

# Weatherman Probed on

By Tom Hall

A special federal grand jury here probing the radical Weatherman group has asked witnesses about the Feb. 16, 1970, bombing of the Park District police station as well as the March, 1970, "Weatherman bomb factory" dynamite explosion in Greenwich Village.

That was revealed yesterday during a hearing on whether three witnesses who, after being granted immunity refused to answer questions in a secret session two weeks ago, should be held in contempt.

## Accusation Denied

The hearing will continue today before U. S. District Judge Robert F. Peckham when the witnesses' attorneys hope to convince the judge that there should be an evidentiary hearing on whether illegal wiretapping was used by the Government in its investigation.

In an affidavit filed by Robert Dierker, U. S. Justice Department Internal Se-

curity Division attorney, he denied any electronic surveillance of the witnesses.

But the witnesses' attorneys claim that is insufficient.

To clarify one objection of the witnesses, Dierker filed another affidavit in which he listed 12 "violations" of federal law that the jury was investigating.

They included manufacture and possession of explosives; concealment of a fugi-

tive; mail fraud; unauthorized acquisition of food coupons and conspiracy.

## Jail Risked

The three subpoenaed witnesses whose refusal to testify may result in their being imprisoned for the 18-month life of the grand jury impaneled Sept. 13 are: Dr. Phillip Craven, 28, sta-

tioned at a quarantine office with the U. S. Public Health Service at San Juan, Puerto Rico; Howard Berg, UC Berkeley graduate and physicist, now in Minneapolis; and Daniel Rosenberg, a mechanic, of San Francisco, formerly a conservationist worker with the Sierra Club.

Dierker's affidavit said the Justice Department has been presented evidence by federal investigative agencies "clearly suggesting"

Dr. Craven's testimony was read first.

He is a former intern at San Francisco General Hospital, a part of the UC Hospital intern-residency program. About 12 white-coated UC-hospital intern-residents showed up in the audience in support of him.

Questions asked earlier of Craven indicated he lived at 407 Mississippi St. here during the time in which the jury was interested.

The pertinent questions asked him related to whether he received mail and forwarded it to "Lorriane Jellins and Norman Kenneth Bailey," believed to be fugitives from a federal charge.

Those two names also are believed to be aliases.

Craven declined respectfully to answer the questions, the reading of the transcript revealed, as he said his intent "was not to frustrate the grand jury" but to protect his right of privacy and association.

## No Answer

Deputy Foreman Vincent N. Roman, a KGO-TV news director, pressed Craven, the transcript revealed, as to whether he had not at an earlier time indicated he was willing to testify and, if so, what caused him to change his attitude.

Craven, after consulting his attorney, declined to answer on the ground it was "harassment."

Rosenberg, the record indicated, was asked if he had discussed the bombing of the Park police station with anyone.

Nine police officers were injured in that explosion, including Sgt. Brian McDonnell, who died three days later.

## Seen Fleeing

Rosenberg also was asked if he knew or received and forwarded mail for Janet

## The defense challenges U.S. on wiretap use

that each of the 12 crimes detailed have been committed and possibly in Northern California.

All three of the witnesses granted immunity, Dierker said, may have information concerning the violations.

He emphasized that "none was called for the purpose of harassment but only because it appears they possess relevant information concerning the violations."

In attempting to establish to the court that their testimony was relevant, U.S. Attorney James L. Browning Jr. had their testimony read from a court reporter's transcript.

Although granted immunity for the Oct. 6 hearing, the witnesses, in addition to claiming the Fifth Amendment right against possible self incrimination, asserted other defenses.

## Privacy Right

Those included the allegation of illegal wiretap; "star chamber sessions" in which the witnesses didn't have an attorney by their side although allowed to consult with them outside; and violation of right to privacy and travel.

# Station Bombing

Patricia Scott, the alias of Kathy Boudin, daughter of civil liberties attorney Leonard Boudin.

Miss Boudin, a fugitive from a federal indictment, was reported to have been seen fleeing from the Greenwich Village bomb factory explosion March 6, 1970, in which three Weatherman were killed.

Killed were Diano Oughton, Ted Gold and Terry Robbins, when dynamite exploded in the Dughton's house.

Rosenberg was asked if he had not received mail for "Miss Scott," taken it to the Sierra Club where he gave it to "David Millstone." He declined to answer.

The Sierra Club said Millstone had been a part-time printer who left the organization in February, 1971. Rosenberg started out as a club mail clerk in 1967, advancing later to work on conservation projects. He lost

his job last April in a general staff reduction.

Another question Rosenberg was asked was whether he had ever possessed explosives which he intended to use against the "residence or office of a public official."

Berg, too, was asked about his acquaintance with known fugitives, except under the court's order the names were identified as "X, A, B, C, etc.," in order to preserve the secrecy of the grand jury proceedings.

Questions included whether the witnesses had helped to get false identification cards for fugitives, whether they had bought travelers checks and later reported them lost or stolen in names other than their own.

Welfare benefits, gained through false identification, also was a subject of the jury session which met with refusals to answer by the witnesses.