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Kalmbach

Alters Milk Fund Story

Washington

Herbert W. Kalmbach, formerly President Nixon's personal lawyer, has testified that he was instructed by H. R. Haldeman, then the President's chief of staff, to accept \$100,000 from the dairy industry in 1969.

Kalmbach testified in a suit filed by Ralph Nader, the consumer advocate, accusing the Nixon administration of granting favors to the dairy industry in exchange for campaign contributions. His testimony came in the form of a deposition taken December 13 and released Monday.

Under questioning by a lawyer for Nader, Kalmbach acknowledged that he had been acting on Haldeman's instructions in accepting the \$100,000 from Milton Semer, a representative of the Associated Milk Producers, Inc.

Kalmbach said that he had "advised Mr. Haldeman that Mr. Semer was talking about a contribution, and I requested the authority to receive that contribution, and to receive that contribution in cash."

Reminded that he had testified in an April 30 deposition that he had "not recalled" any discussions with Haldeman about dairy contributions, Kalmbach said that new evidence refreshed his memory.

"Well, these recent memoranda and the like have refreshed my recollection, and now with my memory refreshed I do recall I did discuss these contributions with Mr. Haldeman," Kalmbach said.

The recent memoranda mentioned by Kalmbach refer to correspondence about the dairy contribution between Haldeman and Charles W. Colson, former special counsel to the President, and Gordon C. Strachan, an aide to Haldeman. These memoranda were attached to the 115-page deposition.

New York Times