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# Engineer Accepted As 9th Ruby Juror

By CARL FREUND

A 34-year-old Richardson electronics engineer became the ninth juror for the Jack Ruby murder trial Thursday.

Attorneys accepted James E. Cunningham of 1314 Belaire Drive minutes before Judge Joe B. Brown recessed the trial until 9 a.m. Friday. An Episcopalian, Cunningham works for Texas Instruments.

Cunningham was the 13th prospective juror questioned during the day — the 11th since Ruby's trial started Feb. 17.

Lawyers chose three jurors Wednesday and Judge Brown expressed hope that testimony would begin Friday. But selection of the jury moved at a slow pace Thursday and there appeared little chance that Dist. Atty. Henry Wade would start calling witnesses to the stand before Saturday at the earliest.

In other developments Friday: —Defense lawyers used their 12th and 13th peremptory challenges, leaving them only two of the 15 normally granted each side in a murder case.

—The lawyers said they would renew their request that the Texas Supreme Court let them disqualify jurors who saw television pictures of Ruby shooting Lee Harvey Oswald. (The Supreme Court already has rejected one defense plea and prosecutors say they are confident it will turn down others.)

—Showing the strain of the trial, Ruby appeared tired and more nervous than at any time since his trial started. He spent much of the day staring at prospective jurors with his mouth half open.

—Judge Brown ordered another 150 prospective jurors to report to his court Friday morning as lawyers neared the end of the original list of 151.

—Defense attorneys put renewed stress on Oswald's Marxist beliefs and, over prosecutor protests, asked one prospective juror, "Would you feel un-Texas if you were on the first jury to send a man to the electric chair for killing a Communist?"

Judge Brown told the venireman, F. B. Perkins, that the question was improper and he should not answer it.

Prosecutors used their fifth peremptory challenge to reject Lawrence O. Greer, a 25-year-old former college student who said he was familiar with theories of psychiatry and abnormal psychology.

Defense lawyers claim Ruby was temporarily insane when he shot Oswald two days after Oswald's arrest as the prime suspect

in the assassination of President Kennedy. Prosecutors say Ruby pulled the trigger in the mistaken belief it would "bring him fame and fortune."

Cunningham said he took one psychology course while studying engineering at the University of Texas.

"I understood it was an easy course," he explained.

Defense attorneys used two of their rapidly dwindling peremptory challenges to reject Mrs. Elizabeth James, a brunette housewife who indicated skepticism of insanity as a defense, and Henry Gravley, a Carrollton engineering technician whose father works as a county jail guard.

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