MELVIN BE

a candia some resation with the embattled, outspoken attorney who defended jack ruby

iim to "The mad grand of the San Francisco "The made of the San Francisco bar" ... "a countriester" ... "a publicity mad pettifoggers and you the S. Hurok of the legal motor and about San Francisco attorney Metrin about San Francisco attorney Metrin about San francisco attorney Metrin about San establishment of the sunquestionably amane the greatest living trial lawyers, however, is conceded even by Belli's legion of enemies, including no few as formidable in stature as the American Bar Association, the American Medical can Bar Association, the American Medical Association, most major insurantel firms, J. Edgar Hoover, Robert Kennedy Richard Nixon alia, perhaps most Web cently, the city of Dallas, Texas, ever since Jack Ruby-with Belli as his counselwas sentenced death there for the murder of Lee Morvey Oswald.

An eminent attorney long before the Ruby trial, "Bellithus had more effect on the law in the testen years than any 50 lawyers in the last century," in the possibly overentitutiontic opinion of a colleague. Indeed, many of his cases have established, arycardied forward, major precedents in America's civil and criminal law. Defending those accused of rape, robbery, assaulte arson, murder, fraud, pimping, income tax evasion, forgery and even overtime parking, he has won literally hundreds of criminal cases. But he is best known as "The King of Torts" a title he cordially dislikes-for his victories in more than 100 personal-injury and medical-mathraetice suits, in which he has earned for clients awards rang-

uby, and 11

"Look at he creeps who favor capital bunishment; you get the feeling they want we cothe ones to pull the switch. Dick Mixon is all out for it; I can't think of asbetter argument for its abolition."

ing from \$100,000 to a record-setting \$675,000. He has also pioneered the use of "demonstrative evidence" before juries-graphic, and sometimes grisly, courtroom displays of artificial limbs, autopsy photographs, skeletons, mannequins, X rays, witnesses on stretchersinspiring William Prosser, former dean of the University of California Law School, to call him "a Hollywood producer," and his trials "epics of the supercolossal." So potent is the Belli image, however, that defendant insurance companies have sometimes made substantial stelements when mere mention : weil naide that Belli might be hired. siled I international law practice; upland proving our schedule of writing, Jestuday and meshing, takes Belli arelid. othe world, radically followed by himselfe of controversbillut no case hassingued him as many the delines as the contact lost 15 months against Dellas, wherethe xaused a courtroom is ansation by leaping up after the announcement to bethe verdict, tears in his eyes, to dentures the death sentence for Jack Ruby as Ithe shotgun justice of a kangaroo courts:

It was to explore then issues and the

aftermath of takis historic trial, as well as the other mapopular soutenthe has espoused deminarkis 32-year carger, that we went, to far Francisco early this spring for an explusive interview with the embattled 5 hyear-old attorney. He greeted usions the three-story Belli Buildings undishyhe had bought from ten Chineses erion, Johnson



"I'm for hire. I'll defend anyone who comes to me-even the president of the Bar Association suing a guy for accusing him of being in favor of civil rights, due process of law and against wire tapping."

owners and spend 10,000 restoring to such turn-of-the entiry elegance that it has been formally designated State Landmark Number 408 by the California Historical Association. The local San Francisco Court Land include a nia Historical Association. The local San Francisco Gray billet tours include a glimpse from the stiffet through the picture, window of his ornate office, where Belle hingself manage seen at his vintage destinations with clients and collegeus, amid a speciacular Victorian melange of heavy grastal chandeliers, velvet chairs, leather fouches, antimacassars, quill pens, oil paintings, awards for Belli's forensic triumphs, thousands of legal and medical books, an array of apothecary jars, several human skeletons and a 25-foot-long bar. With a small communications are twork of telephones and speaker systems, Belli maintains touch with 18 Jawyers on the premises, their secretaries, private investigators and their secretaries, premies, their secretaries, premies investigators and sundry other specialists attending the cases of clients by the dozens who have been lured by Billis magic name and lofty courtroom batting average.

In a casual display of expansive graciousness millioned Belli flipped to us

In a casual display of expansive graciousness, millionaire Belli slipped to us the keys to his Rolls-Royce Silver Cloud for our use during the visit; and he wined and dined us regully in his \$280,000 Twin Peaks home. During our weeklong series of Conversations, we accompanied him in Speaking engagements and joined him of his tailor's for the fitting of three new suits. And on our first morning in Joun, we even helped

the pub



"I've endured my share of slings!" Belli's a nut, a charlatan, an egomaniac.' Sure, I'm flamboyant; I wan afford to be-I'm a damn good lawyer. You've got to ring the bell to get the people into the temple.'

him transplant gereniums in his office window box as his fire-engine-red slacks and shirt bowed the a sing tourists in the street stride. In his bizarre setting, we began by posing a hypothetical question.

PLAYBOY: You said once that "any lawyer worthy of the name has a commitment to defend the parianed, unpopular defendant." You proved voir point when you defended Jack Riby. Would you have been as willing to defend Lee Oswald if he had It was but have

waid it he had lived and have fated to for I loved Jack Kennedy very lines. Billy is a lawyer, I must acknowledge that him man charged with any thank, however beinous, is entitled to different representation. So if Oswald had lived, and had had lived and had a lived. tion. So if Oswald 1732 lived, "and 182 hadn't been able to be able to be a sked to tent counsel, and I had been asked to take his case—yes." Would have reples sented him. If I had refused, I feel I would have had to turn in my shingle. I like to think that the American Bar hasn't sunk so low there are not other defense attorned in this country who would have done he same thing. PLAYBOY: Do you think Oswald's rights as an accused were the same thing.

by the Dallas authories?

BELLI: Oswald's treatment by the law was the biggest scandal in the history of American justice. The world saw the horrendous spectacle of Oswald, without break coursel. counsel, interrogated for hours and thrust into that Exist, inght mob-scene "press conference" and shouted questions in police headquarters corridors. He had no counsel to object as dozens of self-seeking, self-serving "authorities" volunteered to the press their prejudicial, incriminating and otherwise unwarranted statements. ranted statements regarding Oswald's guilt. He went a full day without counsel. In my belief, the public's mounting outcry shamed the sinto sending the president of the Bar Association.

H. Louis Nichols, to thim in his cell.

As far as I know chols has ever been inside a trial controom er official inductions to there, ever and official inductions to fice, eu ind ceremonial purpose this le agon then did what strike and unforgivable by the press that destroyed Oswald's obviour the was mentally Nichols told the press that perfectly all right to me," when the was are stablishment tondition put the press that the was are stablishment tondition put the press that the was are stablishment tondition put the press that the was are stablishment tondition put the press that the press t condition put on against any insanity defen two ald. Where was an Oswald defene course to scream in protest what llas pre- utor told millions watch at televist h. "Oswald is the guilty man. There is no doubt about it, and we're going to fry him!" What kind of defense counsel would have consented to the Dallas police department's utterly unbelievably stupid act of marching Os-

wald right out into the open-for television? An expert defense counsel for Oswald should have been of urgent priority for the American Bar Associationwhile he was alive. But not until Oswald was safely dead did he get a counsel. When his lawyer couldn't be embarrassed by being seen sitting next to an assassin, an unpopular defendant, then national A.B.A. president Walter E. Craig was appointed to represent Oswald at the Warren Commission hearing.

PLAYBOY: Despite the Warren Report, the belief persists in some circles, especially abroad, that Oswald and Ruby were parties to a right-wing plot against the President's life-a plot in which the FBI, the Secret Service and even the Warren Commission conspired to conceal "the truth." Do you feel that these suspicions have any substance?

They're hallucinatory and uttern lyspreposterous. Do you want to know who I believe is solely responsible for starting these cumors? The Dallas police departmentaged the Dallas district attentions office: Marie ominous insinuations than Oswand Ruby knew each other Marted during she trial. In the judge suchambers I tried no persuade (line i DuA. to announce straight that there was no truth to though running actich could have been quashed or himsbere-but it appeared to me than the D.A. encouraged them, so as to make Jack Ruby seem some kind of conspiratorial monster. So the rumor that he had killed Oswald to "silence" him government, and it steadily mustroomed, desmirching the image not willy of our lave endorcement agencies; but of our nation. so has been made to appear that our FBI elever could nor would not report the full stary of the plot There was even an outrageous ranged that our own President Lyndson Johnson conspired in the assassination, to succeed to the Presidency. Now, I how as much about the assassination a any man alive, and I can tell you flation that it was the barren, solitary act of Lee Oswald. He was a crazy man. And he and Ruby were strangers. Those are facts. The most incredible thing to me is why the FBI didn't pass along to the Secret Service the lengthy file it had on Oswald. But as much as I detest the type of man that J. Edgar Hoover is, I can't make myself believe that the FBI or the CIA or anyone else suppressed knowledge of any plot. On the Warren Commission, we had seven wise and honorable men, some of the best. If they couldn't come up with the truth, then God pity us all!

PLAYBOY: What significance do you attach to Warren's statement, during the Commission's deliberations, that the full story of the assassination "won't come out in our lifetimes"?

BELLI: None. That was a horse's-ass thing for Justice Warren to say. I don't

know what he meant, but I don't think he meant anything ominous by it. If you're looking for untold facts, though, I can tell you something and Weople never knew. The night before Oswald was shot, I learned, a Dallas policeman and his girlfriend talked with Jack Ruby, trying to get him to approve of the idea of having worked lynched Their reason was that they knew what a weak-minded guy Jack Ruby was. At the trial, I never mentioned the cop and his

girl, because river could locate them again; they use disappeared.
PLAYBOY: Why did you take on the Ruby case? Solide say it was for the publicity.
BELL! The publicity of the publicity who comes to me—even the president of the Bar Association suing a guy for detamation, for accusing him of for defamation, for accusing him of being a liberal, in favor of civil rights, due process of law, and against wire tapping. My service to the community as a trial lawyer is that I am for hire by either side. As far as qublicity is concerned, I'd had my filled that long before that travesty of contained ever came along. My motive in taking the case was that I hoped I might: breakle to do something for that sick materalack Ruby, for psychiatry, for law, and for tolerance. But I didn't volunteer for the job. Jack's brother Earl asked men if I would take the case, and he offered the a defense fee of \$100,000.

PLAYBOY: Did that sum play any part in your decision?

BELLI: I agreed to take the case for the reasons I've just stateu. Des since you've brought up the money, it might interest you to know that I never got anything like \$100,000 for the case What I got was debts bills, expenses for our defense team, for the medical experts who flew to Dallas to testify for Ruby, and other costs.

id get about \$12,00 mon the Rubys, paid for every cent of the out of my cocket—about 11. It might all rest you to kine 11. Was ofte 100,000 from anot cree not to Jack Ruby. I'm no log what our ing what sour

PLAYBOY, Lette has keep fome speculaplayBoy are has toom a well-known right Dal millionaire.

BELLI: If that the eard, that's what you hea

PLAYBOY: That's want to say

about it?

BELU: No more—nou.

PLAYBOY: All right, you accepted the case, what mail you decide on a plea of temporary in any?

BELLI: The incontrovertible evidence of psychiatric examinations, Jack Ruby was and is a very sick man who belongs in a mental hospital. We owed to our national image a dramatic examplex of how the American legal system pursues

Mr.

and protects a defendant's rights. We owed to our own law an exposure of the incongruities in our law's understanding of mental illness. Indeed, for the world to see and appreciate the modern medical specialty of psychotherapy at work was one of the great promises of that trial. And those brilliant clinical experts-psychologists and neurologists -who examined Jack Ruby put together an unmistakably clear picture of a mentally unstable man whom the assassination had stunned and shocked and impelled into frantic, attentionseeking compulsions beyond his power to control. Nothing I've ever sensed in advance about the line of defense for a client has ever been more graphically justified by the evidence-or more ignored by a jury.

I never dreamed what a kangaroo court of mockery and errors and prejudice in law and decency we were going to face in that city. There isn't one fairminded lawyer who won't appreciate what I'm saying when the transcript can be read. I've disagreed with jury verdicts before; every lawyer has. But I've never felt that the jurors weren't honestly trying to do their very best—except on that black day there in Dallas.

PLAYBOY: Bitter criticism and even American Bar Association censure have been leveled at you for shouting after the verdict, "May I thank the jury for a victory of bigotry and injustice!" How do you feel about it now?

BELLI: As outraged as I did then. It was a spontaneous outburst of horror at the callous death sentence from a jury that had taken actually less than one hour to consider all of the complex scientific testimony about that pitiful, afflicted little man. I shouted long, vituperatively, and in tears, that a kangaroo court and a bigoted jury had railroaded Jack Ruby to purge their collective conscience in a rape of American justice that made Dallas a city of shame forevermore. Too often have our courts of law shown us that vindictive streak, that drive to heap society's sins upon an individual, that hypocritical refusal to face facts inherent in which are unpleasant truths about ourselves. The watching, listening world needed to hear a voice from among those Americans who recognized what had happened, and who were sickened by Dallas' cruelty, the smugness, the community defensiveness and the blind determination to crucify one man for everyone's sins.

PLAYBOY: Do you think that's any more true of Dallas than it would have been of any other city where the President might have been murdered?

BELLI: It's uniquely true of Dallas. Dallas is unlike any other city in America; even the rest of Texas, thank God, is different from Dallas. Federal Judge Sarah Hughes called Dallas "the only American city in which the President could

have been shot." Every major publication had veteran writers there who appraised and reported Dallas in such terms as "murder capital of the world," "a sick city," "a festering sore," "a city of shame and hate." Here is a city where a minister told his flock, "If any of you vote for this Catholic Kennedy, don't you ever come to my church again." Here is a city where I took my wife and son to a beautiful Baptist church and on the Sunday program an usher gave me, the Lord's message was squeezed down in a corner under the church's impressive balance sheet full of dollar signs. Here is a city where I entered a barbershop, unrecognized, and someone discussing the trial said, "I hear they got those Jew psychiatrists out from Maryland," and someone replied, "Yeah, with their slick Jew lawyers." I swept the towel from around my neck, stood straight up, gave the Nazi salute, yelled "Achtung! Heil Hitler!" and goosestepped outside. Here is a city whose prosecutor said of a St. Patrick's Day parade, "Maybe we're pressing our luck too far to allow another parade so soon for another Irishman!" And the same prosecutor said, "Well, if they want to look inside of Jack Ruby's brain, we'll give it to them after we fry him!"

Dallas is where Adlai Stevenson was spat upon and hit upon the head with a picket sign, and where the American flag was hung upside down by General Edwin Walker, an ardent advocate of the philosophy of the John Birch Society. In Dallas in 1960 even Lyndon Johnson and his lady had been insulted. Dallas is a city where the "Minutewomen" get on telephones and call all over with such messages as "Mental health is Communistic" and "Fluoridation of water is Communistic."

PLAYBOY: Aren't you describing the activities of a lunatic fringe?

BELLI: Look, I'm not talking about all the citizens of Dallas. I'm talking about the oligarchy that rules and runs the city. I'd be the first to admit that some of America's truly fine people live there. In Dallas I met two of the greatest stand-up guys I ever knew: Stanley Marcus of Neiman-Marcus-it took visceral courage to speak out as he did; and Rabbi Silverman—he was one of the bravest men there. No, my contempt is reserved solely for the city's archreactionary oligarchy. You know what made them madder at me than anything else? It was when I said what symbolized Dallas for me: a gold-plated bidet I'd seen with a philodendron growing out of it. They were enraged at the implication that they hadn't known what to do with it. Well, I take that back. They do know what they can do with it.

I'll never forget how Sheriff Bill Decker said he was going to see to the "safety" of Joe Tonahill, my trial assistant,

and me: He was going to have a police car deliver us to court "because there's so much high feeling around here." I told him, "Look, I appreciate your concern, but we're going to walk down goddamn Main Street to the courthouse. Whenever it gets to the point here in America, in my own country, that I can't walk down any main street as a trial lawyer, then I'll have to take down my shingle." And I would. I'd go to Congress and walk outside wearing a sandwich board. I'd howl to the heavens. I might have to do some flamboyant things to get my story heard, but you know I know just how to do it. In any case, we did walk down that Main Street in Dallas to the trial, but I'm going to tell you the truth, I was scared shitless. I used to say, despite all my enemies, that no one would ever actually want to shoot me. But now, after walking down that street and seeing the hate in the eyes of everyone who watched, I never would say that again.

PLAYBOY: Was your outburst in court the reason for your being dismissed as Ruby's lawyer after the trial?

BELLI: I was not fired. I bowed out of my own accord. I lost my objectivity that day in Dallas. Once I lose my objectivity, I've lost my value in our adversary system of justice. So I got out of the case. It's as simple as that.

PLAYBOY: What do you think will result from the appeal of Ruby's conviction which is now pending?

BELLI: I think that everyone in law knows what will almost automatically happen when an appellate court reviews that trial transcript away from that emotionally charged Dallas courtroom. I pray to God that the terrible miscarriages of American justice that trial transcript contains will cause the case to be reversed. And I pray, for the sake of that sick, pathetic little man, Jack Ruby-whose already paranoidschizophrenic condition has deteriorated shockingly during his long imprisonment without psychiatric care, and who has tried several times to commit suicide in his cell, once by butting his head against the wall-that his cruel death sentence will be commuted to life imprisonment in a mental hospital, where he has belonged since the day they put him in Dallas' city jail a year and a half

PLAYBOY: Do you favor capital punishment in murder cases where the assailant is adjudged mentally sound?

BELLI: I don't favor institutional vengeance under any circumstances. Who in God's name has the right to pass judgment on the life of another human being? Who's to usurp this divine prerogative? Only a primitive mind sanctions this kind of barbarity. Just look at the creeps who are in favor of it; you get the feeling they want to be the ones to pull the switch. Dick Nixon is all out for have to like it to be forced to appreciate the fact of its widespread use, which makes its counteruse unavoidable. If I'm a layman, I can turn away from an ugly wound, but not if I'm a surgeon—and as a lawyer, I am a surgeon of sorts; I have to use every means at my command to represent my client, just as a surgeon has to use every instrument or drug at his command to save his patient. It's simply that bugging is now so commonplace that no conscientious and realistic lawyer, however much he deplores it, has any choice but to use it.

PLAYBOY: Among the staunchest supporters of legalized electronic surveillance is the FBI. What do you think of its vaunted reputation for scientific crime detection?

BELL!: Their technical expertise is more impressive than their reputation. Sure, it's a patriotic institution, as sacrosanct as motherhood-but both can get a bit sickening when overportrayed, which they are. While it spends its time and the taxpayers' money chasing two-bit car thieves and looking for Communist spies in Greyhound bus stations, organized crime continues to get fat off of prostitution, dope, gambling, "juice" and mur-der for hire; it's the nation's biggest business. With its resources and its power, there's no reason in God's world why the FBI couldn't have broken up the syndicate long ago if Hoover really wanted to. The reason he hasn't is simply that syndicate bigwigs are so good at covering up their tracks that it's hellishly difficult to get a conviction, and he wants to keep his precious FBI's gleaming escutcheon unbesmirched by failure. PLAYBOY: We take it you're not one of his greatest admirers.

BELL: You might say that. If you want a good scare, get a copy of Fred Cook's book, The FBI Nobody Knows, and read it some dark night. It tells the cold, hard facts about Hoover. As the FBI's revered director, he's done a great job—of making his position more secure than that of most crowned heads in this troubled world. Hoover's dictatorial ideas and ideology have no place in a position of such power in a democracy.

PLAYBOY: What is his ideology?

BELLI: The ideology of fascism, of rightism. Look at how many ex-FBI men are members of the John Birch Society; I wonder where they picked it up. Hoover is an archreactionary autocrat who deprecates the concept that "we the people" are fit to govern ourselves. He's a dangerous, dangerous man whom we should have gotten rid of a long time ago. Given full rein, he'd legalize not only wire tapping but search-withoutwarrant and no-knock-and-enter; the name of law and order, he would completely abandon due process and the constitutional protections guaranteed to every citizen.

PLAYBOY: Aren't you going a bit far?

BELLI: I probably am—because I'm telling the truth. When this appears in print, I fully expect a knock at the door from Mr. Hoover's gray-flannel minions. They've already tried to tap my phones and monkey with my mail. But I've had uninvited nocturnal visitors before. I'm ready for them. The question is: Are they ready for me?

PLAYBOY: Speaking of violating individual rights, do you feel, as some have charged, that Robert Kennedy, as Attorney General, unduly and extralegally harassed Teamster boss Jimmy Hoffa? BELLI: God pity Hoffa. Any individual is in trouble today if he gets the eagle after him. One vicious man, Bobby Kennedy, subverting the powers of government, made it a mission to "get" Hoffa. Now, Hoffa's done a lot I don't like-but I think some of his convictions will be reversed. If Hoffa has done wrong-and maybe he has-the law will take care of him. He should be prosecuted, not persecuted.

PLAYBOY: Fact magazine recently attributed to you the following remarks about Robert Kennedy: "He's the most vicious, evil son of a bitch in American politics today. . . . Sure, he wants to be President, but what he really wants is to become head of the universe. . . . The Pope isn't safe with that little bastard around. . . . He's arrogant, rude, and even ignorant of the law. . . . He's the monied Little Lord Fauntleroy of government. . . Every newspaperman knows what he is, and even Johnson can't stand him, but everybody is too scared of the son of a bitch." Are these accurate quotes?

BELLI: That's what I said. But I certainly didn't expect to see it on the cover of a magazine; indeed, I didn't expect to be directly quoted. But I've since had hundreds of both lawyers and laymen write and telephone me to say, "I wish to hell I'd had the guts to say the same thing." Kennedy as Attorney General had absolutely no experience for the job as top lawyer of the United States. Who is this man, who has never been in a courtroom, to tell me how to act, or to tell my colleague trial lawyers how to act? Which he did. But quite apart from that, and his vendetta against Hoffa, I know of nothing Bobby Ken-ii nedy as Attorney General did that he could point to with pride.

PLAYBOY: How about his department's dedication to the enforcement of civil rights legislation?

BELLI: His office did a tremendous and good job on civil rights; but in Jack Kennedy's Administration, could any Attorney General's office have done less? PLAYBOY: What do you feel can be done to rectify the mockery of justice in Southern courts, which perennially exonerate whites charged with murdering Negroes? BELLI: These segregationist barbarians

-the ones who pull the trigger and the ones who let them off-affront not only the law of man but the law of God; the disgrace themselves and our country be world. But this conspiracy of a bigotry won't last; its days are nuntuered. In practical terms, however, we can't change the state laws or the inbred prejudices that keep them in force. I'm afraid we must resign ourselves to the fact that these atrocities, and these travesties of justice, will continue until the white South learns to understand and respect the spirit as well as the letter of due process and equality before the law. It just takes time. Pretty soon all the subterfuges, tricks and deceits designed to circumvent the civil rights laws will have been tried by the die-hards and eliminated by the Supreme Court. Then, and only then, will Negroes in the South begin to enjoy the fruits of true freedom.

PLAYBOY: Do you share the conservative view that the present Supreme Court, because of its trail-blazing decisions in civil rights, censorship, school prayer and the like, is "too liberal"? And do you agree with those who feel that it has begun to unrightfully usurp legislative authority?

BELLI: What do you mean by "liberal' and "conservative"? If you mean that "liberals" are more concerned with human rights, and "conservatives" with property rights, I think that's as good a definition as any. According to that definition, the present Supreme Court is the most liberal we've ever had. But too liberal? No. As for assuming legislative authority, of course it has. But unrightfully? No. For good or for bad, our Supreme Court has without question become the second legislature in Washington. I say that not in criticism, only as something in the nature of things. I happen to think we have a great Supreme Court, the greatest decision-making Court we've ever had, the most humanitarian in our history. Earl Warren is a great administrator; he has integrity, ability. The individual justices are sincere and hard working; they try hard to be objective, to put country above personality; they're the best we've ever had. The Court has done the American people great justice in rendering the law consonant with the changing needs and increasing complexities of the contemporary world.