

EB32DN

(TEX.OUT) (140)

DALLAS, TEX., FEB. 3 (AP)-MRS. EVA GRANT SAID YESTERDAY SHE WILL GO TO AUSTIN SOON AND ASK APPEAL JUDGES NOT TO LET LAWYER JOE TONAHILL ARGUE IN DEFENSE OF JACK RUBY, HER BROTHER.

SHE TALKED TO A REPORTER AFTER VISITING RUBY IN THE COUNTY JAIL. HE HAS BEEN SENTENCED TO DIE FOR KILLING PRESIDENTIAL ASSASSIN LEE HARVEY OSWALD.

MRS. GRANT OBVIOUSLY WAS ANGRY AT TONAHILL FOR SAYING HE PLANS TO REPRESENT RUBY AT A TEXAS COURT OF CRIMINAL APPEALS HEARING IN AUSTIN MARCH 10.

"HE DOESN'T HAVE A CONTRACT WITH JACK," SHE SAID. "I ASKED JACK IF HE HAD EVER SIGNED A CONTRACT AND HE SAID NO."

THE ONLY CONTRACT TO REPRESENT RUBY IS WITH LAWYER PHIL BURLESON, SHE SAID.

TONAHILL SAID EARLIER THAT HE REPRESENTED RUBY AND NOT THE RUBY FAMILY OR OTHER LAWYERS.

BURLESON AND CHARLES BELLOWS OF CHICAGO WILL ARGUE RUBY'S APPEAL, MRS. GRANT SAID.

DP358ACS