

10 Aug 74 ①

Nixon (at San Clemente) - Nixon goes for drive with Rebozo.

Spokesman says there will be little information about Nixon's activities in the coming days because "the President looks at this as a private time - he will be spending the time with his family." See entry, Rebozo, Abplanalp.

Story says "the day's few visitors were unidentified."
SF Sunday Ex & Chr, 11 Aug 74 [Ex News Svcs]

Nixon (subpoena for testimony in other cases) - "Richard M. Nixon's recent admission of complicity in the Watergate cover-up make him a crucial witness in the forthcoming trial of those Watergate defendants who have not yet pleaded guilty. Perhaps Congress, President Ford, or ... Leon Jaworski can constitutionally save Mr. Nixon from criminal prosecution. There is, however, no legal means by which anyone can save Mr. Nixon from the subpoena power of the courts.

"The scope of examination and cross-examination of a former President of the United States in a Federal criminal trial would present extremely difficult, but not insurmountable evidentiary problems for the court. What would be an insurmountable problem, however, would be Mr. Nixon's unavailability as a witness. Under prevailing Supreme Court decisions, the Watergate prosecution must either make Mr. Nixon available as a witness, so that particular defendants can seek to extract from him exculpatory information, or risk dismissal of pending criminal charges. Dismissal of pending Watergate charges under the Brady ruling, because of Mr. Nixon's unavailability as a witness, would undoubtedly stimulate efforts by other Watergate defendants to withdraw the numerous guilty pleas already ~~accepted~~ accepted.

NYT 10 Aug 74, Leonard Orland (professor of law,
University of Connecticut)

Rebozo, Abplanalp - "With Mr. Nixon this weekend [today is Saturday] are ... Abplanalp and ... Rebozo. Also staying with Mr. Nixon is his personal physician, Dr. Walter Tkach. Aides say the doctor has come along only in his capacity as a personal friend and not because Mr. Nixon is in need of medical attention." See entry, Dr. Walter Tkach.

On Rebozo, see entry, Nixon (at San Clemente).

WXP 12 Aug 74, Bradley Graham

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Dr. Walter Tkach - See entry, Rebozo, Abplanalp.

(10 Aug 74) AMP

(A)- Rebozo and Abplanalp arrived at San Clemente "compound" today. See also entries 9, 12 Aug 74.

NYT 12 Aug 74, Robert B. Semple Jr.

(B)- Dr. William M. Lukash appointed WH physician. Entry 15 Aug 74, Tkach.