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Dallas, May 21 (AP)—Joe Tonahill, attorney for Jack Ruby, claimed today that activities of Sol Dann, a Detroit attorney, should be investigated by the grand jury.

Dann has been employed by the family of the convicted killer of Lee Harvey Oswald to defend Ruby.

The family is seeking to oust Tonahill from the case. The Jasper, Tex., lawyer is fighting the ouster effort. Oswald Assassinated President Kennedy.

Tonahill made the claim in documents filed today for Monday's hearing to determine which lawyers should represent Ruby.

Tonahill claimed that Dann has prepared to exploit Ruby and that Dann has expended his own money for expenses of the case and on travel for the Ruby family. Tonahill said that makes him subject to grand jury investigation under Texas law.

The Texas lawyer said that Dann knows that if Ruby is executed he "will be the first Jew in Texas history ever to be executed (and) that such a fact will be utilized by Sol Dann for commercialization exploitation."

Tonahill renewed in the documents his argument that he was employed by Ruby and that since that time the defendant has become insane and thereby cannot select an attorney. He further points out that he has been appointed by the court.

The Texas lawyer said the New York law firm of Kunsyler, Kunstler and Kinoy, which the Ruby family has employed, has represented Communists in court and that this would reflect adversely on Ruby's case.

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In Detroit, Dann described Tonahill's statement as "highly emotional and unfounded," adding: "I will be there Monday and will see Mr. Tonahill in court."

"Since the Tonahill matter is presently before the court and the Texas Bar Association." Dann said in a statement of his own, "I would

prefer not making an comment concering his highly emotional and unfounded charges against me, except to emphasize that the Ruby family was not responsible for the many changes of lawyers.

"Jack Ruby and his family have already been unnecessarily subjected to public ridicule and harm because of the many changes of lawyers. This need was created by certain lawyers themselves and was not the fault of the Ruby family as is now apparent from Mr. Tonahill's idiculous charges.

"Jack Ruby is suffering from what I have called lawyeritis. This is a disease that has all the irritating characteristics and pain of cancer. Mr. (Melvin) Belli (of San Francisco, who iriginaly defended Ruby with Tonahill) wrote Tonahill last August to withdraw from this case."

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