

# Berrigan Jury Still Out

HARRISBURG (Pa.) — (AP) — A jury trying the Rev. Philip Berrigan and six others on kidnap-bomb conspiracy charges asked today for more time for deliberations, saying: "For the past two hours there has been progress made."

However, foreman Harold Sheets told U.S. District Court Judge R. Dixon Herman that he foresaw no verdict before tomorrow at the earliest.

He suggested that the jury be relieved of its duties for the day at 6 p.m., and the court agreed.

Nine women and three men on the jury reported Sunday that they were deadlocked on the key features of a government indictment charging Berrigan and six others of a government indictment charging Berrigan and six other anti-war activists with a plot to kidnap White House aide Henry Kissinger and blow up a government tunnel heating system at Washington and vandalize draft board offices in various states.

The defense objected on the spot to continuing the jury deliberations, and renewed its objections of yesterday and today, charging the jury was "being coerced into a compromise verdict."

Deliberations moved into their sixth day today following last night's reading for a third time of the trial judge's instructions on con-

spiracy, the key count against the seven peace activists.

Defense lawyers, who had complained about the wording the first time and objected when it was read again, unsuccessfully renewed their protest after Federal Judge Herman went over the 14-minute conspiracy definition once more.

## 'Contradictory'

"This charge is contradictory, irrelevant to the issues, grossly confusing and repetitious," said Menaker.

Herman told the jury "a conspiracy can be found even if the purpose of the conspiracy is never accomplished" as long as the pros-

ecution can show it was "wilfully formed" and that two or more persons "wilfully participated."