UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 8:03-cr-77-T-30TBM

v.

SAMI AMIN AL-ARIAN, et al.,

Defendants.
_____/

DEFENDANT AL-ARIAN'S AMENDED PROPOSED QUESTIONNAIRE
FOR PROSPECTIVE JURORS

Attached is Defendant Sami Amin Al-Arian's prospective juror questionnaire pursuant to Court Order. Given the jury trial date in this matter has been preliminarily scheduled for January 2005, and considering the high profile nature of this prosecution with its attendant media and political exposure, which may effect substantive and material issues involving jury selection, Defendant reserves the right to amend, expand and enhance this questionnaire. Defendant respectfully submits this questionnaire is not a substitute for comprehensive in court voir dire but rather facilitates and focuses the jury selection process on questions that must be asked of jurors to assure a fair trial. The defense reserves the right to voir dire on the sensitive issues that are identified from the questionnaire.

Respectfully submitted,

Dated: Sept. 15, 2003

Sami Amin Al-Arian

SCANNED

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QUESTIONNAIRE FOR PROSPECTIVE JURORS

The questions on this form are asked to help the court and the attorneys learn something about your background and views on issues that may be related to this case. Its use will expedite the process of selecting a jury. The questions are not meant to invade your privacy, but to help select the best possible jury for this case. If there is any reason why you might not be able to give both sides a fair trial in this case, it is important to say so. Please answer each question as fully as you can. Your complete honesty is essential. If a question does not apply to you in any way, write N/A (Not Applicable), rather than leave the question blank. If you feel the answer is too personal, please say so in the space provided. You will have the opportunity to discuss your answer privately, with only the judge and lawyers in the case. Please keep in mind that there are no right or wrong answers, only complete and incomplete answers. The fact that a particular question is asked does not imply that the subject is an issue in the case. If you do not understand a question, need more space for your response, or wish to make further comments about any question, please use the extra sheet attached to the back of the questionnaire. You are instructed not to discuss this case or questionnaire with anyone, including your family or fellow jurors. It is important that your answers be your own.

The case for which you are being questioned is United States of America vs. Sami Amin Al-Arian, et al. In this case there are four defendants against whom the government has brought charges of having been part of a conspiracy to commit various acts of racketeering, provide material support to or for the benefit of terrorists, and commit certain federal crimes including the conspiracy to commit the murder of persons outside the United States. While other people were allegedly involved in this conspiracy, only four defendants are on trial. Each of the accused is entitled to a separate consideration and the case against each person must be decided individually.

An indictment is merely an accusation. It is proof of nothing. You may draw no inference against any defendant from the fact that he has been indicted. Each defendant has pleaded "not guilty" to each of the charges against him and he is presumed innocent. A defendant does not have to prove anything. The government bears the burden of proving the guilt of each defendant beyond a reasonable doubt.

Because there has been a high degree of publicity about this case and some of its participants, the Court has directed that this juror questionnaire be sent to you.

Your questionnaire will be reviewed only by the judge, the attorneys in the case and their staff. Neither your identity nor your answers will be released to the general public or the media, though you may be questioned about individual answers during the jury selection process.

Thank you for your cooperation.

PLEASE PRINT YOUR ANSWERS IN BLACK INK

Name _____ Juror # ____

[General]

1. Gender: ___ Female ___ Male Age: _____ Place of birth:

_____

2. What is your racial/ethnic background?

_____

3. In what area/neighborhood do you live?

_____

   a. How long have you lived in this area?

_____

   b. What other places have you lived?

_____

4. Marital status: ___ Married for ____ years
___ Divorced ___ Separated ___ Widowed ___Living with someone

4a. Please tell us the following about your children, stepchildren or grandchildren:

Relationship	Gender	Age	Level of Education	Occupation

5. Occupation and employer:

_____
_____
_____

5a. If retired or unemployed, last occupation and employer:

_____
_____
_____

5b. What other jobs have you held as an adult?

_____

_____

_____

6. Occupation of spouse/significant other:

_____

7. Parents (or stepparents) occupations: If retired or deceased, what did they do before?
Father:

_____

Mother:

_____

8. How far did you go in school?

_____

8a. Major area(s) of study:

_____

Degrees or certificates:

_____

9. Have you ever served in the military?
___ Yes ___ No Branch and highest rank:

_____

10. Do you have any children or relatives who have served in the recent war in Iraq or in Desert Storm?
____Yes ____No Branch and highest rank:_____ War in Iraq?
____Yes____ No Branch and highest rank:_____ Desert Storm?

11. Have you or anyone close to you worked for, applied to or had training with: (Check all that apply)
____ a. Any law enforcement, security or investigative agency, including but not limited to the FBI, CIA, INS?
____ b. A prison, jail, detention center or probation services?
____ c. Any city or town attorney, Attorney General, state or federal prosecutor, or court?
____ d. Any law firm that practices criminal defense?
____ e. Any accounting, banking, financial institutions?

If Yes to any of the above, please state who (relation to you), where, when and circumstances.

_____

_____

_____

_____

_____

_____

12. Have you or anyone close to you ever worked in an effort to change a law or the enforcement of a law?
___ Yes ___ No If Yes, please briefly describe that effort and your level of participation:

_____
_____
_____
_____

13. Name 3 people you know or have heard of whom you respect the most and explain why.

_____
_____
_____

14. What civic, social, union, professional, fraternal, political, recreational or religious organizations do you belong to or participate in, and what offices, if any, have you held in any of these organizations?

_____
_____
_____

15. Have you, or anyone close to you, ever participated in, or contributed money to, any group concerned with crime prevention or victim's rights? ___ Yes ___ No
If Yes, please describe the group, who was involved and their level of involvement.

_____
_____
_____

16. How would you describe your religious or spiritual beliefs?

_____
_____
_____
_____
_____

17. How important is your religion to you?
___Very important ___ Important ___ Somewhat important ___ Not important

18. Have you ever served on a jury? ___ Yes ___ No
___ Civil Date(s) _____ Nature of case(s) _____
___ Criminal Date(s) _____ Nature of case(s) _____
___ Grand Jury Date(s) _____ Nature of case(s) _____
a. Was there anything about your jury experience that would make it difficult to serve again?
____ Yes ____ No If Yes, please explain. _____
_____
_____

19. Have you or anyone close to you been the victim of an act of violence [or abuse], reported or not?

___ Yes ___ No If Yes, please explain who (relation to you) and circumstances:

_____

_____

_____

_____

Was there an arrest? ___ Yes ___ No What was the outcome?

_____

_____

20. Have you or anyone close to you been a witness to a crime or act of violence [or abuse], reported or not?
___ Yes ___ No If Yes please explain who (relation to you) and circumstances:

_____

_____

_____

[If eyewitness testimony] Were there other witnesses to the incident beside you? ___ Yes ___ No
Did you all recall the incident the same way or did you perceive things differently? Please explain.

_____

_____

_____

Was there an arrest? ___ Yes ___ No What was the outcome?

_____

_____

_____

Did you testify in court? ___ Yes ___ No

_____

21. Have you or anyone close to you ever been arrested, charged or convicted for a crime other than a traffic ticket? ___ Yes ___ No If Yes, please explain who/relation to you, when, nature of the charge and circumstances:

_____

_____

_____

_____

[Politics]

1. Do you consider yourself to be politically: ___ Liberal ___ Conservative ___ Moderate

2. What are the 3 most important political issues we face today?

_____

_____

_____

3. Have you acquired any experience or training in fund raising, political campaigns, or faith-based community organizing? ___ Yes ___ No

If Yes, please give details: _____

_____

4. Have you donated any time, money, or services to any political campaigns or issues?
_____Yes _____No
If Yes, please give details:_____

_____

5. Do you believe that the protections of free speech extend both to citizens and non citizens?
____Yes ____No If not, please explain._____

_____

_____

6. Do you believe that the criticism of United States foreign policy is protected free speech under the First Amendment to the U.S. Constitution? ____Yes _____No Please explain._____

_____

_____

_____

7. Can a person criticize the United States government and still be patriotic?
_____Yes _____No Please explain._____

_____

_____

_____

8. Does the advocacy of unpopular political opinions, in a time of war, equate to support for international terrorism? _____Yes _____No Please explain._____

_____

_____

9. Have you heard or read about any statements attributable to Dr. Al-Arian that were described as critical of the United States? ____Yes ____No.
9a. What were your reactions or impressions based on what you read or heard? _____

_____

_____

_____

10. When you hear the phrase "occupied territories", what comes to mind and why?

_____

_____

_____

11. Have you formed an opinion about the conflict between the Palestinian people and the Israelis?
_____Yes ____No Please explain._____

_____

_____

_____

11a. Based on this opinion, would it make it difficult for you to sit as a fair and impartial juror in this type of case?_____Yes _____No _____Unsure

12. Have you formed an opinion about the Palestinian peoples assertion of their right to an independent state of their own on land occupied by Israeli settlers? ___Yes ___No If yes, please explain.

_____

_____

_____

12a. Based on this opinion, would it make it difficult for you to sit as a fair and impartial juror in this type of case? ____Yes ____No _____Unsure.

13. Do you believe that in the context of war, people have a right to resist violent, illegal force?
____Yes ____No Please Explain._____

_____

14. Do you believe that criticism of Israeli policy toward Palestinians is anti-semitic? ___Yes __No
Please explain._____

_____

15. Do you believe that criticism of Israeli policy toward Palestinians encourages terrorism?
____Yes ____No ____Unsure Please explain._____

_____

16. Do you believe that supporting improverished war orphans in the occupied territories is a form of terrorism? ____Yes ____No ____Unsure Please explain._____

_____

17. Do you believe that Palestinians who fight Israeli soldiers or armed settlers in the occupied territories are terrorists? ____Yes _____No _____Unsure Please explain._____

_____

_____

18. What comes to mind when you hear the phrase "jihad"? Please explain._____

_____

19. What comes to mind when you hear the phrase "intifada"? Please explain._____

_____

[Terrorism]

1. Do you have an opinion of who is generally to blame for the current problem of terrorism?
_____Yes _____No What do you base that opinion on? _____

2. Do you have any feelings about the general subject matter of terrorism so as to affect your ability to be as fair as you would like to be in this case?
_____Yes _____No Please, explain._____

3. What comes to mind when you hear the words *terrorist groups*? _____

_____

4. What particular terrorist groups have you heard of?

_____

5. What have you heard about these groups? _____

_____

6. Where did you learn about these groups? _____

7. Have you or any family members or close friends had any personal experience with acts of terrorism?
___ Yes ___ No If Yes, please explain._____

7a. Is there anything about that experience that would make it difficult for you to sit as an impartial juror on this type of a case?_____

8. What is more important to you, domestic security or preservations of civil liberties? Why?

_____

9. Do some persons deserve more liberties than others? If so, what is important in making that decision? _____

10. Do you equate terrorism with the support of unpopular political causes?
_____Yes _____No If Yes, please explain._____

11. In the face of the threat of terrorism, I would support whatever measures the federal government decided was appropriate.
_____Agree strongly _____Agree somewhat _____Disagree
If you agree, please explain. _____

12. I support whatever measures the Department of Homeland Security takes in the name of domestic security.
_____Agree strongly _____Agree somewhat _____Disagree

13. Is there anything about this type of case that would cause you to feel under any pressure to convict?
____Yes ____No Please explain. _____

[Criminal Justice system]

1. What are your feelings about the criminal justice system? _____

2. Have you or anyone close to you ever had an experience involving the police, FBI, or any other law enforcement agency, including being interviewed by or making a report to a law enforcement officer?
___ Yes ___ No If Yes please explain: _____

_____

3. Would you give more weight to the testimony of a law enforcement officer or government agent, like an FBI agent, than you would to any other witness?
___ Yes ___No _____Would Make No Difference If Yes, please explain:

_____

_____

_____

4. How often do you think police officers arrest an innocent person?
___Often ___Sometimes ___Rarely ___ Never
a. What could cause the arrest of an innocent person?

_____

_____

_____

_____

5. People brought to trial can be wrongly accused, or accused of the wrong things.
___ Agree strongly ___ Agree somewhat ___ Disagree somewhat ___ Disagree strongly
Please
explain:_____

_____

_____

_____

_____

6. There must be some truth to the charges against [defendant], since the case has come all the way to trial.
___ Agree strongly ___ Agree somewhat ___ Disagree somewhat ___ Disagree strongly
Please explain:

_____

_____

_____

_____

7. What are your feelings about criminal defense attorneys? _____

_____

8. What are your feelings about prosecutors?_____

_____

9. If you were an attorney involved in this case, what information would you want to know from a juror? _____

_____

[Circumstantial Evidence]

1. What comes to mind when you think of circumstantial evidence?

_____

_____

_____

2. I would be ___ more likely or ___ less likely to find someone guilty beyond a reasonable doubt if the evidence was circumstantial. (Check one)

3. How do you feel about the use of evidence that suggests something happened but is not direct proof?

_____

_____

_____

[Snitch Testimony]

1. How do you feel about testimony from someone with a criminal history **[or, if first time, facing criminal charges]** who testifies for the prosecution in exchange for a more lenient sentence or other benefits?

_____

_____

_____

_____

a. Would you find this testimony ___ more or ___ less reliable than other testimony? (Check one) Why?

_____

_____

_____

[Right to Silence]

1. A person accused of a crime does not have to testify in his defense, and his silence may not be used against him. How do you feel about that?

_____

_____

_____

_____

_____

2. If a person doesn't tell his side of the story, do you feel he is more likely guilty? ___Yes ___ No Why or why not?

_____

_____

_____

_____

[Burden-Reasonable Doubt]

1. The prosecution is required to prove its case beyond a reasonable doubt. If, after hearing the evidence, you thought the defendant could be guilty, but you were not convinced beyond a reasonable doubt, would be you be able to return a verdict of Not Guilty? ___ Yes ___ No If No, why not?

_____
_____
_____
_____

a. Would you look to defense counsel to prove to you that the defendant is Not Guilty?
___ Yes ___ No Why?

_____
_____
_____

[Minority Defendant – Palestinian, Arab]

1. In what contexts have you had personal contact with people who are Palestinian or of Arab descent? (Please check all answers that apply)

____ in the family
____ in the neighborhood
____ in organizations
____ through work/business
____ in place of worship
____ in school
____ none
Other _____

2. Have you had any unpleasant experiences with Palestinians or Arabs? ___ Yes ___ No
If Yes, please explain. _____
_____
_____

3. Have you or any member of your family or friends had any experience which would cause you to be biased against a Muslim defendant in a case where there are allegations of terrorism?
_____Yes _____No Please explain._____
_____
_____

4. Do you believe that Palestinians or Arabs are disproportionately more violent than other ethnic groups?
___ Yes ___ No What gives you that impression?
_____
_____

5. Do you believe that Palestinians or Arabs commit disproportionately more crimes than other ethnic groups? ___ Yes ___ No What gives you that impression?

_____

_____

6. Do you have any experiences, feelings or impressions about Palestinians or Arabs that would make it difficult for you to sit fairly and impartially as a juror in a case in which Palestinian and Arabic men are charged with various acts of terrorism? ___ Yes ___ No Please explain.

_____

_____

7. Do you think Palestinians were responsible for the attack on the United States on September 11th, 2001? _____Yes _____No _____Don't Know Please explain._____

_____

_____

_____

[Religious-Islam]

1. In what contexts have you had personal contact with people who follow the Islamic religion? (Please check all answers that apply)

____ in the family
____ in the neighborhood
____ in organizations
____ through work/business
____ in place of worship
____ in school
____ none
Other _____

2. Have you had any unpleasant experiences with Muslims? ___ Yes ___ No
If Yes, please explain. _____

_____

_____

3. What comes to mind when you think of Muslims?_____

_____

_____

_____

4 How familiar are you with the Islamic religion?
____Very familiar _____Somewhat familiar _____Not familiar Please explain._____

_____

5. Do you believe that the Islamic religion is a violent religion?
_____Yes _____No _____Not Sure Please explain._____

_____

_____

6. Do you believe that Muslims are disproportionately more violent than other ethnic groups?
___ Yes ___ No What gives you that impression?

_____

_____

7. Do you believe that Muslims commit disproportionately more crimes than other ethnic groups? ___ Yes ___ No What gives you that impression?

_____

_____

8. Do you have any experiences, feelings or impressions about Muslims that would make it difficult for you to sit fairly and impartially as a juror in a case in which Muslim men are charged with the acts of terrorism ? ___ Yes ___ No Please explain.

_____

_____

9. Do you consider Islam an anti-Christian faith?
____Yes ____No ____ Not Sure What gives you that impression?_____

_____

10. Do you consider Islam an anti-Jewish faith?
____Yes _____No _____Not Sure What gives you that impression?_____

_____

_____

_____

[Media Exposure]

1. What TV programs do you regularly watch? _____

_____

2. What sections of the newspaper do you generally read?

_____

_____

3. What radio stations or programs do you most often listen to?

_____

_____

4. What talk shows do you watch or listen to? _____

_____

5. What criminal cases have interested you in the media? Why?

_____

_____

_____

_____

5a. What did you learn about the criminal justice system from these cases?

_____

_____

6. Have you seen read or heard anything about Dr. Sami Al-Arian, or any of the other defendants in this case, or have you discussed this case with anyone who claims to know anything about the facts in this case? ___ Yes ___ No

If Yes, please explain what information you have or have heard, the source of the information, and with whom you may have discussed the case and what was discussed.

_____

_____

_____

_____

_____

6a. What were your reactions or impressions based on what you saw, read or heard?

_____

_____

_____

7. Based on what you have read or heard, have you reached any decision about the guilt or innocence of Dr. Al-Arian?

___ Guilty ___ Innocent ___ No decision Please explain what led to your position..

_____

_____

_____

8. Have you heard or read anything about the court's pretrial rulings on motions in this case?

____Yes _____No

8a. Based on what you have heard or read, do you have any opinion or beliefs about the case because of the court's pretrial rulings? _____Yes _____No Please explain._____

_____

_____

_____

9.This case will be closely followed by local and national electronic and print media. What does that fact indicate to you?_____

_____

_____

_____

10. As a result of what you have heard or read about this case, would you be more likely to find Dr. Al-Arian guilty or innocent because of the media's coverage of this case? _____Guilty ____Innocent _____Don't know. Please explain._____

_____

11. Do you have any opinions about the publicity surrounding this case?

____Yes ___No Please explain._____

[Expert Testimony]

1 Do you have an opinion regarding the validity or worth of experts who testify in court cases?
___ Yes ___ No If Yes, please explain your opinion and how you came to that opinion.

_____

_____

_____

2. How do you feel about psychiatrists who testify in court?_____

[Translators]

1. Do you speak any foreign languages? ___Yes ___No If yes, please specify.
2. Have you, any member of your family or a close friend ever worked as a translator?
_____Yes _____No

3. In what language(s)? _____

4. Have you had experience in encountering incorrect translations?
If so, please describe the situation._____

5. Is it possible to have multiple interpretations of the same passage? If so, how?

_____

_____

_____

[University of South Florida]

1. Have you, any member of your family or a close friend studied at USF?
If so, when? What was your course of study? _____

2. Have you, any member of your family or a close friend been employed at USF?
If so, when? In what capacity?_____

3. Have you read or heard the media accounts of Dr. Al-Arian's involvement with USF?
If so, what did you learn? From what source?

4. What were your reactions or impressions based on what you saw, read or heard?

5. Do you, any member of your family, or a close friend know the current president of USF, Ms. Judy Genshaft?

[Knowledge of Witnesses - optional]

Below is a list of individuals that may be present in the courtroom, including the judge, courtroom staff, the prosecutors, the defense attorneys and witnesses. Please circle the name of any individual you may know and explain how you think you know them.

Juror's Oath

I declare under penalty of perjury that the information which I have provided in this juror questionnaire and any attachments is true and correct. I further declare that I have completed this questionnaire without anyone's assistance.

Juror's Signature _____
Date _____

Please use the following space to provide any information which may be necessary to complete any of your answers in this questionnaire. Please be sure to write the question number with your answer.