

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE, TENNESSEE

Thomas Neely, :
 :
 Plaintiff, :
 :
 vs. : Case No. 3:05-cv-304
 :
 Fox of Oak Ridge, : **Jury Trial-Day 1**
 :
 Defendant. :

Transcript of proceedings before the Honorable H. Bruce Guyton,
U. S. Magistrate Judge, on June 20th, 2006.

Appearances:

On behalf of the Plaintiff:

Robert J. English, Esq.
Michael C. Inman, Esq.
Knoxville, Tennessee

On behalf of the Defendant:

Clint J. Woodfin, Esq.
Jennifer M. Caywood, Esq.
Knoxville, Tennessee

Court Reporter:

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1 Yes, sir, Mr. (Juror 23)? He's got the microphone there
2 behind you. Again, I don't want to get too personal, but what type
3 of back or neck problem did you have?

4 JUROR NO. 23: I had two discs removed and three
5 vertebrae fused in my back.

6 MR. WOODFIN: In your lower back?

7 JUROR NO. 23: Yes, sir.

8 MR. WOODFIN: Was that a result of some accident?

9 JUROR NO. 23: Yes, sir.

10 MR. WOODFIN: How long ago did that occur, sir?

11 JUROR NO. 23: Happened in 1969, in Vietnam, in a
12 helicopter crash.

13 MR. WOODFIN: In looking at your information that
14 you completed after that, you were able to go back and go to work
15 and worked for some years; is that correct?

16 JUROR NO. 23: Yes. I still work now.

17 MR. WOODFIN: How are you doing as far as being
18 able to sit today? Is that something you think may trouble you a
19 little bit or is that something you think you'll be okay with?

20 JUROR NO. 23: It bothers me from time to time, but
21 not, not to where I can't— I take medication for it, though. This is
22 going to be a hard— this is going to be a hard case for me for two
23 reasons. One, I was on a jury that was almost exactly this kind of
24 case. It was a collision case and the person was killed in the car,
25 and it was on a wet, slick, rainy road in Georgia.