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# Panther Lawyer Says Dynamite Was 'Gift' From Ally of F.B.I.

By EDITH EVANS ASBURY

An agent or informer for the Federal Bureau of Investigation made an unsolicited gift of dynamite to an alleged co-defendant in the Black Panther Party case, a public defender's lawyer said today in State Supreme Court. The lawyer said the dynamite was later found in the apartment of Miss Simpson, a co-defendant in the case. He said the dynamite was given to her by Gerald Lefcourt, an ally of the FBI.

The dynamite was found by police in the apartment of Miss Simpson, a co-defendant in the case. She was arrested in 1969, after a raid on her apartment at 317 Heights Avenue in Brooklyn.

### Woman Pleads Guilty

The police said they had found 60 sticks of dynamite—some hidden in a refrigerator—38 sticks of TNT, a rifle and blasting equipment in Miss Simpson's apartment. She was charged with possession of dangerous weapons and held in \$15,500 bail.

Later, according to the Brooklyn District Attorney's office, Miss Simpson pleaded guilty to possession of a weapon and was sentenced by Supreme Court Justice Milton Mollen, on Sept. 22, 1969 to a conditional discharge and five years probation.

Yesterday Mr. Lefcourt declared that the dynamite found in Miss Simpson's apartment had been purchased in Vermont by Roland Hays, "an F.B.I.

agent or informer," who "provided it without any request" to Miss Simpson.

Mr. Lefcourt argued that his discovery of this and "other incredible things" in papers supplied to him by the Manhattan District Attorney's office entitled him to further time to study the papers. For this purpose, he requested an adjournment of pretrial hearings, which have been held — off and on since Feb. 2 — before Justice John M. Murtagh.

### Adjournment Opposed

Assistant District Attorney Joseph A. Phillips opposed the adjournment, asserting that Mr. Lefcourt had already had "ample opportunity" to study the papers.

Justice Murtagh had to intervene in the ensuing argument between the two irate lawyers, who accused each other of lying.

Five other defense lawyers joined Mr. Lefcourt in pressing for adjournment and criticizing what they called Mr. Phillips's "piecemeal" and "last-minute" provision of the papers.

Justice Murtagh, commenting that the hearings had already been delayed too many times "largely through the approach of defense counsel," finally ordered that the hearings resume Monday. He directed that the previous schedule be rearranged so that a different hearing could be held Monday instead of the one relating to the papers that Mr. Lefcourt had asked time to study.