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# OSWALD'S MOTHER BALKED AT TRIAL

## Texas Subpoena Bars Her From Ruby Courtroom

By JACK LANGGUTH

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DALLAS, March 10 — The prosecution subpoenaed Lee H. Oswald's mother today in order to keep her out of the courtroom where Jack L. Ruby is on trial for killing her son.

Judge Joe B. Brown sent word to Mrs. Marguerite Oswald asking her to stay away from the court.

But Mrs. Oswald, who returned to Dallas from New York last night, notified Sheriff Bill Decker this morning that she intended to appear at the court as a spectator.

Shortly before 9 A.M., Mrs. Oswald arrived in a taxicab and went to the second floor, where the morning session was to begin. As she waited at the courtroom door, a sheriff's deputy served her with a subpoena and escorted her to the witness room.

"My dander is up," Mrs. Oswald told newsmen. "I hate to be pushed around."

Before the jury entered the courtroom, she was led before Judge Brown and sworn as a witness.

Mrs. Oswald did not look at Ruby during her brief moment in the courtroom and he did not seem to recognize her.

### Favors Life Sentence

There is little likelihood that she will be called to testify. However, the state's stratagem accomplished two purposes because witnesses are excluded from the courtroom when not on the stand and they are instructed not to discuss her case.

"We're not mad at her," one prosecuting attorney said. "We're just afraid of what she might do in the presence of the jury."

Mrs. Oswald, who has argued that her son was innocent of shooting President Kennedy last

Nov. 22, said last night that she hoped Ruby would be sentenced to life imprisonment without the possibility of parole.

At noon, after spending the morning in the witness room, she left the courthouse to do what she termed "some investigative work."

There was another flurry of excitement outside the court this morning when sheriff's deputies seized a middle-age man near the courtroom door and hustled him roughly to the sheriff's office.

Sheriff Decker said later that the incident had been "only a misunderstanding." He identified the man as Leo C. Torti, the treasurer at Ruby's nightclub who had been subpoenaed as a defense witness. The sheriff said Mr. Torti had been misunderstood when he tried to enter the court to confer with Ruby's lawyers.