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10th Juror Chosen In Jack Ruby Trial

By CARL FREUND

Attorneys chose the 10th juror for the Jack Ruby murder trial Friday shortly before the defense used the last of its 15 preemptory challenges.

Dist. Judge Joe B. Brown agreed, however, to give Ruby's lawyers three additional challenges. They allow lawyers to reject a prospective juror without stating a reason.

Judge Brown also scheduled a Saturday morning session in an attempt to complete the 12-member jury, which must decide whether Ruby committed murder when he shot Lee Harvey Oswald.

Testimony will start Monday if the jury is completed Saturday.

The 10th juror is J. Waymon Rose of 7132 Meadowcreek, a 41-year-old former Navy pilot who sells furniture over a 4-state area. The tall, dark-haired juror is a Presbyterian.

Rose said he saw television pictures of Oswald falling, mortally wounded, only two days after his arrest as the top suspect in the assassination of President Kennedy.

"I have a clear picture of how it happened . . . a reasonably good memory . . . but I couldn't recognize the face (of the slayer)," Rose said.

Defense lawyers appeared impressed by the salesman's statement that he knew of cases where people had lost control of their emotions "while under stress." The defense claims Ruby blacked out in a state of temporary insanity as a result of emotional stress which stemmed from the assassination.

Observers speculated Judge

Brown gave the defense the additional challenges as "insurance."

If Ruby is convicted and defense lawyers appeal, they will claim Judge Brown made erroneous rulings in holding that prospective jurors were qualified.

The Court of Criminal Appeals could agree, but hold that Ruby's rights were not violated since his lawyers got the additional challenges.

Defense lawyers used one of the three. After they use the other two, they must accept every prospective juror who is not disqualified because of fixed opinions or opposition to the death penalty.

"We'll get the jury Saturday," Dist. Atty. Henry Wade said.

Wade, who has nine challenges remaining, rejected Mrs. Dixie Valetto, an attractive blond housewife, during the day. As she left the courtroom, she paused and shook hands with Ruby while defense attorney Melvin Belli called out, "Judge, can we get any more like her?"

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