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 DeLoach _____
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UPI-206

(RUBY)

AUSTIN, TEX.--A 60-PAGE TEXT OF THE HABEAS CORPUS HEARING INTO THE ELIGIBILITY OF DIST. JUDGE JOE B. BROWN TO TRY THE JACK RUBY MURDER CASE ARRIVED AT THE STATE COURT OF CRIMINAL APPEALS MONDAY.

THE DEFENSE HAD ASKED THAT BROWN BE DECLARED INELIGIBLE FROM ANY FURTHER ACTION IN THE CASE BECAUSE BROWN HAD CONTRACTED TO WRITE A BOOK ABOUT THE RUBY TRIAL.

BROWN HAD STEPPED DOWN AS JUDGE OF THE RUBY CASE, BUT THE DEFENSE WANTED HIM OFFICIALLY DECLARED INELIGIBLE ANYWAY. JUDGE LOUIS HOLLAND, SITTING IN FOR BROWN, REFUSED TO GRANT THE DEFENSE REQUEST, AND THE DEFENSE SAID THEY WOULD APPEAL.

A HEARING DATE ON THE APPEAL CANNOT BE SET UNTIL A STATEMENT OF FACTS ARRIVES, IN ADDITION TO THE TRANSCRIPT.

3/21--RM22SPES

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NOT RECORDED
 191 MAR 24 1966