

# Ruby Wants New Lie Test On Motives

By WAYNE KING  
Staff Writer

Cancer-stricken Jack Ruby desires a second lie detector test to prove "one and for all" that he acted alone in shooting accused presidential assassin Lee Harvey Oswald, a member of his defense team said Monday.

Attorney Elmer Gertz of Chicago, in revealing that Ruby has requested the test, said the circumstances of the Oswald shooting "are on his (Ruby's) mind continually. He wants desperately to be believed that he didn't know Oswald or Tippit (Patrolman J. D. Tippit) and that he was not a part of any conspiracy."

The attorney's statement was similar to one the Associated

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"HE'S SO eager to be believed," Gertz continued. "Many people think that a person eager to take a lie detector test at least subjectively believes he's telling the truth.

"Jack says he doesn't remember anything about the moment he shot Oswald," Gertz said. "He does not deny he killed Oswald, but he says he has no memory of it. He says he remembers going into the basement and the next thing he remembers is being grabbed by the police."

Sources in the Dallas County Sheriff's Office said it is unlikely that another test will be given, since Ruby is suffering from advanced cancer and medication used to treat the disease might affect results of the test.

Ruby's condition was reported "uncharged" Monday as he began his 11th day in the hospital for treatment of the malignancy.

**HOWEVER**, sources indicated he had been troubled with some vomiting.

Doctors have revealed the cancer originated in the lungs or pancreas, then spread to a lymph node which was removed from his neck.

Ruby's condition has been listed as serious since his admission to the hospital. Doctors said he is comfortable except for slight discomfort caused by tubes inserted in his chest to remove fluid from the cancerous tissue.

The balding, 55-year-old former nightclub owner is being treated by chemotherapy, which involves intravenous injections of drugs aimed at controlling the disease.

Doctors have ruled out surgery and radiation as possible methods of treatment.

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Press attributed to Ruby's brother, Earl Ruby of Detroit.

**THE WIRE** service quoted Earl Ruby as saying:

"Jack has told me a dozen times or more that he prays to be given a final lie detector test so people will be convinced there was no plan on his part, or conspiracy of any kind, to kill Oswald. It is his last wish."

Jack Ruby was given one lie detector test shortly before the Warren Commission made its report. The test, administered by the Federal Bureau of Investigation, was reported to reveal that Ruby acted alone in the slaying.

Phil Burleson of Dallas, another member of Ruby's defense team, made this comment Monday when asked about the request for the new lie detector test:

"He's already had one I didn't know he'd made this other request, so I can't give any opinion on it."

**BURLESON** indicated that Earl Ruby and Gertz had visited Jack Ruby at Parkland Hospital in Dallas and that such a request may have been made at that time.

Gertz, in commenting on Ruby's request for the second test, said the first one took seven hours to administer and said that J. Edgar Hoover (the FBI director) wrote a letter to the Warren Commission stating it was unreliable because of Ruby's emotional and mental condition at the time."

Gertz also said he and Earl Ruby "think Jack should have it (the second test) because he wants it. Normally, people put a lot of credence in the words of a man who doesn't have long to live. I'm not a doctor, but I've seen and talked to Jack, and it looks like he's dying to me.