

Tolson	_____
DeLoach	_____
Mohr	_____
Walt	_____
Casper	_____
Callahan	_____
Conrad	_____
Felt	_____
Gale	_____
Rosen	_____
Sullivan	_____
Tavel	_____
Trotter	_____
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Holmes	_____
Gandy	_____

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UPI-71

(RUBY)

AUSTIN--THE TEXAS COURT OF CRIMINAL REPEALS TODAY REVERSED THE CONVICTION OF JACK RUBY ON CHARGES OF MURDERING PRESIDENTIAL ASSASSIN LEE HARVEY OSWALD.

THE COURT ORDERED A NEW TRIAL. THE UNANIMOUS OPINION BY THE THREE-JUDGE COURT SAID THAT DALLAS DIST. JUDGE JOE B. BROWN SHOULD HAVE GRANTED RUBY'S MOTION FOR A CHANGE OF VENUE.

IN GRANTING RUBY A NEW TRIAL IN THE NOV. 24, 1963 KILLING, THE COURT ORDERED THAT THE SECOND TRIAL "BE CHANGED TO SOME COUNTY OTHER THAN DALLAS."

"DURING THE TRIAL OVER THE STRENUOUS OBJECTION OF APPELLANT THAT ANYTHING APPELLANT MAY HAVE SAID DURING POLICE CUSTODY CONSTITUTED AN ORAL CONFESSION IN VIOLATION OF THE STATUTES OF THIS STATE AND WAS NOT ADMISSIBLE...SGT. (PATRICK) OF THE DALLAS POLICE TESTIFIED AS TO A CONVERSATION WHICH HE HAD WITH APPELLANT...UNDRESSED AND INTERROGATED BY OTHER OFFICERS BEFORE PATRICK DEAN AND SECRET SERVICE AGENT (FORREST) SCRELS ARRIVED IN HIS CELL," THE COURT'S OPINION SAID.

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