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## Colson Uncertain

### On Burger Talk, His Attorney Says

WASHINGTON, Jan. 17 (UPI) —Charles W. Colson's attorney says the former White House aide does not know whether President Nixon spoke with Chief Justice Warren E. Burger about a suit to obtain his Watergate tapes.

According to Ken Adams, a member of Mr. Colson's former law firm, Mr. Colson said Mr. Nixon had said only:

"I think we'll really win in the Supreme Court. Burger thinks this whole thing is a disgrace."

Mr. Adams said that Mr. Colson did not know whether Mr. Nixon had spoken directly with Chief Justice Burger, or whether the President had drawn a conclusion based on second-hand information.

In response to a request Mr. Adams spoke by phone yesterday with Mr. Colson about allegations made by John W. Dean 3d, the former White House counsel, in a television interview Tuesday.

Mr. Dean said that while both men were imprisoned at Fort Holabird, Md., Mr. Colson had said that Mr. Nixon had expected the Supreme Court to let him keep his White House tapes secret.

According to Mr. Adams, Mr. Colson based his statement on his notes of a conversation with Mr. Nixon on Dec. 18, 1973, several months after Mr. Colson had left the White House.

During the furor that followed Mr. Nixon's dismissal of Special Prosecutor Archibald Cox in October, 1973, the President turned a few tapes over to the prosecutors. The Senate Watergate Committee failed in the courts to gain access to the recordings.

Special Prosecutor Leon Jaworski filed suit in April, 1974, to obtain many more tapes for evidence in the Watergate cover-up trial. The Supreme Court sustained him in an 8 to 0 decision. A month later Mr. Nixon resigned.

Mr. Colson remains in prison. Last July he began serving a one to three year sentence for conspiracy to obstruct justice in connection with the break-in at the office of Daniel Ellsberg's psychiatrist.