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## Judge Grants Mitchell a Delay On Airing Proposed Indictment

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BALTIMORE, June 3—Federal District Judge Roszel C. Thomsen agreed today to delay for two weeks his decision on whether to make public a proposed indictment by a special grand jury. The jury has been investigating government corruption for more than a year.

The request for the delay came from Attorney General John N. Mitchell, who said in Washington that the Criminal Division of the Justice Department was reviewing the case.

Last week the deputy foreman of the special grand jury and the outgoing United States Attorney for Maryland criticized Mr. Mitchell for refusing to authorize an indictment based on the panel's investigation.

The deputy foreman said that Mr. Mitchell "has so far refused to authorize [the United States Attorney] to sign the indictment we believe to be appropriate."

Later Stephen H. Sachs, who has since left office as United States Attorney, said he strongly agreed with the recommendations of the grand jury. But Mr. Sachs, who is a Democrat, said that it would have been "an act of irresponsibility" to sign the indictment "against the expressed orders of the Attorney General."

A Federal indictment without the signature of the United States Attorney or another representative of the Justice Department is not valid.

When the draft indictment was given him by the grand jury last week, Judge Thomsen ordered it sealed and gave Mr. Mitchell until today to tell the court if he wanted the draft to remain secret or be made public.

George Beall, who took over as United States Attorney for Maryland on June 1, argued today that making the document public "may adversely affect the Government's case" if it decides to bring the charges recommended by the grand jury.

The grand jury is known to have investigated construction of a \$12-million underground parking garage adjacent to the Rayburn Building, which holds offices of members of the House of Representatives.

The contractor on the job was Baltimore Contractors, Inc., whose chief executive officer is Victor Frankil.

The grand jury is also known to have investigated possible involvement of Senator Russell B. Long in connection with the contract for the parking facility. Senator Long has publicly denied any wrongdoing in connection with the project.