## ursday • April 30, 1998

## preme Court divided over delayed executions

victed murderer and rapist.

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Justice

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court Wednes-

Anthony M.

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What the

appeals court

did in Thomp-

son's case is ex-

victims crime alike."

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HINGTON (AP) — Citing a days before he was to die. ful and legitimate interest in ng the guilty," the Supreme ignaled growing frustration sday over delays in executing tion's more than 3,000 death

ough the court was deeply dithe five-justice majority sternly in criticizing the postecution last year.

e justices ruled that the San co-based 9th U.S. Circuit t of Appeals was guilty of a buse of discretion" when it dThomas Thompson's life two

Justice David H. Souter, writing for the four dissenters, said the court was solving a "problem that does not exist."

The appeals court blocked Thompson's execution by recalling, pulling back, its previous rejection of one in a

"[The court had cheated] the state and the victims of crime alike." or

**Supreme Court Justice** Anthony M. Kennedy

long line of appeals by the con- ceedingly rare, and Wednesday's

decision therefore will not directly affect many death-penalty cases. Writing for

Kennedy's 26-page opinion was seemingly intended to put lower federal courts on notice that unnecessary delays will not be tolerated.

Congress sought to speed up the rate of executions when in 1996 it passed the Antiterrorism and Effective Death Penalty Act.

But Kennedy said the 9th Circuit court's conduct in Thompson's case was not covered by the law because it had not been sparked by a new appeal from the inmate.



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on condition of anonymity. democracy movement. 'We shall achieve the objective This growing common ground of building a country and also dedominated the first day of a velop the country according to

law," Tang replied. Both the Chinese official and Albright referred to a "strategic partnership" between their countries, thereby giving their growing closeness far greater emphasis than their differences.

There are some, Albright said, referring to U.S. complaints about China's record on human rights, its export of technology that could help countries like Pakistan and Iran develop potent weapons and Chinese barriers to U.S. exports.

## right in China sets tone for Clinton's visit

ING (AP) - Secretary of Madeleine Albright glossed ifferences on human rights, and technology exports esday to emphasize a "stratemership" with China and set od for President Clinton's up-

more than five hours of prigotiations, however, Albright ively debated U.S. concerns nior Chinese officials.

e will take her concerns to ent Jiang Zemin and Premier kind of issues that take place en two countries that have a deal in common," Albright tajoint news conference with

Foreign Minister Tang Jiaxuan.

Having released a string of noted dissidents, China still holds some 2,000 political prisoners, by U.S. estimate, and the Clinton ad-ministration is shifting its strategy to push for wholesale releases, a sethree-hour meeting with Tang and a two-hour dinner conversation with Vice Premier Qian Qichen.

Albright found the Chinese sharing U.S. determination to keep the Korean peninsula free of nuclear weapons, eager to maintain peace in the oil-rich Persian Gulf and not challenging the huge U.S. military presence in the Pacific, said a U.S. official, speaking

two-day visit by Albright, which is keyed to preparing for Clinton's state visit in June.

on common interests res-Albright government

tions on expression are beginning to ease nine years after the brutal crackdown of a pro-



presents ...

## inton uses marital privilage to avoid questions

ury in Arkansas watched first

m Clinideotaped sday, her ed she had d to anin the water in-

ds of marital privilege stions in Saturday's five

hite House session that Clineclined to respond to dealt onversations that plainly fell privilege for marital communi-

Thursday...a party Friday night ..

m't look like I tried too hard...

even gave it a thought ...

at little Poleci outfit...

said in a statement.

After the grand jury gathered at the federal courthouse in Little Rock, Ark., Whitewater prosecutor Kenneth Starr spent about 45 minutes in the area of the building where the grand jury meets.

Deputy Whitewater prosecutor W. Hickman Ewing Jr., who conducted most of the questioning of Clinton, declined to comment as he entered the building carrying two briefcases.

Clinton's invoking the marital privilege is the latest instance of Whitewater prosecutors being unable to get answers to questions in

ASHINGTON (AP) — As a cations," attorney David Kendall day to a convention of the Association of Defense Trial Attorneys in San Antonio

> Clinton has invoked executive privilege to protect the confidentiality of some conversations with top aides in the investigation involving former White House intern Monica Lewinsky.

ton's relationship with Lewinsky.

The Whitewater probe "is a great investigation for the law of evidence," said New York University law professor Stephen Gillers. We've got executive privilege, attorney-client privilege, spousal privilege, a brand-new Secret Service persons' privilege, and all that's left" that hasn't been invoked "are clergyman's privilege, physician-patient privilege and the privilege against self-incrimination. Gillers said that if Clinton had

answered the questions, that would have risked loss of the marital privilege covering all other conversations with her husband.

Regarding conversations between Clinton and her husband, Starr was pressing into an area where he should have expected to be rebuffed, said Bruce Yannett, a white-collar criminal defense lawyer

"I don't think anyone should be particularly surprised or offended" by invoking the privilege, said Yannett, a former federal prosecutor.



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Starr will speak on the issue of executive privilege in a speech Fri-

The Justice and Treasury departments argue that Starr can be barred from questioning Secret Service officers about President Clin-





