

Rap Brown Listed *Post 10-18-71* In Fair Condition

NEW YORK (AP) — H. Rap Brown, the black militant on the FBI's "most wanted" list for 17 months, was reported in fair condition Sunday after abdominal surgery following a shoot-out with police during a bar room-crap game—holdup.

Held in \$150,000 bail each for hearings Monday were Sam Petty, 23, of St. Louis, reportedly Brown's bodyguard, and two other men.

Brown's attorney, William Kunstler, refused to identify his client, but police, who took his fingerprints, said:

"We are going on the assumption that no two sets of fingerprints are identical and, as far as we are concerned, this man is H. Rap Brown."

From his bed in Roosevelt hospital, Brown, 28, was charged by telephone with attempted homicide, robbery and possession of a dangerous weapon.

Petty, Arthur Young, 25, and Levi Valentine, 24, all of St. Louis also were charged with attempted homicide, robbery and possession of a dangerous weapon. They appeared in night court Saturday. The long-missing Brown surfaced about 3 a.m. Saturday when a passerby called police to report he could see a holdup going on in the Red Carpet bar on West 85th St.

A group of men shooting craps on the sidewalk outside were herded into the bar and also robbed.

The victims, all black, were forced to lie on the floor while their valuables were collected and put in a plastic garbage bag which was later recovered.

Six patrol cars answered the call about the robbery and the gun battle began. Police said so many shots were fired that they could not count them. Bullets ricocheted off parked cars and neighboring buildings. Another patrolman, Salvatore Rosato, was hit in the hand.

Brown and one of the other suspects fled into an apartment building near the corner of Columbus Ave. The second man was captured and Brown was wounded in an exchange of gunfire which left the building lobby a shambles, tenants reported.

Despite his injury, Brown was able to enter an elevator and pushed the button marked "Penthouse."

Getting out on the 13th floor, he dragged himself past an incinerator and up seven steps. He then climbed another 15 steps to the roof, leaped a four foot parapet and jumped 18 feet to a terrace below. There, authorities said, a policeman shot and wounded Brown a second time.

Brown disappeared when he was scheduled to stand trial in Bel Air Md., on charges of arson and inciting to riot in Cambridge, Md.