

(During the Ervin committee's examination of dirty-worker Donald Segretti the question of the diligence of the prosecutors and the FBI came up almost as an afterthought as in as obvious a reaction to a leak as pushing buttons to get reaction. The morning session was over. The afternoon session was almost over. The senior counsel had asked their questions, the members had gone through a round of them when Segretti's lawyer, ~~&~~ Victor Sherman, of Los Angeles, raised a phoney question of lawyer-client privilege between Dean and Segretti that, he averred, Segretti was bound to respect. It then seemed as though he would get away with it. At this point there was a call to a Senate vote.

(That was to have been the first day of no live TV coverage but CBS opted to broadcast. During this intermission, Correspondent Dan Schorr was aired in what he openly described as a leak from the committee, not identifying his source by name ~~or~~ position. These are the ~~things~~ matters ignored in the questioning that were leaked to Schorr. Dean told Segretti, who ~~is~~ is a lawyer and needed no telling except as a policy suggestion, not to volunteer anything, to resist naming names but if he had to, ~~to~~ ~~when~~ when the FBI interviewed him, which was about to happen, to "lay out the whole ball of wax." Or, tell the truth and tell it all. But, the FBI never asked him to name any names.

(The prosecutors Silbert and Campbell asked him, "Were you paid by K?" ~~Dean~~ Segretti, taking this to mean Kalmbach, who was paymaster, said he had been.

(The prosecutors did ask, in general, what he did and Segretti told them.

(But, before the grand jury, the prosecutors asked no questions about these relevant facts. The grand jury found out only by accident, when a woman juror blundered into them with an unplanned question.

(Segretti was led to believe there was a fix on what he would and would not be asked through Assistant Attorney General Petersen, who was in overall command.

(About an hour after the session, resumed, just as the committee was about to dismiss Segretti, ~~Dean~~ Dean volunteered what had not been asked. He gave unsworn testimony that the reason of the FBI and the prosecutors for not going into these events of which

Segretti had been part and to which he confessed after indictment in Florida is because what they described as mere "dirty tricks" were not criminal. There was never any doubt that these were criminal activities and there ~~was~~ ^{should} never have been any doubt in any FBI or prosecutorial mind, including Gray's. For only some of the admitted offenses Segretti was indicted in Florida. When the case was transferred to Special Prosecutor Cox Segretti and his lawyer made a deal with Cox whereby Segretti would talk fully and plead guilty to a compromise of three federal counts in return for leniency.)