

BAR GROUPS ASKED TO OUST GARRISON

N. J. Times 5/28/69
Ruby's Lawyer Seeks End
to Kennedy 'Exploitation'

DETROIT, May 26 (AP)—A lawyer for the late Jack Ruby asked the American and Louisiana bar associations today to consider disbaring New Orleans District Attorney Jim Garrison for "unwarranted and reckless attacks on the Warren Commission Report and its members."

Sol Dann of Detroit sent letters to the bar associations urging them to intervene in all proceedings concerning the assassination of President Kennedy, especially those Mr. Garrison is conducting.

As a result of Mr. Garrison's investigation, Clay Shaw, a New Orleans businessman, has been indicted for conspiracy to commit the murder of Mr. Kennedy. Mr. Shaw is free on \$10,000 bond.

Mr. Dann became Ruby's lawyer after Ruby was convicted of killing Lee Harvey Oswald, the Presidential assassin. The conviction was overturned later in Texas courts, a change of venue was granted, but then Ruby died of cancer before the new trial was held.

The Warren Commission concluded that Oswald, acting alone, had assassinated the President. It said it was unable to find any evidence of a conspiracy.

Three-Paragraph Letter

"This request is made to put an end to any further exploitation of this horrible tragedy and prevent a repetition of the carnival proceedings that prevailed before Judge [Joe B.] Brown in Dallas," Mr. Dann said.

His three-paragraph letter asked the bar groups not to limit their investigation to Mr. Garrison, but to include investigation of any lawyer involved in any proceeding related to the assassination.

Mr. Dann told newsmen that this would include judges ruling on court matters stemming from the assassination and any lawyers who have written books about it.

"This fraud has gone on long enough," Mr. Dann said. "It would very much appear Mr. Garrison has improperly discharged his responsibilities.

'Irresponsible Actions'

"His actions appear irrespon-

sible and not in keeping with his role as prosecutor, which is to protect the innocent as well as convict the guilty," Mr. Dann said.

He said he based his contention on the fact that Mr. Garrison had challenged Warren Commission findings without "bringing forward with any new evidence or new information."

Asked about Mr. Garrison's statement that Ruby's unlisted Dallas telephone number had been found, in code, in books owned by Mr. Shaw and Oswald, Mr. Dann dismissed the statement as mathematical trickery.

Mr. Garrison says the code involved interchanging several numbers.

"I never questioned Ruby with reference to Clay Shaw because I never knew about Shaw," Mr. Dann said. "But I did question him about Oswald, very ex-

tensively, and there was no indication he had ever had any knowledge of Oswald prior to the assassination.

"If he had, I assure you, I would have withdrawn from the case," he said.

Guerrilla Theory Discounted

DALLAS, Tex., May 26 (AP)

—The Dallas authorities who investigated the assassination of President Kennedy here in 1963 do not believe District Attorney Jim Garrison's contention that Lee Harvey Oswald never fired a shot.

They also discount the New Orleans prosecutor's theory that a precision team of guerrilla adventurers fanned out on the crest of a park to kill Mr. Kennedy and escape undetected, until now.

"I don't think there's any question but that Oswald did some shooting, and indications are, all of the shooting," said District Attorney Henry Wade.

Retired Police Chief Jesse Curry, who drove the car preceding the President's in the motorcade, said there was no such activity on the Dealey Plaza lawn before the shooting, as Mr. Garrison claims.

Mr. Curry said that if guerrilla gunmen had crouched behind a three-foot stone wall in the plaza as Mr. Garrison says, Mr. Curry and Sheriff Bill Decker and Secret Servicemen could have seen them from the street as they drove by. He said his policemen atop the railroad overpass overlooking Dealey Plaza also could have seen any one behind the stone wall or even behind the 5-foot tall picket fence, which is 26 feet in back of the stone wall.

"There were people in the park and by the stone wall, but they sure weren't squatted down shooting, I'll tell you that," Mr. Curry said. "We just didn't see anything that would indicate that at all."