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## Ruby's Judge Was Not Disqualified

AUSTIN, Tex. (AP) — The Texas Court of Criminal Appeals unanimously ruled today Jack Ruby's trial judge did not disqualify himself to sit as judge in the case when he decided to write a book about the trial. The case now gets back to Dallas for a sanity hearing.

The case was on appeal to the final Texas high court from a denial of a writ of habeas corpus by Dist. Judge Louis Holland of Montague, Tex., who replaced Dist. Judge Joe B. Brown after Brown voluntarily stepped down June 21, 1965.

Ruby's lawyer, Phil Burleson of Dallas, argued that Brown had a financial interest in the case because he was writing a book entitled "Dallas, Ruby and the Law."

Brown performed several judicial acts in the case after he decided to write the book and while the case was on appeal, Burleson said. Burleson said this voided Ruby's death penalty conviction for the pistol slaying of Lee Harvey Oswald, identified by the Warren Commission as President Kennedy's assassin.