SFChronicle JUL 2 5 1973 Vesco Is Safe

San Jose, Costa Rica

The United States lost yesterday in its final bid to have financier Robert Vesco extradited from Costa Rica, where he fled while under a federal indictment.

A court here upheld a ruling by a judge last month that Vesco could not be extradited because an extradition treaty between the U.S. and Costa Rica did not apply in his case.

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The U.S. government, in its application for extradition, said Vesco had used the U.S. telegraphic system for attempted fraud. Accord-

ing to the extradition request, Vesco had sent a cable from the Bahamas to New York last year directing the transfer of \$250,000 from his U.S. company's account to his personal account as expenses. The company refused to authorize the transfer.

Vesco, who is from New Jersey, is accused of having made an illegal \$200,000 contribution to President Nixon's re-election effort last year while his business activities were being investigated by the Securities and Exchange Commission. Indicted with him in the case were former Attorney Gen-

eral John Mitchell and former Commerce Secretary Maurice Stans.

Reuters