

# The Federal Kent State Probe Opens

Cleveland

A federal grand jury began its probe yesterday into whether crimes were committed when four Kent State University students were killed during a confrontation between anti-war demonstrators and National Guardsmen.

U.S. District Judge Frank J. Battisti charged the panel of ten women and 13 men, the first federal grand jury to look into the incident, with determining whether there was probable cause that crimes had been committed and whether any indictment should be returned.

Battisti told the jurors they may hear matters other than the Kent State affair at the discretion of federal attorneys, who also told them to anticipate an investigation lasting perhaps two months with meetings three or four times a week.

J. Stanley Pottinger, head of the Justice Department's civil rights division, said he was pleased to have the jury empaneled "so it can complete the investigation that has been started."

The Justice Department renewed its investigation into the May 4, 1970, incident after Elliot L. Richardson was named U.S. attorney general. Former Attorney Ge-



AP Wirephotos

J. STANLEY POTTINGER  
Justice Dept. aide

neral John N. Mitchell had decided in August 1971 against having a federal grand jury hear testimony.

Battisti ruled yesterday that C. D. Lambros, a Cleveland attorney representing six area National Guardsmen, could not be present in the grand jury room while witnesses testified.

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