

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 06-80171-CR-HURLEY/VITUNAC

UNITED STATES OF AMERICA,

Plaintiff.

vs.

RICARDO SANCHEZ, JR.,

Defendant.

\_\_\_\_\_ /

VERDICT FORM

SECTION 1

AGE OF DEFENDANT

FILED by \_\_\_\_\_ D.C.  
  
MAR 31 2009  
  
STEVEN M. LARIMORE  
CLERK U.S. DIST. CT.  
S.D. OF FLA. - W.P.B.

Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., was eighteen years of age or older at the time of the offenses charged in Counts 6, 7, 8, 9 and 10 of the Indictment?

X  
Yes                      No

*If you answered "No," please stop your deliberations. Cross out the remaining sections of this verdict form, and proceed to Section 7. Each juror should carefully read the statement in Section 7, and each juror should sign in the appropriate space if the statement accurately reflects the manner in which he or she reached his or her decision. You should then inform the court that you have reached a decision.*

*If you answered "Yes", please proceed to Section 2, which follows.*

**SCANNED**

**SECTION 2**

**MENTAL STATE**

1. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., intentionally killed the victim(s) named in the corresponding count?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>X</u>	<u>        </u>
Yes	No

2. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., intentionally inflicted serious bodily injury which resulted in the death of the victim(s) named in the corresponding count?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>X</u>	<u>        </u>
Yes	No

3. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., 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, other than one of the participants in the offense, and that the victim(s) named in the corresponding count died as a direct result of the act?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>X</u>	<u>        </u>
Yes	No

4. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life, and that the victim(s) named in the corresponding count died as a direct result of the act?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>X</u>	<u>        </u>
Yes	No

*If you answered "No" with respect to all of the determinations in this section, please stop your deliberations. Cross out the remaining sections of this verdict form, and proceed to Section 7. Each juror should carefully read the statement in Section 7, and each juror should sign in the appropriate space if the statement accurately reflects the manner in which he or she reached his or her decision. You should then inform the court that you have reached a decision.*

*If you answered "Yes" with respect to one or more of the determinations above, please proceed to Section 3, which follows, as to those counts for which you answered "Yes."*

**SECTION 3**

**STATUTORY AGGRAVATING FACTORS**

1. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., committed the offense in the expectation of the receipt of anything of pecuniary value?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>X</u>	<u>        </u>
Yes	No

2. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., committed the offense after substantial planning and premeditation to cause the death of a person?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>X</u>	<u>        </u>
Yes	No

3. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that Luis Damian Escobedo and/or Luis Julian Escobedo were particularly vulnerable due to youth?

Count 6 (Luis Damian Escobedo, Luis Julian Escobedo):

<u>  X  </u>	<u>      </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>  X  </u>	<u>      </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>  X  </u>	<u>      </u>
Yes	No

4. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., intentionally killed or attempted to kill multiple victims in a single criminal episode?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>  X  </u>	<u>      </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>  X  </u>	<u>      </u>
Yes	No



Count 8 (Luis Julian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

*If you answered "No" with respect to all of the determinations in this section, please stop your deliberations. Cross out the remaining sections of this verdict form, and proceed to Section 7. Each juror should carefully read the statement in Section 7, and each juror should sign in the appropriate space if the statement accurately reflects the manner in which he or she reached his or her decision. You should then inform the court that you have reached a decision.*

*If you answered "Yes" with respect to one or more of the determinations above, please proceed to Section 4, which follows, as to those counts for which you answered "Yes."*

**SECTION 4**

**NON-STATUTORY AGGRAVATING FACTORS**

1. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., participated in other, uncharged serious acts of violence?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>X</u>	<u>        </u>
Yes	No

2. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., killed the victims in order to eliminate them as potential witnesses?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>X</u>	<u>        </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

3. Do you, the jury, unanimously find that the government has established beyond a reasonable doubt that the Defendant, Ricardo Sanchez, Jr., caused injury, harm and loss to the family of the victim(s), as evidenced by their personal characteristics as human beings and the impact of their deaths on their family members?

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Regardless of your answers in this section, proceed to Section 5, which follows.

**SECTION 5**

**MITIGATING FACTORS**

Does any member of the jury find that the Defendant has established by a preponderance of the evidence one or more of the following mitigating factors?

For each asserted mitigating factor, please indicate whether any jurors found the mitigating factor established by a preponderance of the evidence, and if so, how many jurors found the mitigating factor established.

After the list of mitigating factors asserted by the Defendant, there is space for you to indicate additional mitigating factors not specifically raised by the Defendant, which have been found by at least one juror to have been established by a preponderance of the evidence.

1. An equally culpable co-defendant, Danny Varela, was not charged in these murders and will not be facing death. Yes X No     . If "Yes," the number of jurors who found the factor established 10 ████████.
2. Ricardo Sanchez acted under the influence of Danny Varela. Yes X No     . If "Yes," the number of jurors who found the factor established 11.
3. Prior to becoming involved with Danny Varela, Ricardo Sanchez had several legitimate jobs. Yes X No     . If "Yes," the number of jurors who found the factor established 8.
4. Prior to his involvement with Danny Varela, Ricardo Sanchez had no felony convictions. Yes X No     . If "Yes," the number of jurors who found the factor established 7.

5. Because of their family relationship, Ricardo Sanchez was more easily recruited by Danny Varela. Yes  No . If "Yes," the number of jurors who found the factor established 9.
6. Ricardo Sanchez was more vulnerable to Danny Varela because of his low IQ. Yes  No . If "Yes," the number of jurors who found the factor established 9.
7. Jose Luis Escobedo engaged in criminal conduct that contributed to the circumstances leading to his family's death. Yes  No . If "Yes," the number of jurors who found the factor established 11.
8. Ricardo Sanchez is a follower and not a leader. Yes  No . If "Yes," the number of jurors who found the factor established 8.
- NO 9. Ricardo Sanchez was voluntarily baptized and confirmed at the age of seventeen. ~~Yes  No~~  If "Yes," the number of jurors who found the factor established 0.
10. There is a history of mental retardation in the Sanchez family. Yes  No . If "Yes," the number of jurors who found the factor established 4.
11. There is a history of learning disabilities in the Sanchez family. Yes  No . If "Yes," the number of jurors who found the factor established 4.
12. Ricardo Sanchez was socially isolated from the community. Yes  No . If "Yes," the number of jurors who found the factor established     .
13. Ricardo Sanchez's parents had low IQs. Yes  No . If "Yes," the number of jurors who found the factor established 4.
14. Ricardo Sanchez's parents were uneducated. Yes  No . If "Yes," the number of jurors who found the factor established 5.
15. Ricardo Sanchez's parents were socially isolated from the community. Yes  No . If "Yes," the number of jurors who found the factor established     .

16. Ricardo Sanchez has a loving relationship with his son, Ricardo III. Yes  No . If "Yes," the number of jurors who found the factor established 8.
17. Ricardo Sanchez has consistently provided support to Ricardo III since his birth. Yes  No . If "Yes," the number of jurors who found the factor established 5.
18. Ricardo Sanchez grew up in a home with an alcoholic father. Yes  No . If "Yes," the number of jurors who found the factor established 10.
19. Ricardo Sanchez and his family were subjected to violence by Ricardo Sanchez, Sr. as a result of his drinking. Yes  No . If "Yes," the number of jurors who found the factor established 10.
20. Ricardo Sanchez and his siblings grew up in fear of their father because of his drinking. Yes  No . If "Yes," the number of jurors who found the factor established 9.
- NO 21. Ricardo Sanchez was exposed to criminal activity by family members as a child. Yes  No . If "Yes," the number of jurors who found the factor established 0.
- NO 22. Ricardo Sanchez was exposed to his brother's violent seizures as a child. Yes  No . If "Yes," the number of jurors who found the factor established 0.
23. Ricardo Sanchez's family system normalized crime, violence and substance abuse. Yes  No . If "Yes," the number of jurors who found the factor established 8.
24. Ricardo Sanchez has a low IQ. Yes  No . If "Yes," the number of jurors who found the factor established 9.
25. Ricardo Sanchez has difficulty in processing verbal information. Yes  No . If "Yes," the number of jurors who found the factor established 8.
26. His low IQ and learning disabilities caused Ricardo Sanchez embarrassment and humiliation. Yes  No . If "Yes," the number of jurors who

found the factor established 8.

- 27. Ricardo Sanchez suffered from learning disabilities and cognitive deficiencies which did not allow him to function at the level of his already low IQ. Yes  No . If "Yes," the number of jurors who found the factor established 9.
- 28. Ricardo Sanchez's cognitive deficiencies and limited IQ were so severe that he was exempted from taking the FCAT (Florida Comprehensive Achievement Test). Yes  No . If "Yes," the number of jurors who found the factor established 8.
- 29. As a child, Ricardo Sanchez had no parental support in overcoming his learning disabilities. Yes  No . If "Yes," the number of jurors who found the factor established 9.
- No 30. Ricardo Sanchez can only read on an elementary grade level. Yes  No . If "Yes," the number of jurors who found the factor established 0.
- No 31. Ricardo Sanchez can only do math on an elementary grade level. Yes  No . If "Yes," the number of jurors who found the factor established 0.
- 32. Ricardo Sanchez's academic failures contributed to reduced self-esteem and low bonding to school. Yes  No . If "Yes," the number of jurors who found the factor established 8.
- 33. Ricardo Sanchez's learning disabilities and low IQ limited his opportunities for career choices. Yes  No . If "Yes," the number of jurors who found the factor established 9.
- No 34. Ricardo Sanchez looked out for his older brother inside and outside the home. Yes  No . If "Yes," the number of jurors who found the factor established 0.
- 35. Ricardo Sanchez lacked the skills to live completely independent of assistance. Yes  No . If "Yes," the number of jurors who found the factor established     .

- 36. As a child, Ricardo Sanchez had no positive male role models in his life other than limited exposure to his Uncle Tony. Yes X No    . If "Yes," the number of jurors who found the factor established 7.
- 37. While growing up Ricardo Sanchez was exposed to many of the risk factors identified by the Department of Justice. Yes X No    . If "Yes," the number of jurors who found the factor established 9.
- 38. Because of his exposure to the Department of Justice identified risk factors, Ricardo Sanchez' "framework" to make the right decisions was flawed. Yes X No    . If "Yes," the number of jurors who found the factor established 9.
- 39. During the time Rachel Ramos knew Ricardo Sanchez, he treated her with respect, contributed to the household income and assisted her in caring for her son, Julio. Yes X No    . If "Yes," the number of jurors who found the factor established 1.

NO 40.  Ricardo Sanchez was a loving companion to the son of Rachel Ramos. Yes  No  If "Yes," the number of jurors who found the factor established 0.

NO 41. Ricardo Sanchez has adapted very well in a prison environment while awaiting trial. Yes X No  If "Yes," the number of jurors who found the factor established 0.

NO 42. Ricardo Sanchez was well behaved and respectful during the trial. Yes  No  If "Yes," the number of jurors who found the factor established 0.

43. The evidence of Ricardo Sanchez's exact role in the offense is not sufficient to justify a sentence of death. Yes     No X. If "Yes," the number of jurors who found the factor established    .

NO 44. Ricardo Sanchez was 22 years old at the time of the offense. Yes  No  If "Yes," the number of jurors who found the factor established 0.



Space for Recording Findings Regarding Additional Mitigating Factors:

45.       NONE        
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ **Number of jurors who so find** \_\_\_\_\_.

46. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ **Number of jurors who so find** \_\_\_\_\_.

47. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ **Number of jurors who so find** \_\_\_\_\_.

*Regardless of your findings in this section, proceed to Section 6, which follows.*

**SECTION 6**

**SELECTION**

Having considered whether the aggravating factors found to exist sufficiently outweigh any mitigating factor or factors found to exist, or in the absence of any mitigating factors, whether the aggravating factors are sufficient in themselves to justify a sentence of death, and whether death is therefore the appropriate sentence in this case:

**A. Sentence of Death**

We, the jury, determine by unanimous vote that a sentence of death shall be imposed.

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

<u>          </u>	<u>  X  </u>
Yes	No

Count 7 (Luis Damian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 8 (Luis Julian Escobedo):

<u>  X  </u>	<u>          </u>
Yes	No

Count 9 (Yessica Escobedo):

<u>          </u>	<u>  X  </u>
Yes	No

Count 10 (Jose Luis Escobedo):

<u>          </u>	<u>  X  </u>
Yes	No

*If you answer "Yes" to all of the counts set forth above, the foreperson must sign here, and you must then proceed to Section 7. If you answer "No" to any of the counts set forth above, the foreperson must sign, and you must then proceed to Section 6.B, which immediately follows, as to those counts for which you have answered "No."*

[Redacted Signature]

Foreperson

March 31<sup>st</sup> 2009  
Date

**B. Sentence of Life Imprisonment Without the Possibility of Release**

We, the jury, determine by unanimous vote that a sentence of life imprisonment without the possibility of release shall be imposed.

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

X                      \_\_\_\_\_  
Yes                      No

Count 7 (Luis Damian Escobedo):

\_\_\_\_\_                      \_\_\_\_\_  
Yes                      No

Count 8 (Luis Julian Escobedo):

\_\_\_\_\_                      \_\_\_\_\_  
Yes                      No

Count 9 (Yessica Escobedo):

X                      \_\_\_\_\_  
Yes                      No

Count 10 (Jose Luis Escobedo):

  X                                    
Yes                              No

*If you answer "Yes" to all of the counts set forth above, the foreperson must sign here, and you must then proceed to Section 7. If you answer "No" to any of the counts set forth above, the foreperson must sign, and you must then proceed to Section 6.C, which immediately follows, as to those counts for which you have answered "No."*



Foreperson

March 31<sup>st</sup> 2009

Date

**C. Lesser Sentence**

We, the jury, unanimously recommend that the Court impose a sentence for a term of years up to life imprisonment without possibility of release.

Count 6 (Jose Luis Escobedo, Yessica Escobedo, Luis Damian Escobedo, Luis Julian Escobedo):

                                            
Yes                              No

Count 7 (Luis Damian Escobedo):

                                            
Yes                              No

Count 8 (Luis Julian Escobedo):

                                            
Yes                              No

Count 9 (Yessica Escobedo):

                                            
Yes                              No

**SECTION 7**

**CERTIFICATION**

By signing below, each juror certifies that consideration of the race, color, religious beliefs, national origin, or sex of the Defendant or any victim was not involved in reaching his or her individual decision. The signing juror further certifies that he or she would have made the same recommendation regarding a sentence for the crime or crimes in question regardless of the race, color, religious beliefs, national origin, or sex of the Defendant, or the victims.



Foreperson

March 31<sup>st</sup> 2009  
Date

Count 10 (Jose Luis Escobedo):

\_\_\_\_\_  
Yes

\_\_\_\_\_  
No

*If you answer "Yes" to any of the counts set forth above, the foreperson must sign here, and you must then proceed to Section 7.*

\_\_\_\_\_  
Foreperson

\_\_\_\_\_  
Date