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Prosecutor's Request in Agnew Case

Annapolis, Md.

A county prosecutor said yesterday he will ask the Justice Department for evidence gathered against Spiro T. Agnew to determine whether he should try to prosecute Agnew in Maryland.

Warren Duckett, the Anne Arundel county state's attorney, said he will wait until the bribery and conspiracy trial of Baltimore county executive Dale Anderson is ended before seeking the Agnew information from the Justice Department.

Duckett will have the primary responsibility of deciding whether state charges should be brought against Agnew. Evidence published by the Justice Department when Agnew resigned as vice president and pleaded no contest to one count of federal income tax evasion alleged that he had accepted bribes in his dealings with architects and engineers who were awarded state contracts when he was governor of Maryland.

In Washington, a spokesman for the Justice Department said if Duckett follows through with such a request, "We'll take a look at it and see what we can do."

The spokesman noted, however, that then-Attorney General Elliot L. Richardson had advised against state prosecution of Agnew at the time of Agnew's resignation.

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