

Crusader Enters Demo Bug Case

Washington

Criticizing both political parties, activist John Banzhaf III filed application yesterday for appointment of a special prosecutor in the alleged bugging of the Democratic National Committee headquarters.

Banzhaf, a George Washington University law professor best known for his anti-smoking crusade, filed a 28-page application in United States District Court for an impartial, unbiased prosecutor.

Banzhaf charged later in a statement that he Democrats themselves should have filed the application but they "would rather have the issue than the special prosecutor."

"Although he has called for it repeatedly in public, he has refused to take the one step which might possibly lead to the appointment," Banzhaf said in criticizing former Democratic national chairman Lawrence J. O'Brien.

"It appears to me that Mr. O'Brien is contented in taking one approach in public and another in private."

Banzhaf also criticized the Justice Department, which has been handling the investigation, for demonstrating "the evil of the conflict of interest."

Banzhaf said Clark MacGregor, President Nixon's campaign manager, announced Friday that the Justice department would publish a further report about the investigation.

"An announcement by a

spokesman for those being investigated as to what the investigator will do strikingly demonstrates the dangers of the conflict of interest this application seeks to correct," Banzhaf said.

O'Brien and Senator George S. McGovern, the Democratic presidential nominee, have called for appointment of a special prosecutor, but the Justice department has refused the demand.

United Press