

(Mount Clipping in Space Below)

Mr. Tolson \_\_\_\_\_  
 Mr. Belmont \_\_\_\_\_  
 Mr. Mohr \_\_\_\_\_  
 Mr. Casper \_\_\_\_\_  
 Mr. Callahan \_\_\_\_\_  
 Mr. Conrad \_\_\_\_\_  
 Mr. DeLoach \_\_\_\_\_  
 Mr. Evans \_\_\_\_\_  
 Mr. Gale \_\_\_\_\_  
 Mr. Rosen \_\_\_\_\_  
 Mr. Sullivan \_\_\_\_\_  
 Mr. Tavel \_\_\_\_\_  
 Mr. Trotter \_\_\_\_\_  
 Tele. Room \_\_\_\_\_  
 Miss Holmes \_\_\_\_\_  
 Miss Gandy \_\_\_\_\_

# Ruby Granted Sanity Trial; Date Pending

## Action Muddles Review Motion Due Wednesday

By JERRY RICHMOND  
Staff Writer

Dist. Atty. Henry Wade charged Tuesday the sanity trial requested by Jack Ruby's defense lawyers is a delaying tactic in the drawn-out aftermath of Ruby's conviction for the murder of Lee Harvey Oswald.

"We have asked them if Ruby can be examined by a state psychiatrist and they refused," said the district attorney. "This strengthens our belief it is a delaying tactic."

The possibility loomed Tuesday that the sanity trial motion would force postponement of Ruby's new trial hearing which is set for Wednesday.

Judge Joe B. Brown Tuesday was researching the law to determine if the defense's filing for the sanity trial Monday automatically postponed the new trial hearing—or if the new trial hearing could be legally held at the request of the defense.

He said defense lawyers apparently wanted to go on with the new trial hearing as scheduled.

Judge Brown was to meet with prosecution and defense lawyers Tuesday to discuss a date to begin jury selection to hear a defense plea that Ruby is insane.

Should the jury decide the slayer of Oswald is insane, he would be hospitalized in a mental institution until doctors said he was cured.

The entire Ruby case — including the chain of appeals — would be halted until another jury trial ruled him sane and fit to participate in his defense.

But prosecutors said they would fight the defense's insanity plea and contended two alleged suicide

*Jack Lee Ruby*

*Felix R. McKnight*

(Indicate page, name of newspaper, city and state.)

L "The Dallas  
Times-Herald"  
Dallas, Texas

Date: 4-28-64  
 Edition:  
 Author:  
 Editor: Felix R. McKnight  
 Title:

Character:  
 or  
 Classification:  
 Submitting Office: Dallas  
 Being Investigated

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attempts by Ruby Sunday were a sham.

Although the court was required to allow the sanity trial, Judge Brown ruled against another defense motion Monday which would have allowed transfer of Ruby to a hospital for mental testing—including administration of truth serum and hypnosis.

In the day of intense defense activity, Ruby's lawyers subpoenaed 30 witnesses — including two members of the jury which found Ruby guilty and assessed the death sentence — to appear Wednesday.

Most of the witnesses were police officers, many who had appeared as state's witnesses in the murder trial.

The two jurors subpoenaed were Allen W. McCoy of Irving and Mrs. Louise Malone of Dallas.

In a recent hearing, the latest chief defense lawyer for Ruby—Dr. Hubert Winston Smith—told the court new evidence was now available which he alleged proved a key witness in the murder trial perjured himself.

#### MOTION OFFERED

The sanity trial was called for minutes before Ruby was whisked into the courtroom Monday. His sister, Eva Grant, and defense psychiatrist Dr. Louis Jolyon West of the University of Oklahoma submitted a motion and an affidavit stating Ruby was now insane.

The psychiatrist's affidavit, a lengthy report of his examination of Ruby, said the convicted killer was "technically insane now."

He said Ruby suffered hallucinations which were characteristic of acute psychosis of the paranoid type.

Dr. West interviewed Ruby Sunday shortly after he was returned from a hospital where he was examined for any injury he might have sustained in banging his head against a cell wall.

The psychiatrist said Ruby's hallucinations included a belief that 25 million Jews had been murdered in a "terrible pogrom" which was in retaliation against what he had done.

Dr. West testified that Ruby claimed he saw his own brother "tortured, mutilated and burned in the street outside his jail cell."