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## Court Asked to Halt Kuby Sar

court Thursday to stop a schedtake him out of state custody. uled hearing in state court on and to have a U.S. marshal the condemned slayer's sanity by's lawyers asked a federal DALLAS (UPI)-Jack Ru-

any further stae court proceed-Judge Joe B. Brown to prevent Henry Wade and State Disitrct injunction against District Atty. son's court, also asked for an trict Judge T. Whitfield David-The motion, filed in U.S. Dis-

The motion was filed by Sam Houston Clinton Jr. of yers in the action. Fertz of Chicago as other law-Dann of Detroit and Elmer Austin, a lawyer with the Civil Liberties Union, who listed Sol

vidson's ruling on the motion. mrshal's custody pending Davey Oswald be put in the U.S. presidential assassin Lee Har-They asked that the slayer of Ruby's constitutional rights. They charged violation of

RUBY IS due to appear be-

he can state for the record whether he wants J. H. Tonalawyer. hill of Jasper, Tex., as his fore Judge Brown Friday so

A sanity hearing before a jury is scheduled for March 29 before Brown. The judge had Ruby's lawyers in the sanity appointed Phil Burleson of Dallas and Tonahill to act as

> peals when the Ruby family the state Court of Criminal Apdrop Tonahill. asked the Appeals Court to Ruby's appeal was before

The Appeals Court refused

til Ruby's sanity was legally dedefense says Ruby has gone insane since his conviction last termined in Brown's court, he March 14.

to go ahead with the appeal un- Ruby was being unconstitu-Judge Davidson Thursday said The legal action filed before

counsel." tionally forced into a sanity "whom he does not want for hearing because of Tonahill,