

## Two in Nixon Tax Case Win Plea for Separate Trials

WASHINGTON, July 10 (AP) —The United States Court of Appeals ruled yesterday that two men accused of seeking to obtain an illegal tax break for former President Richard M. Nixon were entitled to separate trials in Los Angeles and Chicago.

The special Watergate prosecutor, Henry S. Ruth, had appealed United States District Court Judge Oliver Gasch's April 16 order permitting separate trials for Frank DeMarco Jr. of Los Angeles, a former Nixon tax lawyer, and Ralph G. Newman of Chicago, a documents appraiser.

The appeals court offered no reasons for denying Mr. Ruth's appeal that one trial be held, preferably in Washington, so that the Government would not have to make its case twice in separate proceedings.

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