DALLAS — (UPI) — An application was filed in probate court Thursday to have a legal guardian appointed for condemned killer Jack Ruby.

Ruby. The application; filed by chief defense lawyer Clayton Fowler on behalf of Ruby's brother, Sam Ruby, claims the convicted killer of accused assassin Lee Harvey Oswald is "of unsound mind and wholly incompetent."

Ruby, 54, was sentenced to death in March for the slaying of Oswald. His family and lawyers have maintained his mental condition steadily has grown worse since then.

since then. Judge W. F. Bartlett Jr. has called a hearing Aug. 6 to determine if Ruby needs a guardian.