

- b. what was your or that person's title?
- c. what was the name of the employer?

10. Are you or a member of your family or household or any close friend now or have ever been a member of a Union? If yes,

- a. when?
- b. what was/is the name of the Union?
- c. do/did you or the family/household member or close friend hold a position with that Union?
- d. What were your feelings or opinions about how the union represented you?
- e. in this capacity as a Union member, do/did you or your family/household member or close friend ever bring a complaint against the employer? If so, when? which employer? what was the nature of the complaint? how was the complaint resolved?

11. How do you get paid – salary, hourly, other?

12. Do you earn overtime pay at your current employer?

13. Have you ever held a job for which you were entitled to overtime pay? If so, describe.

14. Have you or a member of your family or household or any close friend ever applied for a job transfer?

a. If yes, what was the process the employer followed in deciding the request?

15. Do you or a member of your family or household or any close friend prepare performance evaluations of any other employees at your/their current employer?

16. Have you or a member of your family or household or any close friend ever prepared performance evaluations for employees with any other employer? If yes,

- a. when?
- b. what was the name of the employer?
- c. were you or the person who prepared evaluations required to give these

reviews?

17. Have you ever had a job where you received regular, written performance reviews? If so, please describe.

18. Do you or a member of your family or household or any close friend now, or have you ever, supervised employees? If yes,

- a. for which employer did you or your family/household member or close friend have such supervision?
- b. when did you or your family/household member or close friend work with that employer?
- c. how many employees did you or your family/household member or close friend supervise?

19. Do you or a member of your family or household or any close friend now, or have you ever, had the authority to hire or fire employees? If yes,

- a. what was the name of the employer you or your family/household member or close friend worked for at that time?
- b. what was your or your family/household member's or close friend's title?

20. Have you or a member of your family or household or any close friend ever hired someone at your/their current employer? If yes,

- a. was your/their decision to hire an employee ever challenged? If yes, by whom? what was the nature of the challenge? What was the outcome of the challenge?

21. Have you or a member of your family or household or any close friend ever fired anyone at your/their current employer?

- a. was your/their decision to fire an employee ever challenged? If yes, by whom? what was the nature of the challenge? What was the outcome of the challenge?
22. Have you or a member of your family or household or any close friend ever disciplined anyone at your/their current employer?
23. Have you or a member of your family or household or any close friend ever been involved in deciding whether employees should be promoted or transferred?
24. Are you married?
 - a. If yes, what is your spouse's occupation?
 - b. For whom does s/he work?
25. Do you live with someone?
 - a. If yes, what is that person's occupation?
26. For whom does s/he work?
27. Do you have children? How many? What ages?
28. Please describe your educational background starting with high school, including any area of concentration, degree received and schools attended.
29. Do you or a member of your family or household or any close friend have any education, training, or work experience in any of the following:
 - a. Human resources/personnel
 - b. Law enforcement/criminal justice
 - c. Management
30. Do you or a member of your family or household or any close friend have any legal education or training?
31. Have you ever seriously considered working in law enforcement?

32. Have you or a member of your family or household or any close friend ever served in the military?

- a. If so, describe the branch in which you or the person served, the highest rank achieved, how long you or the person served, and whether you or the person had any specialized duty.

33. Have you ever taken a civil service exam? If so, describe when, what the test was for, and whether you received a job or advanced on the basis of the exam

34. Have you or a member of your family or household or any close friend ever been involved in a lawsuit of any kind? If yes, please describe what the lawsuit was about and whether the result was satisfactory or unsatisfactory.

35. Have you ever been a witness in a deposition or in a court? If yes, please describe the case and the nature of your testimony.

36. Have you ever been a juror before? In a civil or criminal case? Did it go to verdict? Have you ever been on a Grand Jury? Did you actively participate in the deliberation process? Was your experience as a juror a positive or a negative experience? Would you like to sit on the jury here? Why?

37. Did anything occur in the course of that trial that you believe would influence your decision in this case?

38. Were you reluctant to apply any rule of law that the judge provided you in the prior case?

39. Has anyone ever brought a claim or lawsuit against you or any member of your family or any of your close friends? (Can be explained outside the presence of the other prospective jurors.)

40. Have you or a member of your family or household or a close friend ever made a claim or filed a lawsuit against an employer? (Can be explained outside the presence of the other prospective jurors.)

41. Have you or a member of your family or household or any close friend ever filed a complaint of discrimination against any employer? (Can be explained outside the presence of the other prospective jurors.) If yes,

- a. when?
- b. was this complaint filed with a court or government agency? Which one?
- c. what was the result?
- d. were you satisfied with the result?

42. Have you or a member of your family or household or any close friend ever had a dispute with any of your employers about pay or benefits? Describe. (Can be explained outside the presence of the other prospective jurors.)

43. Did you or the member of your family or household or close friend file a complaint against your/their employer claiming that you/they were not paid money owed to you/them? (Can be explained outside the presence of the other prospective jurors.) If yes,

- a. when?
- b. was this complaint filed with a court or government agency? Which one?
- c. what was the result?
- d. were you satisfied with the result?

44. Is any member of your family or are any of your close friends a lawyer? If yes, please describe your relationship to each such person and the type of law that person practices.

45. Have you or anyone in your family ever been employed by a local, state or federal agency? If so, please describe. If so, would that prevent you from sitting impartially on this panel?

46. Have you, or has any member of your family, or have any of your friends ever worked for the City of New York? If so, what positions were held and when?

47. Do you know anyone who is a police officer or otherwise works for any police department?

a. If so, which police department and what is his or her position?

48. Have you or a member of your family or household or any close friend ever had any interaction with the New York City Police Department or any other police department? If so, give details. (Can be explained outside the presence of the other prospective jurors.)

49. What was the nature of the contact or interaction? What was your impression of the police officers following the interaction? (Can be explained outside the presence of the other prospective jurors.)

50. Have you or has any member of your family or any close friend ever been the victim of a crime or witness to a crime? If so, please describe the circumstances. (Can be explained outside the presence of the other prospective jurors.)

51. Have you, a family member, or a close friend ever been arrested? (Can be explained outside the presence of the other prospective jurors.)

52. Have you or a family member or close friend ever made a complaint about a police officer, a detective, a sergeant or other law enforcement officer? (Can be explained outside the presence of the other prospective jurors.)

53. Have you, any member of your family or household or any close friend ever filed a claim with the Civilian Complaint Review Board or with the New York City Police Department complaining about an officer's failure or the Police Department's failure to intervene or protect someone? What was the disposition of the complaint? Were you satisfied with the results? (Can be explained outside the presence of the other prospective jurors.)

54. Have you, any member of your family or household or any close friend ever filed a complaint with the New York City Police Department that you, your family member or friend believed the police did not respond to or ignored? What was the nature of the complaint? What was the disposition of the complaint? Was it ultimately handled? Were you satisfied with how it was handled? (Can be explained outside the presence of the other prospective jurors.)

55. Do you have any opinions about police officers or sergeants that you think would affect your ability to render an impartial verdict in this case? (Can be explained outside the presence of the other prospective jurors.)

56. Do you know any sergeants employed in the New York City Police Department? If yes, who? Describe the nature of the relationship. Would this prevent you from impartially considering the evidence and reaching a verdict in this case?

57. Have you or any member of your family or household or any close friend ever filed a ever filed a complaint against the City of New York including any City agency?

58. Do you have any opinion about the City of New York, its agencies, or employees that you think would affect your ability to render an impartial verdict in this case? (Can be explained outside the presence of the other prospective jurors.)

59. The Plaintiffs in this case are represented by three law firms: Woodley & McGillivray, Patterson Belknap Webb & Tyler, and Quinn & Mellea. Do you know anything

about any of those firms? The attorneys representing Plaintiffs are Gregory McGillivary from Woodley & McGillivary as well as Stephen Younger, Clay Pierce, Carrie A. Syme, and A. Leah Vickers from Patterson, Belknap, Webb & Tyler. Do you know either of these firms? Do you know any of these attorneys?

60. Defendant is represented by James Lemonedes from the Office of the Corporation Counsel, New York City Law Department, and by Michael Tiliakos from the law firm of Seyfarth Shaw LLP. Do you know either of these offices? Do you know either of these attorneys?

61. The Plaintiffs in this case belong to a union called the Sergeant's Benevolent Association, or "SBA." Do you know anyone who works for the SBA or any other police union?

62. Do you have any feelings or opinions about labor unions in general?

63. Have you ever been involved in a dispute in which a union was also involved? If so, please describe the dispute.

64. Do you know any of the following possible witnesses in this trial:

- a. James Braunstein?
- b. Thomas Burke?
- c. Christopher Connolly?
- d. Keith Cooney?
- e. David Eggers?
- f. Kevin Finnegan?
- g. Patrick Gallagher?
- h. Steven Green?
- i. Kevin Heslin?
- j. Donna Jones?

- k. Patrick Kelly?
- l. Rae Koshetz?
- m. Raymond King
- n. James Lawrence?
- o. Michelle Lent?
- p. Paul McCormick
- q. James McNamara?
- r. Matthew Morrongiello?
- s. Daniel Mulligan?
- t. Victor Pataffi?
- u. Carolyn Philpotts?
- v. Carl Princi?
- w. Vincent Rosiello?
- x. Anthony Russo?
- y. Steven Seebach?
- z. Richard Thornton?
- aa. ___ Yeager?

65. If you know any of these possible trial witnesses, please describe the nature of the relationship. Would this prevent you from impartially considering the evidence and reaching a verdict in this case?

66. Do you believe that the fact that the Plaintiffs started this lawsuit against the City of New York and are here today for trial means that there must be at least some merit to the Plaintiffs' allegations against the City of New York?

67. Are there any circumstances that would make it difficult for you to sit as a juror on this case, such as a hearing loss, need to take medication, need for a language interpreter?

68. Do you have any major commitments over the next week which would prevent you from sitting on this jury, i.e., family, business or medical? If so, what are they?

69. The parties have estimated that this trial could last 8-9 days. Is there any reason that serving on this jury for that length of time would cause a significant hardship to you?

70. Have you ever been a witness in a lawsuit? If yes, please describe the case and the nature of your testimony. Would anything about that experience influence you in reaching a decision in this case?

71. Do you have any reason to believe that anything in your life experience would tend to make you partial to one side or the other in this case?

72. What civic, social, or other organizations do you belong to?

73. What activities or hobbies do you engage in your spare time?

74. Do you regularly read any newspapers or magazines? What are they?

75. Do you regularly watch television?

76. What T.V. shows do you watch regularly?

77. How frequently do you watch local news?

78. Do you watch any TV shows about police officers regularly? If so, which ones, and how often?

79. Will you be able to deliberate based solely on the evidence presented at trial, and not based on any other information?

80. Had you heard anything about this case before coming here today?

81. On the basis of what you have learned about the case and the parties to this point, do you have any feelings in favor of or against one side or the other?

82. Do you agree that you will not allow any consideration of race, religion, or ethnic background to influence your evaluation of the evidence presented during this trial? (Can be explained outside the presence of the other prospective jurors.)

83. Will you deliberate based only on the evidence you hear, and not speculate on what you have not heard?

84. If you were one of the parties to this case, is there any reason why you would be hesitant to have the case heard by a juror in your frame of mind?

85. If it should become necessary for either attorney to make an objection, will you understand that they are objecting because the evidence being offered is not proper according to the rules of evidence and that it is their duty to object in such circumstances?

86. If you are selected as a juror in this case, you will be required to decide the case solely on the evidence introduced and the instructions the judge will give you concerning the law, whether you agree with the law or not. Is there any reason you could not do that?

87. Is there any reason whatsoever why you feel you might not be able to make a fair and impartial decision in this case?

88. Is there anything which has not been asked which you would want to tell the Court about and which may be a factor in your ability to be fair and impartial in this case? You may speak to me and counsel privately if you wish.