

Rby

16 JUNE 1964
925 PCS

A175DN

RUBY (140)

DALLAS, TEX. JUNE 16 (AP)-JUDGE JOE B. BROWN TODAY GRANTED A REQUEST BY JACK RUBY'S DEFENSE LAWYERS TO INDEFINITELY POSTPONE A MOTION FOR A SANITY HEARING FOR RUBY.

JUDGE BROWN SAID RUBY'S CHIEF DEFENSE COUNSEL, CLAYTON FOWLER, ASKED FOR CONTINUANCE OF THE SANITY HEARING MOTION IN ORDER TO PURSUE THE APPEAL OF RUBY'S DEATH SENTENCE FOR SLAYING LEE HARVEY OSWALD, ACCUSED PRESIDENTIAL ASSASSIN.

"THEY THOUGHT THIS WAS NOT THE PROPER TIME FOR THE HEARING," THE JUDGE SAID. HE SAID SINCE THE REQUEST FOR THE HEARING WAS NOT WITHDRAWN, THE DEFENSE ATTORNEYS COULD ASK FOR A HEARING AT ANYTIME IN THE FUTURE.

FOWLER INDICATED WHEN HE TOOK RUBY'S CASE TWO WEEKS AGO THAT HE WOULD FOLLOW A DIFFERENT TACK THAN PREVIOUS LAWYERS, WHO HAD TRIED TO GET A RULING ON RUBY'S SANITY SINCE HIS MONTH-LONG TRIAL IN MARCH.

JUDGE BROWN'S RULING CANCELLED A MEETING SET FOR FRIDAY AT WHICH TIME THE DEFENSE WAS TO SHOW WHY THEY BELIEVED RUBY SHOULD HAVE A SANITY HEARING.

JA925PCS