

## Documents Served in Secrecy

# Nixon Given 2 Subpoenas

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Former President Nixon was served with two subpoenas at his home in San Clemente Wednesday night, the Justice Department disclosed yesterday.

They were served in maximum secrecy to avoid unpleasant publicity for the former President, and officials in California and in Washington refused to reveal the identity of the U.S. Marshal's representative who delivered the documents.

A Justice Department spokesman, John Wilson, said that the subpoenas were served on Mr. Nixon personally at 6:10 p.m. (PDT).

One subpoena orders Mr. Nixon to testify in the forth-

coming Watergate cover-up conspiracy trial on behalf of his former chief domestic affairs aide, John D. Ehrlichman.

That subpoena was issued from Washington two weeks ago but its service had been delayed on instructions of Wayne Colburn, director of the U.S. Marshal Service.

Ehrlichman's lawyer, Andrew C. Hall, had filed the subpoena with the U.S. District Court here on Aug. 15, commanding Mr. Nixon to be in court on Sept. 9, which at the time was the scheduled starting date for the cover-up trial.

Since then, the trial date has been changed to Sept. 30. No new subpoena is required to change the date of Mr. Nixon's appearance to coincide with the new starting date.

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Ehrlichman's attorneys have repeatedly refused to indicate what type of testimony they hope to draw from the former President.

Lawyers for Mr. Nixon could move in court to quash the subpoena. A spokesman for his newly retained attorney, Herbert J. Miller Jr., declined to comment on any moves planned in the Watergate case.

Co-defendants in the case with Ehrlichman are former Attorney General John N. Mitchell, former White House Chief of Staff H.R. (Bob) Haldeman, former White House aide Gordon Strachan, former re-election campaign

See SUBPOENA, A12, Col. 6.

## Nixon Given 2 Subpoenas In Secrecy at San Clemente

### SUBPOENA, From A1

lawyer Kenneth W. Parkinson, and former Assistant Attorney General Robert C. Mardian.

Attorneys for Ehrlichman yesterday asked a second Supreme Court justice, William O. Douglas, to postpone the trial until next year. Such a motion already had been denied by Chief Justice Warren Burger.

The other subpoena served on Mr. Nixon Wednesday night requires him to make a deposition in a civil suit brought by 21 persons alleging they were illegally prevented from attending an October, 1971, rally in Charlotte, N.C., where Mr. Nixon was to speak. The deposition for that suit would be taken in Santa Ana, Calif., on Sept. 24.

Washington Post special correspondent Robert Meyers reported that Gaylord Campbell, the U.S. marshal for the central district of California, had been saying since Aug. 15 that he would personally serve the subpoenas on the former President. Later he issued a statement saying his service would be "professional and discreet,"

but refused to disclose when or where it would be.

Campbell apparently did not serve the subpoenas himself. At 6:20 p.m. (PDT), 10 minutes after the Justice Department says the subpoenas were handed to Mr. Nixon in San Clemente, Campbell spoke with an ABC-TV cameraman as he entered his car in the garage of the federal building in Los Angeles, 63 miles away. By then the documents had been served.

Reporters and photographers waiting outside the gate to the Coast Guard station, which surrounds the Nixon villa, were startled at about 5 p.m. Wednesday to see a man they thought was Mr. Nixon sitting in the back of a black limousine as it sped away from the gate, Meyers reported.

The car was followed by a station wagon with what looked like Secret Service radio equipment inside.

The cars disappeared from sight before reporters could reach their own vehicles, parked about 300 yards away. The reporters then left the scene, and no one remained

to observe the marshal's representative enter the compound.

Sometime before 6 p.m. the President apparently returned, and at about 6 p.m. a representative from the marshal's office in Los Angeles presented his credentials to the Treasury agent and Coast Guard sailor on guard at the station. Ten minutes later he had entered the compound, served the two subpoenas directly on the former President, and left.

Meanwhile, Judge John J. Sirica in Washington ordered turned over to Watergate special prosecutors several of the handwritten notes of Haldeman, Ehrlichman, and former White House aide Charles W. Colson. They are notes of conversations the three men had with President Nixon in January, March, and April of 1973.

In a separate order, Sirica also turned over to prosecutors the tape of a Jan. 5, 1973, conversation between Colson and Mr. Nixon. He said that tape was not relevant to the Watergate cover-up trial but said he had been advised by prosecutors it is relevant to another grand jury investigation.