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Sirica Severs the Strachan Case From the Others Accused of Cover-Up

## IMMUNITY ISSUE RAISED

Doctor Says Nixon Cannot Make Trip to Testify for One to Three Months

By LESLEY OELSNER

Special to The New York Times
WASHINGTON, Sept. 30— Judge John J. Sirica cleared the way today for the start of the Watergate cover-up trial tomorrow at 9:30 A.M. in Federal District Court by severing the case of a defendant whose prosecution had become involved in a legal tangle.

Judge Sirica ordered a separate, later trial for the defendant, Gordon C. Strachan, rather than, as was his alternative, delay the trial of the five other defendants with pretrial hearings on the questions surrounding Mr. Strachan's case. The questions basically involved the grants of immunity given to Mr. Strachan last year in return

for his testimony.

Meanwhile, in Long Beach,
Calif., former President Richard M. Nixon's doctors said that he would not be medically fit to travel to Washington to testify in the Watergate trial for from one to three months, [Page 18.]

The judge, acting barely 24 hours before Mr. Strachan was to have taken his place in the courtroom alongside the other former White House and Nixon campaign aides accused in the covering, thus all but assured that the jury selection would begin as scheduled.

## Other Dfendants

The remaining defendants are John N. Mitchell, the former Attorney General; John D. Ehrlichman, once President Nixon's chief domestic affairs adviser; H. R. Haldeman, Mr. Nixon's chief of staff and Mr. Strachan's former superior at the White House; Robert C. Mardian, a former Assistant Attorney General and political coordinator of the Committee for the re-election of the President, and Kenneth W. Parkin-son, a lawyer for the commit-

But Judge Sirica's move contained in a two-page written order, raised questions as to when, if ever, Mr. Strachan,

a lawyer, would be tried.

James F. Neal, the assistant special Watergate prosecutor in charge of the cover-up case, said that Mr. Strachan could not be tried until the main trial

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The New York Times Gordon C. Strachan

was completed-some three to five months, according to lawyers involved.

And, asked whether Mr. Strachan would be tried at all, Mr. Neal replied that he would

not "guess."

Mr. Neal made his comments
during a recess in an all-day,
closed hearing held by Judge Sirica in final preparation for the trial.

The major subject of the hearing was the accuracy of ranscripts that the prosecution nad prepared of tape recordings, nearly all of them White louse recordings, that it inends to submit as evidence at he trial.

Defense counsel have chal-

Defense counsel have chalenged the accuracy of the ranscripts, as part of their polcy of attacking each aspect of see of the tapes as evidence.

Mr. Haldeman was the only efendant at the haring. He was tanned and healthy looking, the crew cut of his White louse years grown into a loner, more fashionable style, and nere was little but the Prestential tieclasp attached to his triped silk tie to distinguis im from the others in court for he day.

he day.

Mr. Haldeman was a particiant in many of the tape reordings that the prosecution
rants to use as evidence, and
e came to court, presumably,
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Strachan's Advice Recalled

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Mr. Strachan was one of the oung, former White House ides who festified before a national television audience at the enate Watergate committee's earings last year. Before giving his testimony in which he marked, among other things, hat he would advise young eople to stay away from ashington, he had been given namity, a promise that nothing he said would be used gainst him.

He had also been given impunity earlier by the original vatergate prosecutors. John I. Bray, Mr. Strachan's attorey, conends that his client's indictment in the Watergate ase violates these grants of munity.

ase violates these grants of nmunity.

Judge Sirica had previously uled that this contention ould be decided at a hearing fter trial. The United States ourt of Appeals for the Discitt of Columbia Circuit susained this ruling on Sept. 20, ut two of the judges strongly uggested in their opinions nat a pretrial hearing would e more advisable.

The special Watergate prose-

The special Watergate prose-utor, Leon Jaworski, then sked Judge Sirica to sever Mr.

stact stuge strict to sever Mr. trachan's case and hold a pre-rial hearing. Judge Sirica ranted that request today, cit-ing the remarks of the appel-ate judges.