

Nixon Letter Cites Break-In Motives

interest.

Some of those attorneys reportedly interpret Gesell's April 19 request as the basis of an inclination to throw out the charges if there is strong evidence Mr. Nixon personally backed the operation.

However, the special prosecutors are known to have interpreted Gesell's remarks as meaning that the defense lawyers should either offer proof of a presidential directive or back away from the national security defense.

The judge will hear arguments on the constitutional questions of the case in a hearing scheduled for Monday.

In any case, the special prosecutor's office is known to be prepared to argue on Monday that even if a presidential directive were proven, criminal intent could still be proven on the basis of the Fourth Amendment—which protects citizens against unreasonable search and seizure.