

New Gaudet 'Evidence'

NEW ORLEANS — (AP) — An attorney for Edwin M. Gaudet said yesterday that she has evidence her client never fired any shots at New Mexico authorities who were trying to arrest him last week on a warrant accusing him of threatening President Nixon.

The charge^{34 122} contained in that warrant was dropped Friday, and attorneys for Gaudet said they would seek dismissal of other charges pending in New Mexico where Gaudet is accused of three counts of assault with intent to kill police officers.

Gaudet is in Bernalillo County Jail in Albuquerque, N.M., and authorities plan to take him to Taos tomorrow for arraignment.

The New Mexico charges stem from alleged gunfire during a three-day chase in the New Mexico hills. The chase ended when Gaudet surrendered Wednesday.

Lillian Cohen, an attorney for Gaudet, said she has evidence that "he never did fire at any officer — any shots that were fired were fired at him."

Rifle Jammed

New Mexico authorities were not immediately available for comment.

Earlier, Stanley Gaudet of New Orleans, Edwin's cousin, said that Edwin told him he fired one shot into the ground as police approached his hiding place Monday and then his rifle jammed until the next day.

John Ranning, a Taos attorney who also is representing Edwin, 29, and a former New Orleans policeman, said he has been in touch with Dist. Atty. John Hobbs in Raton, N.M.

The federal case against Gaudet was based on a witness' identification of him as a man she overheard utter a threat against Nixon Aug. 15 in an all-night drugstore on the edge of New Orleans' French Quarter.

That case collapsed Friday when U.S. Atty. Gerald Gallinghouse said the wit-

ness, a woman, swore she could not confirm the identification.

Gaudet's family and lawyers insisted throughout that at the time of the alleged threat he was in New Mexico, where he has been living in a commune with his wife and three children.