



ELLSBERG'S PSYCHIATRIST DR. LEWIS FIELDING, ACCOMPANIED BY HIS ATTORNEY, DAVID NISSEN (RIGHT) WAS PROSECUTOR AT THE PENTAGON PAPERS TRIAL.

PENTAGON PAPERS CHARACTERS

David Nissen, the brilliant young attorney who prosecuted the Pentagon Papers case for the government against Daniel Ellsberg and Anthony Russo, quietly resigned from the federal service this past June.

Nissen, who served in the U.S. Attorney General's Los Angeles office since 1961, resigned after Judge Matt Byrne dismissed the Pentagon Papers case May 11, 1973, because "the conduct of the government has placed the case in such a posture that it precludes the fair and dispassionate resolution of these issues

by a jury."

During the course of the Pentagon Papers trial, Nissen was never told by the Justice Department that Dr. Ellsberg had been wire-tapped by the government or that the White House Plumbers under Ehrlichman, Liddy and Hunt had illegally broken into and burgled the office of Dr. Ellsberg's psychiatrist, Dr. Lewis Fielding, after the psychiatrist had previously refused to give Dr. Ellsberg's records to the FBI on grounds of the privacy of the physician-patient relationship.

David Nissen is now a partner in the Santa Ana law firm of Passo, Yates and Nissen.