

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel *[Signature]*

SUBJECT: HAROLD WEISBERG v.
U. S. DEPARTMENT OF JUSTICE
(U.S.D.C., D. C.)
CIVIL ACTION NO. 75-1996

DATE: 5/13/76

Asst. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir. _____
 Admin. _____
 Comp. Syst. _____
 Ext. Affairs _____
 Files & Com. _____
 Gen. Inv. _____
 Ident. _____
 Inspection _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Eval. _____
 Spec. Inv. _____
 Training _____
 Telephone Rm. _____
 Director's Sec'y _____

[Handwritten initials]

PURPOSE: To advise of receipt of attached letter from Time Incorporated.

SYNOPSIS: Attached letter from Richard M. Seamon, Director of Editorial Services, Time Incorporated, was received on 5/11/76, and states that Time Incorporated has no objection to allowing plaintiff to review 107 photographs pertaining to the King assassination which had been furnished the FBI by Life Magazine and which were located in our Memphis office, but that if plaintiff desired copies of them he should contact Mr. Seamon. Plaintiff was allowed to view these photographs at FBIHQ on 5/5/76 and advised that if he desired any copies he should direct his request to Time Incorporated.

RECOMMENDATION: None. For information.

DETAILS: Plaintiff, who instituted captioned litigation in connection with his FOIA request for certain categories of records concerning the Martin Luther King, Jr., assassination, was furnished all non-exempted records located at FBIHQ within the scope of his request. He indicated that the FBI would possess other records which would be responsive to his request, and in order to insure that we had completely complied with his request, we voluntarily searched the Memphis office for any additional material which would be responsive to the request.

Enclosure

- 1 - Mr. Decker
Attn: Mr. Wiseman
- 1 - Mr. Gallagher
Attn: Mr. Helterhoff
- 1 - Mr. Moore
Attn: Mr. Gunn
- 1 - Mr. Mintz
- 1 - IPAL (Blake)

PTB:rmeh

Laboratory _____
 Legal Coun. *[Signature]*
 Plan. & Eval. _____
 Rec. Mgmt. _____
 Spec. Inv. _____
 Training _____
 Ext. Affairs _____
 Fin. & Pers. _____
 Gen. Inv. _____
 Ident. _____
 Inspection _____
 Intell. _____
 APPROVED: _____
 Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.: _____
 Adm. Serv. _____

ENCLOSURE *[Handwritten]*

REC-93
EX-116
197-784-X9
MAY 17 1976



Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan.

Memorandum to Mr. J. B. Adams
Re: Harold Weisberg v. U. S. Department of Justice
(U.S.D.C., D. C.), Civil Action No. 75-1996

107 photographs which had been taken by a photographer for Life Magazine and which were furnished by Life to the FBI were located in the Memphis office, and we contacted Time Incorporated to ascertain if they would have any objection to our allowing plaintiff to view these photographs, some of which had been published in Life Magazine in 1968. Mr. Seamon advised that they would have no objection to plaintiff viewing these photographs, but that if plaintiff desired copies of them he should contact Mr. Seamon, and not attempt to obtain copies from the FBI. Attached letter, which requires no acknowledgment, is a written confirmation of the 5/4/76 telephone conversation between Mr. Harry Johnston, Legal Department, Time Incorporated, New York, New York and SA Parle Thomas Blake of the Legal Counsel Division, in which Mr. Johnston advised that he would interpose no objection to plaintiff being allowed to view these photographs but that they were protected by statutory and common law copyright. Mr. Johnston stated that even if the FBI was ordered by the court to release copies of these photographs to plaintiff, plaintiff would be prohibited from publishing them by the copyright protection. He stated that a letter confirming this would be sent to the Director over Mr. Seamon's signature. Plaintiff was allowed to view these photographs at FBIHQ on 5/5/76 and advised that if he desired any copies he should direct his request to Time Incorporated.