

THE COURT: Counselor Corrigan, before you pass for cause, excuse me, you may remember, counselor, that there are some Eisenbergs in town who are members of the legal profession. Would you inquire, sir, in that area? There is a Gilbert Eisenberg.

MR. CORRIGAN: Thank you, your Honor.

By Mr. Corrigan:

Q Are you related to any attorneys?

A No, sir.

MR. CORRIGAN: Thank you. Your Honor, pass for cause.

MR. BAILEY: No questions are necessary, your Honor. Pass for cause.

THE COURT: Mr. Eisenberg, would you be good enough, sir, to take the chair here that Miss Denk just left.

Counselor Bailey, the option is with the defense, I believe.

MR. BAILEY: Yes, your Honor. May we approach the bench first for a motion?

THE COURT: Yes.

(Thereupon the Court and counsel conferred at the Court's bench out of the hearing of the jury panel, as follows:)

MR. BAILEY: I am about to use a peremptory challenge to remove Mrs. Uhrin. The defense still believes they are entitled to a joint challenge for cause earlier made, and renews its motion made the last time.

MR. CORRIGAN: I am sorry, I did not hear you?

MR. BAILEY: I said, the defense believes that we are entitled to be relieved of Mrs. Uhrin for cause, and I am about to waste a peremptory challenge on her, so I am renewing my motion for the last time. If it is denied I will challenge peremptorily.

THE COURT: Does the State have any observation to make about the renewal of the motion at this time?

MR. CORRIGAN: At this point a challenge for cause is gone, your Honor, and if it were granted at this point with regard to this party here, it would have denied the State the opportunity to evaluate the jury in a different light, and perhaps excuse somebody else at a prior time. It puts us at a disadvantage if it is granted at this time.

THE COURT: The renewal of the defense motion to excuse Mrs. Uhrin for cause is

overruled, and you may proceed, counselor.

MR. BAILEY: Yes, your Honor.

(Thereupon proceedings were resumed within the hearing of the jury panel, as follows:)

THE COURT: Counselor Bailey or Sherman?

MR. BAILEY: If it please the Court, the defense will excuse juror number 2, Mrs. Uhrin.

THE COURT: Mrs. Uhrin, the Court wishes to commend you and express our gratitude for the time you spent in the courtroom and the time you spent in this building, offering yourself as a juror in this cause if selected.

We are grateful for your willingness to serve. Before excusing you from the room, Mrs. Uhrin, you will bear in mind the instructions given to you while you sat here, and you will bear in mind also you are hereby instructed that you shall not discuss this case, make any statements about it.

You shall not permit yourself to be interviewed. You shall not discuss this case or what little you know of it, even with a member of your family, until such time as you are certain and learn that a jury in this case has returned its verdict in open court.

Will you follow those instructions, Mrs.
Uhrin?

MRS. UHRIN: Yes, sir.

THE COURT: Thank you very much.
