

PA

'10 Days to Two Weeks'

# Delay Seen on Ruby Jury

DALLAS, Feb. 18 (UPI)—District Judge Jow B. Brown indicated today it will probably take 10 days to two weeks before a jury can be assembled for the Jack Ruby murder trial.

He made the statement as the qualification of jurors continued. Meanwhile, defense attorney Melvin Belli for Ruby, on trial for slaying the accused assassin of President Kennedy, said he was "pretty sure he can show by Friday" that a fair jury "can't be found here."

"The city has to vindicate itself—the city feels it's on trial," he stated.

He said he planned to delve "into the very gizzard of the subconscious of each chaired venireman."

### ARGUMENT

Yesterday, Mr. Belli and his staff argued Ruby should be found innocent by the court because a brain test shows he was insane at the time. Judge Brown denied this.

They also argued for acquittal on the ground the case already has been decided in view of a report by a court-appointed psychiatrist. But Judge Brown also denied the request and ordered the trial to proceed.

Ruby was in good spirits, yesterday when court proceedings started and Judge Brown sent for a panel of 150 prospective jurors. The court questioned the jurors, white and Negro, men and women behind closed doors. Fifteen women were excused.

The first of 15 prospective panelists, three of them women, were ordered to appear in court today for questioning.

### REVEALS REPORT

J. H. Tonahill of Jasper, Tex., of Ruby's defense team, disclosed part of the sealed report on a court-ordered brain examination performed on Ruby.

The court had arranged the examinations with Dr. Martin Towler of the Titus Harris Clinic and John Sealy Hospital in Gal-

veston. He is a neuro-psychiatrist and a medical school professor. He and two other physicians made the examinations two weeks ago.

"The impartial report of Dr. Martin Towler and confirmed by Dr. Fredric Gibbs (of the University of Illinois Medical School) shows that he was suffering from organic brain damage and psychomotor epilepsy and is therefore innocent," Mr. Tonahill said.

"Therefore, this is double jeopardy."

### ORDERS REPORT

Judge Brown has ordered a preliminary report from the physicians sealed lest it prejudice prospective jurors by becoming public.

After Judge Brown rejected the motion for acquittal on mental grounds, neither Messrs. Belli nor Tonahill would say more about the report. They even refused to repeat for newsmen what Mr. Tonahill said in court about it.

The report is a vital factor in the defense case. At a bond hearing, defense specialists argued that Ruby suffered psychomotor epilepsy which is characterized by "blackouts" and impulsive acts.

### Armed Man Taken Near Trial Room

DALLAS, Feb. 18 (UPI) — A pistol packing Oregon lumberjack, who mumbled incoherently about the Jack Ruby murder trial, was held today by Sheriff Bill Decker on charges of carrying a concealed weapon.

David Conrad Glass, 29, of Beatty, Ore., was arrested yesterday in the Hall of Records, next door to the Dallas County Courthouse where Ruby's trial for killing Lee Harvey Oswald is being held.

Sheriff Decker said Mr. Glass walked into the district attorney's office and asked "what can you tell me about this guy, Jack Ruby." An assistant in the office called officers who found the pistol.

- Tolson \_\_\_\_\_
- Belmont \_\_\_\_\_
- Mohr \_\_\_\_\_
- Casper \_\_\_\_\_
- Callahan \_\_\_\_\_
- Conrad \_\_\_\_\_
- DeLoach \_\_\_\_\_
- Evans \_\_\_\_\_
- Gale \_\_\_\_\_
- Rose \_\_\_\_\_
- Sullivan \_\_\_\_\_
- Tavel \_\_\_\_\_
- Trotter \_\_\_\_\_
- Tele Room \_\_\_\_\_
- Holmes \_\_\_\_\_
- Gandy \_\_\_\_\_

*Handwritten initials/signature*

JACK L. RUBY  
LEE HARVEY OSWALD -  
VICTIM  
CR

BUFILE: 44-24016

*Handwritten: File 6-NY*

The Washington Post and Times Herald \_\_\_\_\_

The Washington Daily News \_\_\_\_\_

The Evening Star \_\_\_\_\_

New York Herald Tribune \_\_\_\_\_

New York Journal-American \_\_\_\_\_

New York Mirror \_\_\_\_\_

New York Daily News \_\_\_\_\_

New York Post \_\_\_\_\_

The New York Times \_\_\_\_\_

The Worker \_\_\_\_\_

The New Leader \_\_\_\_\_

The Wall Street Journal \_\_\_\_\_

The National Observer \_\_\_\_\_

People's World \_\_\_\_\_

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