

11 Nov 74 ①

Nixon (illness) - "Today's bulletin [issued at 10:30 a.m. PDT, 1:30 p.m. EDT] was unusual. It was the longest statement issued in a week. In it, for the first time the doctors gave Mr. Nixon's specific blood pressure during the crisis period of shock [when] his blood pressure fell from a normal 150/80 to a dangerously low level of 60/30

"The bulletin was signed by both Dr. Lungren and Dr. Hickman, making it the first time that the surgeon's name appeared with Dr. Lungren's on the hospital's daily bulletins this month." (NYT)

"Lungren said that Mr. Nixon spent 'a comfortable night' and that his vital signs - temperature, blood pressure, respiration and pulse - are stable and within normal ranges." (WXP)

Nixon's doctors say he may be well enough to leave the hospital this week, his condition having improved from serious to intermediate; they explain that "intermediate" means "a nurse is with him around the clock." (SFC [AP])

WXP 12 Nov 74, Stuart Auerbach

NYT 12 Nov 74, Lawrence K. Altman

SFC 12 Nov 74 [AP]

Nixon (tapes and documents) - In a joint motion filed in U.S. District Court, lawyers for Ford and special prosecutor ask that investigators be allowed to make a general review of the materials and directly examine all items relating to current criminal investigations. Spokesman for the special prosecutor's office says this would afford almost total access to relevant tapes and papers, would eliminate court subpoena fights and would virtually assure that the materials would not be transferred to California at any time soon. (SFC)

"The special prosecutor could make copies only of tapes and documents that are relevant to investigators or prosecutions within his jurisdiction, and the current White House council could review the documents or tapes to determine if their release could harm national security. In other words, whether national security was a factor would be determined in the future by the incumbent President. In [the] joint legal brief filed by the White House and the special prosecutor's office, the argument that Mr. Nixon

11 Nov 74 (2)

[from previous page]

could still claim executive privilege on documents from his administration was rejected altogether." See story for details and quotations. (WXP)

"The new agreement was announced by the White House. A written statement by Ron Nessen ... implied that the agreement gave form to what already was in effect. This, however, was misleading, according to officials of the special prosecutor's office." See story for statements. (NYT)

A joint brief filed by the special prosecutor, GSA, the Secret Service and the WH says that allowing the current restrictions on access to the Nixon materials to stand "would severely hamper if not defeat" the administration of justice. (SFC) AMP-E

Nixon's lawyers, "evidently unaware that a new tapes accord was in the wind, meanwhile [today?] filed a 59-page brief arguing that an existing agreement should stand that bars dissemination of any of his presidential materials without his consent or a court subpoena." (SFC) WXP says briefs (plural) were filed today by Nixon's lawyers, arguing that papers and materials of a presidency are the property of the President during whose term of office they are produced, "to be disposed of by him as he wishes after his term in office."

SFC 12 Nov 74 [UPI]; NYT 12 Nov 74, Lesley Oelsner
WXP 12 Nov 74, Timothy S. Robinson
NYT 12 Nov 74, John Herbers

Cover-up trial (tapes, 23 Jun 72) - Parts of three Nixon tapes of 23 Jun 72 are played at the trial. With the jury out of the courtroom, Neal says the tapes and other evidence today (testimony of Vernon Walters and L. Patrick Gray) prove "a direct agency" in which Nixon's "agents" obstructed justice at his order.

SFC 12 Nov 74 [NYT]

Nixon (rise in blood pressure) - Medical bulletin of 12 Nov says that this afternoon (11 Nov) Nixon's blood pressure rose from its normal level, 120 over 70 or 80, to 180 over 95. This is said to have occurred during a conversation with an unidentified visitor. See entry 12 Nov.

NYT 13 Nov 74, Lawrence K. Altman

AMP-C

(3)

11 Nov 74 (3)

Tapes of 23 Jun 72 - See entry, Cover-up trial.

Nixon (tapes and documents, Congress) - Rep. John Brademas (D-Ind) and four other legislators file brief in U.S. District Court, urging the court to continue to prevent delivery of tapes and papers to Nixon until Congress has an opportunity to complete work on protective custody legislation. Legislation passed by the Senate 4 Oct is now pending before a House Administration subcommittee which Brademas heads, and which will meet 19 Nov to consider it.

The others joining Brademas in the brief are Sens. Ervin, Nelson, ~~Hays~~ and Javits, and Rep. Hays; ~~all these Democrats~~ with the exception of Hays, all are Democrats.

WXP 12 Nov 74, Timothy S. Robinson

Rep. John Brademas - See entry, Nixon, tapes and documents, /
Congress.

National security, executive privilege - See entry, Nixon, tapes and documents.

Dr. Eldon Hickman - See entry, Nixon (illness).

Transfusions (15?) - See ~~entry~~ AMP-A.

Haldeman - "The Supreme Court removed today the last obstacle to continued prosecution of the Watergate cover-up case by refusing to hear a major legal objection raised by [Haldeman, who had] attempted to block the current trial with a lawsuit contending that the term of the Watergate grand jury had been illegally extended and that the indictments it voted were thus invalid. *... By declining to take the case today, the Supreme Court, in effect, rejected Mr. Haldeman's argument that only the Justices and not Congress could change the Federal Rules of Criminal Procedure that limit regular grand juries to 18 months."

See entry 30 Nov 73, Watergate grand jury.

See Congressional Quarterly, Watergate II, p. 102.

NYT 12 Nov 74 [Special to NYT]

*The bill extending the life of the grand jury was signed by Nixon 30 Nov 73 (Entry that date, Watergate grand jury.)

(11 Nov 74) AMP (2)

① - "If approved by Judge Charles R. Richey of United States District Court, the agreement would permit Mr. Ruth to obtain evidence for the various allegations his office has had under investigation - for example, those involving the improper use of campaign contributions, the sale of ambassadorships, income tax irregularities and the improper use of Federal agencies."

NYT 12 Nov 74, John Herbers

② - NYT and WXP stories do not include, by name, the GSA and Secret Service. WXP describes the agreement as having been "reached over the weekend between attorneys for the White House, Justice Department and special prosecutor's office; NYT lists "White House lawyers, other Administration officials and prosecuting attorneys."

WXP 12 Nov 74, Timothy S. Robinson

NYT 12 Nov 74, John Herbers

(11 Nov 74) AMP ①

① - Pneumonia: Lungren says that the "small patch" of pneumonia in Nixon's right lung and fluid in the left lung are "not an uncommon post-operative problem."

- Coumadin: "Lungren said that [Nixon] once again is getting coumadin pills.... Mr. Nixon took coumadin in high doses before he was readmitted to the hospital here [23 Oct]. New dosage schedules have been worked out, however, using special computer studies at the Medical College of Virginia based on the details of blood tests taken while Mr. Nixon was on the drug previously."

WXP 12 Nov 74, Stuart Auerbach

- Platelets, transfusions: "Following surgery, Mr. Nixon's platelets, the elements that help blood clot, dropped to an abnormally low level after he received six blood transfusions. Thereafter he received the equivalent number of platelets in nine additional pints of blood." Bulletin says information from the hemotologists suggests the low platelet condition was of undertermined cause and cleared up spontaneously.

NYT 12 Nov 75, Lawrence K. Altman

② - Court of Judge Charles R. Richey^{AMP-D} A hearing on the agreement is to be held later this week before him.

WXP 12 Nov 74, Timothy S. Robinson

③ - There is no mention by NYT, WXP or SFC, in stories on today's medical bulletin, of any sudden, abnormal rises in blood pressure. The first report of such occurrences is given by Lungren in bulletin of 12 Nov, when he says they have taken place "over the last several days," citing as the only example Nixon's conversation with visitor this afternoon. Entries for "the last several days" and other entries today may indicate other possible causes of such "sudden episodes of high blood pressure."

NYT 13 Nov 74, Lawrence K. Altman