LEWIS BRISBOIS BISGAARD & SMITH LLP
CHARLES J. MURRAY, SBN 106750
One Sansome Street, Suite 1400
San Francisco, California 94104
Telephone: (415) 362-2580
Facsimile: (415) 434-0882
Attorneys for Defendants
GUNNALLEN FINANCIAL and
CURT WILLIAMS

LAW OFFICES OF LAURENCE F. PADWAY
Laurence F. Padway, Esq.
1516 Oak Street, Suite 109
Alameda, CA 94501
Attorneys for Plaintiff
ROYAL YATES

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

ROYAL YATES, Plaintiff, v. GUNNALLEN FINANCIAL and CURT WILLIAMS, Defendants.	CASE NO. C-05-01510 BZ **JOINT VOIR DIRE** Trial Date: April 10, 2006 Time: 8:30 a.m. Courtroom: Magistrate Judge Bernard Zimmerman

Plaintiff ROYAL YATES and Defendants GUNNALLEN FINANCIAL and CURT WILLIAMS, and their respective attorneys of record hereby submit this statement of proposed voir dire.

BACKGROUND INFORMATION

1. What is your full name?
2. Have you been known by any other name? If so, please indicate.
3. What is your age?
4. Are you married, divorced, widowed, single, or living with another adult(s)?
5. In what area do you live?

LEWIS BRISBOIS BISGAARD & SMITH LLP
ONE SANSOME STREET, SUITE 1400
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE (415) 362-2580

LEWIS BRISBOIS BISGAARD & SMITH LLP
ONE SANSOME STREET, SUITE 1400
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE (415) 362-2580

6. How long have you lived at your current address?

7. Where was your previous address?

8. Do you own or rent your own home?

9. Are you, or have you ever been, employed by securities firm? If so, in what capacity?

10. Do any have any family members or close friends who ever worked for a securities firm?

11. Are you currently employed, unemployed, retired, or a homemaker?

12. If you are now employed, state the name of employer and the location of employment:

13. How long have you worked at your current job?

14. What is your job title?

15. Briefly describe your responsibilities at work.

16. Have you or someone you know ever filed a lawsuit or a claim involving securities? If yes, please describe.

17. Have you ever owned your own business? If yes, how many employees?

18. If you have worked at your current job for less than 5 years, please name all jobs using reverse order from the present back through 1990 and briefly describe all duties on each job:

19. What is your highest grade of education completed?

20. If you attended college or vocational or technical school what was your major?

21. Please describe any classes you have taken since leaving school.

22. Are you a member of any trade or professional association, union, civic club, religious, or other organization? If yes, please list those organizations.

23. Have you ever served in the military?

24. If yes, please state the branch, dates of service, job title, and duties:

25. What were your parents' occupations?

26. Do you have any children?

27. If so please state their name, sex, age, whether they live with you, their level of education, their occupation.

28. Do you have any health problems which could affect your ability to serve on this jury? If yes, explain.

29. Do you have any hearing difficulty?

30. Do you having any trouble seeing?

31. Do you have any current physical, medical, or emotional problems which may make it difficult for you to serve as a juror?

SPOUSE OR PARTNER'S BACKGROUND

32. What is your spouse or partner's name?

33. Is she or he currently employed, unemployed, retired, or a homemaker?

34. If s/he is now employed, state the name of employer and the location of employment:

35. How long have s/he worked at her or his current job?

36. What is his/her job title?

37. Does s/he supervise others?

38. If yes, how many?

39. Do s/he have the authority to hire or fire other employees?

40. Briefly describe his/her responsibilities at work.

41. What is your highest grade of education s/he completed?

42. If s/he attended college or vocational or technical school what was their major?

43. Please describe any classes s/he has taken since leaving school.

44. Is your partner or spouse a member of any trade or professional association, union, civic club, religious, or other organization? If yes, please list those organizations.

FAMILIARITY WITH THE JUDICIAL SYSTEM

45. Have you ever had any previous experience as a juror?

46. If yes, how many times?

47. Where they civil or criminal?

48. When?

49. Was the case submitted to the jury?

50. Did you participate in the deliberations?

51. Did the jury reach a verdict?

52. Were you ever a foreperson on any of these jury panels?

LEWIS BRISBOIS BISGAARD & SMITH LLP
ONE SANSOME STREET, SUITE 1400
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE (415) 362-2580

LEWIS BRISBOIS BISGAARD & SMITH LLP
ONE SANSOME STREET, SUITE 1400
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE (415) 362-2580

53. Have you ever testified in a trial or court proceeding?

54. Have you ever had your deposition taken?

55. Have you ever thought you might have filed a lawsuit but decided not to? If so, please describe.

56. Is there anyone who thinks that anyone who files a lawsuit is entitled to an award from a jury?

57. Is there anyone who feels they should not be on this jury for any reason?

58. Have you ever had any training or taken any courses in business administration, economics, finance, auditing or accounting?

59. Have you ever had any training or education in law?

60. If yes, please describe what kind of training or education you have had:

61. Do you have any relative or close friends who have had training or education in law?

62. Have you or any of your immediate family members ever worked in an attorney's office?

MISCELLANEOUS

63. Yes or no, do you agree that there are too many lawsuits being filed today.

64. Do you feel that the size of money awards given in trial today is (1) too large; (2) OK; or (3) too small?

ABOUT THIS CASE

65. Have you heard or read of this case before coming to court? If yes, please explain.

CLOSING

66. During the trial, the attorneys will have to make objections to protect their clients' rights. Will that offend or irritate anyone?

67. As a juror in this case, it will be your duty to accept the law of the case as given to you by the Court and to apply the law to the facts of the case as you have determined them to be, whether you agree with that law or not and whether you believe it to be a fair law or not. Will you be willing and able to do this?

68. If you felt defendant, GunnAllen Financial is entitled to a verdict based on the facts and evidence you are about to hear and the law Magistrate Judge Bernard

Zimmerman is going to give you, would you have a problem returning a verdict in favor of the defendant knowing that the plaintiff would leave the courtroom without a monitory award?

69. Do you understand that the plaintiff has the burden of proof to establish each element to her claim that she is entitled to financial recovery?

70. Do you understand that if the plaintiff fails to prove any one element of her claim, that you are to return a verdict for defendant?

71. Do you have any problems with the fact that just because the plaintiff has filed a lawsuit and is in this courtroom, that does not mean she is entitled to any recovery?

72. Do you understand that despite being in a courtroom with rules and laws to apply that you are not only free to, but encouraged to use your common sense while listening to and evaluating the evidence?

73. Can you agree that you will put aside whatever sympathy you may have for the plaintiff, and decide this case entirely upon the facts and evidence presented?

74. If the evidence warrants it, will you be able to return a verdict in favor of the defense?

75. Defense counsel, has to wait for the plaintiff's case to be finished before presenting evidence supporting the defense. Will you be able to wait to hear the defense case before you make up your mind about the entire case?

76. Is there any matter not covered by my questions that would affect your ability to be a fair and impartial juror?

DATED: March 15, 2006 LAW OFFICES OF LAURENCE F. PADWAY

By: L Padway
LAURENCE F. PADWAY
Attorneys for Plaintiff
ROYAL YATES

LEWIS BRISBOIS BISGAARD & SMITH LLP
ONE SANSOME STREET, SUITE 1400
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE (415) 362-2580

DATED: March 15, 2006 LEWIS BRISBOIS BISGAARD & SMITH LLP

By: _____
CHARLES J. MURRAY
Attorneys for Defendants
GUNNALLEN FINANCIAL and
CURT WILLIAMS

LEWIS BRISBOIS BISGAARD & SMITH LLP
ONE SANSOME STREET, SUITE 1400
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE (415) 362-2580