

QUESTION 3 (Intent Factor Number 2): In committing the Offense, do you unanimously find that the government has proven beyond a reasonable doubt that the Defendant intentionally and specifically engaged in an act of violence, knowing that the act of violence created a grave risk of death to Talia Williams, such that participation in the act of violence constituted a reckless disregard for human life and Talia Williams died as a direct result of the act of violence?

YES _____ NO _____

If you answer YES, proceed to QUESTION 4. If you answer NO, proceed to the CERTIFICATION at the end of the form.

QUESTION 4 (Aggravating Factor Number 1): Do you unanimously find that the government has proven beyond a reasonable doubt that the Defendant committed the Offense in an especially heinous, cruel, or depraved manner that involved torture or serious physical abuse to Talia Williams?

YES _____ NO _____

Proceed to QUESTION 5.

QUESTION 5 (Aggravating Factor Number 2): Do you unanimously find that the government has proven beyond a reasonable doubt that the Defendant committed the Offense upon Talia Williams, who was particularly vulnerable due to youth?

YES _____ NO _____

Proceed to the CERTIFICATION at the end of the form.

A solid black rectangular box redacting the signature of the foreperson.

FOREPERSON'S SIGNATURE

DATED: MAY 25, 2014

CERTIFICATION

By signing below, each juror certifies that consideration of the race, color, religious beliefs, national origin, or gender of the Defendant or Talia Williams was not involved in reaching his or her individual decision, and that the individual juror would have made the same decision regarding the Defendant's eligibility for consideration of a death sentence no matter what the race, color, religious beliefs, national origin, or gender of the Defendant or Talia Williams.

1.	[Redacted]	7.	[Redacted]
2.	[Redacted]	8.	[Redacted]
3.	[Redacted]	9.	[Redacted]
4.	[Redacted]	10.	[Redacted]
5.	[Redacted]	11.	[Redacted]
6.	[Redacted]	12.	[Redacted]

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII
JUN 27 2014
at 9 o'clock and 45 min A.M.
SUE BEITIA, CLERK

UNITED STATES OF AMERICA,) CR. NO. 06-00079 JMS
)
Plaintiff,) SPECIAL FINDINGS FORM
) REGARDING PENALTY
vs.) SELECTION
)
NAEEM WILLIAMS,)
)
Defendant.)
_____)

SPECIAL FINDINGS FORM REGARDING PENALTY SELECTION

I. Findings Regarding Justification for a Death Sentence

A. Non-Statutory Aggravating Factors

The government has alleged that the following non-statutory aggravating factors are present in this case. For each factor listed below, answer "yes" or "no" as to whether you unanimously find that the government proved the existence of the factor beyond a reasonable doubt:

1. After committing the final act of physical abuse against Talia Williams, the Defendant intentionally waited before seeking medical attention for Talia Williams, with such delay reducing the possibility that Talia Williams could have been medically treated and saved.

YES NO

2. The Defendant intentionally endeavored to impede the investigation into the murder of Talia Williams by washing her blood from her bedroom wall as charged in Count 4 of the Indictment.

YES NO

3. The Defendant knowingly and willfully made a false material statement to law enforcement officers to conceal the true cause of Talia Williams' death, as charged in Count 5 of the Indictment.

YES NO

4. The Defendant endeavored to obstruct justice by instructing his wife, Delilah S. Williams, to give a false statement to law enforcement officers, that is, that Talia Williams fell in the bathtub, in order to conceal the true cause of Talia Williams' death.

YES NO

5. The Defendant caused injury, harm, and loss to Tarshia Williams, by causing the death of her daughter, Talia Williams.

YES NO

6. The Defendant retained custody of Talia Williams and continued to abuse, assault, and torture her while knowing that others were willing to accept custody of Talia Williams and raise her without physical abuse, assault, or torture.

YES NO

7. The Defendant committed the offense against Talia Williams, who was particularly vulnerable due to her special needs, including her developmental delays and her asthma.

YES NO

Proceed to the next section (I-B) of this Form.

B. Mitigating Factors

The Defendant has alleged that the following mitigating factors are present in this case. For each of these factors, answer “yes” or “no” as to whether any juror (or jurors) finds that the Defendant has proved the existence of the factor by a preponderance of the evidence, and indicate the number of jurors who so find:

1. Naeem Williams was born to a single mother who was serving in the Army when Naeem Williams was an infant.

YES ✓ NO

Number of jurors who so find 12

2. Naeem Williams’ mother, Rosalyn Muse, concentrated on her performance and advancement in the military, which resulted in Naeem Williams living with relatives away from home for extended periods of time while he was growing up.

YES NO ✓

Number of jurors who so find

3. Uyles Muse, Naeem Williams’ stepfather, felt that Naeem Williams was treated too gently by Rosalyn Muse, and was openly critical of Rosalyn Muse because of it.

YES ✓ NO

Number of jurors who so find 8

4. From an early age, Naeem Williams was exposed to verbal and sometimes physical altercations between Rosalyn and Uyles Muse.

YES NO

Number of jurors who so find 11

5. Naeem Williams never knew, and never received guidance from, his biological father.

YES NO

Number of jurors who so find 12

6. Naeem Williams was raised in a system of corporal punishment from an early age.

YES NO

Number of jurors who so find 11

7. Naeem Williams was verbally abused by Uyles Muse as a child.

YES NO

Number of jurors who so find 4

8. Uyles Muse regularly disciplined Naeem Williams using corporal punishment until Naeem Williams was a teenager.

YES NO

Number of jurors who so find 12

9. Naeem Williams witnessed his sisters, especially his sister Astin Muse, being emotionally and physically abused as children.

YES NO

Number of jurors who so find 1

10. Uyles Muse treated Naeem Williams more harshly than he treated his daughters.

YES NO

Number of jurors who so find 12

11. Uyles Muse made it clear to Naeem Williams that Naeem Williams was a disappointment to him.

YES NO

Number of jurors who so find 1

12. Uyles Muse sometimes treated Naeem Williams as though he hated him.

YES NO

Number of jurors who so find 6

13. Naeem Williams was never accepted by Uyles Muse.

YES NO

Number of jurors who so find _____

14. Naeem Williams worked around 20 hours a week while he was in high school because his parents thought that he should be working during the school year.

YES NO

Number of jurors who so find 8

15. Uyles Muse charged Naeem Williams rent while Naeem Williams was still in high school.

YES NO

Number of jurors who so find 9

16. Naeem Williams served overseas during on-going military operations.

YES NO

Number of jurors who so find 12

17. Naeem Williams re-enlisted while the United States was involved in military operations overseas.

YES NO

Number of jurors who so find 12

18. While not involved in combat operations, Naeem Williams served with distinction and was decorated for his military service.

YES NO

Number of jurors who so find 12

19. Naeem Williams was viewed as a soldier who would be a good non-commissioned officer.

YES _____ NO _____

Number of jurors who so find 10

20. Notwithstanding some of his cognitive deficits and mental condition issues, Naeem Williams sought to advance while he was in the military.

YES _____ NO _____

Number of jurors who so find 1

21. Naeem Williams was recommended for promotion by his immediate supervisor, Sgt Eugene Grace.

YES _____ NO _____

Number of jurors who so find 12

22. Naeem Williams was well liked by fellow members of the military.

YES _____ NO _____

Number of jurors who so find 11

23. Naeem Williams was viewed as a positive presence in the military units that he served in.

YES _____ NO _____

Number of jurors who so find 7

24. Naeem Williams respected his chain of command.

YES NO

Number of jurors who so find 2

25. Naeem Williams' parents did not realize that Naeem Williams had learning disabilities.

YES NO

Number of jurors who so find 3

26. Naeem Williams was never diagnosed as having learning disabilities even though he clearly was unable to do basic math.

YES NO

Number of jurors who so find 2

27. Naeem Williams has a mathematical disorder resulting in impaired reasoning abilities.

YES NO

Number of jurors who so find _____

28. Naeem Williams has an intellectual disability (formerly known as mental retardation) under current diagnostic criteria.

YES NO

Number of jurors who so find 1

29. Naeem Williams' intellectual abilities are in the borderline intellectual functioning range.

YES ✓ NO

Number of jurors who so find 1

30. Naeem Williams has frontal lobe impairments which affect his every day functioning.

YES ✓ NO

Number of jurors who so find 1

31. Naeem Williams has a long standing learning disability.

YES ✓ NO

Number of jurors who so find 2

32. Naeem Williams has difficulties in efficiently taking in, processing, and weighing information.

YES ✓ NO

Number of jurors who so find 3

33. Naeem Williams does not have an antisocial personality disorder.

YES ✓ NO

Number of jurors who so find 12

34. Naeem Williams is dependent on other people, particularly women with whom he has emotional ties including his mother and his partners.

YES NO

Number of jurors who so find 6

35. Naeem Williams' underlying deficits affect his ability to understand and solve problems.

YES NO

Number of jurors who so find _____

36. Naeem Williams has difficulties functioning independently in the manner that an adult of his age who is without deficits can.

YES NO

Number of jurors who so find 1

37. Naeem Williams functions best when he is in a highly structured situation in which he has a supervisor who directs him.

YES NO

Number of jurors who so find 5

38. Naeem Williams' performance gets worse when he is placed under stress.

YES NO

Number of jurors who so find 1

39. Naeem Williams' abilities to solve problems, regulate his actions, and be mentally flexible deteriorate when he is under stress.

YES _____ NO _____

Number of jurors who so find 7

40. Naeem Williams has difficulties understanding the context of a situation or event, which makes it difficult for him to figure out the best way to respond to that situation or event.

YES _____ NO _____

Number of jurors who so find 1

41. Naeem Williams has difficulties in the area of functional academics, and those difficulties affect his ability to solve real world problems.

YES _____ NO _____

Number of jurors who so find _____

42. Naeem Williams has difficulties in the conceptual area of adaptive functioning, and those difficulties affect his ability to plan, problem solve, and think abstractly.

YES _____ NO _____

Number of jurors who so find _____

43. Naeem Williams' impairments made it difficult for him to do well in complex social relationships.

YES _____ NO _____

Number of jurors who so find _____

44. Naeem Williams has difficulties understanding and responding appropriately to situational cues.

YES _____ NO ✓

Number of jurors who so find _____

45. Naeem Williams has personality traits that interfere with his ability to reach out to others when he faces problems he cannot resolve appropriately himself.

YES _____ NO ✓

Number of jurors who so find _____

46. From an early age, Naeem Williams was exposed to his parents' drinking of alcohol.

YES ✓ NO _____

Number of jurors who so find 12

47. Naeem Williams began drinking alcohol at an early age.

YES ✓ NO _____

Number of jurors who so find 11

48. Naeem Williams drank alcohol regularly in his teen years.

YES ✓ NO _____

Number of jurors who so find 3

49. Naeem Williams was affected by his alcohol usage beginning in his teenage years.

YES _____ NO _____

Number of jurors who so find 4 _____

50. The Bureau of Prisons diagnosed Naeem Williams with an alcohol abuse disorder.

YES _____ NO _____

Number of jurors who so find _____

51. Naeem Williams' chronic alcohol use is an illness.

YES _____ NO _____

Number of jurors who so find _____

52. Naeem Williams committed the offense under some degree of mental or emotional disturbance.

YES _____ NO _____

Number of jurors who so find 2 _____

53. Naeem Williams was under duress, regardless whether such duress was of such a degree to as to constitute a defense to the charge.

YES _____ NO _____

Number of jurors who so find _____

54. Naeem Williams' capacity to appreciate the wrongfulness of his conduct was impaired, regardless of whether his capacity was so impaired as to constitute a defense to the charge.

YES _____ NO ✓

Number of jurors who so find _____

55. Naeem Williams' capacity to conform his conduct to the requirements of the law was impaired, regardless of whether his capacity was so impaired as to constitute a defense to the charge.

YES _____ NO ✓

Number of jurors who so find _____

56. During the period December 2004 through July 16, 2005, Naeem Williams suffered from impairments in his executive functioning (ability to solve problems, make decisions, and be mentally flexible).

YES ✓ NO _____

Number of jurors who so find 2

57. During the period December 2004 through July 16, 2005, Naeem Williams' suffered from impaired intellectual functioning.

YES _____ NO ✓

Number of jurors who so find _____

58. During the period December 2004 through July 16, 2005, Naeem Williams' intellectual and executive functioning abilities were worsened by alcohol abuse.

YES ✓ NO

Number of jurors who so find 1

59. During the period December 2004 through July 16, 2005, Naeem Williams was under stress because Delilah Williams suffered from a depressive disorder.

YES ✓ NO

Number of jurors who so find 1

60. During the period December 2004 through July 16, 2005, Naeem Williams was under stress from the effect his marital problems were having on his employment.

YES ✓ NO

Number of jurors who so find 12

61. During the period December 2004 through July 16, 2005, Naeem Williams was under stress because he did not understand Talia's developmental delays.

YES ✓ ~~NO~~ NO ✓

Number of jurors who so find

62. During the period December 2004 through July 16, 2005, Naeem Williams was under stress due to the expectation and delivery of a new infant in his home.

YES NO

Number of jurors who so find 6

63. During the period December 2004 through July 16, 2005, Naeem Williams' life was chaotic due to his domestic situation.

YES NO

Number of jurors who so find 10

64. Naeem Williams' impairments contributed to his inability to ask for help in parenting Talia.

YES NO

Number of jurors who so find 1

65. Naeem Williams' emotional numbing, a reaction to the physical abuse he suffered as a child, impaired his ability to recognize the harm he was causing Talia.

YES NO

Number of jurors who so find 1

66. Naeem Williams did not have the kind of emotional braking system that other people may have that would have prevented more extreme abuse from occurring.

YES NO

Number of jurors who so find _____

67. Naeem Williams had temperament qualities which impacted his ability to have insight into his behavior.

YES _____ NO ✓

Number of jurors who so find _____

68. During the period December 2004 through July 16, 2005, Naeem Williams was under considerable pressure, and as with many people under pressure, he didn't think of alternatives but instead relied on those tried and true ways that had worked in the past.

YES ✓ NO _____

Number of jurors who so find 2

69. Naeem Williams was exposed to seven of the 32 risk factors that are identified as predictors for youth violence by the United States Department of Justice.

YES ✓ NO _____

Number of jurors who so find 6

70. Naeem Williams was exposed to all of the risk factors for family violence identified by the Armed Forces Center for Child Protection.

YES _____ NO ✓

Number of jurors who so find _____

71. The Williams' family possessed most of the risk factors identified as predictors for child abuse in 2005 when Talia was abused.

YES _____ NO ✓

Number of jurors who so find _____

72. When Naeem Williams got physical custody of Talia, he was excited about having her with him.

YES NO

Number of jurors who so find 12

73. Naeem Williams did not obtain custody of Talia with the expectation or intent to harm her.

YES NO

Number of jurors who so find 12

74. Naeem Williams took custody of Talia because he felt obligated to do so.

YES NO

Number of jurors who so find 12

75. Naeem Williams had a fixed belief system that Talia's behavior was voluntary.

YES NO

Number of jurors who so find _____

76. Naeem Williams had a fixed belief system that Talia's problems could be corrected through physical punishment.

YES NO

Number of jurors who so find 3

77. Naeem Williams had a fixed belief system that, if his physical punishment of Talia wasn't working, it was because he had not administered a sufficient amount of punishment.

YES _____ NO ✓

Number of jurors who so find _____

78. Naeem Williams' belief system is the product of his upbringing and development.

YES _____ NO ✓

Number of jurors who so find _____

79. For Naeem Williams, Talia's soiling became a sign of her disobedience, and not a recognition of her biologically or psychologically based disorder.

YES ✓ NO _____

Number of jurors who so find 3

80. Naeem Williams believed, through his method of discipline learned from his family, that some forms of discipline would eventually result in the desired impact; that is, Talia would stop soiling herself.

YES ✓ NO _____

Number of jurors who so find 10

81. Naeem Williams' belief about the use of corporal punishment with Talia is related to his relatively low intellectual functioning.

YES _____ NO ✓

Number of jurors who so find _____

82. Naeem Williams' use of corporal punishment with Talia is related to his executive functioning impairments.

YES _____ NO _____

Number of jurors who so find 1 _____

83. Naeem Williams' belief that his daughter Talia could control her bowel and bladder functions if she was physically disciplined was encouraged by Delilah Williams.

YES _____ NO _____

Number of jurors who so find 3 _____

84. Naeem Williams' striking of Talia was influenced and encouraged by Delilah Williams.

YES _____ NO _____

Number of jurors who so find 12 _____

85. Naeem Williams was dependent on Delilah Williams.

YES _____ NO _____

Number of jurors who so find 4 _____

86. Delilah Williams influenced Naeem Williams to use force and violence against Talia.

YES _____ NO _____

Number of jurors who so find 12 _____

87. It was primarily Delilah Williams' decision not to allow Talia to speak to her mother, Tarshia Williams, because she did not like Tarshia Williams.

YES NO

Number of jurors who so find 9

88. It was primarily Delilah Williams' decision to change the way Talia was dressed, and she never discussed this decision with Naeem Williams.

YES NO

Number of jurors who so find _____

89. On July 16, 2005 Naeem Williams told Delilah Williams to call 911 and, in response, she discouraged him from doing so until her cousin could come and take the baby, Azrah.

YES NO

Number of jurors who so find 11

90. Delilah Williams inflicted serious bodily injury on Talia.

YES NO

Number of jurors who so find 12

91. Delilah Williams stomped on Talia.

YES NO

Number of jurors who so find 12

92. Delilah Williams verbally abused Talia.

YES NO

Number of jurors who so find 12

93. Delilah Williams inflicted torture, including mental distress, on Talia.

YES NO

Number of jurors who so find 12

94. Delilah Williams was responsible for injuries that contributed to the death of Talia.

YES NO

Number of jurors who so find 1

95. Although Delilah Williams worked for Child and Youth Services, she failed to seek assistance for Talia.

YES NO

Number of jurors who so find 12

96. Delilah Williams understood better than did Naeem Williams how Talia was being harmed by her continuing to live in the Williams household in Hawaii.

YES NO

Number of jurors who so find _____

97. Another defendant, Delilah Williams, equally culpable in the offense, will not be punished by death.

YES _____ NO ✓

Number of jurors who so find _____

98. Naeem Williams did not have the intent to kill Talia.

YES ✓ NO _____

Number of jurors who so find 9

99. Naeem Williams did not commit the offense after substantial planning.

YES ✓ NO _____

Number of jurors who so find 11

100. Naeem Williams did not knowingly create a grave risk of death to one or more persons in addition to Talia.

YES _____ NO ✓

Number of jurors who so find _____

101. There are lingering doubts as to Naeem Williams' guilt as to the offense and/or eligibility for the death penalty, even though those doubts do not rise to the level of "reasonable doubt" under the instructions given to you during the guilt and eligibility phases of trial.

YES _____ NO ✓

Number of jurors who so find _____

102. Prior to trial, Naeem Williams met with counsel for the Government and CID Investigator Al Hazzard and answered their questions over a period of two days.

YES ✓ NO _____

Number of jurors who so find 12

103. Naeem Williams admitted both before and during trial that he committed acts of assault against Talia.

YES ✓ NO _____

Number of jurors who so find 12

104. Naeem Williams has accepted responsibility for injuring Talia and causing her death.

YES ✓ NO _____

Number of jurors who so find 4

105. Naeem Williams is remorseful for injuring Talia and causing her death.

YES ✓ NO _____

Number of jurors who so find 3

106. Naeem Williams is kind to other people.

YES ✓ NO _____

Number of jurors who so find 9

107. Naeem Williams was kind to his friends' and relatives' younger children.

YES _____ NO _____

Number of jurors who so find 2 _____

108. Naeem Williams is kind to his daughter, Azrah.

YES _____ NO _____

Number of jurors who so find 12 _____

109. Naeem Williams' daughter, Azrah, loves him dearly.

YES _____ NO _____

Number of jurors who so find 5 _____

110. Naeem Williams is a loving father to his daughter, Azrah.

YES _____ NO _____

Number of jurors who so find 6 _____

111. Naeem Williams is kind to his son, Khaleif.

YES _____ NO _____

Number of jurors who so find 12 _____

112. Naeem Williams is a loving father to his son, Khaleif.

YES _____ NO _____

Number of jurors who so find 7 _____

113. Naeem Williams' son, Khaleif, loves him dearly.

YES NO

Number of jurors who so find 12

114. Naeem Williams' life has value to his son, Khaleif.

YES NO

Number of jurors who so find 12

115. Naeem Williams' life has value to his daughter, Azrah.

YES NO

Number of jurors who so find 11

116. Naeem Williams' life has value to his friends.

YES NO

Number of jurors who so find 12

117. Naeem Williams' life has value to members of his family.

YES NO

Number of jurors who so find 12

118. Naeem Williams continues to communicate with members of his family and continues to have a place within his family.

YES NO

Number of jurors who so find 12

119. In the future, Naeem Williams' life will have value to others.

YES _____ NO _____

Number of jurors who so find 4

120. Naeem Williams is a good brother to his sister, Lisa Muse, and continues to provide her with guidance and support even though he is incarcerated.

YES _____ NO _____

Number of jurors who so find 10

121. Naeem Williams has been, and continues to be, his sister, Astin Muse's, best friend.

YES _____ NO _____

Number of jurors who so find 4

122. Naeem Williams has no arrests or convictions for violent or assaultive conduct other than his arrest and convictions in this case.

YES _____ NO _____

Number of jurors who so find 12

123. Naeem Williams has no record of violent or assaultive conduct either prior to December 2004 or after July 16, 2005.

YES _____ NO _____

Number of jurors who so find 12

124. Naeem Williams had a reputation for being peaceful prior to his conviction in this case.

YES _____ NO ✓

Number of jurors who so find _____

125. Naeem Williams has not been previously convicted of any other offense besides driving under the influence of alcohol.

YES ✓ NO _____

Number of jurors who so find 12

126. Naeem Williams helped Jammorius Briscoe while they were inmates together at FDC Honolulu.

YES ✓ NO _____

Number of jurors who so find 12

127. Naeem Williams was kind to Noel Viyar while they were inmates together at FDC Honolulu.

YES ✓ NO _____

Number of jurors who so find 12

128. Naeem Williams has had a calming influence with others while he has been in custody.

YES ✓ NO _____

Number of jurors who so find 12

129. Naeem Williams has been respectful to Correctional Officers and Correctional Administrators during his incarceration.

YES _____ NO _____

Number of jurors who so find 12 _____

130. Naeem Williams is liked by his fellow inmates.

YES _____ NO _____

Number of jurors who so find 6 _____

131. Naeem Williams is a model inmate.

YES _____ NO _____

Number of jurors who so find 11 _____

132. Naeem Williams has had only two minor write-ups in his nine years in custody.

YES _____ NO _____

Number of jurors who so find 12 _____

133. Naeem Williams has never been in any fights or involved in any assaults during his nine years in custody.

YES _____ NO _____

Number of jurors who so find 12 _____

134. Even though other inmates at FDC Honolulu are aware of Naeem Williams' offense, he has not been targeted or victimized because he has been respectful to those around him.

YES _____ NO ✓

Number of jurors who so find _____

135. Naeem Williams developed Type 1 Diabetes at the age of 29.

YES ✓ NO _____

Number of jurors who so find 12

136. Naeem Williams, having been convicted of an offense against a child, may be targeted by other inmates.

YES ✓ NO _____

Number of jurors who so find 12

137. Naeem Williams has demonstrated his willingness to be productive and work at an assigned job while in the BOP since his incarceration at FDC Honolulu.

YES ✓ NO _____

Number of jurors who so find 10

138. Naeem Williams has been rule abiding, and complies with staff directions and work assignments while in custody, and as such he is considered to be a good prospect for peaceful and productive adjustment while in custody.

YES ✓ NO _____

Number of jurors who so find 3

139. If sentenced to life in prison without the possibility of release, Naeem Williams' conduct during his years of pre-trial incarceration indicates that he will not be a danger to staff or to other inmates while in custody.

YES ✓ NO _____

Number of jurors who so find 12

140. Naeem Williams is likely to succeed in a prison environment because that is a highly structured situation that involves supervision.

YES ✓ NO _____

Number of jurors who so find 10

141. Naeem Williams has pursued religious studies while incarcerated at FDC Honolulu.

YES ✓ NO _____

Number of jurors who so find 12

142. Naeem Williams has taken advantage of all available programs while incarcerated at FDC Honolulu.

YES ✓ NO _____

Number of jurors who so find 8

143. Naeem Williams has been respectful to the Court and counsel during trial.

YES ✓ NO _____

Number of jurors who so find 12

144. Naeem Williams accepts and understands the jury's verdicts from the guilt trial.

YES _____ NO _____

Number of jurors who so find 11 _____

145. Delilah Williams was guaranteed less than a life sentence before the Government knew the complete story about her role in the offense.

YES _____ NO _____

Number of jurors who so find _____

146. Delilah Williams lied to authorities even after she had a plea agreement with the U.S. Attorney, and her plea agreement has not been revoked.

YES _____ NO _____

Number of jurors who so find 3 _____

147. Delilah Williams was permitted to continue her cooperation agreement with the government even though she has assaulted people and disobeyed prison regulations while in custody.

YES _____ NO _____

Number of jurors who so find 5 _____

148. Delilah Williams has admitted, by her plea agreement, that she shares responsibility for the death of Talia.

YES _____ NO _____

Number of jurors who so find 12 _____

149. Under all the facts and circumstances, the jury wishes to show mercy.

YES _____ NO ✓

Number of jurors who so find _____

As explained in the court's instructions, the law permits you to consider any other relevant mitigating information, in addition to the specific mitigating factors alleged by the Defendant listed above, so long as you find that it was proved by a preponderance of the evidence. As with the specific mitigating factors listed above, your findings in this regard need not be unanimous.

Did one or more jurors find that other relevant mitigating information was proved?

YES ✓ NO _____

If you answered "yes," list separately each additional mitigating factor you found to be present and for each factor, the number of jurors who so found in the space provided immediately below:

150. Uyless MUSE was a primary influence on
Naeem Williams' use of corporal punishment
on Tatia Williams

YES ✓ NO _____

Number of jurors who so find - 8

151. Naeem Williams has received salvation

YES ✓ NO _____

Number of jurors who so find - 6

152. Naeem Williams has apologized to his family and children

YES ✓

NO

Number of jurors who so find - 1

153. Naeem Williams has asked for forgiveness from Talia Williams

YES ✓

NO

Number of jurors who so find - 7

154. Naeem Williams has apologized to Tarshia Williams

YES ✓

NO

Number of jurors who so find - 6

155. Naeem Williams and Delilah Williams had conflicts about their finances.

YES ✓

NO

Number of jurors who so find - 10

156. After his marriage to Delilah Williams and/or their move to Hawaii, Naeem Williams lacked the support system he previously had.

Proceed to the next section (I-C) of this Form.

YES ✓

NO

Number of jurors who so find - 7

C. Weighing Process

To determine that the death sentence is appropriate, you must be in unanimous agreement that the proved aggravating factors sufficiently outweigh the proved mitigating factors to justify a sentence of death (or, in the absence of any mitigating factors, that the proved aggravating factors alone justify a sentence of death). Answer each question below.

1. Death Sentence

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

YES _____ NO ✓

2. Sentence of Life in Prison Without Possibility of Release

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

YES _____ NO ✓

3. Unable to Come to Unanimous Decision

After due deliberation, we are unable to come to unanimous agreement on the issues of punishment. We understand that the court will impose a sentence of life imprisonment without the possibility of release.

YES ✓ NO _____

Proceed to the next section (II) of this Form.

II. Imposition of Sentence

This is the last step in your deliberations. You must record your verdict.

If you have unanimously concluded that a sentence of death is justified and therefore should be imposed on the Defendant (that is, in Section I-C, question 1, the jury answered "YES"), record your decision in Section II-A, Verdict -- Sentence of Death below, sign the verdict, read and sign the certification that follows in Section III, and notify the court that you have reached a decision.

If you have unanimously concluded that a sentence of life imprisonment without the possibility of release is justified and therefore should be imposed on the Defendant (that is, in Section I-C, question 2, the jury answered "YES"), record your decision in Section II-B, Verdict -- Life Imprisonment below, sign the verdict, read and sign the certification that follows in Section III, and notify the court that you have reached a decision.

If you were unable to reach a unanimous determination as to the Defendant's sentence (that is, in Section I-C, question 3, the jury answered "YES"), record your decision in Section II-C, Verdict -- Unable to Reach Unanimous Verdict below, sign the verdict, read and sign the certification in Section III, and notify the court that you have reached a decision.

II-A. VERDICT -- SENTENCE OF DEATH

Based upon our consideration of the evidence and in accordance with the court's instructions, we find by unanimous vote that a sentence of death shall be imposed on the Defendant.

Foreperson

Date: _____

II-B. VERDICT -- LIFE IMPRISONMENT

Based upon our consideration of the evidence and in accordance with the court's instructions, we unanimously find that a sentence of life imprisonment without release should be imposed on the Defendant.

Foreperson

Date: _____

II-C. VERDICT -- UNABLE TO REACH UNANIMOUS VERDICT

Based upon our consideration of the evidence and in accordance with the court's instructions, all twelve members of the jury were unable to reach a unanimous verdict. We understand that in this event, the court will impose the mandatory sentence of life imprisonment without release.

REDACTED

Foreperson

Date: 06-26-2014

III. Certification

By signing below, each juror certifies that consideration of the race, color, religious beliefs, national origin, or gender of the Defendant or Talia Williams was not involved in reaching his or her individual decision, and that the individual juror would have made the same decision regarding the appropriate sentence for the offense in question no matter what the race, color, religious beliefs, national origin, or gender of the Defendant or Talia Williams.

REDACTED

Fokeyperson

Date: 06-26-2014