#### REMARKS OF

Clay T. Whitehead, Director

Office of Telecommunications Policy Executive Office of the President

before

National Association of Broadcasters

50th Annual Convention Conrad Hilton

Chicago, Illinois

April 10, 1972

I've been called a lot of names since becoming the Director of OTP.

The one that has intrigued me most is "Czar of the Airwaves." I've thought about this and have concluded that having a government broadcasting czar would be in the public interest. If you will indulge me for a bit, I will try to explain why.

The knowledgeable people in this country—our elite citizens—realize the basic flaw in our broadcast system: Broadcasting is just too important to be left in private hands. Instead, the Government should control what the people see and hear—for their own good, of course. There are a lot of ways we could do this. We could nationalize the broadcast industry and run it ourselves. But it would be easier to leave broadcasters in place and simply make them agents of the government. Then broadcasters, as the government, would be subject to First Amendment restrictions but would have no First Amendment rights.

In short, the rights of listeners and viewers would be paramount. Of course, no individual would have the right to express his views on the air, or see any particular program. You see, it is the people as a whole who have free speech rights on the airwaves. Government alone can be trusted to control programming, in order to make broadcasting function consistently with the First Amendment.

Once the rights of the viewer and listener are firmly established, no matter what the problem may be, the Government can readily solve it. What about the constant pressure for higher quality programs? Government could simply require greater percentages of broadcast time for drama, ballet, opera, and blue grass music. Is there concern about violence on the home screen? Government could rule all violent

programs off the airwaves. If news and football must be kept, however, we could require warnings that they may be injurious to the viewer's mental health. Is there a groundswell of opinion against ads in children's programs? Government could forbid broadcast advertising for any product that may appeal to children. Do many believe that the consumer's anguish could be alleviated by counter advertising? A responsive government could handle this by making advertisers buy spots for split-screen presentation--one half for the ad and one half for the counter. Is there a clamor for personal access to the broadcast media? Government could respond to it by using the old soapbox technique, only government decides who gets on the soapbox for what purpose. We'd rely on the stations' traffic departments to schedule appearances and to make sure that no one's right to be heard in prime time is infringed.

Of course, there will be some drawbacks to this type of broadcast system. The programming may turn out to look, in fact, like a typical license renewal application. That is, it may consist of programs that the government thinks are in the public interest, but do not attract audience attention or advertiser support. If this happens, we may need to subsidize broadcast stations to keep up the flow of programs that are good for the public. Talk about real public broadcasting!

But discounting the drawbacks, there could be a lot of advantages for broadcasters in the Czardom. For example, broadcasters would be relieved of the time-consuming responsibility of exercising judgment

and discretion in serving the public interest, there would be no need to limit multiple ownership and cross-ownership, no need to assure that the best qualified person has the license, and no need for license renewals. In the words of a famous broadcast personality:

"Try it, you'll like it."

That's enough fantasy. Let's get back to reality. I'd like to talk about two current matters—a pending Supreme Court case and a regulatory proposal. The court case involves a group called Business Executives Move for Vietnam Peace (BEM) and its attempt to purchase anti—war spot announcements. The Supreme Court will be reviewing a decision of the D.C. Court of Appeals, which states that broadcast licensees are agents of the government—in effect, are the government—for First Amendment purposes. The decision in this case may well determine whether the government—controlled broadcast system I described is only my fantasy or your future reality.

Most public discussion of the <u>BEM</u> case has centered on the result which required the sale of some broadcast time for editorial-type ads. But, as with most Supreme Court cases, the implications will be much broader. Without getting too deeply involved in the legalities, let me explain. We would not expect to see a <u>BEM</u>-type result if a newspaper were involved in the case rather than a broadcast station. A privately-owned newspaper or magazine can't violate anyone's First Amendment rights by refusing to print a letter to the editor or run an editorial ad. That's because the courts have held that the private

sector enjoys the benefits of the First Amendment and only government is subject to the restrictions.

Until BEM, it was thought that the different treatment accorded the print media and the broadcast media was constitutionally justified because of the scarcity of spectrum space. That was a rationale that left broadcasters separate from the government and entitled to most of the benefits of First Amendment protection. But the Appeals Court in BEM moved far beyond the spectrum scarcity approach to create a new rationale for singling out the broadcast media for unique treatment under the Constitution. An outline of the BEM reasoning goes like this: (1) Broadcasting is now the most important public forum; (2) the content of such an important medium must be regulated for the public to derive full benefit from it; (3) the First Amendment barrier to content regulation of a communications medium does not shield government activities; and (4) therefore, content can be regulated if broadcasting is found to be the government for First Amendment purposes.

However, the logic the court relied on to make this key finding is a tautology—that is, true simply because its truth is asserted. The BEM tautology is that, in the past, something unique about broadcasting justified extensive government involvement, now the extent of government involvement is the thing that makes broadcasting unique. This kind of logic is specious and cannot support unique treatment for broadcasting under the Constitution.

When the faulty logic of the BEM case is exposed, all that remains is the effort to control content in broadcasting because it is an important and effective communications medium, and this effort, the Constitution forbids. The court made this effort simply to create a personal right of access mechanism for the broadcast media. But, in using a government instrumentality theory to accomplish this, the end result is an abridgeable right of access—abridgeable at the discretion of the government. There may indeed be legitimate reasons for creating a right of access to broadcasting. If so, it should be a right that does not depend on government discretion for its implementation. Furthermore, it should be created under clear legislative guidelines and not under a conceptual approach that distorts the First Amendment protections of broadcasting simply as a convenience.

This same type of approach also underlies the recent counter advertising proposal of the Federal Trade Commission (FTC). The FTC proposed that time be given to discuss advertising claims that are disputed within the scientific community, or to discuss the negative aspects of advertised products. What this boils down to is that there would be government-controlled access to the broadcast media to state a personal opinion on almost any matter. Although this proposal was made in the FCC's Fairness Doctrine inquiry, it has little to do with that Doctrine. Rather it would shape the Doctrine into a new tool to regulate advertising, and thereby expand it far beyond what was originally intended and is now appropriate.

The Fairness Doctrine has usually been justified as serving the need to inform the public on important issues in a balanced manner. But this is not the goal of counter advertising. That goal is to give the consumer more realistic information about the products he is being urged to buy. That's a fine objective. It's the objective of the FTC's regulation of deceptive and misleading advertising in all media. But it's not a goal that the Government should try to achieve through content regulation of the broadcast media. There are substantial practical problems involved in implementing counter advertising via that route that the FTC never considered. Free access could be required to respond to almost any broadcast ad. Any one of them could cut into broadcast time and set off a barrage of charges and countercharges, resulting in a bewildering clutter of opinions. Equally important, the counter advertising proposal could not be sustained in the courts without faulty logic similar to the reasoning in the BEM case. How else could a broadcaster be forced to provide free access?

Once access were provided for the counter advertising purpose, neither practical problems nor the dangers of faulty logic are likely to prevent this government-controlled access right from being applied to programs as well as ads. It's not as farfetched as it may sound. How would the courts respond to claims that a weekly series on the FBI suppresses negative aspects about this agency; or that the doctors and lawyers appearing on the audience's favorite programs are not representative of those the average viewer meets; or that <a href="Sesame Street's">Sesame Street's</a> Cookie Monster encourages poor eating habits and Big Bird is a male

chauvinist pig. It could get so bad that Archie Bunker could kickoff the broadcast week on Saturday nights and the rest of the week would be devoted to rebuttals. Some may think that the public wants endless debate on the merits of aspirin, household cleaners, the FBI and Marcus Welby, but I hardly think that an infinite variety of charges and counter charges is what the public wants or what advertisers will underwrite.

As with all discussions of broadcast regulation, and its theory and practice for fun and profit, we eventually get around to the public, and ask about the government's and the broadcaster's responsibility to the listeners and viewers. Some seem to believe that broadcasters and the public sit at opposite ends of a seesaw and as broadcasters lose their freedom, the public's freedom is increased. But this is a dangerous and grossly oversimplified view. It tempts those who hold it to back into a broadcast system in which the government decides what the audience sees and hears. However, it is one thing to back into this type of system and quite another thing to advocate its adoption purposefully. It is particularly distressing, in this regard, to see an FCC Commissioner acting as one of the most strident proponents of this type of system. Does Commissioner Johnson consciously realize where his advocacy will take us, or is he so dazzled by his own rhetoric that he fails to see the consequences? When he charges some broadcasters and some government officials with activities running the gamut of morality from child molesting to murder, is this merely the

latest escalation of rhetoric or is it a calculated device to enlist public support for the denial of constitutional rights to broadcasters? In any event, no one should be led blindly to a government-controlled broadcast system by proponents of an elitist philosophy that masquerades as populist, while presuming that government knows what's best for the people.

Of course there is room for improvement in many aspects of broadcasting.

But in the areas that I have discussed today, the broadcaster and the public he serves are on the same side, and the broadcaster's loss of independence diminishes us all.

The problems I have discussed today are complex. I honestly do not have the complete solution to all of them. But I do not feel too badly about it, because I don't think anyone does. I do know that the status quo has slipped beyond our ability to bring it back and there are no simple changes to be made. Change must come, but it must be orderly and it must be planned responsibly. Perhaps it is too late for this. Maybe it is too late to preserve the private enterprise system of broadcasting in our country. This Administration hopes not. We hope that it's not too late to fight for freedom in broadcasting. For when we do so, we preserve the public's interest in a free press and in a medium of expression that is open to diversity and change.

CC: DO Records
DO Chron
Mr. Whitehead

OFFICE OF TELECOMMUNICATIONS POLICY
EXECUTIVE OFFICE OF THE PRESIDENT
WASHINGTON, D.C. 20504
February 11, 1972

To: Mr. Whitehead
From: Antonin Scalia
Subject: NAB Convention

The NAB Convention takes place in early April, and we should begin planning for it. It is customary for the FCC to take some major attention-getting action just before the Convention. We should consider the same course, so that OTP will be prominent in corridor discussions.

Because of the proximity of the election, it is fairly clear that we will be able to take dramatic action in none of the broadcast-related fields we have puffed, except one: radio deregulation. As I understand the state of affairs, the FCC has smothered our "pilot" project, and it is going nowhere. Bruce Owen and Ken Robinson are in favor of pressing for a radio license renewal bill which would implement some of our deregulation proposals. I think that is too extreme this year—and also inconsistent with out earlier position that a test of deregulation is necessary. Henry Goldberg has come up with a proposal which it seems to me may be doable: The Administration could initiate and back a "sense of Congress" resolution urging the FCC to experiment with radio deregulation.

I think this is politically sound and achievable, but it has one major drawback. It would infuriate the FCC more than any other course of action which we could possibly undertake. I would recommend against it, therefore, unless you can convince Dean Burch that it would be good for the President (as it would). If you are unable to convince the Chairman on that point, you might at least use the possibility of such action to induce the Commission to get the "pilot" project underway just before the Convention. That action—perhaps with a joint announcement—would bring OTP's accomplishments to the fore. It would be particularly effective if you could announce the action at the FM Broadcasters Banquet just preceeding the Convention, to which you have been invited.

I think we should meet to discuss these matters at your earliest convenience. If the suggestions made above do not appeal to you, we should develop some other dramatic broadcasting initiative for early April.

# OFFICE OF TELECOMMUNICATIONS POLICY EXECUTIVE OFFICE OF THE PRESIDENT WASHINGTON, D.C. 20504

WASHINGTON, D.C. 21

March 13, 1972

Tom Whitehead

To:

Bruce Owen

From:

Walter R. Hinchman

Subject:

The Director's April NAB Speech

Bruce's recent (March 10) suggestion of a topic for the NAB speech is very interesting from a theoretical viewpoint; however, I feel there may be some practical impediments. For example, I am reasonably certain the networks and station operators would argue, and produce statistics to prove, that certain days and even certain specific hours are better than others in terms of audience size, receptiveness, etc. Thus, one could not expect agreement to a fixed time allocation schedule for the respective networks.

One could presumably meet this objection by adopting a rotating schedule wherein each network received in the course of a month or year equal time in all prime time slots. However, this would likely be challenged on at least two counts:

- inability to handle various time-critical events (e.g., sports events, live cultural programs, etc.) under a rotating allocation plan;
- 2. inability to capture a continuing audience for series programming.

Both these are likely to have major impact on programming and advertising prospects, the latter in particular being very objectionable.

Perhaps there is some way out of this apparent dilemma, but I suggest we defer making any proposals along this line until we find it.

Walt

Walter R. Hinchman

March 14, 1972

TO: Walt

FROM: Bruce

SUBJECT: The April NAB Speech

I agree with you in the result -- that it is inappropriate to make the proposal at this time in such a forum.

However, my reasons are different from yours. On second thought, I am not so thoroughly convinced of the theoretical merits as I was (see the draft Staff Paper on your desk.) Also, Nino has convinced me that there may be political implications.

On your points, I do not understand why it would be difficult to arrange a weekly schedule of alternating days and/or hours which gave each network equal access to "potential" audiences. Given such a schedule (based, say, on equal numbers of sets-in-use per week) it would not then be difficult to produce series programs. Except for news programs, most series are now on once a week, and under the proposal I made they could continue to be on once as week, in the same time slot.

Sports and public events programs do present more of a challenge, but I am sure that a little ingenuity will solve them. These scheduling difficulties are not at the heart of the problem. If we had the system which I have proposed now, and were thinking of changing to the system which in fact exists, there would be problems and objections of exactly the same sort. What is central to the problem is the ability of intertemporal competition to preserve product quality against erosion from communal n-th choice tastes. (See program "D" in the staff paper.)

Nino thinks that the Staff Paper is about as far as we can go with an idea like this, in this particular year.

cc: Tom Whitehead

B.

ITINERARY FOR CLAY T. WHITEHEAD CHICAGO, ILLINOIS APRIL 8-11, 1972

#### SATURDAY, April 8, 1972:

8:15 a.m.

Coyt will pick you up at the

apartment.

8:55 a.m.

Lv Washington National Airport,

via UA #567.

9:43 a.m.

Ar Midway Airport, Chicago.

(You will be met by Mary Lee Schiffer

(NAB) at the airport.)

12:30 p.m.

Luncheon - speech - NAFMB

Annual Convention:

Presentation of FM Programming Awards by the Armstrong Memorial Research Foundation. Elie Abel

is Master of Ceremonies.

Palmer House, Adams Room State & Monroe Streets

(312) RA6-7500

#### HOTEL RESERVATIONS:

Sheraton Blackstone Hotel

(312) 427-4300

(312) 787-2200

S. Michigan & Balbo

# SUNDAY, April 9, 1972:

3:00 p.m.

ABC Radio Network Reception

Drake Hotel

Lake Shore Drive and Upper Michigan Avenue

Gold Coast Room

5:00 p.m.

Cocktails - Max Baker - Federation

of Australian Commercial Broadcasters

Conrad Hilton Hotel 720 S. Michigan Ave. Williford "A" Room

(312) 922-4400

# MONDAY, April 10, 1972:

10:00 a.m.

Astor Towers Hotel 1300 N. Astor Street (312) 943-1111

#### MONDAY, April 10, 1972:

12:00 p.m.

NAB Reception Beverly Room

Conrad Hilton Hotel 720 S. Michigan Ave.

(312) 922-4400

12:30 p.m.

NAB Management Luncheon -

Sit at Head Table.

John Connally is guest

speaker.

International Ballroom Conrad Hilton Hotel

2:30 p.m.

Speech - 50th Annual Convention of the NAB - Joint Radio/Television

Session.

Conrad Hilton Hotel Grand Ballroom

6:30 p.m.

Cocktails with Officers and Directors of the NAB & Broadcast Music, Inc.

7:30 p.m.

Twenty-Fourth Annual Dinner for Present and Past Officers and Directors of the NAB and Broadcast

Music, Inc.

Hotel Ambassador West N. State & Goethe The Guildhall (312) 787-7200

# TUESDAY, April 11, 1972:

9:30 a.m.

News Conference NAB Press Room

12:00 p.m. (Tentative) MCI First Specialized Common Carrier

Operation.

John Hancock Tower 875 N. Michigan Ave. Suite 3749 or 97th Floor

11:25 a.m.

Lv O'Hare Airport, via UA #444

1:58 p.m.

Ar Washington National Airport

(Coyt will pick you up.)

Spend 72 APR 2 7 1972 Mr. Dan McKinnen President McKinnon Enterprises Post Office Box 1927 La Jolla, California 92037 Dear Dan: Thank you for your letter of April 17 and for your remarks about my speach to the NAB. I'm glad you agreed with some of the questions the speech raised, and that you feel at least to some of Washington, the massage is coming in loud and clear. I appreciate your taking the time to let me know your reaction. Best regards.

Sincerely,

TOM Clay T. Whitehead

LKSmith:jem 4/26/72 cc: DO Records' DO CHron Mr. Whitehead Mr. Lamb Eva LKS Subject LKS Chron Reply to: McKinnon Enterprises, P.O. Box 1927, La Jolla 92037



17 April 1972

One of the particular points I enjoyed during your speech,

Clay. . . .

. . . was the comment, "We're asked to believe it's true because it's asserted it's true.

And. . . also your reference to logic versus Nick Johnson's non-logic.

Some of us out and around the rest of the country and away from the center of Washington, D.C., wonder sometimes if government officials really get that particular message.

Thanks again for taking the time to attend the NAB.

Best personal regards. . . . .

Ran McKinnon

-L

Mr. Clay Whitehead Office of Telecommunications Policy The White House Washington, D.C.

DM:fc

APK 2 4 1972 Mr. Grover C. Cobb Executive Vice President Government Relations National Association of Broadcasters 1771 N Street, N.W. Washington, D.C. 20036 Dear Grover: I am delighted to be able to accept the invitation to the NAB's 17th Annual Conference of State Association Presidents, to be held at the Mayflower Hotel on May 2. I look forward to seeing you there. Sincerely, Bigned TOM Clay T. Whitehead LKSmith:jem 4/18/72 cc: DO Records DO Chron Mr. Whitehead MR. Lam LKS Subject LKS Chron Eva

# NATIONAL ASSOCIATION OF BROADCASTERS

1771 N STREET, N.W., WASHINGTON, D.C. 20036 293-3500

GROVER C. COBB EXECUTIVE VICE PRESIDENT GOVERNMENT RELATIONS

April 11, 1972

Mr. Clay T. Whitehead Office of Telecommunications Policy 1800 G Street, N.W. Washington, D. C. 20006

Dear Tom:

On the occasion of the 17th Annual Conference of State Association Presidents, we would like to invite you to attend a reception to be held on Tuesday, May 2, 1972, at 6:30 P.M. in the State Room of the Mayflower Hotel.

We hope that you will be able to be with us.

Sincerely,

Dr. Billy Graham Little Pine Cone Montreat, North Carolina 28757

Dear Dr. Graham:

It was a great pleasure to see you again at the NAB Convention in Chicago last week.

Congratulations on your well deserved Distinguished Service Award. I heard from many of the delegates that your Monday morning presentation was most outstanding and a terrific kickoff to their 50th Convention.

I look forward to seeing you again soon.

Sincerely,

signed TOM

Clay T. Whitehead

LAMB:mbc cc: DO Records DO Chron Lamb 2 Whitehead 2 Mr. Joseph A. Flaherty General Manager Engineering and Development CBS Television Network 51 West 52 Street New York, New York 10019

Dear Joe:

I want you to know how much I appreciated your taking the time last week at the NAB Convention in Chicago to show me through the exhibition halls. I only wish I would have had more time to learn in greater detail about some of the more exciting new technological developments.

As I mentioned I hope that we can get together in the future to continue our discussion.

Again, thank you very much for all of your assistance.

Sincerely,

Bigned TOM

Clay T. Whitehead

LAMB:mbc cc: Whitehead 2 Lamb 2 DO Records DO Chron Community Television of Southern California
4400 Sunset Drive
Los Angeles, California 90027
213-666-6500

JAMES L. LOPER
President and
General Manager

April 19, 1972

Dr. Clay T. Whitehead
Office of Telecommunications Policy
Executive Office of the President
Washington, D. C. 20504

Dear Tom:

It was good to meet with you and members of your staff in Chicago on Monday of last week. I feel that significant progress was made to-ward resolving any differences, real or imagined, between the Office of Telecommunications Policy and public broadcasting. We will follow through on the suggestions made at the meeting, and you should hear from us shortly.

I want to thank you, too, for your letter of March 29 written on behalf of the President relative to the California station managers' observations on funding for public broadcasting. We look forward to continued cooperation with your office.

Sincerely,

Jim

JLL/p

NATIONAL ASSOCIATION OF BROADCASTERS 1771 N STREET, N. W., WASHINGTON, D. C. 20036, 293-3500 VINCENT T. WASILEWSKI April 18, 1972 PRESIDENT Dr. Clay T. Whitehead Director Office of Telecommunications Policy 1800 G Street, N.W. Washington, D.C. 20504 Dear Tom: I just wanted you to know how much we appreciated your taking time out of your busy schedule to attend and participate in our 50th Annual Convention. Your address was a major contribution to the success of our meeting, and it was greatly appreciated by the broadcasters in attendance, I know, judging from the comments I received. Thanks again, and I look forward to seeing you soon. Best personal regards. 1/100 VTW:mls

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Du Page County Broadcasting, Inc. 620 BELOIT AVENUE FOREST PARK, ILLINOIS 60130 312 - 366-4562 April 17, 1972 Mr. Clay Thomas Whitehead, Director Office of Telecommunications Policy The White House Washington, D.C. Dear "CZAR" of Telecommunications: Congratulations on a fine presentation of your speech and content at the recent NAB convention. Sincerely, Frank Blotter President FB: adb



4/10 year 2501 BRADLEY PLACE, CHICAGO, ILLINOIS 60818, 312 528-2311 WARD L. QUAAL, PRESIDENT April 14, 1972 Dic. in Laguna Beach The Honorable Clay T. Whitehead Director Office of Telecommunications Policy Executive Office of the President Washington, D. C. 20504 Dear Tom: It was such a pleasure to see you and Brian again and to have a chance for a little visit during the NAB convention. I am writing primarily, however, to tell you how much I appreciated and respected the comments you made at the convention. I hope that we can get together often to review matters of mutual interest. My warmest regards to you and Brian and my gratitude for your leadership and statesmanship. Very sincerely, Ward L. Quaal WLQ/jds OPERATING COMPANIES + NEW YORK, CHICAGO, LOS ANGELES, SAN FRANCISCO, TOKYO: WGN Continental Sales Company CHICAGO: WGN Radio, WGN Television, WGN Continental Productions Company, WGN World Travel Services, Inc. DULUTH: KOAL Radio, KOAL Television-DENVER: KWGN Television-MICHIGAN, CALIFORNIA: WGN Electronic Systems Company

# WEN CONTINENTAL BROADCASTING COMPANY



water says It would be good to accept - "U's a once in a ulethne opportunity." Acopt. Rogret.

Burn too?

MCI MICROWAVE COMMUNICATIONS, INC. JOHN HANCOCK CENTER . THIRTY-SEVENTH FLOOR . CHICAGO, ILLINOIS 60611 . TELEPHONE (312) 751-0400 WASHINGTON, D. C. OFFICE 1900 "L" STREET, N. W. April 5, 1972 WASHINGTON, D. C. 20036 TELEPHONE (202) 659-3474 Dr. Clay T. Whitehead Office of Telecommunications Policy 1800 G Street, N.W. Room 760 Washington, D. C. Dear Dr. Whitehead: You are cordially invited to a demonstration of the first specialized communications common carrier operation on Tuesday, April 11, 1972, in Chicago, Illinois. The demonstration facilities and activities will be in operation between 12:00 Noon and 5:00 P.M. in the MCI offices and principal transmitting location at the John Hancock Tower, 875 N. Michigan Avenue. The MCI offices are in Suite 3749 and the transmitting apparatus is on the 97th floor. A special demonstration could be given on Monday, April 10, 1972, if your schedule will not permit you to see our facilities on Tuesday. We are quite proud of the MCI installation and we hope to have an opportunity to demonstrate its full range of public services. Accordingly, we will have a tour not only of the business facilities, but also of the transmitting, modem, control, monitoring and other facilities. A buffet will be served in the MCI offices continuously during the demonstration on Tuesday. Would you please advise me (or in my absence, my secretary, Miss Mary Ellen Rafferty), at 659-3474, in Washington, as to your availability to view the demonstration. You are cordially invited to bring any guests. We will have ample facilities for last-minute arrivals and acceptances. Sincerely yours,



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and the same of

SEL CONTRACTOR

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Mr. Renneth K. Goldstein Executive Director Major Armstrong Awards Office of Information Services Columbia University New York, New York 18027

Dear Mr. Goldstein:

Thank you for the invitation to attend the Armstrong Awards Luncheon to be held in Chicago on April 8. I am delighted to be able to accept, and I look forward to meeting the Prize Winners and to seeing Deans Hennessy and Abel.

Sinceraly,

Clay T. Whitehead

LKSmith: jem 3/31/72

cai

DO Records

DO Chron

Mr. Whitehead

Mr. Lamb

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LKS Subject

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Columbia University in the City of New York | New York, N. Y. 10027

SCHOOL OF ENGINEERING & APPLIED SCIENCE Office of Information Services

Seeley W. Mudd Building

March 27, 1972

Mr. T. Clay Whitehead Director Office of Telecommunications Policy The White House 1600 Pennsylvania Avenue Washington, D. C.

Dear Mr. Whitehead:

There is going to be a small reception for this year's Armstrong FM Awards winners, NAFMB officials and other guests just before the Armstrong Awards Luncheon at Chicago's Palmer House on Saturday, April 8th.

We would be pleased if you could attend, also. It will give you a chance to meet the prize winners, along with Wesley Hennessy, Dean of the School of Engineering and Applied Science, and Elie Abel, Dean of the Graduate School of Journalism, who will also be speaking at the luncheon.

The reception will begin at 11:30 a.m., in Parlor A on the sixth floor of the Palmer House, about an hour before the luncheon.

> Cordially, Xewight. Goldste

Kenneth K. Goldstein Executive Director

Major Armstrong Awards

KKG: ph

Je 4/12/72 FEB 1 6 1972 Mr. Vincent T. Wasilewski President Hational Association of Broadcasters 1771 N Street, N.H. Washington, D.C. 20035 Dear Vince: Thank you for the invitation to speak to the 50th Annual Convention of the Mational Association of Broadcasters at the Joint Radio/ Television session on Monday, April 10. I am pleased that my calendar for that day is clear, and that I will be able to accept your invitation. I am looking forward to what I know will be a stimulating and valuable exchange of views at the Convention. It will be a pleasure to participate. Sincerely, signed TOM Clay T. Whitehead cc: DO Chron DO Records Whitehead (2) Mansur LKS Subject' LKS Chron LKSmith: jem 2/11/72

NATIONAL ASSOCIATION OF BROADCASTERS 1771 N STREET, N. W., WASHINGTON, D. C. 20036, 293-3500 VINCENT T, WASILEWSKI February 9, 1972 PRRSIDENT Dr. Clay T. Whitehead Director Office of Telecommunications Policy Executive Office of the President Washington, D.C. 20504 Dear Tom: The 50th Annual Convention of the National Association of Broadcasters will be held at the Conrad Hilton Hotel, in Chicago, from April 9 through 12; and it gives me great pleasure to formally invite you to participate as guest speaker at the Joint Radio/Television Session at 2:30 p.m., Monday April 10. You will be the keynote speaker, opening the afternoon session with an audience of approximately 3,000 radio and television station owners and managers. As a part of this invitation, we shall be pleased to arrange your complimentary registration and attendance at the Management Luncheons scheduled for April 10, 11 and 12. We will be in touch with you later about specific details and arrangements. We hope your schedule will allow you to accept, and all of us look forward to welcoming you to the Convention. An appearance by you would be one of the main events of our annual meeting. Best personal regards. Sincerely, VTW:mls

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MR. WHITEHEAD

Linda Smith

OTP Representation at the NAB Convention

Nino has raised the question of what the appropriate representation of OTP at the NAB Convention (Chicago, April 9-12) should be. He feels that OTP should have significant representation in order to make our presence known and to have some impact. In addition, this would counteract the effects of the FCC sending large numbers of people. Brian concurs with this analysis.

Nino has been invited to attend by Vince Wasilewski, and is going to accept. In addition to your speech, Brian accompanying you for that and other portions of the Convention Nino feels that at a minimum, Henry and Walt should also go. Is there anyone else you feel should go?

There is a problem of expense, and I suggest that you ask Brian and Mino to work on getting the appropriate invitations to cut down on expenses.

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suggest yo	u of	ve a r	reli	minar	v inc	Heatf	O.

In addition, I suggest you give a preliminary indication of the number of people from OTP that you feel should be there.

40	tank Scalin, Willberg, Hechman
5_	O
6	
7	

CC: DO Chron DO Records Whitehead

Mansur LKS Subject LKS Chron

2/17/22 FEB 1 0 1972 MEMORANDUM FOR Mr. Herbert Elein The White House I will be addressing a meeting of the Colorado Broadcasters in Denver on Pebruary 17, and thought you would like to be informed about the general contents of my remarks, in case any broadcasters discuss the particular subjects with you. I intend to use the occasion for a formal and detailed statement of the Administration's opposition to the FTC's "counter-advertising" proposals. Hy opposition will be vigorous, and I hope it will get us considerable press coverage, at least in the trade journals. The rest of the speech will say nething new and will simply serve as a setting for the PTC remarks. The general topic will be the vital role of advertising in connercial broadcasting. I will say some kind words for the industry's own tightening of standards with respect to advertising in children's programming and will urge demonstration of similar responsibility in the future. Beyond that, I will simply extol the virtues of the present system of broadcasting, reply to some of its critics, and urge a minimum of Government interference. signed TOM cc: DO Records Clay T. Whitehead DO Chran Mr. Whitehead - 2 V Dr. Mansur GC Subj GC Chron AScalia:hmy - 2-9-72

ABC Radio Network Reception

for Affiliates

NAB Convention

Sunday, April 9, 1972

8 pm to 6 pm

Gold Coast Room

Drake Hotel

Lake Shore Drive and

Upper Vichigan Avenue

Chicago, Illinois

. Idmit One

The Lecident of ABC Radio Network

looks forward with great pleasure

to the opportunity of seeing

Mr. Clary Di Whitehood

On Shaday, April 9, 1972

3:00 p.m. to 6:00 p.m.

ABC Radio Network Reception

Gold Coast Room, Drake Rotel

Please note enclosed tickets

Walt felant



Max Baker is representing the Federation of Australian Commercial Broadcasters at the 1972 NAB Convention.

He is Manager of the Commonwealth Broadcasting Corporation (Qld) Ltd, and for several years has been a Federal Council Member of the Federation of Australian Commercial Broadcasters.

## Max Baker

on behalf of the

## Federation of Australian Commercial Broadcasters

takes pleasure in inviting

To Cocktails in the Williford "A" Room of the

Conrad Hilton Hotel, Chicago

on Sunday, 9 April, 1972, at 5.00 p.m.

R.S.V.P.

April 6, 1972, on card enclosed.



Mr. Bryan Lamb
Assistant Director
Office of Telecommunications Policy
1800 G Street, N. W.
Washington, D.C. 20504

### NATIONAL ASSOCIATION OF BROADCASTERS

1771 N STREET, N. W., WASHINGTON, D. C. 20036

Helen and and Recovered and Brown B.

STANDARD FORM 1012 August 1970 Title 7, GAO Manual 1012-113

ACCOUNTING CLASSIFICATION

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<sup>\*</sup>Abbreviations for Pullman accommodations: MR, master room; DR, drawing room; CP, compartment; BR, bedroom; DSR, duplex single room; RM, roomette; DRM, duplex roomette; SOS, single occupancy section; LB, lower berth, UB, upper berth; LB-UB, lower and upper berth; S, seat.
\*FRAUDULENT CLAIM-Falsification of an item in an expense account works a forfeiture of the claim (2B U.S.C. 2514) and may result in a fine of not more than \$10,000 or imprisonment for not more than 5 years or both (1B U.S.C. 28°, id. 1001).
\*\*\*If long distance telephone calls are included, the approving officer must have been authorized in writing by the head of the department or agency to so certify

#### SCHEDULE OF EXPENSES AND AMOUNTS CLAIMED

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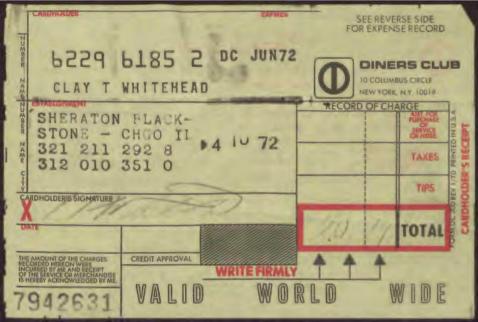
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USE SPACE BELOW TO INDICATE BUSINESS PURPOSE & BUSINESS RELATIONSHIPS

931



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DR. CLAY T WHITEHEAD OFFICE OF TELECOMMUNICATOINS POLIC Y

1800 G STREET N W WASHINGTON, D.C. 20504

NAB

DIRECTOR

ACCOMMODATION AND RATE SINGLE 25.00 HOLD TIME 6pm

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WHITEHEAD, DR. CLAY T.

For reservations at any Sherston Hidel or Motor Inn in the world, call 800-325-3535, free from anywhere in the Commental United States Call 24 hours a day, 7 days a week. In Misseuri, call 1-800-392-3500, in Caredo pri oversess, call the nearest Sheraton Hotel or Sheraton Beservation Office.

Your room will be held until the time indicated an your confirmation. Should your arrival time change, plante contact the hotel directly or call Sherston Reservations. We regret that occupancy before 3.P.M. is not always possible because check-out times vary.

### Monday 4/10/72

11:30 Do you have any additional expenses to claim for your Chicago trip?

No

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OFFICE OF EM	ERGENCY PREPARE	2. Name and address of traveler Clay T. Whitehead SS# 509-34-3700 OEP/OTP							
OFFICE OF EN		March 30, 1972							

Form OEP 9 April 1969 Mr. Edward M. Cramer President Broadcast Music Inc. 589 Fifth Avenue New York, New York 10017

Dear Ed:

Thank you for sending me the photographs from the BMI-NAB 24th Annual Dinner. They are a nice souvenir of an exceptional dinner.

We all enjoyed your visit at lunch recently and appreciate your taking the time.

Best wishes.

Sincerely.

Figned Ton

Clay T. Whitehead

LKSMITH:HCHALL:mbc:6/8/72 cc: do Records DO Chron Whitehead Eva Lamb 2 Broadcast Music Inc. 589 Fifth Avenue, New York, N. Y. 10017 212-759-1500

EDWARD M. CRAMER PRESIDENT

May 22, 1972

Enclosed is a booklet of photographs taken at the 24th annual BMI-NAB Dinner which will serve as a memento of a very pleasant evening.

"Fritz" Morency sent me a letter which is also enclosed.

I look forward to seeing you at the 25th Dinner.

Ed. Crame

EMC:hs Enclosures PAUL W. MORENCY
185 DEERCLIFF ROAD
AVON. CONNECTICUT 06001

Dear Friends,

Ed Cramer has kindly consented to include this note with the dinner pictures, allowing me to express to all of you my deep appreciation for the memento of this year's BMI-NAB dinner.

Believe me, I deeply missed not being able to attend, and I am planning now to make certain that I will be there next year.

My deep thanks for your expressions of friendship and good will, which are returned in the fullest measure.

Sincerely

May 20, 1972

INV. ACCEPTED Wednesday 5/3/72 MEETING 4/9/72 Noonish Checked with Brian about a Diner's Club ticket for April 9 in Chicago. He advises he and Tom went with Ted Ledbetter to the Ambassador East for brunch.

April 18, 1972

Mrs. Mary Lee Schiffer National Association of Broadcasters 1771 N.St., N.W. Washington, D.C.

Dear Mary Lee:

I am sure you are still recovering from the NAB's 50th but, before the memory fades completely, I want to say thank you. Our trip to Chicago went extremely well and all of the credit should go to you. You do a terrific job and I hope you are getting a well deserved rest.

Again, thanks for everything.

Sincerely,

Signed.

Brian P. Lamb Assistant to the Director

LAMB:mbc cc: Lamb 2/ DO Records DO Chron

gady

## HOGAN & HARTSON

\*\*\*\*\* - MOSAN 1877-1986

MELSON T. MARTSON
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WASHINGTON, D. C. 20006

TELEPHONE (202) 298-8800

CABLE ADDRESS "HOGANDER WASHINGTON"

TELEX 89-2787

COUNTEL.

April 5, 1972

The Honorable Clay T. Whitehead Director Office of Telecommunications Policy Executive Office of the President Washington, D. C. 20504

Dear Tom:

The Hogan & Hartson gang will be at the Ambassador West, Suite 700, during the NAB convention. We plan to have our traditional Saturday night "open house" on April 8 from 6-8 p.m. I hope that you and the other members of your contingent will be able to attend.

Cordially,

Gary L. Christensen

GLC:rb



Repengagnent NAB Uniago 4/10/72 NATIONAL ASSOCIATION OF BROADCASTERS 1771 N STREET, N. W., WASHINGTON, D. C. 20036, 293-3500 VINCENT T. WASILEWSKI February 9, 1972 PRRSIDENT Dr. Clay T. Whitehead Director Office of Telecommunications Policy Executive Office of the President Washington, D.C. 20504 Dear Tom: The 50th Annual Convention of the National Association of Broadcasters will be held at the Conrad Hilton Hotel, in Chicago, from April 9 through 12; and it gives me great pleasure to formally invite you to participate as guest speaker at the Joint Radio/Television Session at 2:30 p.m., Monday April 10. You will be the keynote speaker, opening the afternoon session with an audience of approximately 3,000 radio and television station owners and managers. As a part of this invitation, we shall be pleased to arrange your complimentary registration and attendance at the Management

Luncheons scheduled for April 10, 11 and 12. We will be in touch with you later about specific details and arrangements.

We hope your schedule will allow you to accept, and all of us look forward to welcoming you to the Convention. An appearance by you would be one of the main events of our annual meeting.

Best personal regards.

VTW:mls

4/9

FEDERATION OF AUSTRALIAN COMMERCIAL BROADCASTERS



Max Baker is representing the Federation of Australian Commercial Broadcasters at the 1972 NAB Convention.

He is Manager of the Commonwealth Broadcasting Corporation (Qld) Ltd, and for several years has been a Federal Council Member of the Federation of Australian Commercial Broadcasters.

### Max Baker

on behalf of the

## Federation of Australian Commercial Broadcasters

takes pleasure in inviting

To Cocktails in the Williford "A" Room of the

. Whitehead

Conrad Hilton Hotel, Chicago

on Sunday, 9 April, 1972, at 5.00 p.m.

R.S.V.P.

April 6, 1972, on card enclosed.

July

Mr. M.E. W. Baker, c/o Mrs. Mary Lee Schiffer, National Association of Broadcasters, 1771 N Street, NW, Washington DC, 20036.

I will will not be able to attend your cocktail party on Sunday. April 9, 1972, at the Conrad Hilton Hotel.

Clay T. Whitehead

Max Baker is representing the Federation of Australian Commercial Broadcasters at the 1972 NAB Convention.

He is Manager of the Commonwealth Broadcasting Corporation (Qld) Ltd, and for several years has been a Federal Council Member of the Federation of Australian Commercial Broadcasters.

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April 6, 1972, on card enclosed.

op way NAB

### OFFICE OF TELECOMMUNICATIONS POLICY EXECUTIVE OFFICE OF THE PRESIDENT WASHINGTON, D.C. 20504

February 16, 1972

To:

MR. WHITEHEAD

From:

Linda Smith

Subject:

OTP Representation at the NAB Convention

Nino has raised the question of what the appropriate representation of OTP at the NAB Convention (Chicago, April 9-12) should be. He feels that OTP should have significant representation in order to make our presence known and to have some impact. In addition, this would counteract the effects of the FCC sending large numbers of people. Brian concurs with this analysis.

Nino has been invited to attend by Vince Wasilewski, and is going to accept. In addition to your speech, Brian accompanying you for that and other portions of the Convention, Nino feels that at a minimum, Henry and Walt should also go. Is there anyone else you feel should go?

There is a problem of expense, and I suggest that you ask Brian and Nino to work on getting the appropriate invitations to cut down on expenses.

Approved	OK	, but what is it	?
Disapproved	1.525	ET ET 4 (E) ET	
		Tining indication	£

In addition, I suggest you give a preliminary indication of the number of people from OTP that you feel should be there.

4 Londo, Endia, Godelburg, Chinhan

# THE OFFICERS AND DIRECTORS OF BROADCAST MUSIC. INC.

CORDIALLY INVITE YOU TO ATTEND THE

TWENTY-FOURTH ANNUAL DINNER FOR PRESENT AND PAST OFFICERS AND DIRECTORS

OF THE

NATIONAL ASSOCIATION OF BROADCASTERS

AND

BROADCAST MUSIC, INC.

ON MONDAY, APRIL 10TH, 1972

HOTEL AMBASSADOR WEST

THE GUILDHALL

CHICAGO, ILLINOIS

COCKTAILS 6:30 P.M.

DINNER: 7:30 P.M.

INFORMAL



THE OFFICERS AND DIRECTORS OF BROADCAST MUSIC, INC. CORDIALLY INVITE YOU TO ATTEND THE TWENTY-FOURTH ANNUAL DINNER FOR PRESENT AND PAST OFFICERS AND DIRECTORS OF THE NATIONAL ASSOCIATION OF BROADCASTERS AND BROADCAST MUSIC, INC. ON MONDAY, APRIL 10TH, 1972 HOTEL AMBASSADOR WEST THE GUILDHALL CHICAGO, ILLINOIS DINNER: 7:30 P.M. COCKTAILS 6:30 P.M. INFORMAL I WILL ( X ) WILL ( ) NOT ATTEND THE BMI-NAB DINNER MONDAY, APRIL 10TH Clay T. Whitehead NON-TRANSFERABLE

Tom:

A friend of mine from San Francisco, Ranny Mantin, may look you up in Chicago at the NAB. He is assistant to the vice-president for programming of Kron-TV, a good. Republican, and very interested in this office. I have also told Brian about him. I have also told Brian about him. I think we have potential for us as a special essentiant or speechwriten.

Unda