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# Bayh Sees Perjury in ITT Probe

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## Washington

Senator Birch Bayh (Dem-Ind.), wagging a finger at Lieutenant Governor Ed Reinecke of California and his aide, said yesterday he had a "gut feeling" that perjury had been committed in testimony about the timing of a discussion with former Attorney General John N. Mitchell about the Republican National Convention.

In the sharpest exchange yet in the Senate Judiciary Committee's six-week old International Telephone and Telegraph Corp. hearing, Bayh accused Reinecke and aide Edgar Gillenwaters of "zero credibility" and suggested that Gillenwaters might be guilty of perjury.

In testimony yesterday Reinecke said he gave a full report to Mitchell Sept. 17, 1971, on financial arrangements for the convention, including Sheraton-ITT's pledge to underwrite a major portion of the cost.

From the same witness

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seat, Mitchell told the committee on March 14 this year: "I do not, as of this date, know what arrangements, if any, exist between ITT or the Sheraton Hotel Corp. and the Republican National Committee or between ITT or any other subsidiaries and the city of San Diego or any agency thereof."

In another contradiction, Reinecke said he had not discussed the convention with ITT lobbyist Dita Beard until May 16 or 17, 1971, at a lunch at the Carlton hotel in Washington. Mrs. Beard testified that the lunch was in January or February and described it as the origin of a campaign to get the convention to San Diego.

Reinecke and Gillenwaters said they got the dates mixed up when they told newsmen that Reinecke had informed Mitchell of the ITT pledge in May, 1971 — three months before the conglomerate's out-of-court settlement of an antitrust suit with the Justice Department when Mitchell was Attorney General.

They testified that, after a telephone call from an unidentified source asking them to check their records, they found they were in error and that the meeting with Mitchell was not until the following September.

Bayh charged this was a direct contradiction and he cited other "discrepancies" between Reinecke's testimony and that of other witnesses.

"Somebody's not telling the truth," Bayh said. "Just listening to this conversation over the last couple of hours, your credibility has dropped from 100 to damn near zero."

Bayh then looked up over his steel-rimmed glasses and grew more agitated.

"You smile, sir, but if what you said here and before the press, and if my impression is correct, you committed perjury. I have that feeling in my gut."

"If my smile is offensive to you, I'm sorry," Reinecke said.

"If my credibility has gone to zero in your eyes," Gillenwaters said, "then it must be 100 per cent in the eyes of others."

Reinecke said he did discuss the convention and the ITT pledge with Mitchell

last September at a meeting in Mitchell's office. He said the meeting did not have to do with convention financing but with security and riot control, which were Mitchell's areas of responsibility as attorney general.

"You expect this committee to believe that?" Bayh asked.

"All I can state is the truth as I understand it," Reinecke said.

Bayh seemed incensed over Reinecke's contention that he did not know where the telephone call came

from that prompted him to recheck his records and change his recollection of when he contacted Mitchell.

Reinecke said his secretary took the call and informed him later, "the Attorney General's timetable does not agree with your records."

He said his secretary did not ask who had called and he added, "I don't honestly know, Senator, whether the call came from the Justice Department."

"Your secretary wouldn't ask who's calling?" asked Senator Edward M. Kennedy (Dem-Mass.).

"Our staff isn't as big as a Senator's staff," Gillenwaters said.

"How big a staff do you have to have to get a secretary to ask who's calling?" Kennedy asked.

Kennedy also expressed disbelief over Reinecke's story that he met with Mitchell on April 26, 1971, and with Mrs. Beard the same day, but did not discuss the convention with either of them.

One day after those meetings, Reinecke testified, the idea for holding the convention in San Diego was "hatched" at a social gathering for San Diego civic leaders at GOP national headquarters here.



*UPI Telephoto*

LT. GOV. ED REINECKE  
**Target of finger-wagging**