

COURT BARS A MOVE TO SEIZE C.I.A. FILES

A motion to compel the Central Intelligence Agency to turn over all its files on Grove Press to a court for safekeeping was rejected yesterday by Judge Kevin Thomas Duffy in Federal District Court in Manhattan.

Lawyers for Grove Press and its president, Barnet Rosset, made the motion last month in their lawsuit seeking more than \$10-million in damages from the C.I.A. for alleged wiretapping and other illegal activities against the publishing house.

Grove Press had complained in its motion that the C.I.A. might destroy or alter the disputed documents in its files unless the material was delivered to the Federal District Court, but the general counsel of the C.I.A. submitted a sworn statement pledging that none of the material would be destroyed or altered.

Judge Duffy ruled that Grove Press had not met the requirements for a preliminary injunction and that there was no reason to doubt the Government's counsel's promise that all the documents would be preserved pending the outcome of the suit.