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# RUBY TRIAL TESTIMONY CHALLENGED

New documents concerning defense claims that a key state witness gave false testimony in Jack Ruby's murder trial were added to official records of the case Monday.

Affidavits signed by Dallas and Fort. Worth television newsmen and attorneys were filed by defense lawyers, who claim that Police Sgt. Patrick Dean did not tell the truth about when he talked with Ruby following the shooting of Lee Harvey Oswald.

Three of the affidavits, signed by KRLD-TV newsmen, say films of television broadcasts on KRLD-TV and NBC-affiliated WEAP of Fort Worth show Sgt. Dean in the basement of city hall for 21 minutes and 21 seconds after the shooting of Oswald.

In formal bill of exception filed with Dist. Judge Joe B. Brown last month, defense attorneys claimed Sgt. Dean gave false testimony when he claimed to have talked with Ruby about 10 minutes after the former nightclub operator gunned down the accused presidential assassin.

### TESTIFIED OF TALK

Sgt. Dean testified he talked with Ruby in the city jail and that the condemned man told him he had thought of killing Oswald two days before the Nov. 24 slaying.

Defense attorneys claim Judge Brown committed error in Ruby's trial in permitting Sgt. Dean to testify about the jail conversation.

Judge Brown refused the defense claim, contending Ruby's attorneys opened the door to questions about the conversation through their own cross-examination of state witnesses.

The three affidavits about Dean's presence in the basement as shown in the films were signed

by KRLD-TV employes Dan Garza, Richard H. Wheeler and Leslie Seures.

Two other affidavits, signed by KRLD-TV newsmen Wes Wise and Doyle Vinson of BBAP, state that defense lawyers requested to view the films for timing on April 22.

### AFFIDAVITS SIGNED

Three other affidavits were also signed by Dallas attorneys John T. Boyce, Vernon Kelly and Robert Benavides about other defense contentions contained in the new bystander bills of exception.

Attorneys Phil Burleson and Emmett Colvin Jr. officially filed the new documents at 11:50 p.m. Friday at the home of Dist. Clerk Bill Shaw, 10 minutes before the final filing deadline in the case.

Mr. Shaw brought the papers to the courthouse Monday morning and had them processed and placed in the official record of the case.

The filing of the documents represents the final local step in the appeal of the case which ended in a death penalty verdict on March 14.

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

"The Dallas Times-Herald" Dallas, Texas

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