

Motion to Defer Trial

NEW YORK, Aug. 15 (UPI)—A federal judge today denied a defense motion to postpone the trial of former Nixon Cabinet members Maurice H. Stans and John N. Mitchell in the Vesco conspiracy case.

Judge Lee P. Gagliardi announced from the bench that he had notified all the lawyers involved that "the case will proceed on Sept. 11" barring unforeseen circumstances.

Defense lawyers had argued earlier this month that because of their clients' involvement in the Watergate investigation and the Watergate publicity they needed more time to prepare.

Gagliardi's announcement came during a hearing on a charge by former Commerce Secretary Stans' attorney that "overzealous prosecutors" had obtained from one of Stans' lawyers information covered by the "attorney-client privilege."

Defense attorney Walter J. Bonner said that if it could be shown that such information had gone to the prosecutors the indictment against Stans should be dismissed. At very least, he told Gagliardi, the evidence obtained from the lawyer, Kenneth Wells Parkinson, ought not be admitted at the trial.

Stans, along with former Attorney General Mitchell, former New Jersey state Senate Majority Leader Harry L. Sears, and fugitive financier Robert L. Vesco, are accused of conspiring to have Stans and Mitchell pressure the Securities and Exchange Commission into going easy in an investigation of Vesco's financial dealings.