

OCT 10 1974

JUDGE BACKS MOTION THAT NIXON TESTIFY

NY Times

MIAMI, Oct. 9 (AP) — A circuit judge has agreed to the first step in a public defender's attempt to have former President Richard M. Nixon; his daughter, Julie Eisenhower, and her husband, David, testify in the trial of a man accused of writing \$4-million in bad checks.

Steve Bronis, asst. public defender, said yesterday the decision by Circuit Judge Ralph Ferguson of Dade County could result in a court appearance this month by the former President.

Judge Ferguson granted Mr. Bronis' motion that judges in Washington and in Orange County, Calif., hold hearings to determine if subpoenas will be issued for Mr. Nixon and the Eisenhowers in the case here. Mr. Nixon and the Eisenhowers would have to attend such hearings, Mr. Bronis said.

J. Alan Gokey, an accountant accused of using an assumed name to write \$4-million in bad checks for a 120-foot yacht, a new Cadillac and other luxuries, is to go on trial Dec. 16.

Mr. Gokey contends that Mr. Nixon and the Eisenhowers were aboard the yacht during a visit to Florida last February.

"Conversations between Mr. Nixon and the defendant will establish that the defendant's state of mind was such that he could not have committed the alleged crimes," Mr. Bronis told Judge Ferguson.