

City
and
State

Mandel Will Not Press For Rap Brown Report

Maryland Gov. Marvin Mandel, obviously miffed over Attorney General Francis B. Burch's refusal to give him a report on an allegation that arson charges against fugitive black militant H. Rap Brown were fabricated, agreed yesterday to defer to Burch on the matter.

"While it is difficult for me to understand why the transmittal of your report would in any way prejudice or interfere with a future judicial review of the matter, nevertheless, as you are the chief legal officer of the state, and as you are the state official vested with the constitutional duty and responsibility of recommending to the Senate the removal of a state's attorney upon specified grounds . . . I shall accept your judgment," Mandel said in a letter to Burch.

Last month, Richard J. Kinlein, the Howard County State's Attorney, charged that Richard B. Yates, the Dorchester County State's Attorney, had "fabricated" an arson charge against Brown in the aftermath of the 1967 riot in Cambridge. Mandel asked Burch to investigate the allegation.

Brown's attorney, William M. Kunstler, said yesterday that Burch's refusal to give Mandel the report, and Mandel's refusal to press for it, "comes as no surprise to us. We always knew Maryland would not do the right thing

and would table this matter."

Two Democrats