

Spain forms new govt.

MADRID, Spain (UPI) — Prime Minister Carlos Arias Navarro formed the first Spanish government of the post-Franco era yesterday, giving key jobs to political reformers.

With thousands of workers and students on strike for democratic freedoms, Arias replaced all but three members of his 19-man cabinet.

The new government is expected to be sworn in Saturday. After completing the cabinet, Arias was picked

up at his office by his wife for a quiet lunch marking his 67th birthday.

Highly placed sources said Arias gave the key jobs of interior, foreign affairs and justice to advocates of democratic change. He sought army support for liberalization by making a general his deputy premier.

Conservative military men were picked for the ministries of the army, navy and air force.

The cabinet was described by officials as a reflection of

King Juan Carlos' desire for cautious but far-reaching change in the regime he inherited from the late Generalissimo Francisco Franco 19 days ago.

Opposition moderates described it as the most liberal cabinet that could be expected "under the circumstances" — with Franco hardliners still holding powerful positions in the regime.

As Arias prepared the announcement, thousands of workers staged wildcat

strikes and students boycotted classes in a "day of struggle" for amnesty and political freedoms.

Official sources estimated the number of strikers in Madrid at between 20,000 and 25,000 in the metal and construction industries. Another 30,000 to 15,000 were on strike in the Barcelona region and the Asturian-coal mines.

At Madrid's sprawling Chrysler automobile plant, police cleared the factory halls when workers refused to man the assembly lines. At the Madrid University campus, mounted police chased small groups of demonstrating students.

The strikers demanded full amnesty for Spain's estimated 2,000 political prisoners. On assuming the throne, Juan Carlos decreed a limited royal pardon that freed 236 political prisoners.

Patty's defense: Fear of death

SAN FRANCISCO (AP) — "Fear of death" will be Patricia Hearst's prime defense to charges of federal bank robbery, her chief attorney said in court yesterday.

"We'll have a simple defense — somebody put a gun at my head and I did what they told me," Atty. F. Lee Bailey said at a hearing on pretrial motions.

Attorneys have contended since Hearst's arrest Sept. 18 that the heiress was tormented and brainwashed by the terrorist Symbionese Liberation Army, which kidnaped her Feb. 4, 1974.

But Bailey's statement was the first word in court that the 21-year-old defendant will shun a defense of insanity or diminished capacity when she stands trial Jan. 26.

Yesterday's court appearance was the first for the jailed heiress since Nov. 10, when a judge entered a plea of innocent for her after she stood mute before him. Her attorneys contended then she was too disturbed to help them defend her.

Clad in a blue velvet blazer, pale blue slacks and a white turtleneck sweater, Hearst smiled at members of her family when she entered the courtroom. While she sat quietly at the counsel table, Bailey outlined a complex defense strategy.

"No defense of criminal insanity — that is, mental illness — will be imposed in this case," Bailey told U.S.

District Court Judge Oliver J. Carter. "Fear of death will be a prime defense."

The key question of the case, he indicated, will be the state of Hearst's mind when she carried a rifle into the Hibernia Bank six weeks after her kidnaping.

Should the government offer evidence that Hearst helped rob the bank willingly, Bailey said, "We would have to go to a defense of brainwashing."

But he added, "There will not be a claim that as a result of mental deficiency the criminal conduct be excused..."

Judge Carter granted motions for both sides to bring psychiatrists to Hearst's jail cell in preparation for the trial.

The judge agreed with Bailey at one point that Hearst may be suffering from "some mental debility," but nothing that would prevent her from standing trial.

Following the hearing, Hearst was taken to a jury room where she voluntarily gave the government samples of her handwriting, her voice and a snip of her hair. The samples were to be compared with evidence the government seeks to link to Hearst.

The judge took under submission a number of pretrial motions from both sides including a request by the government for a publicity gag order.

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Guide for FBI wiretapping aired

WASHINGTON (UPI) — The Justice Department made public yesterday a preliminary draft of surveillance guidelines that would permit the FBI to try to "disrupt" a group's plans for using force or violence. But an official said the tactics cannot include "dirty tricks" the FBI used from 1956 to 1971 to try to destroy

violence-prone organizations in its secret "Cointelpro" program that has drawn heavy congressional criticism. Preventive action may include "disrupting plans for using force or violence or preventing access to or rendering inoperative weapons, explosives or other instrumentalities of planned violence," the draft says.

"This is a wholly different exercise — to prevent, not destroy an organization," he said. The proposed guidelines set strict limits on situations in which the FBI can conduct surveillance or attempt preventive action, sharply

limit what it can do, and place it under close control of the attorney general. Attorney General Edward H. Levi, who announced the release of the draft in testimony before the Senate intelligence committee, said there was disagreement in the Justice Department on "some aspects" of the guidelines, which were drafted by a committee of Justice Department officials. The guidelines permit domestic security investigations only "when there is likelihood the activities of individuals or groups involve or will involve the use of force or violence in violation of federal law..."

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