

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA	:	
	:	
v.	:	CASE NO. 21-cr-263 (TSC)
	:	
RUSSELL DEAN ALFORD	:	

JOINT PROPOSED STATEMENT OF THE CASE AND VOIR DIRE QUESTIONS

The parties, by and through their undersigned counsel and in compliance with this Honorable Court’s Pretrial Scheduling Order (ECF No. 48), respectfully submit their joint proposed statement of the case and voir dire questions.

The parties agree on the content of the joint filing, with the exception of proposed voir dire questions 28, 29,¹ and 30. The government objects to these questions on the ground that they infringe on potential jurors’ right to privacy. The defense maintains that these questions are no more invasive of privacy than other consensus questions, including but not limited to questions 25, 26, and 32, and that the format of the Court’s voir dire—with responses delivered at sidebar and obscured by the “husher”—allays any privacy concerns. The defense further maintains that these questions are targeted to elicit relevant information that will assist the parties in selecting an impartial jury.

Respectfully submitted,

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¹ With respect to proposed question 29, the defense notes the Court’s previous determination that defense counsel would be permitted to inquire about smart phone applications during voir dire. (See ECF No. 50 at 3.)

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CERTIFICATE OF SERVICE

I hereby certify that on September 14, 2022, I electronically filed the foregoing via this Court's CM/ECF system, which will send notice of such filing to all counsel of record.

Respectfully submitted,

/s/ James T. Gibson

JAMES T. GIBSON
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