

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
 v.)
) Crim. No. 13-10238-DPW
 AZAMAT TAZHAYAKOV)
)
 Defendant)

Verdict Form

COUNT 1:

As to Count 1 (Conspiracy to Obstruct Justice), we, the Jury, unanimously find the Defendant, Azamat Tazhayakov:

Not Guilty **Guilty**

IF YOU FIND DEFENDANT TAZHAYAKOV GUILTY AS TO COUNT 1, COMPLETE SUBPARAGRAPHS A AND B. IF YOU FIND DEFENDANT TAZHAYAKOV NOT GUILTY AS TO COUNT 1, PROCEED TO COUNT 2.

A. What tangible objects belonging to Dzhokhar Tsarnaev do you find that the Defendant and his co-conspirator, Dias Kadrybayev, agreed to knowingly alter, destroy, conceal, or cover up:

A laptop computer and a backpack containing fireworks, Vaseline, and thumb drive:

Not Proved Proved

IF YOU FIND THIS PROVED, PLEASE SKIP THE NEXT TWO ITEMS AND GO DIRECTLY TO PAGE 2.

IF YOU FIND THIS “NOT PROVED,” ANSWER THE FOLLOWING:

A laptop computer Not Proved Proved

OR

A backpack containing fireworks, Vaseline, and thumb drive

Not Proved Proved

B. Indicate ALL of the overt acts listed in the Indictment (at pages 7-9) that you unanimously find that the government has proved:

a. At approximately 10:00 p.m. on April 18, 2013, KADYRBAYEV, TAZHAYAKOV, and Phillipos entered Dzhokhar Tsarnaev's dormitory room at UMASS-Dartmouth.

Not Proved **Proved**

b. On the evening of April 18, 2013, KADYRBAYEV showed TAZHAYAKOV a text message he had received from Dzhokhar Tsarnaev, which read, "If yu [sic] want yu [sic] can go to my room and take what's there☺ but ight [sic] bro [sic] Salam aleikum."

Not Proved **Proved**

c. While inside Dzhokhar Tsarnaev's dormitory room on the evening of April 18, 2013, KADYRBAYEV searched Dzhokhar Tsarnaev's belongings and found a backpack containing fireworks. The fireworks containers had been opened and manipulated. As a result, some of the explosive powder was visible.

Not Proved **Proved**

d. While inside Dzhokhar Tsarnaev's dormitory room on the evening of April 18, 2013, KADYRBAYEV showed TAZHAYAKOV the backpack containing fireworks, which KADYRBAYEV had found with Dzhokhar Tsarnaev's belongings.

Not Proved **Proved**

e. While inside Dzhokhar Tsarnaev's dormitory room on the evening of April 18, 2013, KADYRBAYEV showed TAZHAYAKOV a jar of Vaseline he had found among Dzhokhar Tsarnaev's belongings and KADRYBAYEV told TAZHAYAKOV that he (KADYRBAYEV) believed Dzhokhar Tsarnaev had used the Vaseline "to make bombs" or words to that effect.

Not Proved **Proved**

f. When they left Dzhokhar Tsarnaev's dormitory room on the evening of April 18, 2013, KADYRBAYEV and TAZHAYAKOV removed several items, which they believed belonged to Dzhokhar Tsarnaev, including a backpack, fireworks, a jar of Vaseline, and a laptop computer from the room and together with Phillipos, took those items back to the Carriage Drive apartment.

Not Proved **Proved**

g. While at the Carriage Drive apartment, KADYRBAYEV discussed with TAZHAYAKOV and Phillipos getting rid of Dzhokhar Tsarnaev's backpack and fireworks by placing those items in the garbage. TAZHAYAKOV agreed.

Not Proved **Proved**

h. On the evening of April 18, 2013, KADYRBAYEV and TAZHAYAKOV removed the laptop computer from Dzhokhar Tsarnaev's backpack and then KADRYBAYEV, with the knowledge and agreement of TAZHAYAKOV, placed Dzhokhar Tsarnaev's backpack with the fireworks inside a black garbage bag. KADYRBAYEV then took the garbage bag containing Dzhokhar Tsarnaev's backpack and placed it into the garbage dumpster outside the Carriage Drive apartment.

Not Proved **Proved**

i. On the evening of April 18, 2013 and the morning of April 19, 2013, KADYRBAYEV and TAZHAYAKOV watched television news reports about the persons suspected of committing the Marathon bombings. These reports showed pictures of a suspected bomber who was later publicly identified (by approximately 6:50 a.m. on April 19, 2013) as Dzhokhar Tsarnaev. On the morning of April 19, 2013, multiple news reports identified Dzhokhar Tsarnaev as one of the two Marathon bombers.

Not Proved **Proved**

j. On April 19, 2013, after Dzhokhar Tsarnaev had been identified on news reports as one of the two Marathon bombers, TAZHAYAKOV and KADYRBAYEV watched as a garbage truck came to their apartment complex and emptied the contents of the dumpster where TAZHAYAKOV knew KADYRBAYEV had discarded Dzhokhar Tsarnaev's backpack.

Not Proved **Proved**

Count 2:

As to Count 2 (Obstruction of Justice), we, the Jury, unanimously find the Defendant, Azamat Tazhayakov:

___ Not Guilty ___ Guilty

If you find the Defendant guilty on Count 2, indicate each item you unanimously agree was knowingly altered, destroyed, concealed, or covered up:

Laptop computer ___ Not Proved ___ Proved

Backpack ___ Not Proved ___ Proved

Fireworks ___ Not Proved ___ Proved

Thumb Drive ___ Not Proved ___ Proved

Jar of Vaseline ___ Not Proved ___ Proved