



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: YEAGER AIRPORT LITIGATION

CIVIL ACTION NO. 16-C-7000

THIS DOCUMENT APPLIES TO:

CENTRAL WEST VIRGINIA REGIONAL
AIRPORT AUTHORITY, INC.,

Plaintiff,

v.

Civil Action No. 15-C-1022 KAN

TRIAD ENGINEERING, INC., et al.,

Defendants.

ORDER APPROVING SPECIAL JUROR QUESTIONNAIRE

The Presiding Judges have reviewed and considered the *Joint Proposed Juror Questionnaire* filed by the parties on January 18, 2019 (Transaction ID 62879982). The Court approves the Special Juror Questionnaire attached to this Order and **ORDERS** this Special Juror Questionnaire to be used for the trial on March 4, 2019.

It is so **ORDERED**.

ENTER: January 24, 2019

/s/ Derek C. Swope
Lead Presiding Judge
Yeager Airport Litigation

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AIRPORT AUTHORITY, INC.,
a West Virginia corporation,**

Plaintiff,

v

CIVIL ACTION NO. 15-C-1022 KAN

**TRIAD ENGINEERING, INC.,
a West Virginia corporation, et al.**

Defendants.

SPECIAL JUROR QUESTIONNAIRE

The integrity of our legal system depends upon the fairness and impartiality of jurors. This questionnaire has been approved by the Court. It is designed to assist the Court and the parties in selecting fair jurors for the trial.

PLEASE PRINT YOUR ANSWERS YOURSELF. YOU SHOULD NOT TALK ABOUT THESE QUESTIONS WITH ANY OTHER PROSPECTIVE JURORS.

WRITE YOUR ANSWERS IN BLUE INK. YOUR ANSWERS MUST BE COMPLETE AND ACCURATE. YOU ARE UNDER OATH AND REQUIRED TO ANSWER TRUTHFULLY.

The Court recognizes that some of the questions on this questionnaire are very personal. Your answers will only be seen by the attorneys and the parties in this case and your answers will be kept confidential. The questionnaires will be destroyed at the end of the case.

The attorneys may ask you follow-up questions later to better understand your answers. You will not be asked in front of other panel members about anything that is personal or could be embarrassing to you. If a question calls for information you do not want to discuss publicly, put "private" in the answer space.

Please read each question carefully and answer each question completely.

DO NOT WRITE ON THE BACK OF ANY PAGES. IF YOU NEED MORE ROOM TO RESPOND TO A QUESTION, PLEASE USE THE LAST PAGE.

Please **PRINT** all answers legibly.

SPECIAL JUROR QUESTIONNAIRE

1. Name and address:

Full name: _____

Address: _____

City: _____

ZIP Code: _____

2. How long have you lived at this address:

_____ Years _____ Months.

3. How long have you lived in West Virginia? _____

4. Please list any prior place(s) of residence in last five (5) years (by town and county only):

5. How old are you? (**Please circle**)

18-24	1
25-34	2
35-44	3
45-54	4
55-64	5
65+	6

6. What is your current marital status? (**Please circle**)

Never married	1
Married	2
Living with a domestic partner	3
Separated	4
Divorced	5
Widowed/Widower	6

7. Has that marital status changed within the last 10 years? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please specify(death, divorce, marriage, or remarriage):

8. If you have children, please list them, and whether they currently live with you or not:

Sex	Age	Live with you?	Education	Occupation	City of Residence

9. Please list the addresses of any real estate you now own or have ever owned in Kanawha County:

Street Address	City	ZIP Code

EDUCATION AND TRAINING

10. What is the highest level of education you have completed? **(Please circle)**

Less than high school/GED	1
High school diploma	2
Technical/trade school	3
Some college, but no bachelor's degree	4
Bachelor's degree	5
Some graduate study, but no degree	6
Masters, professional, or doctorate degree	7

11. Where did you attend high school?

12. If you attended college, where did you attend?

13. If you attended college, what were your majors and minors?

14. What degrees do you have?

15. If you are married, what is the highest level of education your spouse has completed?
(Please circle)

Less than high school/GED	1
High school diploma	2
Technical/trade school	3
Some college, but no bachelor's degree	4
Bachelor's degree	5
Some graduate study, but no degree	6
Masters, professional, or doctorate degree	7

16. Where did your spouse attend high school?

17. If your spouse attended college, where did he/she attend?

18. If your spouse attended college, what were his/her majors and minors?

19. What degrees does your spouse have?

20. If you or your spouse attended Technical/trade school, or college, what was your field of study and what institution(s) did you attend?

EMPLOYMENT

21. What is your current employment status? (Circle all that apply.)

Juror Name _____

Working full time	1
Working part time	2
Retired	3
Homemaker	4
Unemployed, looking for work	5
Unemployed, not looking for work	6
Disabled	7
Full-time student	8

22. If you are currently employed outside the home, please state:

a. Your employer:

Name _____

Address: _____

City, State, ZIP _____

b. Your job title or occupation: _____

c. How long have you been employed there: _____

d. Your duties or responsibilities, including any supervisory duties:

23. Have you ever worked in the following industries in any capacity? **(Please circle)**

Yes	1
No	2

a) Engineering
b) Construction
c) Law/Legal Field
d) Manufacturing
e) Contracting
f) Distribution/Supply
g) Product Packaging/Design/Safety
h) Quality Control/Inspection
i) Maintenance
j) Aviation

Juror Name _____

If you answered "Yes," please state where and when you were so employed and give a brief description of your duties.

24. Please list your occupations since 2000:

Name of employer	Dates	Job Description

25. If your spouse is currently employed, please state:

a. Your spouse's employer:

Name _____
Address _____
City, State, ZIP _____

b. Your spouse's job title or occupation:

26. If you are a widow or widower, please state:

a. Your spouse's former employer:

Name _____
Address _____
City, State, ZIP _____

b. Your spouse's former job title or occupation:

27. Have you or any family member or close friend ever been employed, in any capacity, at Yeager Airport? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain who worked at Yeager Airport and what position he/she held.

HOBBIES AND ORGANIZATIONS

28. What hobbies or other activities do you currently engage in on a regular basis? (For example: hunting, sewing, rafting, scrapbooking, skiing, etc.)

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____

29. Have you or your spouse ever been a member of a union? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please list the union memberships:

30. Please list the organizations, fraternal societies, or groups in which you actively participate:

31. What newspapers or publications do you read on a regular basis? (please circle how often you read them: Every issue, Most issues, Occasionally)

1.	Every issue	Most issues	Occasionally
2.	Every issue	Most issues	Occasionally
3.	Every issue	Most issues	Occasionally
4.	Every issue	Most issues	Occasionally
5.	Every issue	Most issues	Occasionally
6.	Every issue	Most issues	Occasionally

32. Have you ever participated in any political party activities, including fund raisers, campaigning, posting signs for a candidate, going door to door for candidates or donating funds for a political issue or campaign? **(Please circle)**

Yes	1
No	2

33. Do you feel that you are more closely associated with: **(Please check)**

<input type="checkbox"/>	the Democratic party
<input type="checkbox"/>	the Republican party
<input type="checkbox"/>	Independent
<input type="checkbox"/>	other

KNOWLEDGE OF CASE

34. Have you ever flown into or out of Yeager Airport? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain how often you fly into or out of Yeager Airport and for what purpose (business/personal).

35. Please read the following list of parties to this case, and law firms, and then answer the questions below:

- Central West Virginia Regional Airport Authority (Yeager Airport);
- Triad Engineering;
- Cast & Baker Corporation;
- Michael Baker International;
- Nicolon Corporation d/b/a TenCate Geosynthetics Americas;
- Novel Geo-Environmental, LLC;
- Johnston Morehouse Dickey Company d/b/a JMD;

- Powell & Majestro, with offices in Charleston, West Virginia;
- Bailey, Javins & Carter, LC, with offices in Charleston, West Virginia;
- The Segal Law Firm with offices in Charleston, West Virginia;
- Flaherty Sensabaugh Bonasso, PLLC, with offices in Charleston, West Virginia;
- Cremer Spina Shaughnessy Jansen & Siegert, with offices in Chicago, Illinois;
- Cipriani & Werner, P.C., with offices in Charleston, West Virginia;
- Lamp Bartram Levy Trautwein & Perry, PLLC, with offices in Huntington, West Virginia;
- Gesk Moritz, LLC, with offices in Carnegie, Pennsylvania;

- Simmerman Law Office, PLLC, with offices in Clarksburg, West Virginia;
- Kay Casto & Chaney PLLC, with offices in Charleston, West Virginia and Morgantown, West Virginia;
- Dinsmore, with offices in Charleston, West Virginia;
- Robinson & McElwee, with offices in Charleston, West Virginia;
- Lewis Brisbois Bisgaard & Smith LLP, with offices in Charleston, West Virginia;
- Bailey & Wyant PLLC, with offices in Charleston, West Virginia;
- Jackson Kelly PLLC, with offices in Charleston, West Virginia.

36. Do you know any of these people, companies, entities, or law firms in the above list?
(Please circle)

Yes	1
No	2

If you answered "Yes," please explain:

37. Please read the following list of entities, and then answer the questions below:

- Schnabel Engineering;
- S&S Engineers, Inc.;
- TJD Engineering Associates, Inc.;
- L.R. Kimball;
- West Virginia Paving;
- Senex Explosives, Inc.;
- Kanawha County Commission;
- Putnam County Commission;
- Nicholas County Commission;
- Boone County Commission;
- Lincoln County Commission;
- Keystone Apostolic Church;
- Kenneth Carter;
- Debora K. Harrah;
- Robert Harrah, II;
- Terry Letart;
- Rosemary Letart;
- James Johnson;
- Donna Johnson;
- Regina Adkins;
- Joshua Adkins;

- Morgan Adkins;
- Theodore Carter;
- Rebecca Carter.

38. Do you know any of these companies or entities in the above list? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

39. Have you heard anything, or do you have any knowledge about this case? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

MEDIA COVERAGE

40. Because this case has received extensive local publicity, it is possible that you will have heard and/or read something about this case at some time. It is vitally important that you truthfully answer the following questions concerning what you have learned about this case from the media. There is no right or wrong answer. There should only be truthful and forthright answers.

Please indicate from what sources you have learned about this case (circle as many as apply):

Television

Newspapers

Radio

Magazines

Books

Social media

Online Chat Forums or Message boards

Online News Websites

Conversations with others

Overheard other people discuss it

Other (please specify) _____

41. If you are selected to serve as a juror in this case, the court will instruct you as follows:
"You must decide all questions of fact in this case from the evidence received in this trial
and not from any other source." Are you willing to follow this instruction?

☐ Yes ☐ No

42. Have you ever been involved in a construction project? ☐ Yes ☐ No

If you answered "Yes," please explain: _____

43. Have you ever been involved with designing, manufacturing or supplying construction
materials? ☐ Yes ☐ No

If you answered "Yes," please explain: _____

44. Have you or anyone close to you ever hired a contractor to perform work for either you
or your business?

☐ Yes, self ☐ Yes, someone close ☐ Yes, both ☐ No

If you answered "Yes," please explain: _____

45. Have you or anyone close to you ever experienced any of the following?

	YES, SELF	YES, SOMEONE CLOSE	NO
a) Property Damage			
b) Property Remediation			
c) Contract Issues			
d) Warranty Issues			

If you answered "Yes," to any of the above, please explain: _____

Juror Name _____

46. Please tell us if you agree or disagree with the following statements regarding jury verdicts and settlements in personal injury lawsuits:

	AGREE	DISAGREE	NO OPINION
a) I think jury verdicts and settlements are too high			
b) I think jury verdicts and settlements are too low			
c) I think jury verdicts and settlements are just about right			

47. Which of the following would you use to describe yourself? (Circle as many as apply)

Analytical Careful Compassionate Detail-oriented Emotional

Frugal Generous Impulsive Judgmental

Old-fashioned Open-minded Pro-business Pro-consumer

Sensitive Skeptical Suspicious Visual

Worrier Organized Economical

48. Which personality trait do you most identify with or would best describe you as a person:

- a. Caring
- b. Fair
- c. Loyal
- d. Obedient

49. Which personality trait do you value most in others:

- a. Caring
- b. Fairness
- c. Loyalty
- d. Obedience

50. What are your favorite 3 TV/Streaming Service shows? _____

51. What talk radio/Podcasts do you listen to regularly? _____

52. List 3 people you admire the most? _____
53. List 3 people you admire the least? _____
54. Who makes financial decisions in your home? _____

CONCLUDING QUESTIONS

55. Have you served as a juror? If yes, where and when? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain when, where, and the type of case (civil, criminal):

56. Have you or any member of your family ever been a party in a lawsuit? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain when, where, and the type of case (civil, criminal):

57. Have you or any member of your family ever been a witness in a lawsuit? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain when, where, and the type of case (civil, criminal):

58. Have you ever had any damage to your residential or commercial property as a result of an accident? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

59. Do you have any uncorrected defects of sight or hearing which prevent you from reading ordinary newsprint or from hearing an ordinary conversation? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

60. Do you have any religious convictions or conscientious scruples which would prevent you sitting in judgment on another person? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

61. Do you know of any legal reason for your disqualification for jury service? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

62. Do you know of any reason why you could not serve as a fair and impartial juror in this particular case? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

63. Is there any reason why you feel that you would not want to serve on this jury? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

64. As a result of filling out this questionnaire, have you now formed an opinion about this case? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

65. Is there any matter not covered by this questionnaire that you think the attorneys or Court might want to know about you when considering you as a juror in this case? **(Please circle)**

Yes	1
No	2

If you answered "Yes," please explain:

66. If you ran out of space on any previous questions, please use this space to complete those answers. Please begin by noting the question number.

I swear or affirm that the answers given above are truthful with the same effect as if I was sworn or made solemn affirmation under oath in open court to give truthful answers to the same.

Signature

Date

Print Your Name Here