

## 7 G.O.P. Leaders to Choose Candidate for State Court of Appeals

By FRANK LYNN

While the state's rank-and-file Democrats will choose two Democratic candidates for the Court of Appeals, the state's highest court, in the Sept. 10 primary, only seven Republicans will

**New York** choose one of the Republican nominees. And, according to Re-

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publican insiders, it is very likely that the seven will follow the bidding of one man, Governor Wilson.

The seven constitute a committee on vacancies appointed by the Republican State Committee to fill any vacancies on the state G.O.P. ticket. All are party officers virtually unknown to the general public. But they can be counted on to follow their leader.

The seven — Republican State Chairman Richard Rosenbaum, George L. Hinman, Eunice Whitley, Sara C. Boland, Joseph Franzella, James Hellmuth and Dorothy McHugh — are scheduled to meet tomorrow, the final day for substituting candidates, to pick or more accurately, ratify, a replacement for Court of Appeals Judge Samuel Rabin of Queens.

Judge Rabin declined the nomination after the Republican State Committee designating meeting last month. He would serve only one

more year, if elected, because he reaches the statutory retirement age of 70 next year. The timing of his declination gave party leaders—and ultimately Governor Wilson, rather than the state committee—the opportunity to replace him as a candidate.

Governor Wilson, who prides himself on his long identification with the Republican organization, deeply involves himself in party matters and does not rely so heavily, as former Gov. Nelson A. Rockefeller did on the advice of such knowledgeable Republicans as Attorney General Louis J. Lefkowitz and Mr. Rosenbaum. The latter has more than once been angered by a Wilson brushoff.

The leading contenders are three upstarts, Appellate Division Justice Louis M. Greenblott of Binghamton, Supreme Court Justice Paul J. Yesawich Jr. of Homer and Appellate Division Presiding Justice John S. Marsh of Niagara Falls.

The other Court of Appeals candidate on the Republican line is Associate Judge Harold A. Stevens, a Democratic interim incumbent and the only black on the state's highest court. Judge Stevens is also a Democratic designee but he will have to compete for the nomination with Appellate Division Justice Law-

rence H. Cooke of Monticello, who was also selected by the Democratic State Committee, and an insurgent, Jacob D. Fuchsberg. Democratic voters will choose two of the three.

Democratic leaders are concerned over the noncampaign of Mayor Lee Alexander of Syracuse, their choice for the United States Senate nomination. The mayor, who is not widely known, has a campaign staff of a secretary and a part-time public relations man; a suite at the Delmonico Hotel that serves as his only campaign headquarters so far, and no campaign schedule. One of the mayor's opponents for the Senate nomination in the September primary, Ramsey Clark, has tagged Mr. Alexander the "no show" candidate. The third man in the race is Abraham Hirschfeld.

The only public move of the Alexander campaign so far was the filing of objections last Thursday to the petitions of his two opponents. But the objections were withdrawn on Friday. "A snafu," said the part-time public relations aide.

Many Democrats are busily speculating about what might have been if the unbalanced books in the Controller's office had been revealed during the mayoral campaign last year when then Controller

Beame made a major point of his fiscal experience.

One of Mr. Beame's Democratic opponents, Assemblyman Albert H. Blumenthal, declined to address himself to that, but another, Representative Herman Badillo, echoed many other Democrats when he said, "You can't claim to be a fiscal expert and have millions of dollars missing."

Mr. Blumenthal irritated, to put it mildly, Assemblyman Antonio G. Olivieri, when he endorsed Mario M. Cuomo, Mr. Olivieri's opponent for the Democratic lieutenant governor nomination.

Mr. Olivieri and his friends noted that he was chairman of a Blumenthal for Mayor citizens committee last year, was one of the first public officials to back Mr. Blumenthal, and campaigned extensively for him. In fact, Mr. Olivieri's district was the only district Mr. Blumenthal won in the Democratic primary.

"Is there no decency?" asked Nancy Abraham, an Olivieri press aide.

Mr. Blumenthal said he had endorsed Mr. Cuomo because he thought Howard J. Samuels the Democratic gubernatorial contender, was entitled to his choice of running mates. Other Democrats suspect that Mr. Blumenthal wants to insure his place in

the Democratic legislative hierarchy next year. He is deputy minority leader.

One indication of the increasingly close ties between labor and the Republican party in this state is the state A.F.L.-C.I.O. rating of Governor Wilson's record on labor supported bills. The Wilson rating is "30 good, 9 bad"—meaning he signed 30 labor-supported bills and vetoed 9 of them. As for bills opposed by labor, Mr. Wilson didn't do so well—"five good and four bad"—meaning he vetoed five and signed four.

The Wilson scorecard is included in the latest issue of the state A.F.L.-C.I.O. newsletter, which also features a large picture of the Governor signing a bill with more than 20 labor leaders around him.