

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

CRIMINAL NO. 1:00CR74

UNITED STATES OF AMERICA )  
 )  
 )  
 vs. )  
 )  
 )  
 RICHARD ALLEN JACKSON )  
 \_\_\_\_\_ )

**FILED**  
IN COURT  
ASHEVILLE, N. C.  
**MAY 9 2001**  
U. S. DISTRICT COURT  
W. DIST. OF N. C.

**SPECIAL VERDICT FORM  
REGARDING THE PUNISHMENT TO BE IMPOSED ON THE DEFENDANT  
RICHARD ALLEN JACKSON**

**PART ONE**

**FINDINGS ON REQUISITE MENTAL STATE**

For each of the following, answer "Yes" or "No."

- A. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the Defendant, RICHARD ALLEN JACKSON, intentionally killed Karen Styles?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_

- B. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the Defendant, RICHARD ALLEN JACKSON, intentionally inflicted serious bodily injury which resulted in the death of Karen Styles?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_

C. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the Defendant, RICHARD ALLEN JACKSON, intentionally participated in an act contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person and Karen Styles died as a direct result of the act?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_

D. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the Defendant, RICHARD ALLEN JACKSON, intentionally and specifically engaged in an act of violence with knowledge that the act created a grave risk of death to another person such that participation in that act constituted a reckless disregard for human life and Karen Styles died as a direct result of the act?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_

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**FOREPERSON**

This the \_\_\_\_ Day of May, 2001

If you have checked "Not Unanimous" as to each of the above, the Foreperson should sign in the location above and you should proceed to the Certification, carefully read it and sign in the appropriate place if the statement contained in the Certification accurately reflects the manner in which each individual juror reached his or her decision. At this point, your deliberations are complete and you should advise the Court that you have reached a decision.

If you have checked "Unanimous Yes" to one or more of A, B, C, or D, continue with your deliberations in accordance with the Court's instructions and proceed to Part Two of this form.

**PART TWO**

**FINDINGS AS TO STATUTORY AGGRAVATING FACTORS**

For each of the following statutory aggravating factors, answer "Yes" or "No."

- A. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the death of Karen Styles, or her injury resulting in death, occurred during the commission of an offense under Title 18, United States Code, Section 1201; that is, kidnaping?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_

- B. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the Defendant, RICHARD ALLEN JACKSON, committed the offense in an especially heinous, cruel or depraved manner in that it involved torture or serious physical abuse to Karen Styles?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_

- C. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the Defendant, RICHARD ALLEN JACKSON, committed the offense after substantial planning and premeditation to cause the death of a person?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_

\_\_\_\_\_  
**FOREPERSON**

**This the \_\_\_\_ of May, 2001**

If you have checked "Not Unanimous" as to each of the above, the Foreperson should sign in the location above and you should proceed to the Certification, carefully read it and sign in the appropriate place if the statement contained in the Certification accurately reflects the manner in which each individual juror reached his or her decision. At this point, your deliberations are complete and you should advise the Court that you have reached a decision.

If you have checked "Unanimous Yes" to one or more of A, B, or C, continue with your deliberations in accordance with the Court's instructions and proceed to Part Three of this form.

**PART THREE**

**FINDING AS TO THE NON-STATUTORY AGGRAVATING FACTOR**

As to the following non-statutory aggravating factor, answer "Yes" or "No."

- A. Do you, the Jury, unanimously find that the government has proved beyond a reasonable doubt that the Defendant, RICHARD ALLEN JACKSON, caused injury, harm and loss to Karen Styles' family because of Karen Styles' personal characteristics as an individual human being and the impact of her death upon her family?

Unanimous Yes YES  
Not Unanimous \_\_\_\_\_



FOREPERSON  
This the 09 of May, 2001

Regardless of your answers to A of Part Three, proceed to deliberate on Part Four.

**PART FOUR****FINDINGS AS TO MITIGATING FACTORS**

For each of the following alleged mitigating factors, in the space provided, indicate the number of jurors, if any, who have found the existence of that mitigating factor to be proved by a preponderance of the evidence.

A finding with respect to a mitigating factor may be made by one or more members of the Jury, and any member of the Jury who finds the existence of a mitigating factor must consider such a factor established in considering whether or not a sentence of death shall be imposed, regardless of the number of other jurors who agree that the factor has been established.

The statutory mitigating factors which the Defendant, RICHARD ALLEN JACKSON, contends have been proved by a preponderance of the evidence are:

- A. The Defendant's, RICHARD ALLEN JACKSON, capacity to conform his conduct to the requirements of law was significantly impaired, regardless of whether the capacity was so impaired as to constitute a defense to the charge.

Number of Jurors who so find: 0

- B. The Defendant, RICHARD ALLEN JACKSON, did not have a significant prior history of other criminal conduct.


Number of Jurors who so find: 12

- C. The Defendant, RICHARD ALLEN JACKSON, committed the offense under severe mental or emotional disturbance.

Number of Jurors who so find: 0

- D. Other factors in the defendant's background, record, or character or any other circumstance of the offense that mitigate against imposition of the death sentence.

Number of Jurors who so find: 0

  
This the 09 of May, 2001

Other non-statutory mitigating factors which the Defendant, RICHARD ALLEN JACKSON, contends have been proved by a preponderance of the evidence are:

- A. Richard Jackson was born Richard Kuykendall. For the first five and a half years of his life, Richard was in the custody of the Department of Social Services, a North Carolina State Agency.

Number of Jurors who so find: 12

- B. During his first five and one half years of life, Richard was in eight different foster care homes. During that time, he was physically abused. Richard never knew the unconditional love of a mother or father until the age of five and a half years old when he was placed in the home of Sally and J.D. Jackson.

Number of Jurors who so find: 0

- C. When Richard came to live with Sally and J.D. Jackson at the age of five and a half, he would often go into strange episodes during which he would be rigid, with his eyes blank and his body shaking. These episodes did not lessen as he grew older.

Number of Jurors who so find: 7

- D. By the time Richard came to live with Sally and J.D. Jackson at the age of five and a half, he was already displaying inappropriate sexual behavior and masturbating frequently. This behavior did not change as he grew older.

Number of Jurors who so find: 0

- E. By the time Richard came to live with Sally and J.D. Jackson at the age of five and a half, he was already using obscene sexual language that was inappropriate for a child of his age. This behavior did not change over the years and in fact worsened.

Number of Jurors who so find: 1

- F. Despite the emotional problems and difficulties Richard had, Sally and J.D. Jackson loved him and decided to adopt him. Their plan was to work closely with him, giving him as much care and attention that they could provide.

Number of Jurors who so find: 7

- G. So much damage was done to Richard psychologically and physically before the age of five and a half years that the love and support of Sally and J.D. Jackson could not repair that damage.

Number of Jurors who so find: 0

- H. As early as the age of twelve and continuing throughout his life, Richard Jackson attempted suicide on many occasions by taking overdoses of medication.

Number of Jurors who so find: 0

- I. When Richard was in the 11<sup>th</sup> grade, he was hospitalized in Virginia for two months for depression resulting from a chemical imbalance in his brain.

Number of Jurors who so find: 0

- J. After only a brief period of time, Richard Jackson was discharged from the Navy for mental problems. He was told that he needed to see a psychiatrist, but he never did.

Number of Jurors who so find: 2

- K. Richard Jackson's sexual problems continued as he grew older. He became addicted to pornographic magazines and 1-900 sex lines.

Number of Jurors who so find: 9

- L. In the weeks leading up to October 31, 1994, Richard Jackson's mental condition was deteriorating. He suffered from depression. He had stopped bathing or properly caring for himself.

Number of Jurors who so find: 0

- M. On October 25, 1994, Richard badly burned his right arm at work. He was taken to St. Joseph's Urgent Care where he was given a prescription for Vicodin, a heavy narcotic pain killer.

Number of Jurors who so find: 11

- N. On November 1, 1994, the day after Karen Styles disappeared and these crimes were committed, Richard Jackson was hospitalized as a result of another suicide attempt.

Number of Jurors who so find: 0

- O. Richard Jackson went freely and voluntarily with law enforcement officers to be questioned, and fully cooperated in providing blood samples, hair samples and fingerprints for the investigation, and in consenting to a search of his trailer and vehicles which produced evidence in the case.

Number of Jurors who so find: 12

- P. Although he did not have to do so, Richard Jackson waived his rights and gave law enforcement officers a truthful statement about what happened.

Number of Jurors who so find: 12

- Q. In his statement to Sgt. Randy Bradford and Sheriff Bobby Medford, Richard Jackson was sobbing, at times so emotional for what he had done that the officers could not understand him.

Number of Jurors who so find: 12

- R. Richard Jackson has been in prison for 7 years for the murder, kidnaping and sexual assault of Karen Styles. During that time there is no evidence that he has ever broken any prison rule, misbehaved in any way, or attempted to escape.

Number of Jurors who so find: 12

- S. Richard Jackson has a son and a daughter - Richard Jackson, Jr., "Little Ricky," and Shelby Mae Jackson.

Number of Jurors who so find: 12

- T. The execution of Richard Jackson would have a severe impact on his mother and family and his two young children.

Number of Jurors who so find: 11



U. If Richard Jackson is sentenced to life imprisonment without possibility of release, he will not be a danger in the future.

Number of Jurors who so find: 0

V. Richard Jackson accepted responsibility for his conduct through his plea in state court.

Number of Jurors who so find: 0

W. Any other circumstance or circumstances arising from the evidence that one or more of you decides has mitigating value.

Number of Jurors who so find: 0



This the 09 of May, 2001

The following extra spaces are provided to write in additional mitigating factors, if any, found by any one or more jurors. If none, write "NONE" and line out the extra spaces with a large "X." If more space is needed, write "CONTINUED" and use the reverse side of this page.

A. None

Number of Jurors who so find: X

B. None

Number of Jurors who so find: X

C. None

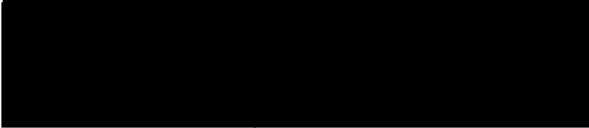
Number of Jurors who so find: X

D. None

Number of Jurors who so find: X

E. None

Number of Jurors who so find: X



This the 09 of May, 2001

Regardless of whether you choose to make written findings for mitigating factors in Part Four, proceed to Part Five.

**PART FIVE**

**DETERMINATION**

Based upon consideration of whether the aggravating factor or factors found to exist sufficiently outweigh all the mitigating factor or factors found to exist to justify a sentence of death, or, in the absence of a mitigating factor, whether the aggravating factor or factors alone are sufficient to justify a sentence of death, we, the Jury, by unanimous vote recommend that the following sentence be imposed on the Defendant RICHARD ALLEN JACKSON:

**UNANIMOUS DEATH**   ✓  

**UNANIMOUS LIFE IMPRISONMENT WITHOUT  
POSSIBILITY OF RELEASE** \_\_\_\_\_

If you are unable to reach a unanimous decision as to the determination of sentence, return to the courtroom and so advise the Court.

If you answer "UNANIMOUS DEATH," sign your names here and proceed to the Certification. If you answer "UNANIMOUS LIFE IMPRISONMENT WITHOUT POSSIBILITY OF RELEASE," the foreperson alone should sign, and proceed to the Certification.



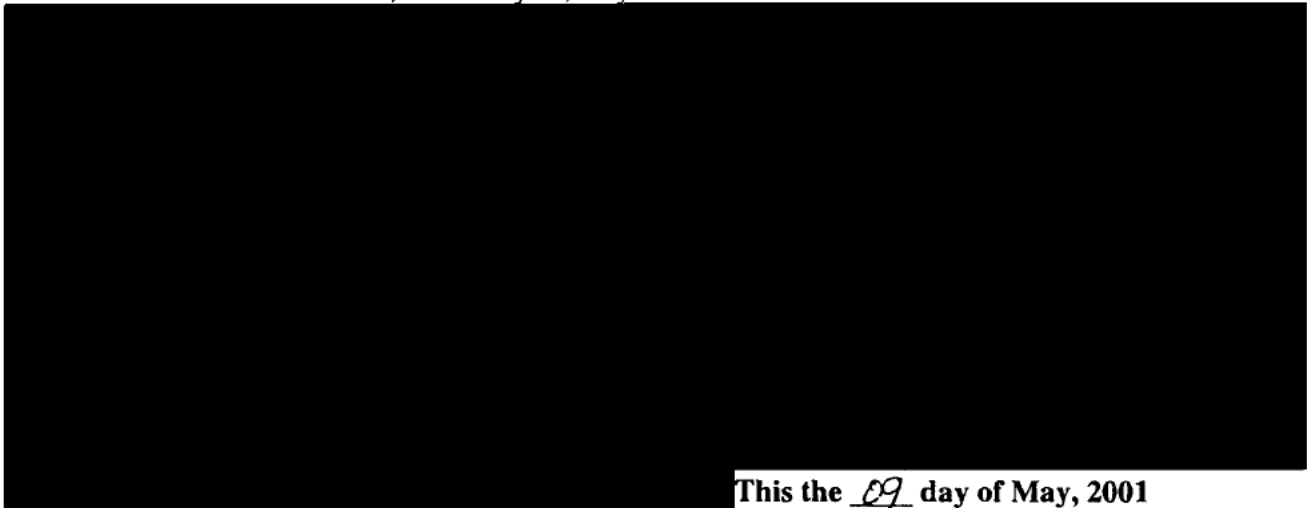
**FOREPERSON**

This the 09 day of May, 2001

PART SIX

CERTIFICATION

We, the Jury, hereby certify that consideration of the race, color, religious beliefs, national origin, or sex of the Defendant, RICHARD ALLEN JACKSON, or the victim, Karen Styles, was not involved in reaching his or her individual decision, and that the individual juror would have made the same recommendation regarding a sentence for the crime or crimes in question no matter what the race, color, religious beliefs, national origin or sex of the Defendant, RICHARD ALLEN JACKSON or the victim, Karen Styles, may have been.



This the 09 day of May, 2001