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BAR GROUP TO ASK A NEW RUBY TRIAL

New York Court Association
Will File Brief in Texas

The New York Criminal and Civil Courts Bar Association has decide to submit a friend-of-court brief to the Texas Supreme Court calling for a new trial for Jack Ruby, slayer of Lee Harvey Oswald, the assassin of President Kennedy.

The association's action was announced yesterday by Robert Daru, counsel for its Committee on Justice, who asserted that Ruby's trial in Dallas had been "un-American."

Mr. Daru charged that Ruby, a former Dallas night-club owner, had been denied "due process of law" at his trial for the slaying of Oswald.

Mr. Daru said that the summations at Ruby's trial continued through the night and ended in the early mornings. Such a procedure, he declared, violated Ruby's rights because it tired both counsel and jury to the point where "there is a serious question of due process."

"Spectacle of Tired Lawyers"

"The spectacle of tired lawyers, worn out, arguing for the life of a client in the wee small hours of the morning just doesn't fit into the American scene in the administration of justice," Mr. Daru asserted.

A former counsel to the Senate Rackets Committee, Mr. Daru said the brief for a retrial was being submitted regardless of Ruby's guilt or innocence or mental stability with regard to the shooting of Oswald.

On May 8, Mr. Daru announced here that he had filed formal charges with the Alabama State Bar Association and the American Bar Association calling for the disbarment of Matt H. Murphy Jr., a Birmingham lawyer for the Ku Klux Klan.

Mr. Murphy had defended Collie LeRoy Wilkins Jr. in his trial for the murder of Mrs. Viola Gregg Liuzzo in Hayneville, Ala. Mr. Daru charged that Mr. Murphy's conduct in the court had violated the ethics of the legal profession. He said yesterday that he intended to appear before the Alabama State Bar Association in a few days to press his complaint against Mr. Murphy.

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