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House Inquiry Criticizes White House For Approach to Ellsberg Trial Judge

By DAVID E. ROSENBAUM Special to The New York Times

WASHINGTON, June 12-Democrats and Republicans on planned after the President's re-Ehrlichman that he could not the House Judiciary Committee election. the House judiciary committee contains. concluded today that it was highly improper for the White House to approach the judge in Democrtic members, Represen-Envice Peter W Bodino Ir, the Envice Peter W Bodino Ir, the Envicement of the Statistic Sector Statistics Sector Stat Dr. Daniel Ellsberg's trial last tatives Peter W. Rodino Jr., the second meeting. year about the possibility of the chairman, was reported to have judge's becoming director of remonstrated with members

The committee was also said Judge Byrne, however, re- impoundment. said that the to have taken up the circum- portedly told Judiciary Com- issue went "to the heart" of

stances surrounding creation of mittee lawyers in a staff intera list of Administration enemies view that he had stated clearly _against whom retribution was at his first meeting with Mr.

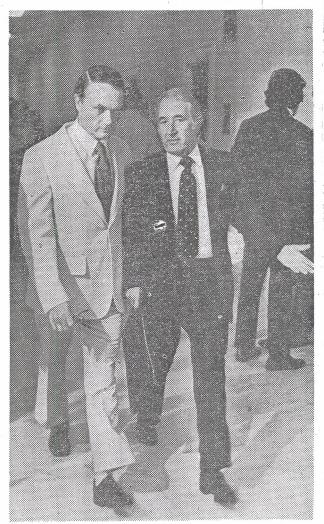
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But the committee was reported to by the committee constructed with members that he spectratic members that he expect of the approach was made with free would be abuilto within a spectra the judge had been express asked to take any action of the approach was made with free would be made public within a spectra the judge barne the judge had been expected by the committee members that he committee would be made public within a spectra to fudge Byrme, He said that the judge had not be anought out because had been ought out because the proach of a make by the spectra to the spectra the s

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'Best Man' for Job

The 91-page staff study on apoundment said that the

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The New York Times/George Tai

Peter W. Rodino Jr., right, chairman of the House Judiciary Committee, and Delbert L. Latta, a Republican member from Ohio, leaving a meeting yesterday.

the constitutional separation of powers, under which Congress has power to allocate Federal funds. The memo said that "an un-justified, sustained and delib-erate refusal by or failure of the executive branch to carry pout spending statutes enacted by Congress may be said to represent grounds for impeach-ment." But the study noted, in re-counting White House argu-ments justifying the withhold-ing of appropriated funds, that the Nixon Administration had bloiding several specific im-poundments illegal. In addition to these judicial remedies, the memo said, "there appear to be alternative legisla-tive remedies" for Congress to