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 1-11-65
 H. J. [unclear]

UPI-160 JA
 ADD RUBY, DALLAS

RUBY, TESTIFYING FOR THE FIRST TIME SINCE HE SHOT LEE HARVEY OSWALD, SAID TODAY "I GUESS IT WAS MY DESTINY" TO KILL THE PRESIDENT'S ASSASSIN. HE SWORE HE PULLED THE TRIGGER ON THE SPUR OF THE MOMENT AND WAS NO PART OF ANY COMMUNIST CONSPIRACY.

"IF IT HAD BEEN THREE SECONDS LATER, I WOULD NEVER HAVE MET THIS PERSON," HE CRIED OUT. "I GUESS GOD WAS AGAINST ME. I GUESS IT WAS MY DESTINY."

"DON'T ASK ME WHAT TOOK PLACE IN MY MIND. I DON'T KNOW."
 A FEDERAL COURT LISTENED TO THE 54-YEAR-OLD CONDEMNED SLAYER'S RAMBLING TESTIMONY AND THEN RULED AGAINST HIM. THE DEFENSE HAD MOVED TO HAVE THE QUESTION OF RUBY'S SANITY BROUGHT TO A FEDERAL COURT. JUDGE T. WHITFIELD DAVIDSON ORDERED THE SANITY ISSUE RETURNED TO STATE COURT WITH THE SUGGESTION THAT A JUDGE OTHER THAN TRIAL JUDGE JOE B. BROWN HEAR THE CASE.

BROWN PRESIDED AT RUBY'S MURDER TRIAL A YEAR AGO AND LAST WEEK SET MARCH 29 AS THE DATE FOR A SANITY TRIAL BY JURY IN HIS COURT. TODAY'S HEARING STEMMED FROM A CHARGE BY THE TEXAS CIVIL LIBERTIES UNION THAT THE SLAYER'S CONSTITUTIONAL RIGHTS WERE BEING VIOLATED, THE ISSUE WAS THE PRESENCE OF ATTORNEY JOE H. TONAHILL OF JASPER, TEX., ON THE DEFENSE.

THE RUBY FAMILY WANTED HIM REMOVED. TONAHILL REFUSED TO QUIT. RUBY HIMSELF SAID HE DID NOT WANT TONAHILL. BUT HIS COMPETENCE TO DECIDE WAS BROUGHT INTO QUESTION.

TONAHILL WALKED UP TO RUBY IN COURT. THE SLAYER SCOWLED AT HIM. TONAHILL WALKED AWAY.

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NOT RECORDED
 176 MAR 24 1965

56 MAR 24 1965 WASHINGTON CAPITAL NEWS SERVICE