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# Court Frees Him, Army Takes Him

Kenneth Rutledge, an accused draft resister who came home hoping "the war is over for everyone," was freed of draft evasion charges in San Jose yesterday, but ordered to report for military service.

Rutledge, a 26-year-old San Jose State University graduate student, came back to Palo Alto last month after spending more than a year in Sweden and allegedly ignoring induction orders sent him there in June, 1971.

U.S. District Judge Robert Peckham, however, dismissed charges against him after Rutledge's defense attorney contended the government could not prove that Rutledge ever received an induction notice sent to him in Sweden.

But before Rutledge could leave Peckham's court yes-

terday, federal authorities had handed the slim young man another paper— ordering him to report March 21 for induction into the Army.