

**NR\_key\_name:** F913E9A8572542348525652B00824657

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**DisplayDate:** 10/09/1997

**DisplayDate\_Time:** 8:30:00 PM

**ComposedDate:** 10/09/1997

**ComposedDate\_Time:** 7:42:57 PM

**Subject:** Faxed memos from Steve Tilley re: Kodak Pro Bono Work--Both dated October 9, 1997.  
I received two additional memos from Steve Tilley today re: NARA questions and concerns about Kodak work on the autopsy materials. The first did not concern me too much...it asked (or re-asked) questions about the intensity of the light beam in the digital scanner, etc. I faxed it to Jim Toner at Kodak because the questions seemed relatively easy to answer and non-threatening in tone. I asked him to provide answers in the correspondence he will be sending us next week answering the previous NARA questions about software security. The second fax, received late today, causes me great concern. I did NOT fax it to Kodak. I believe it is time for you to employ your considerable skills as both General Counsel and Executive Director and proactively "head NARA off at the pass," lest this whole project become "too hard" because of the nervous fears of people like Mr. Kurtz and NARA General Counsel. Steve Tilley, I believe, is in a generally cooperative frame of mind, but those above him seem paralyzed by caution and would apparently prefer that none of this take place; my concern is that the longer we wait, the more time NARA will have to come up with objections. Therefore, it is imperative that we "ramrod" this thing and do whatever it takes to ensure it happens on schedule during the first week in November. If it slips at all, it will be a slip to CY 1998, and Kodak won't have the money to play with then that they do now, and perhaps even worse, their enthusiasm may be killed if further objections or delays are imposed by the Government. Here are my concerns, opinions and recommendations regarding the 3 paragraphs in Tilley's second fax of October 9th:-1. NARA should be told that their concern should rest with the original materials themselves, not the digitized copies that Kodak temporarily keeps in order to write its report. NARA should be reminded of the very stringent security oaths, employing the wording approved by NARA itself, that Kodak has had its employees sign (threatening termination if breaches occur). Once the original materials are returned to NARA, NARA should consider the security of the working copies of the digitized images used by Kodak to write its report a matter between the ARRB and Kodak, for which the ARRB is responsible to Burke Marshall, not NARA. (If we have to compromise on this one, we should still allow Kodak to retain the 2-D visual image printouts for study and assemblage into their final report, even if we do have to send all the digitized images on JAZZ drives back to NARA along with the original materials.) -2. NARA should be reminded that the ARRB has a letter from Burke Marshall which provides blanket authority to do what we are going to do--and that it was preceded by a telephone call between the Head of the Board and Burke Marshall. Furthermore, it seems to me that it should not matter whether NARA feels that the meeting correspondence from our August meeting in Rochester is, or is not, sufficient to "memorialize the purpose of the project." That is the concern of the ARRB, not NARA. NARA's only legitimate concern should be physical Record

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