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(WITH RUBY)

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DALLAS, MARCH 14 (AP)--THE BROTHER OF JACK RUBY VOWED TODAY TO APPEAL THE TEXAS JURY DECISION SENTENCING THE NIGHTCLUB OWNER TO DEATH IN THE ELECTRIC CHAIR FOR THE MURDER OF ACCUSED PRESIDENTIAL ASSASSIN LEE HARVEY OSWALD.

"NEVER IN MY WILDEST IMAGINING DID I THINK THEY WOULD DO THIS TO MY BROTHER," SAID DETROIT DRY CLEANER EARL RUBY AN HOUR AFTER THE SENTENCE WAS DELIVERED. "IT IS UNBELIEVABLE."

A SISTER, EILEEN, A CHICAGO HOUSEWIFE, SAID EARL HAD TOLD HER THAT EVEN IF THEIR BROTHER WAS GIVEN A SENTENCE, HE COULD BE RELEASED ON BOND AND GIVEN MEDICAL TREATMENT.

"EARL DIDN'T EVEN THINK ABOUT THE DEATH SENTENCE," SHE SAID. "NONE OF US DID."

"JACK'S A SICK MAN--A SICK MAN," SAID EARL. "HE NEEDS TREATMENT. HE SHOULDN'T BE IN THIS JAIL."

EARL SAID HIS BROTHER ASKED HIM ON TUESDAY WHEN THE TRIAL WAS GOING TO START.

"THE TRIAL HAD BEEN GOING ON FOR THREE WEEKS," SAID EARL. "HE'S A SICK MAN I TELL YOU."

PACING BACK AND FORTH IN THE WAITING ROOM OF THE DALLAS COUNTY JAIL, WAITING TO SEE HIS BROTHER, EARL RUBY SAID MONEY WOULD BE A PROBLEM FOR THE APPEAL.

"WE TOOK AN AD IN THE NEW YORK TIMES FOR THE JACK RUBY DEFENSE FUND," HE SAID. "IT COST \$200--IT BROUGHT IN \$205."

"SOMEHOW WE'LL MANAGE," HE SAID. "WE'LL FIGHT IT EVERY WAY WE CAN."

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