

tke 23 sl
mg

THE COURT: Now the defense has a
peremptory challenge.

MR. PETERSILGE: Your Honor, the defense
requests that Mrs. Adams, Juror No. 9, be excused.
(Prospective Juror Mrs. Adams was excused.)

- - -

Thereupon MINNIE F. McGREGOR, being first
duly sworn, was examined and testified as follows:

EXAMINATION OF PROS. JUROR MINNIE F. McGREGOR

By the Court:

Q Is your name Minnie F. McGregor? ✓

A That's right.

Q And you live at 19110 Lorain Road? That would be in Fairview
Park?

A That's right.

Q Is it Mrs. McGregor or Miss?

A Mrs.

Q And how long have you lived at that address, Mrs. McGregor?

A We have lived there about 37 years.

Q Have you a family?

A One daughter and three grandchildren.

Q One daughter and three grandchildren. Do they live with you?

A No.

Q Anyone in the household other than Mr. McGregor and yourself?

A No.

Q What is Mr. McGregor's occupation or profession?

91 A Well, he does road work, the K. & M. Construction Company,
and the M is the McGregor for his name.

THE COURT: Can we have it quiet,
please?

PROS. JUROR MCGREGOR: He does resurfacing
the roads.

Q Are you employed in any capacity?

A No. I do give book reviews, if you call that --

Q You give what?

A Book reviews, but that is only occasionally.

Q But these folks around the table wouldn't consider that work,
Mrs. McGregor.

A I see.

Q I will ask you if you know any of the people who were
introduced here a week ago this morning?

A No, I do not.

Q Do you know the County prosecuting attorney, or any member
of his staff?

A No, I do not.

Q Or the Sheriff, or any member of his staff?

A There's one bailiff, Paul McDevitt. I don't know where he

is located, but I do know him a little bit.

Q Well, I take it he is not a deputy sheriff. He is merely a bailiff of the court. I will ask you if you know Dr. Gerber, the Coroner, or any member of his staff?

A No, I do not.

Q Are there any members of your family -- and by that I include also, if I may, your husband's family -- who are members of a police department or a law-enforcing agency anywhere?

A Well, I have one by -- well, relation, but it is distant.

Q What is his connection?

A Well, he is a Sergeant in the police force in Fairview Park. He is really the husband of the daughter of a cousin of mine. That is the extent of the relation.

Q Well, that is pretty far off.

A Yes, it is, but I thought I'd mention it.

Q Does he visit your home?

A No.

Q Do you visit his home?

A No.

Q In other words, there is no particular contact other than you are distantly related by marriage?

A That's right.

Q Have you talked this matter over with him at all?

A No, I haven't seen him, no.

Q Would the fact that you have such an acquaintance or distant

relative by marriage as a member of the police department of Fairview Village, have any bearing at all upon your judgment in this case?

A No.

Q I state to you, first of all, that it is the function of a jury here to decide what the facts are. In other words, a jury determines the guilt or innocence of any person charged with crime. The Judge has nothing to do with that decision, and in doing so they must weigh the testimony of every witness, whether he be a person of lowly station in life or layman, a police officer, doctor, dentist, or whatever he may be, and it is the duty of a jury to weigh his testimony -- the testimony of one person on the same basis as another precisely. In other words, the testimony is what is the truth.

Now, could you sit here and listen to this evidence and be guided by it in your decision here, supplement as it will be by instructions of the Court as to what the law is?

A Well, Judge, I --

Q Perhaps I can save you a little embarrassment and shorten it. Have you formed any opinion in this case?

A Yes, I have.

Q All right. What was the cause of that opinion? What you read? What you have heard or what you discussed with other people, or a combination of them?

A Well, a combination.

Q You have read about this case?

A Yes.

Q You heard comments about it?

A Yes.

Q You have discussed it with other people?

A Yes.

Q Have you ever expressed an opinion to anyone? We are not interested in what the opinion is or was, if there was one. We are interested in knowing whether you have expressed an opinion?

A I don't think I have, but --

Q But you do have an opinion?

A Yes, that's right, I do.

Q Is that opinion such that you could not right now discard it, forget about it, and entirely blanket it out of your life so that you would be starting off anew here and listen to the evidence in this case?

A No, I could not do that.

Q You could not do that?

A No.

Q In other words, it is so fixed that you would need some evidence to offset that opinion?

A Yes.

MR. GARMONE:

Challenge for cause, if the

Court please.

THE COURT: You will be excused,
Mrs. McGregor. Thank you.

(Thereupon Pros. Juror Mrs. Minnie F.
McGregor was excused.)

- - -

Thereupon VICTOR D. FILIMON, being first
duly sworn, was examined and testified as follows:

EXAMINATION OF PROS. JUROR VICTOR D. FILIMON

By The Court:

Q Is your name Victor Filimon? ✓

A That's right.

Q And you live at 1592 East 86th Street?

A No. It is a change of address. It is 2576 Kemper Road,
Shaker.

Q Is that in Shaker?

A Yes, it is.

Q Mr. Filimon, what is your occupation, please?

A I am an engineer with the Standard Oil Company.

Q Are you married?

A Yes.

Q And you have a family?