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## High Court Asked to Rule On Contempt

United Press International

The U.S. Supreme Court was asked yesterday to review the contempt case of Harvard Professor Samuel L. Popkin, who refused to answer nine grand jury questions concerning the release of the Pentagon Papers.

The American Civil Liberties Union Foundation said in its petition that if Popkin had testified, the free flow of information to the public would have been restricted because the professor's confidential sources would no longer trust his ability to protect their anonymity.

Popkin had been granted immunity from prosecution in the federal probe in Boston. He refused to answer nine questions concerning his opinions as to who possessed the Pentagon Papers, his knowledge of who worked on the study and whether Daniel Ellsberg had ever discussed the papers with him before their release.

The U.S. District Court in Boston held him in contempt last year. In May the U.S. Court of Appeals held that he must answer three of the questions. He was jailed for contempt Nov. 21 but was released a week later when the grand jury was discharged.