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DALLAS, APRIL 4 (AP)-A LAWYER FOR JACK RUBY SAYS HE WILL ASK THE CONDEMNED SLAYER WHETHER RUBY "FEELS UP" TO ANSWERING QUESTIONS OF THE WARREN COMMISSION.

"I'LL BE IN DALLAS NEXT WEEK AND I'LL ASK JACK WHETHER HE FEELS UP TO IT, PHYSICALLY AND EMOTIONALLY," LAWYER JOE TONAHILL SAID YESTERDAY AT JASPER, TEX.

TONAHILL SAID THE SPECIAL COMMISSION INVESTIGATING THE DEATHS OF PRESIDENT KENNEDY AND LEE HARVEY OSWALD HAS REQUESTED PERMISSION FOR A REPRESENTATIVE TO QUESTION RUBY.

"WE'VE BEEN WORKING OUT ARRANGEMENTS, BUT THEY HAVEN'T BEEN FINALIZED YET," TONAHILL SAID. "THE DETAILS HAVEN'T BEEN WORKED OUT. I KNOW THAT JACK WOULD LIKE TO COOPERATE WITH THE COMMISSION AND ANSWER ITS QUESTIONS, BUT I WANT TO MAKE SURE HE IS UP TO IT."

TONAHILL SAID HE WOULD NOTIFY THE COMMISSION THAT RUBY IS STILL WILLING TO SUBMIT TO LIE DETECTOR AND "TRUTH SERUM" TESTS.

A JURY RULED LAST MONTH THAT RUBY MUST DIE IN THE ELECTRIC CHAIR FOR THE NOV. 24 MURDER OF OSWALD, WHO HAD BEEN ARRESTED AS THE CHIEF SUSPECT IN THE PRESIDENTIAL ASSASSINATION. RUBY IS SEEKING A NEW TRIAL.

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