

(Mount Clippings Here, Please)

OSWALD CASE NO GOOD, VIEW

Most of Evidence Came from Widow—Tonahill

By ROBERT M. SHAW
LAS VEGAS, Nev. (AP)—Lee Harvey Oswald, named by the Warren Commission as the assassin of President John F. Kennedy, would never have been convicted in a trial in Texas, a leading attorney reports.

Joe H. Tonahill, of Dallas, who represented Oswald's killer, Jack Ruby, said 99 per cent of the evidence the state had against Oswald came from his widow, Marina. And Texas law prohibits a wife from testifying against her husband unless she files a complaint against him.

"None of the evidence obtained from her or through her could have been used against him," Tonahill told a news conference after his talk before a criminal law seminar held by the American Trial Lawyers Association.

"She is the only person who ever identified the rifle as his," Tonahill said. She also was the only person to link the purchase of the rifle under an assumed name to her husband, he added.

Since her testimony and evidence gained from her would not have been allowed in a trial, Tonahill said, District Attorney Henry Wade would not have had a case against Oswald.

Tonahill said he has no doubt, however, that Oswald killed the President, and he has no doubt that he acted alone.

The lawyer said Wade "told me a long time ago there was some doubt as to his case against Oswald."

But Tonahill said Wade assured him he could have convicted Oswald of killing policeman James D. Tippit.

Wade has said publicly that he could have gotten a conviction for Oswald in Kennedy's death, Tonahill said.

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

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Being Investigated

ENCLOSURE