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MIAMI AP - State Atty. Richard Gerstein of Miami says the testimony of a photographer points to a second break-in of the Democratic National Headquarters where correspondence between party leaders was secretly filmed.

Gerstein said Thursday that a Miami commercial photographer had testified he developed prints of what appeared to be hand-written letters between Democratic leaders one week before five men were arrested inside the party's headquarters at the Watergate complex in Washington, D.C.

Photographer Michael Richardson identified the men who paid him for the "special rush job," on June 10 as former CIA agent Bernard L. Barker and Frank Sturgis. Both were charged with the June 17 break-in at the Watergate, Gerstein said.

"The only conclusion you can reasonably draw is there was another break-in at the Watergate or somewhere else where these people came into possession of documents they shouldn't have had," said Gerstein, a Democrat who is running for re-election this fall.

Gerstein said his investigation of the Watergate affair is "continuing," but declined to say if formal charges would be filed. He said the probe was "totally nonpolitical."

Richardson was subpoenaed by Gerstein and gave a sworn statement last week. Gerstein said the 29-year-old photographer passed a 2½-hour lie detector test Thursday "with flying colors."

However, the state attorney refused to say how Richardson's story came to his attention. Martin Lardis, Gerstein's chief investigator, said only that Richardson's role came to light with a tip from an unidentified third party.

In his statement, Richardson said Barker and Sturgis came to his father's firm, Rich Photos, on June 10. He said the two men described the photographs as "legal documents and notes, stuff like that."

But Richardson said when he began to develop the 8x10 prints, he started to suspect "some sort of hanky-panky."

The commercial photographer told investigators the 38 pictures from two rolls of 35mm film showed what appeared to be personal correspondence between Lawrence F. O'Brien, then chairman of the Democratic National Committee, and other Democratic leaders. He said many of the letters were signed simply, "Larry."

Richardson testified he first thought the onion-skin copies were being held by "deformed hands" on a "deep shag rug" background. He said he later realized that the hands actually were ill-fitting surgical gloves.

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While he processed the film, Richardson said Barker and Sturgis waited across the street in a restaurant. Barker telephoned him "at least three times," demanding to know when the prints would be ready, he said.

Richardson said when he finished the job, "they were happy with the results. . . seems like they said somebody was going to be happy to see them."

Barker paid him \$93.50 for the prints, including a \$10 tip, Richardson said. He added he thought little else about the incident until June 19 when he saw Barker's picture in a newspaper identifying Barker as a suspect in the Watergate break-in.

"I saw the pictures in the paper and wham, that's when everything jibed together," said Richardson. "I ran my fanny right down to the FBI. When I saw something wrong, I did something about it."

After giving the FBI Miami office his statement, Richardson said "they told me I might be called to testify before a grand jury in Washington." But he said he has not been called yet.

A spokesman for the FBI in Miami refused comment on the case Thursday night. But Gerstein, in confirming published reports about a possible second break-in, said, "We are willing to share our information with any other federal agency and have in fact cooperated with the FBI."

Warren D. Holmes, former chief polygraph examiner for the Miami Police Department, said Richardson showed "no psychological reactions indicative of deception" when administered a lie detector test Thursday.

Barker, a Miami realtor, refused comment on Richardson's statement. "Nothing personal," he said, "just no comment."

A General Accounting Office investigation last week was touched off by the discovery that a \$25,000 check and four other checks totaling \$89,000 were deposited in Barker's bank account last April.

The GAO probe concluded that the Committee to Re-elect the President had possibly violated sections of the new Campaign Finance Reporting Act.

During the Republican National Convention in Miami Beach last week, Gerstein took sworn statements from Maurice Stans, former Commerce secretary and now treasurer of the the president's campaign committee, and Kenneth A. Dahlberg, a regional chairman of Nixon's campaign.

Stans has disclaimed knowledge of the \$25,000 deposit into Barker's account.

Gerstein's office said the Dade County prosecutor's investigation was based on possible violations of Florida state law, including conspiracy in Dade County to commit a felony the Watergate break-in. A spokesman said the probe also involved possible violations of state law "in connection with checks that entered" Barker's bank account in Florida.

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In Washington, both the Evening Star-News and the Post quoted sources close to the Watergate investigation as saying that two former White House aides were in the vicinity of the Watergate the night the five men were arrested in the Democratic headquarters.

The Post said that G. Howard Liddy and E. Howard Hunt Jr. were actually in the Watergate but were warned by radio that police had arrived by a lookout at the Howard Johnson motel across the street. Liddy, a former FBI agent and finance counsel to President Nixon's reelection committee, was fired when he refused to answer questions about the Watergate incident. Hunt, an ex CIA agent had been a \$100-a-day White House consultant.

The Star said its informant placed the pair at the motor lodge. Both Liddy and Hunt have refused to discuss the case with newsmen.

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