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**3 JUDGES WILL HEAR  
APPEAL BY MITCHELL**

A panel of three judges was named yesterday to hear an appeal by defense lawyers seeking to delay the obstruction-of-justice trial of former Attorney General John N. Mitchell and former Commerce Secretary Maurice H. Stans.

The appeal is scheduled to be heard here next Tuesday morning by Judge Henry J. Friendly, Judge Wilfred Feinberg and Judge J. Edward Lumbard of the United States Court of Appeals for the Second Circuit.

The trial is due to begin on Tuesday in Federal District Court here with the selection of jurors, unless the Court of Appeals delays the case to give the defense lawyers more time to prepare their case.

The Court of Appeals could reject the requested delay, or grant it or reserve its decision, but the trial is expected to begin Tuesday afternoon unless it is stayed by the court.

Mr. Mitchell and Mr. Stans were indicted last May 10 on charges of conspiracy obstruction of justice and perjury in connection with a secret \$200,000 cash contribution from Robert L. Vesco, a fugitive financier, to President Nixon's 1972 election campaign.