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**SEGRETTI AGREES  
TO PLEAD GUILTY**

**He Will Assist Prosecutor in  
Campaign Law Case—Hunt  
Seeks to Void Guilty Plea**

**By ANTHONY RIPLEY**

Special to The New York Times

WASHINGTON, Sept. 17—Donald H. Segretti, who was hired to play tricks on the Democrats in the 1972 Presidential campaign, has agreed to plead guilty to an expanded four-count indictment charging campaign law violations and to cooperate with the Watergate special prosecutor.

Mr. Segretti appeared today in Washington before United State Magistrate Lawrence S. Margolis, who released him on his personal recognizance and set Oct. 1 for a hearing on the status of the case.

While Mr. Segretti was appearing in the magistrate's office, E. Howard Hunt Jr. was joining four other Watergate conspirators in attempting to set aside the convictions and guilty pleas in the Watergate trial last January.

As did the others before him, Hunt alleged that he had been deceived into thinking the break-in at Democratic party headquarters in the Watergate complex here on June 17, 1972, had been dictated by national security reasons.

Mr. Segretti's move was an expansion and a transfer of action begun in Florida, where he was indicted May 4 on two counts of sending spurious letters on the campaign stationery of Senator Edmund S. Muskie of Maine. The letters suggested sexual misconduct on the part of Senators Hubert H. Humphrey of Minnesota and

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Henry M. Jackson of Washington.

At the time, all three Democratic Senators were seeking their party's Presidential nomination.

The four-count indictment, first handed up by a Tampa grand jury on Aug. 24 and sealed until today, charges Mr. Segretti with distributing cards reading, "If you like Hitler, you'll love Wallace . . . Vote for Muskie" during the Florida primary.

**Other Charges Listed**

It also charges Mr. Segretti with circulating posters reading "Help Muskie Support Busing our Children" and with sending out letters on Senator Muskie's stationery saying that a Congressman's office personnel and equipment were being used to support Senator Muskie.

Mr. Segretti has not pleaded guilty to the charges yet but has agreed to them, according to Victor Sherman of Los Angeles, his lawyer. All four counts are misdemeanors carrying a maximum penalty of \$1,000 fine and a year in jail each.

Mr. Segretti appeared briefly before newsmen as he left the courthouse after being

photographed and fingerprinted. He said he did not think it was "appropriate to say anything at this time."

He left in a car provided by the special prosecutor's office.

**2 Co-Conspirators Listed**

Named as co-conspirators with the 32-year-old Mr. Segretti but not defendants in the new indictment are Robert M. Benz, 25, and George A. Hearing, 40, both of Tampa.

Hearing pleaded guilty after his earlier indictment in Florida and was given the maximum sentence of a \$1,000 fine and one year in prison.

Hunt's petition was filed by Sidney S. Sachs, who has been his lawyer for the last month. It was filed with Chief Judge John J. Sirica in United States District Court and asked for leave to withdraw his plea of guilty and to dismiss the burglary, wiretapping and conspiracy charges against him.

Last week four other Watergate conspirators, Frank A. Sturgis, Eugenio R. Martinez, Bernard L. Barker and Virgilio R. Gonzalez all asked Judge Sirica to change their pleas to not guilty.

They said that Hunt, among others, had deceived them into pleading guilty.

The four said they thought the raid on the Watergate was legitimate Government intelligence activity. They entered guilty pleas, they said, out of concern for national security.

**Government Assailed**

Hunt's petition today said he thought he had been acting lawfully to protect national security. That co-defendant, G. Gordon Liddy, was his supporting witness and Liddy refused to talk, that new evidence has come to light and that the case should be dismissed because of "outrageous Government conduct."

"At the time of defendant's indictment and plea, responsible Government officials had engaged in a deliberate, clandestine and successful campaign to obstruct justice," the petition states.

"In the White House and down through the Executive Office of the President and the Department of Justice, there had been destruction and withholding of evidence, and perjury and subornation of perjury.

"Surely in the history of this

country there has been no case in which the Government more outrageously has perverted the administration of justice and subverted the Constitution. The depth to which the corruption penetrated the Government is reflected by the names and positions of Government officials who have been accused, under oath, of felonious conduct related to the case or have admitted felonious conduct."

"Whether or not the evidence, unexposed because of now known notorious corruption by Government officials, would have established defendant's innocence, such misconduct so gravely violated his constitutional rights as to require dismissal of the proceedings."

**2 Convicted at Trial**

Liddy and James W. McCord Jr. were the only two defendants in the Watergate trial before Judge Sirica who refused to plead guilty. Both were convicted.

On June 8 McCord filed an appeal for a new trial, citing newly discovered evidence, possible perjury and selective prosecution.

Only Liddy has failed to appeal. He is serving a sentence of from six years and eight months to 20 years in prison.

The others, with the exception of McCord, were given tentative 55-year sentences, pending a study by the Federal Bureau of Prisons.

McCord's sentencing was held up and he has been cooperating with the prosecutors.

Thus far, there have been 11 convictions or guilty pleas in the Watergate investigations, including Mr. Segretti's announcement that he intended to do so. The others are Jeb Stuart Magruder and Frederick G. Larue, both officials of the Committee for the Re-election of the President and Hearing.

Judge Sirica's office has not ruled on any of the appeals thus far, nor has he set a date for hearings.



Associated Press

Donald H. Segretti leaving U.S. District Court in Washington yesterday

## Segretti Set to Plead Guilty to 4 Counts