

Rby

NIGHT LEAD RUBY LAWYER (300)

DALLAS MARCH 25 (AP)-JACK RUBY'S NEW LAWYER SAID TODAY THERE IS "A LOT OF EVIDENCE IN THIS CASE LOCKED UP IN RUBY'S HEAD."

DR. HUBERT WINSTON SMITH, HEAD OF THE UNIVERSITY OF TEXAS LAW-SCIENCE ACADEMY, SAID HE WILL ASK EXTENSIVE MENTAL TESTS FOR RUBY AT THE AUSTIN STATE HOSPITAL. THE AIM WOULD BE TO BRING SUCH EVIDENCE TO LIGHT IN SUPPORT OF AN APPEAL.

"WE'D LIKE TO HOSPITALIZE MR. RUBY AND WE WILL ASK THE COURT FOR LEAVE TO TRANSFER HIM TO THE STATE HOSPITAL," HE SAID.

SMITH WAS APPOINTED DEFENSE CHIEF FOR THE CONVICTED SLAYER OF LEE HARVEY OSWALD BY THE RUBY FAMILY LAST NIGHT. HE REPLACES HOUSTON ATTORNEY PERCY FOREMAN, WHO QUIT THE JOB AFTER ONLY FOUR DAYS.

MELVIN BELL OF SAN FRANCISCO WAS FIRED BY THE FAMILY SHORTLY AFTER RUBY, 53-YEAR-OLD FORMER STRIP JOINT OPERATOR, DREW THE DEATH SENTENCE MARCH 14 FOR KILLING THE ALLEGED ASSASSIN OF PRESIDENT JOHN F. KENNEDY.

IT WAS EXPECTED THE DISTRICT ATTORNEY'S OFFICE WOULD OPPOSE A TRANSFER OF RUBY TO THE AUSTIN INSTITUTION FROM THE DALLAS COUNTY JAIL.

AUSTIN, THE STATE CAPITAL, IS 200 MILES SOUTH OF DALLAS.

RUBY'S ATTORNEYS SAID HE SUFFERED A RARE FORM OF PSYCHOMOTOR EPILEPSY WHEN HE SHOT OSWALD DOWN. PSYCHIATRIC TESTIMONY TO THIS EFFECT FORMED THE HEART OF THE DEFENSE AT THE MONTH-LONG TRIAL.

SMITH SAID HE PLANS TO PROBE DEEPER THAN HAS YET BEEN DONE INTO THE PSYCHOMOTOR EPILEPSY DISEASE.

~~"WHAT WE HAVE TO DO IS USELNFUC"~~

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~~PSYCHOMOTOR EPILEPSY DISEASE.~~

"WHAT WE HAVE TO DO IS USE VARIOUS NEW METHODS TO DETERMINE IF HE HAD THIS CONDITION," HE SAID. "RUBY IS A SICK MAN."

THE LAW SCHOOL PROFESSOR SAID THE ENTIRE LAW-SCIENCE ACADEMY AT THE UNIVERSITY COULD TAKE A HAND IN THE NEW RUBY DEFENSE.

LAW SCHOOL DEAN W. PAGE KEETON AT AUSTIN SAID OTHER LAW PROFESSORS COULD PARTICIPATE IN THE DEFENSE AS LONG AS THIS DIDN'T CONFLICT WITH TEACHING DUTIES.

SMITH SAID HE WAS CONFIDENT RUBY WOULD WIN A NEW TRIAL. ONE OF HIS FORMER PUPILS IS DIST. JUDGE JOE B. BROWN, WHO PRESIDED AT THE RUBY TRIAL.