

RBY

1 July 1964

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RUBY (180)

DALLAS, JULY 1 (AP)-JUDGE JOE B. BROWN SAYS JACK RUBY MAY STAY IN THE COUNTY JAIL DESPITE THE CLAIM OF DEFENSE LAWYERS THAT THE 53-YEAR-OLD CONVICTED SLAYER NEEDS HOSPITAL TREATMENT.

RUBY IS AWAITING APPEAL OF HIS CONVICTION OF MURDERING LEE HARVEY OSWALD, ACCUSED ASSASSIN OF PRESIDENT KENNEDY."

JUDGE BROWN SAID HE DOUBTS HE CAN SEND RUBY TO A HOSPITAL UNDER TEXAS LAW UNLESS A JURY FINDS HIM INSANE.

OFFICIALS OF CITY-COUNTY PARKLAND HOSPITAL HAVE INFORMED JUDGE BROWN THEY LACK THE FACILITIES TO CARE FOR RUBY. DR. GEORGE CASTNER, SUPERINTENDENT OF RUSK STATE HOSPITAL, HAS SAID HE DID NOT BELIEVE THE STATE HOSPITAL FOR THE CRIMINALLY INSANE COULD LEGALLY ACCEPT THE SLAYER UNLESS A JURY RULED HIM MENTALLY ILL.

CLAYTON FOWLER, RUBY'S CHIEF DEFENSE LAWYER, SAYS HE WILL ASK JUDGE BROWN TO ORDER RUBY MOVED TO A HOSPITAL WITHIN THE NEXT TWO WEEKS. FOWLER SAYS, HOWEVER, THAT HE DOES NOT WANT A SANITY HEARING AT THIS TIME.

DIST. ATTY. HENRY WADE, WHO RETURNED FROM HIS VACATION TUESDAY, COMMENTED, "THERE'S NO WAY UNDER TEXAS LAW FOR THEM TO PUT HIM IN AN INSTITUTION UNLESS A JURY HOLDS THAT HE IS INSANE."

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