

TURDAY, DECEMBER 6,

CHURCH REJECTS NIXON TESTIMONY

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Calls Terms Set by Former
President 'Unacceptable'

NYTimes

WASHINGTON, Dec. 5 (UPI) —Senator Frank Church, chairman of The Senate Select Committee on Intelligence, said today that he found former President Richard M. Nixon's conditions for giving testimony "unacceptable" and would recommend that the panel reject them.

The Idaho Democrat told reporters following a committee session that under conditions stipulated by Mr. Nixon for granting testimony, the former President would have "total control of what he divulged."

In any event, Senator Church said, He believed the committee now had "all the facts we need" concerning Mr. Nixon's part in ordering the Central Intelligence Agency to intervene in Chilean politics and on the so-called "Huston Plan," a never-executed program for a massive domestic intelligence operation against American dissidents.

Senator Church said he would ask the committee at an executive session Monday to turn down Mr. Nixon's offer.

The conditions under which the former President would testify were spelled out in a Nov. 13 letter from his attorney, Herbert J. Miller, to Frederick Schwartz, the committee counsel.

They specify that Mr. Nixon would be willing to give testimony on a "wide range of subjects" to "ranking committee members" — presumably meaning Senator Church and John G. Tower, Republican of Texas, who is vice chairman of the committee—at his San Clemente, Calif. residence.

The letter stipulated that the committee would have to agree that Mr. Nixon's testimony was "voluntary" and that he could still exercise executive privilege in declining to answer any questions.