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Dallas, Oct. 21 (AP)- Dist. Judge Joe B. Brown said last night he will take action on a request that he oust defense lawyers Clayton Fowler and Joe Tonahill from the Jack Ruby murder case.

Mrs. Eva Grant, a sister of the concerned slayer, made the request in a letter. She asked Brown to rule that the only "attorneys of record" in her brother's case are Sol Dann of Detroit, Charles Bellows of Chicago and Phil Burleson of Dallas.

This, in effect, would remove Fowler and Tonahill from the case.

Mrs. Grant said she made the request on behalf of the Ruby family "because of the condition of Jack's mental processes."

Brown ordered her letter forwarded to the Texas ~~mf~~ Court of Criminal Appeals along with other papers in the case. The jurist said it is not his job to decide who should represent Ruby in appealing the death sentence for killing accused presidential assassin Lee Harvey Oswald.

Fowler, presently chief of the defense staff, says he was hired by Ruby personally and the family cannot fire him.

Mrs. Grant said she acted under power of attorney from her brother granted Feb. 4.

Fowler and Tonahill clashed with Dann over strategy when the Detroit lawyer came here to seek a guardianship hearing for Ruby.

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