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The Brooklyn District Attorney, Eugene Gold, urged yesterday that David R. Berkowitz, accused of being the .44-caliber killer, be tried in Brooklyn for the murder of Stacy Moskowitz last July 31.

No proof has been offered to show the existence of prejudice there, the District Attorney said in papers filed with the Appellate Division of State Supreme Court.

Mr. Gold was replying to a motion by Mr. Berkowitz's lawyers, Leon Stern and Ira Jultak, to have the trial moved to another part of the state, preferably Sullivan County. They had charged that "a fair and impartial trial cannot be had in the County of Kings . . . because of

the existence of biased and prejudiced public opinion."

This resulted, they had contended, from the manner in which newspapers, radio and television had covered the case of the .44-caliber killer, also known as "Son of Sam."

In answering this charge, the District Attorney said that "media coverage—even if extreme and inflammatory—does not, in and of itself, establish inability to get a fair trial."

For pretrial publicity to be a factor, Mr. Gold said, it must be shown that it has generated widespread prejudice and that this has been of such a "depth and generality that it cannot be weeded out by the jury-selection process."

The District Attorney said that reporting of the Berkowitz case had been accurate, not "witch-hunting."

He also said there had been no major demonstrations against the accused former postal clerk during the hearings on his competency to stand trial, that Mr. Berkowitz has been getting a considerable amount of mail sympathetic to his plight and that much of the publicity surround-

ing the case was generated by the defendant's own actions.

Moreover, Mr. Gold noted, the crimes have generated substantial publicity throughout the state and any relocation of the site would be likely to spawn massive new publicity in the new locale.

The District Attorney also expressed opposition in the court papers to any delays of the trial now scheduled for sometime in January. There is no indication, he said, that careful questioning of prospective jurors and strict control of future proceedings by the trial judge could not insure Mr. Berkowitz a fair trial in Kings County.