

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA)
)
) No. 1:11cr115 (LO)
)
JORGE AVILA TORREZ)

**ELIGIBILITY PHASE
SPECIAL VERDICT FORM**

You should proceed through this Eligibility Phase Special Verdict Form section by section in order, beginning with Section I, consistent with the Court's oral instructions and the instructions on this form.

**SECTION I
AGE OF THE DEFENDANT**

1. We the jury, unanimously find by proof beyond a reasonable doubt that the defendant, JORGE AVILA TORREZ, was eighteen (18) years of age or older at the time of the offense charged in the indictment.

 X YES

 / NO

Juror 0308

~~foreperson~~

Date: 21 April, 2014

Instructions:

If you answered **NO** to the age determination (Section I, Question 1), then the defendant is not eligible for the death penalty. You should stop your deliberations, cross out **Section II** and **Section III**, and proceed to **Section IV** of this Eligibility Special Verdict Form.

If you answered **YES** to the age determination, then should continue your deliberations in accordance with the Court's instructions and proceed to **Section II**, which follows.

SECTION II
CATEGORY ONE - INTENT FACTORS

Instructions:

You must now consider the following four Intent Factors in Category One. You must consider each of these four factors. Beginning with the first intent factor, place an X next to YES or NO as appropriate, consistent with the Court's oral instructions, then move on to the next such factor until you have considered all four of the intent factors.

I. We the jury, unanimously find by proof beyond a reasonable doubt that the defendant, **JORGE AVILA TORREZ:**

A. Intentionally killed Amanda Jean Snell.

 X YES
 NO

B. Intentionally inflicted serious bodily injury which resulted in the death of Amanda Jean Snell.

 X YES
 NO

C. 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 Amanda Jean Snell died as a direct result of such act.

 X YES
 NO

D. 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 Amanda Jean Snell died as a direct result of the act.

 X YES

 / NO

Foreperson

Juror 0308

Date: 21 April, 2014

Instructions:

If you answered NO with respect to all four of the Category One Intent Factors, then the defendant is not eligible for the death penalty. You should stop your deliberations, cross out Section III, and proceed to Section IV of this Eligibility Special Verdict Form. If you answered YES with respect to one or more of these Category One Intent Factors, move on to Section III, which follows.

SECTION III
CATEGORY TWO - STATUTORY AGGRAVATING FACTORS

Instructions:

For the following Statutory Aggravating Factors in Category Two - Statutory Aggravating Factors, answer YES or NO as to whether you unanimously find by proof beyond a reasonable doubt the existence of that factor. You must make YES or NO findings as to each of the alleged Category Two - Statutory Aggravating Factors.

1. We the jury, unanimously find by proof beyond a reasonable doubt that the defendant, JORGE AVILA TORREZ, has previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than one year, involving the use or attempted or threatened use of a firearm (as defined in 18 U.S.C. § 921) against another person, namely:

A. Use of a Firearm in Felony, Case No. 10-505, in the Circuit Court of Arlington County, Virginia (the abduction and robbery of M.N. on February 10, 2010).

 X YES

_____ NO

B. Use of a Firearm in Felony, Case No. 10-593, in the Circuit Court of Arlington County, Virginia (the robbery of K.M. on February 27, 2010).

 X YES

_____ NO

C. Use of a Firearm in Felony, Case No. 10-595, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. on February 27, 2010).

 X YES

_____ NO

D. Breaking and Entering while Armed, Case No. 10-597, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. and J.T. on February 27, 2010).

YES
 NO

E. Use of a Firearm in Felony, Case No. 10-598, in the Circuit Court of Arlington County, Virginia (the abduction of J.T. on February 27, 2010).

YES
 NO

2. We the jury, unanimously find by proof beyond a reasonable doubt that the defendant, JORGE AVILA TORREZ, has previously been convicted of 2 or more State offenses punishable by a term of imprisonment of more than 1 year, involving the infliction of, or attempted infliction of serious bodily injury or death upon another person, namely:

A. February 10, 2010, offenses:

(1) Abduction with Intent to Defile, Case No. 10-503, in the Circuit Court of Arlington County, Virginia (the abduction of M.N. on February 10, 2010).

YES
 NO

(2) Robbery, Case No. 10-504, in the Circuit Court of Arlington County, Virginia (the robbery of M.N. on February 10, 2010).

YES
 NO

B. February 27, 2010, offenses:

- (1) Abduction, Case No. 10-591, in the Circuit Court of Arlington County, Virginia (the abduction of J.T. on February 27, 2010).

YES
 NO

- (2) Rape, Case No. 10-592, in the Circuit Court of Arlington County, Virginia (the rape of J.T. on February 27, 2010).

YES
 NO

- (3) Robbery, Case No. 10-594, in the Circuit Court of Arlington County, Virginia (the robbery of K.M. on February 27, 2010).

YES
 NO

- (4) Abduction with Intent to Defile, Case No. 10-596, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. on February 27, 2010).

YES
 NO

- (5) Forcible Sodomy, Case No. 10-602, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).

YES
 NO

(6) Forcible Sodomy, Case No. 10-603, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).

 X YES
 NO

(7) Forcible Sodomy, Case No. 10-604, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).

 X YES
 NO

If you answered YES to at least one of the two February 10, 2010, offenses (Section III, Category Two - Statutory Aggravators 2.A(1) or (2)) and YES to at least one of the seven February 27, 2010, offenses (Section III, Category Two - Statutory Aggravators 2.B(1) through (7)), you must further decide, consistent with the Court's oral instructions, as to the following:

C. We the jury, unanimously find by proof beyond a reasonable doubt that the February 10, 2010, offense(s) and the February 27, 2010, offense(s) were committed on different occasions:

 X YES
 NO

Foreperson

Date: 21 April, 2014

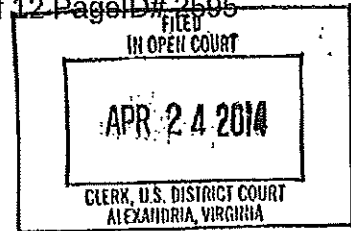
 Juror 0308

**SECTION IV
CERTIFICATION**

By signing below, each juror certifies that consideration of the race, color, religious beliefs, national origin, or sex of the defendant or the victim was not involved in reaching his or her individual decision, and the individual juror would have made the same findings regarding the defendant's eligibility for the death penalty for the killing of Amanda Jean Snell no matter what the race, color, religious beliefs, national origin, or sex of the defendant or the victim would have been.


Foreperson

Date: 21 April, 2014



IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA)

v.)

JORGE AVILA TORREZ)

)
) No. 1:11cr115 (LO)
)
)

**SELECTION PHASE
SPECIAL VERDICT FORM**

You should proceed through this Selection Phase Special Verdict Form section by section in order, beginning with Section I, consistent with the Court's oral instructions and the instructions on this form.

**SECTION I
NON-STATUTORY AGGRAVATING FACTORS**

Instructions:

In the Eligibility Phase, you unanimously found that the following two statutory aggravating factors had been proved beyond a reasonable doubt in this case:

The defendant, JORGE AVILA TORREZ:

- (1) has previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than one year, involving the use or attempted or threatened use of a firearm (as defined in 18 U.S.C. § 921) against another person, namely:
 - A. Use of a Firearm in Felony, Case No. 10-505, in the Circuit Court of Arlington County, Virginia (the abduction and robbery of M.N. on February 10, 2010).
 - B. Use of a Firearm in Felony, Case No. 10-593, in the Circuit Court of Arlington County, Virginia (the robbery of K.M. on February 27, 2010).
 - C. Use of a Firearm in Felony, Case No. 10-595, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. on February 27, 2010).
 - D. Breaking and Entering while Armed, Case No. 10-597, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. and J.T. on February 27, 2010).
 - E. Use of a Firearm in Felony, Case No. 10-598, in the Circuit Court of Arlington County, Virginia (the abduction of J.T. on February 27, 2010).

- (2) has previously been convicted of 2 or more State offenses punishable by a term of imprisonment of more than 1 year, committed on different occasions, involving the infliction of, or attempted infliction of serious bodily injury or death upon another person, namely:
 - A. Abduction with Intent to Defile, Case No. 10-503, in the Circuit Court of Arlington County, Virginia (the abduction of M.N. on February 10, 2010).
 - B. Robbery, Case No. 10-504, in the Circuit Court of Arlington County, Virginia (the robbery of M.N. on February 10, 2010).
 - C. Abduction, Case No. 10-591, in the Circuit Court of Arlington County, Virginia (the abduction of J.T. on February 27, 2010).

- D. Rape, Case No. 10-592, in the Circuit Court of Arlington County, Virginia (the rape of J.T. on February 27, 2010).
- E. Robbery, Case No. 10-594, in the Circuit Court of Arlington County, Virginia (the robbery of K.M. on February 27, 2010).
- F. Abduction with Intent to Defile, Case No. 10-596, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. on February 27, 2010).
- G. Forcible Sodomy, Case No. 10-602, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).
- H. Forcible Sodomy, Case No. 10-603, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).
- I. Forcible Sodomy, Case No. 10-604, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).

You must now determine whether, in addition to these statutory aggravating factors, any non-statutory aggravating factors have been proved in this case. For each of the following alleged non-statutory aggravating factors, answer **YES** or **NO** as to whether you unanimously find by proof beyond a reasonable doubt the existence of that factor. You should consider and make written findings as to each of the alleged non-statutory aggravating factors.

We the jury, unanimously find by proof beyond a reasonable doubt the following:

1. On or about May 8, 2005, the defendant, JORGE AVILA TORREZ, killed Krystal Tobias, age nine, and Laura Hobbs, age eight, in a park near their homes in Zion, Illinois. TORREZ stabbed Krystal Tobias eleven times. TORREZ stabbed Laura Hobbs approximately twenty times, including in both eyes.

YES

NO

2. On or about May 8, 2005, the defendant, JORGE AVILA TORREZ, sexually assaulted Laura Hobbs, age eight, in a park near her home in Zion, Illinois.

YES

NO

3. During the late night hours of February 4 and early morning hours of February 5, 2010, and again during the late night hours of February 5 and the early morning hours of February 6, 2010, in Arlington County, Virginia, the defendant, JORGE AVILA TORREZ, driving his Dodge Durango, stalked females for sexual assault.

YES

NO

4. On or about February 5, 2010, the defendant, JORGE AVILA TORREZ, purchased a Glock semiautomatic pistol to use in abducting, robbing and sexually assaulting female victims.

YES

NO

5. On or about February 10, 2010, the defendant, JORGE AVILA TORREZ, abducted M.N. at gunpoint as she walked along Quincy Street in Arlington County, Virginia. TORREZ then grabbed M.N. and, brandishing a knife, robbed her and tried to force her into his Dodge Durango.

YES
 NO

6. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, abducted K.M. and J.T. at gunpoint as they approached K.M.'s house in Arlington County, Virginia. TORREZ demanded money from the two women. He then forced them inside K.M.'s house, where he first tied them up together and then separately.

YES
 NO

7. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, grabbed J.T. and forced her at gunpoint out of the house and into his Dodge Durango. TORREZ drove away with J.T. bound in the back seat. After driving for a while, TORREZ stopped his vehicle and got into the back seat with J.T. TORREZ forced J.T. to perform oral sex on him, bound her hands with tape, raped her, and again forced her to perform oral sex. After these assaults, TORREZ bound J.T.'s mouth and head with tape and pushed her to the floor of the Durango.

YES
 NO

8. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, drove from Arlington to Prince William County, Virginia, with J.T. on the floor of his Durango, stopping in a wooded area near the highway. TORREZ got into the back seat with J.T. and forced her to perform oral sex on him.

YES
 NO

9. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, in Prince William County, Virginia, attempted to kill J.T. by strangulation. TORREZ wrapped a scarf around J.T.'s neck and tightened it. J.T. lost consciousness. Thinking that she was dead, TORREZ discarded her body in the woods. J.T., however, regained consciousness and crawled through the snow and out of the woods to a nearby road, where she was able to flag down a passing car. J.T. was seriously injured and bleeding from the attack and hospitalized because of her injuries.

YES
 NO

10. On or about February 27, 2010, TORREZ was arrested. At the time of his arrest, TORREZ was found in possession of a stun gun and tape in his Dodge Durango, along with personal property belonging to J.T.

YES
 NO

11. While incarcerated at the Arlington County jail and awaiting trial for the offenses committed in Arlington County in February 2010, the defendant, JORGE AVILA TORREZ, plotted to have the victim witnesses against him killed. TORREZ drew a map to one of the victim's homes for the person who was to kill this witness against him.

YES
 NO

12. On or about July 6, 2010, while incarcerated at the Arlington County jail and awaiting trial for the offenses committed in Arlington County in February 2010, the defendant, JORGE AVILA TORREZ, possessed a "shank," a homemade knife-like weapon used by prisoners to harm or kill others.

YES
 NO

13. The defendant, JORGE AVILA TORREZ, has displayed no remorse for the murder of Amanda Jean Snell; rather, the defendant bragged about killing Snell and the thrill it provided.

YES
 NO

14. The defendant, JORGE AVILA TORREZ, poses a future danger to others in that he is likely to commit, and direct others to commit, additional acts of violence in any setting, including acts of violence and threats of violence against witnesses who have testified against him and who may testify against him in the future and against prison guards and other officials at institutions where he is or will be incarcerated, as evidenced by his past acts of violence and pattern of violence, his specific threats of violence and his lack of remorse for his violent acts, including the murders of Krystal Tobias, Laura Hobbs and Amanda Jean Snell.

YES
 NO

15. The defendant, JORGE AVILA TORREZ, caused injury, harm and loss to the victim and the victim's family and friends, as evidenced by the victim's personal characteristics and by the impact of her death upon the victim's family and friends.

YES
 NO

Instructions:

After making findings with respect to these alleged non-statutory aggravating factors, proceed to Section II, which follows.

**SECTION II
MITIGATING FACTORS**

We, the jury, collectively or individually find the existence of the following mitigating factors by a preponderance of the evidence:

(1) Jorge Avila Torrez was under the age of 18 at the time Laura Hobbs and Krystal Tobias were killed

a. Number of jurors so finding: 7

(2)

a. Number of jurors so finding: _____

(3)

N/A

a. Number of jurors so finding: _____

(4)

a. Number of jurors so finding: _____

(5)

~~(6) a. Number of jurors so finding: _____~~

~~(7) a. Number of jurors so finding: _____~~

~~(8) a. Number of jurors so finding: _____~~

~~a. Number of jurors so finding: _____~~

N/A

You may record any additional mitigating factors found by a preponderance of the evidence on the reverse side of this form.

**SECTION III
SENTENCING RECOMMENDATION**

A. Death Sentence

Based upon consideration of 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 themselves sufficient to justify a sentence of death, we determine, by unanimous vote, that a sentence of death shall be imposed.

 X YES
 NO

If you answer **YES**, sign your names below and proceed to **Section IV**. If you answer **NO**, then the foreperson alone should sign and you should proceed to **Part B** of this section, on the following page.

Date: April 24, 2014

B. Life Sentence Without the Possibility of Release

Based upon consideration of 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 themselves sufficient to justify a sentence of death, we determine, by unanimous vote, that a sentence of life imprisonment without the possibility of release shall be imposed.

_____ YES
_____ NO


If you answer YES, sign your names below and proceed to Section IV. If you answer NO, then the foreperson alone should sign and you should proceed to Section IV.

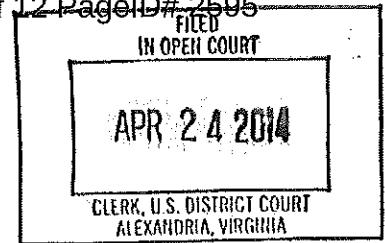
Foreperson

Date: _____, 2014

**SECTION IV
CERTIFICATION**

By signing below, each juror certifies that consideration of the race, color, religious beliefs, national origin, or sex of the defendant or the victim was not involved in reaching his or her individual decision, and the individual juror would have made the same findings regarding the sentencing recommendation for murder of Amanda Jean Snell no matter what the race, color, religious beliefs, national origin, or sex of the defendant or the victim would have been.


Foreperson ✓
Date: April 24, 2014



IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

| | | |
|--------------------------|---|--------------------|
| UNITED STATES OF AMERICA |) | |
| |) | |
| v. |) | No. 1:11cr115 (LO) |
| |) | |
| JORGE AVILA TORREZ |) | |

SELECTION PHASE
SPECIAL VERDICT FORM

You should proceed through this Selection Phase Special Verdict Form section by section in order, beginning with Section I, consistent with the Court's oral instructions and the instructions on this form.

**SECTION I
NON-STATUTORY AGGRAVATING FACTORS**

Instructions:

In the Eligibility Phase, you unanimously found that the following two statutory aggravating factors had been proved beyond a reasonable doubt in this case:

The defendant, JORGE AVILA TORREZ:

- (1) has previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than one year, involving the use or attempted or threatened use of a firearm (as defined in 18 U.S.C. § 921) against another person, namely:
 - A. Use of a Firearm in Felony, Case No. 10-505, in the Circuit Court of Arlington County, Virginia (the abduction and robbery of M.N. on February 10, 2010).
 - B. Use of a Firearm in Felony, Case No. 10-593, in the Circuit Court of Arlington County, Virginia (the robbery of K.M. on February 27, 2010).
 - C. Use of a Firearm in Felony, Case No. 10-595, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. on February 27, 2010).
 - D. Breaking and Entering while Armed, Case No. 10-597, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. and J.T. on February 27, 2010).
 - E. Use of a Firearm in Felony, Case No. 10-598, in the Circuit Court of Arlington County, Virginia (the abduction of J.T. on February 27, 2010).

- (2) has previously been convicted of 2 or more State offenses punishable by a term of imprisonment of more than 1 year, committed on different occasions, involving the infliction of, or attempted infliction of serious bodily injury or death upon another person, namely:
 - A. Abduction with Intent to Defile, Case No. 10-503, in the Circuit Court of Arlington County, Virginia (the abduction of M.N. on February 10, 2010).
 - B. Robbery, Case No. 10-504, in the Circuit Court of Arlington County, Virginia (the robbery of M.N. on February 10, 2010).
 - C. Abduction, Case No. 10-591, in the Circuit Court of Arlington County, Virginia (the abduction of J.T. on February 27, 2010).

- D. Rape, Case No. 10-592, in the Circuit Court of Arlington County, Virginia (the rape of J.T. on February 27, 2010).
- E. Robbery, Case No. 10-594, in the Circuit Court of Arlington County, Virginia (the robbery of K.M. on February 27, 2010).
- F. Abduction with Intent to Defile, Case No. 10-596, in the Circuit Court of Arlington County, Virginia (the abduction of K.M. on February 27, 2010).
- G. Forcible Sodomy, Case No. 10-602, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).
- H. Forcible Sodomy, Case No. 10-603, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).
- I. Forcible Sodomy, Case No. 10-604, in the Circuit Court of Arlington County, Virginia (the sexual assault of J.T. on February 27, 2010).

You must now determine whether, in addition to these statutory aggravating factors, any non-statutory aggravating factors have been proved in this case. For each of the following alleged non-statutory aggravating factors, answer **YES** or **NO** as to whether you unanimously find by proof beyond a reasonable doubt the existence of that factor. You should consider and make written findings as to each of the alleged non-statutory aggravating factors.

We the jury, unanimously find by proof beyond a reasonable doubt the following:

1. On or about May 8, 2005, the defendant, JORGE AVILA TORREZ, killed Krystal Tobias, age nine, and Laura Hobbs, age eight, in a park near their homes in Zion, Illinois. TORREZ stabbed Krystal Tobias eleven times. TORREZ stabbed Laura Hobbs approximately twenty times, including in both eyes.

YES

NO

2. On or about May 8, 2005, the defendant, JORGE AVILA TORREZ, sexually assaulted Laura Hobbs, age eight, in a park near her home in Zion, Illinois.

YES

NO

3. During the late night hours of February 4 and early morning hours of February 5, 2010, and again during the late night hours of February 5 and the early morning hours of February 6, 2010, in Arlington County, Virginia, the defendant, JORGE AVILA TORREZ, driving his Dodge Durango, stalked females for sexual assault.

YES

NO

4. On or about February 5, 2010, the defendant, JORGE AVILA TORREZ, purchased a Glock semiautomatic pistol to use in abducting, robbing and sexually assaulting female victims.

YES

NO

5. On or about February 10, 2010, the defendant, JORGE AVILA TORREZ, abducted M.N. at gunpoint as she walked along Quincy Street in Arlington County, Virginia. TORREZ then grabbed M.N. and, brandishing a knife, robbed her and tried to force her into his Dodge Durango.

YES
 NO

6. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, abducted K.M. and J.T. at gunpoint as they approached K.M.'s house in Arlington County, Virginia. TORREZ demanded money from the two women. He then forced them inside K.M.'s house, where he first tied them up together and then separately.

YES
 NO

7. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, grabbed J.T. and forced her at gunpoint out of the house and into his Dodge Durango. TORREZ drove away with J.T. bound in the back seat. After driving for a while, TORREZ stopped his vehicle and got into the back seat with J.T. TORREZ forced J.T. to perform oral sex on him, bound her hands with tape, raped her, and again forced her to perform oral sex. After these assaults, TORREZ bound J.T.'s mouth and head with tape and pushed her to the floor of the Durango.

YES
 NO

8. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, drove from Arlington to Prince William County, Virginia, with J.T. on the floor of his Durango, stopping in a wooded area near the highway. TORREZ got into the back seat with J.T. and forced her to perform oral sex on him.

YES
 NO

9. On or about February 27, 2010, the defendant, JORGE AVILA TORREZ, in Prince William County, Virginia, attempted to kill J.T. by strangulation. TORREZ wrapped a scarf around J.T.'s neck and tightened it. J.T. lost consciousness. Thinking that she was dead, TORREZ discarded her body in the woods. J.T., however, regained consciousness and crawled through the snow and out of the woods to a nearby road, where she was able to flag down a passing car. J.T. was seriously injured and bleeding from the attack and hospitalized because of her injuries.

YES
 NO

10. On or about February 27, 2010, TORREZ was arrested. At the time of his arrest, TORREZ was found in possession of a stun gun and tape in his Dodge Durango, along with personal property belonging to J.T.

YES
 NO

11. While incarcerated at the Arlington County jail and awaiting trial for the offenses committed in Arlington County in February 2010, the defendant, JORGE AVILA TORREZ, plotted to have the victim witnesses against him killed. TORREZ drew a map to one of the victim's homes for the person who was to kill this witness against him.

YES
 NO

12. On or about July 6, 2010, while incarcerated at the Arlington County jail and awaiting trial for the offenses committed in Arlington County in February 2010, the defendant, JORGE AVILA TORREZ, possessed a "shank," a homemade knife-like weapon used by prisoners to harm or kill others.

YES
 NO

13. The defendant, JORGE AVILA TORREZ, has displayed no remorse for the murder of Amanda Jean Snell; rather, the defendant bragged about killing Snell and the thrill it provided.

YES
 NO

14. The defendant, JORGE AVILA TORREZ, poses a future danger to others in that he is likely to commit, and direct others to commit, additional acts of violence in any setting, including acts of violence and threats of violence against witnesses who have testified against him and who may testify against him in the future and against prison guards and other officials at institutions where he is or will be incarcerated, as evidenced by his past acts of violence and pattern of violence, his specific threats of violence and his lack of remorse for his violent acts, including the murders of Krystal Tobias, Laura Hobbs and Amanda Jean Snell.

YES
 NO

15. The defendant, JORGE AVILA TORREZ, caused injury, harm and loss to the victim and the victim's family and friends, as evidenced by the victim's personal characteristics and by the impact of her death upon the victim's family and friends.

YES
 NO

Instructions:

After making findings with respect to these alleged non-statutory aggravating factors, proceed to **Section II**, which follows.

**SECTION II
MITIGATING FACTORS**

We, the jury, collectively or individually find the existence of the following mitigating factors by a preponderance of the evidence:

(1) Jorge Avila Torrez was under the age of 18 at the time Laura Hobbs and Krystal Tobias were killed

a. Number of jurors so finding: 7

(2) _____

a. Number of jurors so finding: _____ N/A

(3) _____

a. Number of jurors so finding: _____

(4) _____

a. Number of jurors so finding: _____

(5) _____

(6) a. Number of jurors so finding: _____

N/A

(7) a. Number of jurors so finding: _____

(8) a. Number of jurors so finding: _____

a. Number of jurors so finding: _____

You may record any additional mitigating factors found by a preponderance of the evidence on the reverse side of this form.

**SECTION III
SENTENCING RECOMMENDATION**

A. Death Sentence

Based upon consideration of 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 themselves sufficient to justify a sentence of death, we determine, by unanimous vote, that a sentence of death shall be imposed.

 X YES
 NO

If you answer **YES**, sign your names below and proceed to **Section IV**. If you answer **NO**, then the foreperson alone should sign and you should proceed to **Part B** of this section, on the following page.

Date: April 24, 2014

B. Life Sentence Without the Possibility of Release

Based upon consideration of 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 themselves sufficient to justify a sentence of death, we determine, by unanimous vote, that a sentence of life imprisonment without the possibility of release shall be imposed.

_____ YES

_____ NO


If you answer **YES**, sign your names below and proceed to **Section IV**. If you answer **NO**, then the foreperson alone should sign and you should proceed to **Section IV**.

Foreperson

Date: _____, 2014

**SECTION IV
CERTIFICATION**

By signing below, each juror certifies that consideration of the race, color, religious beliefs, national origin, or sex of the defendant or the victim was not involved in reaching his or her individual decision, and the individual juror would have made the same findings regarding the sentencing recommendation for murder of Amanda Jean Snell no matter what the race, color, religious beliefs, national origin, or sex of the defendant or the victim would have been.


Foreperson

Date: April 24, 2014