

ORIGINAL

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

U. S. DISTRICT COURT  
Southern District of Ga.  
Filed in Office  
11:30 A M  
Nov 7 2003  
Rural  
Deputy Clerk

UNITED STATES OF AMERICA )  
 )  
 v. ) CR 403-01  
 )  
 MEIER JASON BROWN )

SPECIAL VERDICT FORM

I. AGE OF DEFENDANT

Instructions: Select "YES" or "NO."

- 1. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant, Meier Jason Brown, was eighteen years of age or older at the time of the offenses.

YES X  
NO \_\_\_\_\_



Foreperson

Instructions: If you answered "NO" with respect to the determination in this section, then stop your deliberations, cross out Sections II, III, IV, V and VI of this form, and proceed to Section VII. Each juror should then carefully read the statement in Section VII, and sign in the appropriate place if the statement accurately reflects the manner in which he or she reached his or her decision. You should then advise the Court that you have reached a decision.

If you answered "YES" with respect to the determination in this Section I, proceed to Section II which follows:

**II. THRESHOLD ELIGIBILITY FACTORS**

Instructions: For each of the following, select "YES" or "NO."

1. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant intentionally killed Sallie Louise Gaglia.

YES   X    
NO       

2. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant intentionally inflicted serious bodily injury which resulted in the death of Sallie Louise Gaglia.

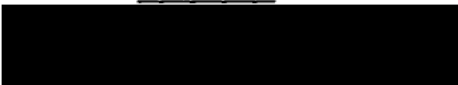
YES   X    
NO       

3. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant intentionally participated in one or more acts contemplating that a life would be taken or intending that lethal force would be used and Sallie Louise Gaglia died as a direct result of the act.

YES   X    
NO       

4. We the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant intentional and specifically engaged in an act of violence, knowing that the act created a grave risk of death, such that the participation in the act constituted a reckless disregard for human life and Sallie Louise Gaglia died as a direct result of the act.

YES   X    
NO       



Foreperson

Instructions: If you answered "NO" with respect to all of the determinations in this section, then stop your deliberations, cross out Sections III, IV, V and VI of this form, and proceed to Section VII. Each juror should carefully read the statement in Section VII, and sign in the appropriate place if the statement accurately reflects the manner in which he or she reached his or her decision. You should then advise the Court that you have reached a decision.

If you answered "YES" with respect to one or more of the determinations in this Section II, proceed to Section III which follows.

**III. STATUTORY AGGRAVATING FACTORS**

Instructions: For each of the following, select "YES" or "NO."

1. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant committed the offenses in an especially heinous, cruel, and depraved manner in that they involved serious physical abuse to Sallie Louise Gaglia.

YES   X    
NO       

2. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the defendant committed the offenses in the expectation of the receipt of anything of pecuniary value.

YES   X    
NO       



Foreperson

Instructions: If you answered "NO" with respect to all of the Statutory Aggravating Factors in this Section III, then stop your deliberations, cross out Sections IV, V and VI of this form, and proceed to Section VII. Each juror should then carefully read the statement in Section VII, and sign in the appropriate place if the statement accurately reflects the manner in which he or she reached his or her decision. You should then advise the Court that you have reached a decision.

If you answered "Yes" with respect to one or more of the aggravating factors in this Section III, proceed to Section IV which follows.

**IV. NON-STATUTORY AGGRAVATING FACTORS**

Instructions: For each of the following, select "YES" or "NO."

1. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant caused injury, harm, and loss to Sallie Louise Gaglia and to her family, and that this factor tends to support imposition of the death penalty.

YES   X    
NO \_\_\_\_\_

2. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the manner of the defendant's commission of the offenses was intended to reduce the likelihood of detection of the defendant's involvement in the underlying federal robbery offense and in the assault on the victim, Sallie Louise Gaglia, and that this factor tends to support imposition of the death penalty.

YES   X    
NO \_\_\_\_\_

3. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the victim, Sallie Louise Gaglia, was an employee of the United States Postal Service and was killed while she was engaged in the performance of her official duties and that this factor tends to support imposition of the death penalty.

YES   X    
NO \_\_\_\_\_

4. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that the Defendant has committed an array of other criminal acts, some but not all of which have resulted in convictions and that this factor tends to support imposition of the death penalty.

YES   X    
NO \_\_\_\_\_

5. We, the jury, unanimously find that the Government has established beyond a reasonable doubt that repeated prior efforts to rehabilitate and to deter the defendant from criminal conduct have failed and that this factor tends to support imposition of the death penalty.

YES   X    
NO \_\_\_\_\_

[Redacted Signature]

Foreperson

Instructions: Regardless of whether you answered "YES" or "NO" with respect to the Non-Statutory Aggravating Factors in this Section IV, proceed to Section V, which follows.

## **V. MITIGATING FACTORS**

**Instructions:** Below is a list of mitigating factors presented by the Defendant. Whether these factors are established does not require a unanimous finding beyond a reasonable doubt. Each juror should decide for themselves whether the Defendant established each mitigating factor by a preponderance of the evidence. Thus, you need not make any special findings as to these factors.

1. Defendant has invariably responded well to structured environments such as jails and prisons, and would likely make an adaption to prison as a well behaved inmate if he were sentenced to life in prison without the possibility of parole.
2. Defendant confessed and cooperated with authorities.
3. Defendant is remorseful for the crimes he committed.
4. Defendant accepted responsibility for the crimes he committed by offering to plead guilty.
5. Defendant committed the killing upon sudden impulse or panic and without substantial planning.
6. Defendant was introduced to drugs and alcohol as a child, and was supported and introduced into drug use by his family.
7. Defendant was deprived of proper parental guidance and protection as a child and/or was subjected to emotional and physical abandonment and neglect as a child.
8. Defendant grew up in an impoverished and sometimes violent environment, and was exposed to violence as a child.
9. Defendant does not have a violent prior criminal record.

**Instructions:** Proceed to Section VI which follows.

**VI. RECOMMENDATION**


**Instructions:** Select "YES" or "NO."

1. Based upon consideration of whether the aggravating factors found to exist sufficiently outweigh any mitigating factors found to exist, or in the absence of any mitigating factors, whether the aggravating factors are themselves sufficient to justify a sentence of death, and whether death is therefore the appropriate sentence in this case, we, the jury, recommend, by unanimous vote, that a SENTENCE OF DEATH be imposed.

YES   X    
NO       

2. By answering NO, we, the jury, must recommend that a SENTENCE OF LIFE IMPRISONMENT WITHOUT THE POSSIBILITY OF PAROLE be imposed.

SO SAY WE ALL,

  
Foreperson

This   7   day of November 2003 at  
Savannah, Georgia.

**Instructions:** Proceed to Section VII which follows.