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ADD RUBY, AUSTIN (UPI-66)

THE APPELLATE COURT ORDERED DIST. JUDGE LOUIS HOLLAND I DALLAS, WHO HAS TAKEN OVER FOR JUDGE BROWN IN THE RUBY CASE, TO PROCEED IMMEDIATELY WITH A TRIAL TO DETERMINE WHETHER RUBY HAS LOST HIS SANITY SINCE HE WAS CONVICTED MARCH 14, 1964, OF MURDERING PRESIDENTIAL ASSASSIN LEE HARVEY OSWALD.

IF THE SANITY TRIAL DETERMINES THAT RUBY IS SANE, THEN THE TEXAS COURT OF CRIMINAL APPEALS WILL GO AHEAD WITH CONSIDERING RUBY'S APPEAL ON THE CASE'S MERITS. THAT IS, THE DEFENSE CONTENDS BROWN COMMITTED 1200 LEGAL ERRORS IN TRYING RUBY.

THE HIGHEST CRIMINAL COURT IN THE STATE TOOK ONLY A WEEK AFTER HEARING ARGUMENTS TO RULE ON THE MOTION THAT BROWN DISQUALIFIED HIMSELF.

THE APPELLATE COURT, IN DENYING THE MOTION, TECHNICALLY A MOTION FOR A WRIT OF HABEAS CORPUS, SAID IT WOULD NOT ENTERTAIN AN MOTION FOR REPEARING.

RUBY'S LAWYERS CONTENDED THAT BROWN'S PROPOSED BOOK, TO WHICH HE GAVE A TITLE OF "DALLAS, RUBY AND THE LAW," GAVE THE DALLAS JUDGE A PERSONAL INTEREST IN THE CASE, THUS DISQUALIFYING HIM EVEN DURING THE ORIGINAL TRIAL.

BUT ASSIST. DIST. ATTY. JAMES WILLIAMSON OF DALLAS ARGUED THAT BROWN'S ACTIONS RELATING TO THE BOOK ALL CAME AFTER THE CASE WAS OVER AND HAD BEEN APPEALED.

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