

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

***VOIR DIRE* CHECKLIST FOR CRIMINAL TRIALS**

- I. QUESTIONS JUDGE ORDINARILY WILL NOT ASK BECAUSE INFORMATION IS OTHERWISE AVAILABLE**
- A. Information Available from Clerk's List of Jurors**
 - 1. Age
 - 2. City/Town of residence
 - 3. Occupation
 - 4. Employer
 - 5. If married, spouse's occupation
 - B. Information Available from Maine's Juror Questionnaire**
 - 1. Previous grand jury service
 - 2. Previous petit or traverse jury service
 - 3. Previous involvement in court as a party, witness, complaining witness or victim
 - 4. Law enforcement employment
 - 5. Current employment duties
 - 6. Education, including legal, technical and medical education
- II. SUBJECT MATTERS JUDGE ORDINARILY WILL EXPLORE AT ORAL *VOIR DIRE* EVEN WITHOUT A SPECIFIC REQUEST**
- A.** Juror availability for trial, given the date and length
 - B.** Prior knowledge of the case or of the defendant from any source, including media
 - C.** Any connection to U.S. Attorney's Office/prosecutor and government witnesses
 - D.** Any connection to the defendant, defendant's lawyer/law firm, and any witnesses the defendant identifies
 - E.** Consideration of testimony by law enforcement personnel
 - F.** (Only if a drug case) Views or experiences re: illegal drugs
 - G.** Mental/physical difficulties that might interfere with juror duties
 - H.** (Carter and Hornby only, not Singal) Willingness to follow law (final jury instructions) re:
 - 1. Indictment not evidence
 - 2. Presumption of innocence and burden of proof beyond a reasonable doubt
 - 3. Defendant's constitutional right not to testify
 - 4. Basing verdict solely on admitted evidence and the law as instructed by the judge
 - I.** Any reason at all the juror could not be fair and unbiased