



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
IN RE:

GENERAL MOTORS LLC IGNITION SWITCH LITIGATION

14-MD-2543 (JMF)

This Document Relates To:
Ward v. General Motors LLC, 14-CV-8317 (JMF)
-----X

ORDER

JESSE M. FURMAN, United States District Judge:

Attached as Exhibit 1 to this Order is a final version of the written questionnaire that the Court will distribute to prospective jurors on June 29, 2017. New GM shall make arrangements to promptly pick up the completed questionnaires from the Jury Department and to make electronic copies of them immediately available to the Court and to Plaintiff.

SO ORDERED.

Dated: June 21, 2017
New York, New York



 JESSE M. FURMAN
 United States District Judge

EXHIBIT 1

Juror ID: _____

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X		:	
DENNIS WARD,		:	
	Plaintiff,	:	14-CV-8317 (JMF)
		:	
	-v-	:	<u>JURY QUESTIONNAIRE</u>
		:	
GENERAL MOTORS LLC,		:	
	Defendant.	:	
-----X		:	

PRELIMINARY INSTRUCTIONS

Please read the following instructions carefully before completing any portion of this questionnaire. Please print your juror number in the space provided at the top of each page. Please answer each and every question by circling your response or by providing the information requested. Please answer each question fully. Some questions have more than one part.

YOU ARE SWORN TO GIVE TRUE AND COMPLETE ANSWERS TO ALL QUESTIONS IN THIS QUESTIONNAIRE. This questionnaire is designed to help simplify and shorten the jury selection process. The purpose of the questionnaire is to determine whether prospective jurors can decide this case impartially based upon the evidence presented at trial and the legal instructions given by the presiding judge. The questions are not intended to inquire unnecessarily into personal matters. Although some of the questions may appear to be of a personal nature, please understand that the Court and the parties must learn enough information about each juror’s background and experiences to select a fair and impartial jury.

Please answer all questions to the best of your ability. If you do not know the answer to a question then write, “I don’t know.” There are no “right” or “wrong” answers, only truthful answers. If you have strong feelings about this case or lawsuits in general, please do not hesitate to share them. Although you may be a perfectly good juror in another case, this may or may not be the right case for you to sit on as an impartial juror. Both parties have the right to get honest answers and to hear your true opinions. Do not discuss the case or your answers with anyone. It is important that the answers be yours alone. Remember, you are sworn to give true and complete answers to all questions.

If you need extra space to answer any question, please use the extra blank sheets of paper included at the end of the questionnaire. Be sure to indicate on the blank page the number of the question you are answering. Do not write anything on the back of any page.

DO NOT DISCUSS YOUR QUESTIONS AND ANSWERS OR THE CASE WITH ANYONE, NOW OR UNTIL FURTHER INSTRUCTED BY THE COURT. You should

Juror ID: _____

not discuss the questions or answers with fellow jurors. It is very important that your answers be your own individual answers. More broadly, do not discuss the case with anyone, including the lawyers (except in the presence of the Court), your fellow jurors, your family, your friends, or anyone else. Do not communicate about the case in any way, including telephone, e-mail, any social media app or website (such as Facebook), any communications app or website (such as Twitter). You must also avoid reading or hearing about the case (or anyone participating in the case) in newspapers, in magazines, on the radio or television, or on the Internet.

DO NOT DO YOUR OWN RESEARCH ON THE CASE. Do not conduct any research into the case (or anyone participating in the case) at any time before your entire jury service has been completed. That includes performing Internet searches, asking other people about the case, reading news stories, books, or reports about the case, or watching films or television programs that relate to the case. Do not read, watch, or listen to any information about this case.

If you believe that any of your answers contain private information that could embarrass you or otherwise seriously compromise your privacy and wish to request that the Court keep them confidential and not distribute them beyond the judge and counsel, you may indicate that on one of the blank pages at the end of this form. (Please identify the specific answer or answers that you believe should remain confidential.) After a jury has been selected, all copies of your responses to the questionnaire will be returned to the Court.

SUMMARY OF THE CASE

The Court is selecting a jury for a three- to four-week trial commencing on July 10, 2017. Thus, it should end no later than about Friday, August 4, 2017.

This is a civil case brought by Plaintiff Dennis Ward against Defendant General Motors LLC (sometimes called “New GM”), seeking damages for injuries he allegedly suffered in a 2014 car accident while driving a 2009 Chevrolet HHR, a General Motors-brand car. Plaintiff alleges that the accident occurred because the braking and power-steering functions of the car failed and that the failure was the result of a defect in the ignition switch of the car, of which New GM was aware, and about which New GM did not adequately warn.

Plaintiff brings two claims against New GM, each based on Arizona law because the car accident took place in Arizona. The first claim is for negligence. The second claim is for strict liability. New GM denies liability for each of Plaintiff’s claims.

(Please turn the page and read and complete the questionnaire.)

Juror ID: _____

PLEASE ANSWER THE FOLLOWING QUESTIONS:

Full Name: _____

TRIAL SCHEDULE AND PERSONAL HARDSHIP

Potential jurors will be called back for further questioning and jury selection on Monday, July 10, 2017. The trial will commence immediately thereafter. Generally, trial will be held five days per week, Monday through Friday, from 9:00 a.m. until 2:30 p.m., with one (and only one) half hour break during the day. **The trial is expected to last three to four weeks (that is, ending no later than Friday, August 4, 2017).**

If you are selected as a juror, you will be required to be present for the taking of testimony and evidence for as long as the trial lasts. There are no plans to sequester the jury, which means you will go home every day after court.

The Court views service on a jury to be one of the highest duties a citizen owes to the United States. Mere inconvenience or the usual financial hardship of jury service will not be sufficient to excuse a prospective juror. You must show extraordinary personal or financial hardship to be excused from service.

1. Do any circumstances exist such that serving on the jury in this case would entail serious hardship or extreme inconvenience? (Please circle.)

Yes

No

2. If the answer to Question #1 was yes, please briefly describe the undue hardship or extreme inconvenience:

3. Do you have any difficulty reading, speaking, or understanding English? (Please circle.)

Yes

No

4. Do you have any mental or physical condition or illness that makes you unable to serve on a jury? (Please circle.)

Yes

No

Juror ID: _____

14. What websites or news applications do you visit, use, or read on a regular basis?

15. What television shows do you watch on a regular basis?

16. Do you belong to or volunteer your time to any associations, organizations, clubs, or unions? If so, please list the group and explain your involvement and list any titles or roles you may have or have had in the leadership of such group.

17. What do you like to do in your spare time?

18. Do you drive a motor vehicle regularly (that is, once a week or more)? (Please circle.)

Yes

No

19. If the answer to Question # 18 was yes, what is the make of the vehicle or vehicles that you regularly drive?

20. Have you ever served as a juror? (Please circle.)

Yes

No

Juror ID: _____

21. If the answer to Question #20 was yes, please complete as appropriate (**but please do not state what the verdict in any case was**).

a. Civil Cases

Number of times: _____

Number of: _____ Federal cases _____ State cases

1. For each: Was the jury asked to reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes No

2. For each: If so, did the jury reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes No

3. For each: Were you the foreperson? (Please circle; continue answers to the right as necessary.)

Yes No

b. Criminal Cases

Number of times: _____

Number of: _____ Federal cases _____ State cases

1. For each: Was the jury asked to reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes No

2. For each: If so, did the jury reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes No

3. For each: Were you the foreperson? (Please circle; continue answers to the right as necessary.)

Yes No

c. Grand Jury

Number of times: _____

Number of: _____ Federal cases _____ State cases

Juror ID: _____

22. This is a civil case. Among other things, that means that the burden of proof differs from the burdens of proof that apply in a criminal case or in the grand jury. If you have previously served as a juror in a criminal case or on a grand jury, would you be able to follow the Court's instructions with respect to the burdens that apply in this case? (Please circle.)

Yes

No

23. If you have previously served as a juror, was there anything about your jury experience that would make you unable to be fair and impartial in this case? (Please circle.)

Yes

No

24. If the answer to Question #23 was yes, please describe why it would be difficult for you to be impartial:

EDUCATION & EMPLOYMENT

25. How far did you go in school?

26. If you attended college, please specify your major, if any:

27. If you attended graduate or professional school, please specify your area of study and what degree you received, if any:

28. If you are currently employed, please tell us about your job:

Do you work more than one job? _____

What is your job description? _____

How long have you worked at your job? _____

Juror ID: _____

If you have held your job for fewer than five years, what did you do previously?

Do you supervise others as part of your job? If so, please state how many people report to you and briefly describe your role as supervisor.

29. If you are retired:

When did you retire? _____

How long did you work at your last job? _____

What was your title or job description? _____

What other jobs or occupations did you have during your working years?

Did you ever supervise others as part of your prior jobs? If so, please state how many people reported to you and briefly describe your role as supervisor.

30. If you are not employed outside the home, are you:

_____ A student? Where do you attend school? _____

How many days a week do you attend? _____

_____ A homemaker?

_____ Between jobs? If so, what is your usual employment? _____

_____ Disabled? What is the nature of the disability that prevents you from working?

_____ Other: _____

How long has it been since you were last employed outside the home?

31. Have you ever filed a claim for worker's compensation? (Please circle.)

Yes

No

Juror ID: _____

KNOWLEDGE AND OPINIONS OF THE CASE AND PARTIES

Background information: The Defendant in this case is General Motors LLC, which is a wholly owned subsidiary of General Motors Company. As noted above, General Motors LLC is sometimes referred to as “New GM.” General Motors LLC was founded in 2009, when it purchased many of the assets of General Motors Corporation, which declared bankruptcy. General Motors Corporation is sometimes referred to as “Old GM.”

32. Do you or any of your immediate family members currently own any stock in General Motors Company? (Please circle.)

Yes

No

33. If the answer to Question #32 was yes, please state the name of the owner(s), your relationship to the owner(s), and approximately how long the stock has been owned.

34. Apart from any stock that you disclosed in answer to Question #33, have you or your immediate family members previously owned stock in the General Motors Company? (Please circle.)

35. If the answer to Question #34 was yes, please state the name of the owner(s), your relationship to the owner(s), and the approximate date(s) of ownership.

36. Did you or your immediate family members own any stock in General Motors Corporation (“Old GM”) at the time it filed for bankruptcy in June 2009? (Please circle.)

Yes

No

37. If the answer to Question #36 was yes, please state the name of the owner(s), your relationship to the owner(s), and the approximate date(s) of ownership.

38. Have you or any of your immediate family members ever been employed by General Motors Company, General Motors Corporation (“Old GM”), or any of their subsidiaries, including General Motors LLC (“New GM”)? (Please circle.)

Yes

No

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39. If the answer to Question #38 was yes, please describe the employment.

40. Do you or any members of your household currently own or lease any vehicle manufactured by Old GM or New GM, including any Chevrolet, GMC, Buick, Cadillac, Pontiac, Oldsmobile, Saturn, Saab or HUMMER? (Please circle.)

Yes

No

41. If the answer to Question #40 was yes, please describe the make, model, and model year of the vehicle(s).

42. Apart from any vehicle(s) that you disclosed in answer your to Question #41, have you or any members of your household previously owned or leased any vehicle manufactured by Old GM or New GM, including any Chevrolet, GMC, Buick, Cadillac, Pontiac, Oldsmobile, Saturn, Saab or HUMMER? (Please circle.)

Yes

No

43. If the answer to Question #42 was yes, please describe the make, model, and model year of the vehicle(s).

44. If the answer to either Question #40 or Question #42 was yes, please describe how you the member of your household acquired the vehicle(s) (for example, did you purchase or lease it used or new, did you purchase or lease it from a dealer, etc.). If you no longer own or lease the vehicle(s), please also describe the circumstances in which you sold or disposed of the vehicle(s).

45. If the answer to either Question #40 or Question #42 was yes, please describe any service-related issues with the vehicle(s) other than ordinary maintenance (for example, other than oil changes).

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46. If the answer to either Question #40 or Question #42 was yes, have you ever received a recall notice regarding the Old GM or New GM vehicle(s)? (Please circle.)

Yes

No

47. If the answer to Question #46 was yes, please describe the condition set forth in the recall notice(s).

48. If the answer to Question #46 was yes, please describe your response to the recall notice(s) (for example, did you bring the vehicle(s) to the dealer, did the dealer perform the recall repair, etc.).

49. Have you, a family member, or a close friend — as a driver or passenger — ever been involved in a motor vehicle accident involving an Old GM or New GM vehicle? (Please circle.)

Yes

No

50. If the answer to Question #49 was yes, please briefly describe the accident(s), injuries, and vehicle(s) involved.

51. If the answer to Question #49 was yes, please state whether you believe a problem or defect with the vehicle(s) may have caused the crash and, if so, describe the problem or defect.

52. If the answer to Question #49 was yes, please describe whether the airbag(s) in the vehicle(s) did or did not deploy.

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53. If the answer to Question #49 was yes, please state whether you believe that the airbags deploying or not deploying contributed to or prevented any injuries and why.

54. Have you, a family member, or a close friend — as a driver or passenger — ever experienced the loss of anti-lock brakes (“ABS”) or the loss of power steering assist while a vehicle was in motion? (Please circle.)

Yes

No

55. If the answer to Question #54 was yes, please briefly describe the incident(s), who was involved, any injuries that may have occurred as a result, and vehicle(s) involved.

56. If the answer to Question #54 was yes, please state whether you believe a problem or defect with the vehicle may have caused the incident(s) and, if so, describe the problem(s) or defect(s).

57. In the past three years, have you seen or heard any media coverage concerning recalls of vehicles manufactured by Old GM or New GM? (Please circle.)

Yes

No

58. In the past three years, have you seen or heard any media coverage about any governmental entity investigating New GM? (Please circle.)

Yes

No

59. In the past three years, have you seen or heard any media coverage about an ignition switch defect in vehicles manufactured by Old GM or New GM or about any government investigation of an ignition switch defect in vehicles manufactured by Old GM or New GM? (Please circle.)

Yes

No

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60. If the answer to Questions #57, #58, or #59 was yes, what have you seen or heard?

61. If the answer to Questions #57, #58, or #59 was yes, would anything that you have seen or heard make it difficult for you to be impartial to all of the parties in this lawsuit? (Please circle.)

Yes

No

62. If the answer to Question #61 was yes, please describe why it would be difficult for you to be impartial.

63. In this case, you may hear evidence that the Plaintiff and his family hunt deer and other animals for recreation and as part of their livelihood. Do you have any personal feelings about hunting or the use of firearms for hunting that could make it difficult for you to be impartial to all of the parties in this lawsuit? (Please circle.)

Yes

No

64. If the answer to Question #63 was yes, please describe why it would be difficult for you to be impartial.

65. Do you know or have you heard of any of the following people, entities, or places who may testify or whose names may be mentioned during the course of the trial? (Please circle any for whom or which the answer is yes.)

- Alan Adler
- Arturo Alcala
- Gary Altman
- Kathy Anderson
- Laura Andres
- Anotnio Antonucci
- Randy Arickx
- Robert Arndt
- Mary Barra
- Alan Batey
- Mark Beauregard
- Lloyd Mason
- Onassis Matthews
- Erik Mattson
- Nancy McLean
- Anthony Melocchi
- Bill Merrill
- Tom Mercer
- Michelle Michelini
- Gregory Miller
- Michael Millikin
- Keith Mikkelson

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- Carmen Benavides
- Selim Bingol
- Adam Blank
- Valerie Boatman
- Alicia Boler-Davis
- Michael Bonomo
- Jeffrey Boyer
- Gary Bradshaw
- Andrew Brenz
- Doug Brown
- Eric Buddrius
- Laurence Buonomo
- James “Jim” Cain
- John Calabrese
- David Caples
- John Capp
- David Carey
- John Carriere
- Tony Cervone
- William Chase
- James Churchwell
- Daryl W. Cole
- John Coniff
- Terrance Connolly
- Dwayne Davidson
- Dan Davis
- David DeFrain
- Ray DeGiorgio
- Glen DeVos
- John Dolan
- D & G Body and Paint Inc.
- Lucy Clark Dougherty
- David Edelstein
- Jeff Eller
- Brian Everest
- James Federico
- Joseph Fedullo
- Kenneth Feinberg
- Dan Fernandez
- Roy Marcus “Mark” Finley
- Mary Fitch
- Maureen Foley-Gardner
- Fred Fromm
- Frontier Towing
- Dale Furney
- David Fulton
- Vipul Modi
- John Murawa
- Roger Nightingale
- Northern Cochise Community Hospital
- Deborah Nowak-Vanderhoef
- Steven Oakley
- Philip Olona
- John Pacanowski
- Jaclyn Palmer
- Jack Pantaleo
- Nabeel Paracha
- Doug Parks
- Pima Heart
- Matthew Pitman
- Ronald Porter
- Michael Porterfield
- Jim Queen
- Lori Queen
- Naveen Ramachandrapa Nagapoloa
- Mark Reuss
- Terrence Rhadigan
- Michael Robinson
- David Rodger
- Eduardo Rodriguez
- David Rollins
- Ray Romeo
- Matt Schroeder
- Venessa Saldana
- Keith Schultz
- Jeff Setting
- Jennifer Sevigny
- James Sewell
- Robert Shrosbree
- Kristen Siemen
- Neil Skaar
- Chris Skaggs
- Scott Slagis
- James Sprague
- John Sprague
- Craig St. Pierre
- Lisa Stacey
- Michael Stevenson
- Glen Stevick
- Alan Storck
- Brian Stouffer
- Blendi Sullaj

Juror ID: _____

- Delphi Automotive PLC (“Delphi”)
- Lee R. Godown
- Fernando Gonzales
- Thomas Gottschalk
- Michael Graham
- Michael Gruskin
- Victor Hakim
- Greg Hall
- Hisham Hamam
- Ebram Handy
- Jean Hart
- John Hendler
- Amber Hendricks
- Julie Ann Hilton
- Mark Hood
- Seth Hoyte
- Gerald Johnson
- Mark Johnson
- Peter Judis
- Courtland Kelley
- William Kemp
- Gay Kent
- Elizabeth Kiihr
- Steve Kirkman
- Ed Koerner
- Terrence Kolesar
- Legacy Home Healthcare of Southern Arizona
- David Lent
- Paul Lewis
- George Lin
- John Litte
- Steve Loudon
- Subbaiah V. Malladi
- Joseph Manson
- Alberto Manzor
- Greg Martin
- Thomas Svoboda
- Donald Tandy
- Joseph Taylor
- Brian Thompson
- Precision Toyota of Tucson
- Traveler’s Insurance
- David Trush
- Keith Tryson
- Karin Turski
- Tucson Orthopaedic Institute
- Tucson Medical Center
- Anton Valukas
- Thomas Van Wirt
- Elaine Vicente
- Doug Wachtel
- Rick Wagoner
- Dawn Walker
- Walker Family Medicine
- Dennis Ward
- Rodney Ward
- Sheila Ward
- Steven Ward
- Trevor Ward
- Lisa Weber
- Michael Wendzinski
- Terry Woychowski
- Jeff Wrona
- Khyber Zaffarkhan
- Craig Zinser
- James Zito
- GM Ignition Compensation Claims Resolution Facility
- Davison Junkyard
- Milford Proving Grounds
- Jenner & Block LLP
- Tucson, Arizona
- Virginia Tech Transportation Institute (“VTTI”)

66. If you circled any of the entries in Question #65, please describe your familiarity with that person, entity, or place:

Juror ID: _____

67. If you circled any of the entries in Question #65, would your familiarity with that person, entity, or place make it difficult for you to be impartial to all of the parties in this lawsuit and to decide the case based solely on the evidence presented at trial? (Please circle.)

Yes

No

68. If the answer to Question #67 was yes, please describe why it would be difficult for you to be impartial.

DECLARATION

I, _____ (*print name*) declare under penalty of perjury that the foregoing answers set forth in this Jury Questionnaire are true and correct to the best of my knowledge and belief. I have not discussed my answers with others, or received assistance in completing the questionnaire.

Signed this _____ day of June, 2017

(signature)

