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Subject: Draft Kodak Technical Report on Zapruder Film for Justice Department

Jeremy screwed up another one. Justice did not know we had been tentatively working on this for 2 years, and at full steam since August 1997. They said the Deed-of-Gift Jeremy Gunn was trying to negotiate with LMH Co. (and which LMH would not sign) was completely unnecessary, since photos taken for research purposes are O.K. under "fair use" copyright provisions. To: Laura Denk/ARRB, Ron Haron/ARRBcc: Tracy Shycoff/ARRB From: Douglas Horne/ARRB Date: 08/14/98 04:52:02 PM Subject: Draft Kodak Technical Report on Zapruder Film for Justice Department During our teleconference yesterday with Justice Department attorneys Kirk Manhardt and Leslie Batchelor, they not only expressed approval of ARRB's sponsorship of a technical study of the Zapruder film's provenance and authenticity, but requested a copy of its latest draft so that they could (a) study it for themselves, and (b) bring it into their "just compensation" negotiations with the LMH Co.---that is, show the draft to the LMH Co., tell them the government WILL BE publishing this report, and promise LMH a copy of the completed product for its own use in its reappraisal efforts. Justice sees the report as a "win-win" situation. The draft they requested was the most complete draft possible, and "as soon as possible," including images taken last September by Mr. Zavada, which they opined were almost certainly "fair use," since they were taken for research purposes. Accordingly, I called both Mr. Toner (Head of the Imaging Science Resources Laboratory in Rochester), and Rollie Zavada (the 8 mm film consultant) today to discuss the need for a draft as soon as possible. Initially, Mr. Zavada said he could send us about a 60% draft immediately. Later this morning, Mr. Toner instructed him to work all weekend and COMPLETE the draft; this is "doable," and Rollie enthusiastically agreed to do so. They hope to be able to Express Mail two drafts to us on Tuesday (or Wednesday at the latest). We should have the drafts by the end of next week...we can promise this to Justice, Ron, if you want to. Tell them it will be a COMPLETE draft, ideal for their purposes. Mr. Toner called me back this afternoon to clarify that the reason they are sending us a "complete" draft is so that we (or Justice) will have an opportunity to suggest any changes, if there is anything we want changed before publication. Kodak desires guidance on when we want the Final Report published and officially transmitted to the Review Board; Ron, I suggest that we ask Justice to tell us following their review if there is any reason they see to "hold up" its final publication and transmittal to the ARRB. Kodak would like to wrap this up as soon as possible now.

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