

EB65

NIGHT LEAD RUBY (120)

AUSTIN, TEX., NOV. 9 (AP)-THE TEXAS COURT OF CRIMINAL APPEALS BEGAN CONSIDERATION TODAY OF A MOTION FOR REHEARING IN THE JACK RUBY CASE.

THE COURT LAST MONTH REVERSED RUBY'S DEATH-SENTENCE CONVICTION FOR THE SLAYING OF LEE HARVY OSWALD, IDENTIFIED BY THE WARREN COMMISSION AS PRESIDENT KENNEDY'S ASSASSIN.

THE DALLAS DISTRICT ATTORNEY'S OFFICE TURNED DOWN AN OPPORTUNITY TO MAKE ORAL ARGUMENTS TO THE COURT TODAY. THE DEFENSE DID NOT ARGUE BECAUSE ONLY THE LOSER IS PERMITTED TO MAKE ORAL ARGUMENTS ON A MOTION FOR REHEARING.

IF THE COURT OVERRULES THE MOTION, THE RUBY CASE WILL BE IN THE SAME POSITION IT WAS BEFORE THE TRIAL, WITH THE EXCEPTION THAT THE DALLAS DISTRICT COURT HAS BEEN INSTRUCTED BY THE APPELLATE COURT TO TRANSFER JURISDICTION TO ANOTHER COUNTY 34 -,6 ,32 548-).

BU849P

TO TRANSFER JURISDICTION TO ANOTHR COUNTY FOR ANY NEW TRIAL.

BU849PCS