



I(C). The defendant, Bruce Carneil Webster, intentionally engaged in conduct intending that Lisa Rene would be killed or that lethal force be employed against Lisa Rene, and the death of Lisa Rene resulted.

Unanimously YES       ✓        
NO                   

I(D). The defendant, Bruce Carneil Webster, intentionally engaged in conduct which he knew would create a grave risk of death to Lisa Rene, and such conduct resulted in the death of Lisa Rene.

Unanimously YES       ✓        
NO                   

Instructions: If you answered "NO" with respect to all of the elements of intent listed in Part One, above, then stop your deliberations, fill out Decision Form A, and advise the Court that you have reached a decision.

If you answered "YES" with respect to one or more of the elements of intent listed in Part One, above, then continue your deliberations in accordance with the Court's instructions and proceed to Part Two.

**Instructions:** Continue your deliberations in accordance with the Court's instructions and then complete either Decision Form C recommending a sentence of death, Decision Form D recommending a sentence of life imprisonment without the possibility of release, or Decision Form E recommending a sentence of life imprisonment without parole. Additionally, complete the certificate attached at the end of the decision forms and advise the Court that you have reached a decision.

**II. PART TWO - STATUTORY AGGRAVATING FACTORS**

**Instructions:** For each of the following, answer "YES" if you, the jury, unanimously find that the government has established the existence of that statutory aggravating factor beyond a reasonable doubt; answer "NO" if you do not so find:

II(A). The defendant, Bruce Carneil Webster, caused the death of Lisa Rene, or injury resulting in death of Lisa Rene, which occurred during the commission of the offense of kidnapping.

Unanimously      YES      \_\_\_\_\_  
   NO      \_\_\_\_\_ ✓

II(B). The defendant, Bruce Carneil Webster, committed the offense in an especially heinous, cruel, or depraved manner in that it involved torture or serious physical abuse of Lisa Rene.

Unanimously      YES      \_\_\_\_\_ ✓  
   NO      \_\_\_\_\_

II(C). The defendant, Bruce Carneil Webster, after substantial planning and premeditation, committed the offense of kidnapping in which the death of Lisa Rene resulted.

Unanimously      YES      \_\_\_\_\_ ✓  
   NO      \_\_\_\_\_

II(D). The victim, Lisa Rene, was particularly vulnerable due to her age.

Unanimously	YES	<u>          ✓          </u>
	NO	<u>                          </u>

**Instructions:** If you answered "NO" with respect to all of the statutory aggravating factors in Part Two, above, then stop your deliberations, fill out Decision Form B, and advise the Court that you have reached a decision.

If you answered "YES" with respect to at least one of the statutory aggravating factors in Part Two, above, then continue your deliberations in accordance with the Court's instructions and proceed to Part Three.



IV. PART FOUR - MITIGATING FACTORS

Instructions: For each of the following mitigating factors, indicate the number of jurors who find the existence of each particular mitigating factor by a preponderance of the evidence; if none of the jurors find by a preponderance of the evidence that a particular mitigating factor exists, write the number "0" in the blank provided:

A. Statutory Mitigating Factors

1. The defendant's capacity to appreciate the wrongfulness of his conduct or to conform his conduct to the requirements of the law was significantly impaired.

Number of jurors who so find, if any 0

2. The defendant was under unusual and substantial duress.

Number of jurors who so find, if any 0

3. Another defendant or defendants, equally culpable in the crime, will not be punished by death.

Number of jurors who so find, if any 4

4. The defendant does not have a significant prior history of other criminal conduct.

Number of jurors who so find, if any 0

5. The defendant committed the offense under severe mental or emotional disturbance.

Number of jurors who so find, if any 0

B. Nonstatutory Mitigating Factors

1. The defendant is or may be mentally retarded.

Number of jurors who so find, if any 4

2. The defendant has low intellectual functioning.

Number of jurors who so find, if any 4

3. The defendant suffered from physical abuse, from emotional abuse, and/or from parental neglect during his upbringing.

Number of jurors who so find, if any 12

4. The defendant, as a result of a personality disorder, a mental illness, and/or low intellectual functioning, has a lesser capability to appreciate the wrongfulness of his conduct or to conform his conduct to the requirements of the law than that of a normal person.

Number of jurors who so find, if any 0

5. The defendant was youthful at the time of the commission of the crime, although not under the age of eighteen.

Number of jurors who so find, if any 0



6. The defendant has talents, capabilities, or qualities which are of some value to society (such as musical talent, religious devotion, etc.).

Number of jurors who so find, if any 0

7. The defendant is unduly susceptible to influence by others.

Number of jurors who so find, if any 0

8. The defendant's level of participation in the commission of this offense was attributable, at least in part, to the influence of one or more of the other participants involved in the commission of this crime.

Number of jurors who so find, if any 4

9. The defendant grew up in an atmosphere of violence and fear, which has misshaped his perception as to the acceptability or necessity of violent conduct;

Number of jurors who so find, if any 6

10. The defendant can be controlled in a prison setting.

Number of jurors who so find, if any 2

11. The defendant can be of some productive value in a prison setting.

Number of jurors who so find, if any 0

12. The defendant has the love and support of other members of his family.

Number of jurors who so find, if any 11

13. The defendant does not have a significant prior history of violent crime.

Number of jurors who so find, if any 0

14. The defendant is the product of an impoverished background which virtually precluded his integration into the social and economic mainstream of the community.

Number of jurors who so find, if any 0

15. The defendant has responded well to structured environments and would likely adapt to prison life if he were sentenced to life imprisonment.

Number of jurors who so find, if any 2

16. Any other factor or factors in the defendant's background, record, or character or any other circumstance of the offense that mitigates against imposition of the death sentence.

Number of jurors who so find, if any 0

Proceed to the next page for further instructions.

**DECISION FORM A**

We the jury have determined that a sentence of death should not be imposed because the government has failed to prove beyond a reasonable doubt the existence of one of the elements of intent.

\_\_\_\_\_  
**PRESIDING JUROR**

Date: \_\_\_\_\_, 1996

**DECISION FORM B**

We the jury have determined that a sentence of death should not be imposed because the government has failed to prove beyond a reasonable doubt the existence of any of the statutory aggravating factors.

\_\_\_\_\_  
PRESIDING JUROR

Date: \_\_\_\_\_, 1996

DECISION FORM C

Based upon consideration of whether the aggravating factors found to exist sufficiently outweigh any mitigating factor or factors found to exist to justify a sentence of death, or in the absence of any mitigating factors, whether the aggravating factor or factors are themselves sufficient to justify a sentence of death, we recommend, by unanimous vote, that a sentence of death be imposed.



\_\_\_\_\_  
PRESIDING JUROR

Date: \_\_\_\_\_, 1996

DECISION FORM D

We the jury recommend, by unanimous verdict, a sentence of life imprisonment without the possibility of release.

\_\_\_\_\_  
PRESIDING JUROR

Date: \_\_\_\_\_, 1996

**DECISION FORM E**

We the jury recommend a sentence of life imprisonment without parole.

\_\_\_\_\_  
**PRESIDING JUROR**

Date: \_\_\_\_\_, 1996