Panther Leader Cleared Nixon Death Threat

By Bernard Hurwitz

SAN FRANCISCO, May 4 The government will not comply with the order."

Panther chief of staff, was freed today of a charge of threatening President Nixon's life after the government refused to disclose contents of wiretapped conversations. wiretapped conversations.

wiretapped conversations.

Federal Judge William 1969.

Gray, ruling that wiretapping was illegal, said the government had the option of divulging the transcripts or dismission. ing the transcripts or dismiss- Wednesday. ing the indictment.

nng said, "I am not authorized to disclose the contents of the transcripts offered to the judge in company (I). U.S. Attorney James Browjudge in camera (in private).

Golden Gate Park Nov. 15,

Hilliard 27, had been free on \$30,000 cash bail. The trial had expected to begin

Browning said he intends to

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HILLIARD, From A1

The government contended no substitute for constitutional protection." charge and that he was never the direct object of them but work and victory to our attorparticipated in numerous con-neys. The people have had versations which were tapped their eye on this case. for other purposes.

kill Richard Nixon; we will ald Reagan and that clique. kill any (obscenity) that stands "It was robbery that they held in the way of our freedom."

The defense did not deny it but contended it was merely by Charles Garry, a white laworatorical rhetoric and not to yer who has defended many be taken seriously. be taken seriously.

In dismissing the indict-ment, Gray said, "The court holds there is no national security exception from the re-quirement of the Fourth Ament.

"The government could have complied with this requirement by going to a magistrate and obtaining a warrant for surveillance."

Referring to the government contention that their was a problem of leaks on obtaining a warrant, the judge said this was insufficient "to warrant deviation from the constitutional process."

He noted that other Presidents at times had ordered wiretaps in domestic matters but, "The fact that they acted in excess of their power is no reason that such power whould be granted now."

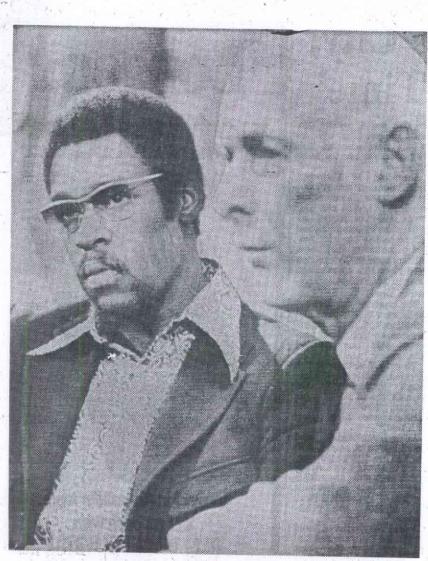
The judge said that if appeals in similar cases should be decided differently by the U.S. Supreme Court, the dismissal, could be withdrawn and the indictment reinstated.

The government contended on the Hilliard case that it had made a reasonable exercise of surveillance power, but

Hilliard said outside the

"The people will not accept Hilliard's speech at the rally the dictatorial government of was filmed and recorded on the President, Attorney Gentelevision. He said: "We will eral John Mitchell, Gov. Ron-

us up for \$30,000"
"The \$30,000 bail was posted



Black Panther David Hilliard confers with his attorney, Benjamin Dreyfuss.