

Psychiatrist Confirms Files Were Ransacked

LOS ANGELES (AP)—Daniel Ellsberg's psychiatrist has confirmed that his office was broken into in the summer of 1971 and files including these on Ellsberg were ransacked, a spokesman for Ellsberg said Sunday.

The report came in connection with statements at the Pentagon papers trial Friday that Watergate conspirators E. Howard Hunt and G. Gordon Liddy may have burglarized the psychiatrist's office to get Ellsberg's psychiatric records.

Still declining to identify the psychiatrist by name, Ellsberg's spokesman, Robert Sachs, said the defense team will file a sworn affidavit with the judge in the trial Monday morning. He said the affidavit, based on the information from the doctor, will tell the judge about the break-in.

The doctor told Ellsberg that in the summer of 1971 he found

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someone had entered his office and forced open file cabinets, including some which contained Ellsberg's records, the spokesman said. The doctor reported that some files were thrown around the office, but that nothing appeared to have been taken.

"We have no way of knowing what might have been copied," said Sachs.

He said that attorneys for Ellsberg and codefendant Anthony Russo were meeting Sunday to decide what motions they will file with the court on Monday. Sachs added they were seriously considering another motion to dismiss the indictment charging espionage, conspiracy and theft.

Previous motions for dismissal have been denied, and Ellsberg has said he doesn't want to

move for a mistrial because of the possibility the government could try him and Russo again.

U.S. Dist. Court Judge Matt Byrne warned parties in the case Friday that if the Liddy-Hunt theft occurred, it could indicate a "taint of evidence" in the four-month old trial.