

PMS BUDGET.

RUBY (380)

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DALLAS MARCH 20(AP)-FURTHER LEGAL MANEUVERING WAS ASSURED TODAY IN THE BIZARRE CASE OF JACK RUBY, PRESUMABLY STILL IN STATE COURTS AND POSSIBLY BEFORE THE SAME JUDGE WHO SENTENCED HIM TO DIE.

U.S. DIST. JUDGE T. WHITFIELD REFUSED YESTERDAY TO TAKE JURISDICTION. THEN THE CONDEMNED SLAYER OF PRESIDENT KENNEDY'S ASSASSIN ROSE, WITH THE COURT'S PERMISSION, TO DELIVER THIS BITTER COMMENT ON THE COURTROOM SESSION:

"NOTHING SATISFIED ME. SO WHAT GOOD DID IT DO? YOU CAN'T WIN."

RUBY MADE THE REMARK DURING A 30-MINUTE LECTURE ON LAWYERS, CONSPIRACIES AND SANITY--ONE OF HIS FEW PUBLIC UTTERANCES SINCE NOV. 24, 1963, WHEN HE SHOT LEE HARVEY OSWALD.

LAWYERS FOR RUBY'S FAMILY HAD ASKED THE FEDERAL COURT TO TAKE JURISDICTION, REMOVE JOE TONAHILL AS A DEFENSE LAWYER AND DISQUALIFY DIST. JUDGE JOE B. BROWN. WHO HEARD THE STATE COURT MURDER TRIAL, FOR A SANITY TRIAL.

JUDGE DAVIDSON SIMPLY TURNED THE CASE BACK TO THE ADMINISTRATOR OF TEXAS' 1ST JUDICIAL DISTRICT, JUDGE DALLAS BLANKENSHIP OF DALLAS, FOR ASSIGNMENT TO A STATE COURT.

BLANKENSHIP SAID LATER HE WOULD LET BROWN DECIDE WHO SHOULD PRESIDE FOR THE SANITY TRIAL.

BROWN SAID TODAY HE WOULD MAKE A DECISION BY MID-WEEK ON WHETHER TO PRESIDE OVER THE SANITY TRIAL.

"IF FOR HEALTH REASONS--HE'S HAD A HEART ATTACK--OR ANY OTHER REASON HE (BROWN) WANTS TO DISQUALIFY HIMSELF, I WILL APPOINT ANOTHER JUDGE," BLANKENSHIP SAID.

HE WILL DECIDE LATER, BLANKENSHIP ADDED, ON THE VARIOUS ISSUES IN THE CASE. THESE INCLUDE:

A31DN

1. WHETHER TONAHILL REMAINS AS A DEFENSE LAWYER. TONAHILL SAYS RUBY IS INSANE AND THE DEFENDANT'S REJECTION OF HIM HAS NO STANDING.

2. A DATE AND COURT FOR RUBY'S SANITY HEARING.

THE TEXAS COURT OF CRIMINAL APPEALS HAS REFUSED TO HEAR RUBY'S APPEAL UNTIL AFTER A SANITY RULING.

AT YESTERDAY'S HEARING TONAHILL CALLED RUBY A "VERY, VERY SICK MAN." RUBY LOOKED AT THE FLOOR.

TONAHILL, A MEMBER OF THE ORIGINAL DEFENSE TEAM, SAID HE SHOULD REMAIN BECAUSE HE HAS BEEN WITH THE CASE ALL THE TIME. HE SAID THE DISPUTE OVER LAWYERS BEGAN WHEN SOL A. DANN OF DETROIT WANTED "TO INCORPORATE JACK RUBY. WE WOULD NOT TOLERATE THIS."

RUBY ASKED PERMISSION TO SPEAK. JUDGE DAVIDSON ALLOWED THE FUDGY DEFENDANT TO TALK AT THE COUNSEL TABLE WITHOUT BEING PLACED UNDER OATH.

AT ONE POINT, RUBY SAID: "I THINK I'M DOING PRETTY WELL FOR AN INSANE MAN."

SIXTEEN MONTHS AFTER HE KILLED OSWALD, RUBY STILL COULD ONLY SAY: "DON'T ASK ME WHAT TOOK PLACE IN MY MIND. I DON'T KNOW."

"IF I'M A PERSON THAT SOUNDS INSANE AT THIS MOMENT, THEN THE WHOLE WORLD IS CRAZY," HE ADDED.

DP146ACS NM

EB12DN (ADD RUBY)

(TEX.OUT) (260)

DALLAS--FIRST ADD JACK RUBY (A30-31) X X X HE ADDED.

"DOES THIS BORE YOU, YOUR HONOR? MAY I CONTINUE?"

DAVIDSON SAID: "GO AHEAD."

RUBY WEAIVED BACK AND FORTH, GESTURED, SPOKE DIRECTLY AND QUIETLY TO THE JUDGE.

"I GUESS GOD WAS AGAINST ME--I GUESS IT WAS MY DESTINY," HE SAID, ASSERTING IT WAS ONLY BY CHANCE THAT HE WALKED INTO THE DALLAS CITY HALL BASEMENT AND GUNNED DOWN OSWALD BEFORE OFFICERS COULD STOP HIM.

"NEVER PRIOR TO SUNDAY MORNING (NOV. 24) HAD I MADE UP MY MIND WHAT I WAS TO DO.

"IN A SPLIT SECOND THAT PARTICULAR TRAGIC ACT HAPPENED."

AT ANOTHER POINT RUBY SAID:

"IT WAS THE GOODNESS IN ME AND THE LOVE OF OUR GREAT PRESIDENT (KENNEDY) THAT PUT ME IN A POSITION TO BE USED FOR THE PURPOSES..."

HERE HIS VOICE TRAILED OFF, AS IT DID ON SEVERAL OCCASIONS.

RUBY HAS CONTENDED SINCE THE SLAYING A CONSPIRACY EXISTS AGAINST THE JEWS. HE TOLD THE COURT THAT TONAHILL AND PHIL BURLESON, ANOTHER OF HIS ORIGINAL DEFENSE TEAM, AND DIST. ATTY. HENRY WADE WERE IN LEAGUE AGAINST HIM.

"HE (TONAHILL) DOESN'T CARE WHAT HAPPENS TO ME. NEITHER DOES PHIL BURLESON," RUBY SAID. "I WANTED FRED BRUNER (A DALLAS LAWYER) FROM THE START."

FOR THE FIRST TIME IN 13 MONTHS RUBY VIEWED THE DOWNTOWN DALLAS WHICH WAS HIS LIFE WHEN HE OPERATED A WALK-UP STRIP TEASE JOINT CATERING TO TOURISTS OUT ON THE TOWN.

THE LAST TIME HE LEFT THE COUNTY COURTHOUSE-JAIL-RECORDS COMPLEX WAS JAN. 27 OF

THE LAST TIME HE LEFT THE COUNTY COURTHOUSE-JAIL-RECORDS COMPLEX WAS JAN. 27 OF LAST YEAR, WHEN HE UNDERWENT NEUROLOGICAL EXAMINATIONS.

THE DRIVE YESTERDAY TOOK HIM 10 BLOCKS TO THE FEDERAL COURTHOUSE-POST OFFICE. DEPUTY SHERIFFS QUIETLY HUSTLED HIM THROUGH A BACK DOOR.

PERSONS WORKING OR ON BUSINESS IN THE AREA WERE UNAWARE THE NATION'S MOST NOTORIOUS KILLER WALKED NEARBY.

DP156ACS NM