

Mitchell Ordered To Testify on Data In Article on Alioto

Former Attorney General John N. Mitchell was ordered by State Supreme Court Justice Birdie Amsterdam yesterday to answer questions about whether he leaked Federal Bureau of Investigation and Justice Department reports to magazine article writers.

Justice Amsterdam acted on a request from Rudolph Papale, brother-in-law of Mayor Joseph L. Alioto of San Francisco. Mr. Papale is suing for libel writers Richard Carlson and Lance Brisson, as well as Cowles Communications, publishers of the now-defunct Look Magazine.

Mr. Mitchell's testimony is to be given at 10 A.M. July 2 at 60 East 42d Street, in the offices of James V. Joy Jr., a New York attorney representing Mr. Papale, who lives in California.

Mr. Papale sued after an ar-

ticle, "The Mayor and the Mafia," appeared in the Sept. 23, 1969 issue of Look alleging that Mayor Alioto and Mr. Papale were "enmeshed" with the Mafia in a "web of alliances with at least six leaders of La Cosa Nostra."

Mr. Papale, in his legal papers, said that the issue on which he is calling for Mr. Mitchell's testimony is "whether or not the article.. was knowingly promoted by the defendant [the writers and Look] in conspiracy with certain offices of the executive branch of the Government in 1969 as part of an effort to eliminate Mayor Alioto as a rising political candidate in the Democratic party."

Mr. Papale's papers continued: "It is necessary to inquire whether or not Mr. John N. Mitchell activated the massive simultaneous disclosure by five Federal investigative agencies reporting a number of Mafia members to the Look authors, who were trying to link them to the Mayor and his brother-in-law."