but very limited.

10 MR. DICKERSON: Mr. Kelley. What's your experience?

11 JUROR KELLEY: I have a 22-foot Hurricane. My first
12 and only boat.

13 MR. DICKERSON: And that's an open, right? Deck boat
14 like?

15 JUROR KELLEY: Yeah.

16 MR. DICKERSON: When did you buy that?

17 JUROR KELLEY: Five years ago.

18 MR. DICKERSON: What's your experience with the
19 Hurricane.

20 JUROR KELLEY: So far so good.

21 MR. DICKERSON: Is it a money pit for you too?

22 JUROR KELLEY: A little bit. A little bit. Not bad.

23 MR. DICKERSON: But maybe a money pit, but enjoying
24 it outweighs that money pit issue; right?

25 JUROR KELLEY: Yeah.

1 MR. DICKERSON: Anybody raise their hand in the back
2 row that -- oh, Miss Payne. What's your experience with boats?

3 JUROR PAYNE: I like them. I like fishing. I'm a
4 tomboy, so . . . it was with my previous husband. He told it.
5 With my husband now, we're looking to buy one.

6 MR. DICKERSON: You're looking to buy one now, you
7 said?

8 JUROR PAYNE: We like fishing.

9 MR. DICKERSON: Anybody else here raise your hand if
10 you like fishing. Same people that like boats. Makes sense.

11 So with your boat, Miss Payne, was the old boat a
12 money pit or was it a good thing?

13 JUROR PAYNE: No it wasn't. It was something that we
14 had a little extra money, and we both like fishing, so we just
15 got it. And the kids enjoyed it, so it was good. So that's
16 why I want to get another one with my husband now. Just to get
17 away, especially with working at the post office, need get
18 away.

19 MR. DICKERSON: Get away.

20 JUROR PAYNE: Yes. Catch some fish and get some
21 happiness.

22 MR. DICKERSON: There you go.

23 I'm going to start asking some individual questions.

24 Mr. Kamath. You stated you think you can put aside,
25 but you think it's going to be a little difficult to set aside

1 any prenotation that you have from the news media.

2 JUROR KAMATH: It might come up as the trial
3 proceeds. Like I said, I did not remember the details of the
4 case until the reverend judge pointed it out earlier. So, if
5 something like that happens, it will come back to my memory. I
6 cannot -- I mean, it's in the mind; right? I don't know, but I
7 can

8 MR. DICKERSON: Right. So if it comes back, and it's
9 in your mind, when you said you think you can put it aside, can
10 you put it aside during the trial if there's evidence in the
11 trial but you have something that comes in your mind from
12 watching the news media in the past, are you going to be able
13 to set that news media aside, and just listen to the evidence
14 in the trial, or it's going to make it difficult for you to be
15 unbiased?

16 JUROR KAMATH: I don't think it's going to be
17 difficult if they have -- I mean, if new evidence comes in
18 court, that, I think, will always take precedence over what I
19 hear from the news.

20 MR. DICKERSON: So when the Judge says you have to
21 take precedence over what you hear here versus out in the
22 media, do you think you'll be able to do that?

23 JUROR KAMATH: Yes.

24 MR. DICKERSON: Okay. With regard to what you know
25 in the media, it's in the head or it's not. Looking, right

1 now, here at Mr. Crowther, do you see him as innocent, or do
2 you see him as guilty?

3 JUROR KAMATH: I don't know. Neither. I don't know
4 whether he's guilty or not guilty.

5 MR. DICKERSON: So you don't see him innocent right
6 now?

7 JUROR KAMATH: I don't know either way. I cannot say
8 that he's guilty or he's innocent.

9 MR. DICKERSON: All right. But there's been no
10 evidence presented in this trial, at all.

11 JUROR KAMATH: That's correct.

12 MR. DICKERSON: And he's presumed innocent as he sits
13 here in trial. But you're saying, even knowing that he's
14 presumed innocent, you can't say whether or not, at this
15 moment, in your mind, he's innocent or guilty.

16 JUROR KAMATH: At this moment, again, I cannot say
17 that, because there has been nothing presenting in the court
18 here, so my mind still is whatever the media I heard, that
19 stayed in my mind.

20 MR. DICKERSON: Okay. All right.

21 Mr. Day, with the -- your son taking over the
22 landscaping business, how long were you in the landscaping
23 business?

24 JUROR DAY: Forty-two years.

25 MR. DICKERSON: And you have been down here 17 years,

1 so was the 17 years down here or before?

2 JUROR DAY: A little bit of both. The last few years
3 I gave the business with to my son and stayed on for a couple
4 of years as a remote manager.

5 MR. DICKERSON: Where is that business?

6 JUROR DAY: Massachusetts.

7 MR. DICKERSON: So you never ran a landscaping
8 business down here in South Florida?

9 JUROR DAY: No.

10 MR. DICKERSON: Okay. And with regard to your
11 experience with the news, when you see Mr. Crowther here today,
12 do you see him as innocent, or do you see him as guilty?

13 JUROR DAY: I don't see him any different than
14 anybody else in the room at this point.

15 MR. DICKERSON: No different than me right here;
16 right?

17 JUROR DAY: Right.

18 MR. DICKERSON: Okay.

19 Miss Codol, with regard to Casey Crowther, when you
20 see him, do you see him as innocent or guilty?

21 JUROR CODOL: Looks pretty innocent to me.

22 MR. DICKERSON: Okay. And your experience in the
23 accounting world, when you were acting as a comptroller or CFO
24 for construction companies, presumably it was down here,
25 because you've been here for 20 years; right?

1 JUROR CODOL: Um-hum, yes.

2 MR. DICKERSON: How long ago was it -- I guess, going
3 back, ten years ago you were doing it, five years ago, or are
4 you still doing it today?

5 JUROR CODOL: Oh, accounting?

6 MR. DICKERSON: Yes. You said you weren't doing
7 accounting anymore, but I'm just trying --

8 JUROR CODOL: Well, technically, I'm retired. I
9 still do work for friends and family, but I've been retired for
10 a couple of years now.

11 MR. DICKERSON: Okay. So when was the last time you
12 were, as you say working as a comptroller and CFO for various
13 construction companies?

14 JUROR CODOL: Construction companies would be about
15 12 years ago.

16 MR. DICKERSON: Okay. And in your experience dealing
17 with, right now, friends and family taxes, and then in
18 accounting, you had to deal with various IRS regulations all
19 the time?

20 JUROR CODOL: Yes.

21 MR. DICKERSON: And I guess, when you had an issue as
22 to when the regulations weren't clear to you, or maybe they
23 were -- you were trying to understand them, who did you go to
24 to try to figure out what the regulation change was, or how to
25 define it or how to interpret it?

1 JUROR CODOL: Well, that . . . when I was in public
2 accounting, I would go to the partners or other members of the
3 firm. You know, you do your research, and if you ultimately
4 can't get an answer, then you send a letter to the IRS and get
5 an answer from them. When I was in the private sector, then I
6 would go to whoever our CPA firm was.

7 MR. DICKERSON: Okay.

8 JUROR CODOL: Let them decide.

9 MR. DICKERSON: Okay. And was it common, dealing
10 with federal regulations, to deal with regulations that either
11 conflict, or ambiguity, or problems with the regulations?

12 JUROR CODOL: Oh, absolutely.

13 MR. DICKERSON: All the time?

14 JUROR CODOL: Yes.

15 MR. DICKERSON: And then, in your experience dealing
16 with the regulation, and then if you have a written contract --
17 and I'm just, again, dealing with your experience with
18 contracts, which one controls as far as the regulation or the
19 agreement when you're an accountant dealing with a tax issue?

20 JUROR CODOL: Well, you know, if you're doing a tax
21 return, then you have to follow the regs. If you're putting
22 together financial statements, I would have to say there's a
23 lot of room for interpretation.

24 MR. DICKERSON: So, when you were at Coopers, and you
25 were putting together financial statements, the way an asset

1 was defined or liability was defined in an agreement would
2 control; correct?

3 JUROR CODOL: Oh, boy, that's a tough one too,
4 because the regs tell you what assets fall under what
5 categories; but, obviously, every asset is not listed by its
6 specific name, so there's interpretation to determine what
7 categories they fall in. If something is listed
8 specifically -- because I was in construction, you know, assets
9 are generally listed by name. If there's some ambiguity, you
10 would go back to the contract.

11 MR. DICKERSON: So ambiguity, you would go back to
12 the contract and try to get some clarification.

13 JUROR CODOL: Yeah.

14 MR. DICKERSON: Thank you.

15 Miss Freymoyer, you haven't been asked many
16 questions.

17 JUROR FREYMOYER: No. I like that.

18 MR. DICKERSON: So your husband is a sales rep with
19 Pepsi. And I guess, what is that, the regional sales rep?

20 JUROR FREYMOYER: Right.

21 MR. DICKERSON: So he goes into stores and tries to
22 sell Pepsi, or puts the stands up, or

23 JUROR FREYMOYER: A little bit of both.

24 MR. DICKERSON: I have to say, I mean, Fort Myers
25 17 years, no military, no criminal, no jury, no boat.

1 MS. FREYMOYER: No boat. No. I live life simple.

2 MR. DICKERSON: You've just got the doctor's
3 appointment, that's it.

4 JUROR FREYMOYER: No; I don't even have those right
5 now.

6 MR. DICKERSON: Oh, no. That's you. I'm sorry,
7 Miss O'Brien. My bad.

8 I don't have anything to ask you.

9 JUROR FREYMOYER: Sounds good.

10 MR. DICKERSON: Thanks.

11 All right. Miss O'Brien, kind of going off of what I
12 was asking with Miss Codol, did you have any difficulty what
13 you were doing when you were working at the accounting and
14 bookkeeping? Was it with Hyatt Regency? I couldn't hear.

15 JUROR O'BRIEN: (Witness nods head up and down.)

16 MR. DICKERSON: When you were doing the bookkeeping,
17 I couldn't hear back there, was it with Hyatt Regency?

18 JUROR O'BRIEN: Yes.

19 MR. DICKERSON: So did you ever have to come into
20 issues where, doing the bookkeeping, regulations conflicted
21 with different documentation that you had?

22 JUROR O'BRIEN: I always -- if had I any issues, I'd
23 go to the comptroller, and we'd go through, and he'd say if I
24 needed to -- if I had something that didn't look right, I'd go
25 to him, and we'd get it all straightened out.

1 MR. DICKERSON: Okay. And how was it, like did you
2 have deadlines in bookkeeping, as far as getting everything
3 done by the end of the month, quarter?

4 JUROR O'BRIEN: Oh, yes.

5 MR. DICKERSON: What's that like as far as
6 pressure-wise?

7 JUROR O'BRIEN: Oh, it's high pressure because, you
8 know, we had -- there's so many properties, you know, so you
9 had your -- you had to get everything done by a certain time.
10 So then the comptroller is on you, and he's got other things
11 that he brings in, so you have to get everything done by a
12 certain deadline. I mean, if you had to go through stuff from
13 last year just to bring it up, we'd get it done, but, you know,
14 I always had somebody above me that I could go to and say hey,
15 this doesn't look right, and then we'd go back through
16 everything.

17 MR. DICKERSON: All right. Did you ever have an
18 occasion where you actually completed the books and records,
19 and then later learned, or later have someone tell you that it
20 was wrong, and you had to go back and correct it?

21 JUROR O'BRIEN: Oh, yeah. Yeah. Just go back
22 through everything, and do the investigating, and, no matter
23 how long it took, I'd get it done. But, you know, if we had to
24 stay up late, we did it, go back through everything, check
25 everything, and get it correct, right, to where it needed to

1 be.

2 MR. DICKERSON: Okay. And you say you've got a
3 doctor's appointment tomorrow?

4 JUROR O'BRIEN: Yes. Local. It would be like 9:15,
5 at the latest, I would be out of there by.

6 MR. DICKERSON: And local, like Fort Myers local?

7 JUROR O'BRIEN: Yeah, not too far from here like
8 local.

9 MR. DICKERSON: So you would go to your appointment,
10 do you think you gone could be back here by 10:00?

11 JUROR O'BRIEN: Probably by 9:30.

12 MR. DICKERSON: Okay.

13 Miss Blair. How are you doing?

14 JUROR BLAIR: Good. How are you?

15 MR. DICKERSON: Doing all right. So, with regard to
16 your insurance company providing insurance coverage for
17 Crowther Roofing.

18 JUROR BLAIR: Yes.

19 MR. DICKERSON: Do you personally do that account?

20 JUROR BLAIR: No. I do not work on any commercial
21 accounts.

22 MR. DICKERSON: So what's your role then?

23 JUROR BLAIR: I work in the high net worth
24 personalized marketing division. I oversee that department.
25 And we work strictly on personalized insurance.

1 MR. DICKERSON: Okay. So then that's why Crowther
2 Roofing, you've heard of them being a client of your company,
3 but no knowledge, no nothing, no influence.

4 JUROR BLAIR: Correct.

5 MR. DICKERSON: And you did say that you read some of
6 the comments.

7 JUROR BLAIR: Social media is fun for that. So I did
8 read some comments, and I don't want to say too much --

9 MR. DICKERSON: That's fine.

10 JUROR BLAIR: -- but I did, and it was back when the
11 news first broke, and someone had made a comment about a
12 separate transaction, and I did look on public records, and it
13 coincided with what that comment was.

14 MR. DICKERSON: So you not only follow social media
15 and see the comments, you go and research on the comments.

16 JUROR BLAIR: So, in my job, researching is what I
17 do.

18 MR. DICKERSON: And that's what you find fun.

19 JUROR BLAIR: That is. It's solving a problem.

20 MR. DICKERSON: All right. So, in this case, does
21 that research that you've already performed, does give you an
22 impression, right here today, as far as whether Mr. Casey
23 Crowther, sitting there, as you're looking at him, is he an
24 innocent man as he's sitting there?

25 JUROR BLAIR: We are all innocent until proven

1 guilty. So I don't have any bias either way.

2 MR. DICKERSON: So then you do see him as an innocent
3 man sitting there.

4 JUROR BLAIR: Yup. I mean, that transaction was
5 likely just coincidental in timing. There is no way for me to
6 know that.

7 MR. DICKERSON: Okay. So, with you being
8 inquisitive, and doing the research, when the Judge says, when
9 you're sitting here as a juror, you can't.

10 JUROR BLAIR: I know.

11 MR. DICKERSON: Are you going to be able to not go
12 home and look at that iPhone, or whatever you're using, not get
13 on the computer, not be able to be Dateline/20/20'ish, trying
14 to figure it out on your own?

15 JUROR BLAIR: Yup. So when I get off of here I will
16 be going home and probably working late trying to catch up from
17 being out all last week from work.

18 MR. DICKERSON: Okay. And, if you are selected as a
19 juror, whether it's five days, seven days, ten days, you would
20 not be doing any research, not looking at social media, not
21 looking at the news, news apps.

22 JUROR BLAIR: No. I've been trying to not watch the
23 news. It's depressing.

24 MR. DICKERSON: All right. So, when you look at
25 social media, do you think -- you investigate it. So, when you

1 see something on social media, you don't automatically think
2 it's true, then; correct?

3 JUROR BLAIR: No.

4 MR. DICKERSON: What about in the news? When you see
5 something in the news, do you think it's automatically true, or
6 do you have to go investigate it to feel comfortable?

7 JUROR BLAIR: If I'm going to be repeating something,
8 I want to know that what I'm saying is correct, so I do my own
9 independent homework. I mean, the news is good for weather.

10 MR. DICKERSON: Is it?

11 JUROR BLAIR: Sometimes.

12 MR. DICKERSON: Hurricane Irma, I don't think so.

13 JUROR BLAIR: But it's good to have a high-level
14 awareness of what's going on around you, but everyone should
15 form their own educated opinions.

16 MR. DICKERSON: Okay. That's fair. I appreciate
17 that.

18 Miss Virdinlia? Is that how you pronounce it?

19 JUROR VIRDINLIA: Virdinlia.

20 MR. DICKERSON: The Home Health Watch business, has
21 that been going on for 12 years, since you've been down here,
22 or did you start it after you moved down here? What's the
23 story on that?

24 JUROR VIRDINLIA: Well, my husband started
25 It's probably been about ten years.

1 MR. DICKERSON: Okay. And so you started that
2 business from scratch.

3 JUROR VIRDINLIA: Yes.

4 MR. DICKERSON: And how many employees do you have
5 now?

6 JUROR VIRDINLIA: Just my husband and I. And my
7 daughter will come in on a Saturday morning when we need her.

8 MR. DICKERSON: All right. And that's off season
9 when you go in and check all the retirees or northerners when
10 they go back up north, watching their property.

11 JUROR VIRDINLIA: Correct.

12 MR. DICKERSON: Your son doing the intern for the
13 U.S. Marshal, how much did you talk to your son about his
14 internship with the U.S. Marshal's Office?

15 JUROR VIRDINLIA: Not a lot of detail. He didn't
16 talk that much about it, other than, after doing that intern,
17 he changed his major.

18 MR. DICKERSON: What did he change his major to?

19 JUROR VIRDINLIA: He's got a Ph.D. in administration
20 with colleges.

21 MR. DICKERSON: Okay. Made the shift big time.

22 And you did not apply for PPP?

23 JUROR VIRDINLIA: No.

24 MR. DICKERSON: You and your husband aren't employees
25 of your company, are you.

1 JUROR VIRDINLIA: No.

2 MR. DICKERSON: So you probably weren't even eligible
3 for it, then; right? If you know.

4 JUROR VIRDINLIA: Honestly, I can't answer that. My
5 husband does the accounting and all of that. All the admin
6 stuff, the scheduling, dealing with the vendors, I do.

7 MR. DICKERSON: So, with your husband doing the
8 accounting side of that, and maybe he has the experience with
9 whether or not why you didn't apply for PPP, if the Judge says
10 you can't talk to your husband about anything about this case,
11 and you go home, and your husband is nudging you, saying what's
12 it about, you're not going to talk to him about it; right?

13 JUROR VIRDINLIA: Right.

14 MR. DICKERSON: And when you see I Casey Crowther
15 sitting there, do you see an innocent man or a guilty man?

16 JUROR VIRDINLIA: Innocent.

17 MR. DICKERSON: Mr. Schrock, you've got a lot of
18 background, sounds like, from being a former Pentair CEO. With
19 regard to your experience, when a regulation conflicts with
20 accounting principles, what would you do in the business world?
21 Or do now, as a consultant?

22 JUROR SCHROCK: Is it okay if I stand when I answer?

23 MR. DICKERSON: Is that okay, Your Honor?

24 THE COURT: You may stand whenever you need to do so.

25 JUROR SCHROCK: I'm not sure if I a hundred percent

1 understand the question. I do have experience with the
2 accounting regulations and when they conflict with, you know,
3 like actual activities. And, you know, part of my job was to
4 help resolve those things. So, like Sarbanes Oxley, for
5 example, when we have control issues and things, I'd have to
6 make sure that they were conformed to the regulations,
7 and . . . you know, like you said, I have had a lot of those
8 activities. Talked to the auditor all the time, and was
9 representative to the audit committee as part of my job.

10 MR. DICKERSON: And what's the purpose of an audit
11 committee?

12 JUROR SCHROCK: The audit committee really is to make
13 sure that the company complies with the regulations, and verify
14 the operating results, and, you know, make sure that the
15 company performs ethically and responsibly.

16 MR. DICKERSON: And, just for clarification, Pentair,
17 for everybody that doesn't know, is a huge company.

18 JUROR SCHROCK: At that time, it was a Fortune 500
19 company. Since I left, it split into three pieces, and one of
20 the pieces is still called Pentair. It's about \$3 billion.

21 MR. DICKERSON: Billion?

22 JUROR SCHROCK: Billion, yes. It had probably 34,000
23 employees when I was there.

24 MR. DICKERSON: So a company of that size has
25 Sarbanes Oxley requirements and difference corporation

1 requirements than a company that has, say, 35 employees.

2 JUROR SCHROCK: Correct.

3 MR. DICKERSON: So have you consulted with companies
4 with 135 employees, small company -- or that's actually big,
5 but medium to big?

6 JUROR SCHROCK: Part of the Oak Hill Capital
7 responsibility would involve that, and the private company that
8 I'm on the board of, Safely, has subsidiaries and companies
9 that we bought of that size or smaller. So yes.

10 MR. DICKERSON: And when you're looking at those type
11 of companies, what type of issues do you find as far as a
12 problem, just . . . from -- comparing your experience as a big
13 company with having audit committees and all the management and
14 oversight versus a smaller company where you're trying to do
15 everything on your own from a management perspective?

16 JUROR SCHROCK: I would say all kinds of issues. You
17 do experience, every now and then, fraud, where somebody, you
18 know, takes a credit card, and buys something that they
19 shouldn't on a personal level, or you have a -- you know, but
20 there are good things too, where people do the right things.
21 So it runs the gamut, and almost everything you could think of
22 it.

23 MR. DICKERSON: And then, with regard to you making a
24 statement about you have had multiple decisions about the PPP
25 loan program.

1 JUROR SCHROCK: Yes.

2 MR. DICKERSON: Do you have a perception or belief,
3 one way or the other, are you pro the PPP program, are you
4 against the PPP program?

5 JUROR SCHROCK: You want me to answer that as a yes
6 or no, or how -- what my feelings are on it?

7 MR. DICKERSON: Tell me what your feelings are.

8 JUROR SCHROCK: I would say I'm generally opposed to
9 it. I do believe that there are situations where it was
10 helpful, and helped businesses survive, and I think that's real
11 good; but I don't believe it was that well thought out, and I
12 think that there were some negative consequences, from just the
13 fact that it was done fairly quickly, and without necessarily
14 consideration of all consequences.

15 MR. DICKERSON: So you think the process of putting
16 this PPP program out was rushed.

17 JUROR SCHROCK: I do.

18 MR. DICKERSON: Okay. Do you understand whether the
19 PPP program was actually a loan from the banks to the
20 applicants, or do you believe it is somehow money paid from the
21 SBA to the applicants?

22 JUROR SCHROCK: I'm not clear on that. So I'm open
23 to learn.

24 MR. DICKERSON: All right. So if you, sitting here,
25 with your --

1 JUROR SCHROCK: My understanding was that it was a
2 guaranteed loan that could be forgiven if you complied with
3 the . . . the restrictions on the loan.

4 MR. DICKERSON: So you understood it was a loan that
5 was guaranteed; and, if you complied with the restrictions for
6 the use, then it could be forgiven by the Federal Government.

7 JUROR SCHROCK: That was my understanding.

8 MR. DICKERSON: Okay. So, sitting here with that
9 understanding, if there's witnesses that may say something
10 exactly like that -- they may say something different, we don't
11 know, it's a trial -- are you going to be able to, say, put
12 that perception you have aside, and actually listen to the
13 testimonies of the witnesses as to what they say, and make a
14 decision based upon the evidence here in court, not based upon
15 your perception you had before?

16 JUROR SCHROCK: Yes.

17 MR. DICKERSON: Okay. Thank you very much, sir.

18 Mr. Kelley. Do you have any thoughts or
19 perception -- I know you didn't take out a PPP loan, but about
20 the PPP loan program?

21 JUROR KELLEY: No.

22 MR. DICKERSON: When you see Mr. Crowther sitting
23 here today, do you see him as an innocent man, or do you see
24 him as a guilty man?

25 JUROR KELLEY: I see him has an innocent man.

1 MR. DICKERSON: Why is that?

2 JUROR KELLEY: I don't know if he's affluent or not,
3 but I've been dealing with country club people for 40 years,
4 and affluent people are country club members, and I kind of
5 treat them as special people. We have to. It's our job. So
6 that's my perception.

7 MR. DICKERSON: Okay. Thank you very much, sir.

8 Mr. Combs, I have to ask this question. That woman,
9 lady right there, Miss Nicole Waid, told me I need ask you what
10 district of the Metro DC police department you were in.

11 JUROR COMBS: I came up in the First District, but I
12 worked in the mobile crime lab.

13 MR. DICKERSON: Did you work with a Brian Waid?

14 JUROR COMBS: Not that I recall.

15 MR. DICKERSON: Okay. Miss Waid was a District U.S.
16 Attorney up there, and was in DC. I just wanted to make sure.
17 She thinks she recognizes you, so we're just asking to make
18 sure. You don't recognize her or remember her name.

19 JUROR COMBS: No.

20 MR. DICKERSON: And her sitting here today, even if
21 you guys actually worked on a case in the past, that's not
22 gonna change or influence how you sit and hear the evidence and
23 the witnesses here today.

24 JUROR COMBS: That's correct.

25 MR. DICKERSON: And when you see Mr. Crowther here,

1 do you see an innocent man or a guilty man? I mean, you were
2 law enforcement.

3 JUROR COMBS: I don't see either. I understand the
4 burden of proof is on the government. I've seen good police
5 work and bad police work. So everybody gets a fair shake.

6 MR. DICKERSON: Okay. But you don't see him, sitting
7 right here, as innocent. Even though you've heard zero
8 evidence, you don't see him as an innocent man?

9 JUROR COMBS: Presumed innocent, sure.

10 MR. DICKERSON: You don't have a mindset that he's
11 guilty just because he's sitting there.

12 JUROR COMBS: Correct.

13 MR. DICKERSON: Thank you, sir.

14 Ms. Guzman, how many employees does your locksmith
15 company have?

16 JUROR GUZMAN: Four.

17 MR. DICKERSON: Okay. And, out of them, what, three
18 of them are family members?

19 JUROR GUZMAN: Yes.

20 MR. DICKERSON: And you did not take any PPP loan.
21 Oh you did. You did take a PPP loan. That's right. Did you
22 apply for forgiveness already?

23 JUROR GUZMAN: Yes.

24 MR. DICKERSON: And your loan with four employees was
25 under 150,000 then; right?

1 JUROR GUZMAN: Well, we got a loan for 15,000.

2 MR. DICKERSON: Yeah, but it was under 150,000.

3 Okay. And did you fill out the paperwork, or did someone else?

4 JUROR GUZMAN: My husband did.

5 MR. DICKERSON: So you didn't have anything to do
6 with it?

7 JUROR GUZMAN: No.

8 MR. DICKERSON: So which bank did you go through for
9 that PPP loan?

10 JUROR GUZMAN: One was Square.

11 MR. DICKERSON: Square? Oh, so you went on the
12 on-line one?

13 JUROR GUZMAN: Yeah.

14 MR. DICKERSON: Since you were under 150,000, did you
15 even have to supply any information for forgiveness? Do you
16 know?

17 JUROR GUZMAN: Yes. He filled in an application.

18 MR. DICKERSON: And then you received the notice of
19 forgiveness?

20 JUROR GUZMAN: Notice of forgiveness.

21 MR. DICKERSON: Now, like I've been asking everybody
22 else, the Judge is going to tell you you can't talk to your
23 husband if you're selected. Going home, and your husband is
24 going to say what's this case about, and if you say PPP, and he
25 wants to talk about it, you can't do that. Are you going to be

1 able to tell your husband I can't talk to you about this, the
2 Judge has said I can't do it? Are you going to be able to
3 comply with that?

4 JUROR GUZMAN: (Witness nods head up and down.)

5 MR. DICKERSON: And the taking care of your mother,
6 I'm concerned about that. So nobody else is taking care of
7 your mother right now?

8 JUROR GUZMAN: No. I'm the one to take care of her.
9 She lives with me.

10 MR. DICKERSON: So she's at your house right now?

11 JUROR GUZMAN: Yes.

12 MR. DICKERSON: Do you have medical appointments
13 coming up?

14 JUROR GUZMAN: Yes. We also have a nurse that comes
15 to our house once a week, and I have to translate for her.

16 MR. DICKERSON: Okay. She speaks Spanish, and the
17 nurse doesn't speak Spanish. And when does that nurse come?

18 JUROR GUZMAN: She comes to help her with her
19 diabetic, and her oxygen is good.

20 MR. DICKERSON: All right. So are you going to be
21 able to sit here as a juror, if you're selected, and actually
22 concentrate and listen to all the evidence, or are you going to
23 be thinking about your mother and what she's doing, and
24 worrying about her?

25 JUROR GUZMAN: No. But maybe yeah. I probably will

1 be worrying about her.

2 MR. DICKERSON: All I want is an honest answer.
3 There is no wrong answer.

4 JUROR GUZMAN: I would be worried about her. And
5 also I take care of a five-year-old.

6 MR. DICKERSON: Who is taking care of them right now?

7 JUROR GUZMAN: My husband is.

8 MR. DICKERSON: Is that a good thing or a bad thing?

9 JUROR GUZMAN: A bad thing.

10 MR. DICKERSON: Okay.

11 Mr. Worthington, I don't have any questions for you.
12 You have had your say.

13 Mr. Perry, no offense, I couldn't hear some of your
14 answers, between the mask, and the glass and being that far
15 away. What did you say about the media? I thought you said
16 something, suspect, is that what you said? You didn't say that
17 the media, to me, is pretty suspect?

18 JUROR PERRY: I did not.

19 MR. DICKERSON: Okay. What did you say about the
20 media? You were being asked questions about the media, whether
21 you believed the media.

22 JUROR PERRY: There's two panes of glass between us.

23 MR. DICKERSON: I understand.

24 JUROR PERRY: I am suspicious of all media as it is
25 today.

1 MR. DICKERSON: So if you had ever heard anything in
2 the media, observed anything in the media, you don't
3 automatically believe it.

4 JUROR PERRY: I don't believe it.

5 MR. DICKERSON: That's what I thought you said. I
6 just couldn't hear.

7 When you see Mr. Crowther, do you see an innocent man
8 or a guilty man?

9 JUROR PERRY: Neither.

10 MR. DICKERSON: What do you mean?

11 JUROR PERRY: There's been no evidence produced at
12 this point.

13 MR. DICKERSON: Right.

14 JUROR PERRY: I have no decision to make.

15 MR. DICKERSON: So if he's presumed innocent, and
16 there's no evidence, he's not innocent still?

17 JUROR PERRY: Well, then he's innocent.

18 MR. DICKERSON: Say that again?

19 JUROR PERRY: He is innocent.

20 MR. DICKERSON: Thank you. And you've . . . four
21 jury trials?

22 JUROR PERRY: Yes.

23 MR. DICKERSON: And found a verdict in each one?

24 JUROR PERRY: Yes.

25 MR. DICKERSON: I didn't see -- how many of those

1 four were criminal trials?

2 JUROR PERRY: Two.

3 MR. DICKERSON: And, do you know, were they in
4 military court, state court, or federal court?

5 JUROR PERRY: State.

6 MR. DICKERSON: What state?

7 JUROR PERRY: California.

8 MR. DICKERSON: Thank you, sir.

9 Miss Payne, how are you doing?

10 JUROR PAYNE: Good.

11 MR. DICKERSON: You work for the United States Postal
12 Service.

13 JUROR PAYNE: Yes, sir.

14 MR. DICKERSON: You have a check that you get paid
15 for by the United States Government.

16 JUROR PAYNE: Yes, sir.

17 MR. DICKERSON: That is the lawyers for the United
18 States Attorney's Office for the United States Government.

19 JUROR PAYNE: Um-hum.

20 MR. DICKERSON: Your cousin was the Fort Myers Police
21 chief.

22 JUROR PAYNE: Yes, sir.

23 MR. DICKERSON: If a government agent, whether it be
24 Mr. Kirby or another agent, federal agent, takes the stand, are
25 you gonna give their testimony more weight because they're law

1 enforcement, and work for the same government that you get your
2 check from?

3 JUROR PAYNE: No; because everybody is different, and
4 everybody is equal. Everybody is different. Like I can't
5 judge you or anyone if I don't know you. That would be like
6 somebody doing the same thing to me.

7 MR. DICKERSON: Right. So, when you're sitting there
8 right now, how do you see Mr. Crowther?

9 JUROR PAYNE: I don't know him. I don't see him any
10 way.

11 MR. DICKERSON: Do you see him innocent or guilty?

12 JUROR PAYNE: I can't tell if he's innocent. I don't
13 know anything about it. When we get the information, and we
14 find out, then I'll be able to determine that; but, right now,
15 I can't determine something that I don't know.

16 MR. DICKERSON: All right, but he's sitting at
17 counsel table with us, government is over here.

18 JUROR PAYNE: Yes, sir.

19 MR. DICKERSON: That's a little bit different than
20 you guys sitting in the jury box.

21 JUROR PAYNE: Yes, sir.

22 MR. DICKERSON: So do you see him, as he's sitting at
23 that table, that he's an innocent man until he's proven guilty,
24 or you just don't know?

25 JUROR PAYNE: I don't know. He's innocent, I guess,

1 until we get the information to find out if he's guilty or not.

2 MR. DICKERSON: Okay. That's fair. I understand
3 that. Thank you.

4 Mr. Negron?

5 JUROR NEGRON: Yes, sir.

6 MR. DICKERSON: There's going to be a lot of
7 documents that are in English in this case, and you stated that
8 you could read a little bit, a few words, but there's no
9 Spanish translation, I'll just tell you. Is that going to be a
10 difficulty.

11 JUROR NEGRON: It will be.

12 MR. DICKERSON: It will be?

13 JUROR NEGRON: Yes, sir.

14 MR. DICKERSON: Do you think, if this case has a lot
15 of documentation in it that needs to be read, that you would be
16 able to effectively act as a juror? And read in English.

17 JUROR NEGRON: It would be tough. I mean, only way I
18 can do is like it happen before, that I went with everybody
19 sitting and discussing, you know, talking about it, is the only
20 way I can judge.

21 MR. DICKERSON: So you'd have to have somebody else
22 in the jury panel read part of that document to you?

23 JUROR NEGRON: Right.

24 MR. DICKERSON: That's not your own interpretation,
25 that's somebody reading it to you.

1 JUROR NEGRON: Right.

2 THE COURT: That's fair. Thank you.

3 Miss DiFazzio?

4 JUROR DiFAZZIO: Yes.

5 MR. DICKERSON: You did say you heard on the news,
6 yesterday, about this case.

7 JUROR DiFAZZIO: Yes.

8 MR. DICKERSON: I don't want you to go into content,
9 but how long of a news story was it, and what channel was it?

10 JUROR DiFAZZIO: I think it was NBC, and I really
11 wasn't paying any attention until it said that the trial was
12 gonna start today.

13 MR. DICKERSON: And you figured you were part of that
14 jury?

15 JUROR DiFAZZIO: I knew I was coming today, and I was
16 like what? So that's how I put two and two together. I didn't
17 pay attention to the story itself.

18 MR. DICKERSON: After that, you didn't go and try to
19 replay it, or find out what this is actually about going to
20 happen today?

21 JUROR DiFAZZIO: No.

22 MR. DICKERSON: And, when you sit here, do you see
23 Mr. Crowther as an innocent man or a guilty man sitting at that
24 table?

25 JUROR DiFAZZIO: Innocent.

1 MR. DICKERSON: Your Honor, if I could have just a
2 brief moment?

3 THE COURT: You may.

4 MR. DICKERSON: Thank you, Your Honor.

5 (Mr. Dickerson and Ms. Waide confer privately.)

6 MR. DICKERSON: No further questions, Your Honor.

7 Thank you, ladies and gentlemen.

8 THE COURT: All right. Thank you.

9 Counsel, if you'd take a minute or two, take a look
10 at your notes, and then we'll don the headsets again for the
11 peremptory challenges.

12 Ladies and gentlemen, if you need to stand and
13 stretch, now is the time to do it. In a minute or two, counsel
14 and I will be back on the headphones. When we're on the
15 headphones I know we're not -- you're not supposed to be able
16 to hear us, but I need it quiet so we can hear each other, as
17 well. So you have a couple of minutes to stand and stretch,
18 and then, if you could be seated, that would be great.

19 MR. LEEMAN: May we move to that side of the room to
20 discuss?

21 THE COURT: Yes.

22 (Counsel conferred with their co-counsel and
23 clients.)

24 AT SIDEBAR

25 THE COURT: First of all, challenges for cause, if

1 any, from the government?

2 MR. REICHLING: Yes, Your Honor. The government
3 would believe cause challenges are in order for Juror Number 1,
4 Juror Number 9 --

5 THE COURT: I'm sorry, let's do this one at a time.

6 MR. REICHLING: I'm sorry.

7 THE COURT: The basis for Number 1?

8 MR. REICHLING: Mr. Kamath mentioned that he could
9 not be fair and impartial given his prior news perception of
10 the case.

11 THE COURT: From the defense, any objection?

12 MR. DICKERSON: No objection, Your Honor.

13 THE COURT: I'm sorry, you need to say that again.
14 I'm still not getting you.

15 MR. DICKERSON: No objection, Your Honor.

16 THE COURT: There you go.

17 Back to the government, I believe you said Number 9?

18 MR. REICHLING: Yes, Judge. The government believes
19 a cause challenge is in order. When Mr. Dickerson, excuse me,
20 asked about whether, looking at the defendant, if he is
21 innocent or guilty, Mr. Kelley made a comment about country
22 club people being special, and he couldn't say one way or the
23 other whether, Mr. Crowther, the defendant, was guilty or
24 innocent.

25 THE COURT: All right.

1 From the defense, any objection?

2 MR. DICKERSON: Yes, Your Honor. He did say he was
3 innocent. He just said that he works with a lot of affluent
4 people, but he did not say that he couldn't make a decision.
5 He said that he is innocent.

6 THE COURT: He said he's innocent because he's an
7 affluent person.

8 The Court's going to deny the challenge for cause.

9 MR. REICHLING: Judge, I'm sorry, I couldn't hear
10 what you said here. Are you denying the cause challenge?

11 THE COURT: That's correct.

12 MR. REICHLING: If I can just add, I believe
13 Mr. Kelley stated that he sympathizes with affluent people, was
14 my recollection what he have said.

15 THE COURT: Okay. Same ruling.

16 Still with the government, any additional challenges
17 for cause?

18 MR. REICHLING: Yes, Your Honor. Juror Number 11,
19 Miss Guzman, indicated that she has to take care of her mother
20 all week, and daughter; and the government believes that would
21 make it difficult for her to sit during this trial.

22 THE COURT: All right.

23 From the defense?

24 MR. DICKERSON: We agree, Your Honor.

25 THE COURT: So do I. The challenge for cause for

1 Juror Number 11 is granted.

2 MR. DICKERSON: Does the government have any other
3 challenges for cause?

4 MR. REICHLING: Yes, Judge. I believe Juror
5 Number 12, Mr. Worthington, had indicated that he could not be
6 fair and impartial in this case.

7 THE COURT: Any objection from the defense?

8 MR. DICKERSON: No, Your Honor.

9 THE COURT: That challenge for cause for Number 12 is
10 granted. From the government?

11 MR. REICHLING: Yes, Judge. I have one more, for
12 Miss Payne, Juror Number 14. She had indicated her daughter
13 has multiple -- or at least a knee surgery this week, and she
14 had to take care of that.

15 THE COURT: That was on Thursday and Friday, as I
16 recall.

17 All right. Any objections?

18 MR. DICKERSON: I don't have anything, Your Honor, to
19 say that she can reschedule. Sorry. I'm not going to do that
20 to her.

21 THE COURT: I'm sorry?

22 MR. DICKERSON: I'm not going to do that to her. We
23 don't have a response.

24 THE COURT: The Court finds for cause on 14 based
25 upon doctors' appointments and surgery for her child.

1 Continuing with the government, challenges for cause?

2 MR. REICHLING: Yes, Your Honor. Juror Number 15
3 indicated he could not read English, and this case is very
4 heavily document intensive; so, for those reasons, we believe a
5 cause challenge is in order.

6 THE COURT: From the defense?

7 MR. DICKERSON: We concur.

8 THE COURT: So do I. Grant the challenge for cause
9 for Number 15.

10 Any other challenges for cause from the government?

11 MR. REICHLING: No, Your Honor.

12 THE COURT: Challenges for cause, if any, from the
13 defense?

14 MR. DICKERSON: Your Honor, my concern with Number 13
15 is his inability to hear. It was very difficult going back and
16 forth. I think that it will be very difficult for the juror to
17 be able to hear the testimony. So we move for cause for Juror
18 Number 13 because of his inability to hear and communicate.
19 The Court Reporter was having a difficult time hearing him, as
20 well.

21 THE COURT: All right.

22 What says the government?

23 MR. REICHLING: Judge, I believe that the issues with
24 hearing is because he's located in the back, behind a couple
25 panes of glass, as he indicated, so if --

1 THE COURT: I'm having difficulty hearing you.

2 MR. REICHLING: I'm sorry, Judge, I'm just trying to
3 speak as softly as I can.

4 I believe that the Court can accommodate if he has
5 any hearing or speaking issues. Obviously, he's not going to
6 be speaking during the trial. He can be moved to the front.
7 And I believe his hearing issues may be attributed to the fact
8 that he's behind two panes of glass, as he stated during
9 Mr. Dickerson's voir dire.

10 THE COURT: I agree that he was very hard for us to
11 hear. I don't know that he was having problems hearing,
12 himself; and if he is selected, we can move his place in the
13 jury box, so the Court's going to deny the challenge for cause
14 for Number 13.

15 Staying with the defendant, any legal challenges for
16 cause?

17 MR. DICKERSON: Six, Your Honor, Miss Blair. She has
18 two doctor appointments this week, Wednesday and Thursday, that
19 were scheduled three months ago. And she's also the one doing
20 the research.

21 THE COURT: What says the government?

22 MR. REICHLING: We would agree with the doctors'
23 appointments, Judge. A cause challenge is fine.

24 THE COURT: So would I. I'll grant that challenge.
25 Additional challenges for cause from the defense?

1 MR. DICKERSON: None, Your Honor.

2 THE COURT: All right. We'll begin with the
3 peremptories. We'll alternate back and forth. First with the
4 government. So to the government first.

5 MR. DICKERSON: Your Honor, we couldn't hear you.

6 THE COURT: Okay. Can you hear me now?

7 MR. DICKERSON: Yeah.

8 THE COURT: We'll begin with peremptories. We'll
9 begin with the government for one peremptory, and then
10 alternate, the defendant for two, back to the government for
11 one, back to the defendant. The government has six, the
12 defendant has ten.

13 MR. DICKERSON: All right.

14 THE COURT: You may proceed.

15 MR. REICHLING: Judge, at this time the government
16 would use its first peremptory challenge on Juror Number 3.

17 THE COURT: Ms. Codol.

18 To the defendant?

19 MR. DICKERSON: Your Honor, Juror Number 7.

20 THE COURT: Is for Viridinlia. All right. Does the
21 defense have a second one?

22 MR. DICKERSON: One second, Your Honor. And
23 Number 16, Your Honor.

24 THE COURT: Number 16. Back to the government.

25 MR. REICHLING: Sorry, Judge. The government would

PEREMPTORY CHALLENGES

101

1 exercise its second peremptory challenge as to Juror Number 8,
2 Mr. Schrock.

3 THE COURT: Number 8. Back to the defendant.

4 MR. DICKERSON: One second, Your Honor.

5 Number 13, Your Honor.

6 THE COURT: Number 13 is Mr. Perry. All right. Is
7 there a second from the defendant?

8 MR. DICKERSON: No, Your Honor.

9 THE COURT: Back to the government?

10 MR. REICHLING: The government would exercise its
11 third peremptory challenge as to Juror Number 9.

12 THE COURT: Mr. Kelley. And back to the defense.

13 MR. DICKERSON: Nothing, Your Honor.

14 THE COURT: No challenge from the defendant?

15 MR. DICKERSON: No peremptory challenges, Your Honor.

16 THE COURT: Any additional ones from the government?

17 MR. REICHLING: Just one moment, Judge.

18 No, no peremptory challenges from the government,
19 Judge.

20 THE COURT: All right. I'm going to go through and
21 renumber the jurors one through however many we are, and make
22 sure we all agree.

23 Juror Number 1 will become Mr. Day. Number 2 will be
24 Ms. Freymoyer. Number 3 will be Ms. O'Brien. Number 4 will be
25 Mr. Combs. That's it.

1 Does that concur with your notes?

2 MR. DICKERSON: Yes, Your Honor.

3 THE COURT: All right. Also on my notes, each side
4 has exercised three peremptory challenges. So does that also
5 concur with your notes?

6 MR. REICHLING: Yes, Your Honor.

7 MR. DICKERSON: Yes, Your Honor.

8 THE COURT: I think what I'll do, since it's 12:30,
9 is I'll excuse the jurors, tell the four they've been selected,
10 send everybody out for lunch. When I say home, I don't mean
11 literally home, but out to lunch, and come back in about an
12 hour, and we'll proceed. The four jurors we have selected I
13 intend to have seated in the spectator's section so they will
14 be present for the continuation of the voir dire examination of
15 the other jurors, in case anything comes up.

16 MR. DICKERSON: May I, Your Honor?

17 THE COURT: You may.

18 MR. DICKERSON: The ones that are already sitting in
19 the room, they are not going to have access to the phones
20 during the lunch break, correct?

21 THE COURT: I'm not sure that's correct.

22 MR. DICKERSON: Well, I have proposed language I can
23 give the judge, for right now just say they can't access their
24 phones until they're selected.

25 THE COURT: I'll do that.

1 MR. DICKERSON: Okay. Thank you.

2 THE COURT: Okay.

3 IN OPEN COURT

4 THE COURT: All right. Ladies and gentlemen, I'm
5 going to thank and excuse some of you. Those who are not
6 excused, what we're going to do is we're going to break for
7 lunch, and those of you that come back this afternoon will have
8 a seat in what is normally the spectators' section, and we'll
9 refill the box and go through it again. We'll focus our
10 attention on the newly seated jurors, and not the ones that
11 have been selected already, but sometimes something comes up
12 that new information is available, and you may want to tell us
13 about it. So we will have those of you on the jury in the
14 courtroom, as well.

15 I would like to thank and excuse, in the first row,
16 Mr. Kamath and Ms. Codol. The other three will remain. In the
17 second row, Mr. Combs will remain, and the rest will be thanked
18 and excused. In the third row, Mr. . . . well, in the third
19 row, all of you will be excused.

20 So the ones I want to remain are Mr. Day,
21 Ms. Freymoyer, Miss O'Brien and Mr. Combs. If you would remain
22 seated, the rest of you may be excused and this will complete
23 your term of jury service so you need not call that telephone
24 number tonight. All right? Thank you.

25 (At 12:32 p.m., the jurors left the courtroom with

1 the exception of the four chosen jurors.)

2 THE COURT: Be seated, please.

3 All right. The four of you have been selected so far
4 in the jury process; so, when we come back over lunch, I'd ask
5 the four of you to be seated in the spectators' section when
6 you're brought up. And in the same order, if you can, one,
7 two, three, four, is literally your numbering. Like I said, we
8 won't be asking you questions necessarily, but sometimes a
9 matter comes up.

10 During the recess, I need to give you an instruction
11 that I will repeat over and over during the course of the
12 trial; and you will get tired of it, but it's important.

13 You cannot discuss the case among yourselves, or
14 allow anyone to discuss it with you or in your presence. You
15 can't do any independent research of any kind, or communicate
16 with any device.

17 I don't know if anyone has a smartphone. I don't,
18 but I'm told that smartphones sometimes get messages, and
19 blasts for news broadcasts. You can't look at those. I mean
20 however it is you delete those, you delete it without opening
21 and reading it.

22 During the course of the trial, I anticipate some
23 publicity; so you can't watch the news or read newspaper
24 articles about the case. That applies to any device you have,
25 whether it's a cell phone or a smartphone of some sort. So if

1 you see something, just delete it. Otherwise, we've got to do
2 this all over again.

3 All right? We're going to break for about an hour,
4 and I'll see you then. Now you may go.

5 Yes?

6 JUROR DAY: Take the same seats when we come back?

7 THE COURT: No. When you come back, you're in the
8 spectators section. In the same order, but I've got you
9 written down, so we'll put you in the same order.

10 (At 12:35 p.m., the jurors were escorted from the
11 courtroom.)

12 THE COURT: Does 1:40 work for everyone?

13 MR. DICKERSON: Do the jurors know not to use the
14 phone? That was on, right? Micki?

15 COURTROOM DEPUTY: Yes.

16 THE COURT: Obviously, I'll ask them when we get the
17 next 16.

18 MR. DICKERSON: Thank you, Your Honor.

19 THE COURT: All right. An hour.

20 (At 12:36 p.m., court was recessed.)

21 AFTER RECESS

22 (At 1:42 p.m., court was reconvened.)

23 THE COURT: All right. Mr. Dickerson, there was
24 something you wanted to discuss?

25 MR. DICKERSON: Yes, Your Honor.

1 As we discussed before the break, the concern about
2 these notices being published by the local media, just one
3 example, how this is very concerning, one of them that I
4 received from NBC-2, is so factually accurate it says he also
5 takes responsibility for depositing more than 1 million of PPP
6 funding into his own account to make the lender believe he had
7 money for a down payment on the home when, in reality, he did
8 not have the cash.

9 So I mean not even factually . . . the media is
10 messing up the facts from what has occurred this morning, and I
11 just -- the Judge is doing everything he can, I get it. That's
12 how important it is, because if someone reads these alerts,
13 whether it's accurate or, like here, NBC-2 is completely
14 inaccurate, it is going to taint the entire jury, and then we
15 do all this work to select one, we're going to be dealing with
16 facts that aren't into evidence. So just by example,
17 Your Honor, of why we're so cautious on this.

18 THE COURT: All right. Well, it seems to me that, so
19 far, we've done everything we can.

20 MR. DICKERSON: Agree, Your Honor.

21 THE COURT: I'll give them the instruction again and
22 once we get the actual jury, I'll repeat that; but, as you
23 know, there's nothing I can do with the media.

24 MR. DICKERSON: I understand that, Your Honor. I'm
25 just showing it so that you can see what we're talking about.

JURORS PROVIDE PERSONAL INFORMATION

107

1 THE COURT: All right.

2 Both sides ready for the jury?

3 MR. DICKERSON: Yes, Your Honor.

4 THE COURT: I'm not sure what we've got here. Do we
5 have the four?

6 COURT SECURITY OFFICER: I have the four waiting out
7 here. We're waiting on the 16.

8 THE COURT: Be at ease then. We'll wait on the 16.

9 (At 1:56 p.m., the four jurors were escorted into the
10 courtroom.)

11 (At 1:57 p.m., the jury venire was escorted into the
12 courtroom.)

13 THE COURT: Good afternoon, ladies and gentlemen. If
14 you're more comfortable, you can take the shields off and leave
15 your mask on, or vice versa, whichever you prefer.

16 My name is John Steele. I think you can hear me.
17 Hopefully, you could hear me this morning, and maybe see me.
18 That's the least important, as long as could you hear.

19 We're going to repeat the same process that we went
20 through with others with you. The first thing I want to do is
21 find out who you are, so we'll begin with the juror in Seat
22 Number 1, Miss Thompson? If you could give us the information?
23 I think you've got the sheet there.

24 JUROR THOMPSON: My name is Jennifer Thompson. I am
25 a Cape Coral resident. I have lived there 41 years, my whole

1 life. I work retail at Wal-Mart, a co-manager.

2 I'm married. He is a beekeeper. I have two
3 children: Twenty-one, he's in college; and a daughter who is
4 26, she's a stay at home mother.

5 Education is high school. No service, no courts. I
6 did serve on a jury probably, I think it was like eight years
7 ago, and it was criminal.

8 THE COURT: And I don't want to know what the verdict
9 was, but was there a verdict?

10 JUROR THOMPSON: Yes.

11 THE COURT: Okay. Thank you.

12 JUROR THOMPSON: You're welcome.

13 THE COURT: Miss . . . I'm going to mess this up, I
14 know. Letourneau.

15 JUROR LETOURNEAU: Letourneau. My name is Roni
16 Letourneau. I live in Naples. I have lived in Naples for
17 five years. I have lived in Florida for 25 years. I have
18 worked in retail sales for J.McLaughlin.

19 I am married. My husband is manager of Collier
20 County Code Enforcement.

21 I have two daughters. One is 17, and she is in high
22 school. And my other daughter is going to FGCU, and works in
23 retail.

24 I have a high school graduate. I have not had any
25 military service, or any court experience. And I have been

JURORS PROVIDE PERSONAL INFORMATION

109

1 called for jury duty before, but have been dismissed.

2 THE COURT: All right. Could you tell me a little
3 bit about what your husband does in code enforcement?

4 JUROR LETOURNEAU: Everything from building to
5 environmental issues, housing issues.

6 THE COURT: And does he actually make the inspection,
7 or --

8 JUROR LETOURNEAU: No, no. He's the manager.

9 THE COURT: And you said that was Collier County?

10 JUROR LETOURNEAU: Yes.

11 THE COURT: Thank you.

12 Mr. Turner.

13 JUROR TURNER: My name is Danny Turner. I live in
14 Florida and Naples for the past seven years. I am currently a
15 defense contractor.

16 I am married. My wife is a business and office
17 manager for an orthopedics practice.

18 I have three children: Twenty-six, he's a
19 third-grade teacher; sixteen, high school student; a
20 12-year-old middle school student.

21 I have an associate's degree in logistics management,
22 and I have 22 years retired from the United States Air Force.

23 I do not have any previous court experience. I was
24 on a court martial jury that did have a verdict.

25 THE COURT: And how long ago was that, roughly?

JURORS PROVIDE PERSONAL INFORMATION

110

1 JUROR TURNER: Many years. 15, 20 years ago.

2 THE COURT: I'm sorry, are you through with the list?

3 JUROR TURNER: Yes, sir.

4 THE COURT: Could you tell me a little bit more about
5 your employment as a defense contractor?

6 JUROR TURNER: I currently am a defense contractor
7 for a small business out of North Carolina named Walsingham
8 Group. I oversee fuel contracts. And the other side of our
9 business is some security stuff.

10 THE COURT: And with what government agencies?

11 JUROR TURNER: My contracts currently are with
12 defense logistics agency.

13 THE COURT: How long have you been doing that?

14 JUROR TURNER: Seven years.

15 THE COURT: Mr. Rench?

16 JUROR RENCH: My name is William Rench. I live in
17 Marco Island, Florida. Twenty years. I am a superintendent
18 for a contractor in Collier County. I have been doing that for
19 ten years now.

20 Not married, but my spouse, we've been together for
21 12 years, and I have a six-year-old daughter. My spouse is an
22 account executive for a home healthcare agency in Naples.

23 High school education, no military service, no
24 previous -- well, I got in trouble once. That was 2007. No
25 jury -- well, I got Collier County jury duty, and then they

JURORS PROVIDE PERSONAL INFORMATION

111

1 just dismissed everybody, so there was no cases or anything.
2 So that's it.

3 THE COURT: Do you feel comfortable telling us about,
4 when you say you got in trouble once in 2007?

5 JUROR RENCH: I got in trouble. I was drinking and
6 driving and shouldn't have been. I got in trouble.

7 THE COURT: Okay. Anything about that situation that
8 would make it difficult for you to sit fairly to both sides in
9 a criminal case?

10 JUROR RENCH: No. No. I was guilty. I didn't fight
11 it or anything. I was in trouble.

12 THE COURT: Okay.

13 Mr. Reese?

14 JUROR REESE: My name is Rhys Reese. They're spelled
15 differently but pronounced the same. I have been a resident of
16 Naples and Florida for 11 years. I was in -- I was a
17 vice-president/COO of a company called Superior Well Services,
18 which I have since retired from. I am currently semiretired,
19 and I am a spec house builder.

20 I'm married. My wife is retired from cosmetics
21 sales. I have three children, and they're all in their '30s.
22 One is an office manager, one is a chef, and one is a baristo
23 in Hawaii.

24 I have a bachelor's degree in petroleum and natural
25 gas engineering. I've never been in the military. I've been

1 all three, a witness, a plaintiff, and a defendant, in court,
2 state and federal. I have been called for jury duty, but I
3 have never been seated.

4 THE COURT: Have you been a witness at all -- both
5 levels?

6 JUROR REESE: Yes.

7 THE COURT: State and federal?

8 JUROR REESE: State and federal.

9 THE COURT: All right. And did you say you have been
10 a defendant and a plaintiff, state and federal?

11 JUROR REESE: State for sure. Probably federal as a
12 defendant.

13 THE COURT: And can you tell us a little bit about
14 the cases, both as a plaintiff and as a defendant?

15 JUROR REESE: Typically, they were over conflict of
16 interest. Trade secrets. Theft of intellectual property.

17 THE COURT: Those are in connection with your
18 business?

19 JUROR REESE: Correct.

20 THE COURT: Okay. And you --

21 JUROR REESE: Personal injury, too.

22 THE COURT: Were you the plaintiff or the defendant
23 in that one?

24 JUROR REESE: Always the defendant in those cases.

25 THE COURT: I'm sorry?

JURORS PROVIDE PERSONAL INFORMATION

113

1 JUROR REESE: Always the defendant in those cases.

2 THE COURT: Okay. And you said you had not sat on a
3 jury before.

4 JUROR REESE: No, I have never been placed on a jury.

5 THE COURT: Thank you.

6 Mr. Williams.

7 JUROR WILLIAMS: Yes. My name is Paul Williams. I
8 reside in Fort Myers. I've lived in Florida ten years.
9 Originally started in Marco Island. And I'm retired as a
10 property manager. I was with the same company for 34 years.
11 I'm single. I have no children.

12 I have an associate's degree in property management.
13 And I was not in the service. I've never been sued or
14 anything. I have been on a civil case in Naples about
15 three years ago. It was dismissed out of court.

16 THE COURT: All right. Thank you.

17 Mr., is it Gucmeris?

18 JUROR GUCMERIS: My name is Al Gucmeris, I'm a
19 postmaster of Bonita Springs Post Office. Living in Cape
20 Coral. I have been there for 7 years same as Florida.

21 I'm married. And my wife also works for the post
22 office, but she's a mail carrier. I have two daughters. Both
23 are adults. One is a manager in IT, and the other is
24 unemployed.

25 No witness. Wasn't in court. I was called six

JURORS PROVIDE PERSONAL INFORMATION

114

1 times, five or six times, to the jury duty, but never been
2 selected.

3 THE COURT: All right. Thank you.

4 Ms. Forde?

5 JUROR FORDE: My name is Akira Forde. I reside in
6 Clewiston, Florida. I've been there all my life, which is
7 30 years. I am a traveling medical assistant. Prior to that,
8 I was a branch manager.

9 I am married. My husband is a railroad conductor. I
10 have two kids, an 11-year-old and a four-year-old.

11 I have an associate's degree, and working on my
12 bachelor's degree in psychology. No military experience, no
13 court experience, and no jury experience.

14 THE COURT: Thank you.

15 Mr. Asmod?

16 JUROR ASMODO: My name is Ruben Asmod. I live in Cape
17 Coral. I have been there for like 14 years, in the city and in
18 the state. I work as a senior field technician in a private
19 telephone company for . . . since 2005.

20 I am married. We have two kids, 16 and 13 years old.
21 My wife work as a home care. For a year now.

22 I have a two-year degree from college. I have no
23 military service or whatever, and I don't have -- first time in
24 a jury. First time.

25 THE COURT: Thank you.

JURORS PROVIDE PERSONAL INFORMATION

115

1 Miss, is it Thro?

2 JUROR THRO: Yes. My name is Cynthia Thro. I have
3 lived in Englewood, Florida, for the past three years. I've
4 grown up in Florida my whole life. I am the principal of an
5 elementary school in North Port.

6 I am engaged. My fiancée works as an outside
7 salesman for a marine contracting company. I have no children.

8 I have a master's degree in leadership. No military,
9 and no court experience.

10 THE COURT: Thank you.

11 Mr. Priddy?

12 JUROR PRIDDY: Yes. I'm Russell Priddy. I live in
13 Immokalee. I have been there for about nine years. I have
14 lived in the Middle District of Florida here for about 35. My
15 wife and I own a cattle ranch. I also serve as president and
16 chairman of the board of Lee County Electric Co-op. I'm
17 married. My wife's previous occupation was in the banking
18 business.

19 We have two children: One, 29, that's a physician's
20 assistant; and one who is 32 that owns a tennis and wiffle ball
21 retail store here in Lee County.

22 I have a bachelor's degree plus a CFP designation.
23 No previous military service.

24 I have lots of experience with the court system. I
25 have been a witness, been a victim, many times, and had people

1 in court. I have served as a juror maybe 40 years ago, in two
2 cases in South Carolina. One of them there was a verdict, and
3 I think one, after the jury was seated, they maybe had a plea
4 deal, and we disappeared.

5 THE COURT: Okay. Could you give me a summary of
6 your court experience that you mentioned?

7 JUROR PRIDDY: Well, I owned a couple convenience
8 stores over the years, and a large ranch. We have been victims
9 of theft, trespassing, burglary, armed robbery. The house has
10 been broken into. Most recently, my wife's horse was
11 slaughtered for meat. So the list of things that haven't
12 happened might be shorter.

13 THE COURT: Let's do it this way. Given all your
14 experience in the court type cases, including criminal
15 offenses, as you know, this is a criminal case. Is there
16 anything about your personal experience that you think would
17 make it difficult for you to sit fairly to both sides in a
18 criminal case?

19 JUROR PRIDDY: Yes, and I have anticipated that
20 question, and I have a very good relationship with law
21 enforcement. My wife's side of the family has a number of
22 retired law enforcement, retired marshal, retired state's
23 attorney investigator, sheriff's department. I probably have a
24 little prejudice towards the law enforcement side of things.

25 THE COURT: Well, we all may have a little prejudice

1 in us, but the real question is, if you're selected as a juror,
2 you have to put aside, basically, everything, and just listen
3 to the evidence, and then base your verdict on what's presented
4 in court. And that means that a police officer could be
5 telling the truth, maybe not. You just have to wait and see.
6 Do you think you could do that, or do you think that's too much
7 to ask?

8 JUROR PRIDDY: No; I think I could probably . . . I
9 mean, being in business, you look at facts and make decisions,
10 and I think that's what this would be. You listen, and look at
11 the facts, and . . . make the right decision.

12 THE COURT: If you sat on a jury, do you think you'd
13 have any problem if you found the defendant guilty or not
14 guilty, not worrying about what anyone thought?

15 JUROR PRIDDY: No, sir.

16 THE COURT: No, you wouldn't worry?

17 JUROR PRIDDY: That wouldn't

18 THE COURT: Wouldn't bother you.

19 JUROR PRIDDY: That wouldn't bother me.

20 THE COURT: Thank you.

21 Ms. Phelps?

22 JUROR PHELPS: My name is Susan Felps. I live in
23 Naples. I have been there for seven years. I have been in
24 real estate sales.

25 I'm married. My husband is retired now, as a home

JURORS PROVIDE PERSONAL INFORMATION

118

1 builder, as well.

2 I have two children, aged 29 and 28. One is a
3 software engineer, the other works at Disney.

4 I have a bachelor's degree in marketing. I've never
5 been in the military. No court experience, and no jury
6 service.

7 THE COURT: Thank you.

8 Mr. Dodson?

9 JUROR DODSON: Yes. My name is Jason Dodson. I live
10 in LaBelle, Florida. I've lived in Florida for seven years,
11 and LaBelle for two years. Let's see. I work for Comcast.

12 I am married. We have no children. Oh, I'm sorry.
13 My wife, she is disabled.

14 And then I have an associate's in computer science.
15 I have no military service, no court, and no jury service, or
16 jury selection, or anything.

17 THE COURT: All right. Thank you.

18 And is it Pham?

19 JUROR PHAM: Yes. My name is Duy-an Pham. Live in
20 Naples for 17 years, Florida for 20 years. I run a business
21 with my father, a nail salon.

22 I'm married. My wife stay at home now to take care
23 of kids. I have two children's. One is five-year-old, and one
24 is four months old.

25 I have some college, but never graduate. And I have

JURORS PROVIDE PERSONAL INFORMATION

119

1 no military stuff, or I don't know any court. Never sue or
2 been sued by anyone. I have been called for the grand jury
3 service once, but I successfully excused.

4 THE COURT: Thank you.

5 Mr. Smith?

6 JUROR SMITH: Yes. Duane Smith. I live in Punta
7 Gorda. Lived in -- there for 15 years, been living in Florida
8 for 20 years. My occupation is I work for Charlotte County,
9 construction foreman for a water company.

10 I'm married. My wife works for the City of Fort
11 Myers. Her occupation is in IT.

12 I have three kids, two that are 30, and one 33. One
13 works for the airport, in operations, one works for an
14 insurance company, and the other one is a . . . like a CEO of a
15 restaurant group.

16 High school educated. Six years in the air force.
17 Previous court experience, I got divorced. And I've been asked
18 to jury three times, but never served.

19 THE COURT: All right. Thank you.

20 Ms. Graley?

21 JUROR GRALEY: My name is Anette Graley. I live in
22 North Fort Myers. Lived there for eight years. I have been in
23 Florida for 24 years. I'm an owner broker realtor.

24 I am married. My husband is a land development
25 engineer and a school bus driver for Lee County.

1 We have two children. They're 34 years old. One is
2 in the navy, and our daughter is a nurse.

3 Some college. No military service. I have sued
4 before. And I have served on a jury, and it was a criminal
5 case in Ohio.

6 THE COURT: And did the jury reach a verdict?

7 JUROR GRALEY: Yes, we did.

8 THE COURT: Thank you.

9 Ladies and gentlemen, at this time I'd like to have
10 the attorneys introduce themselves and anyone else seated at
11 counsel table, and then my follow-up question will be whether
12 you think you know any of the people who were introduced.

13 We'll begin with the government.

14 MR. REICHLING: Thank you, Your Honor.

15 Good afternoon, ladies and gentlemen. My name is
16 Trent Reichling. This gentleman seated to my left is Michael
17 Leeman. We're both Assistant United States Attorneys here in
18 the Fort Myers Division of the Middle District of Florida.
19 Also seated with me at counsel's table is United States
20 service -- United . . . Secret Service Agent -- I'm sorry, it's
21 been a long day already -- Brian Kirby.

22 THE COURT: Thank you.

23 Ms. Waid?

24 MS. WAID: Good afternoon, ladies and gentlemen. My
25 name is Nicole Waid, and myself along my partner, Brian

1 Dickerson, are representing Casey Crowther. Also at table are
2 Julie Bryan, our legal assistant, and Julie Camponini, who is
3 also on the defense team.

4 THE COURT: Thank you.

5 Do any of you believe you know anyone who was just
6 introduced? And again, you may have heard me tell this to the
7 others: If the answer is no, I need to see some heads shaking;
8 if the answer is yes, I need to see some hands go up. So all
9 I'm seeing is heads shaking.

10 I read a summary of the second superseding indictment
11 this morning. I know you all heard that. Let me do it this
12 way. Did you hear it, or do you want me to read that again?
13 You heard it? Okay.

14 Do any of you know anything about the case other than
15 what you heard today, this morning, in court, before coming to
16 court today? A couple hands. We've got some? Okay. I'm
17 going to come back to each of you that raised your hand, and
18 we'll talk about that in a little bit more detail.

19 On a normal day, like I said, we'll meet
20 at 9:00 o'clock in the morning, run till about noon, one break
21 in the morning, lunch for an hour, afternoon session 1:00
22 to 5:00, with break midafternoon. Anyone have any physical
23 impairment that would need to be accommodated with a schedule
24 like that? No one?

25 Again, we anticipate the case may go into next week,

1 Monday or Tuesday. We're hoping that's not the case, but we
2 can't promise.

3 Miss Letourneau?

4 JUROR LETOURNEAU: I don't know if this is the right
5 time. I wrote a letter for excusal a couple weeks ago. I take
6 care of my parents. They both still live on their own.
7 They're in their '80s, and have health problems. I have a
8 daughter who was Baker Acted two years ago, who has mental
9 problems, that I need to keep my eye on.

10 THE COURT: Okay. I'll make a note of that.

11 JUROR LETOURNEAU: Okay.

12 THE COURT: We'll come back to that subject for the
13 rest of you in a few minutes.

14 Anything with the Court's schedule that cause any
15 problems? Anyone? No?

16 Mr. Gucmeris?

17 JUROR GUCMERIS: April 1st my vacation starts, and
18 it's been rescheduled a long time ago, so that will extend
19 longer than that.

20 THE COURT: So April 1st is when you're leaving?

21 JUROR GUCMERIS: Yes.

22 THE COURT: And you'd rather go on vacation than be
23 here?

24 JUROR GUCMERIS: It's on the schedule, and I can't
25 cancel my wife.

1 THE COURT: Okay. Thank you.

2 Well, you're taking me out of order. Let's do it
3 now.

4 Anyone else got any schedule problems? Mr. Reese?

5 JUROR REESE: I have a dental teeth cleaning this
6 Friday. It can always be moved.

7 THE COURT: Okay.

8 Anyone else? Yes. Ms. Letourneau?

9 JUROR LETOURNEAU: So my daughter, the younger one,
10 has therapy this Wednesday, and my father has the second
11 vaccination the fifth, and he has a doctor's appointment the
12 eighth.

13 THE COURT: Fifth and eighth of April.

14 JUROR LETOURNEAU: April, yes.

15 THE COURT: That shouldn't be a problem.

16 Okay. Any other scheduling issues?

17 In the back, Ms. Felps?

18 JUROR PHELPS: COVID shot. Thursday, I'm scheduled
19 to get my COVID shot.

20 THE COURT: Thursday.

21 JUROR PHELPS: Yes.

22 THE COURT: Morning, afternoon?

23 JUROR PHELPS: Morning.

24 THE COURT: Okay. Any other scheduling issues?

25 Miss Graley?

1 JUROR GRALEY: April 1st we are moving to Tennessee.
2 Just if it runs into April.

3 THE COURT: I sure hope not. And I don't think it
4 will hit April 1st.

5 All right. Any other issues in terms of scheduling?
6 No? Okay.

7 Do any of the 16 of you know one another before
8 today? No one?

9 Have any of you ever studied law? Again, no one.

10 Have any of you, or members of your family, ever
11 worked for the United States Government that you haven't
12 mentioned already? No one?

13 Do any of you presently have any litigation pending
14 with or against the United States Government? Again, no one.

15 Have you ever had litigation with or against the
16 United States Government? Again, no one.

17 Do you anticipate litigation with or against the
18 United States Government? Again, no one.

19 Do you have any matter pending in front of a United
20 States Attorney's Office of any kind? No one?

21 Have any of you, or your close personal friends or
22 relatives, ever worked in law enforcement that you have not
23 mentioned yet?

24 Mr. Rench?

25 JUROR RENCH: Yes. I have a few friends that are

1 Collier County Sheriffs, and I have one friend that's on the
2 Marco Island Police Force.

3 THE COURT: Anything about those relationships that
4 make it hard for you to sit in this particular case?

5 JUROR RENCH: No; just law enforcement, like he just
6 talked about a minute ago.

7 THE COURT: Can you put that aside and judge this
8 case fairly?

9 JUROR RENCH: Yeah.

10 THE COURT: Okay.

11 Anyone else, law enforcement experience, either
12 yourself, close friends, relatives? No one?

13 Does anyone have such strong feelings concerning law
14 enforcement or law enforcement officers that you would not be
15 able to sit fairly in a criminal case? No one?

16 Do of any you have any personal belief that would
17 make it difficult for you to sit fairly in judgment of another
18 person? No one?

19 Now, I read a jury instruction, earlier this morning,
20 talking about the fact that you are the triers of fact. You're
21 the sole triers of fact. If I say anything about the case
22 other than the jury instructions, you should disregard it.

23 I will give you jury instructions at the end of the
24 case. You are obligated to follow those instructions.

25 I told you that the government had the burden of

1 proving the case beyond a reasonable doubt. The burden exists
2 now, it continues to the end of the case, and never leaves. It
3 never goes to the defendant.

4 I told you that a defendant has a constitutional
5 right not to testify, and that if the defendant exercised that
6 constitutional right, you could not draw any inference from
7 that.

8 I also told you that it was your obligation to decide
9 the case calmly, fairly, and dispassionately, based only on the
10 evidence, and no other sentiment.

11 Can all of you follow that instruction if you're
12 selected on this particular jury? I see heads nodding. All
13 right.

14 Have any of you ever been employed with a bank or a
15 lending institution?

16 Ms. Forde? Tell me a little bit about that.

17 JUROR FORDE: I was a branch manager for a local bank
18 in Clewiston. I did that for two and a half years, and then I
19 transferred over to the loan department, where I was in the
20 loan department for three months before I turned in my
21 resignation. Now I'm a traveling medical assistant.

22 THE COURT: All right. Thank you.

23 Anyone else work in the banking industry?

24 Mr. Dodson?

25 JUROR DODSON: Yes. It was like 24 years ago. I was

1 just a bank teller in Illinois. Basically like transaction in
2 the drive through, but that was it.

3 THE COURT: All right. Thank you.

4 Anyone else? No?

5 Do any of you have any experience with the U.S. Small
6 Business Administration; either worked for it, for example, or
7 applied for a loan or a guarantee through the SBA?

8 Miss Letourneau?

9 JUROR LETOURNEAU: I have gotten a loan through them
10 before.

11 THE COURT: How long ago was that?

12 JUROR LETOURNEAU: That was after Irma.

13 THE COURT: And remind me when Irma was. That was
14 2017 maybe?

15 JUROR LETOURNEAU: Four years ago maybe? Yeah.

16 THE COURT: Did the loan come from the SBA, or from a
17 bank and it was guaranteed --

18 JUROR LETOURNEAU: From SBA.

19 THE COURT: From SBA?

20 JUROR LETOURNEAU: Yeah.

21 THE COURT: Any difficulties with that process?

22 JUROR LETOURNEAU: No.

23 THE COURT: Okay. Thank you.

24 Anyone else, contacts with SBA?

25 Mr. Priddy?

1 JUROR PRIDDY: Yes. And this may come later, but I
2 participated in the PPP program, as my son did.

3 THE COURT: You must be reading my notes, because
4 that's coming up right now. Go ahead. Tell me about it.

5 JUROR PRIDDY: I participated in it, and we have
6 since filed the documentation with the bank to -- for them to
7 review and it be passed on for forgiveness. Have not heard
8 back from SBA on that process, but that's where I believe both
9 of us, my son with his business, and we are with ours, is we
10 have, you know, submitted the documentation.

11 THE COURT: All right.

12 JUROR PRIDDY: To have it forgiven.

13 THE COURT: And was this the first time you've had a
14 dealing with the SBA or an SBA guaranteed loan?

15 JUROR PRIDDY: Yes.

16 THE COURT: Okay. Thank you.

17 Anyone else, let me finish up with SBA and make sure.

18 Any contact with SBA at all?

19 Mr. Pham?

20 JUROR PHAM: Yes. I did PPP for my business.

21 THE COURT: And how long ago was that?

22 JUROR PHAM: After the COVID.

23 THE COURT: Did you get the loan?

24 JUROR PHAM: Yes, we got the loan, and got

25 forgiveness. I did a lot of second loans, second round for the

1 PPP.

2 THE COURT: Okay. And did you know about the
3 forgiveness portion of that program?

4 JUROR PHAM: Yeah.

5 THE COURT: And have you applied for that yet?

6 JUROR PHAM: Yes.

7 THE COURT: And has that been resolved yet?

8 JUROR PHAM: Yes.

9 THE COURT: In your favor?

10 JUROR PHAM: Yes.

11 THE COURT: Okay. And the second one is not resolved
12 yet.

13 JUROR PHAM: Not yet.

14 THE COURT: Okay. Thank you.

15 Anyone else participate in PPP program through SBA?

16 No one?

17 Now, have any of you ever done business with Target
18 Roofing and Sheet Metal Company? No one?

19 Now, as you heard me say, there's another roofing
20 company, Crowther Roofing, that has nothing do with this case,
21 but it's part of the relatives, so let me ask about that, as
22 well.

23 Have any you ever had business with Crowther Roofing?

24 Mr. Rench?

25 JUROR RENCH: Yes. As a superintendent, you know,

1 like a 55, 60-person construction company in Naples, we do a
2 lot of business with a lot of subcontractors, with Crowther,
3 with CFAS I believe is another on, on the HVAC side. I just
4 finished up a dealership in north Naples can with Crowther in
5 December.

6 THE COURT: Anything about your business relationship
7 with Crowther that you think would impact your ability to sit
8 in this case?

9 JUROR RENCH: No. They came and told me that they
10 had nothing to do with it when it was on the news the first
11 time. You know, it's not us.

12 THE COURT: All right.

13 JUROR RENCH: It was big in the rumors in the
14 construction trades, and everybody was talking about it.
15 Everybody was talking about the PPP loans, and who got one, and
16 who didn't get one. So it's a small world.

17 THE COURT: I guess the bottom-line question, again,
18 is can you put this that stuff aside, and decide this case
19 based upon what you hear in court, and not what you heard out
20 in the street?

21 JUROR RENCH: I guess so. They told me pretty much
22 that they weren't part of it, so it's separate.

23 THE COURT: Well, whether they're part of it or not,
24 I think I pretty much told you they're not part of the case, so
25 that's not going to be the issue that you have to decide.

1 JUROR RENCH: Okay.

2 THE COURT: So any problems that you foresee? No?
3 All right.

4 Anyone else? Any business dealings with Crowther
5 Roofing?

6 Now let me go back to what I asked earlier about
7 those of you who may have heard something about the case prior
8 to coming to court. Can I see a show of hands in terms of
9 media, or TV, or newspaper, or anything like that? Okay. I'm
10 going to just start in the front row.

11 Mr. Turner, I'm not particularly concerned about
12 having you tell me what it is you read or saw, but tell me
13 where, and how frequently, and those kinds of things.

14 JUROR TURNER: Originally seen the story on the news
15 when it first broke late last year, and then I seen it this
16 morning on the news before I came here.

17 THE COURT: All right.

18 JUROR TURNER: That the trial was starting for it
19 today.

20 THE COURT: Between the two had you followed it?

21 JUROR TURNER: No. I haven't researched anything
22 or -- I mean, if it comes on the news, I'll watch it, but
23 nothing particular with it.

24 THE COURT: All right. Is there anything that you've
25 seen in the news coverage that you think would make it hard for

1 you to sit and hear the actual testimony, and decide the case
2 based on that?

3 JUROR TURNER: No.

4 THE COURT: Mr. Turner, I think you had your hand
5 raised.

6 JUROR TURNER: That was me.

7 THE COURT: I'm sorry. Mr. Rench.

8 JUROR RENCH: I saw the news early on, and then the
9 Facebook post and all that, and the comments, and I read the
10 article but I didn't -- I thought it was over now.

11 THE COURT: Okay.

12 JUROR RENCH: I really didn't know what I was walking
13 into today, so. But I'm familiar with it.

14 THE COURT: Whatever you're familiar with, do you
15 think you can -- from whatever source, do you think you can put
16 that aside and base the case and base your decision on the case
17 that's presented?

18 JUROR RENCH: Yeah.

19 THE COURT: Mr. Reese, I don't know if you had your
20 hand up.

21 JUROR REESE: Again, I saw it on the media a year
22 ago, so I don't really have an opinion. A little distrust of
23 the media in general, so I'm not sure that we know what's true,
24 so And I don't think it's going to influence my
25 opinion at all.

1 THE COURT: Okay. So you think you can base a
2 decision on the evidence that you hear in court, and not what
3 you may have heard outside?

4 JUROR REESE: That's correct.

5 THE COURT: In the second row? Anyone there?
6 Mr. Asmod?

7 JUROR ASMOD: I saw it in a newspaper article on the
8 internet.

9 THE COURT: How long ago was that?

10 JUROR ASMOD: Last year? I think it was last year.

11 THE COURT: Anything more recently than that?

12 JUROR ASMOD: No. Not even I hear yesterday. I
13 haven't watched the news yesterday.

14 THE COURT: All right. That's good. Anything about
15 what you read a year or so ago that you think is going to make
16 it difficult to sit fairly in the case?

17 JUROR ASMOD: Not really. It's hard to -- because I
18 haven't seen the evidence, so it's hard to say that.

19 THE COURT: That's kind of exactly the point. No one
20 has seen the evidence yet.

21 Ms. Thro?

22 JUROR THRO: Just on the news about a year ago.
23 Nothing else.

24 THE COURT: Anything about what you saw make it
25 difficult, in your mind, to sit fairly?

1 JUROR THRO: No.

2 THE COURT: In the back row? Mr. Priddy?

3 JUROR PRIDDY: I just heard the news blurb. Probably
4 didn't even stop and listen very closely, because I don't watch
5 the news, and I don't participate in any social media of any
6 kind; but I was aware that the case was out there.

7 THE COURT: All right. Anything about what you heard
8 that you think would pose a problem to being fair in this case?

9 JUROR PRIDDY: No, sir.

10 THE COURT: Back row, Mr. Dodson?

11 JUROR DODSON: I just heard about it when it first
12 came out, but I haven't heard what was done, as well. I didn't
13 know nothing else about it. I heard about it like one time on
14 the TV, that was it.

15 THE COURT: Anyone else in the back row? I missed
16 Mr. Williams, I guess.

17 JUROR WILLIAMS: I just heard on the news, briefly,
18 approximately a year ago, I guess.

19 THE COURT: Anything that you heard that you think
20 would make it hard for you to be fair?

21 JUROR WILLIAMS: No. I don't recall too much about
22 it.

23 THE COURT: Anyone else that I missed?
24 Ms. Graley?

25 JUROR GRALEY: Just on the news, the media.

1 THE COURT: Same?

2 JUROR GRALEY: Yes.

3 THE COURT: Same situation as the others?

4 JUROR GRALEY: Yes.

5 THE COURT: Anything that you heard that you feel
6 would make it difficult to be fair?

7 JUROR GRALEY: No.

8 THE COURT: Have I missed anyone?

9 Mr. Smith?

10 JUROR SMITH: Mine is the same. When it first came
11 out.

12 THE COURT: Anything stick in your mind that makes it
13 difficult for you to be fair?

14 JUROR SMITH: No.

15 THE COURT: One of the instructions I'll give
16 repeatedly during the course of the trial is you can't talk to
17 one another about the case as it progresses, you can't talk to
18 anyone else, you can't do your own independent research, and
19 that means, on whatever device you have, you can't get on and
20 start plugging in names, or people, or places; but in this day
21 and age it also means that, if you get some kind of news flash
22 sent to you, on your fancy watch, or your phone, you can't read
23 it. You have to just delete it if it relates to the case.

24 Is there anyone who says I just can't do that? You
25 know, I'm just so into this communication, the internet, that

1 if you send me a news flash, I'm gonna open it? Anyone like
2 that? No one?

3 Can you all follow an instruction from the Court not
4 to do that? Not to watch TV news, not to read newspapers about
5 it? You're going to have the best seat in the house. Is there
6 anyone that's gonna have a problem with that? Because, during
7 the course of the trial, every time we take a recess, I'm going
8 to tell you don't be talking about it. At the end of every
9 day, I'm going to tell you don't be looking on your phones or
10 any other device, or anything about the case.

11 You're all okay with that? Okay.

12 Mr. Leeman?

13 MR. REICHLING: Thank you, Your Honor.

14 Good afternoon, everybody. My name is Mike Leeman.
15 I'm a federal prosecutor here in Fort Myers. I have a few
16 questions for you all. It sounds like you were able to listen
17 before. Mine are going to be along the same lines. I'll just
18 go down the row.

19 Miss Thompson, you're first. Somebody said your
20 husband is a beekeeper; is that right?

21 JUROR THOMPSON: Yes.

22 MR. LEEMAN: So some of these the Court might have
23 touched on, I might just go in a little bit further.

24 The beekeeping business, is that his?

25 JUROR THOMPSON: It is.

1 MR. LEEMAN: And did he get a PPP loan for his
2 business? Did not. Okay. That's it for Ms. Thompson. Thank
3 you.

4 Ms. Letourneau, I've written down you do retail sales
5 for J.McLaughlin. I don't know what that is.

6 JUROR LETOURNEAU: It's a clothing store.

7 MR. LEEMAN: So sales in a clothing store. Is it a
8 big company, small company?

9 JUROR LETOURNEAU: Out of New York. There's like 150
10 stores.

11 MR. LEEMAN: Something I should know about but I
12 don't; right?

13 JUROR LETOURNEAU: No.

14 MR. LEEMAN: Your husband is in code enforcement?
15 That's with Collier County?

16 JUROR LETOURNEAU: Collier County.

17 MR. LEEMAN: So no PPP issues there. The SBA loan
18 you got for Irma.

19 JUROR LETOURNEAU: Yes.

20 MR. LEEMAN: Just to make sure I understand what you
21 got, you got a loan directly from the SBA; is that correct?

22 JUROR LETOURNEAU: Yes. This is like the building
23 you went to, they would loan you the money.

24 MR. LEEMAN: Was it, in fact, a loan?

25 JUROR LETOURNEAU: Yeah.

1 MR. LEEMAN: You had to pay it back.

2 JUROR LETOURNEAU: Yes; I pay on it monthly.

3 MR. LEEMAN: Okay. Thank you.

4 Mr. Turner. Defense contractor. You said . . . I
5 think you said it was a little outfit up in North Carolina; is
6 that right?

7 JUROR TURNER: It is a small business.

8 MR. LEEMAN: Okay. Is it a small business that took
9 PPP funds.

10 JUROR TURNER: It is.

11 MR. LEEMAN: Were you, as an employee, a recipient of
12 payroll for those?

13 JUROR TURNER: I don't know if it, as -- I was a
14 recipient, personally.

15 MR. LEEMAN: Right.

16 JUROR TURNER: I know that's what it was used for
17 when they applied for the loan.

18 MR. LEEMAN: Okay. Your wife is a business manager
19 for a doctor of some type?

20 JUROR TURNER: Joint Implant Surgeons of Florida.

21 MR. LEEMAN: Probably a small business; right?

22 JUROR TURNER: It is a small business.

23 MR. LEEMAN: Do you know if they took PPP?

24 JUROR TURNER: From my understanding, she was told
25 that they did not. Because of healthcare, they were not

1 allowed to.

2 MR. LEEMAN: Twenty-two years in the air force?

3 JUROR TURNER: Yes.

4 MR. LEEMAN: All right. And . . . I think that's it
5 for me.

6 Mr. Rench, you live in Marco Island?

7 JUROR RENCH: Yes.

8 MR. LEEMAN: A lot of friends who are police
9 officers, sounds like? Spouse is an account executive for home
10 healthcare?

11 JUROR RENCH: Yes.

12 MR. LEEMAN: What's an account executive?

13 JUROR RENCH: She's like a marketer. She goes to
14 doctors' offices, and whenever a patient gets out of NCH or
15 something like that, and they need some . . . they need help at
16 home for a couple weeks, I think it goes through the Medicare,
17 I'm not sure, I think it's Medicare; but she just helps
18 facilitate to get the nurses to the people for a certain amount
19 of time, and then does it all over again, day in day out.

20 MR. LEEMAN: You mentioned you got into a little
21 trouble in 2007, DUI.

22 JUROR RENCH: Um-hum.

23 MR. LEEMAN: We had a person earlier who indicated
24 they had a run in with the law, left a bad taste in their
25 mouth. I didn't get that impression from you. Was that a --

1 JUROR RENCH: No, no. They were doing their job. I
2 was breaking the law. And I owned it.

3 MR. LEEMAN: Let me ask you about your -- you're a
4 superintendent doing construction work; is that right?

5 JUROR RENCH: Um-hum.

6 MR. LEEMAN: Let me ask you, you mentioned having
7 interactions with Crowther Roofing; is that right?

8 JUROR RENCH: Yeah.

9 MR. LEEMAN: Also a company called CFS?

10 JUROR RENCH: I think that's another Crowther
11 company.

12 MR. LEEMAN: If you had to return a verdict of guilt
13 in this case because the evidence proved that, would that put
14 you in any pressure at work? Would you feel pressure at work
15 not to return a verdict of guilt because you may be associated
16 with companies that are associated with Mr. Crowther?

17 JUROR RENCH: Possibly. I mean, I can always work
18 with the guys, so I don't have -- you know, they're great
19 people, and

20 MR. LEEMAN: Okay. Thank you, sir.

21 Mr. Rhys Reese. You live in Naples. You work -- you
22 are the vice-president, currently, of Superior Well Services?

23 JUROR REESE: I sold that business.

24 MR. LEEMAN: Now you build spec houses.

25 JUROR REESE: Yes.

1 MR. LEEMAN: When you build spec houses, you go out
2 and get subcontractors?

3 JUROR REESE: I have a partner. He's goes out and
4 gets subs. I'm in the financial side.

5 MR. LEEMAN: And no business, that you're aware of,
6 in building those spec houses, with Target Roofing,
7 Mr. Crowther's company?

8 JUROR REESE: We use Greenlee.

9 MR. LEEMAN: All right. Your wife is in cosmetics
10 sales?

11 JUROR REESE: She was. She's retired now.

12 MR. LEEMAN: She's retired now, as well. Did you
13 guys take a PPP loan?

14 JUROR REESE: No. We had no use for one.

15 THE COURT: Thank you, sir.

16 Mr. Williams, property manager, retired?

17 JUROR WILLIAMS: Yup.

18 MR. LEEMAN: Really the only question for you, the
19 property management company, is that something you own?

20 JUROR WILLIAMS: No. I worked for a family company,
21 the same company for 34 years, I had about 20 properties, a
22 staff of about 40, 45 people. I retired in 2012 and moved down
23 to Marco. And they flew me back and forth for six months, and
24 then I a hundred percent retired, and I moved to Fort Myers.

25 MR. LEEMAN: Okay. No further questions for you.

1 Thank you.

2 So Mr. Gucmeris, sir. Postman? Is that right?

3 JUROR GUCMERIS: Postman.

4 MR. LEEMAN: Married to a postwoman?

5 JUROR GUCMERIS: Postmaster of Bonita Springs Post
6 Office.

7 MR. LEEMAN: Oh. The postmaster of the entire
8 office.

9 JUROR GUCMERIS: Yes, sir.

10 MR. LEEMAN: Oh. I understand. Okay. Your wife
11 also works at the post office?

12 JUROR GUCMERIS: Correct.

13 MR. LEEMAN: We had that earlier, with another juror,
14 as well.

15 JUROR GUCMERIS: I heard.

16 MR. LEEMAN: Love in the air at the post office,
17 sounds like.

18 All right. So you're a U.S. Government employee; is
19 that right?

20 JUROR GUCMERIS: Post office is not the government.

21 MR. LEEMAN: The post office is not the government?

22 JUROR GUCMERIS: No.

23 MR. LEEMAN: Okay. Walk me through that, because --

24 JUROR GUCMERIS: As postmasters, we know the post
25 office is not a part of the government.

1 MR. LEEMAN: The United States Post Office is who you
2 work for?

3 JUROR GUCMERIS: It's not part.

4 MR. LEEMAN: Maybe just answer my question. You work
5 for the United States Post Office?

6 JUROR GUCMERIS: United States Post Office. And it
7 is not a part of the government.

8 MR. LEEMAN: Well, let's take that as true from you,
9 and I'll ask the question. Is there anything about working for
10 the post office that's gonna make you favor or disfavor the
11 United States Government in a criminal case?

12 JUROR GUCMERIS: No.

13 MR. LEEMAN: Excuse me?

14 JUROR GUCMERIS: No.

15 MR. LEEMAN: Thank you.

16 JUROR GUCMERIS: You're welcome.

17 MR. LEEMAN: Miss Forde, from Clewiston; is that
18 right?

19 JUROR FORDE: Yes.

20 MR. LEEMAN: You used to work at a bank?

21 JUROR FORDE: Yes.

22 MR. LEEMAN: What was the bank's name?

23 JUROR FORDE: First Bank.

24 MR. LEEMAN: First Bank. All right. Left the bank,
25 now working as a traveling medical assistant?

1 JUROR FORDE: Yes.

2 MR. LEEMAN: Is that something out on your own, or
3 are you working for a company?

4 JUROR FORDE: I work for a company, but we are
5 working for the State of Florida. I'm giving out -- well, not
6 giving out, but I'm doing registration out of Miami for the
7 vaccine.

8 MR. LEEMAN: Okay. That's all the questions for you.

9 Mr. Asmod. I hope I'm pronouncing that correctly.

10 Senior field technician for a telephone company?

11 JUROR ASMOD: Telecom company.

12 MR. LEEMAN: That's not your company?

13 JUROR ASMOD: T Mobile.

14 MR. LEEMAN: Your wife is in healthcare?

15 JUROR ASMOD: Yes.

16 MR. LEEMAN: Own her own business?

17 JUROR ASMOD: No.

18 MR. LEEMAN: No further questions for you.

19 Miss Turo?

20 JUROR THRO: Throw.

21 MR. LEEMAN: Sorry. You're an elementary school
22 principal?

23 JUROR THRO: Yes.

24 MR. LEEMAN: Your husband is a salesman for a marine
25 company is what I wrote. Could you remind me what that is?

1 JUROR THRO: It's a dock and seawall company.

2 MR. LEEMAN: Small company, large company?

3 JUROR THRO: Small company.

4 MR. LEEMAN: Take PPP funds?

5 JUROR THRO: Yes, they did.

6 MR. LEEMAN: Was your husband paid with PPP funds?

7 JUROR THRO: Yes.

8 MR. LEEMAN: Mr. Priddy, I know you took a PPP loan.

9 Let me ask you, was it Sanibel Captiva Bank that you took the
10 loan from?

11 JUROR PRIDDY: No; it was --

12 MR. LEEMAN: You don't have to tell me who it was.

13 JUROR PRIDDY: A bank in Naples. No.

14 MR. LEEMAN: You own a cattle ranch; is that right?

15 JUROR PRIDDY: That's right.

16 MR. LEEMAN: Have you had any interaction with
17 Mr. Crowther or family members sort of in the cattle ranching
18 community, things like that? No? No familiarity with the
19 defendant or family members that might be in cattle ranching?

20 JUROR PRIDDY: I'm familiar with the name of the
21 company from their advertisements, and I think my wife may have
22 gotten an estimate five years ago for a job that they didn't --
23 we didn't do the job, so.

24 MR. LEEMAN: Okay. Your wife got an estimate from
25 Target Roofing in the past?

1 JUROR PRIDDY: No, not Target; from Crowther.

2 MR. LEEMAN: I follow you. Your child owns a tennis
3 and pickleball store. And they got a PPP loan, as well.

4 JUROR PRIDDY: That's right.

5 MR. LEEMAN: You said you were a CFB. Just to make
6 sure, because people use a lot of acronyms, certified financial
7 planner?

8 JUROR PRIDDY: Yes. And not a very good one.

9 MR. LEEMAN: I don't actually even know, that
10 requires a license?

11 JUROR PRIDDY: It does, and I haven't kept it up for
12 the last 20 years probably.

13 MR. LEEMAN: Okay. We'll get back to this. I think
14 I'm going to ask a more general question. You have been a
15 victim of a crime a number of times; is that right? All right.

16 Ms. Felps. Real estate sales. Own your own company?

17 JUROR PHELPS: No. I work for National Home
18 Builders.

19 MR. LEEMAN: Too big, perhaps, to have gotten PPP
20 funds?

21 JUROR PHELPS: Yes.

22 MR. LEEMAN: Your husband, though, is a homebuilder.

23 JUROR PHELPS: He's retired.

24 MR. LEEMAN: He's retired. How long has he been
25 retired for?

1 JUROR PHELPS: Five years.

2 MR. LEEMAN: Mr. Dodson, live in LaBelle, work for
3 Comcast; is that right?

4 JUROR DODSON: Yes.

5 MR. LEEMAN: What is it that you do with Comcast
6 though?

7 JUROR DODSON: I work from home now. We do
8 everything. Like we set up new accounts, troubleshooting, we
9 do everything. As far as like issues, we do a little bit of
10 selling, if you have a TV with internet.

11 MR. LEEMAN: Are you the guy, when the cable goes
12 out, you come help set it back up?

13 JUROR DODSON: I don't do that, no. I cherish my
14 life. No. I just do everything from home.

15 Q Okay. You have an associate's in computer science; is
16 that right?

17 JUROR DODSON: Um-hum.

18 MR. LEEMAN: Thank you, sir.

19 Excuse me. Mr. Pham?

20 JUROR PHAM: Yes.

21 MR. LEEMAN: You took PPP funds; is that right?

22 JUROR PHAM: Yes.

23 MR. LEEMAN: And it's already been forgiven; is that
24 right?

25 JUROR PHAM: Yes.

1 MR. LEEMAN: You run that business with your father?

2 JUROR DODSON: That's my father's business.

3 MR. LEEMAN: Did you play any role in actually
4 applying for the PPP loan?

5 JUROR PHAM: I do like an independent investment
6 myself.

7 MR. LEEMAN: Say that again, sir?

8 JUROR PHAM: I apply for the PPP independent
9 contractor.

10 MR. LEEMAN: You contracted for somebody to do it.

11 JUROR PHAM: I do it for myself.

12 MR. LEEMAN: Oh, you did it.

13 JUROR PHAM: Yeah.

14 MR. LEEMAN: You are the one who filled out a
15 certification about what you would use the money for?

16 JUROR PHAM: Yeah.

17 MR. LEEMAN: Thank you, sir.

18 Mr. Smith, let me see if I have any questions for
19 you. Your son is the CEO of a restaurant group. That sounded
20 interesting to me.

21 JUROR SMITH: He does soups and stuff for other
22 restaurants.

23 MR. LEEMAN: Is that a local company?

24 JUROR SMITH: No. He's up in Gorham, Maine.

25 MR. LEEMAN: Do you know if they could took PPP

1 funds?

2 JUROR SMITH: I don't know.

3 MR. LEEMAN: I was confused if your job was with the
4 government or whether.

5 JUROR SMITH: It's with the county. I work with the
6 county.

7 MR. LEEMAN: No PPP there. Wife is in IT.

8 JUROR SMITH: Yeah. In the City of Fort Myers.

9 MR. LEEMAN: City of Fort Myers, no PPP.
10 Last but not least, Miss Graley?

11 JUROR GRALEY: Yes.

12 MR. LEEMAN: North Fort Myers. Owner/broker/realtor
13 is what I wrote down. So you do own a small business.

14 JUROR GRALEY: Yes, I do.

15 MR. LEEMAN: Did you apply for PPP funds?

16 JUROR GRALEY: No.

17 MR. LEEMAN: Your husband works for Lee County as a
18 development engineer?

19 THE DEFENDANT: No. He worked for Mason and
20 Associates Engineering, and now he drives a school bus.

21 MR. LEEMAN: Oh, he used to be an engineer.

22 JUROR GRALEY: Yes.

23 MR. LEEMAN: Now he drives a school bus. No PPP
24 there.

25 Let me ask everybody here, first of all, you've

1 heard . . . he was introduced anyway, he works for the United
2 States Secret Service, Brian Kirby, he's a case agent in this
3 case. Anyone have any run ins with the Secret Service? It's
4 not all protecting the President, so it's not a completely
5 crazy question. No? Okay.

6 Anybody have such strong opinions about the Secret
7 Service, good or bad, that you wouldn't be able to sit here and
8 listen to a Secret Service investigated case fairly? All
9 right.

10 I asked Mr. Priddy about Sanibel Captiva Community
11 Bank, he said no, but I also just want to ask more generally,
12 are any of you customers for that bank, or had been customers
13 in the past? Okay.

14 Last thing I'm really going to ask -- and,
15 Mr. Priddy, I guess you can sit this one out because you talked
16 about it a little bit -- but have any of you been the victim of
17 a theft, a burglary, a robbery, a fraud? I don't need any kind
18 of -- none of them are inconsequential, but something small,
19 something stolen out of your yard maybe -- but if you have,
20 raise your hands. I'm going to go one by one.

21 On the end, Mr. Reese?

22 JUROR REESE: I owned a company with 3500 employees,
23 so there was a tremendous amount of fraud and theft.

24 MR. LEEMAN: Within the company?

25 JUROR REESE: Yes. Just employee expense reports.

1 We would cover meals and lodging, but pretty soon you're buying
2 tires for the family.

3 MR. LEEMAN: Sure. So let me just ask you, it sounds
4 like you had some court cases, maybe some of those related to
5 that. But I guess my question is, were any of those things
6 ever reported to the authorities; and, from there, did what the
7 authorities did leave a good or a bad taste in your mouth in
8 such a way you couldn't be fair in this case?

9 JUROR REESE: You fill out documentation so that we
10 could terminate correctly. But it wasn't all of them. We
11 never took anybody -- nobody ever went to court.

12 MR. LEEMAN: Okay. All right.

13 JUROR REESE: We never got restitution on anything,
14 but we got them out of the system.

15 MR. LEEMAN: Got them out of your system.

16 JUROR REESE: Out of our system.

17 MR. LEEMAN: Mr. Rench?

18 JUROR RENCH: During work I have been witness to
19 break ins, arson, burglaries. They've all been reported. They
20 take my information and the DA -- nobody ever called me.

21 MR. LEEMAN: Nobody ever calls you back.

22 JUROR RENCH: Right.

23 MR. LEEMAN: The DA. State attorney.

24 JUROR GRALEY: State attorney.

25 MR. LEEMAN: Have you ever had any referrals to

1 federal law enforcement entities, like the FBI, or DEA, Secret
2 Service, anything like that?

3 JUROR RENCH: No.

4 MR. LEEMAN: Anybody else? Miss Forde.

5 JUROR FORDE: Domestic violence, burglaries.

6 MR. LEEMAN: Okay. Generally speaking, those are
7 state crimes. I'm assuming you didn't have interaction with
8 federal law enforcement agencies in those crimes; is that
9 right? Anything about your being a victim in those cases
10 prevent you from being fair in a case where there's an alleged
11 victim, or unfair to the government, who is bringing the case?

12 JUROR FORDE: No.

13 THE COURT: Somebody else. I did see one.
14 Mr. Guzmeris.

15 JUROR GUCMERIS: I had fraudulent activity on my
16 account, bank account, with Wells Fargo. So the security
17 service called me, and it basically took about six months, and
18 they cleared everything, separated all bad activity and

19 MR. LEEMAN: So you got your money back?

20 JUROR GUCMERIS: Yeah. My account was cleared.

21 MR. LEEMAN: And that was a Secret Service case, or
22 you said a security service?

23 JUROR GUCMERIS: Security service. That's from the
24 bank.

25 MR. LEEMAN: Thank you.

1 Mr. Priddy, I saw you raise your hand. Okay?

2 JUROR PRIDDY: I mean, just the numerous cases we've
3 had in -- you know, some people have gone to jail, and some's
4 never been caught.

5 MR. LEEMAN: You know what, I did want to follow up
6 with you, because I don't think anybody really asked you that.
7 You have had a number of times where people have taken things
8 from you, killed a horse, some very serious things. Besides
9 being the victim in the case, do you hold any opinions about
10 law enforcement either not doing their job, or doing such a
11 great job that you couldn't be fair here?

12 JUROR PRIDDY: I mean, I support them. I think they
13 worked the cases and did what they could. It's a needle in a
14 haystack. Sometimes you can find it, and sometimes you can't.

15 MR. LEEMAN: Sure.

16 JUROR PRIDDY: You know, getting it prosecuted,
17 that's another step. Some you do, and some you don't. But no,
18 I don't hold any grudges against law enforcement.

19 MR. LEEMAN: Okay. Thank you, Mr. Priddy.

20 Anybody else? In that back row? Mr. Smith.

21 JUROR SMITH: I had my identity stolen when I was in
22 military service.

23 MR. LEEMAN: Did you report it in some way to law
24 enforcement?

25 JUROR SMITH: Yeah. They came to arrest me, and I

1 was outside the country.

2 MR. LEEMAN: They came to arrest you.

3 JUROR SMITH: Yeah. Well, they said that's what the
4 MPs were there for. But once they figured out I had been out
5 of the country for six months.

6 MR. LEEMAN: What law enforcement agency was that?

7 JUROR SMITH: Military police. Air force SCI.

8 MR. LEEMAN: So you were ultimately exonerated.

9 JUROR SMITH: Well, I had been out of the country for
10 more time than it was done.

11 MR. LEEMAN: Did that leave a bad taste in your
12 mouth?

13 JUROR SMITH: The air force fixed it, and crushed it,
14 never heard about it again.

15 MR. LEEMAN: All right.

16 Miss Graley? Nothing?

17 Folks, that's really all the questions I had.

18 If I may just check with co-counsel first?

19 THE COURT: You may.

20 MR. LEEMAN: Thank you folks.

21 THE COURT: Mr. Dickerson?

22 MR. DICKERSON: Thank you, Your Honor.

23 Good afternoon, ladies and gentlemen. I have some
24 questions, like you heard before I gotta follow up with
25 everybody on. I'm going to start off with the people that have

1 answered about the PPP, received PPP; and then, also, I just
2 want everybody's thoughts on PPP.

3 Raise your hand if you are against the Paycheck
4 Protection Program. Nobody here has a problem with the
5 Paycheck Protection Program. Does anybody have any belief, as
6 far as the Paycheck Protection Program, as far as where the
7 money comes from? How many people think the money comes from
8 the SBA directly? Raise your hand. How many people thinks it
9 comes directly from a bank? Miss Thompson. Mr. Rench.
10 Anybody else thinks it comes directly from a bank?

11 Mr. Priddy, you received yours; right?

12 JUROR PRIDDY: I received mine, but I realized that
13 the bank was just the agent for the SBA when I applied for the
14 money.

15 MR. DICKERSON: So it's your thought that the
16 Paycheck Protection Program, the money was not the bank's
17 money, but somebody else's money?

18 JUROR PRIDDY: It was the bank's money that was
19 guaranteed by the Small Business Administration.

20 MR. DICKERSON: So you received your money from the
21 bank; correct?

22 JUROR PRIDDY: Correct.

23 MR. DICKERSON: And then the SBA was guaranteeing
24 that money, and then you filed for forgiveness, you stated.
25 Correct?

1 JUROR PRIDDY: Correct.

2 MR. DICKERSON: Were you the person that was filing
3 for that forgiveness?

4 JUROR PRIDDY: My wife and I did it together. I
5 would have given her the payroll information printouts and tax
6 forms that we have to report the state and feds, she would have
7 gone over it and sent it on to the bank.

8 MR. DICKERSON: Okay. So you worked with your wife.
9 She gets the documentation from how much you spent on payroll,
10 and then she sends it to the bank.

11 JUROR PRIDDY: That's correct.

12 MR. DICKERSON: Was it your understanding that it was
13 how much you spent on payroll right away, or the entire 24-week
14 period?

15 JUROR PRIDDY: It was until that amount of money ran
16 out, but it was all payroll dollars.

17 MR. DICKERSON: What's your understanding if you did
18 not file those documents for forgiveness with the bank?

19 JUROR PRIDDY: That I would have to eventually have
20 to pay the bank back the money.

21 MR. DICKERSON: You just owed the money back; is that
22 correct?

23 JUROR PRIDDY: Right.

24 MR. DICKERSON: Thank you, sir.

25 And, Miss Thompson, I believe you raised your hand on

1 what you thought. Can you expand on that a little bit?

2 JUROR THOMPSON: Not really. That's what I assumed
3 it came from.

4 MR. DICKERSON: The bank?

5 JUROR THOMPSON: Yeah.

6 MR. DICKERSON: So no basis, that's what you just
7 assumed.

8 Who else raised their hand, because I didn't see the
9 back row. Yes, Mr. Rench.

10 JUROR RENCH: Yeah. The person in the company
11 applied with the bank, the bank paid the loan out to the
12 business or whatever, and then the government, if it was
13 forgiven, was going to pay the bank back.

14 MR. DICKERSON: So it is your understanding, if there
15 wasn't any application for forgiveness

16 JUROR RENCH: Yeah, there was still a second step.
17 If it was over a certain amount, or below a certain amount, or
18 whatever.

19 MR. DICKERSON: And, if it wasn't forgiven, they had
20 to pay the loan back.

21 JUROR RENCH: Right.

22 MR. DICKERSON: I believe, Ms. Forde, did you have
23 your hand out? Miss Forde?

24 JUROR FORDE: No.

25 MR. DICKERSON: You didn't? Okay.

1 Anybody else?

2 Again, you guys heard me ask the question, but I'm
3 going just going to do it this way, try to do it a little
4 quicker. Anybody here, sitting and looking at Mr. Crowther,
5 how many people who, raise their hand, see this man sitting
6 there at the table as an innocent man?

7 Mr. Pham, you don't have your hand up. Do you see
8 him as an innocent man?

9 JUROR PHAM: I don't know.

10 MR. DICKERSON: Voir dire is to ask you questions,
11 and just be honest and come out and tell us what you think so
12 we can know what you think. If you have a bias, if you have an
13 opinion, it doesn't matter. We just need to know it.

14 So, when you say you don't know, what do you mean you
15 don't know?

16 JUROR PHAM: I don't know nothing about whether he is
17 innocent or not.

18 MR. DICKERSON: So even when the Judge, when he did
19 his instructions that this man is presumed innocent, the burden
20 is on the government to prove him guilty beyond a reasonable
21 doubt, and he is sitting there innocent, you still don't
22 understand if you feel that he's innocent right there.

23 JUROR PHAM: Without the evidence? So I couldn't
24 tell that if he's innocent or not innocent.

25 MR. DICKERSON: So what do you think he is now,

1 sitting there?

2 JUROR PHAM: Like me.

3 MR. DICKERSON: But you're in a jury box, he's
4 sitting with two lawyers at a table, with the United States
5 Attorney's Office on the other side. So he's different.

6 So can you take what the judge said, and he is
7 innocent, sitting there, doesn't have to produce any evidence
8 at all, and it's up to the government to produce all evidence
9 and prove it beyond a reasonable doubt for him then to be
10 guilty?

11 JUROR PHAM: I didn't understand, sir, the question.

12 MR. DICKERSON: Okay.

13 JUROR PHAM: I'm sorry.

14 MR. DICKERSON: Can you accept that he is sitting
15 there innocent, and, unless the government proves, beyond a
16 reasonable doubt, the evidence, using the evidence, proves that
17 Mr. Crowther is guilty beyond a reasonable doubt, and
18 Mr. Crowther doesn't have to produce any evidence, can you
19 accept that?

20 JUROR PHAM: I do.

21 MR. DICKERSON: Okay. And you received PPP money, as
22 well.

23 JUROR PHAM: Yes.

24 MR. DICKERSON: Now, I couldn't understand because,
25 between the masks and the glass, did you say you did it as an

1 independent contractor?

2 JUROR PHAM: Yeah, I do as contractor.

3 MR. DICKERSON: So did your father file on behalf of
4 the business, and you filed as an independent contractor?

5 JUROR PHAM: Yes.

6 MR. DICKERSON: Were you involved with your father's
7 filing with the business for its PPP loan?

8 JUROR PHAM: I helped him to file it.

9 MR. DICKERSON: All right. And how did you help him?

10 JUROR PHAM: We went to the bank and, you know,
11 simple, and they needed everything.

12 MR. DICKERSON: When you say they needed everything,
13 what do you mean?

14 JUROR PHAM: Like the bank knew it. After I take my
15 dad over there, and, you know, give them some information, and
16 then the bank just send us some paper. You know.

17 MR. DICKERSON: So you just had to sign some
18 paperwork.

19 JUROR PHAM: Yes, and that's it.

20 MR. DICKERSON: Did you read the paperwork before you
21 signed it.

22 JUROR PHAM: They explained it.

23 MR. DICKERSON: Meaning the bank explained it?

24 JUROR PHAM: Right.

25 MR. DICKERSON: Did you read all the paperwork?

1 JUROR PHAM: Yes.

2 MR. DICKERSON: Okay. And did your dad read all the
3 paperwork?

4 JUROR PHAM: I translate to him.

5 MR. DICKERSON: You translated to him?

6 JUROR PHAM: He doesn't understand English. He
7 doesn't understand. I translate it for him.

8 MR. DICKERSON: And then, when you said you filed for
9 the second round, is that you, individually, or your father?

10 JUROR PHAM: I filed for mine individually, and my
11 father filed for himself. For the business, they go through
12 the bank website.

13 MR. DICKERSON: And what bank was it?

14 JUROR PHAM: Regions Bank.

15 MR. DICKERSON: You actually went to an actual bank
16 office and completed the paperwork?

17 JUROR PHAM: For the first round, we do through the
18 bank. Second round, we go through website.

19 MR. DICKERSON: First round in person, second round
20 website.

21 JUROR PHAM: Yes.

22 MR. DICKERSON: And you filed the independent
23 contractor version of the PPP program.

24 JUROR PHAM: I filed by the cabbage website.

25 MR. DICKERSON: I can't hear you what did you say?

1 JUROR PHAM: I filed the PPP through the cabbage?

2 MR. DICKERSON: The cabbage?

3 JUROR PHAM: Yeah. That's for myself.

4 MR. DICKERSON: And did you understand the program
5 you were filing for with independent contractors was different
6 than the one your dad was filing for for the business?

7 JUROR PHAM: We understand that.

8 MR. DICKERSON: Right. Did you understand your form
9 that you -- the program you completed as an independent
10 contractor was different than the program your dad completed
11 for a business?

12 JUROR PHAM: Yes.

13 MR. DICKERSON: Okay.

14 Miss Graley, you said you did not apply for the PPP
15 program; is that right?

16 JUROR GRALEY: Correct.

17 MR. DICKERSON: Is there any reason why?

18 JUROR PHAM: We just felt we didn't need it.

19 MR. DICKERSON: So you felt that you were in an
20 economic state that you didn't have to worry about it, so you
21 didn't file for it.

22 JUROR GRALEY: Correct.

23 MR. DICKERSON: Mr. Smith. I'm trying to -- so was
24 Charlotte County, what are you exactly doing for Charlotte
25 County?

1 JUROR SMITH: I'm a construction foreman for the
2 water department.

3 MR. DICKERSON: So is that just for the water
4 department physically, or do you go out and do inspections as
5 far as --

6 JUROR SMITH: I do some inspections of when
7 contractors have stuff open and have problems; but most of the
8 time I make repairs, install new service, maintaining the
9 public drinking water system.

10 MR. DICKERSON: Okay.

11 Miss Forde, when you were working at First Bank, you
12 said you were a branch manager for two to five years or two and
13 a half years?

14 JUROR FORDE: Two and a half years.

15 MR. DICKERSON: Thank you. That's the Clewiston
16 branch?

17 JUROR FORDE: Yes.

18 MR. DICKERSON: And so you then had familiarity with
19 completing loan documents and doing the closings?

20 JUROR FORDE: Yes. I transferred over to the loan
21 side and was a loan processor.

22 MR. DICKERSON: Okay. So, with the loan processor,
23 tell me, at First Bank, what that responsibility is, what
24 you're doing on a daily basis.

25 JUROR FORDE: I didn't touch much, because I was new,

1 so I didn't -- by the time I was working over, they was working
2 on the ends of the PPP loans, but I didn't really touch those
3 loans. Basically what I was doing was like satisfying like
4 mortgages.

5 MR. DICKERSON: Okay. So when did you -- I guess
6 when did you stop working at First Bank?

7 JUROR FORDE: December 28th.

8 MR. DICKERSON: Of 2020?

9 JUROR FORDE: 2020, yes.

10 MR. DICKERSON: So, then, in the spring of 2020, you
11 were dealing with basically all the mortgage rush when
12 everybody was trying to refinance their house.

13 JUROR FORDE: Yes.

14 MR. DICKERSON: All right. So you were dealing with
15 the responsibility of that.

16 JUROR FORDE: Yes.

17 MR. DICKERSON: All right. And so you were dealing
18 with the responsibility of that.

19 JUROR FORDE: Yes, sir.

20 MR. DICKERSON: And, with that, were you compiling
21 all the closing documents for the mortgage, or what was your
22 actual role? That's what I'm trying to get.

23 JUROR FORDE: Yeah, so, basically, the loan
24 documents -- I prepared the loan documents for closing,
25 or I did do some like forgiveness for the PPP. That's

1 as far as I went for that.

2 MR. DICKERSON: Okay what do you understand as far as
3 the forgiveness letters for the PPP, what was that?

4 JUROR FORDE: Not much. The letters were on my desk
5 when I came in, and all I had to do was fold them and get them
6 in the mail.

7 MR. DICKERSON: Okay. So you didn't even read them,
8 you just mailed them. Working in the loan servicing
9 department, doing the real estate closings, did you encounter
10 the stress all of a sudden having to get the closing documents
11 together, something changing, and the pressure of getting it
12 ready so somebody can sign them?

13 JUROR FORDE: Yes.

14 MR. DICKERSON: How busy was it at the bank
15 last year, that March/April time period, when the mortgage refi
16 was just at its height, and then you also had your issue with
17 knowing about the PPP loans?

18 MR. LEEMAN: Your Honor, I would object to the
19 relevance and the direction of the questioning, how busy the
20 bank is. It isn't reflective of any type of a bias.

21 THE COURT: You need to wrap up this area.

22 MR. DICKERSON: I will, Your Honor. Can I just get
23 an answer to that question though?

24 THE COURT: You may.

25 MR. DICKERSON: Can you answer that, ma'am?

1 JUROR FORDE: It was really busy. There was a lot of
2 overtime given in the loan department for that.

3 MR. DICKERSON: And so what I'm getting at is you end
4 up leaving the bank, and going and working and doing the
5 traveling nurse; right?

6 JUROR FORDE: Yes.

7 MR. DICKERSON: Did you have any negative opinions
8 about the banking industry, or working for a bank?

9 JUROR FORDE: No.

10 MR. DICKERSON: So you had problem, that it was
11 pressure, but you just ended up leaving and going to another
12 job.

13 JUROR FORDE: No. I ended up leaving because I
14 wanted to go back into the nursing field.

15 MR. DICKERSON: All right. Thank you.

16 Mr. Turner, you said that the company in North
17 Carolina applied for the PPP loan?

18 JUROR TURNER: Yes, sir.

19 MR. DICKERSON: No involvement in that, or --

20 JUROR TURNER: I didn't have any involvement in that.

21 MR. DICKERSON: You were just aware that they did.

22 JUROR TURNER: Yes.

23 MR. DICKERSON: Miss Letourneau, you were talking
24 about your loan from the SBA after Hurricane Irma.

25 JUROR LETOURNEAU: Yes.

1 MR. DICKERSON: How did you apply for that SBA loan?

2 JUROR LETOURNEAU: I think my husband heard something
3 at work from people, and then there was like a conference that
4 you would go to, and you went to that, and brought your
5 paperwork and everything, and applied for it. And I think it
6 as a couple.

7 MR. DICKERSON: So you applied for it right there at
8 the conference?

9 JUROR LETOURNEAU: Yes.

10 MR. DICKERSON: So you reviewed the paperwork there,
11 signed it, and then you left, and then you found out if you
12 received --

13 JUROR LETOURNEAU: Yes, he found out about it. He
14 took care of all that.

15 MR. DICKERSON: So you weren't involved in it.

16 JUROR LETOURNEAU: I was. I signed it.

17 MR. DICKERSON: When you read all that paperwork, was
18 there any restrictions on how you used that money?

19 JUROR LETOURNEAU: It had to be for the house only,
20 no material things or anything like that. So everything was
21 like new floor, we fixed the pool cage, we fixed the screens
22 for the pool cage.

23 MR. DICKERSON: And you just had to pay back that
24 money.

25 JUROR LETOURNEAU: Yes.

1 MR. DICKERSON: And you eventually did pay back that
2 money.

3 JUROR LETOURNEAU: Still paying it back.

4 MR. DICKERSON: So you don't have any negative will
5 towards the SBA at all.

6 JUROR LETOURNEAU: No.

7 MR. DICKERSON: Miss Thompson, you're at Wal-Mart;
8 right?

9 MS. THOMPSON: Yes.

10 MR. DICKERSON: What are your duties at Wal-Mart?

11 MS. THOMPSON: I'm a co-manager.

12 MR. DICKERSON: Co-manager?

13 MS. THOMPSON: Um-hum.

14 MR. DICKERSON: Okay. Responsible for the employees,
15 payroll what are your -- I guess what are your -- in your
16 co-manager responsibilities, was is your responsibility?

17 MS. THOMPSON: Just to run the store.

18 MR. DICKERSON: Just to run the store?

19 If I can get everybody's hands as far as who owns a
20 boat? All right. Hold on. Pham, Smith, Rhys Reese. Did I
21 miss anybody else? Okay. I'll start with you, Mr. Reese.

22 What kind of boat? What's your experience of buying,
23 selling, owning boats?

24 JUROR REESE: Three boats. Chris Craft, an aluminum
25 dingy, a 24-foot Boston Whaler.

1 MR. DICKERSON: And what is your experience? Is it a
2 good experience, do you make money, especially on the
3 Chris Craft, or negative, or what's your experience?

4 JUROR REESE: Wish I would have held onto the
5 Chris Craft.

6 MR. DICKERSON: Good boat isn't it.

7 JUROR REESE: I didn't have a good enough job.

8 MR. DICKERSON: Okay.

9 JUROR REESE: Boat stands for Break Out Another
10 Thousand.

11 MR. DICKERSON: Yup. But you have a boat now; right?

12 JUROR REESE: I do.

13 MR. DICKERSON: And, economically, you want the boat
14 for enjoyment; is that it?

15 JUROR REESE: I enjoy fishing. Yeah. It's worth the
16 expense.

17 MR. DICKERSON: Okay.

18 How about you, Miss Thro?

19 JUROR THRO: I have a 23-foot day sailer.

20 MR. DICKERSON: And when did you buy that boat?

21 JUROR THRO: Three years ago.

22 MR. DICKERSON: Assuming you still have it today;
23 correct?

24 JUROR THRO: Um-hum.

25 MR. DICKERSON: Do you enjoy the boat?

1 JUROR THRO: Very much so.

2 MR. DICKERSON: So you've never experienced the
3 selling of the boat aspect.

4 JUROR THRO: No.

5 MR. DICKERSON: Okay.

6 Mr. Smith, you had your hand up.

7 JUROR SMITH: Yes.

8 MR. DICKERSON: How many boats have you purchased and
9 sold, and what do you have?

10 JUROR SMITH: I have had four boats, and I currently
11 have a 19-foot Pro Skiff, Mako.

12 MR. DICKERSON: I would say you use it more for
13 fishing than anything then?

14 JUROR SMITH: Yeah. Fishing and just to get it out
15 of the harbor.

16 MR. DICKERSON: What's your experience with fishing?

17 JUROR SMITH: If you don't keep them that long, you
18 make better money on it.

19 MR. DICKERSON: What do you mean by that?

20 JUROR SMITH: A new boat is a new boat. You don't
21 start having problems until year four, year five. So that's
22 when I look to get rid of them.

23 MR. DICKERSON: So you're selling your boats at a
24 time period so that it doesn't start falling apart, and you can
25 make some money off of it, and don't have to worry about THE

1 maintenance later.

2 JUROR SMITH: Right.

3 MR. DICKERSON: And you've been successful with that?

4 JUROR SMITH: As successful as you can be.

5 MR. DICKERSON: Mr. Pham, you raised your hand;
6 right?

7 JUROR PHAM: Yes.

8 MR. DICKERSON: How many boats do you have? How many
9 have you owned?

10 JUROR PHAM: One.

11 MR. DICKERSON: When did you buy that boat?

12 JUROR PHAM: Five years ago.

13 MR. DICKERSON: You still have it?

14 JUROR PHAM: Yes.

15 MR. DICKERSON: What kind boat is that?

16 JUROR PHAM: Nineteen-foot Mako.

17 MR. DICKERSON: And you still have the boat, and you
18 still enjoy the boat.

19 JUROR PHAM: Yes; still enjoy the boat.

20 MR. DICKERSON: Anybody else have a -- oh.

21 JUROR PRIDDY: I don't have one currently, but I have
22 been a boat owner in the past.

23 MR. DICKERSON: Tell me about that experience.

24 JUROR PRIDDY: Twenty plus years ago, family style,
25 ski boats, recreational.

1 MR. DICKERSON: Okay. You don't know from now back
2 then whether you were successful selling the boats or anything
3 like that?

4 JUROR PRIDDY: I donated the last one, but that was a
5 success.

6 MR. DICKERSON: There you go. Got the tax writeoff.

7 JUROR PRIDDY: I don't know if I took it or not.

8 MR. DICKERSON: All right.

9 Mr. Reese, the business you had before you were doing
10 the spec house, what was that? I didn't hear it specifically.

11 JUROR REESE: Oil field services.

12 MR. DICKERSON: Oil field services?

13 JUROR REESE: Correct.

14 MR. DICKERSON: So educate me on it. What is that?

15 JUROR REESE: Did you ever hear of a company called
16 Halliburton?

17 MR. DICKERSON: Oh, yeah.

18 JUROR REESE: That's exactly how it worked.

19 MR. DICKERSON: Okay. As big as Halliburton?

20 JUROR REESE: We were the fourth largest in the U.S.

21 MR. DICKERSON: And you were the VP/COO of that
22 company?

23 JUROR REESE: And cofounder, too.

24 MR. DICKERSON: And cofounder. And what was the name
25 of it?

1 JUROR REESE: Superior Well Services.

2 MR. DICKERSON: And, as the COO, what was your role
3 in the company?

4 JUROR REESE: I handled the -- well, budgeting, of
5 course. Review financials, signing documents. I was mostly in
6 the technology side of the company.

7 MR. DICKERSON: So that's why you had all the
8 experience in the trade secrets litigation.

9 JUROR REESE: Trade secrets. A lot of conflict of
10 interest situations. We had a lot of non-compete situations.

11 MR. DICKERSON: Okay. Did the company actually
12 contract with the Federal Government? At all?

13 JUROR REESE: We did work for Well, you
14 know, we probably did in Oak Ridge. Yup.

15 MR. DICKERSON: And were you the responsible party
16 for contracting, or you were just doing more of, it sounds
17 like, the financial?

18 JUROR REESE: No. We did some contracting -- well, I
19 mean, I knew what we were doing in Oak Ridge, yes.

20 MR. DICKERSON: When you were dealing with the
21 financial documents and contracts, like I asked the panel
22 before when you guys were downstairs, did you ever have to deal
23 with either the contracting conflicting with regulations, maybe
24 like the EPA regulations or things like that?

25 JUROR REESE: Oh, yeah, we were involved in that.

1 MR. DICKERSON: And how did you handle that as far as
2 the conflict?

3 JUROR REESE: As in?

4 MR. DICKERSON: If you had a conflict between a
5 contract and a conflict between the actual regulations, how
6 would you handle that as the COO of the company?

7 JUROR REESE: We typically tried to remedy whatever
8 the situation was.

9 MR. DICKERSON: But I'm expecting some significant
10 experience with all the EPA regs.

11 JUROR REESE: Oh, yeah, all the time, yeah. Every
12 day.

13 MR. DICKERSON: Okay. What was the height of the
14 employees that you had at that point in time?

15 JUROR REESE: At the end, at the day of sale, we had
16 like 3500 employees.

17 MR. DICKERSON: 3500?

18 JUROR REESE: Yes. We never worked in the State of
19 California, back to your EPA thing.

20 MR. DICKERSON: Okay. I won't deal with that.

21 JUROR REESE: You can't get in.

22 MR. DICKERSON: Thank you, sir. Mr. Turner, coming
23 back to you, sorry I forgot to ask you this before. With your
24 contracting, are you actually the party involved with
25 contracting with the Federal Government, the defense logistics

1 agency, or somebody involved with the individual contracts?

2 JUROR TURNER: I oversee the operations to ensure
3 we're following what the contractors -- how we proposed the
4 contract.

5 MR. DICKERSON: So you're the one that's actually --
6 you got the contract with the Federal Government, with the
7 defense logistics agency, and you're the one making sure that
8 the company is compliant with the contract.

9 JUROR TURNER: Yes, sir.

10 MR. DICKERSON: And how easy of a job is that?

11 JUROR TURNER: It's got its moments where it's
12 stressful.

13 MR. DICKERSON: I would assume so.

14 JUROR TURNER: Right now I oversee four different
15 locations around world, so it is But they're all
16 pretty much the same type of contracts, so for me it's
17 straight -- it's the same thing I did while I was in the
18 military.

19 MR. DICKERSON: So, from your military training,
20 you're dealing with the government then, you have to do it
21 again, just now in the private sector.

22 JUROR TURNER: But the guys actually working for me
23 are on military installations.

24 MR. DICKERSON: Okay. You got a familiarity with
25 that.

1 JUROR TURNER: Yes, sir.

2 MR. DICKERSON: It helps.

3 JUROR TURNER: Yes, sir.

4 MR. DICKERSON: Mr. Gucmeris, thank you by the way,
5 sir. Got a question for you. I am trying to understand it
6 too. So I know what Mr. Leeman was saying, U.S. Postal Office
7 is separate; but you're still funded by the United States
8 Government; correct?

9 JUROR GUCMERIS: That statement was incorrect. Post
10 office was disconnected with government in the '70s.

11 MR. DICKERSON: Right. So it's no longer a
12 government agency, but it's still funded by the United States
13 Government.

14 JUROR GUCMERIS: No, not really.

15 MR. DICKERSON: So just our writing a stamp does it?

16 JUROR GUCMERIS: Post office is a separate company,
17 and lives by its stamps and products for the services.

18 MR. DICKERSON: Okay.

19 JUROR GUCMERIS: The loans are credit amounts given
20 from the government, yes. Post office has about 50 or
21 \$60 billion.

22 MR. DICKERSON: All right. So, then, as the
23 postmaster, is that just for the Bonita Springs, or is that
24 Southwest Florida, which office is that?

25 JUROR GUCMERIS: Bonita Springs.

1 MR. DICKERSON: All right, and I'm assuming -- do you
2 have any role in the loan money from the Federal Government?

3 JUROR GUCMERIS: No.

4 MR. DICKERSON: Thank you, sir.

5 JUROR GUCMERIS: You're welcome.

6 MR. DICKERSON: May I have one brief second,
7 Your Honor?

8 THE COURT: You may.

9 (Mr. Dickerson and Ms. Waid confer privately.)

10 MR. DICKERSON: Just one question, Mr. Priddy. And
11 Mr. Pham. I think I asked this, but you first, Mr. Priddy.
12 Did I ask you that, if you did not submit for forgiveness, you
13 had to pay the loan back; correct? That's how you understood
14 it?

15 JUROR PRIDDY: Yes.

16 THE COURT: And, Mr. Pham, is that how you understood
17 it?

18 JUROR PHAM: Yes.

19 MR. DICKERSON: No further questions.

20 THE COURT: Thank you.

21 Counsel if you'd take a few minutes and go over your
22 notes, and then we'll proceed.

23 Ladies and gentlemen, if you need to stand and
24 stretch, now is a good time to do it, before we get started.

25 MR. LEEMAN: Your Honor, may we move to this side of

1 the courtroom again?

2 THE COURT: You may.

3 (Counsel conferred before commencing sidebar.)

4 AT SIDEBAR

5 THE COURT: All right. Counsel, can you all hear me?

6 MR. DICKERSON: Yes, Your Honor.

7 THE COURT: Can the government hear me? Challenges
8 for cause, if any, from the government? Challenges for cause
9 from the government?

10 MS. WAID: I can't hear anything, Your Honor.

11 THE COURT: I can hear you. Real well.

12 MR. DICKERSON: Your Honor, what about just sending
13 the jurors for a break, so maybe we can communicate better?

14 THE COURT: Can the defense hear me now?

15 (There was discussion off the record.)

16 IN OPEN COURT

17 THE COURT: All right. We're going to do this the
18 old-fashioned way. We're going to take a recess and, while
19 you're on recess, we're going to do what we were going to do
20 outside your listening. So, if you follow The Court Security
21 Officer, he'll show you where you can be in recess. It will be
22 at least 15 minutes. It's a process, we're still working, so I
23 can't tell you exactly how long, but at least 15 minutes.

24 (There was discussion off the record.)

25 (At 3:39 p.m., the jury was escorted from the

1 courtroom.)

2 THE COURT: All right. We're back on the record
3 without any of the prospective jurors in the courtroom.

4 I believe what was said from the government is they
5 were excusing Mr. Rench -- or challenging him for cause,
6 rather, and I believe the defense did not object to that.

7 MR. DICKERSON: That's correct Your Honor.

8 MR. LEEMAN: That's correct from the government, as
9 well, Your Honor.

10 THE COURT: All right. The Court will grant the
11 cause challenge for Mr. Rench. You have him as Number 20, I
12 have him as Number 4. But it's the same person.

13 All right. Proceeding with the government, any other
14 challenges for cause?

15 MR. LEEMAN: No, Your Honor.

16 THE COURT: Challenges for cause from the defense?

17 MR. DICKERSON: Yes, Your Honor. Miss Letourneau.

18 THE COURT: Number 2.

19 MR. DICKERSON: Yeah. She said she had to take care
20 of both her parents, her daughter was Baker Acted, she has
21 therapy with her daughter on Wednesday.

22 THE COURT: Yeah. Any objections?

23 MR. LEEMAN: No, Your Honor.

24 THE COURT: The Court will grant that challenge for
25 cause.

1 Any other challenges for cause from the defense?

2 MR. DICKERSON: No, Your Honor.

3 THE COURT: Peremptories. You have each used three
4 in the first round, so we'll begin with the government.

5 MR. LEEMAN: Yes, Your Honor. We'd exercise one on
6 what sounds like will be Number 5 on yours, Number 21 on ours,
7 Mr. Reese.

8 THE COURT: Mr. Reese, yes.

9 Two from the defense, if you have two. You don't
10 have to stand. That the fine.

11 MR. DICKERSON: Okay. Thank you, Your Honor. The
12 two would be, Your Honor, Number 13 on yours and 14 on yours,
13 29 and 30 on the list.

14 THE COURT: Dodson is my 13, and Pham would be my 14?

15 MR. DICKERSON: Yes, Your Honor.

16 THE COURT: All right. Back to the government.

17 MR. LEEMAN: We would exercise on Mr. Gucmeris, who I
18 believe is seven, or 23.

19 THE COURT: That would be my seven; correct. To the
20 defense?

21 MR. DICKERSON: Your Honor, nine and ten on your
22 list, 25 and 26 on the master list.

23 THE COURT: That would be Asmod is Number 9, and Thro
24 is Number 10? Is that correct?

25 MR. DICKERSON: That's correct, Your Honor.

1 THE COURT: All right. Back to the government?

2 MR. LEEMAN: We don't have any further peremptories,
3 Your Honor.

4 THE COURT: Back to the defense.

5 MR. DICKERSON: Can I have one brief second,
6 Your Honor?

7 THE COURT: You may.

8 (Counsel for the defense confer privately.)

9 MR. DICKERSON: Okay, Your Honor, thank you. We
10 strike Number 1 and Number 6.

11 THE COURT: That's Ms. Thompson and Mr. Williams?

12 MR. DICKERSON: Correct, Your Honor.

13 THE COURT: Okay.

14 I believe the government has passed; am I correct?

15 MR. LEEMAN: We have, Your Honor.

16 THE COURT: All right. So any further from the
17 defense?

18 MR. DICKERSON: No, Your Honor.

19 THE COURT: Could you remind me, I've got a note for
20 Juror, my Number 12, Ms. Felps. I just wrote down Thursday,
21 and I forget now.

22 MR. LEEMAN: She has a COVID shot.

23 MR. DICKERSON: I forgot.

24 THE COURT: Okay. Do we know anything more about
25 that, in the terms of when, or

1 MR. DICKERSON: Thursday morning, she said, have the
2 COVID shot.

3 THE COURT: Okay. All right. Anybody want do
4 anything about that, or just

5 MR. DICKERSON: Rescheduling it is a big deal. I
6 mean, unless we can get

7 MS. WAID: If we could ask what time, and the
8 location? It is not easy to get a COVID shot.

9 THE COURT: Yeah.

10 MR. DICKERSON: She's in Collier County, too,
11 Your Honor.

12 THE COURT: So there's going to be likely some travel
13 after the shot.

14 MR. DICKERSON: Correct.

15 THE COURT: Okay.

16 MR. DICKERSON: We have no objection for cause,
17 Your Honor.

18 THE COURT: What says the government?

19 MR. LEEMAN: We wouldn't object either, Your Honor.

20 THE COURT: All right. I think our time here is
21 unique enough that COVID is important enough that I'll grant
22 the challenge for cause.

23 All right. If you'll check my notes with yours, my
24 Number 3, Turner, would become Number 5. Juror Forde would
25 become Juror 6. Juror Priddy would become seven. Juror Smith

1 would become eight. And Graley would become nine. According
2 to my notes. Does that correspond with yours?

3 MR. DICKERSON: Could you just say that one more
4 time, Your Honor?

5 THE COURT: Sure. Turner is Number 5. We have four
6 selected, so Turner becomes Number 5. Forde becomes Number 6.,
7 Priddy is seven, Smith is eight, and Graley is nine.

8 MR. REICHLING: Correct, Your Honor.

9 MR. DICKERSON: Does the government agree I've got
10 that right?

11 MR. REICHLING: Yes, Judge. Sorry.

12 THE COURT: I'm just checking.

13 All right. What I would propose to do is excuse the
14 jurors that we've just excused for either cause or peremptory.
15 I'm thinking about sending the others home instead of making
16 them wait for the next round. But let me have your thoughts.

17 MR. DICKERSON: No objection, Your Honor, from the
18 defense.

19 MR. LEEMAN: Sending the others home, Your Honor? I
20 don't follow exactly.

21 THE COURT: The four that we having in the back, and
22 the five newly selected ones, instead of making the nine wait
23 in the courtroom for the next round, just send them home.

24 MR. LEEMAN: Yes, I agree with that, Your Honor. I
25 was going to raise an issue about what we expected. There was

1 a part of the government wondering if we should send witnesses
2 home, as well.

3 THE COURT: Unless they're the fastest witnesses on
4 earth.

5 MR. LEEMAN: They won't be.

6 THE COURT: Yeah, no. It will take us until 5:00, at
7 least is my guess, to get through the next round.

8 MR. LEEMAN: We'll let them know, Your Honor, so they
9 don't have to mill about the courthouse.

10 MR. DICKERSON: Your Honor, just an admonishment not
11 to touch any media or press before they leave.

12 THE COURT: I will.

13 The only other thing is, if my math is right, we have
14 17 jurors downstairs, and 16 seats. I propose we find a chair
15 someplace.

16 COURTROOM DEPUTY: We can put a chair down.

17 THE COURT: I don't want to leave one person down
18 there.

19 All right. Let's have the jurors brought back in.

20 MR. LEEMAN: Your Honor, I don't know if we asked any
21 of the jurors whether they recognized any of the witness names.
22 I recognize they probably heard them this morning. I don't
23 know if that's troubling or not.

24 THE COURT: Well, you know, I certainly thought I
25 had, but I couldn't swear to it.

1 MR. LEEMAN: I think we did this morning.

2 THE COURT: We did this morning.

3 MR. LEEMAN: I don't know if we did on the second
4 round of people. I don't believe we did.

5 THE COURT: All right.

6 (At 4:01 p.m., the jury venire was escorted into the
7 courtroom.)

8 THE COURT: Be seated, please.

9 Ladies and gentlemen, it was pointed out to me I
10 forgot to ask you a question. Do any of you know any of the
11 witnesses whose names I read off this morning? No one? All
12 right.

13 Now I'm going to thank and excuse some of you. Those
14 of you who are excused may leave, and this will complete your
15 service, so you do not need to call that telephone number
16 again. Those of you who would stay, if would you just stay in
17 your seats for a moment. You may need to move and let the
18 others get by you. And it's easier to tell you the ones that
19 are staying. Everyone else is going to be asked to leave.

20 In the first, Mr. Turner, if you would stay. In the
21 second row, Ms. Forde, if you would stay. In the third row,
22 Mr. Priddy, Mr. Smith, and Ms. Graley, if you would stay.

23 The others of you may be excused with the Court's
24 thanks.

25 JUROR PRIDDY: Your Honor, I may have misunderstood.

1 Did you say I was dismissed?

2 THE COURT: I did not.

3 JUROR PRIDDY: You did not.

4 THE COURT: You may be seated. But that was a nice
5 try.

6 For you those of you who remain, what I'm going to do
7 with you five, and the four that have already been selected,
8 I'm going to send you home. We've got another round to do, but
9 there's no reason to have you sit for that.

10 I'm going to ask that you come back 9:00 o'clock
11 tomorrow morning into the jury room. They'll show you where
12 you're supposed to come back. 9:00 o'clock. We'll try and get
13 started as soon as we can. Hopefully, we'll finish picking the
14 jury today, so we'll be ready to start the trial then.

15 In the meantime, every time we take a recess, I'm
16 going to give you the same instructions, and it's very
17 important. Do not discuss the case among yourselves, or allow
18 anyone to discuss it with you or in your presence.

19 Do not read anything about the case. I do anticipate
20 that there will be publicity in print and other media. You may
21 not look at any of that. If you get something sent to your
22 device, you need to just exit out of that without reading it.
23 It's very important, like I said before. You have the best
24 seat in the house, and nothing good is going to come from
25 reading anything that you may get in the paper or various media

1 sources.

2 So, with that, I'm going to excuse you for the
3 evening. I'll see you at 9:00 o'clock tomorrow morning.

4 (At 4:05 p.m., the jurors were escorted from the
5 courtroom.)

6 THE COURT: All right. Counsel, we'll take what I
7 suspect to be about a 15-minute recess while we get the seats
8 cleaned out and the other jurors brought up.

9 (At 4:06 p.m., court was recessed.)

10 AFTER RECESS

11 (At 4:27 p.m., court was reconvened.)

12 (At 4:27 p.m., the jury venire was escorted into the
13 courtroom.)

14 THE COURT: The jurors may be seated.

15 Be seated, please.

16 Good afternoon, ladies and gentlemen. My name is
17 John Steele. I'm a United States District Court Judge. I'd
18 like to welcome you here this afternoon. My apologies for
19 keeping you locked up in the room downstairs. You're finally
20 out of it. If you wish to keep the shield, and take the mask
21 off, or vice versa, you may do so, whatever you find
22 comfortable.

23 The first thing that I'd like to do is find out who
24 you are, and then we'll introduce the parties, and proceed from
25 there.

JURORS PROVIDE PERSONAL INFORMATION

188

1 Mr., is it Treyvus?

2 JUROR TREYVUS: That's right.

3 THE COURT: You're Number 1, so let's start with you.

4 JUROR TREYVUS: Well, my name is Alexander Treyvus.

5 THE COURT: Let me just remind everyone, we have a
6 court reporter who has to hear you, so you have to speak loud
7 enough.

8 JUROR TREYVUS: I live in Fort Myers. Came down from
9 New York many years ago. Work as a limousine driver.

10 I'm married. My wife works as a caregiver. I have
11 two kids. My daughter is 18. She's a senior in high school
12 and works as a part-time in a coffee shop. My son recently
13 joined the navy, so he's in boot camp right now.

14 I never had court experience. I was called for jury
15 duty twice. Never been selected. My level of education, all
16 education been done in the Ukraine, so it's a little like an
17 associate's degree in the United States, in automotive
18 engineering. That's about it.

19 THE COURT: All right. Thank you.

20 Mr. Rodriguez?

21 JUROR RODRIGUEZ: My name is Leodan Rodriguez. I
22 have been in the state -- I have been in the City of Fort Myers
23 for 38 years. I have lived in Florida for my whole life,
24 40 years. I am currently unemployed, but I've worked in retail
25 for eight years, and then five years as a cake decorator. I'm

1 currently single. I don't have any children.

2 I currently have a bachelor's degree in computer
3 science. I have not served in the military. I have never had
4 any court experience. And I have not previously been in jury
5 service.

6 THE COURT: Thank you.

7 Is it Mr. Hochman?

8 JUROR HOCHMAN: Yeah. Steve Hochman. Live in Fort
9 Myers. Been here in Fort Myers for 27 years, same with
10 Florida. I own a fitness company.

11 I'm engaged. My fiancée is a nuclear pharmacist.
12 One daughter. She's 15.

13 Bachelor's degree. No military experience. The only
14 court experience I had was I was subpoenaed and questioned by
15 federal prosecutors and the FBI on a quid pro quo case against
16 a pharmaceutical company, and in '91 I served on a jury in
17 Newark, New Jersey, criminal case, and we did have a verdict.

18 THE COURT: I did not hear your employment.

19 JUROR HOCHMAN: I own a fitness business. Fitness
20 company.

21 THE COURT: Fitness company. All right. Thank you.
22 When was the incident with you being subpoenaed by the FBI and
23 questioned?

24 JUROR HOCHMAN: 2010.

25 THE COURT: Was that here or someplace else?

JURORS PROVIDE PERSONAL INFORMATION

190

1 JUROR HOCHMAN: It was here local, but I had to fly
2 up to Boston.

3 THE COURT: Thank you.

4 Mr. Nieves?

5 JUROR NIEVES: My name is Christian Nieves. I have
6 been living in Cape Coral for about five years, been in Florida
7 for 12. Currently, I work for a drug corporation as a
8 supervisor.

9 I am going to be married one year from . . . from
10 now, at the end of the month. Happily. My wife works for a
11 local credit union. I have no children.

12 Level of education is high school. Never served in
13 the military. No court experience whatsoever. And I have been
14 summoned once, but was not selected.

15 THE COURT: All right. Thank you.

16 Mr. Panzegraf?

17 JUROR PANZEGRAF: That's very good, sir.

18 Michael Panzagraf. I'm originally from Chicago. I
19 live in Port Charlotte, Florida. I have been down here
20 ten years. I was a Chicago firefighter for 30 years.

21 I'm married, I have married, my wife's a paralegal.
22 I have two grown boys. I have an associate's in fire science.
23 No military. Lots of previous court experience on both sides.
24 I worked also as a private investigator for 15 years in
25 Illinois, so I was in court often. I sued a car wash one time,

JURORS PROVIDE PERSONAL INFORMATION

191

1 30 plus years ago. And I served on -- I served as a juror one
2 time in Chicago, Cook County.

3 THE COURT: All right. Let me go back a little bit
4 to your employment. You were with the Chicago Fire Department
5 for how long?

6 JUROR PANZEGRAF: Thirty years.

7 THE COURT: When was that? Or when did it end, I
8 guess?

9 JUROR PANZEGRAF: Mid . . . 2005.

10 THE COURT: And, in that capacity, did you have
11 occasion to go to court?

12 JUROR PANZEGRAF: No.

13 THE COURT: All right. Then you said you became a
14 private detective in Cook County?

15 JUROR PANZEGRAF: Right.

16 THE COURT: Is that when you made your court
17 appearances?

18 JUROR PANZEGRAF: Right. Wayward spouses, sir.

19 THE COURT: Okay. Primarily civil cases then?

20 JUROR PANZEGRAF: Mostly, yes.

21 THE COURT: You said your wife is currently a
22 paralegal?

23 JUROR PANZEGRAF: She is.

24 THE COURT: And she's still working?

25 JUROR PANZEGRAF: She is.

JURORS PROVIDE PERSONAL INFORMATION

192

1 THE COURT: And what type of law firm does she work
2 for?

3 JUROR PANZEGRAF: She does real estate closings and
4 refinances. Paperwork on paperwork.

5 THE COURT: Okay. Thank you.
6 Miss Cohen?

7 Hang on. We're going to do this one right here. As
8 long as you're Miss Cohen.

9 JUROR COHEN: I am.

10 THE COURT: Okay. You're up.

11 JUROR COHEN: I'm Number 17.

12 THE COURT: You're right. Go.

13 JUROR COHEN: Okay. Great. Elisha Cohen. I live in
14 Naples, Florida. I have been in Naples for 15 years. I have
15 been in Florida for about 40. I am a teacher in Collier
16 County.

17 I am married. My spouse is a psychologist. We own a
18 psychology practice in both Fort Myers and Naples. I have one
19 child. He's 18 and in college.

20 I have a master's in education and public health. I
21 have no military service. I have sued, and I was a plaintiff
22 for underage drinking and open container at the University of
23 Florida. And I have no jury service.

24 THE COURT: When you say you've sued, you were a
25 plaintiff in what?

JURORS PROVIDE PERSONAL INFORMATION

193

1 JUROR COHEN: I was in a restaurant, and somebody
2 dropped a plate, and a shard came and cut me.

3 THE COURT: Okay. Thank you.

4 JUROR COHEN: Thank you.

5 THE COURT: Miss Klein, now we're at you.

6 JUROR KLEIN: My name is Marian Klein. I live in
7 Bonita Springs. I have lived there for -- I have been a
8 resident for 21 years. I am retired. I was a teacher. And
9 much of my life was spent with serving on community boards,
10 particularly hospital boards, for 30 years.

11 I am married. My husband was and is retired. And
12 was a banker. And in investments. I have three sons. They
13 are all adult, and have children of their own, and they all
14 live in Michigan. One is in construction, one is an engineer,
15 and one is retired.

16 I'm a graduate from the university. And as well as
17 graduate studies. Additional. I have never served in the
18 military. I have never been sued. I have never been in court.
19 I have not served a jury, but was called to be a possible jury
20 juror but never seated.

21 THE COURT: And what bank did your husband retire
22 from?

23 JUROR KLEIN: Bank of America.

24 THE COURT: Thank you.

25 Miss Alvarez?

JURORS PROVIDE PERSONAL INFORMATION

194

1 JUROR ALVAREZ: My name is Anna Alvarez. I live in
2 Naples for the last four years. My occupation is mental health
3 clinician, supervisor.

4 I am divorced. I have two children, one of my own
5 and one adopted. One is 26, is a social worker. And the boy
6 is the (unintelligible).

7 My level of education is a master's in mental health.
8 I do not have jury service experience. I do not have previous
9 court experience or witness. Never been served. Never been in
10 court. I have no jury service.

11 THE COURT: Thank you.

12 Mr. Anderson?

13 JUROR ANDERSON: My name is Erik Anderson. I live in
14 Fort Myers for the last four years. Same for Florida. I'm a
15 retired railroad senior manager of rules and operating
16 practices. I am married. My wife is retired from raising
17 children. We've got two children. One, 41, works customer
18 service for Hormel, and the other is 37 and works in the
19 Collier County School District.

20 I have two years of college, but no degree. I served
21 in the U.S. Navy, and was honorably discharged. I've never
22 been in court, but I've been deposed multiple times from work
23 with the railroad. And I've been on a jury on a civil case in
24 Minnesota in the early 1980s, and in a criminal case in the
25 State of Iowa approximately ten years ago.

1 THE COURT: Could you tell me a little bit more about
2 your occupation? And I understand that you're retired, but
3 what was it that you did for the railroad?

4 JUROR THRO: I actually wrote rules, wrote
5 timetables, and worked with the federal railroad administration
6 on compliance with federal regulations.

7 THE COURT: And how did that get you into court?

8 JUROR ANDERSON: Grade crossing accidents.

9 THE COURT: Okay. Thank you.

10 Mr. Mitchell?

11 JUROR MITCHELL: My name is William Mitchell. I'm
12 from Naples, Florida, and I've lived in Naples for 13 years.
13 And 21 years in the State of Florida. My occupation is City of
14 Naples Parks and Parkway Supervisor.

15 My marital status is married, and my wife's
16 occupation is independent travel consultant. I have two
17 children, aged eight and ten.

18 I have a bachelor's degree in English. I have served
19 in the U.S. Marine Corps, and was honorably discharged. I have
20 had -- I was a witness at a court martial once. And I had to
21 go to traffic court once. And I did serve on a jury -- I did
22 not actually serve, but I reported for jury duty.

23 THE COURT: All right. Thank you.

24 Miss Shaw?

25 JUROR SHAW: My name is Leslie Shaw. I live in

JURORS PROVIDE PERSONAL INFORMATION

196

1 Naples. I have lived there for eight years. I have lived in
2 Florida for eight years, as well. I'm a physical therapist
3 assistant.

4 I'm married, and my husband is an emergency
5 management coordinator for Collier County. I have one child
6 who is three years old.

7 I have a master's in exercise science. No military
8 background. No court experience. And I've been called for
9 jury, but never made it in.

10 THE COURT: All right. Thank you.

11 Ms. King?

12 JUROR KING: Hi. My name is Nicole King. I recently
13 moved to Estero, two months ago, from Naples, where I lived
14 there for five years. Prior, I lived in Chicago.

15 My occupation, I work for Collier County. I'm in the
16 convention and visitors bureau.

17 I am married. My husband also works for Collier
18 County. He's an environmental specialist. I have two children
19 of the ages of 12 and 14.

20 I do not have any previous military experience. I
21 have a bachelor's in business administration. I do not have
22 any previous court experience. I've never been sued, and I
23 have -- do not have any jury experience.

24 THE COURT: Thank you.

25 Mr. Kaufman?

JURORS PROVIDE PERSONAL INFORMATION

197

1 JUROR KAUFMAN: May name is Rick Kaufman. I live in
2 Fort Myers. I've there be for 15 years, and I've lived in
3 Florida for 45 years. I'm retired. My occupation was a
4 regional sales rep for a manufacturer of hospitality products
5 in the Southeastern United States and the Caribbean.

6 I am married. My wife is a teacher locally, here in
7 Fort Myers. I do have one child. Excuse me. Twenty-five.
8 Lives in Nashville. Works for a congressman.

9 My education is two years of college. No military
10 service. No previous court experience. I have been sued one
11 time. I have been on one jury, and we did get a verdict.

12 THE COURT: Do you remember if that was a civil or
13 criminal case?

14 JUROR KAUFMAN: Civil.

15 THE COURT: Ms., is it Bonany?

16 JUROR BONANY: That is correct. My name is Wendy
17 Bonany. I live in Fort Myers. I've lived there for 16 years,
18 and been in Florida for 32 years. I am a mortgage loan
19 originator.

20 I'm married. My husband is a supervisor at an
21 aluminum distributing company. I have two grown children; one,
22 27, who is a client retention manager, and one, 26, who is an
23 insurance agent for personal lines.

24 I have an associate's degree. I have not served in
25 the military, no previous court experience, and I have served

JURORS PROVIDE PERSONAL INFORMATION

198

1 on a jury in Lee County, it was a criminal case, and we did
2 reach a verdict.

3 THE COURT: Thank you. You said you worked as a
4 mortgage loan originator. Is that with a company?

5 JUROR BONANY: Yes. It's a privately owned company
6 here based in Fort Myers.

7 THE COURT: And what is the name of it?

8 JUROR BONANY: Mortgage Warehouse.

9 THE COURT: How long have you worked there?

10 JUROR BONANY: Ten years.

11 THE COURT: Thank you.

12 Mr. Weber?

13 JUROR WEBER: Hello. My name is Mike Weber. I live
14 in the City of Bonita Springs for 11 years, and in the state
15 11 years. I was a cabinetmaker for 20 years, and I have been
16 in medical sales for eight years. And four years when I lived
17 in Florida I had a fishing magazine I published down in Naples.

18 I'm married. My wife is the COO of a roofing company
19 in Naples. She also owns two businesses, or portions of them.
20 One is a website developer, one is a medical device place.

21 I have two daughters. One is 26. She is in
22 Wisconsin. She's a compliance engineer. The other daughter is
23 in Atlanta. She's in not sure.

24 I am a high school graduate. Three years in the
25 navy. No court experience, I have been called for jury duty

1 but never served.

2 THE COURT: Thank you.

3 Mr. Bailey?

4 JUROR BAILEY: My name is Kenneth Bailey. I've lived
5 in the City of Fort Myers and Florida for the last ten years.
6 I'm currently unemployed. Recently, my previous employment was
7 a site manager at a vegetable research company.

8 I'm married. My wife is a registered nurse. I have
9 four adult children. One is a teacher here in Fort Myers, one
10 is a nurse, one is a private investigator, and the other is a
11 software developer.

12 I have a master of science degree. I have no
13 military service. My only credit is I had to sue once to get
14 out of my house. They refused to pay rent, refused to leave
15 the house, and they filed for bankruptcy, so I had to go to
16 court to get them out. I have no previous court experience or
17 service.

18 THE COURT: And Mr. Moore.

19 JUROR MOORE: I'm Richard Moore. I live in Cape
20 Coral, and we have lived there for the last five years. That's
21 as long as we've been in Florida. I'm a retired software
22 developer.

23 I'm married. My wife is a retired registered nurse.
24 We have two adult children. Our oldest daughter is 51, and an
25 assistant principal. And our son is doing cancer research for

1 the University of California Davis.

2 I have two years of college, no previous military, no
3 previous court experience, and no previous jury.

4 THE COURT: Thank you.

5 All right. Ladies and gentlemen, I'm going to ask
6 the attorneys to introduce themselves and anyone seated at the
7 counsel table, and then the follow-up, of course, will be
8 whether you know any of these individuals counsel.

9 MR. REICHLING: Thank you, Your Honor.

10 Good afternoon, ladies and gentlemen. Well, close to
11 evening. My name is Trent Reichling. Seated next to me is
12 Michael Leeman. We're both federal prosecutors with the U.S.
13 Attorney's Office in Fort Myers. Also seated at counsel table
14 is Brian Kirby. He's a Secret Service agent.

15 MS. WAID: Good afternoon, ladies and gentlemen.
16 Thanks for your patience. My name is Nicole Waid. And my
17 partner, Brian Dickerson, and I, represent our client, Casey
18 Crowther. Also at the table is Julie Bryan and Julie
19 Camponini, who are also part of the firm.

20 THE COURT: Thank you.

21 Do any of you believe you know any of the ladies or
22 gentlemen who have been introduced? And again, heads shaking
23 no, if the answer is no. I want to see hands raised if it's
24 going to be a yes.

25 I know you heard me read the summary of the second

1 superseding indictment. Does anyone know anything about the
2 case before coming to court today other than what you've heard
3 in court?

4 All right. Let's do it this way. Mr. Rodriguez?

5 JUROR RODRIGUEZ: Yeah, I've heard a lot of it on TV.

6 THE COURT: Let me caution you, I don't want to know
7 what it is you heard, just where you heard it and when.

8 JUROR RODRIGUEZ: Oh, yes. Most of it was during the
9 end of the year last year. It was mostly from like WINK TV,
10 NBC, and FOX4, and social media like Twitter it was mentioned a
11 couple of timings. And that's pretty much it. I don't read
12 the paper.

13 THE COURT: All right. Anything about what you read
14 or heard that you think would make it difficult to sit fairly
15 in the trial?

16 JUROR RODRIGUEZ: Not really, because most of it was
17 during the end of last year that I heard it, and I haven't
18 heard anything since. And just recently I just heard like
19 media speaking of it on the news.

20 THE COURT: Do you understand that, if you're
21 selected as juror, whatever you heard kind of goes out the
22 window, and all you can depend upon is the evidence that's
23 presented here in court?

24 JUROR RODRIGUEZ: Yes, I understand.

25 THE COURT: Can you do that?

1 JUROR RODRIGUEZ: Yes.

2 THE COURT: The next one who heard something about
3 the case in the front row? No? I'm sorry, Miss Cohen?

4 JUROR COHEN: Saw it on the news while watching the
5 news with my husband, and it stuck out because we also got a
6 PPP loan and so it kind of jumped out because we got one.

7 THE COURT: I'll get into that a little bit later,
8 but in terms of any media coverage, was that the extent of what
9 you know, from the media?

10 JUROR COHEN: Pretty much from the television news
11 and maybe something in the Naples News.

12 THE COURT: Is there anything that would make it
13 difficult in deciding the case solely on what you hear in
14 court?

15 JUROR COHEN: No.

16 THE COURT: Okay.

17 And in the second row? And Mr. Mitchell?

18 JUROR MITCHELL: I did. I heard it on WINK News just
19 briefly. I didn't read it anywhere, but that's where I heard
20 about the case.

21 THE COURT: Was that recently?

22 JUROR MITCHELL: That would have been last year.
23 Six months, eight months ago.

24 THE COURT: All right.

25 JUROR MITCHELL: Just a brief news report. But I

1 didn't see any real details.

2 THE COURT: Anything about what you heard or what you
3 remember that would make it difficult for you to sit fairly in
4 the case?

5 JUROR MITCHELL: No.

6 THE COURT: Others in the second row? Hands? No?

7 Third row? All right. Let's begin with Mr. Moore?

8 JUROR MOORE: I saw when it the case first broke on
9 the news last year, and I haven't really paid any attention to
10 it since then.

11 THE COURT: Anything about what you remember seeing
12 back then that would make it hard for you to sit fairly?

13 JUROR MOORE: No.

14 THE COURT: And I think Mr. Weber?

15 JUROR WEBER: Yes. I seen it in newspaper when it
16 first broke in the news.

17 THE COURT: Same question. Anything about what you
18 saw that would make it difficult for you to sit fairly?
19 Fifteen.

20 JUROR WEBER: No.

21 THE COURT: Anyone else?

22 In the back row, Miss Bonany?

23 JUROR BONANY: Just like everyone else, just on the
24 news when it broke late last year, and recently when it was
25 going to be coming to trial.

1 THE COURT: Anything about what you heard that would
2 make it difficult for you to sit fairly to both sides?

3 JUROR BONANY: No, sir.

4 THE COURT: Anyone else that I missed know anything
5 about the case before coming to court today? Thank you.

6 Mr. Weber, I think you said your wife was the COO of
7 a roofing company, or maybe two?

8 JUROR SHAW: One.

9 THE COURT: One. All right. The company involved in
10 this case is a roofing company. Target Roofing Company. Do
11 you have any business or do you know if your wife has any
12 business with Target Roofing?

13 JUROR WEBER: I don't think we do.

14 THE COURT: How about Crowther Roofing?

15 JUROR WEBER: No.

16 THE COURT: Now, I read earlier a list of potential
17 witnesses. Does anyone think you may know any of those
18 witnesses? No one?

19 I think you're heard me explain the hours that I
20 anticipate we're going to have. Typically, we'll meet
21 at 9:00 o'clock, work til noon, break midmorning, lunch, and
22 then work 1:00 to 5:00 roughly, with a break in between.

23 With that kind of a schedule, does anyone have any
24 kind of impairment that needs to be accommodated?

25 Okay. Mr. Moore?

1 JUROR MOORE: I have a doctors appointment tomorrow
2 at 8:30.

3 THE COURT: That's a little bit different issue, but
4 let's deal with that. How long would you anticipate that?

5 JUROR MOORE: I should be out of there in half an
6 hour.

7 THE COURT: Okay. All right. Mr. Bailey?

8 JUROR BAILEY: I thought you said schedule conflicts,
9 and I have one for Wednesday. I have a job interview which is
10 really critical to my existence.

11 THE COURT: Okay. And that's Wednesday of this week?

12 JUROR BAILEY: Yes, sir.

13 THE COURT: All right. Let's take schedule
14 conflicts.

15 In the back, then, Miss Bonany?

16 JUROR BONANY: I have an appointment that's
17 scheduled. I have to take my dog to Gainesville for some
18 specialty surgery that I've waited three months for this
19 appointment, and that is scheduled for Wednesday.

20 THE COURT: Okay. So if you're going to Gainesville,
21 that takes you out of pocket for a whole day, at least.

22 JUROR BONANY: Actually, we have to drive up tomorrow
23 night.

24 THE COURT: Anyone else in the back row? All right.

25 And, Ms. Alvarez, I see you.

1 JUROR ALVAREZ: I am having difficulty with
2 transportation. My car broke down, and it's in the shop.

3 THE COURT: So your car is broke? And do you have
4 way of getting back and forth to court?

5 JUROR ALVAREZ: Today, yes.

6 THE COURT: How about tomorrow? I saw you go like
7 that, but I'm not sure how the record is going to Do
8 you know whether you can get here tomorrow?

9 JUROR ALVAREZ: I need to try.

10 THE COURT: Okay. You know, you have to get here for
11 the rest of the week, at least if you serve on the jury. Are
12 you going to be able to do that?

13 JUROR ALVAREZ: For the rest of the week?

14 THE COURT: Yes.

15 JUROR ALVAREZ: Probably.

16 THE COURT: Is that a yes?

17 MS. WAID: Yes.

18 THE COURT: Thank you.

19 JUROR ALVAREZ: You're welcome.

20 THE COURT: Mr. Mitchell?

21 JUROR MITCHELL: I'm currently in a boot, and I have
22 a doctor's appointment tomorrow at 3:45. And I'm supposed to
23 get an MRI, but it's up in the air. So this all happened
24 pretty suddenly.

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

1 Anyone else, schedule? Miss Cohen?

2 JUROR COHEN: I have my second COVID shot on
3 Thursday, at 2:45, and I also have physical therapy
4 at 3:00 o'clock on Wednesday.

5 THE COURT: The COVID shot, is that morning or
6 afternoon?

7 JUROR COHEN: 2:45 in the afternoon.

8 THE COURT: Oh, 2:45. Thank you.

9 All right. Anyone else? Schedule conflicts? Okay.

10 Do any of the 17 of you know one another before
11 coming to court today? No one?

12 Have of any you ever studied law? Again, no one.

13 Have any of you, or members of your family, ever
14 worked for the United States Government that you have not
15 mentioned already? No one.

16 Do any of you presently have any litigation pending
17 with or against the United States Government? No one?

18 Have you ever had any litigation pending with or
19 against the United States Government? Again, no one.

20 Do you anticipate such litigation with or against the
21 United States Government? Again, no one.

22 Do you have any matters pending in front of the
23 United States Attorney's Office of any kind? No one.

24 Have any of you, or members of your family, or close
25 personal friends, ever worked in law enforcement, that you

1 haven't mentioned yet? No one?

2 Do any of you have particularly strong feelings about
3 law enforcement that would make it difficult for you to sit
4 fairly in a criminal case? Could be either positive or
5 negative. Doesn't matter.

6 Mr. Treyvus?

7 JUROR TREYVUS: Yes. In both cases it happened in
8 New York. The first one, my brother-in-law was told he was
9 dealing drugs. He was arrested. He lost his job and union
10 privileges. The case was dropped but his career was ruined.
11 Second time, it was somebody broke into my house and stole some
12 electronic devices. And we called the police, detectives came
13 in, did their job, and then I never heard from them. And I
14 tried to call, and no response, nothing. I mean, they were
15 both -- both occasion was in New York, not in Florida, but it
16 just left bad taste in my mouth.

17 THE COURT: All right. Is that something you can put
18 out of your mind, and judge the testimony of the witnesses.

19 JUROR TREYVUS: It's gonna be difficult to put it
20 this way.

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

22 Anyone else, strong feelings, pro or con, about law
23 enforcement or law enforcement officers? No one? All right.

24 Do any of have you any personal belief that would
25 make it difficult to sit in judgment of another person? No

1 one?

2 You heard the instruction I read earlier this morning
3 in terms of what your function is. You're the trier of facts,
4 you're the only trier of facts in the case. The Court will
5 determine the law, and will instruct as the law which you must
6 follow.

7 I also told you that the burden of proof in this case
8 is upon the government, that the defendant literally doesn't
9 have to do anything. The government has the burden of proving
10 the defendant guilty beyond a reasonable doubt, and if the
11 government fails to do that, you have to find the defendant not
12 guilty.

13 I also told you that a defendant is presumed
14 innocent, and literally, as I said, need not do a thing. The
15 defendant also has a constitutional right not to testify; and,
16 if the defendant exercises that right, you are not allowed to
17 draw any adverse inference from that.

18 Finally, I told you that your decision and your
19 verdicts had to be rendered calmly, fairly, and
20 dispassionately, based upon the evidence, and only the
21 evidence, not upon any other sentiment.

22 Is there anyone on the jury that could not follow
23 that instruction? No one?

24 Let me ask it a little bit differently. Can you
25 follow that instruction if you're selected in the case? All

1 right. I see all the heads nodding.

2 Have any of you done business with Target Roofing and
3 Sheet Metal, Inc.? No one?

4 Has anyone done business with Crowther Roofing? No
5 one?

6 Has anyone done business with Sanibel Captiva Bank?
7 Mr. Hochman?

8 JUROR HOCHMAN: I do my banking with them right now.

9 THE COURT: Okay. There may be witnesses or someone
10 from the bank may be a witness in the case. If that happens,
11 would that make any difference to you in terms of your ability
12 to sit fairly?

13 JUROR HOCHMAN: Not at all.

14 THE COURT: Have any of you had any contacts or
15 dealings with the U.S. Small Business Administration, SBA? No
16 one?

17 Ms. Cohen.

18 JUROR COHEN: Well, the PPP.

19 THE COURT: Getting right to that. My next question.

20 JUROR COHEN: I know.

21 THE COURT: Has anyone participated in the SBA PPP
22 Program? And, Miss Cohen, let's begin with you.

23 JUROR COHEN: Through my husband's psychology
24 practice, we secured an SBA PPP loan; and, as far as I know, to
25 this point we have submitted for the . . . what is it, for

1 forgiveness? I don't know the status of it.

2 THE COURT: Okay.

3 And, Mr. Mitchell.

4 JUROR MITCHELL: Yes. My wife, through her business,
5 submitted for a PPP loan, and is going with the forgiveness as
6 well.

7 THE COURT: Do you know what the status of that is?

8 JUROR MITCHELL: I don't know.

9 THE COURT: Anyone else, either the PPP program or
10 SBA contacts?

11 Mr. Weber?

12 JUROR WEBER: My wife's business in Wisconsin, they
13 applied for a loan, they got it, and I think that it was
14 forgiven.

15 THE COURT: Okay.

16 JUROR WEBER: And I know that the company that she's
17 at now, she also got one.

18 THE COURT: Were you involved in that process?

19 JUROR WEBER: No.

20 THE COURT: All right.

21 Have any of you worked in the banking industry that
22 perhaps I haven't asked you about?

23 Okay. Mr. Moore?

24 JUROR MOORE: As a software developer, I worked for a
25 bank probably 30 years ago.

1 THE COURT: All right.

2 And I think was it you, Mr. Hochman?

3 JUROR HOCHMAN: Yeah. I was a financial adviser with
4 Wells Fargo Advisers, and I worked in a bank. In a couple
5 different banks.

6 THE COURT: Okay.

7 Have we talked about not talking about the case with
8 anyone else? You've heard me say that multiple times? You've
9 heard me say you can't do your own independent research, you
10 can't get on the internet, you can't use your smartphone, if
11 you get a blurb, you have to cancel it out? You heard all of
12 that? Do I need to say it again to let you know how important
13 it is? No? And can everyone do it? All right. I see all the
14 heads nodding.

15 All right. Mr. Leeman?

16 MR. LEEMAN: Thank you, Your Honor.

17 Good afternoon everybody. It's getting late. I'm
18 sorry. I'll try to be quick.

19 My name is Mike Leeman. I'm a federal prosecutor in
20 Fort Myers.

21 I'll go person by person, I think. Mr. Treyvus, I
22 believe you're a limo driver. Is that a personal company of
23 yours?

24 JUROR TREYVUS: No. I work for the company.

25 MR. LEEMAN: Do you own the vehicle?

1 JUROR TREYVUS: No. I take out whatever vehicle is
2 assigned.

3 MR. LEEMAN: All right. Is that a company that took
4 a PPP loan?

5 JUROR TREYVUS: No. I don't know, but I don't think
6 so. I wish they did.

7 MR. LEEMAN: All right. You said it would be more
8 difficult. I don't want to put words in your mouth, but my
9 understanding was it might be difficult to put past incidents
10 involving your brother out of your mind? He was -- I believe
11 you said he was falsely accused of dealing drugs, he was
12 exonerated, and, for that reason, you have strong feelings
13 about law enforcement?

14 JUROR TREYVUS: Well, what happened is, they found
15 out that he's illegal person. I can't blame law enforcement
16 for that. He's not using drugs. But, three years ago, he
17 passed away from overdose. But his whole job started from
18 that. And he came down here, he was electrician, he was
19 working as foreman for big company, and . . . he just got
20 fired. They did not do their investigation on their part or
21 the police. They just completely just dump him and kick him
22 out of the union, and that's how it all start.

23 MR. LEEMAN: What was the law enforcement agency
24 investigating that?

25 JUROR TREYVUS: It was NYPD.

1 MR. LEEMAN: Okay. Thank you, sir.

2 Mr. Rodriguez? A little bit? Sounds like you were,
3 at one time, in retail?

4 JUROR RODRIGUEZ: Yes.

5 MR. LEEMAN: When did that end?

6 JUROR RODRIGUEZ: 2016?

7 MR. LEEMAN: 2016?

8 JUROR RODRIGUEZ: Yeah.

9 MR. LEEMAN: And, most recently, you did what?

10 JUROR TREYVUS: Well, I worked as cake decorator for
11 Publix.

12 MR. LEEMAN: Ah, for Publix. Okay. But you no
13 longer work for Publix.

14 JUROR TREYVUS: No.

15 MR. LEEMAN: When did that end?

16 JUROR TREYVUS: Two years ago. Right after that, I
17 wanted to start my own company, and then it didn't really work
18 out, so I never really finished it, and then COVID-19 came, so
19 I canceled the whole process of it.

20 MR. LEEMAN: So, in some sense, you're unemployed
21 because of what's been going on with the pandemic?

22 JUROR RODRIGUEZ: Kind of, yeah.

23 MR. LEEMAN: Understood. But do you have a
24 bachelor's in computer science, as well.

25 JUROR RODRIGUEZ: Yes.

1 MR. LEEMAN: Mr. Hochman. Most of interest to me,
2 you bank with Sanibel Captiva Bank?

3 JUROR HOCHMAN: Yes.

4 MR. LEEMAN: Is that a personal banking relationship?

5 JUROR HOCHMAN: I have both personal and business
6 accounts there, but I have not done any business there except
7 for checking accounts.

8 MR. LEEMAN: You just have accounts there?

9 JUROR HOCHMAN: That's correct.

10 MR. LEEMAN: Okay. You're not interfacing with
11 members of the bank to seek loans or things like that?

12 JUROR HOCHMAN: No.

13 MR. LEEMAN: Would you even know the name of a single
14 person at the bank?

15 JUROR HOCHMAN: I know there was a guy that I used to
16 work out with in the same gym, but beyond that I don't know his
17 name.

18 MR. LEEMAN: So the extent of it was he went to the
19 gym at the same time as you.

20 JUROR HOCHMAN: Correct.

21 MR. LEEMAN: Okay. The fitness company, I did not
22 have -- I have you as the owner of it. I did not hear that you
23 had taken PPP loans for it?

24 JUROR HOCHMAN: I just launched it, so it wasn't
25 something that I would have been able to.

1 MR. LEEMAN: It's new.

2 JUROR HOCHMAN: Yes.

3 MR. LEEMAN: Your wife is a pharmacist?

4 JUROR HOCHMAN: Nuclear pharmacist. And she is my
5 fiancée. Don't push it.

6 MR. LEEMAN: Does she work on her own, or is it part
7 of --

8 JUROR HOCHMAN: No, no. She works for Visar.

9 MR. LEEMAN: That's a what? Some of these things
10 I --

11 JUROR HOCHMAN: It's a joint between Lee Memorial or
12 Lee, I guess now, and Sarasota Hospital.

13 MR. LEEMAN: All right. Follow that.

14 The subpoena in the quid pro quo case, I don't really
15 care to know what it's about, but were you subpoenaed as a
16 witness or as something else?

17 JUROR HOCHMAN: I don't know if I can really answer
18 that. Because I was involved with what was going on and they
19 called me, they called me in to ask me questions about it. But
20 I was not being I don't know the terminology. I
21 wasn't being tried for anything. They did tell me, if they
22 uncovered anything new in the process that was criminal, that
23 could change things.

24 MR. LEEMAN: Okay.

25 JUROR HOCHMAN: But no, I think I was just there as a

1 witness. And it didn't go any further. I didn't go in front
2 of a grand jury.

3 MR. LEEMAN: And this was a federal subpoena?

4 JUROR HOCHMAN: Um-hum.

5 MR. LEEMAN: And the case, as you understand it, was
6 pending in the District of Massachusetts?

7 JUROR HOCHMAN: Yeah. I flew up to Boston for it.

8 MR. LEEMAN: Was anyone ever charged?

9 JUROR HOCHMAN: It was pharmaceutical company, and
10 they were found -- I don't know if they were found guilty, but
11 there was a huge fine. It was a whistle blower case. It
12 stemmed from one of my teammates. I was a sales rep.

13 MR. LEEMAN: Was it a civil case or a criminal case?

14 JUROR HOCHMAN: I don't know.

15 MR. LEEMAN: Okay. That's fine.

16 JUROR HOCHMAN: Can a company be charged in a civil
17 case? I don't know how that works.

18 MR. LEEMAN: Fair enough. Thank you, sir.

19 Mr. Nieves, you worked for Target.

20 JUROR NIEVES: Target Corporation; correct.

21 MR. LEEMAN: Got it. Wife works for a local credit
22 union? Which one?

23 JUROR NIEVES: Suncoast Credit Union.

24 MR. LEEMAN: What does she do there?

25 JUROR NIEVES: She is a supervisor for the ITM

1 department. They are their own standalone thing. Basically,
2 you drive up to the bank, and see the teller's face. She
3 operates as a supervisor for that branch.

4 MR. LEEMAN: Okay. Do you know if she had any role
5 in providing/facilitating PPP loans?

6 JUROR HOCHMAN: It doesn't pertain to her specific
7 job. It's just the transactions, and monitoring units.

8 MR. LEEMAN: So you don't have any special insight
9 into how PPP loans work?

10 JUROR HOCHMAN: No. All we talk about is our
11 employees' performance and how they don't meet our
12 expectations.

13 MR. LEEMAN: Got it.

14 Mr. Panzegraf. I thought I saw you raising your hand
15 a little bit when they were talking about if you had heard
16 anything about this case, but I don't think you got called on.

17 JUROR PANZEGRAF: Media. Just the media.

18 MR. LEEMAN: Just media. And is there anything about
19 what you've heard that would prevent from you sitting here and
20 being a fair and impartial juror?

21 JUROR PANZEGRAF: No.

22 MR. LEEMAN: Your worked as a private investigator,
23 that was in Chicago?

24 JUROR PANZEGRAF: Yes.

25 MR. LEEMAN: You mentioned most of it was wayward

1 spouses?

2 JUROR PANZEGRAF: Domestic. Chasing wayward spouses.

3 MR. LEEMAN: Yeah? Okay. But you did mention some
4 criminal stuff. Could you give us a little insight into what
5 that was?

6 JUROR PANZEGRAF: Staking out a drugstore, watching
7 for employee theft. Catch them on occasion.

8 MR. LEEMAN: Okay. Were you ever hired by defense
9 attorneys in a criminal case to be an expert?

10 JUROR PANZEGRAF: The attorneys did do both work, so
11 yes.

12 MR. LEEMAN: So you were hired by defense attorneys
13 to be an investigator?

14 JUROR HOCHMAN: Sure.

15 MR. LEEMAN: In a criminal case.

16 JUROR HOCHMAN: In a criminal case.

17 MR. LEEMAN: You don't do that line of work anymore
18 though?

19 MR. DICKERSON: No.

20 MR. LEEMAN: You never did it here, locally?

21 JUROR HOCHMAN: No.

22 MR. LEEMAN: All right. Thank you, sir.

23 I'm going to continue down the line, even though I
24 think you're technically the last. Ms. Cohen?

25 JUROR COHEN: Yes.

1 MR. LEEMAN: Your husband's company, or you and your
2 husband's company, sounds like it received a PPP loan?

3 JUROR COHEN: Yes. The psychology practice.

4 MR. LEEMAN: And did you have a role . . . sounds
5 like you applied for forgiveness, it may not -- it's still in
6 the process; is that right?

7 JUROR COHEN: I haven't even asked my husband in the
8 last few months. I know he filed the paperwork. I know that
9 they got back to him to make sure that if he needed to provide
10 additional support paperwork. That's honestly

11 MR. LEEMAN: So you're just out of the loop right
12 now.

13 JUROR COHEN: Yeah. I just haven't asked him about
14 it.

15 MR. LEEMAN: Did you have a role in filling out any
16 of the paperwork that was required to get the loan?

17 JUROR COHEN: I can't remember, to be honest,
18 because, the way the company is structured, somehow it's also
19 tied to our personal thing, so I don't remember if I had to
20 sign off on it or not.

21 MR. LEEMAN: Okay. All right. Fair enough.

22 JUROR COHEN: We got it, though.

23 MR. LEEMAN: You're a teacher. You teach what?

24 JUROR COHEN: Science, biology, and genetics.

25 MR. LEEMAN: High school?

1 JUROR COHEN: Yes.

2 MR. LEEMAN: Thank you.

3 Miss Klein? Bonita Springs resident. Teacher.

4 Retired. You didn't say what you taught either.

5 JUROR KLEIN: I had a double degree in elementary
6 education and speech therapy, so I did both of those. Not at
7 the same time but.

8 MR. LEEMAN: Tell me about this hospital board you
9 served on. Was that something you sort of -- tell me about it,
10 I guess.

11 JUROR KLEIN: Well, I was on the board for 37 years.
12 Most of those, I was chairman of the board. I was probably on
13 the hospital board not because I had any medical background,
14 not nursing, not medical, but I had served on other boards in
15 the community, and somehow they thought I -- I had something to
16 offer.

17 MR. LEEMAN: Did a good job. Okay. Your husband was
18 banker, and you mentioned that he did investments. Was he an
19 investment banker?

20 JUROR KLEIN: Yes.

21 MR. LEEMAN: Who did he work for?

22 JUROR KLEIN: He had his own business.

23 MR. LEEMAN: Where was that?

24 JUROR GRALEY: In Kalamazoo, Michigan.

25 MR. LEEMAN: No longer doing that?

1 JUROR COHEN: No. He's well retired.

2 MR. LEEMAN: Okay. No further questions, Miss Klein.
3 Thank you very much.

4 Ms. Alvarez. I don't have any questions for you.
5 Sorry.

6 Mr. Anderson next. Railroad manager. Dealing with
7 rules and operations of some particular railroad. Was that a
8 government job, I guess that -- I know there's a lot of
9 interplay sometimes.

10 JUROR ANDERSON: No. Worked for the railroad
11 company.

12 MR. LEEMAN: You worked for a private railroad
13 company?

14 JUROR ANDERSON: Yes.

15 MR. LEEMAN: When did you retire?

16 JUROR ANDERSON: 2012.

17 MR. LEEMAN: Been living the retired life since then?

18 JUROR ANDERSON: I did some consulting again,
19 basically teaching new hires on the railroad how to work
20 without getting hurt, for about two years, and then been living
21 the retired life ever since.

22 MR. LEEMAN: Thank you, sir.

23 Mr. Mitchell? Your wife, I had written down your
24 wife, independent travel consultant. Could you tell me what
25 that is?

1 JUROR MITCHELL: Travel agent.

2 MR. LEEMAN: Travel agent.

3 JUROR MITCHELL: Yes.

4 MR. LEEMAN: Did she have her own travel agency.

5 JUROR MITCHELL: Yes.

6 MR. LEEMAN: And my understanding is she did take a
7 PPP loan?

8 JUROR MITCHELL: Yes; as an independent contractor.

9 MR. LEEMAN: Did you help in any way with her
10 procuring that loan?

11 JUROR MITCHELL: No, I didn't.

12 MR. LEEMAN: All right. Did she talk to you about
13 the process, at all? I mean, are you, in any way, familiar
14 with it because of your talks with her?

15 JUROR MITCHELL: I am somewhat familiar, just in an
16 ancillary regard and hearing some of the things she may have
17 shared, and frustration, or something like that.

18 MR. LEEMAN: You didn't help her fill out any of the
19 paperwork?

20 JUROR ANDERSON: No.

21 MR. LEEMAN: Did you look at any of the paperwork?

22 JUROR ANDERSON: No.

23 MR. LEEMAN: Thank you, sir.

24 Ms. Shaw?

25 JUROR SHAW: Yes.

1 MR. LEEMAN: Physical therapist assistant.

2 JUROR SHAW: Yes.

3 MR. LEEMAN: Are you working for an entity or working
4 for yourself? How does that work?

5 JUROR SHAW: I work for Naples Community Hospital.

6 MR. LEEMAN: Big hospital?

7 JUROR SHAW: Yes.

8 MR. LEEMAN: Did they take PPP?

9 JUROR SHAW: That I don't know.

10 MR. LEEMAN: That you know of?

11 JUROR SHAW: I have no idea.

12 MR. LEEMAN: Husband also works for the county,
13 government agency?

14 JUROR SHAW: Yes.

15 MR. LEEMAN: All right. I don't have any further
16 questions for you.

17 Ms. King. All right. Thank you. You work for the
18 county, as well.

19 JUROR KING: Yes, I do.

20 MR. LEEMAN: And your husband works for the county as
21 well?

22 JUROR KING: Yes.

23 MR. LEEMAN: I don't have any questions for you.
24 Thank you.

25 Mr. Kaufman. Your wife is a teacher.

1 JUROR KING: Yes.

2 MR. LEEMAN: And you are a retired regional sales
3 director. When did you retire, sir?

4 JUROR KAUFMAN: The end of November.

5 MR. LEEMAN: End of November, 2020?

6 JUROR KING: Yes.

7 MR. LEEMAN: And the company?

8 JUROR KING: The company was Guess Supply. It's
9 owned by Cisco Food.

10 MR. LEEMAN: What does it supply? Foods?

11 JUROR KING: They supply hospitality products.
12 Towels, and sheets, and manufacture products.

13 MR. LEEMAN: Understood. Okay. When you were
14 employed there, I don't know the size of that company, strikes
15 me as big. It's large company?

16 JUROR KING: Yeah. I think another a worldwide
17 company.

18 MR. LEEMAN: It didn't get PPP funds that you know?

19 JUROR KING: No. They just let people go.

20 MR. LEEMAN: All right. Thank you, sir.

21 Miss Bonany? Mortgage loan originator.

22 JUROR BONANY: Yes, sir.

23 MR. LEEMAN: Are you still employed as that.

24 JUROR BONANY: Oh, yes, sir.

25 MR. LEEMAN: How long have you been doing that for?

1 JUROR BONANY: Ten years.

2 MR. LEEMAN: Ten years. Okay. Husband is a
3 distributor at an aluminum company is what I wrote down, but
4 you were talking fast.

5 JUROR BONANY: I'm sorry. He's a supervisor at an
6 aluminum distribution company.

7 MR. LEEMAN: Is that a big company, small company?

8 JUROR BONANY: It is. It is part of a nationwide
9 company. Over 10,000 employees.

10 MR. LEEMAN: I'd say that's pretty big. Thank you.

11 Mr. Weber, PPP for wife's business. I think the
12 Judge did specifically ask you, you didn't pay a role in
13 filling it out in any way?

14 JUROR WEBER: No.

15 MR. LEEMAN: How about dinnertime conversation about
16 the PPP program? Did you guys sit down and have fun like that,
17 or not?

18 JUROR WEBER: She told me she applied for it.

19 MR. LEEMAN: As far as the details go?

20 JUROR KING: No.

21 MR. LEEMAN: All right. Let me ask you this.

22 Mr. Crowther is on trial here. He's presumed innocent. But he
23 owns a roofing company, as well. Had you heard of that roofing
24 company? Is it a competitor of where your wife works?

25 JUROR WEBER: I never heard of that one. I've heard

1 of Crowther, the other one.

2 MR. LEEMAN: I mean, is Crowther Roofing a competitor
3 of where your wife works?

4 JUROR WEBER: I'm sure they are. Every roofing
5 company would be.

6 MR. LEEMAN: I don't know, but okay.

7 MR. DICKERSON: Because their company is pretty big
8 too.

9 MR. LEEMAN: What is the name of the roofing company?

10 JUROR KING: Island Roofing.

11 MR. LEEMAN: Island Roofing. Let me make sure that
12 was it.

13 All right. Thank you, sir.

14 Mr. Bailey?

15 JUROR BAILEY: Yes, sir.

16 MR. LEEMAN: Second to last. Have a job interview
17 coming up on Wednesday?

18 JUROR BAILEY: That's correct, sir.

19 MR. LEEMAN: For what type of a job?

20 JUROR BAILEY: It's for like a manager in a
21 greenhouse facility.

22 MR. LEEMAN: Sounds like similar to what you were
23 doing before.

24 JUROR BAILEY: Yes.

25 MR. LEEMAN: Your child is a private investigator.

1 What can you tell us about that?

2 JUROR BAILEY: He used to work for Chase America, and
3 then he's working for a company out of Kentucky. He works from
4 home, but I don't really know the details of what his work
5 entails.

6 MR. LEEMAN: You don't know, sort of broadly, what he
7 investigates?

8 JUROR BAILEY: I know he investigates insurance
9 claims or insurance fraud. That's one thing I know he
10 investigates.

11 MR. LEEMAN: Does he get hired by attorneys of any
12 type?

13 JUROR BAILEY: No.

14 MR. LEEMAN: Maybe he's hired by insurance companies?

15 JUROR BAILEY: It's not an insurance company, it's a
16 company that does -- that's all he does, private investigation,
17 and he's hired as one of their private investigators, so it's a
18 nationwide company. I'm not sure of the details of his
19 involvement with that.

20 MR. LEEMAN: That's okay. Thank you, sir.

21 And, last but not least, Mr. Moore? Retired software
22 developer. When did you retire, sir?

23 JUROR MOORE: 2016.

24 MR. LEEMAN: 2016. You haven't really worked since
25 then?

1 JUROR MOORE: I've done some consulting part-time.

2 MR. LEEMAN: Software type stuff?

3 JUROR MOORE: Yes.

4 MR. LEEMAN: Your wife is a retired nurse. Okay. I
5 don't have any questions for you.

6 Let me just sort of wrap this up broadly. You've all
7 heard it now, I'm not going to dwell on exactly what I'm trying
8 to get at here, but I've asked if you all have been a victim of
9 a crime, specifically some type of a theft crime, or something
10 related to theft, whether it's a burglary, or a robbery, or a
11 fraud, something where you are deprived of your property by
12 another. You, or your significant other, or close member of
13 your family. Anybody have anything like that, that we can talk
14 about?

15 All right. We're going to go through quickly.

16 Mr. Treyvus, just tell me about it briefly, if you
17 would.

18 JUROR TREYVUS: I explained that, just broken into my
19 house and stealing all the electronic devices.

20 MR. LEEMAN: But you never got the callback. Was
21 that an NYPD case, as well?

22 JUROR TREYVUS: Yup.

23 MR. LEEMAN: If the NYPD isn't involved in this case,
24 are you going to have any issue with law enforcement that might
25 be involved?

1 JUROR TREYVUS: I don't want to say no, but I might.

2 MR. LEEMAN: You might?

3 JUROR TREYVUS: Yeah.

4 MR. LEEMAN: Why, just because the situation angered
5 you so much?

6 JUROR TREYVUS: Just happened back to back after my
7 brother-in-law, and just -- you know, like I said, just left a
8 bad taste in my mouth.

9 MR. LEEMAN: Fair enough.

10 Let's go down the line. Anyone else in the front
11 row? I believe Mr. Hochman?

12 JUROR HOCHMAN: I had a restaurant that was robbed a
13 few times.

14 MR. LEEMAN: A what was robbed?

15 JUROR HOCHMAN: A restaurant.

16 MR. LEEMAN: Okay. Robbed, or burgled? I don't know
17 if burgled's a word.

18 JUROR HOCHMAN: Broken into at night.

19 MR. LEEMAN: Broken into at night.

20 JUROR HOCHMAN: Took whatever was in the register and
21 whatnot.

22 MR. LEEMAN: Okay police do anything about it?

23 JUROR HOCHMAN: It was never resolved. I have no
24 animosity about it.

25 MR. LEEMAN: No animosity toward law enforcement.

1 Okay.

2 Miss Cohen.

3 JUROR COHEN: Just credit card. But no dealings with
4 any law enforcement for it.

5 MR. LEEMAN: Did you even report it to law
6 enforcement?

7 JUROR COHEN: No.

8 MR. LEEMAN: But you have had somebody get some money
9 out of some cards you had, or accounts you had.

10 JUROR COHEN: Um-hum.

11 MR. LEEMAN: Fair enough.

12 Mr. Mitchell?

13 JUROR MITCHELL: Just my wife was a victim of
14 identity theft. We did call the authorities, and they came and
15 did what they could, but in the end it was a lot of footwork on
16 our part. It was very frustrating.

17 MR. LEEMAN: Did she get her money back?

18 JUROR MITCHELL: She did.

19 MR. LEEMAN: She did get her money back?

20 JUROR MITCHELL: She did.

21 MR. LEEMAN: What authorities did you speak to?

22 JUROR MITCHELL: Collier County Sheriff's Department
23 sent out a community services rep, and he was helpful. It
24 worked out as best as we could, but we never heard whether he
25 was ever caught.

1 MR. LEEMAN: So no animosity against law enforcement
2 for that incident.

3 How about if a person is accused of a theft type
4 crime? Would you be able to set that incident aside and give
5 them a fair trial?

6 JUROR MITCHELL: I would be able to.

7 MR. LEEMAN: Thank you.

8 Who else do we have? Anyone else? Mr. Kaufman?

9 JUROR KAUFMAN: Our house was burgled by a couple of
10 teenagers a couple of years ago. They stole some electronics,
11 money. They were caught in the house down the street by the
12 guy that was there. The police did a good job, sent the kids
13 to Oklahoma, to some camp, never saw them again.

14 MR. LEEMAN: Sounds like you don't have police
15 animosity from that. How about would you be able to set aside
16 any feelings you had for someone that might take the money of
17 others and give someone accused of something like a fair trial?

18 JUROR KAUFMAN: Fair trial, yes.

19 MR. LEEMAN: Also in the top row, Mr. Weber.

20 JUROR WEBER: I have a cabinet shop that was broken
21 into. Stole some equipment. I barely remember the details,
22 25 years ago.

23 MR. LEEMAN: Does it stand to reason that it's not
24 going to sway you a lot in one way or the other.

25 JUROR WEBER: It won't sway me.

1 MR. LEEMAN: Okay. That's good. Thank you for
2 telling me.

3 Anyone else in the back row. All right.

4 Your Honor, may I just have a second?

5 THE COURT: You may.

6 MR. LEEMAN: Thank you.

7 Mr. Hochman, just to follow up on the grand jury
8 subpoena, or the subpoena question, sounds like we don't
9 exactly know what it was. Was there anything about that
10 experience that you went through -- and I can't specify,
11 because I don't know a whole lot about it, but was there
12 anything that left a bad taste in your mouth about the U.S.
13 Government that the government couldn't be assured of a fair
14 trial in this case either?

15 JUROR HOCHMAN: No. That's not a problem.

16 MR. LEEMAN: Thank you, Your Honor.

17 THE COURT: Thank you.

18 Mr. Dickerson?

19 MR. DICKERSON: Thank you, Your Honor.

20 You've all heard my questions down in the room over
21 the intercom, so I'm going to try to cut to the chase as
22 quickly as we can here.

23 Good evening, first.

24 Mr. Treyvus, I understand the issue you have with the
25 New York Police Department. There's no New York Police

1 Department here.

2 JUROR TREYVUS: Right.

3 MR. DICKERSON: I'm unaware of any police department
4 being a witness. We do have a Secret Service agent.

5 The fact that this is the Federal Government, which
6 is different than the New York Police Department, would that
7 enable you to look at the government and the defendant and not
8 have any bias towards either one of them?

9 JUROR TREYVUS: I don't know the answer to that.

10 MR. DICKERSON: Okay. So you can't say, before this
11 trial starts, that you could be --

12 JUROR TREYVUS: I cannot say definitely yes or no.

13 MR. DICKERSON: All right. How long ago was it with
14 the New York Police Department?

15 JUROR TREYVUS: One occasion was like six or
16 seven years ago, and the other one was a year ago.

17 MR. DICKERSON: So both within six to eight years?

18 JUROR TREYVUS: Yes.

19 MR. DICKERSON: Mr. Rodriguez, you mentioned you were
20 on Twitter when you saw media about Mr. Crowther. Did you do
21 any sharing, comments, did you read comments, did you look into
22 it?

23 JUROR RODRIGUEZ: Yeah, I did read some comments, but
24 it was mostly like local trending news. I did not understand
25 exactly what it was at the time. And then, when I clicked on

1 it, saw some opinions on it. I didn't share, didn't have any
2 opinion on it at all. It didn't effect me personally. I just
3 knew about it because it was news. You know, my reading that.

4 MR. DICKERSON: Okay. And you don't have any
5 recollection what those comments were?

6 JUROR RODRIGUEZ: Most of them were negative at the
7 time.

8 MR. DICKERSON: Mr. Crowther, sitting here right now,
9 and with what the Judge said, that Mr. Crowther is presumed
10 innocent, the government's burden of proofing beyond a
11 reasonable doubt, do you see Mr. Crowther here as an innocent
12 man?

13 JUROR RODRIGUEZ: I would say yes, because I can't
14 really judge him on anything other than what other people said.
15 I don't have my own opinion on it because I haven't heard any
16 evidence, obviously. Also, other people's opinions are not
17 really affecting, in the sense, because I just read things. I
18 don't form an opinion over other people's opinions.

19 MR. DICKERSON: Okay. So you think that you could
20 represent to the Judge and all of us here that you wouldn't
21 have any bias or prejudice about Mr. Crowther from what you've
22 already read before coming to this case?

23 JUROR RODRIGUEZ: I would not have any explicit bias,
24 but it would be in the back of my mind, what I read; but it
25 wouldn't be something -- if I heard enough information, I

1 probably would make it whatever opinion I would have got.

2 MR. DICKERSON: So are you saying you already have an
3 opinion in the back of your mind, right now, and you gotta hear
4 evidence and information to change that opinion?

5 JUROR RODRIGUEZ: Not to change, but you know how,
6 when you have an impression? That's what I should say. Like
7 an impression that I have from other people's writing? But
8 that's about it. I don't have an actual full opinion on it.

9 MR. DICKERSON: So you do have an impression.

10 JUROR RODRIGUEZ: I have as impression; yes.

11 MR. DICKERSON: And that impression is going to
12 influence you?

13 JUROR RODRIGUEZ: When you have an impression of
14 something, that's what you're thinking in the back of your mind
15 at the time. But I don't have any negative bias towards him.
16 I don't feel anything toward him.

17 MR. DICKERSON: All right.

18 JUROR RODRIGUEZ: You know what I mean? It's just
19 kind of like you heard something, but you don't really know
20 what's going on.

21 MR. DICKERSON: Right, but if I got an impression
22 when I go into something, instead of having a clean slate,
23 which is zero, I don't, I've got this impression, so I'm
24 requiring something to explain my previous impression before I
25 get to that clean slate.

1 JUROR RODRIGUEZ: Correct.

2 MR. DICKERSON: So you've got --

3 JUROR RODRIGUEZ: Yes, I have that part, yes.

4 MR. DICKERSON: So you're not a clean slate, you have
5 an impression.

6 JUROR RODRIGUEZ: Yes.

7 MR. DICKERSON: So we have to get to the clean slate
8 before we get this burden.

9 JUROR RODRIGUEZ: I guess. I'm sorry.

10 MR. DICKERSON: No reason to apologize. Don't
11 apologize. Thank you very much.

12 Mr. Hochman. Who are you a sales rep for?

13 JUROR HOCHMAN: Sanofi.

14 MR. DICKERSON: Sanofi. Okay. Was it over the
15 Hyalgan products? Bingo. All right. You're a Wells Fargo
16 adviser. When did you stop doing that?

17 JUROR HOCHMAN: 2016, I think, 2017, somewhere in
18 there.

19 MR. DICKERSON: And were you working for the --

20 JUROR HOCHMAN: I was employed by Wells Fargo
21 Advisers. They draw a very distinct line.

22 MR. DICKERSON: I get it. It's investment, not a
23 bank.

24 JUROR HOCHMAN: But they had one of their business
25 lines worked in the bank. So I didn't report to anybody in the

1 bank, I reported to wealth management, which is down in Naples,
2 but I actually was just posted in the office.

3 MR. DICKERSON: Okay. And so since you were inside
4 the branch, you had no idea what that branch was doing as far
5 as anything -- mortgages anything like that, how it's done.
6 Well, that's a poor question. That's a poor question.

7 With your experience, you didn't have direct
8 experience with the paperwork and documentation that's needed
9 for closing of business loans or anything in that regard.

10 JUROR HOCHMAN: Correct.

11 MR. DICKERSON: Okay. Did you -- on the investment
12 side, did you guys allow loans on like options, and loans on
13 the actual account, the private banking account?

14 JUROR HOCHMAN: On the brokerage side.

15 MR. DICKERSON: The brokerage side, yes. You were
16 involved in that.

17 JUROR HOCHMAN: If a client wanted to do that, yeah.

18 MR. DICKERSON: But you weren't involved in actually
19 getting all the paperwork together, all the loan documents to
20 do it.

21 JUROR HOCHMAN: I didn't like doing those,
22 personally, so I didn't do them.

23 MR. DICKERSON: Why didn't you like doing them?

24 JUROR HOCHMAN: They were risky.

25 MR. DICKERSON: You didn't like doing the loans

1 because it was risky based on the account.

2 JUROR HOCHMAN: Right; the decision I was making for
3 my clients.

4 MR. DICKERSON: Okay. Thank you.

5 I'm going real quick, Mr. Nieves, to see if I have
6 anything on here. I will simply say I don't have any questions
7 for you.

8 Mr. Panzegraf, with the private investigator, how
9 much work did you do for defense lawyers? Criminal defense
10 lawyers. Smidgen? Like got a pia, ten percent of the pie,
11 20 percent?

12 JUROR PANZEGRAF: Ten or less.

13 MR. DICKERSON: Okay. Go back a little. I'll come
14 back. I know I'm going to come back to you, I think. Are you
15 a fisherman?

16 JUROR PANZEGRAF: I am.

17 MR. DICKERSON: I'll just do it now then.

18 JUROR PANZEGRAF: I have a boat, too.

19 MR. DICKERSON: Do you have any boats?

20 JUROR PANZEGRAF: Yup.

21 MR. DICKERSON: What kind of boat do you have?

22 JUROR PANZEGRAF: I have a center console.

23 MR. DICKERSON: How many times? One boat? You got
24 Lake Michigan up there in Chicago.

25 JUROR PANZEGRAF: I had a boat up there, but

1 primarily down here.

2 MR. DICKERSON: What's your experience with your
3 boats?

4 JUROR PANZEGRAF: Lot of harbor fishing. Only a
5 25-footer. I don't go out in the gulf much. Once a week. I
6 hang with fishermen.

7 MR. DICKERSON: Hang with guys on boats? You like
8 your boat, and you like fishing.

9 JUROR PANZEGRAF: Yup.

10 MR. DICKERSON: Thank you.

11 Miss Cohen.

12 JUROR COHEN: Um-hum.

13 MR. DICKERSON: You didn't do anything with the
14 paperwork, that you recall, as far as signing off on a PPP;
15 right?

16 JUROR COHEN: Right. I know what was covered, like I
17 know what it was supposed to be used for; but in terms of how
18 it was dealt with, I didn't.

19 MR. DICKERSON: What do you mean, you know what it
20 was supposed to be used for?

21 JUROR COHEN: Payroll. I know it had a certain
22 percent that it was supposed to be, I know it also changed
23 during the process of what the percent should have been.

24 MR. DICKERSON: Do you recall what that change was?

25 JUROR COHEN: I think they made it that less had to

1 be used for payroll and more could be used for other things.

2 MR. DICKERSON: And you said your husband did file
3 for forgiveness.

4 JUROR COHEN: Um-hum.

5 MR. DICKERSON: Do you understand that, if you didn't
6 file for forgiveness, he would have to pay that loan back?

7 JUROR COHEN: Um-hum. That's why I questioned him
8 about it.

9 MR. DICKERSON: And what do you mean, questioned him
10 about it?

11 JUROR COHEN: To make sure that, okay, you don't have
12 to do only for this, not this.

13 MR. DICKERSON: Okay. So when you . . . you made the
14 comment you saw it on the news, you saw it in the news, and
15 then you had a conversation with your husband saying this is
16 what it's got to be used for, you have to use it for this to be
17 able to apply for forgiveness?

18 JUROR COHEN: No. I mean we had had the
19 conversations before, about applying for it, and what it could
20 be used for, how it was going to be used. And then, when we
21 were watching the news, it was just kind of like what it was
22 allegedly used for it.

23 MR. DICKERSON: Um-hum. And did you understand that
24 the money was to be used for the purpose, like you said, the
25 payroll, over the 24, weeks or did you have an understanding of

1 that?

2 JUROR COHEN: I did have an understanding that it was
3 to cover a certain amount of time, and it had to be within
4 certain limits; yes.

5 MR. DICKERSON: Okay. And that experience, nothing
6 about your experience with the PPP loan, your husband's PPP
7 loan, influence or change your ability to be fair and impartial
8 today. Pardon me. Not today. This week.

9 JUROR COHEN: No.

10 MR. DICKERSON: Thank you.

11 Miss Klein, how are you doing? The board position
12 that you had, the chairman for nine years, and were you on the
13 board for 37 years? How much accounting did you really go
14 into, as the chairman of the board, as far as the profits and
15 losses of the board, and reporting as far as a nonprofit?

16 JUROR KLEIN: Sitting on the finance committee, but I
17 relied on other people. I have no background in accounting.

18 MR. DICKERSON: So you're a teacher, chairman of the
19 board, you're relying upon the finance committee and those
20 people that know about that to handle it; correct?

21 JUROR KLEIN: Absolutely.

22 MR. DICKERSON: Okay. And so you weren't necessarily
23 getting the nitty-gritty of that aspect as the board president,
24 you were letting them do it?

25 JUROR KLEIN: I only became familiar with it, with

1 the issues.

2 MR. DICKERSON: Okay. Since you were a teacher, you
3 weren't a finance person, you let the finance people handle it.

4 JUROR KLEIN: Right. I'm more of a governance issue.

5 MR. DICKERSON: All right. And what do you mean by
6 governance?

7 JUROR KLEIN: Making sure that they administer the
8 rules correctly.

9 MR. DICKERSON: The rules of the nonprofit, or the
10 rules of the 501(c)(3)?

11 JUROR KLEIN: Well, both. They're both involved.

12 MR. DICKERSON: All right.

13 JUROR KLEIN: Yes.

14 MR. DICKERSON: Thank you, ma'am.

15 Miss Alvarez. With the car situation, are you having
16 to like use a taxi to get here, or how are you getting to
17 court? With the Judge's question, you were hoping to get here
18 tomorrow.

19 JUROR ALVAREZ: No. Today I use the company car to
20 come here. I'm not supposed to do that. It's not for personal
21 use.

22 MR. DICKERSON: So you used your company's car for
23 the mental health counseling part to get here, and you're not
24 supposed to?

25 JUROR ALVAREZ: Yes.

1 MR. DICKERSON: Do you have any way to get here
2 tomorrow, without using the company's car when you're not
3 supposed to?

4 JUROR ALVAREZ: No.

5 MR. DICKERSON: So, if you were to come here, you
6 would have to pay for a cab, or Uber, or something to get here?

7 JUROR ALVAREZ: I'm sorry?

8 MR. DICKERSON: If you didn't use your company's car,
9 you would have to pay money to either a cab driver or an Uber
10 to get here?

11 JUROR ALVAREZ: No.

12 MR. DICKERSON: Okay. How would you get here then?

13 JUROR ALVAREZ: How would I get here?

14 MR. DICKERSON: Yeah.

15 JUROR ALVAREZ: I don't know.

16 MR. DICKERSON: So, right now, you don't know how
17 you're going to get here tomorrow if you're chosen for the
18 jury.

19 JUROR ALVAREZ: Exactly.

20 MR. DICKERSON: Thank you.

21 Mr. Anderson. With your experience in the railroad,
22 working for the private company, and dealing with the federal
23 rules and regulations as it applies to railroad, how simple is
24 that versus how complicated is that?

25 JUROR ANDERSON: Depends on the regulation.

1 Difficult because you would get different interpretations on
2 the regulations from different inspectors, but simple in the
3 fact that there's only certain things that we do, and certain
4 ways to do them, so.

5 MR. DICKERSON: So how would you deal with if you had
6 a different interpretation by different inspectors on the same
7 issue.

8 JUROR ANDERSON: I'd fly to Washington, D.C. for
9 help.

10 MR. DICKERSON: Who in Washington, D.C. could tell
11 you that?

12 JUROR ANDERSON: Well, we applied for help on one
13 issue in 2007, and in 2012, when I retired, we still hadn't
14 gotten an answer back.

15 MR. DICKERSON: All right. And how about this, I
16 gotta hit you four first, again, but if you have a boat, I'm
17 going through, just let me -- all right, you've got a boat?

18 JUROR ANDERSON: Yup. Got a boat. My sixth boat.
19 I'll never make any money off it. I love my boat. 22-foot
20 pontoon.

21 MR. DICKERSON: Okay. So you're not buying your boat
22 for any type of investment, you're just buying your boat to
23 enjoy it.

24 JUROR ANDERSON: I'm not a fisherman, but I like to
25 go out on a little booze cruise sometimes.

1 MR. DICKERSON: Responsible booze cruise; right?
2 Okay.

3 How about you four? Do any of you have boats?
4 Miss Klein? All right. Yeah? I knew about your boat. We
5 talked about your boat. Unless you got something else to say.

6 JUROR ANDERSON: You're welcome to come out on it.

7 MR. DICKERSON: Thank you.

8 Mr. Mitchell.

9 JUROR MITCHELL: Yes, sir.

10 MR. DICKERSON: You mentioned in discussion with
11 Mr. Leeman about your wife discussing the frustration of PPP.
12 What did you mean by that frustration?

13 JUROR MITCHELL: Well, in her case, she has a travel
14 agency. It was more frustration due to COVID. You know,
15 nobody is booking, you're making cancellations. And she also
16 had to home school the kids at the time. And I was trying to
17 help with that, although I was still working, because I was
18 working for the city. So it was just general frustration of
19 having to work through that process along with everything else
20 that was going on.

21 MR. DICKERSON: So the process of doing the
22 application, getting the documentation in, the proof, in that
23 process?

24 JUROR MITCHELL: Getting everything done and -- you
25 know, she didn't really discuss most of that with me, but I

1 could overhear those conversations as I was trying to home
2 school our kids, so I was aware of that some of the -- you
3 know, some of her conversations with other people who worked in
4 her field, in her industry, trying to give her pointers.

5 MR. DICKERSON: Okay. And, since this case has
6 nothing do with the travel world agency, what you heard, you
7 could push that aside if you're hearing a different type of
8 business, and the PPP program for businesses versus independent
9 contractors?

10 JUROR MITCHELL: Right.

11 MR. DICKERSON: Okay. Thank you.

12 I don't have anything for you. I'm good with
13 everything you had to answer.

14 JUROR SHAW: All right. Works for me.

15 MR. DICKERSON: And, Ms. King, the only question I
16 have for you is, you and your husband are both working for a
17 government agency, granted county government. Do you, when you
18 see a case here where it's the United States Government versus
19 an individual, since you work for a government agency, do you
20 put more weight on the government agency than the nongovernment
21 agency? Okay.

22 Mr. Mitchell, how about you? Same question? Because
23 you've got Naples parks, and you work for a city government.
24 If you see a government agency versus a citizen, do you give
25 more weight to the government just because you work with a

1 government?

2 JUROR MITCHELL: No.

3 MR. DICKERSON: All right.

4 And your answer was no, Miss King?

5 JUROR KING: No.

6 MR. DICKERSON: Thank you. I'm trying to hurry up.

7 Mr. Kaufman. What congressman does your 25-year-old
8 work for?

9 JUROR KAUFMAN: He works for Johnny Garrett, who is a
10 state congressman from the Murphysboro area, just outside
11 Nashville.

12 MR. DICKERSON: And with your experience working for
13 Guess Supply and Cisco Foods, did that with the PPP, you don't
14 know about any PPP application from Guess Services or Guess
15 Supply, so you really had no knowledge of whether PPP impacted
16 your employer's business at all; correct?

17 JUROR KAUFMAN: No, I did not. I would have no way.

18 MR. DICKERSON: Okay.

19 JUROR KAUFMAN: I was on this part of the company and
20 they were over there.

21 MR. DICKERSON: All right. Thank you.

22 Ms. Bonany, what kind of dog do you have?

23 JUROR BONANY: He's a Labrador Retriever.

24 MR. DICKERSON: How old?

25 JUROR BONANY: He just turned four. He doesn't

1 produce any tears, so this surgery is a specialized surgery
2 that's gonna be done at the veterinary college, where there's
3 an eye specialist. They're going to redirect one of his saliva
4 glands up to his eye to lubricate it.

5 MR. DICKERSON: Okay. I wish you best of luck with
6 that.

7 JUROR BONANY: Thank you.

8 MR. DICKERSON: Mr. Weber, Island Roofing, never
9 heard of Target, so you don't think there's an issue in your
10 mind as far as going back to your wife and saying hey, this is
11 Target Roofing, this may be one of your competitors.

12 JUROR WEBER: No. You told me not to talk about it.
13 I won't talk about it.

14 MR. DICKERSON: But it's your wife.

15 JUROR WEBER: When I read it in the paper, I asked
16 her if she knew who they were.

17 MR. DICKERSON: What did she say?

18 JUROR WEBER: She didn't know Target, but she did
19 know Crowther. Everybody knows Crowther.

20 MR. DICKERSON: Okay. Thank you, Mr. Weber.

21 Mr. Bailey. Job interview. First job interview in a
22 while. When did you stop working in Felva?

23 JUROR BAILEY: The company closed its site in
24 December last year, so I been job hunting since January of
25 this year.

1 MR. DICKERSON: Is this your first interview since
2 January?

3 JUROR BAILEY: No. I had two more interviews. This
4 is the third with this company.

5 MR. DICKERSON: All right. So it's a callback
6 interview.

7 JUROR BAILEY: Yes.

8 MR. DICKERSON: All right. Thank you.

9 Only thing, Mr. Moore, are you do consulting
10 part-time, do you have a company that does that?

11 JUROR MOORE: Self-employed.

12 MR. DICKERSON: Under a company, or just do it on
13 your own?

14 JUROR MOORE: Just do it on any own.

15 MR. DICKERSON: So that wouldn't have any ability for
16 PPP.

17 JUROR MOORE: No. Darn it.

18 MR. DICKERSON: What did you say? I didn't hear.

19 JUROR MOORE: Darn it.

20 MR. DICKERSON: One second, Your Honor.

21 Mr. Mitchell, your MRI is tomorrow; right?

22 JUROR MITCHELL: No. I have an appointment on
23 Wednesday. I'm trying to get an MRI to get this thing off of
24 my foot. But it's like, last week, I got it put on at the end
25 of the week, and so he wants the MRI done so if he knows if

1 there's a tear on the Achilles. So, until then, I have to wear
2 the boot. I was hoping to get it off Saturday, but the
3 insurance company wouldn't approve it at that quick notice.

4 MR. DICKERSON: So you may have torn your Achilles.

5 JUROR MITCHELL: Not fully. Maybe a partial tear.

6 MR. DICKERSON: And that appointment is probably down
7 in Naples?

8 JUROR MITCHELL: Yes. The MRI would be in Naples,
9 Estero, for the podiatrist.

10 MR. DICKERSON: A 3:45 appointment in Estero?

11 JUROR MITCHELL: That's in Estero, yes.

12 MR. DICKERSON: Nothing else, Your Honor. Thank you.

13 THE COURT: Counsel, if you'd take a look at your
14 notes, and when you're ready, we'll proceed.

15 Ladies and gentlemen of the jury, if you need to
16 stand and stretch, now is a good time to do it.

17 AT SIDEBAR

18 THE COURT: All right. Mr. Leeman? Challenges for
19 cause, if any?

20 MR. LEEMAN: Yes, Your Honor. We would seek to
21 strike Juror Number 33, Mr. Treyvus, for cause. He's indicated
22 that he cannot treat law enforcement fairly, and the reasons
23 for that are some pretty raw sounding circumstances, including
24 his brother perhaps becoming addicted to drugs because he was
25 falsely accused by law enforcement.

1 THE COURT: Any objection from the defense?

2 MR. DICKERSON: I have nothing to go against that,
3 Your Honor.

4 THE COURT: The Court will grant the challenge for
5 cause for Mr. Treyvus, which is your 33, my Number 1 this time
6 around.

7 Any other challenges for cause?

8 MR. LEEMAN: No, Your Honor.

9 THE COURT: From the defense, challenges for cause?

10 MR. DICKERSON: Yes, Your Honor. I think Juror
11 Number 2, 34, Mr. Rodriguez, also stated he did not have a
12 clean slate, at all. He's got that in the back of his mind.
13 He even said that we're going to have to go above to get the
14 clear slate. So I think he's got a bias already, before we
15 even start.

16 THE COURT: Any objection from the government?

17 MR. LEEMAN: Your Honor, I don't believe a juror is
18 required to start with a quote unquote clean slate. Everybody
19 brings something with them. He's indicated that he could be
20 fair and impartial, which I believe is the proper test, so we
21 do object to striking him for cause.

22 MR. DICKERSON: If I may, Your Honor?

23 THE COURT: You may.

24 MR. DICKERSON: He specifically got his information
25 from social media, Twitter, the comments. That's the thing

1 that we're very concerned about. So his mindset is from going
2 to Twitter and reading comments and having that perception
3 already. He said that, that he has a mindset already.

4 THE COURT: The only reason you're going to prevail
5 on your cause is his testimony with regard to going to Twitter
6 and comments distinguish him from some of the others who just
7 heard the news and various other newspapers. The lack of a
8 clean slate, I suspect he was getting a little bit
9 philosophical with you. But he said what he said, and, given
10 the Twitter source, I do find that the challenge for cause is
11 appropriate, so that will be granted.

12 Any other challenges for cause from the defendant?

13 MR. DICKERSON: Your Honor, Miss Alvarez doesn't have
14 any manner in which how she's going to get here tomorrow or any
15 other day except using her company vehicle, which she's not
16 supposed to use, which she used today to get here.

17 THE COURT: Is that a challenge for cause?

18 MR. DICKERSON: Yes, Your Honor.

19 THE COURT: Any objection?

20 MR. LEEMAN: No, Your Honor.

21 THE COURT: I would concur. That will be granted.

22 Any other challenges for cause from the defense?

23 MR. DICKERSON: Your Honor, Mr. Mitchell has got the
24 doctor's appointment at 3:45 in Estero, and unless we're going
25 to break our trial for 3:45 He's got a possible torn

1 Achilles. I think that would be justification for challenge
2 for cause.

3 THE COURT: From the government?

4 MR. LEEMAN: No objection, Your Honor.

5 THE COURT: I'll hold off on that one. He's
6 otherwise a fine juror. If we don't need him, I'll excuse him
7 for cause, but let me see how that plays out.

8 MR. DICKERSON: That's fine, Your Honor.

9 THE COURT: Okay. Other challenges for cause?

10 MR. DICKERSON: Last one is Miss Bonany with her dog.

11 THE COURT: Any objection?

12 MR. LEEMAN: No, Your Honor.

13 THE COURT: The Court will grant the challenge for
14 cause for her.

15 MR. DICKERSON: And one more, Your Honor. I'm sorry,
16 probably don't need it, but, with Mr. Bailey, his third job
17 interview on Wednesday.

18 THE COURT: That's right.

19 What says the government?

20 MR. LEEMAN: No objection, Your Honor.

21 THE COURT: The Court will grant that challenge for
22 cause.

23 MR. DICKERSON: Nothing further from the defense,
24 Your Honor.

25 THE COURT: All right. As I read my notes, you each

1 have one peremptory left. We'll start with the government.

2 MR. LEEMAN: We would exercise that on Juror
3 Number 37, Your Honor, Mr. Panzegraf.

4 THE COURT: All right. And for the defense?

5 MR. DICKERSON: Juror Number 36. Juror 36 is Mr.
6 Nieves.

7 THE COURT: All right. That would leave Mr. Hochman
8 as Juror Number 10, Miss King as Number 11, Mr. Anderson as
9 Number 12. I would grant the cause for Mr. Mitchell. And the
10 alternative is to have Ms. Shaw and Ms. King. And I would
11 propose two alternates. Is there anyone with a challenge to
12 either Ms. Shaw or King as alternates?

13 MR. LEEMAN: Not from the government, Your Honor.

14 MR. DICKERSON: Not from defense, Your Honor.

15 THE COURT: All right. I'll strike the rest of the
16 jurors then.

17 COURTROOM DEPUTY: Can you go through that one more
18 time?

19 THE COURT: Sure. So the jurors are as follows:
20 Number 10 will be Mr. Hochman. Number 11, Miss Klein. Twelve
21 is Mr. Anderson. Alternate Number 1 is Ms. Shaw. Alternate
22 Number 2 is Ms. King. And the rest will be excused.

23 Does that work fine with everyone's notes?

24 MR. LEEMAN: Yes, Your Honor.

25 MR. DICKERSON: Yes, Your Honor.

1 IN OPEN COURT

2 THE COURT: All right. Ladies and gentlemen, I'm
3 going to thank and excuse some of you, and the rest will
4 remain. It's easier just to say who's going to remain, and
5 then the others will be excused. You will not need to call
6 that telephone number. This will complete your term of jury
7 service in this case if you are excused.

8 In the first row, I would ask Mr. Hochman to stay.
9 In the second row, I would ask Ms. Klein, Mr. Anderson, and
10 Ms. Shaw to stay. In the third row, I would ask that Ms. King
11 stay. The rest you have will be excused with the Court's
12 thanks.

13 (Thereupon, the excused jurors left the courtroom.)

14 THE COURT: All right. Ladies and gentlemen, you're
15 included in the jury that we've selected. I'm going to ask
16 that you come back tomorrow morning at 9:00 o'clock, report to
17 the jury room. You're out of order, but we'll put you in the
18 right seats tomorrow morning, once we have all the other jurors
19 present.

20 I would repeat all the instructions you've heard
21 before about not talking about the case or allowing anyone to
22 discuss the case with you or in your presence. I do anticipate
23 some publicity about the case from various media sources, so
24 I'll again instruct you you are not to read or listen to any
25 such media reports about the case. As I've said several times

1 now, you have the best seats in the house, and you will have
2 for the next week. So it's very important to all of us.

3 And I will see you up here as close to 9:00 o'clock
4 tomorrow morning as we can. And you may be excused.

5 (At 6:06 p.m., the jurors were escorted from the
6 courtroom.).

7 THE COURT: All right. Counsel, 9:00 o'clock
8 tomorrow morning.

9 MS. WAID: Thank you, Your Honor.

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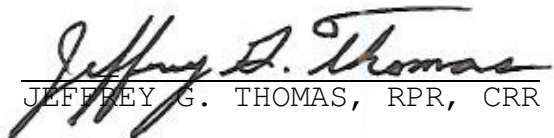
11 (Thereupon, at 6:06 p.m., the above-entitled matter was
12 concluded.)

13 -- -- -- -- --

14 CERTIFICATE

15 I CERTIFY THAT THE FOREGOING TRANSCRIPT IS A TRUE AND
16 ACCURATE TRANSCRIPT FROM THE ORIGINAL STENOGRAPHIC RECORD IN
17 THE ABOVE-ENTITLED MATTER.

18
19 Dated this 12th day of January, 2022.

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21 
22 JEFFREY G. THOMAS, RPR, CRR
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