

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN

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UNITED STATES OF AMERICA, and THE STATE OF WISCONSIN,  
ex rel. DR. TOBY TYLER WATSON,

Plaintiffs,

v.

Case No. 11-CV-236-JPS

JENNIFER KING VASSEL,

Defendant.

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JOINT PROPOSED VOIR DIRE QUESTIONS

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*Relator*, Dr. Toby Tyler Watson (Dr. Watson), by his attorneys, James B. Gottstein of the Law Project for Psychiatric Rights and Rebecca L. Gietman of Gietman Law, and Defendant Jennifer King-Vassel now known as Jennifer King (Dr. King), by her attorneys Bradley S. Foley and Mark E. Larson of Gutglass Erickson Bonville & Larson,SC, hereby jointly propose the attached voir dire questions.

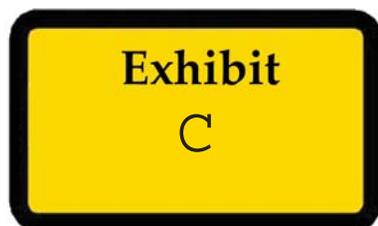
Dated: November 27, 2013

s/ James B. Gottstein  
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Dated: November 27, 2013

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Attorneys for Relator, Dr. Toby Tyler Watson



Dated: November 27, 2013

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## JOINT PROPOSED VOIR DIRE QUESTIONS

1. Is anyone familiar with the group PsychRights?
  - If so, is anyone a member of the group?
  - Have you donated money or time to the group?
  - If so, has anyone ever attended a seminar presented by the group?
2. Is anyone a member of a mental health advocacy group? If so, what is the name of the group?
3. Have you, a family member, or someone close to you ever been treated by the plaintiff Dr. Toby Watson?
4. Have you, a family member or someone close to you ever leased property from Dr. Watson?
5. Have you, a family member, or someone close to you ever been treated by the defendant Dr. Jennifer King, fka Jennifer King Vassel?
6. Do you know, or have you become familiar with Dr. Toby Watson or Dr. Jennifer King in any capacity? If so, how?
7. Have you, a family member, or someone close to you ever worked for or with either of them?
  - If so, please identify the person and their affiliation or relationship with the party to this lawsuit
8. Dr. Watson is represented by the Rebecca Gietman of the Gietman Law Office in Chilton and James B. Gottstein of the Law Project for Psychiatric Rights in Anchorage, Alaska.
  - Do you know either Ms. Gietman or Mr. Gottstein?
9. Dr. King is represented by the law firm of Gutglass, Erickson, Bonville, & Larson, S.C., of Milwaukee. The lawyers from Gutglass who will try this case on behalf of Dr. King are

Mark Larson and Brad Foley.

- Do you know either Mr. Larson or Mr. Foley or any of the lawyers from the Gutglass law firm?

10. The following people have been identified as potential witnesses who may testify in this case: Please listen carefully as I read their names. When I have finished, please tell me whether you know any of them and the extent of your knowledge or relationship with them:

- a. Dr. Toby Tyler Watson, of Sheboygan
- b. Dr. Jennifer King of Menomonee Falls, formerly known as Dr. Jennifer King-Vassel
- c. Christine Maxwell Meyer, of Adell
- d. Matthew Joy of Anchorage, Alaska
- e. Kimberly Smithers of Madison
- f. Monica Yeazel, of Monona
- g. Dr. Martha (Molli) Rolli, of Madison
- h. Jacob Olson, of Wauwatosa
- i. Dr. Ronald Diamond, of Madison

11. Have you ever been involved in a lawsuit?

- If so, please describe your lawsuit, the venue in which you filed your lawsuit
- whether your lawsuit has concluded or is still currently pending,

12. Have you ever been a juror at a trial?

- If so, were you the foreperson of the jury?
- Did you, as a jury, come to a decision in the case you served as a juror?

13. Do you know anyone on this jury panel?

- If so, please identify that potential juror and the extent of your relationship.

14. This trial is expected to last for three days. Is there anyone on this jury panel who

cannot serve as a juror for reasons related to work, health, or family? Please explain.

15. Are you, a family member, or someone close to you employed in the psychiatric or psychological field?

- If so, your profession?
- Your employer?
- The nature of your work?
- Did you treat children?

16. Are you, a family member, or someone close to you employed in the medical field?

- If so, your profession?
- Your employer?
- The nature of your work?
- Did you treat children?

17. Are you, a family member, or someone close to you employed in the legal field?

- If so, your profession?
- Your employer?
- The nature of your work?

18. Do you, a family member, or someone close to you have negative feelings toward the health care profession?

19. Have you, a family member, or someone close to you seen a psychiatrist? Will this affect your ability to be impartial in this case?

20. Have you, a family member, or someone close to you received prescription medications for mental healthcare and treatment?

- Will this affect your ability to be impartial in this case?

21. Have you, a family member, or someone close to you received prescription

medications for mental healthcare and treatment as a child or adolescent?

- Will this affect your ability to be impartial in this case?

22. Have you ever had a child prescribed medication for mental health care and treatment?

- Will this affect your ability to be impartial in this case?

23. Have you, a child or other family member, or someone close to you ever been prescribed the medication Risperdal?

24. Have you, a child or other family member, or someone close to you ever been prescribed the medication Geodon?

25. Do you have any feelings, whether negative or positive, about the prescription of medication for children for mental health care and treatment?

- Can you put aside your feelings about the efficacy of the medication, and focus on whether the federal law allows Medicaid to pay for the medication?

26. Does anybody have negative feelings toward the field of psychiatry?

27. Do you believe the fact that this case is going to trial means that Dr. King must have done something wrong?

28. Are you able to fair to Dr. King in light of any sympathy for minor N.B.?

29. Have you, a family member, or someone close to you ever participated in a state Medicaid program?

- If so, in Wisconsin?
- did you, a family member, or someone close to you ever submit a prescription for medication to a pharmacy?
- If so, did the Medicaid program ever reject payment for the prescription?

30. If you, a family member, or someone close to you was a participant in the state Medicaid program, were you ever placed in a health maintenance organization?

- were you, a family member, or someone close to you ever a participant in the Managed Health Services HMO for Medicaid?

31. Are you, or is anyone you are close to, a pharmacist?

32. Have you, a family member, or someone close to you ever been employed by a governmental agency or department?

-What agency or department?

-Your duties there?

if so, does that affect your ability to be impartial in this case, as the plaintiff alleges that Dr. King engaged in Medicaid fraud?

32. Have you, a family member, or someone close to you ever been employed by a state or federal Medicaid agency?

-if so, what was your position?

-what were your job responsibilities?

-any contact with the pharmacy reimbursement program?

33. Does the fact that it is alleged that Dr. King engaged in Medicaid fraud affect your ability to be impartial as a taxpayer?

34. Have you, a family member, or someone close to you ever been employed by Managed Health Services or its parent corporation Centene?

-if so, what was your position?

-what were your job responsibilities?

-any contact with the pharmacy reimbursement program?

35. Have you, a family member, or someone close to you ever been involved in the development of a prescription medication formulary?

36. Are you or anyone you are close to a member of a Drug Utilization Review board?

37. All parties are entitled to the same honest, fair and impartial treatment. If selected to serve as a juror in this case, would everyone accept and apply this principle of law?

38. Is there anyone who believes that he or she would be unable to follow the law as I explain it to you, apply that law to the facts that you find in this case, and render the verdict required by the law as I explain it to you?

39. Do you know of any reason, at all, you could not sit as a juror and be absolutely impartial to the parties in this case, and refrain from deciding this case in favor of any party until all evidence has been presented and I have instructed you on how and when to begin deliberating toward a verdict?

40. Can you accept and understand that a decision in this case must be made based only on the evidence presented at trial and not a personal bias toward any of the parties?