

# U.S. Told to Say if It Spied on Radicals

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Special to The New York Times

DETROIT, June 5—A Federal judge today ordered the Government to disclose whether it had used illegal burglaries, sabotage, electronic surveillance, agents provocateurs or "other espionage techniques" against Weatherman militants.

The sweeping order by District Court Judge Damon J. Keith followed disclosures of wiretapping in connection with the Watergate investigations.

His ruling, in a criminal case involving the Weathermen, ordered the Government to conduct a search to discover, by June 18, whether "representatives of the White House" had participated in "any activities" in investigating the radical group or drawing up the indictment that would include the following:

"Burglaries, acts of sabotage, mail searches, electronic surveillance devices, provocateurism, breaking and entering or any and all other espionage tactics."

## Suspicious Fire

Judge Keith also ordered the Government to disclose any role it may have had in a suspicious fire and apparent burglary in the New York offices of one of the defense attorneys, Gerald Lefcourt.

In an affidavit submitted with the defense motions, Mr. Lefcourt said that after getting access to his law offices on Union Square on April 12, 1970, after a fire had destroyed a

bar and restaurant on the ground floor, he discovered that the file relating to Mark Rudd, a wellknown Weatherman leader, had been strewn all over the floor.

In addition to representatives of the White House staff, the court order specifically named the Intelligence Evaluation Committee and the White House special investigations unit known as "the plumbers," as well as the Justice Department, the Federal Bureau of Investigation, the Central Intelligence Agency, the National Security Agency, the Departments of the Treasury and Defense, and the Secret Service.

The case concerns 15 alleged members of the Weatherman group who are charged with plotting a campaign of bombing and terrorism during a meeting at Flint, Mich., in December, 1969.

## 'Days of Rage'

The Weatherman faction was formed after a split in the once-influential Students for a Democratic Society the previous spring. Its members saw themselves as "vandals in the mother country" who would support the North Vietnamese and other "third-world peoples" by functioning as guerrillas in the United States.

The Weathermen smashed windows and ran in the streets during their "days of rage" in Chicago that fall and later were to claim responsibility for a number of bombings. At least three of its members were

killed in an explosion in a bomb factory in a Greenwich Village townhouse, and most of the remaining members of the group have gone underground.

A key factor in the preparation of the case is believed to have been the activities of Larry Graphwohl, who joined the group as a Federal agent and has said that he gave instruction in explosives and fuse making and helped to plan bombings.

The indictment was brought by Guy Goodwin, chief of the special litigation section of the Justice Department's Internal Security Division. Mr. Goodwin is a specialist in radical activities who has worked with grand juries across the country and brought a number of indictments.

The court also ordered that the Government conduct a search to discover whether any files useful to the defense or prosecution had been lost.

## Justice Department Comment

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WASHINGTON, June 5—A spokesman for the Justice Department said today that the department intended to respond to the order, if possible.

"The department will do its best to respond to the order as fully as we can," said the spokesman, Jack W. Hushen, but he would offer no further comment.

Efforts to reach the White House for comment were unsuccessful.