

E NEW YORK TIMES, SATURDAY, AUGUST 22, 1970

Newton and Seale Reunited Briefly

By JOHN DARTON

Special to The New York Times

NEW HAVEN, Aug. 21—Huey P. Newton and Bobby G. Seale, the co-founders of the Black Panther party, who have been separated by prison bars for almost three years, were briefly reunited today and embraced warmly.

The two Panther leaders, along with David Hilliard, the party's chief of state, met in private and talked for more than an hour in an empty jury room in the Superior Courthouse, where Mr. Seale is to stand trial in the Alex Rackley murder case.

"He was looking beautiful," Newton said afterward, smiling broadly.

"I was concerned because I had heard that he was fasting in prison—I told him to eat a lot and get fat like me," added the muscular, thin-wasted 28-year-old Panther minister of defense.

Mr. Seale has been in prison here awaiting trial since last March 15, and defense attorneys described him as "elated" over the visit. He had been told only yesterday to expect a chance to view his close friend and revolutionary associate.

Judge Permitted Meeting

The meeting was permitted by Judge Harold M. Mulvey shortly after Newton arrived at the courthouse at 9:10 A.M., accompanied by Mr. Hilliard. The state's attorney prosecuting the case, Arnold Markle, said he objected to such a meeting on the ground that it violated procedures allowing defendants to see only their attorneys and immediate family.

While the defense lawyers were in the judge's chambers, Newton, dressed in a black V-neck T-shirt and striped slacks, greeted the Panthers and their sympathizers waiting in line to get in the courtroom.

He embraced the women and gave the revolutionary hand-

shake to the men, in a scene that was emotional but so low-key that those waiting at the back of the line did not realize he was there.

The Panther leaders were then introduced to Judge Mulvey by the defense attorneys, Theodore I. Koskoff and Charles R. Garry.

"I believe I know him," said the judge, smiling at Mr. Hilliard. In April, Judge Mulvey sentenced him to six months for contempt of court after a courtroom scuffle. The sentence was lited a week later.

Introduced to Newton

"And, Your Honor, this is Huey Newton," said Mr. Garry. "How are you?" asked the judge, shaking his hand.

"How you doing?" Newton replied passively.

During the morning session, the Panther minister of defense took a seat in the front row as Mr. Seale testified on behalf of Lonnie McLucas, the first to be tried in the murder and kidnapping case. He sat with his chin resting upon a cupped fist, unsmiling through the proceedings.

At the recess, when the party chairman passed by Newton, their eyes met, they smiled and their fists clenched against their chests in silent salute.

At 1 P.M., Newton held a news conference a block away in which he said McLucas was not receiving justice from the bench. He said the Judge was "leaning to the prosecution."

Cites California Shooting

Asked about Mr. Seale, he referred to a statement by Kingman Brewster Jr., in which the president of Yale expressed "skepticism" that a black man could receive a fair trial in the United States.

Newton referred four times to the Aug. 7 courthouse shootout in San Rafael, Calif., that left four dead, including a judge. "If we do not receive

justice, we will see more action of the kind that took place in Marin [County]," he said.

Earlier this week, a memorandum was circulated here by the State's Attorney's office to all courthouse security personnel containing excerpts from Newton's eulogy for two of the blacks who died in the confrontation.

At the news conference, Big Man, the deputy minister of information, read a statement saying that the New Haven chapter members were "young" and "immature" at the time of Rackley's slaying and should not be blamed because they were terrorized by George Sams Jr., a witness for the prosecution whom Panthers contend was a police infiltrator.

The last time the two Panther leaders had seen each other was in another courtroom, in California.

Newton was on trial for the shooting of an Oakland policeman. His conviction on charges of coluntary manslaughter were later reversed because of omitted instructions to the jury, and he was released on \$50,000 bail earlier this month. However, he faces a new trial.

Newton arrived at 12:15 A.M. at Kennedy Airport in New York, where he was greeted by two dozen party members and supporters. Among them was Jane Fonda, the actress; Don Southerland, the actor, and Mark Lane, the New York lawyer.

Also on hand were numerous undercover agents. Two cars trailed the limousine carrying Newton and Mr. Hilliard to Westport, Conn., so closely that they almost drove into the drive-way of the home where the two spent the night.

Newton said he planned to leave for California over the weekend, but would return for Mr. Seale's trial at which he hopes to testify. His trip to the East Coast was kept quiet because, as one lawyer explained, "We didn't want to have a mass rally."