

B'ham

Dear Jim,

7/8/80

Because of the appeals court copyright decision and what I quote below from Harting's deposition testimony, would you please pass this on to Bill Cole so that I may now receive those long-withheld Birmingham records?

You will recall that Director Kelley offered me three publications if I desired them and I replied that I did. They were originally withheld as not suitable for xeroxing, then on copyright claim, although there was no proof of copyright and I know that at least one isn't and at least two are manufacturers' give-aways.

You asked Harting (page 186) "Is that a matter that could be promptly cleared up?"

He replied, "I would think so. It should have been resolved in administrative appeal that Judge Green at least tacitly sanctioned in late 1977, early 1978; and if the ruling is to release this material as public source, and it doesn't violate the copyright laws, I would think it should be furnished."

The two catalogues pertain to the most basic of the alleged evidence of the crime, the rifle and its sight and their characteristics and operation.

Interest in them is not frivolous.