

(Mount Clipping in Space Below)

## Tonahill Criticized in Affidavit

An affidavit supporting a motion to oust Joe Tonahill as attorney for Jack Ruby included a quote from Assistant Dist. Atty. Jim Bowie, a copy of the document revealed Tuesday.

Dist. Atty. Henry Wade was sent a copy of the affidavit, filed with the State Court of Criminal Appeals, which claimed that during an April hearing, Bowie said of Tonahill: "I charge him with inefficiency of counsel . . ."

In the affidavit, the Ruby family asked that Kunstler, Kunstler & Kinoy of New York, Sol A. Dann, Elmer Gertz and Phil Burleson be entered as attorneys of record.

A postponement of the March 19 appeals court hearing was also requested.

The document claimed that Tonahill was asked several times to resign and that Jack Ruby was

deprived of his legal rights of representation.

The court was also sent a copy of a letter signed by three doctors recommending to Judge Joe B. Brown that Ruby be given a sanity hearing. The letter was dated May 27.

Also in the packet was a copy of a power-of-attorney agreement with Mrs. Eva Grant, Ruby's sister, signed by Ruby Feb. 3, 1964.

The affidavit for new attorneys of record was signed by Ruby's seven brothers and sisters. Ruby's agreement and signature were added Feb. 16 with the notation, "I read and approve of this mo-

tion submitted in my behalf."

In Austin, meanwhile, judges of the Texas Court of Criminal Appeals said they have not acted on the Ruby request that they drop Tonahill from the list of defense lawyers in his case.

Tonahill has said he feels he has "a moral obligation" to represent Ruby "all the way to the U.S. Supreme Court, if necessary."

A Dallas jury ruled that Ruby should die in the electric chair for the murder of Lee Harvey Oswald, who is accused of assassinating President John F. Kennedy.

(Indicate page, name of newspaper, city and state.)

1 "The Dallas Morning News" Dallas, Texas

Date: 2-24-65

Edition:

Author: Jack B. Krueger

Editor:

Character:

or

Classification:

Submitting Office: Dallas

☐ Being Investigated

NOT RECORDED  
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