

(Mount Clipping in Space Below)

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Mr. Belmont	_____
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Mr. Casper	_____
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Mr. Sullivan	_____
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Mr. Trotter	_____
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Miss Gandy	_____

Ruby's New Attorney Given UT Approval—With Strings

By RICHARD M. MOREHEAD
Austin Bureau of The News

AUSTIN, Texas — Two conditions were attached by the University of Texas law school to Dr. Hubert Winston Smith's participation in Jack Ruby's defense.

Dean W. Page Keeton said Wednesday that he approved Dr. Smith's acceptance of the case, in advance, on the understanding:

1. "The case must not interfere with his full-time responsibility at the university. If it gets to a point where it does interfere, a leave of absence will be necessary."

2. "The case must be conducted with proper professional conduct and ethics."

THIS IMPLIED criticism of Ruby's former counsel, Melvin Belli, who was dismissed after the Dallas strip joint operator drew a death penalty for slaying Lee Harvey Oswald.

Keeton explained that professional ethics call for attorneys engaged in a lawsuit to refrain from comments to the press outside court.

"I know this is the way that Dr. Smith intends to conduct the case," said Keeton.

Dr. Smith, holder of degrees in both law and medicine from Harvard, is widely known in the field of legal medicine. He is a professor of law nine months of the year, at \$18,000, and director of the Law-Science Institute, part of the law school.

DEAN KEETON said that Dr. Smith's current duties consist of

two thirds teaching and one third administration.

During summers, Dr. Smith conducts on his own—not under University of Texas auspices—a law-science academy at Crested Butte, Colo., near Gunnison. Lawyers and physicians take courses in the problems of legal medicine, particularly trial of personal injury litigation. The academy curriculum also includes the medical aspects of criminal law, according to Keeton.

Dean Keeton described the academy as a "voluntary organization of lawyers which Dr. Smith helped to organize. The university has nothing to do with it."

The dean said university and law school policy allows faculty members to accept outside employment which "does not interfere with their assigned responsibility."

MOST MEMBERS of the law faculty assist in private cases occasionally, said Keeton, and are encouraged to do so within reasonable limits in the belief that such practice makes them better teachers. Dean Keeton takes an occasional appellate case.

Dr. Smith's employment in the appeal of Ruby's case, Keeton said, should not involve his absence from the campus more than briefly, even if it goes to the U.S. Supreme Court. If the verdict should be reversed, and a new trial held, "he'd have to take leave (of absence) to participate," Keeton predicted.

Dr. Smith writes about legal medicine as well as teaching and practicing the specialty, Keeton said.

A 56-year-old native of Dallas, Dr. Smith became interested in the problems of presenting scientific evidence and medical testimony while a law student at Harvard. He practiced law in Dallas during the 1930's, then enrolled in medical school at the University of Edinburgh, Scotland. He got a medical degree from Harvard in 1938.

HE SERVED in the Navy during World War II, then taught legal medicine at the University of Illinois and Tulane before coming to Texas in 1951 to found the Law-Science Institute.

Dr. and Mrs. Smith have four sons, three of them students at the University of Texas. The oldest son, Charles, a mathematics major, was quoted in the Daily Texan Wednesday as saying his father "believes there is definite clinical evidence that Ruby has brain damage. He is also very definitely against capital punishment."

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