

## Warren Probe Checks 'Leak'

WASHINGTON — (AP) — The special commission investigating the assassination of the late President Kennedy said yesterday a federal investigation has been started into the "premature publication" of some testimony to the commission.

J. Lee Rankin, general counsel for the commission headed by the Chief Justice Earl Warren, disclosed the investigation by releasing copies of a telegram he sent to a California newspaper editor.

In the telegram to Malcolm Epley, executive editor of the Independent Press-Tele-

gram of Long Beach, Rankin said, "the Commission has released no testimony whatever."

### PROTEST TELEGRAM

Epley, in a telegram to Warren, had protested the publication of testimony given by Jack Ruby in the Dallas, Tex., jail.

The New York Journal-American has been carrying under a copyright a verbatim transcript of some of Ruby's testimony.

The Journal-American account carries the by-line of columnist Dorothy Kilgallen, who said she obtained the

transcript "through sources close to the commission in Washington."

The Dallas Times-Herald also published an article quoting some of the same testimony.

Rankin told Epley:

"The commission has directed me to advise you that no member of the commission or its staff has divulged or made available to any news media any portion of testimony before the commission.

### NO RELEASE

"The commission has released no testimony whatever and all statements released to press by the commission have been available to all news media.

"It intends to abide by this until delivery of its final report to the President.