

EA48 (200-UP)

AMS BUDGET

NIGHT LEAD KENNEDY BOOK

BY RELMAN MORIN

AP SPECIAL CORRESPONDENT

NEW YORK, JAN. 16 (AP)-MRS. JOHN F. KENNEDY ENDED TODAY HER LAWSUIT AGAINST WILLIAM MANCHESTER AND THE PUBLISHERS OF HIS BOOK, "THE DEATH OF A PRESIDENT," IN A LEGALLY APPROVED AGREEMENT.

STATE SUPREME COURT JUSTICE SAUL S. STREIT SIGNED A CONSENT DECREE, CLEARING THE WAY FOR PUBLICATION OF THE BOOK NEXT APRIL.

REPRESENTATIVES OF ALL THE PARTIES TO THE DISPUTE ISSUED A JOINT STATEMENT WHICH READ:

"MRS. JOHN F. KENNEDY, HARPER & ROW (PUBLISHERS), AND WILLIAM MANCHESTER HAVE RESOLVED THE DIFFERENCES WHICH LED TO LEGAL ACTION. CERTAIN PERSONAL PASSAGES OF CONCERN TO MRS. KENNEDY HAVE BEEN DELETED OR MODIFIED BY MUTUAL AGREEMENT OF ALL THE PARTIES.

"THEREFORE MRS. KENNEDY HAS TERMINATED HER LAWSUIT. ALL PARTIES AGREED THAT THE HISTORICAL RECORD HAS NOT BEEN CENSORED IN ANY WAY."

THE STATEMENT EXPRESSED REGRET "THE QUESTIONS IN DISPUTE COULD NOT HAVE BEEN SETTLED EARLIER."

AN INFORMANT SAID SOME OF THE POINTS IN THE AGREEMENT WERE:

1. LETTERS TO MRS. KENNEDY AND HER CHILDREN, CAROLINE AND JOHN, FROM PRESIDENT JOHNSON WILL NOT BE PUBLISHED WITHOUT HIS CONSENT.

"WE DON'T OBJECT TO THE CONTENTS OF THE LETTERS," THE SOURCE SAID. "IN FACT, THEY ARE FRIENDLY AND KINDLY. BUT WE INSIST THAT THE PRESIDENT SHOULD APPROVE THEM BEFORE PUBLICATION."

EA49

2. THE TAPE RECORDINGS OF MANCHESTER'S INTERVIEWS WITH MRS. KENNEDY, TOTALLING 10 HOURS, WILL BE DEPOSITED UNDER SEAL IN THE JOHN F. KENNEDY MEMORIAL LIBRARY. THE TAPES HAVE BEEN IN MANCHESTER'S POSSESSION.

3. EACH BOOK WILL CONTAIN A PUBLISHER'S NOTE WHICH SAYS:

"HARPER & ROW WISHES TO MAKE IT CLEAR THAT NEITHER MRS. KENNEDY NOR SEN. ROBERT F. KENNEDY HAS IN ANY WAY APPROVED OR ENDORSED THE MATERIAL APPEARING IN THIS BOOK. THE AUTHOR, WILLIAM MANCHESTER, AND THE PUBLISHERS ASSUME COMPLETE AND SOLE RESPONSIBILITY."

A SOURCE CLOSE TO THE KENNEDY SAID, "IN FACT, THERE IS A LOT IN THE BOOK OF WHICH WE DON'T APPROVE."

THE AGREEMENT INCLUDES THE PUBLISHING OF A HARD COVER EDITION UNDER THE HARPER & ROW IMPRINT AND, NO SONNER THAN ONE YEAR LATER, THE PUBLICATION OF A SOFT COVER EDITION.

A SOURCE CLOSE TO THE ERSTWHILE CONTROVERSY SAID HE HAD HEARD THE ESTIMATED ROYALTIES TO MANCHESTER MIGHT AMOUNT TO MORE THAN \$2 MILLION FROM SALE OF THE BOOK. HE GAVE THIS BREAKDOWN OF THE ESTIMATED TOTAL:

PAPERBACK EDITIONS, \$1.5 MILLION, \$650,000 FROM LOOK MAGAZINE, \$250,000 FROM THE BOOK-OF-THE-MONTH CLUB, \$200,000 FROM RIGHTS TO FOREIGN PUBLICATION, \$150,000 FROM HARD COVER SALES.

MANCHESTER SAID IN A PREPARED STATEMENT AFTER THE AGREEMENT WAS SIGNED THAT HE CONSIDERED IT "A RESOLUTION OF MISUNDERSTANDINGS."

MRS. KENNEDY, IN ANNOUNCING LAST DECEMBER THAT SHE INTENDED TO BRING SUIT TO BLOCK PUBLICATION OF THE BOOK, CALLED THE MANUSCRIPT "TASTELESS AND DISTORTED."

MANCHESTER SAID THIS JUDGMENT HAD BEEN BASED "UPON ISOLATED FRAGMENTS WHICH HAD BEEN READ TO HER BY ASSOCIATES OF THE FAMILY."

(MORE)

PS437PES

EA60

(780)

NEW YORK--FIRST ADD NIGHT LEAD KENNEDY BOOK (A48) XXX THE FAMILY."
MANCHESTER READ HIS STATEMENT AT A NEWS CONFERENCE. HE DID
NOT ANSWER QUESTIONS.

HE SAID MRS. KENNEDY HAD BEEN GIVEN "EVERY OPPORTUNITY" TO READ
THE MANUSCRIPT BUT HAD NOT DONE SO.

"THIS MAY SOUND BAFFLING, BUT THERE IS AN EXPLANATION, AND IT IS
QUITE HUMAN," HE SAID.

"THE FACT IS THAT THOSE CLOSE TO HER HAD HOPED TO SPARE HER
THE ORDEAL OF A FULL READING. IN RETROSPECT, IT SEEMS OBVIOUS
THAT HAD SHE DONE SO--HAD HER AUTHORITY NOT BEEN DELEGATED TO
DESIGNATED REPRESENTATIVES OF THE FAMILY, WE ALL WOULD HAVE
FOREGONE MUCH ANGUISH."

A SOURCE CLOSE TO THE KENNEDY FAMILY GAVE THIS VERSION OF THE
EVENTS LEADING UP TO THE REQUEST FOR CHANGES AND DELETIONS IN
THE BOOK:

BEGINNING LAST MAY, COPIES OF THE MANUSCRIPT WERE SENT TO
JOHN SEIGENTHALER, EDITOR OF THE NASHVILLE TENNESSEAN, AND
~~EDWARD~~^{EDWIN O.} GUTHMAN, OF THE LOS ANGELES TIMES, AND THEIR COMMENTS
WERE SOLICITED. BOTH HAD BEEN IN THE DEPARTMENT OF JUSTICE WHEN
ROBERT F. KENNEDY WAS ATTORNEY-GENERAL AND SEIGENTHALER HAD ASSISTED
KENNEDY WITH BOOKS HE HAD WRITTEN.

THEREAFTER, THE INFORMANT SAID, RICHARD GOODWIN AND MRS. PAMELA
TIMMINS ALSO READ THE MANUSCRIPT.

THEY SUMMARIZED FOR MRS. KENNEDY PASSAGES THEY THOUGHT SHE MIGHT
FIND OBJECTIONABLE. IN LATE AUGUST, THE SOURCE SAID, MANCHESTER AND
GOODWIN FLEW TO HYANNIS PORT TO DISCUSS THESE PASSAGES WITH MRS. KENNEDY.

"IT WAS COMPLETELY FRIENDLY," HE SAID. "WE ALL WENT SWIMMING. MRS.
KENNEDY WENT WATER SKIING AND THEN WE GOT DOWN TO TALKING."

THE MEETING LASTED SIX HOURS.

BY THAT DATE, THE INSTALLMENTS OF THE BOOK TO BE PUBLISHED BY LOOK MAGAZINE ALREADY WERE IN TYPE. THE INFORMANT QUOTED MRS. KENNEDY AS SAYING TO MANCHESTER, "I'VE TALKED TO DICK (GOODWIN) ABOUT CHANGES I WANT MADE, AND HE CAN SHOW YOU."

GOODWIN AND MANCHESTER LIVE IN MIDDLETOWN, CONN., AND IT WAS PRESUMED THEY COULD MEET EASILY AND OFTEN THERE.

THE INFORMANT SAID MANCHESTER REPLIED THAT HE WOULD OBTAIN LOOK'S GALLEY PROOFS. HE QUOTED THE AUTHOR AS SAYING, "I REALIZE MRS. KENNEDY DID NOT APPROVE THESE, AND I'LL TELL LOOK."

THAT SAME DAY, THE SOURCE SAID, A PACKAGE CONTAINING THE GALLEY PROOFS AND ADDRESSED TO GOODWIN ACTUALLY WAS RECEIVED AT THE AIRPORT IN HYANNIS PORT.

"BUT," HE SAID, "GOODWIN NEVER RECEIVED IT. SOMEHOW, IT WAS SENT RIGHT BACK TO NEW YORK."

IN THE ENSUING MONTHS, MRS. KENNEDY AND HER ASSOCIATES REPEATEDLY ASKED TO SEE THE MANUSCRIPT, TO SEE IF CHANGES HAD BEEN MADE. "THERE NEVER WAS A FLAT REFUSAL BUT THE GALLEYS DID NOT APPEAR," AN INFORMANT RECALLED.

HE SAID THAT IN SEPTEMBER, SEN. KENNEDY INVITED MANCHESTER AND GOODWIN TO WASHINGTON TO DISCUSS THE CHANGES. HE QUOTED MANCHESTER AS SAYING HE WOULD ASSIST IN SEEING WHAT HAD BEEN MODIFIED, REPORT THIS TO THE KENNEDYS, AND ASSIST IN SECURING THE PUBLISHERS' AGREEMENT TO MRS. KENNEDY'S REQUEST. "THIS WAS NOT DONE," AN INFORMANT SAID.

ANOTHER SOURCE, COMMENTING ON THIS AND OTHER PHASES OF THE STORY, SAID "I THINK WE WERE ALL MISLED."

MRS. KENNEDY HAD LISTED 12 PASSAGES IN THE LOOK EXCERPTS OF THE BOOK, AND 25 IN THE HARPER MANUSCRIPT, THAT SHE FOUND OBJECTIONABLE.

ONE OF MRS. KENNEDY'S ASSOCIATES SAID REPRESENTATIVES OF HARPER & ROW THEN FLEW TO LONDON TO SEE MANCHESTER. HE SAID THAT WHEN THEY RETURNED THEY REPORTED THEY WOULD NOT PUBLISH THE BOOK UNLESS HE AGREED TO THE CHANGES.

EA62

BUT LATER, HE CONTINUED, MRS. KENNEDY RECEIVED A ONE-PARAGRAPH NOTE FROM AN EXECUTIVE IN HARPER & ROW SAYING CHANGES HAD BEEN MADE AND THAT THEY INTENDED TO PROCEED WITH PUBLICATION.

"SHE TELEPHONED THE PERSON WHO SENT HER THE NOTE, ONLY TO BE TOLD THEY WOULD NOT SHOW HER THE MODIFIED MANUSCRIPT," THE SOURCE SAID.

HE SAID HE BELIEVED MRS. KENNEDY THEN MADE HER DECISION TO BRING THE LAWSUIT. WHEN SHE DID, SEN. KENNEDY FILED AN AFFIDAVIT SUPPORTING HER ACTION.

MANCHESTER SAID IN HIS PREPARED STATEMENT THAT HE HAS BEEN DISTRESSED BY "FLAGRANT PUBLICITY" THAT FLARED IN THE WAKE OF MRS. KENNEDY'S LAWSUIT.

"LIKE HER," HE SAID, "I CHERISH MY PRIVACY AND REGRET THE PAINFUL NOTORIETY OF THE PAST SEVERAL WEEKS, AND I AM AWARE ON THAT OCCASION IT HAS UNJUSTLY STUNG THE PRESIDENT OF THE UNITED STATES, WHO HAS BEEN THE VICTIM OF UNAUTHORIZED, FALSE AND MALICIOUS VERSIONS OF THE MANUSCRIPT'S CONTENTS."

ONE OF THOSE WHO READ MANCHESTER'S MANUSCRIPT PRIOR TO MRS. KENNEDY'S LAWSUIT SAID, "IT PAINTS A PRETTY UNFORTUNATE PICTURE OF THE PRESIDENT."

CASS CANFIELD, CHAIRMAN OF THE EXECUTIVE COMMITTEE OF HARPER & ROW, SAID "A FEW PERSONAL PASSAGES OF CONCERN TO MRS. KENNEDY" HAD BEEN CHANGED OR DELETED BY MUTUAL AGREEMENT IN SETTLING THE CONTROVERSY.

HE SAID THEY INVOLVE "A CUMULATIVE TOTAL OF SOME EIGHT PAGES IN A BOOK OF 654 PAGES."

HE ADDED, "IN OUR OPINION, THE BOOK AS WE WILL PUBLISH IT IN APRIL WILL PROUDLY STAND AS A DRAMATIC ACCOUNT OF THE FATEFUL DAYS OF NOV.

20 TO 25, 1963.

AV/FT544PES

(420)

NEW YORK--SECOND ADD NIGHT LEAD KENNEDY BOOK (A62) XXX 1963.

PRESIDENT KENNEDY BEGAN HIS TEXAS TOUR NOV. 20. HE WAS ASSASSINATED NOV. 22. ON NOV. 24 THE LATE JACK RUBY SHOT AND KILLED LEE HARVEY OSWALD, NAMED BY THE WARREN COMMISSION AS THE MAN WHO KILLED KENNEDY.

THE DECREE SIGNED TODAY REMAINS "IN FULL FORCE AND EFFECT UNTIL THE EXPIRATION OF 100 YEARS." THE SETTLEMENT CALLS FOR THE DESTRUCTION WITHIN 45 DAYS OF ALL UNAUTHORIZED VERSIONS OF THE "DEATH OF A PRESIDENT", EXCEPT THAT THE PUBLISHER MAY KEEP ONE FILE COPY OF EACH VERSION OF THE BOOK AND MANCHESTER TWO FILE COPIES.

IT PERMANENTLY ENJOINS MANCHESTER AND HARPER "FROM PUBLISHING THE MATERIALS, OR AUTHORIZING OR CONSENTING TO THE PUBLICATION OF THE MATERIALS BY OTHERS, AND FROM FURNISHING, EXPOSING, OR DIVULGING THE CONTENTS OF THE MATERIAL TO ANYONE, EXCEPT WITH THE CONSENT OF PLAINTIFF AND COPYRIGHT PROPRIETOR OF THE MANUSCRIPT OR THE MATERIAL TO BE DIVULGED."

DEFINING THE TERM, "MATERIALS," THE DECREES SAID IT MEANT, "ALL OR ANY PORTION OF THE FOLLOWING:

"THE MANUSCRIPT; ANY WRITING OF WHICH MANCHESTER IS THE AUTHOR WHICH EVER WAS OR WAS INTENDED BY HIM TO BE PART OF ANY VERSION OF MANCHESTER'S PROPOSED WORK OF WHICH THE MANUSCRIPT IS ONE VERSION; WRITTEN NOTES MADE BY MANCHESTER PERSONALLY IN THE COURSE OF PREPARATION OF THE MANUSCRIPT DURING THE PERIOD MARCH 26, 1964, AND THROUGH APRIL 15, 1966; AND INTERVIEWS OF CONVERSATIONS BETWEEN MANCHESTER, MRS. KENNEDY AND MEMBERS OF HER FAMILY AND HOUSEHOLD.

MRS. KENNEDY'S COUNSEL, SIMON H. RIFKIND, TOLD A NEWS CONFERENCE THAT COPIES OF THE DECREE WILL BE SENT TO NEWS MEDIA AND "THE WHOLE WORLD WILL BE ENJOINED FROM DOING WHAT THE AGREEMENT SAYS IT CAN'T."

EA69

THE AGREEMENT ALSO STIPULATES THAT MANCHESTER SHALL RETURN TO MRS. KENNEDY ALL LETTERS BETWEEN HERSELF AND HER LATE HUSBAND AND FROM HIM TO HIS CHILDREN.

REFERRING TO THE INJUNCTION AGAINST PUBLICATION IN THE UNITED STATES OF EXCISED PORTIONS OF THE BOOK, RIFKIND SAID, "WE ARE WATCHING ~~IT~~ VERY CAREFULLY" THE LAWSUIT THAT LOOK MAY BRING AGAINST STERN, THE WEST GERMAN MAGAZINE WHICH IS SERIALIZING THE UNCUT VERSION OF MANCHESTER'S BOOK.

REPORTS OF THE MATERIAL PUBLISHED BY STERN HAVE BEEN PUBLISHED IN THE UNITED STATES. THE ATTORNEY SAID "WE MAY STEP IN" AS A CO-PLAINTIFF WITH LOOK.

IN BONN, GERMANY, TODAY, DR. ULRICH LOHMAR, CHAIRMAN OF THE BUNDESTAG COMMITTEE FOR SCIENCE, CULTURE AND PUBLICATIONS, ASKED HENRY NANNEN, PUBLISHER OF STERN, TO DELETE THOSE PASSAGES OF THE BOOK TO WHICH MRS. KENNEDY OBJECTED.

"BY ALTERING YOUR DECISION TO PUBLISH THOSE PARTS," HE WROTE NANNEN, "YOU COULD ADD TO CLARIFICATION OF THE LINE BETWEEN INFORMATIVE AND SENSATIONAL JOURNALISM."

GS613PES

A81

(130)

NEW YORK--THIRD ADD NIGHT LEAD KENNEDY BOOK (A69) XXX
JOURNALISM."

RIFKIND SAID THE INJUNCTION AGAINST PUBLICATION IN THE UNITED STATES OF EXCISED PORTIONS WAS AIMED IN PARTICULAR AT STOPPING AMERICAN NEWS MEDIA FROM PUBLISHING MATERIAL NOW APPEARING IN STERN.

A SOURCE CLOSE TO THE KENNEDY FAMILY INDICATED, HOWEVER, THAT MRS. KENNEDY HAS NO INTENTION OF BRINGING ADDITIONAL LAWSUITS. RATHER, HE SAID, SHE EXPECTS THE NEWS AND PUBLISHING MEDIA TO OBSERVE THE DECREE.

IN A JOINT STATEMENT ISSUED BY SEIGENTHALER, GUTHMAN AND GOODWIN, THE KENNEDY FAMILY AIDES ASSERTED MRS. KENNEDY WAS "FINALLY AND IRREVOCABLY DENIED THE RIGHT EVEN TO SEE THE CURRENT VERSION OF THE MANUSCRIPT" UNTIL SHE FILED SUIT.

SHE FINALLY FILED THE ACTION, THE STATEMENT SAID, KNOWING "HOW DIFFICULT WOULD BE THE TORM THAT WAS SURE TO COME. A CONTROVERSY HOWEVER, WOULD END, WHILE THE PUBLISHED MATERIAL WOULD LIVE FOREVER."

DF658PES

A82

C O R R E C T I O N

NEW YORK--FIRST ADD NIGHT LEAD KENNEDY BOOK (A60) 6TH GRAPH
READ XXX EDWIN O. GUTHMAN, OF ETC. (NOT EDWARD).

THE AP

DF658PES