

DeMarco Dismissal
Post 10/2/75
Is to Be Appealed

The Watergate special prosecutor's office will appeal the dismissal of all charges against Frank DeMarco Jr., who was accused of obtaining an illegal tax break for former President Nixon, a spokesman for the office said yesterday.

U.S. District Court Judge Warren J. Ferguson abruptly ordered the charges dropped Oct. 9 on grounds that the prosecutors acted improperly by failing to turn over certain evidence to the defense.