Dear Mr. Greenewald:

In response to your Freedom of Information Act (FOIA) request submitted to the FBI, enclosed are processed documents responsive to your request.

Material consisting of 3 pages has been reviewed pursuant to Title 5, U.S. Code § 552, and this material is being released to you in its entirety with no excisions being made by the FBI.

Document(s) were located which originated with, or contained information concerning, another Government Agency [OGA]. This information has been referred to the OGA for review and direct response to you. Inquiries regarding your OGA referral designated within the release as "Referral/Direct" may be directed to the following agency at:

Antitrust Division
ATTN: Sue Ann Slates
Suite 1000 South
450 5th Street, NW
Washington, D.C. 20530

Enclosed is 1 cross-reference which is identifiable with the subject of your request. Cross-references are defined as mentions of the subject of your request in files of other individuals, organizations, events, or activities. In processing the cross-references, the pages considered for possible release included only those pages which mention the subject of your request and any additional pages showing the context in which the subject of your request was mentioned. The cross-reference pages were processed pursuant to the provisions of the FOIA and are being released to you in redacted form.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following website: https://foiaonline.regulations.gov/foia/action/public/home. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.
You may seek dispute resolution services by contacting the Office of Government Information Services (OGIS) at 877-684-6448, or by emailing ogis@nara.gov. Alternatively, you may contact the FBI's FOIA Public Liaison by emailing foipaquestions@ic.fbi.gov. If you submit your dispute resolution correspondence by email, the subject heading should clearly state “Dispute Resolution Services.” Please also cite the FOIPA Request Number assigned to your request so that it may be easily identified.

Sincerely,

David M. Hardy  
Section Chief,  
Record/Information Dissemination Section  
Records Management Division

Enclosure
Total Deleted Page(s) = 2
Page 1 ~ Referral/Direct;
Page 16 ~ Referral/Direct;

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Page 10 ~ Referral/Direct;
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SAC, New York (60-1357)

Enclosures

Director, FBI (60-3202)

MCA, INC.
ANTITRUST
(CO: NEW YORK)

Enclosed for each office are two or more copies of Antitrust Division's memorandum dated 3/31/61 together with appropriate letters of introduction which are to be delivered promptly so that when delivered they will be of a current date.

The investigation which has been requested by the Antitrust Division is very extensive and the enclosed memorandum contains a considerable amount of background and explanatory material which is not only of extreme importance to the successful completion of the requested investigation, but is also most informative, revealing and interesting with respect to the industry under investigation.

It is imperative that this matter be assigned to a sufficient number of experienced personnel to insure completion in an orderly manner and without undue delay. The enclosed memorandum must of necessity be studied with extreme care and absorbed thoroughly. It is to receive immediate, continuous and expeditious attention and reports are to be submitted by the end of September, 1961, and every three weeks thereafter until all the requested investigation is completed. In the event reports will not be submitted in accordance with these instructions, the Bureau is to be advised together with reasons which prevent compliance therewith.

Enclosures (167)

2 - Baltimore (Enc 3)
2 - Chicago (Enc 12)
2 - Cincinnat i (Enc 4)
4 - Las Vegas (Enc 8)
10 - Los Angeles (Enc 169)
2 - Miami (Enc 3)
2 - Newark (Enc 3)
2 - New Haven (Enc 3)
2 - Norfolk (Enc 5)
2 - Philadelphia (Enc 6)
2 - Pittsburgh (Enc 7)
2 - Richmond (Enc 3)
2 - San Francisco (Enc 3)
4 - Washington Field (Enc 8)

FJB:ejf

NOTE: Information as to interest of Congressional Committees and of Attorney General set forth in memo A. J. McGrath to Rosen dated 9/1/61
Letter to SAC, New York
RE: MCA, INC.

For the information and assistance of all offices, the introduction and Parts I through III of the enclosed memorandum contain basic material for the information of the Agents and indicate areas of special interest to the Antitrust Division. Part IV deals with the investigation to be conducted by the Bureau and again indicates certain areas of interest of the Antitrust Division. Appendix A and Appendix B set forth the particular investigation to be conducted and the areas to be explored are keyed to preceding paragraphs for explanatory comments.

The individuals to be interviewed are identified as to which functional group they belong and the preface of Appendix B indicates the type of information to be obtained from each functional group. In addition, interviewees are to be requested to identify former MCA talent, officials and employees, and these people are to be interviewed. See paragraph (13) (a), page 13.

The special attention of all offices is directed to the last paragraph on page 6 wherein the Antitrust Division instructs that certain persons and companies are not to be contacted. These instructions are to be followed completely. You will note information and requests in other parts of the memorandum which would appear to require contact with these persons and companies; however, they are not to be contacted and the information supplementing those requests is to be used as background information in the event certain interviewees volunteer information pertinent to those subject matters. In particular note paragraph (3), page 3; paragraph E, page 4 and paragraph 7, page 13. As is clear in the memorandum, no initial question is to be directed concerning agreements between MCA and NBC-TV or about MCA and the SAG blanket waiver. If information concerning these is volunteered by interviewees, it should be fully developed by whatever additional questioning is necessary to completely round out that information which was volunteered.

The request in paragraph 4, page 9, that signed statements be obtained is to be followed. All offices are to forward Photostats or photographs of any documents obtained. If Thermo-Fax copies are the only copies obtained, Photostats are to be prepared by the field office and the Photostats and Thermo-Fax copies are to be enclosed with reports for transmittal to the Antitrust Division. All documents enclosed with reports are to be appropriately shown in the FD-201, not on the FD-203 since the documents are for transmittal to an outside agency, in this case the Antitrust Division.
Letter to SAC, New York
RS: MCA, INC.

All offices are to pay special attention to the footnotes
in the enclosed memorandum in view of additional instructions
contained therein. All offices also note that the addresses of
numerous people to be contacted are to be obtained from Celebrity
Service. New York and Los Angeles have arrangements with this
service and appropriate leads are to be promptly set forth where
necessary.

With reference to the first paragraph on page 11, it is
believed that the background information to be obtained can be
limited to a check of field office indices and public source
information. It is also believed that criminal record checks should
also be made and reported.

With reference to paragraph (5) and footnote 12 on page 12,
the requested information is to be sought from talent agencies and
talent unions, other than SAG and AF of M. The unions are listed
in the footnote and east coast and west coast offices thereof should
be contacted to obtain the desired information unless it is determined
that each union has a main office in some other location. New York
undertakes the responsibility of determining the location of the
appropriate office of these unions to be contacted and set out
appropriate leads promptly.

All individuals contacted are to be advised that this
investigation has been requested by the Attorney General. For the
information of all offices, it has been learned that two Congression
committees are interested in the activities of MCA and that they
have postponed hearings upon being assured by the Department of
Justice that this matter was under investigation. It has also been
learned that the Attorney General has expressed a personal interest
in this matter. It is expected that each office will insure that
this investigation will be conducted in a most thorough and orderly
manner and that it will be completed without any undue delay.

Any problems that arise requiring the advice of the
Antitrust Division are to be set forth in appropriate letterhead
memoranda, appropriate copies of which are to be furnished to the
Bureau for handling with the Antitrust Division.