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ELLSBERG LINKED TO COPIED PAPERS

Witness Says He and Russo
Used Duplicating Machine

LOS ANGELES, Feb. 21 (AP) —The former girl friend of Anthony J. Russo Jr. testified at the Pentagon papers trial today that the two defendants, Mr. Russo and Daniel Ellsberg, had used her copying machine in 1969 to reproduce some papers.

However, Lynda Sinay Resnick, named as an unindicted co-conspirator in the case, said that she could not remember details of whether it had been Dr. Ellsberg or Mr. Russo who asked to use the machine at her advertising agency.

Testifying for the Government, Mrs. Resnick was pressed to remember and said, "It was my understanding that Dan was leaving Rand and there were certain documents that were in his safe that he had authored or co-authored and he wanted to take them with him, and therefore he wished to use my Xerox machine to copy them."

This remark, however, was ordered stricken from the record and jurors were told to ignore it when Federal District Court Judge William Matthew Byrne Jr. ruled that the prosecutor had not established details of the conversation through which Mrs. Resnick gathered this "understanding."

"I don't remember whether it was Tony or Dan," she said repeatedly when questioned about who had requested use of the machine.

David R. Nissen, Assistant United States Attorney, tried to refresh her memory by showing her a transcript of her testimony before the grand jury that indicted Dr. Ellsberg, 41 years old, and Mr. Russo, 36, for espionage, conspiracy and theft. But the witness still did not recall.

She took the stand after the defense declined to ask any questions of Dr. Ellsberg's former girl friend, Evonne Ekman.

Dr. Ellsberg's attorney moved to strike all of Miss Ekman's testimony from the record, saying that it had nothing to do with the trial, but the judge refused.

Tells of Ellsberg Departure

Miss Ekman, a Swedish citizen, testified yesterday that she had seen Dr. Ellsberg hurriedly leave his Malibu Beach home in 1969 to copy some papers.

Mrs. Resnick, a key witness before the grand jury, hugged Dr. Ellsberg in the courthouse corridor as she arrived to testify. She smiled at the defendants throughout her testimony.

Miss Ekman, who said that she was a former employe of the Swedish Trade Commission, testified that she had been "walking down the beach" on a weekend in October, 1969, when she saw Dr. Ellsberg. "We've been friends," she said.

"I came to Dan Ellsberg's house in October," she said. "He was on his way out. He had an accordion file of papers. He said he had to leave immediately, that he had to copy those papers."

But Miss Ekman said that she had never seen the contents of the folder, never found out what the contents were and only assumed they were papers.

"He said he was going to pick up his children and take them with him," she said. Dr. Ellsberg then was divorced. He has since remarried. The Government alleges that Dr. Ellsberg's teen-age son, Robert, was present at the copying of the Pentagon papers and seeks to show that Dr. Ellsberg knew he was violating laws at that time.

But Miss Ekman, saying, saying that her memory of the event had faded, could not remember any further discussion about Dr. Ellsberg's children. Neither could she recall a comment she had made to a Ellsberg in 1971.

grand jury that indicated The comment attributed to her was that she had told Dr. Ellsberg "not to involve" his