

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 02-20572-CR-COHN/SNOW

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LUIS GONZALEZ-LAUZAN, JR.,

Defendant.

SPECIAL VERDICT

We, the jury, make the following findings, relevant to a sentence of death or life imprisonment without possibility of release:

A. Intent

All jurors unanimously agree that the government has proved beyond a reasonable doubt that the Defendant intentionally participated in an act contemplating that the life of Alexander Texidor would be taken, or intending that lethal force would be used against him, and that Alexander Texidor died as a result.

Yes ✓ No

If you answered "no" to question "A" then your verdict is for life imprisonment without release and you do not answer any more questions

but simply sign the verdict form.

If you answered "yes" to question "A" then proceed to answer question "B".

B. Necessary Aggravating Factors

1. All jurors unanimously agree that the government has proved beyond a reasonable doubt that the Defendant procured the offense by payment or promises of payment or release from debt.

Yes No

2. All jurors unanimously agree that the government has proved beyond a reasonable doubt that the Defendant committed the offense after substantial planning and premeditation to cause the victim's death.

Yes No

If you answered "no" to both questions "B.1" and "B.2" then your verdict is for life imprisonment without release and you do not answer any more questions but simply sign the verdict form.

If you answered "yes" to either question "B.1" or "B.2" then proceed to answer the remaining questions.

C. Additional Aggravating Factors

All jurors unanimously agree that the government has proved beyond a reasonable doubt that the Defendant committed the offense to retaliate against the victim for having cooperated with Federal agents.

Yes No

D. Mitigating Factors

For each of the following factors indicate the number of jurors, if any, who have found the existence of the mitigating factor by a preponderance of the evidence:

1. Luis Gonzalez Lauzan, Jr. was a mentor to others.

Yes If "yes", number of jurors 4

No

2. Luis Gonzalez Lauzan, Jr. was a good son to his mother when his father went to prison.

Yes If "yes", number of jurors 9

No

3. Luis Gonzalez Lauzan, Jr. was a good and caring boyfriend to Christy Bouley his girlfriend, the mother of their child.

Yes If "yes", number of jurors 7

No

4. Luis Gonzalez Lauzan, Jr. was a good brother to his brothers Alex and Ivan.

Yes If "yes", number of jurors 9

No

5. Luis Gonzalez Lauzan, Jr. had exemplary conduct during the trial of this cause.

Yes If "yes", number of jurors 2

No

6. Luis Gonzalez Lauzan, Jr. has no significant prior criminal history, or violent criminal history.

Yes If "yes", number of jurors 5

No

7. Luis Gonzalez Lauzan, Jr. volunteered in the community after Hurricane Andrew.

Yes If "yes", number of jurors _____

No

8. Luis Gonzalez Lauzan, Jr. when questioned by the police cooperated with them, and gave them a full statement admitting guilt and waived his right to legal counsel.

Yes If "yes", number of jurors 7

No

9. Throughout his entire lifetime as well as the time of the offense, Luis Gonzalez Lauzan, Jr. was under the dominance and influence of his father.

Yes

If "yes", number of jurors 5

No

10. Luis Gonzalez Lauzan, Jr. was an abused child, both verbally, mentally, and physically.

Yes

If "yes", number of jurors 8

No

11. Luis Gonzalez Lauzan, Jr. lacked a positive male role model and father figure when growing up.

Yes

If "yes", number of jurors 8

No

12. Luis Gonzalez Lauzan, Jr. had a substance abuse (drug) problem causing Neuropsychological problems which affected and impaired his thought and decision making process.

Yes

If "yes", number of jurors 1

No

13. Luis Gonzalez Lauzan, Jr. is a religious and spiritual person.

Yes

If "yes", number of jurors

No

14. Luis Gonzalez Lauzan, Jr. is extremely remorseful over the death of Alex Texidor.

Yes _____ If "yes", number of jurors _____

No _____

15. Luis Gonzalez Lauzan, Jr.'s sentence should be equal and proportionate to his co-defendant James Wiggins, who actually shot and killed Alex Texidor.

Yes _____ If "yes", number of jurors 9

No _____

16. The victim Alex Texidor involved himself in the underworld criminal activity of guns, knowing the risks involved in his activity, which led to his demise.

Yes _____ If "yes", number of jurors 5

No _____

17. Luis Gonzalez Lauzan, Jr. has demonstrated his ability to make a positive adjustment to incarceration through his good prison record.

Yes _____ If "yes", number of jurors 1

No _____

18. Luis Gonzalez Lauzan, Jr.'s positive adjustment during his federal prison sentence and his pre-trial incarceration indicates that he would not present a future danger to others in an institution.

Yes If "yes", number of jurors 4
No

19. Luis Gonzalez Lauzan, Jr. has family and friends who will visit him regularly in prison if he receives a life sentence.

Yes If "yes", number of jurors 3
No

20. Luis Gonzalez Lauzan, Jr. is a charitable person who has "adopted" two children in Africa through a Save the Children Fund.

Yes If "yes", number of jurors _____
No

21. Luis Gonzalez Lauzan, Jr. has a strong work ethic and has worked hard throughout his life.

Yes If "yes", number of jurors _____
No

22. Luis Gonzalez Lauzan, Jr. has been a responsible, hard working, and valued employee.

Yes If "yes", number of jurors _____
No

E. Additional Mitigating Factors

Describe and identify any other factors that mitigate against the imposition of a sentence of death and identify the number of jurors, if any, who find such factor to have been established by a preponderance of the evidence:

NONE

Number of jurors _____

Number of jurors _____

Number of jurors _____

Number of jurors _____

Number of jurors _____

Number of jurors _____

Number of jurors _____

F. Determination of Sentence

- 1. We the jury unanimously find that the aggravating factor(s) to which we have provided a unanimous "yes" answer above sufficiently outweigh(s) the mitigating factor(s) to justify a sentence of death, or in the absence of a mitigating factor, that the aggravating factor(s) alone is (are) sufficient to justify a sentence of death, and that the Defendant should be sentenced to death.

Yes _____

No _____

- 2. We the jury unanimously find that the Defendant should be sentenced to life imprisonment without the possibility of release.

Yes _____

No _____

SO SAY WE ALL,

Foreperson

Date

Each juror must sign below, indicating that the above sentence reflects the jury's unanimous decision:

Date

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By signing below, each of us, individually, hereby certifies that consideration of the race, color, religious beliefs, national origin, or sex of the Defendant Luis Gonzalez-Lauzan, Jr. or the victim Alexander Texidor was not involved in reaching our individual decisions. Each of us, individually, further certifies that the same decision regarding a sentence for the crime in question would have been made no matter what the race, color, religious belief, national origin, or sex of Luis Gonzalez-Lauzan, Jr. or Alexander Texidor may have been.

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