

## NIGHT LEAD RUBY

DALLAS, TEX., DEC. 29 (AP)-PARKLAND HOSPITAL AUTHORITIES SAID TONIGHT THAT JACK RUBY, SLAYER OF LEE HARVEY OSWALD, "IS WEAKER ALTHOUGH HE SITS UP A PORTION OF EACH DAY."

THE LATE BULLETIN FROM PARKLAND, ISSUED BY THE DALLAS COUNTY SHERIFF'S OFFICE, SAID THAT "MR. RUBY SPENT A REASONABLY COMFORTABLE DAY."

"HE APPEARS SOMEWHAT WEAKER," THE BULLETIN ADDED, "ALTHOUGH HE IS SITTING UP A PORTION OF EACH DAY. THERE HAVE BEEN NO CHANGES IN HIS TREATMENT."

RUBY, 55, WAS TAKEN TO THE HOSPITAL FROM THE DALLAS COUNTY JAIL ON DEC. 9, SUFFERING FROM WHAT JAIL DOCTORS HAD DIAGNOSED AS PNEUMONIA.

LATER, IT WAS DETERMINED HE WAS SUFFERING FROM CANCER SO WIDESPREAD THAT PHYSICIANS DEEMED USE OF SURGERY OR X-RAY USELESS IN HIS CASE. HE HAS BEEN TREATED BY CHEMOTHERAPY.

RUBY SHOT OSWALD, NAMED BY THE WARREN COMMISSION AS THE LONE ASSASSIN OF PRESIDENT JOHN F. KENNEDY, IN FRONT OF A NATIONAL TELEVISION AUDIENCE.

HE SUBSEQUENTLY WAS CONVICTED OF MURDER AND GIVEN A DEATH SENTENCE, BUT SHORTLY BEFORE HE WAS HOSPITALIZED, THE TEXAS COURT OF CRIMINAL APPEALS REVERSED THE JURY VERDICT AND ORDERED A NEW TRIAL.

THE NEW TRIAL WAS SCHEDULED FOR WICHITA FALLS, TEX., POSSIBLY IN FEBRUARY, BUT WHETHER RUBY WILL EVER BE ABLE TO STAND TRIAL AGAIN HAS BEEN QUESTIONED BY PHYSICIANS.

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THE ONE-TIME DALLAS STRIP-TEASE JOINT OPERATOR AWAITS A DECISION ON WHETHER HE CAN TAKE A LIE DETECTOR TEST. HE SAID IT WOULD VERIFY THAT HE WAS NOT A PART OF A CONSPIRACY WHEN HE SHOT OSWALD IN THE BASEMENT OF THE DALLAS CITY JAIL.

COL. HOMER GARRISON, DIRECTOR OF THE TEXAS DEPARTMENT OF PUBLIC SAFETY, ASKED RUBY'S DOCTORS TO DECIDE IF A VALID LIE DETECTOR (POLYGRAPH) TEST CAN BE MADE IN HIS CASE.

SOME EXPERTS HAVE SAID THAT RUBY'S PHYSICAL CONDITION WOULD MAKE A POLYGRAPH TEST USELESS.

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