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**3 Senators
Hedge on
Kleindienst**

Washington

Only a bare majority of the Senate Judiciary Committee will sign the committee report enthusiastically endorsing the nomination of Richard G. Kleindienst as United States Attorney General.

Although 11 members of the committee voted last week to send the Kleindienst nomination to the Senate floor, three among them decided yesterday against signing the committee report on the ground that it overstates the case for Kleindienst.

Instead, the three — Senators Robert C. Byrd (Dem-W. Va.), Philip A. Hart (Dem-Mich.) and Charles McC. Mathias (Rep-Md.) — will stand on the “individual views” they are filing with the Senate.

The report will carry the names of eight senators, including committee chairman James O. Eastland (Dem-Miss.).

MINORITY

Four Democratic senators who voted against reporting the Kleindienst nomination last week — Edward M. Kennedy of Massachusetts, Birch Bayh of Indiana, Quentin N. Burdick of North Dakota and John V. Tunney of California — will file a separate minority report. The deadline for them to submit it has been extended to Tuesday.

A major focus of the reopened Kleindienst confirmation hearings has been the allegation that the Justice Department settled three antitrust cases against International Telephone and Telegraph Corp. in exchange for the company's pledge of at least \$200,000 to help bring the Republican national convention to San Diego this year.

The majority report rejected those charges and it also dismissed allegations that Kleindienst, then deputy attorney general, had acted improperly in helping to settle those cases.

ACTIONS

Byrd, the Senate Democratic whip, filed a terse two-paragraph statement yesterday saying he does “not necessarily concur in the recommendations of the majority.”

Also filed yesterday was the individual report by Hart. While no copy was made available to the press, the Washington Post learned that Hart specifically disavowed the majority report and said he will support on the Senate floor to recommit the Kleindienst nomination for further hearings.

If the Senate were to adopt that approach it would virtually kill Kleindienst's chances of confirmation.

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