

ARMY SAYS CALLEY WILL BE ON PAROLE

WASHINGTON, Sept. 11 (UPI)

—The Army said today that it would not attempt to put former Lieut. William L. Calley Jr. back under custody despite an appeals court ruling reinstating his My Lai conviction.

The Army had granted Mr. Calley a parole, effective Nov. 19, 1974, but 10 days before the parole would have become effective a United States District Court judge in Columbus, Ga., set Mr. Calley free on grounds that massive publicity surrounding the My Lai case had prevented him from receiving a fair trial.

The District Court ruling was overturned yesterday by the United States Court of Appeals for the Fifth Circuit.

The Army said today that "although technically Mr. Calley still has 10 days to serve prior to the effectiveness of the parole decision, the Department of the Army does not believe

that justice would be served by requiring Mr. Calley to return to confinement for 10 days.

"Accordingly," the Army said, "he will be immediately placed in a parole status."

Pentagon sources said the Army's chief concern now was to sustain the Calley conviction so that a legal precedent will exist if there ever is another such case.

An attorney for Mr. Calley said that the case would be appealed to the United States Supreme Court.

Nyquist's Letter Corrected

The State Department of Education has corrected an error in a letter by Education Commissioner Ewald B. Nyquist urging the tuition charges to be imposed at the City University. Deputy Commissioner Edward Hollander said the letter, made public Monday, should have said "the university is terminating 70 of its master's degree programs" in economy efforts, instead of "70 per cent."