

INTELLECTUAL

Dr. Smith Teacher Of Brown

By JOE THORNTON

Condemned killer Jack Ruby's new chief defense lawyer can be described as an intellectual — and he knows Judge Joe B. Brown, the man he'll soon face in court.

Ruby's family Tuesday night named Dr. Hubert Winston Smith to head the legal team seeking a new trial and possibly freedom for the 53-year-old former strip-tease joint operator.

Dr. Smith first met Judge Brown, who presided over the Ruby trial, in the 1930s when the Harvard-trained doctor-lawyer was practicing law in Dallas. He also was making some extra money as a teacher in the now defunct Jefferson University Law School.

Judge Brown was one of Dr. Smith's students.

Dr. Smith was graduated as Phi Beta Kappa from the University of Texas, receiving bachelor's and master's degrees.

He is the first person to be awarded doctorates in law and medicine from Harvard University.

And he is the first person to serve simultaneously on the faculties of Harvard's law and medical schools.

Later, he held a triple professorship in law, legal medicine and as a university research man.

Tonahill said he and Dr. Smith in the law science division, which had spent more than 50 hours on he founded at Tulane University. Earlier he taught law and legal medicine at the University of Illinois.

Joe Tonahill, a co-defense counsel, said Dr. Smith, whom he called a "great humanitarian," has the approval of the dean of the law school, Page Keaton, to work on the case.

Tonahill added he had tried to get Dr. Smith to take the case since December, but he was unavailable.

Ruby's sister, Mrs. Eva Grant, in her official announcement, said, "We are honored to have this great man represent our brother. We not only admire Dr. Smith for his intellect and attainments but because of his evident love of his fellow man and his concern for our brother's welfare."

During World War II, Dr. Smith served as a lieutenant in the Navy Medical Corps as officer-in-charge of the legal medicine section of the bureau of medicine and surgery.

As a 1-man board of inquiry, the then Lt. Smith was named to evaluate and determine the fate of 32 Marines charged with desertion from Saipan.

He filed several hundred pages of briefs and recommended the men be acquitted because, he said, they were suffering from battle fatigue. They were acquitted.

Dr. Smith, who is married to the former Miss Catherine McKinley of Dallas, is a graduate of North Dallas High School.

In 1954 he founded the Law-Science Institute in Austin, which he said now has more than 800 members. Tonahill is a member of the group. Dr. Smith was named lifetime chancellor of the organization.

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