

Thereupon LEON EISNER, being first duly sworn, was examined and testified as follows:

EXAMINATION OF PROSPECTIVE JUROR LEON EISNER:

BY THE COURT:

Q Am I correct in assuming that your name is Leon Eisner? ✓

A Yes, sir.

Q E-i-s-n-e-r?

A That's right.

Q And you live at 1125 East 125th?

A There is a correction on that. It's 1124 East 125th.

Q Mr. Eisner, are you a married man?

A Yes, sir.

Q And have you a family?

A Yes, sir.

Q Other than your wife?

A Yes, sir.

Q How many children have you?

A Three children.

Q Three?

A Yes, sir.

Q And how old are they?

A 11, 9 and three.

Q Are they boys or girls?

A All boys.

Q How long have you lived on East 125h where you now live?

A Five or six years, sir.

Q Where did you live before that?

A On Parkgate Avenue.

Q Still in the city?

A Yes, sir.

Q And what is your occupation?

A Food store clerk.

Q And are you employed by someone else?

A Yes, sir.

Q By whom are you employed and where?

A J. Eisner, my father, 4524 Superior.

MR. MAHON: What's the name of the
company?

PROSP. JUROR EISNER: J. Eisner Grocery.

Q And where is the store?

A 4524 Superior.

Q I take it the store is owned by your father?

A Yes, sir.

Q How long have you lived in Cleveland, sir?

A All my life, sir.

Q Have you ever served on a jury before?

A No, sir.

Q Have you ever been a witness in a case?

A Yes, sir.

Q A civil or criminal case?

A Criminal case.

Q Was it in this courthouse?

A I believe it was, sir.

Q Not in the Common Pleas Court?

A I believe it was in this courthouse.

Q What was the nature of that case?

A That was a robbery and shooting case.

Q In your store?

A Yes, sir. I had a store many years ago, and I was held up and robbed several times. ✓

Q And were you ever robbed?

A Yes, sir. ✓

Q At the point of a gun or weapon?

A Yes, sir.

Q Would that fact have any bearing on your judgment at all in a case in which it was charged -- you are not to assume it is true -- but it is charged that a husband killed his wife, and would that have any bearing on your judgment?

A That would not have any bearing on my judgment, sir. ✓

Q Could you sit here and listen to this case and forget all about your own past troubles?

A No, sir.

Q All right. Tell us why you couldn't?

A I already have formed an opinion on this case. ✓

Q You have formed an opinion about this case?

A Yes, sir.

Q On what did you base your opinion, newspapers or radio or what?

A Newspapers.

Q I see. You have discussed this case with other people?

A Yes, sir. ✓

Q And have you expressed to some other people an opinion?

A No, sir.

Q But you say you have formed an opinion?

A Yes, sir.

Q Let me ask you this, then: If your opinion is formed and is so firm that you could not fairly and honestly sit here and decide this case on the evidence and the instructions of the Court as to the law, even though those led you to a different conclusion? ✓

A No, sir. I have definitely made up my mind.

Q You have definitely made up your mind? ✓

A Yes.

Q And you don't believe that you could change your opinion by anything that is said or done here?

A No, sir. ✓

THE COURT: All right. You will be excused, Mr. Eisner. Thank you, sir.

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