

Rby

25 MAY 1964  
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(170)

DALLAS, MAY 25 (AP)-DIST. JUDGE JOE B. BROWN AND LAWYERS IN THE JACK RUBY CASE WILL CONFER NEXT MONDAY ON THE POSSIBILITY OF A SANITY HEARING FOR THE CONDEMNED SLAYER.

THEY AT FIRST PLANNED TO DISCUSS THE MATTER TODAY BUT POSTPONED THE MEETING BECAUSE THE JURIST HAD A DATE WITH HIS PHYSICIAN FOR A CHECKUP.

RUBY, FORMER OPERATOR OF A DALLAS NIGHT SPOT, DREW THE DEATH PENALTY FOR KILLING ACCUSED PRESIDENTIAL ASSASSIN LEE HARVEY OSWALD LAST NOV. 24.

JUDGE BROWN AGREED TO THE MEETING IN HIS CHAMBERS ON REQUEST OF DEFENSE LAWYER PHIL BURLESON.

PSYCHIATRIC REPORTS WILL BE AVAILABLE TO COUNSEL ON BOTH SIDES AS THEY CONSIDER THE MATTER.

THE STATE HAS INDICATED IT WILL OPPOSE A HEARING BEFORE A JURY TO DECIDE IF RUBY IS LEGALLY INSANE AT PRESENT AND CAN NO LONGER PARTICIPATE IN HIS OWN DEFENSE.

DIST. ATTY. HENRY WADE HAS SAID THE STATE WOULD NOT OBJECT TO HOSPITALIZATION OF RUBY FOR MENTAL TREATMENT IF ALL DOCTORS RECOMMEND SUCH A COURSE.

THE DEFENSE CLAIMS RUBY HAS BECOME INSANE SINCE A JURY ASSESSED THE DEATH PENALTY MARCH 14. LAWYER JOE H. TONAHILL SAID THE DEFENSE WILL SEEK A FULL SANITY HEARING BEFORE A JURY.

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