

SFChronicle
APR 13 1974

Complaints By Chapin's Attorney

Washington.

The lawyer for former presidential appointments secretary Dwight L. Chapin filed motions late yesterday for acquittal and a new trial away from Washington.

Chapin was found guilty in U.S. District Court earlier this month on two counts of lying about the activities of political saboteur Donald H. Segretti.

The attorney, Jacob A. Stein, said the trial "was tainted by the admission of unduly prejudicial evidence." Stein referred specifically to the Humphrey-Jackson letter and the Chisholm news release which he said "undoubtedly created prejudice against the accused completely out of proportion of probative value of these items."

The motion said, "In no instance did the government prove that Mr. Segretti had any discussion with Mr. Chapin in which Mr. Segretti identified himself as the distributor of a particular item . . . The evidence was not sufficient to permit reasonable minds to conclude beyond a reasonable doubt that Mr. Chapin was familiar with the items."

United Press