

A93DN

RUBY (250)

DALLAS, JULY 28 (AP)-JACK RUBY'S LAWYERS, REFUSED AN EXTENSION OF WORKING TIME, FACED A DEADLINE TODAY IN FILING SPECIFIC COMPLAINTS ABOUT JUDGE JOE B. BROWN'S RULINGS IN RUBY'S MURDER TRIAL LAST SPRING.

DIST. JUDGE PENN JACKSON OF CLEBURNE, SITTING IN FOR VACATIONING JUDGE BROWN, SAID YESTERDAY HE LACKED POWER TO EXTEND TODAY'S DEADLINE FOR FILING FORMAL BILLS OF EXCEPTION.

THESE ARE DOCUMENTS IN WHICH LAWYERS OBJECT TO A JUDGE'S DECISIONS.

THE DEFENSE WAS GRANTED AN ADDITIONAL 60 DAYS IN WHICH TO FILE THE QUESTION-AND-ANSWER RECORD OF TESTIMONY DURING RUBY'S TRIAL FOR KILLING LEE HARVEY OSWALD, *ACCUSED ASSASSIN of President Kennedy.*

COURT REPORTER SHIRLEY STINEBAUGHT SAID SHE AND ANOTHER REPORTER, JIM MULEADY, HAVE TRANSCRIBED AND DELIVERED 1836 PAGES OF TESTIMONY AND ARGUMENTS DURING THE TRIAL. BUT SHE ESTIMATED THE TASK IS ONLY ONE-THIRD COMPLETED.

DEFENSE ATTORNEYS HAVE ASKED FOR A RECORD OF TESTIMONY ON THEIR REQUEST THAT JUDGE BROWN TRANSFER THE CASE TO ANOTHER COUNTY. THEY SAY THEY NEED THIS IN ADDITION TO TESTIMONY DURING THE TRIAL, WHICH BROUGHT THE DEATH PENALTY.

RUBY'S LAWYERS CONTEND JUDGE BROWN SHOULD HAVE MOVED THE TRIAL BECAUSE OF PREJUDICE HERE. THEY CLAIM ALSO THAT HE SHOULD HAVE DISQUALIFIED FROM JURY DUTY ANYONE WHO SAW RUBY SHOOT OSWALD ON TELEVISION.

THE LAWYERS SAID IN ADDITION, THAT RUBY IS ENTITLED TO A NEW TRIAL BECAUSE JUDGE BROWN PERMITTED OFFICERS TO RELATE STATEMENTS WHICH THEY SAY RUBY MADE WHILE UNDER ARREST.

ANOTHER DEFENSE OBJECTION INVOLVES JUDGE BROWN'S DECISION TO HOLD A NIGHT SESSION WHICH LASTED PAST MIDNIGHT FOR CLOSING ARGUMENTS.

PROSECUTORS ARGUE THAT RUBY RECEIVED A FAIR TRIAL AND HIS DEATH PENALTY SHOULD STAND.

RW622ACS NM