

(Mount Clipping in Space Below)

RIV

SANITY HEARING FOR RUBY WAITS

U.S. Appeals Court to Rule on Stay Motion

The sanity trial of Jack Ruby, scheduled for Monday before a Dallas, Tex., judge has been postponed until the United States Fifth Circuit Court of Appeals can rule on a motion filed Wednesday.

New Orleans attorney Bruce Waltzer filed a motion in the Fifth Circuit, asking a stay of the sanity hearing by District Judge Joe B. Brown until the appellate court rules on an appeal of the action of a federal judge in returning the Ruby case to the state court.

Waltzer filed the motion for the New York law firm of Kunstler, Kunstler and Kinoy and Sam Houston Clinton Jr., of Austin, Tex.

MOTION TO STAY

The motion for stay will be heard during the week of April 19 before a panel of the court sitting in Jacksonville, Fla.

Ruby was convicted in a trial before Judge Brown last year of the murder of Lee Harvey Oswald, accused assassin of President John F. Kennedy.

Minutes after the April setting was announced, Dallas officials learned that attorney Joe Tona-

hill of Jasper had filed another motion in the court of District Judge Brown.

The motion, asking that he be retained as attorney for Jack Ruby, will lie unanswered until after the federal hearing on the stay motion.

CHARGES SET FORTH

The new motion by Tona-

hill made the following charges: —Sol Dann negotiated with the author of "Anatomy of a Murder" to write a book about Jack Ruby.

—"Dann is aware that if Jack Ruby is executed in the electric chair at Huntsville, that Jack Ruby will be the first Jew in Texas history ever executed."

—Dann attempted to incorporate Ruby and name himself chairman of the board of directors.

—Dist. Atty. Henry Wade tried to "undermine" Ruby's confidence in Tona-

hill in jail cell visits and in the press. An attached affidavit from Dr. L. J. West of Oklahoma City, signed March 7, further supported Tona-

hill's claims that Ruby is insane and not capable of firing the Jasper lawyer. Dr. West, psychiatrist called in by Tona-

hill, called Ruby a "paranoid delusional psychotic" who believes, that the Dallas County jail is being patrolled by members of the John Birch Society and the Ku Klux Klan. The head of the conspiracy against Jews is President Johnson, Dr. West said Ruby told him.

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

PAGE # 23

THE TIMES PICAYUNE
NEW ORLEANS, LA.

Date: 3/25/65

Edition:

Author:

Editor:

Title: JACK LEON RUBY;
LEE HARVEY OSWALD, aka,
VICTIM..DECEASED

Character: CR

or

Classification: 44-24016

Submitting Office: N.O.

Being Investigated

NOT RECORDED

16 APR 1 1965

File in
to file