

REBOZO BANK TOLD TO YIELD RECORDS

Prosecutor to Get Names of Trust Account Holders

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MIAMI, Dec. 5—The Key Biscayne bank headed by Charles G. Rebozo was ordered today by a Florida judge to give him the names of those who maintain accounts in the bank's small trust department.

Judge Paul Baker of Circuit Court said he would provide the names to Richard E. Gerstein, the state's Attorney here, if he decided that any of them were relevant to Mr. Gerstein's investigation of some of the bank's financial activities.

The identity of trust account holders at the Rebozo bank was part of the information subpoenaed by Mr. Gerstein last week. The bank has agreed to comply with other portions of the three separate subpoenas but has declined to turn over the names of the trust account holders on the ground that the subpoena was unlawfully vague.

A 'Fishing Expedition'

William Frates, a lawyer for Mr. Rebozo, accused Mr. Gerstein in court today of conducting a "fishing expedition" into the records of the Key Biscayne Bank and Trust Company. But he later agreed to make the names, which Mr. Gerstein described as fewer than 10, available to Judge Baker.

Mr. Frates also told the judge that he had received permission from the White House to provide Mr. Gerstein with information, requested in a separate subpoena, on any certificates of deposit, trust accounts or "other records" relating to President Nixon, a close friend of Mr. Rebozo, who is a large depositor at the bank.

Mr. Getserin, a Democrat who is serving his fifth term as the Dade County prosecutor, has requested similar information about 14 others, in addition to Mr. Nixon.

They include F. Donald Nix-

on, the President's brother; H. R. Haldeman and John D. Ehrlichmann, former assistants to the President; Linden O. Pindling, Prime Minister of the Bahamas; DeWitt Wallace, editor of the Reader's Digest magazine; Donald Kendall, chairman of the Pepsi-Cola Company, and James Crosby, who heads a gambling and hotel corporation on Paradise Island in the Bahamas.

Other Data Sought

The prosecutor has also asked for data on a defunct account at the Key Biscayne bank that, between April, 1972, and last April, was controlled by the Committee for the Re-election of the President, and on a series of loans reportedly made to Seymour Alter, a former employe of the Paradise Island casino.

Mr. Gerstein's office reportedly has sworn testimony indicating that Mr. Alter, a self-described "consultant" to the casino, visited Mr. Rebozo's bank on numerous occasions with large amounts of cash brought in from the Bahamas. His investigators are believed to be looking into the possibility that the bank may have served as a "laundry" for funds illegally skimmed from the casino's gaming tables.

Mr. Gerstein repeatedly declined to comment on his reasons for seeking Mr. Nixon's bank records, saying only that his office was attempting to learn "whether there's information in the bank that will aid us in the investigation of the conspiracy that began on Key Biscayne on March 30, 1972."

That was the date of a meeting between former Attorney General John N. Mitchell, then Mr. Nixon's campaign manager; Jeb Stuart Magruder, Mr. Mitchell's deputy, and several other aides. Mr. Magruder has alleged that, during the meeting, Mr. Mitchell approved the Nixon committee's intelligence-gathering plan that eventually led to the bugging of the Democratic party's headquarters in the Watergate apartment and office complex.

Mr. Nixon reportedly holds long-term savings deposits in the bank amounting to some \$250,000, as well as a checking account with a balance of more than \$100,000. His daughters, Mrs. David Eisenhower and Mrs. Edward F. Cox, are also understood to have accounts in the bank.