

[fol. 917] Oklahoma

E. K. Gaylord—Oklahoma City Daily Oklahoman . . .	8
Clyde E. Muchmore—Ponca City News	4

Pennsylvania

H. B. Farquhar—Bethlehem Globe Times	3
Robert McLean—Philadelphia Evening Bulletin (in- structed vote of Williamsport, Pa., Grit)	1
Chas. H. Morrison—The Harrison Patriot	1
Oliver J. Keller—Pittsburgh Post-Gazette	2
James E. Keller—Reading Times	2
James S. Lyon—Washington Observer	1

Rhode Island

Sevellon Brown—Providence Journal	2
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South Carolina

Sylvester Blish—Charleston Post	3
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Tennessee

Harris Brown—Jackson Sun	1
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Texas

Allen Merriam—The Dallas Daily Times Herald . .	1
Oveta Culp Hobby—Houston Post (Morning & Eve- ning)	1
Frank C. Huntress—San Antonio Express	3
Ed. Howard—The Wichita Daily Times	2
Mrs. Ed. Howard—Wichita Falls Record News . . .	1

Utah

J. F. Fitzpatrick—Salt Lake City Tribune-Tele- gram	6
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Virginia

H. S. Lewis—Norfolk Ledger Dispatch-Virginian Pilot	3
J. D. Wise—Richmond Times-Dispatch	2

[fol. 918] Washington

S. A. Perkins—Olympia Olympian	4
W. K. Blethen—Seattle Times	2
W. H. Cowles—Spokane Spokesman-Review	16
Frank S. Baker—Tacoma Ledger	10

West Virginia

Walter Long—Huntington Advertiser	2
Total	432

“61. In each of the instances where an applicant for membership in The Associated Press, during the period from September 1900 to April 1942, obtained membership by the favorable four-fifths vote of the members, state in detail the circumstances surrounding each such application including (a) the substance of the recommendations of the directors to the members with regard to the application, (b) the substance of the grounds or reasons, if any, which were announced for such recommendations of the directors, (c) the substance of the grounds or reasons advanced at the meeting of the AP members by those AP members opposing the application, and (d) the substance of all discussions at meetings of the Board of Directors, Executive Committee of the Board of Directors, or the AP members with regard to such application.”

Ans.

(a) Santa Rosa, California, Press Democrat.

Elected April 24, 1917.

References to the application and the election are found (1) transcript of proceedings at Directors meeting December 13, 1916, pp. 72-74; (a) transcript of proceedings at annual meeting of members April 24, 1917, pp. 46-47.

(b) Palo Alto, California, Daily Times.

Elected April 23, 1918.

References to the application and the election are found (1) transcript of proceedings at Directors meeting April 22, 1918, pp. 70-78; (2) transcript of proceedings at meeting of members April 23, 1918, p. 25.

(c) Warren, Ohio, Tribune.

Elected April 23, 1918.

References to the application and the election are found (1) transcript of proceedings at Directors meeting October 3, 1917, pp. 32-34; (2) transcript of proceedings at annual meeting of members April 23, 1918, pp. 11-25.

(d) Trenton, New Jersey, Times and Sunday Times Advertiser.

Elected April 22, 1919.

References to the application and the election are found (1) transcript of proceedings at Directors meeting April 17, 1919, pp. 335-341; (a) transcript of proceedings at annual meeting of members April 22, 1919, pp. 23-24.

(e) San Jose, California, News.

Elected April 20, 1920.

References to the application and the election are found (1) transcript of proceedings at Directors meeting April 15, 1920, pp. 102-107; (a) transcript of proceedings at annual meeting of members April 20, 1920, p. 35.

(f) Redwood City, California, Tribune.

Elected April 24, 1923.

References to the application and the election are found (1) transcript of proceedings at Directors meetings April 21, 1923, pp. 351-352; April 23, 1923, pp. 732-733; (2) transcript of proceedings at annual meeting of members April 24, 1923, pp. 848-849.

[fol. 920] "62. List the names of every present member of The Associated Press who has acquired his AP membership by purchasing or acquiring a newspaper owned by a member of The Associated Press, and in each instance give the name of the AP member who sold or transferred the newspaper and the date upon which the purchaser or transferee became a member of The Associated Press, and where known to, or readily ascertainable by, The Associated Press

or any of its officers or directors, state the amount of the consideration given or paid (a) for the newspaper purchased or acquired and (b) for the AP membership.”

Ans. AP records show the following transfers:

Present Member	Date of Acquisition of Membership	AP Member Selling or Transferring
Mobile, Ala., Press.....	Apr. 21, 1932	Mobile News-Item
Fresno, Calif., Bee.....	Aug., 1924	Fresno Herald
Los Angeles Herald Express.....	Dec. 9, 1931	Los Angeles Evening Express
Pasadena, Calif., Star News.....	Feb. 23, 1932	Pasadena Evening Post
Denver Rocky Mt. News.....	Dec. 20, 1928	Denver Post
Evansville, Ind., Press.....	June 26, 1937	Evansville Evening Journal
Terre Haute Tribune.....	June 18, 1904	Terre Haute Gazette
Wellington, Kansas, Daily News...	Nov. 14, 1917	Wellington Journal
Brockton, Mass., Enterprise.....	Mar., 1934	Brockton Times
Minneapolis Star Journal.....	Aug. 9, 1939	Minneapolis Journal
Rochester, Minn., Post Bulletin....	May 16, 1925	Rochester Bulletin
Greenville, Miss., Delta Democrat Times	Sept. 3, 1938	Greenville Daily Democrat Times
[fol. 921]		
Jefferson City, Mo., Post Tribune..	Mar. 7, 1927	Jefferson City Daily Post
Vineland, N. J., Times Journal....	Feb., 1942	Vineland Journal
Lockport, N. Y., Union Sun & Journal	Sept. 13, 1915	Lockport Journal
N. Y. Daily News.....	Jan. 28, 1927	Commercial Bulletin
N. Y. Sun.....	Jan., 1923	Globe & Commercial Advertiser
N. Y. World Telegram.....	Mar., 1931	N. Y. Evening World
N. Y. Daily Mirror.....	June 24, 1937	N. Y. American
N. Y. Journal-American.....	Mar. 8, 1941	Home Talk (Brooklyn Eagle)
Yonkers Herald Statesman.....	Mar., 1932	Yonkers Herald
Upper Sandusky (O.) Chief Union..	Dec., 1942	Upper Sandusky Daily Union
Madison (S. D.) Daily Leader....	June 1, 1938	Madison Sentinel
Chattanooga (Tenn.) News Free Press	Feb. 13, 1940	Chattanooga News
Nashville (Tenn.) Tennessean....	Oct. 24, 1910	Nashville American
Houston (Tex.) Chronicle.....	July 1, 1902	Houston Herald
Bellingham (Wash.) Herald (AM)...	Jan. 9, 1907	Bellingham American
Green Bay (Wisc.) Press Gazette..	Oct. 1915	Green Bay Gazette
[fol. 922]		
Chicago Herald-American (PM)...	Oct., 1932	Chicago Repository (Chicago Eve. Post)
Chicago Herald-American (AM)...	May, 1918	Chicago Herald (formerly Chicago Inter Ocean)
Moscow (Idaho) Idahonian.....	Sept., 1940	Moscow Star Mirror
Mexico (Mo.) Evening Ledger.....	Sept., 1941	Mexico Intelligencer & Daily News
Las Cruces (N. M.) Sun News....	Apr., 1939	Las Cruces News
Odessa (Tex.) American.....	Oct. 1940	Odessa Bulletin
Seminole (Okla.) Producer & Reporter	Jan., 1938	Seminole Reporter

The amounts of the consideration given or paid (a) for the above named newspapers purchased or acquired and

(b) for the AP memberships, are not known to or readily ascertainable by AP or any of its officers or directors.

“63. State whether Rogan Jones, the principal owner of Wescoast Broadcasting Company and of KVOS, Inc., applied on or about April 1, 1941, to Press Association, Inc., for service to radio station KPQ owned by Wescoast Broadcasting Company, Wenatchee, Washington, and radio station KVOS, owned by KVOS, Inc., Bellingham, Washington.”

Ans. Yes.

[fol. 923] “64. State whether (a) Charles L. Sefrit, a representative of the Bellingham Herald, Bellingham, Washington, an AP member, sent a telegram dated April 4, 1941, addressed to Kent Cooper, and (b) Exhibit No. 2, annexed hereto and made a part hereof, is a correct copy of said telegram.”

Ans. Yes.

“65. State whether (a) Kent Cooper sent a night letter to Charles L. Sefrit in answer to the telegram of Sefrit mentioned in Interrogatory No. 64, and (b) Exhibit No. 3, annexed hereto and made a part hereof, is a correct copy of said night letter.”

Ans. Yes.

“66. State whether (a) Bob Cavagnaro, New York representative of The Associated Press or Press Association, Inc., sent a letter dated April 8, 1941, to William J. McCambridge, General Manager of Press Association, Inc., and (b) Exhibit No. 4, annexed hereto and made a part hereof, correctly sets forth statements contained in said letter.”

Ans. Yes.

“67. State whether (a) William J. McCambridge, General Manager of Press Association, Inc., sent a telegram to Rogan Jones dated April 8, 1941, and (b) Exhibit No. 5, annexed hereto and made a part hereof, is a correct copy of said telegram.”

Ans. Yes.

“68. State whether (a) a group of AP members sent a telegram to Kent Cooper dated April 14, 1941, and (b) Exhibit No. 6, annexed hereto and made a part hereof, is a correct copy of said telegram.”

Ans. Yes.

[fol. 924] "69. State whether (a) Kent Cooper sent a letter to W. A. Rupp, Aberdeen World, Aberdeen, Washington, dated April 15, 1941, and (b) Exhibit No. 7, annexed hereto and made a part hereof, is a correct copy of said letter."

Ans. Yes.

"70. State whether (a) William J. McCambridge, General Manager of Press Association, Inc., sent a letter to Rogan Jones dated April 24, 1941, and (b) Exhibit No. 8, annexed hereto and made a part hereof, is a correct copy of said letter."

Ans. Yes.

"71. State whether the Board mentioned in Exhibits Nos. 3, 5 and 8 was the Board of Directors of The Associated Press."

Ans. Yes.

"72. State whether KVOS, Inc., ever received service from Press Association, Inc., and, if it did, the periods of time during which such service has been rendered."

Ans. No.

"73. State whether radio station KPQ, owned by West-coast Broadcasting Company, Wenatchee, Washington, ever received service from Press Association, Inc., and if it did, the periods of time during which it received such service."

Ans. Service was started to radio station KPQ from Press Association, Inc., at 5 P. M. on April 13, 1941 and was discontinued at midnight December 4, 1941.

"74. State the date upon which Press Association, Inc., (a) was incorporated and (b) began operations."

Ans. Association, Inc., was incorporated in the State of New York on October 14, 1940. It began operations on February 1, 1941.

[fol. 925] "75. State whether or not William J. McCambridge, Vice-President and General Manager of Press Association, Inc., gave the following testimony before the Federal Communications Commission on October 9, 1941:

Q. When was Press Association organized?

A. Press Association was incorporated either in November or December, 1940.

Q. And began operations, sir, at what date?

A. It began real operations about the first of February.

Q. Of 1941?

A. That's right.

* * * * *

Q. Whovotes the stock of Press Association?

A. The secretary of The Associated Press.

* * * * *

Q. In other words, if a member of The Associated Press objects to Press Association serving a radio station, it is the Board of Directors of Associated Press that passes upon that objection?

A. That is true."

Ans. Yes.

"76. State whether, and to what extent, the testimony of William J. McCambridge, set forth in Interrogatory No. 75, was true and correct."

Ans. The testimony of William J. McCambridge as set forth in Interrogatory No. 75 was true and correct except as to the date of incorporation and except that the answer to the last question is true only to the extent that any member of AP has the right to be heard by the Board of Directors of AP upon any matter which he desires to bring to the attention of the Board. All applications, however, for service of radio stations by Press Association, Inc., are acted upon by its Board of Directors.

[fol. 926] "77. State when the advertising brochure of Press Association, Inc., referred to in Plaintiff's Request for Admissions, a copy of which constitutes Exhibit No. 9 attached as part of the Plaintiff's Request for Admissions served January 6, 1943, was (a) printed and (b) distributed or issued."

Ans. May, 1941.

"78. State in detail what information and figures were supplied by The Associated Press, or any of its officers, to Press Association, Inc., in connection with the preparation of the brochure referred to in Interrogatory No. 77."

Ans. None. Oliver Gramling, an employee of Press Association, Inc., who prepared the brochure referred to in Interrogatory No. 77, had access to the records referred to in the answers to Interrogatories Nos. 10 and 11. Mr. Gram-

ling, prior to his employment by Press Association, Inc., was an employee of The Associated Press.

“79. List the names of all persons, including officers and employees of Press Association, Inc., who, to the knowledge of The Associated Press or any of its officers, participated in the preparation of the brochure referred to in Interrogatory No. 77.”

Ans. Oliver Gramling.

“80. List the names of all officers and directors of The Associated Press who had contemporaneous knowledge of (a) the printing, (b) the contents or (c) the issuance or distribution of the brochure referred to in Interrogatory No. 77, and give the approximate dates when each of these persons first acquired such knowledge.”

Ans. None, except that Kent Cooper knew in April, 1941, that a brochure was to be issued but had no knowledge of the text thereof.

[fol. 927] “81. State approximately how many copies of the brochure referred to in Interrogatory No. 77 have been (a) printed and (b) distributed, and the period of time during which it has been distributed.”

Ans. (a) 5,000; (b) 1,500, May, 1941.

“82. List the names of all of the AP members specifically named defendants to which Press Association, Inc., has sent copies of the brochure referred to in Interrogatory No. 77, and in each instance give the approximate date each such brochure was so sent.”

Ans. The brochure referred to was sent to the members of the Board of Directors of Press Association, Inc. on June 24, 1941, as follows:

Paul Bellamy
Edward P. Butler
Robert McLean
Frank B. Noyes
Paul Patterson
Stuart H. Perry
E. Lansing Ray

“83. State the approximate number of AP members to which Press Association, Inc., sent copies of the brochure referred to in Interrogatory No. 77, and give the approxi-

mate date or dates such brochure was sent to AP members.”

Ans. On June 24, 1941, Press Association, Inc. sent copies of the brochure referred to, to:

Paul Bellamy
Edward P. Butler
Robert McLean
Frank B. Noyes
Paul Patterson
Stuart H. Perry
E. Lansing Ray

[fol. 928] “84. State the extent to which Press Association, Inc., has included in other advertisements of its services the following, and state the approximate periods of time during which it has so advertised:

AP has a news report of 1,000,000 words every 24 hours . . . larger than the daily reports of all other American news agencies combined.

AP has a staff of 7,200, augmented by the staffs of member newspapers and affiliated news services in foreign countries . . . a total of approximately 100,000 men and women contributing, directly or indirectly, to each day's effort . . . a staff many times larger than the staffs of all other American news agencies combined.

AP has an annual budget of approximately 12 million dollars . . . every penny spent for the actual gathering and distribution of world news . . . a news budget larger than the news budgets of all other American news agencies combined.

AP has 2,500 war correspondents abroad . . . more men and women to cover a war that reaches 'round the world, than all other American news agencies combined.

AP has 290,000 miles of leased news wires in this country alone . . . a network larger than the networks of all other American news agencies combined.

AP has 100 news bureaus in this country alone . . . offices in more than 250 cities all over the world . . .

more regularly established news connections by cities than all other American news agencies combined.

AP has leased news wires connecting 727 domestic cities . . . a larger representation of cities than all other American news agencies combined.”

[fol. 929] *Ans.* The statements concerning AP which are quoted in Interrogatory No. 84 are statements from Exhibit 9 attached to the Interrogatories. The only other advertisements of Press Association, Inc. in which the quoted statements were used was the brochure annexed as Exhibit 9 to the Plaintiff’s Request for Admissions.

“85. With regard to the statement ‘An impartial survey of coverage for the past year showed that AP was ahead on 82 per cent of *all* important news events’ contained in Exhibit No. 9 annexed to and made a part of Plaintiff’s Request for Admissions filed January 6, 1943, state (a) the name and address of the person or organization which made said survey, (b) the approximate time said survey was completed, (c) the period of time covered by the survey, (d) whether a copy of said survey was acquired by The Associated Press, and, if so, when and from whom it was so acquired, (e) whether The Associated Press furnished Press Association, Inc., with said survey or a copy thereof, (f) who authorized the making of the survey and whether any such written authorization is in existence and the date thereof, (g) what instructions were given to guide the persons engaged in making the survey, (h) what studies or investigations were made in connection with said survey, (i) what officers or employees of The Associated Press participated in the making of said survey, (j) whether the survey ‘showed that AP was ahead on 82 per cent of all important news events,’ (k) the extent to which, and by whom, the survey or its results were published except in said brochure, (l) which of the officers of The Associated Press, if any, reviewed the survey before the publication of its results was authorized, and (m) whether said survey, or any copy thereof, is now in existence and, if so, the name of the person having possession thereof.”

Ans. Oliver Gramling, an employee of Press Association, Inc. in charge of advertising and promotion for Press

Association, Inc., and for many years an employee of The [fol. 930] Associated Press before the organization of Press Association, Inc., wrote the statement "An impartial survey of coverage for the past year showed that AP was ahead on 82 per cent of *all* important news events." The statement was based upon such of the records referred to in the answers to Interrogatories Nos. 10 and 11 as were in existence in April, 1941. These records were then and are now in the possession and custody of The Associated Press. The preparation of advertising and promotion material to be used by Press Association, Inc. was made the duty and responsibility of Mr. Gramling by William J. McCambridge, the General Manager of Press Association, Inc. The brochure containing the statement and the study and investigation made in connection therewith were the work of Mr. Gramling. The statement that the above mentioned records "showed that AP was ahead on 82 per cent of *all* important news events" was based upon Mr. Gramling's interpretation of such records and was his conclusion based upon such interpretation. The quoted statement was included in the brochure without review by any of the officers of The Associated Press before publication.

"86. State whether Exhibit No. 9, annexed hereto and made a part hereof, consists of correct copies of advertisements or promotional material issued by Press Association, Inc., and, if so, state (a) the approximate period of time by dates during which Press Association, Inc., has issued such material and (b) the extent to which The Associated Press or any of its officers had contemporaneous knowledge of the issuance or distribution of such material."

Ans. Exhibit 9 annexed to the Interrogatories consists of correct copies of certain advertisements and promotional material issued by Press Association, Inc., in January, 1942. Neither The Associated Press nor any of its officers had contemporaneous knowledge of the issuance or distribution of such material.

[fol. 931] "87. State whether The Associated Press filed in the year 1934 in the District Court of the United States for the Western District of Washington, Northern Division, in a case entitled "*The Associated Press, a Corporation, Complainant, vs. KVOS, Inc., a Corporation, Defendant,*" a Bill of Complaint verified by Harold Turnblad, Chief of

the Seattle, Washington, bureau of The Associated Press, which contained the following statement:

That said service of complainant is of great financial and business importance to its members for the reason that it is practically impossible for any one of such members alone to establish or maintain the organization requisite for collecting all of the news of the world, or any substantial part thereof; that aside from the administrative and organization difficulties thereof, the financial cost is so great that no single newspaper acting alone could sustain it; that said service or similar service, of world-wide collection of news is essential to the conducting of modern daily newspapers and can be obtained only by some such cooperative organization or system, or by purchase of news from some one or more of various existing news agencies which are privately owned; that aside from the business importance of said service to members of complainant corporation, and newspapers represented by them, said service of complainant, conducted as aforesaid, is of great public importance in that it provides an issuance of accurate and impartial news service to the public."

Ans. Yes.

"86. State whether the statements quoted in Interrogatory No. 87 are true, and, if any portion thereof is not true, state wherein it is inaccurate."

Ans. The statements quoted in Interrogatory No. 87 are true, but it is possible and entirely feasible for a small [fol. 932] number of metropolitan daily newspapers to establish and maintain an organization requisite for collecting all the news of the world.

"89. Describe, in a manner sufficient to permit them to be designated, all contracts and amendments thereto which The Associated Press has at any time entered into with the foreign news agencies known as Reuter's, Havas and Wolff, or any of them."

Ans. Agreement dated October 9, 1902, between Reuter's Telegram Company, Limited, of London, England; the Continental Telegraphen Compagnie of Berlin, Germany; the Agence Havas of Paris, France; and The Associated Press.

Treaty dated August 26, 1927, between Reuter's, Limited; The Associated Press; the Havas Agency of France; and the Continental Telegraphen Compagnie (Wolff's Telegraphisches Buro).

Treaty dated February 13, 1932, between The Associated Press of America; Reuter's, Limited; the Havas Agency of France; and the Continental Telegraphen Compagnie (Wolff's Telegraphisches Buro Aktiengesellschaft).

Contract dated March 29, 1934, between The Associated Press of America and Reuter's, Limited.

“90. Describe, in a manner sufficient to permit them to be designated, all contracts and amendments thereto which The Associated Press has at any time entered into with United Press Associations and King Features Syndicate, Inc. (International News Service), or either of them.”

Ans. Contract dated February 8, 1934, between The Associated Press and The United Press Associations.

“91. State the date upon which the Board of Directors passed the resolution set forth in the response of The Associated Press et al. to paragraph 22-k of Plaintiffs Request for Admissions served on January 6, 1943.”

Ans. September 29, 1900.

[fol. 933] “92. Supply a complete breakdown of the expense item ‘Supplemental Services \$2,182,131.27’ appearing in Exhibit No. 2 annexed to and made a part of Plaintiff's Request for Admissions served on January 6, 1943.”

Ans.

Feature Service	\$ 389,074.27
Wirephoto	760,880.62
Newsphoto, excluding Wirephoto ...	919,566.98
Special Sports	112,609.40
	<hr/>
	\$2,182,131.27

“93. State whether The Associated Press entered into a contract dated October 5, 1931, with Dow Jones and Co., Inc., and state whether Exhibit No. 10 annexed hereto and made a part hereof is a correct copy of such contract.”

Ans. Yes, except that the date stated in Interrogatory No. 93 should be October 5, 1939.

“94. Set forth all statements contained in the 33rd volume of the annual reports of The Associated Press referring to B. H. Anthony or the reason he was not nominated in 1932 for election as a director of The Associated Press.”

Ans.

Minutes of the Board of Directors of The Associated Press
New York, April 21, 1932.

The Board of Directors of The Associated Press met at the general offices in the City of New York at 10:45 a. m., in special session.

Present: * * *

Absent: Mr. Anthony.

Minutes of the Board of Directors of The Associated Press
New York, April 22, 1932.

[flo. 934] The Board of Directors of The Associated Press met at the general offices in the City of New York at 10:45 a. m., in regular session.

Present: * * *

Absent: Mr. Anthony.

Minutes of the Board of Directors of The Associated Press
New York, April 23, 1932.

The Board of Directors of The Associated Press met at the general offices in the City of New York at 10:45 a. m., in regular session.

Present: * * *

Absent: Mr Anthony * * *.

Annual Meeting of the Members of The Associated Press
New York, April 25, 1932.

The Annual Meeting of the Members of The Associated Press was held at the Waldorf-Astoria Hotel, in the City of New York, at 11 o'clock a. m., in accordance with the by-laws and pursuant to notice given. Mr. Frank B. Noyes presided.

The following persons were present in person or by proxy:

* * * * *

Benjamin H. Anthony, New Bedford (Mass.)
Standard & Sunday Morning Standard

* * * * *

The Committee was called upon to make nominations for five directorships by reason of the expiration of the terms of the following directors:

* * * * *

B. H. Anthony

[fol. 935] Minutes of the Board of Directors of The Associated Press, New York, January 25, 1933.

The Board of Directors of The Associated Press met at the general offices in the City of New York at 10:45 a. m., in regular session.

* * * * *

The following minutes of the Executive Committee were presented and approved:

* * * * *

On motion, the following resolution was unanimously adopted on behalf of the Board of Directors:

Whereas since the last meeting of the Directors death has removed Benjamin Harris Anthony of the New Bedford Standard, a man of broad culture and outstanding personality, a distinguished journalist, and for many years a member of the Board and of its executive committee, contributing his most earnest thought and effort to the service of The Associated Press;

Resolved that by his death the organization has lost one of its prominent and loyal members, and that the Board has lost a colleague, one whose judgment and counsel were highly valued and whose personality endeared him to all its members as an associate and friend; and

Resolved that a page of the minutes of the Board be inscribed to his memory and that copies of these resolutions be transmitted to his family and to the newspaper with which he was associated.

“95. State the reasons known to, or readily ascertainable by, The Associated Press or any of its officers or directors why B. H. Anthony was not nominated for election as a director of The Associated Press in 1932.”

Ans. In January, 1932, the son of B. H. Anthony notified the New York office of AP that his father, B. H. Anthony, [fol. 936] was physically incapacitated. This information was made available to the Nominating Committee charged with the duty of nominating those directors of AP whose terms were expiring in April, 1932.

“96. State whether B. H. Anthony was in ill health in or about April, 1932.”

Ans. Yes.

“97. List the names of every person who, after serving as a director of The Associated Press, was nominated for election for further service as a director and was defeated for election, and give the date each such person was defeated.”

Ans.

M. H. de Young	April 26, 1910
W. Y. Morgan	April 24, 1917
F. I. Thompson	April 25, 1927
F. I. Thompson	April 25, 1933
W. J. Pape	April 23, 1940
H. J. Grant	April 22, 1941

“98. State the name of every member of The Associated Press who, as of any convenient date in the month of August, 1942, held bonds of The Associated Press in the face amount of \$1,000 or more, and the face amount of bonds so held by each such member.”

Ans. See annexed list.

The Birmingham News Co.	
Birmingham, Ala. Age Herald	\$1000
The Birmingham News Co.	
Birmingham, Ala. News	900

The Advertiser Co.	
Montgomery, Ala. Advertiser	\$400
[fol. 937] The Advertiser Co.	
Montgomery, Ala. Journal	1000
The Hartford Courant Co.	
Hartford, Conn. Courant	1000
The Evening Star Newspaper Co.	
Washington, D. C. Star (PM)	1000
The Evening Star Newspaper Co.	
Washington, D. C. Sun. Star	100
The Register & Tribune Co.	
Des Moines, Iowa Tribune	1000
The Register & Tribune Co.	
Des Moines, Iowa Register	1000
Times Picayune Pub. Co.	
New Orleans, La. State	1000
Times Picayune Pub. Co.	
New Orleans, La. Times Picayune	1000
The A. S. Abell Co.	
Baltimore, Md. Eve. Sun.	1000
The A. S. Abell Co.	
Baltimore, Md. Sun	1000
Globe Newspaper Co.	
Boston, Mass. Globe (AM)	1000
Globe Newspaper Co.	
Boston, Mass. Globe (PM)	1000
Worcester Telegram Pub. Co.	
Worcester, Mass. Gazette	800
Worcester Telegram Pub. Co.	
Worcester, Mass. Telegram	650
Minneapolis Star Journal & Tribune Co.	
Minneapolis, Minn. Star Journal	1000
[fol. 938] Minneapolis Star Journal & Tribune Co.	
Minneapolis, Minn. Tribune	1000
Minneapolis Star Journal & Tribune Co.	
Minneapolis, Minn. Times	1000
Kansas City Star Co.	
Kansas City, Mo. Star	1000
Kansas City Star Co.	
Kansas City, Mo. Times	1000
World Publishing Co.	
Omaha, Neb. World Herald (AM)	1000
World Publishing Co.	
Omaha, Neb. World Herald (PM)	1000

Forest City Publishing Co.	
Cleveland, Ohio News	\$1000
Forest City Publishing Co.	
Cleveland, Ohio Plain Dealer	1000
Oklahoma Publishing Co.	
Oklahoma City, Okla. Oklahoman	1000
Oklahoma Publishing Co.	
Oklahoma City, Okla. Times	1000
Providence Journal Co.	
Providence, R. I. Bulletin	1000
Providence Journal Co.	
Providence, R. I. Journal	900
Carter Publications Inc.	
Ft. Worth, Texas Telegram	750
Carter Publications Inc.	
Ft. Worth, Texas Telegram (PM)	900
Norfolk Newspapers Inc.	
Norfolk, Va. Ledger Dispatch	600
[fol. 939] Norfolk Newspapers Inc.	
Norfolk, Va. Virginian Pilot and Landmark....	700
Tribune Publishing Co.	
Tacoma, Wash. Daily Ledger & Sunday Ledger .	650
Tribune Publishing Co.	
Tacoma, Wash. News Tribune.....	750
Toledo Blade Co.	
Toledo, Ohio Blade	1000
The P. G. Publishing Co.	
Pittsburgh, Pa. Post Gazette.....	1000
Evening News Publishing Co.	
Dayton, Ohio Daily News.....	1000
The Miami Daily News Inc.	
Miami, Fla. Daily News	1000
The Atlanta Journal Co.	
Atlanta, Ga. Journal	1000
The Times Pub. Co. Ltd.	
Shreveport, La. Times	1000
The Press Company Inc.	
Albany, N. Y. News Press.....	1050
Gannett Co. Inc.	
Rochester, N. Y. Democrat & Chronicle.....	1000
Gannett Co. Inc.	
Rochester, N. Y. Times Union.....	1000

Garnett Publishing Co. Inc	
Portland, Me. Evening Express	\$500
Garnett Publishing Co. Inc.	
Portland, Me. Press Herald	650
Hearst Consolidated Pub. Inc.	
New York Journal American	1000
[fol. 940] Daily Mirror Inc.	
New York Mirror	1000
The Albany Evening Union Co.	
Albany, N. Y. Times Union	1000
American Newspapers Inc.	
Boston, Mass. Record	1000
American Newspapers Inc.	
Boston, Mass. American & Sunday Advertiser ..	1000
Hearst Consolidated Pub. Inc.	
Baltimore, Md. American	1000
Hearst Consolidated Pub., Inc.	
Baltimore, Md. News Post	1000
Pitt Publishing Co.	
Pittsburgh, Pa. Sun Telegraph	1000
Illinois Publishing & Printing Co.	
Chicago, Ill. Herald American (PM)	1000
American Newspapers Inc.	
Milwaukee, Wis. Sentinel	1000
Hearst Pub. Inc.	
San Francisco, Calif. Examiner	1000
The Times Mirror Company	
Los Angeles, Calif. Times	1000
The Tribune Publishing Co.	
Oakland, Calif. Tribune	1000
Sacramento Publishing Co., Ltd.	
Sacramento, Calif. Union	1000
The Chronicle Publishing Co.	
San Francisco, Calif. Chronicle	1000
Post Printing & Publishing Co.	
Denver, Colo. Post	1000
[fol. 941] The Chieftain Printing Co.	
Pueblo, Colo. Chieftain	1000
Eugene Meyer & Company	
Washington, D. C. Post	1000
The Florida Publishing Company	
Jacksonville, Fla. Times Union	1000
The Constitution Publishing Co.	
Atlanta, Ga. Constitution	1000

Illinois Publishing & Printing Co.	
Chicago, Ill. Herald & Examiner	\$1000
Chicago Times Inc.	
Chicago, Ill. Illustrated Times	1000
The Chicago Daily News Inc.	
Chicago, Ill. Daily News	1000
The Tribune Company	
Chicago, Ill. Tribune	1000
Indianapolis News Publishing Co.	
Indianapolis, Ind. News	1000
Louisville Courier Journal Co.	
Louisville, Ky. Courier Journal	1000
Louisville Times Co.	
Louisville, Ky. Times	1000
Boston Herald Traveler Corp.	
Boston, Mass. Herald	1000
Post Publishing Co.	
Boston, Mass. Post	1000
Boston Herald Traveler Corp.	
Boston, Mass. Traveler	1000
The Evening News Assoc.	
Detroit, Mich. News & Sun. News	1000
[fol. 942] Globe Democrat Pub. Co.	
St. Louis, Mo. Globe Democrat	1000
Pulitzer Publishing Co.	
St. Louis, Mo. Post Dispatch	1000
Buffalo Courier Express Inc.	
Buffalo, N. Y., Courier Express	1000
Edward H. Butler & Edward H. Butler, Trustee	
Buffalo, N. Y. News	1000
New York Tribune, Inc.	
New York Herald Tribune	1000
News Syndicate Company, Inc.	
N. Y. Daily News & Sunday News	1000
New York Post Inc.	
New York Post	1000
The New York Sun, Inc.	
New York Sun	1000
The New York Times Co.	
New York Times	1000
N. Y. World Telegram Corp.	
N. Y. World Telegram	1000

Edward McLean & American Security and Trust Co., Trustees under will of John R. McLean	
Cincinnati, Ohio Enquirer	\$1000
Cincinnati Times Star Co.	
Cincinnati, Ohio Times Star	1000
Ohio State Journal Co.	
Columbus, Ohio State Journal	1000
Dispatch Printing Co.	
Columbus, Ohio Dispatch & Sunday Journal Dispatch	1000
[fol. 943] The Journal Herald Pub. Co.	
Dayton, Ohio Journal	1000
The Vindicator Printing Co.	
Youngstown, Ohio Vindicator	1000
Oregonian Publishing Co.	
Portland, Ore. Oregonian	1000
Journal Publishing Co.	
Portland, Ore. Oregon Journal	1000
The Derrick Publishing Co.	
Oil City, Pa. Derrick	1000
Bulletin Company	
Philadelphia, Pa. Bulletin	1000
Philadelphia Inquirer Co.	
Philadelphia, Pa. Inquirer	1000
Public Ledger, Inc.	
Philadelphia, Pa. Public Ledger	1000
Times Printing Co.	
Chattanooga, Tenn. Times (AM)	1000
Nashville Banner Publishing Co.	
Nashville, Tenn. Banner	1000
A. H. Bolo Corp.	
Dallas, Texas News	1000
The Times Herald Printing Co.	
Dallas, Texas Daily Times Herald	1000
The News Publishing Co.	
Galveston, Texas News	1000
Houston Chronicle Pub. Co.	
Houston, Texas Chronicle	1000
Houston Printing Corp.	
Houston, Texas Post	1000
[fol. 944] Express Publishing Co.	
San Antonio, Texas Express	1000
Salt Lake Tribune Pub. Co.	
Salt Lake City, Utah Tribune	1000

The News Leader Co.	
Richmond, Va. News Leader	\$1000
Seattle Times Co.	
Seattle, Wash. Times	1000
The Journal Co.	
Milwaukee, Wis., Journal	1000
Hearst Pub. Inc.	
San Francisco, Calif. Call Bulletin	1000
Hearst Pub. Inc.	
Los Angeles, Calif. Examiner	1000
Hearst Pub. Inc.	
Los Angeles, Calif. Herald & Express	1000
The Light Publishing Co.	
San Antonio, Texas Light	1000
Hearst Pub. Inc.	
Seattle, Wash. Post Intelligencer	1000
Knight Newspapers Inc.	
Detroit, Mich. Free Press	1000
McClatchy Newspapers	
Sacramento, Calif. Bee	1000
McClatchy Newspapers	
Fresno, Calif. Bee (PM)	350
McClatchy Newspapers	
Fresno, Calif. Bee (AM)	350
McClatchy Newspapers	
Modesto, Calif. Bee (PM)	150
[fol. 945] McClatchy Newspapers	
Modesto, Calif. Bee (AM)	100
The Herald Company	
Syracuse, N. Y. Herald	1000
Intelligencer Pub. Co.	
Wheeling, W. Va. Intelligencer & Sunday News	1000
Northwest Pub. Co.	
St. Paul, Minn. Dispatch	1000
Northwest Pub. Co.	
St. Paul, Minn. Pioneer Press	1000
Northwest Pub. Co.	
Duluth, Minn. Herald	700
Northwest Pub. Co.	
Duluth, Minn. News Tribune	600
N. Y. World Telegram Corp.	
New York World Telegram	1000
Memphis Pub. Co.	
Memphis, Tenn. Press Scimitar	1000

Memphis Pub. Co.	
Memphis, Tenn. Commercial Appeal	\$1000
Star Pub. Co.	
Indianapolis, Ind. Star	1000
Star Pub. Co.	
Muncie, Ind. Star	250
Philadelphia Record Co.	
Philadelphia, Pa. Record	1000
Booth Newspapers Inc.	
Grand Rapids, Mich. Press	650
Booth Newspapers Inc.	
Flint, Mich. Journal & Sun. Journal	500
[fol. 946] Booth Newspapers Inc.	
Kalamazoo, Mich. Gazette	350
Booth Newspapers Inc.	
Saginaw, Mich. News	550
Booth Newspapers Inc.	
Jackson, Mich. Patriot	200
Booth Newspapers Inc.	
Jackson, Mich. Patriot (PM)	250
Booth Newspapers Inc.	
Muskegon, Mich. Chronicle	250
Booth Newspapers Inc.	
Bay City, Mich. Times	350
Booth Newspapers Inc.	
Ann Arbor, Mich. News	250
So. Calif. Assoc. Newspapers	
Alhambra, Calif. Post Advocate	100
So. Calif. Assoc. Newspapers	
Culver City, Calif. Star News	100
So. Calif. Assoc. Newspapers	
Eagle Rock, Calif. News Press	100
So. Calif. Assoc. Newspapers	
Glendale, Calif. News Press	150
So. Calif. Assoc. Newspapers	
Hermosa Beach, Calif. Daily Breeze	100
So. Calif. Assoc. Newspapers	
Monrovia, Calif. News Post	100
So. Calif. Assoc. Newspapers	
Redondo, Calif. Daily Breeze	100
So. Calif. Assoc. Newspapers	
Venice, Calif. Evening Vanguard	100
[fol. 947] The Copley Press Inc.	
Aurora, Ill. Beacon News	200

The Copley Press Inc. Elgin, Ill. Courier News	\$100
The Copley Press Inc. Joliet, Ill. Herald News	200
The Copley Press Inc. Springfield, Ill. State Journal	250
The Copley Press Inc. Springfield, Ill. State Register	250

“99. State whether all of the statements contained in Exhibit No. 8, annexed to and made a part of Plaintiff’s Request for Admissions served January 6, 1943, except the statement ‘It (The Associated Press of Germany (GmbH)) operates a news photo service’, are true as of the present time, and, if not, set forth what statements therein are true at the present time.”

Ans. The statements contained in Exhibit No. 8, annexed to and made a part of Plaintiff’s Request for Admissions served January 6, 1943, upon the defendants are true as of the present time, except the statement “It (The Associated Press of Germany (GmbH)) operates a news photo service”.

“100. State whether Robert McLean, the president and duly authorized representative of The Associated Press, in the year 1942, in response to a request contained in a letter from Thurman Arnold, Assistant Attorney General, to Robert McLean dated February 28, 1942, supplied to the Department of Justice a statement entitled ‘Applicants for Membership in The Associated Press During Ten Year Period Preceding December 31, 1941, With Statement of Disposition of Each Applicant by the Board of Directors and by the Members’, and state whether Exhibit No. 11, [fol. 948] annexed hereto and made a part hereof is a correct copy of all portions of said statement dealing with the non-election of such applicants for membership in The Associated Press.”

Ans. Yes.

“101. In the case of every applicant for membership in The Associated Press during the last 20 years whose application was voted on by the members of The Associated Press and who failed of election, list the names of all mem-

bers of The Associated Press owning a newspaper or newspapers competitive with that owned by the applicant who, to the knowledge of The Associated Press or any of its officers or directors, solicited votes or proxies in opposition to the election of the applicant.”

Ans.

(a) Baltimore Evening Sun.

Proxies were solicited by W. R. Hearst, or by persons in his behalf, in opposition to the election of the applicant.

(b) Rochester Times Union.

Proxies were solicited by W. R. Hearst, or by persons in his behalf, in opposition to the election of the applicant.

(c) Chicago Sun.

See Answer to Interrogatory 59.

(d) Washington Times-Herald.

See Answer to Interrogatory 60.

“109. State whether Exhibit No. 12, annexed hereto and made a part hereof, consists of correct copies of (a) a communication from Robert McLean, president, and Kent Cooper, secretary, of The Associated Press, to the members of The Associated Press dated January 13, 1943, (b) a communication from Kent Cooper, secretary of The Associated Press, to the members of The Associated Press dated January 13, 1943, (c) a form of proxy enclosed with the communication of Kent Cooper mentioned in (b) hereof and (d) a statement of Robert McLean, president of The Associated Press, for the Board of Directors of The Associated Press, enclosed with the communication of Kent Cooper mentioned in (b) hereof.”

Ans. Yes.

“110. State whether the ‘careful study’ mentioned in the statement of Robert McLean, president of The Associated Press for the Board of Directors of The Associated Press referred to in Interrogatory No. 109 (d), is written or oral, and give a complete description of the said ‘careful study’,

the names of the persons who made the same, and a statement of the results which it revealed.”

Ans. The careful study referred to in Interrogatory No. 109 (d) was oral. The result of the study showed that the figures arrived at by the operation of the proviso “provided, however, that such payment shall in no case be less than three times the current annual regular assessments” were wholly inconsistent with those arrived at under the provision originally recommended. The study was made by Messrs. McLean, Sulzberger, Booth, Bellamy, Patterson, Cooper and Curtis.

“111. Describe what is meant by the term ‘licensees’ appearing in Exhibit No. 10, referred to in Interrogatory No. 93, and list the names of all such licensees of The Associated Press.”

Ans. The term “licensees” appearing in Exhibit No. 10, referred to in Interrogatory No. 93, means a person, firm or corporation other than a member of AP and other than a person, firm or corporation with which AP had or might have a news exchange arrangement for financial news. There are no such licensees.

[fol. 950] “112. State for each of the years 1941 and 1942 the weekly assessments paid to The Associated Press by Tribune Company, publisher of the Chicago Daily Tribune, showing separately the weekly assessment for each type of service furnished to said Tribune Company.”

Ans. See Schedule A annexed hereto.

The column of figures under the first date—January 1, 1941—shows the assessments for individual items of service and the total as of that date. Likewise, the column of figures under July 13, 1941, shows the itemization of assessments and the total assessment as of that date.

Aside from these two columns of figures, which show the complete breakdown of assessments, any figure appearing in a column is an increased or decreased assessment for the service described to the left and on the same line with the figure or it shows a new assessment for a new service or an assessment eliminated for a service which has been discontinued. In such cases the other figures in the column

have been eliminated for the purpose of clarity, but the total under each column includes all the items in the paper's assessment.

To sum up, the assessments have been shown at the start and finish of the two-year period and as of July 13, 1941, but assessments have been given for other times only when there have been changes as above described.

742

(Here follows, 1 paster, side folio 951)

[fol. 951]

SCHEDULE A

Chicago Tribune

	Jan. 1, 1941	to	Jan. 5, 1941	to	Feb. 2, 1941	to	Apr. 27, 1941	to	May 11, 1941	to	July 13, 1941	to	Sept. 14, 1941	to	Oct. 2, 1941	to	Nov. 3, 1941	to	Dec. 7, 1941	to	Dec. 28, 1941	to	Jan. 1, 1942	to	Jan. 11, 1942	to	Jan. 25, 1942	to	Apr. 25, 1942	to	Nov. 9, 1942	to	Dec. 31, 1942			
Basic wire service.....	\$ 853.75										\$1,083.40																									
Newsphoto wirephoto.....	754.35				\$ 724.35						471.75		\$ 370.85										\$ 337.50													
Racing.....	93.00	\$ 84.20					\$ 59.20	\$ 50.00			50.00			\$ 59.20	\$ 84.20	\$ 75.00													\$ 50.00	\$ 75.00						
Financial printing.....	27.45										67.45																									
Illinois state mats.....	2.00										2.00																									
3a 12 noon Sunday wire.....	18.00										18.00																									
Extra copy one wire days.....	2.50										2.50																									
Background map.....													4.00																							
Comics.....																					25.00															
Duplicate proofsheets.....																								\$ 1.00		\$ -1.00*										
	\$1,751.05		\$1,742.25		\$1,712.25		\$1,687.25		\$1,678.05		\$1,695.10		\$1,598.20		\$1,607.40		\$1,632.40		\$1,623.20		\$1,648.20		\$1,614.85		\$1,615.85		\$1,614.85		\$1,589.85		\$1,614.85		\$1,614.85		\$1,614.85	

* Discontinued.

[fol. 952] "113. State for each of the years 1941 and 1942 the weekly assessments paid to The Associated Press by the Illinois Printing and Publishing Company, publisher of the Chicago Herald American, showing separately the weekly assessment for each type of service furnished to said Illinois Printing and Publishing Company."

Ans. See Schedules B-1 and B-2 annexed hereto.

The column of figures under the first date—January 1, 1941—shows the assessments for individual items of service and the total as of that date. Likewise, the column of figures under July 13, 1941, shows the itemization of assessments and the total assessment as of that date.

Aside from these two columns of figures, which show the complete breakdown of assessments, any figure appearing in a column is an increased or decreased assessment for the service described to the left and on the same line with the figure or it shows a new assessment for a new service or an assessment eliminated for a service which has been discontinued. In such cases the other figures in the column have been eliminated for the purpose of clarity, but the total under each column includes all the items in the paper's assessment.

To sum up, the assessments have been shown at the start and finish of the two-year period and as of July 13, 1941, but assessments have been given for other times only when there have been changes as above described.

[fol. 953]

SCHEDULE B-1

Chicago Herald American (Evening)

	Jan. 1, 1941	to	July 13, 1941	to	Oct. 12, 1941	to	Jan. 1, 1942	to	June 28, 1942	to	Aug. 23, 1942	to	Oct. 26, 1942	to	Dec. 31, 1942
Basic wire service.....	\$ 641.64		\$ 755.44		\$ 808.95										
Financial printers.....	27.50		15.00		15.00										
Extra copy one wire day—night..	5.00		5.00		5.00										
Iowa state mail service.....	1.50		1.50		1.50										
Newsphoto wirephoto.....							\$ 337.50								
Background mats.....								\$ 4.00		\$ -4.00*					
Racing service.....												\$ 60.00			
	<u>\$ 675.64</u>		<u>\$ 776.94</u>		<u>\$ 830.45</u>		<u>\$1,167.95</u>		<u>\$1,171.95</u>		<u>\$1,167.95</u>		<u>\$1,227.95</u>		<u>\$1,227.55</u>

* Discontinued.

SCHEDULE B-2

Chicago Herald American (Morning)

	Jan. 1, 1941	to	July 13, 1941	to	Oct. 12, 1941	to	Oct. 11, 1942	to	Dec. 31, 1942
Basic wire service.....	\$ 858.00		\$ 986.70		\$1,073.55		\$1,073.55	
Sunday wire extension 2-5 am.....							6.00	
	<u>\$ 858.00</u>		<u>\$ 986.70</u>		<u>\$1,073.55</u>		<u>\$1,079.55</u>		<u>\$1,079.55</u>

[fol. 954] "114. State for each of the years 1941 and 1942 the weekly assessments paid to The Associated Press by The Evening Star Newspaper Company, publisher of The Evening Star, showing separately the weekly assessment for each type of service furnished to said The Evening Star Newspaper Company."

Ans. See Schedule C annexed hereto.

The column of figures under the first date—January 1, 1941—shows the assessments for individual items of service and the total as of that date. Likewise, the column of figures under July 13, 1941, shows the itemization of assessments and the total assessment as of that date.

Aside from these two columns of figures, which show the complete breakdown of assessments, any figure appearing in a column is an increased or decreased assessment for the service described to the left and on the same line with the figure or it shows a new assessment for a new service or an assessment eliminated for a service which has been discontinued. In such cases the other figures in the column have been eliminated for the purpose of clarity, but the total under each column includes all the items in the paper's assessment.

To sum up, the assessments have been shown at the start and finish of the two-year period and as of July 13, 1941, but assessments have been given for other times only when there have been changes as above described.

746

(Here follows, 1 paster, side folio 955)

746A

SCHEDULE C

[fol. 955]

Washington Star (Evening and Sunday)

	Jan. 1, 1941	to	May 25, 1941	to	July 13, 1941	to	July 20, 1941	to	Nov. 23, 1941	to	Dec. 14, 1941	to	Feb. 8, 1942	to	Dec. 4, 1942	to	Dec. 31, 1942
Basic wire service.....	\$ 514.60				\$ 721.30												
PM Maryland state service.....	27.80				15.00												
S " " ".....																	
PM " " wire.....	25.40				25.40												
S, PM Virginia state service.....	22.55				25.75												
S, PM Virginia state wire.....	45.80				37.10												
PM Virginia Washington reporter output.....	10.00				10.00												
PM Newsphoto Wirephoto.....	260.74				235.95												
PM Racing results.....	50.00				50.00												
PM Financial printers.....	53.00				29.75												
Comics.....	35.00	\$ 23.00			23.00	\$ 43.00		\$ 63.00		\$ 73.00							
Feature mats.....	3.50				3.50												
Background maps.....	4.00				4.00								\$ 8.00				
Maryland state mats.....	2.00				2.00												
Virginia " ".....	2.00				2.00												
Picture show proofs.....	5.00				5.00												
Extra copy feature proofs.....	1.00				1.00												
Extra copy Saturday day report.....	1.00				1.00												
Biographical pictures.....	1.00				1.00										\$ 12.60		
Telemats.....																	
	\$1,064.39		\$1,052.39		\$1,192.75		\$1,212.75		\$1,232.75		\$1,242.75		\$1,246.75		\$1,259.35		\$1,259.35

[fol. 956] "115. State for each of the years 1941 and 1942 the weekly assessments paid to The Associated Press by Eugene Meyer and Co., publisher of The Washington Post, showing separately the weekly assessment for each type of service furnished to said Eugene Meyer and Co."

Ans. See Schedule D annexed hereto.

The column of figures under the first date—January 1, 1941—shows the assessments for individual items of service and the total as of that date. Likewise, the column of figures under July 13, 1941, shows the itemization of assessments and the total assessment as of that date.

Aside from these two columns of figures, which show the complete breakdown of assessments, any figure appearing in a column is an increased or decreased assessment for the service described to the left and on the same line with the figure or it shows a new assessment for a new service or an assessment eliminated for a service which has been discontinued. In such cases the other figures in the column have been eliminated for the purpose of clarity, but the total under each column includes all the items in the paper's assessment.

To sum up, the assessments have been shown at the start and finish of the two-year period and as of July 13, 1941, but assessments have been given for other times only when there have been changes as above described.

748

(Here follows, 1 paster, side folio 957)

748A

SCHEDULE D

[fol. 957]

Washington Post

	Jan. 1, 1941	to	Jan. 5, 1941	to	May 11, 1941	to	July 13, 1941	to	Oct. 2, 1941	to	Dec. 7, 1941	to	Oct. 25, 1942	to	Nov. 22, 1942	to	Dec. 31, 1942
Basic wire service.....	\$ 504.04						\$ 681.85								\$ 648.55*		
News photo wire photo.....	260.74						235.95										
Wirephoto loud speaker extension.....	1.75						1.75										
Racing.....	68.00		\$ 59.20		\$ 50.00		50.00		\$ 59.20		\$ 50.00						
Virginia state service.....	25.85						25.75										
Virginia state wire.....	20.75						20.75										
Maryland state service.....	25.00						15.00										
Maryland state wire.....	33.35						33.35										
Feature service mats.....	3.50						3.50										
Telemats.....	10.00						11.00										
Background map mats.....	4.00						4.00										
Maryland state mats.....	2.00						2.00										
Virginia state mats.....	2.00						2.00										
Financial printers.....	28.75						15.00										
Copy Maryland day report.....													\$ 2.50				
	\$ 989.73		\$ 980.93		\$ 971.73		\$1,101.90		\$1,111.10		\$1,101.90		\$1,104.40		\$1,071.10		\$1,071.10

* Eliminated printer attendants at Post.

[fol. 958] "116. Describe, in a manner sufficient to permit them to be designated, all maps prepared by The Associated Press during the last ten years showing (1) location of AP bureaus, (b) location of AP members or (c) location of AP leased wires."

Ans.

1. Map entitled "AP Wirephoto."
2. Map entitled "Distribution of AP Wirephoto Portable Transmitters" July 1, 1937.
3. Map designated "AP Wirephoto Network."
4. Map entitled "AP Wirephoto Network Operations" November 1, 1938.
5. Map entitled "AP Wirephoto."
6. Map bearing no designation or title, showing wire and network in the United States.
7. Map entitled "Listed Telegraph Lines Corrected to July 1, 1930."
8. Map bearing notation "News travels fast and far over this Associated Press network."

"117. Describe, in such manner as to permit them to be designated, all detailed statements of income and expenses of The Associated Press prepared during the last five years for the use of the general manager of The Associated Press, the Board of Directors of The Associated Press, or any of its committees."

Ans. Detailed monthly statements of income and expenses of The Associated Press for the period from January, 1938 to December, 1942.

"118. Describe, in such manner as to permit them to be designated, any financial statements which were furnished to The Associated Press by Wide World Photos, Inc., or The New York Times Company in connection with the negotiations for the acquisition of the stock of Wide World Photos, Inc., by The Associated Press."

Ans. None.

[fol. 959] "119. State the extent to which The Associated Press, or its subsidiaries, augmented the picture services rendered to AP members as a result of acquiring the stock and certain assets of Wide World Photos, Inc."

Ans. The picture services rendered to AP members were augmented as a result of acquiring the stock and certain assets of Wide World Photos, Inc., in that the acquisition made available a general type of news pictures which had theretofore been available only in small volume in the AP Newsphoto Service.

“120. State, as of any convenient date in the month of August, 1942, approximately how many (a) full-time reporters and (b) part-time reporters reported news for each of the members of The Associated Press specifically named defendants.”

<i>Ans.</i>	<i>Reporters Full-time</i>	<i>Reporters Part-time</i>
Buffalo Evening News	47	none
Adrian Telegram	11	none
Baltimore Sun	77	none
Philadelphia Bulletin	65	none
Cleveland Plain Dealer	61	none
Atlanta Constitution	19	9
Spokane Spokesman-Review	18	none
Washington Star	33	9
Kansas City Star	71	none
Oklahoma City Daily Oklahoman ..	36	2
Des Moines Register	29	none
Rock Mount Telegram	6	none
St. Louis Globe Democrat	46	none
San Angelo Evening Standard	18	none
New Orleans Times Picayune	33	1
Chicago Tribune	93	7
Oakland Tribune	32	9
Worcester Telegram	60	101

[fol. 960] “121. State whether Exhibit No. 13, annexed hereto and made a part hereof, is a correct copy of a resolution unanimously adopted by the committee appointed to nominate directors of The Associated Press at the annual meeting of AP members in 1920.”

Ans. Yes.

“122. As of any convenient date in the month of August, 1942, list every wire leased by The Associated Press from the American Telephone and Telegraph Company (including Pacific Telephone and Telegraph Company) for send-

ing and receiving news (as distinguished from wire photo pictures), and, separately for each such wire (or portion thereof where the facts are different), state (a) the AP bureaus, other AP offices, and the AP members, in their geographical order, which send or receive news directly by said wire, (b) the points on said wire from which The Associated Press may, by mechanical relay, switch the news carried by said wire directly to other wires, designating such other wires, (c) whether the wire is a trunk wire or a state wire, (d) whether the wire is a "round robin" circuit or a straight circuit, (e) the direction in which news is carried on said wire (*i. e.*, for "round robin" circuits, whether clockwise or counter-clockwise and, for straight circuits, whether north, south, east or west, etc.), (f) whether the wire is one way or duplexed, (g) what wires leased by The Associated Press generally parallel said wire, (h) the wordage capacity of the wire, or the teletype or other machines used in connection therewith (*i. e.*, such as 60 words a minute, etc.), (i) whether the wire is used for page or tape service, (j) the character of news carried on said wire (*i. e.*, general news reports, supplementary news reports, condensed general news reports, financial news, sports news, features, etc.), (k) the hours of the day (such as 7 A. M. to 3 P. M.) The Associated Press was entitled under its arrangement with the lessor to use such wire, and (1) the hours of the day the wire customarily remained open for the sending or receiving of AP news.

[fol. 961] "123. As of any convenient date in the month of August, 1942, list every wire leased by The Associated Press from the Western Union Telegraph Company for sending and receiving news (as distinguished from wire photo pictures), and, separately for each such wire (or portion thereof where the facts are different), state (a) the AP bureaus, other AP offices, and the AP members, in their geographical order, which send or receive news directly by said wire, (b) the points on said wire from which The Associated Press may, by mechanical relay, switch the news carried by said wire directly to other wires, designating such other wires, (c) whether the wire is a trunk wire or a state wire, (d) whether the wire is a "round-robin" circuit or a straight circuit (e) the direction in which news is carried on said wire (*i. e.*, for "round-robin" circuits, whether clockwise or counter-clockwise and, for straight circuits,

whether north, south, east or west, etc.), (f) whether the wire is one way or duplexed, (g) what wires leased by The Associated Press generally parallel said wire, (h) the wordage capacity of the wire, or the teletype or other machines used in connection therewith (*i. e.*, such as 60 words a minute, etc.), (k) whether the wire is used for page or tape service, (j) the character of news carried on said wire (*i. e.*, general news reports, supplementary news reports, condensed general news reports, financial news, sports news, features, etc.), (k) the hours of the day (such as 7 A. M. to 3 P. M.). The Associated Press was entitled under its arrangement with the lessor to use such wire, and (l) the hours of the day the wire customarily remained open for the sending or receiving of AP news.”

Ans.

Answers to Interrogatories 122 and 123:

Introductory and (a):

The lists of circuits as of December 31, 1942, supplied to the plaintiff and the defendant AP by the American Telephone and Telegraph Company and the Western Union [fol. 962] Telegraph Company, both of which are attached hereto, have been checked and, insofar as can now be determined by AP, the circuits, hours of operation and drop points listed thereon are correct with these exceptions:

(1) Those deleted by red pencil are circuits which AP discontinued a day or two prior to December 31, 1942, or did not start using until after January 1, 1943, their inclusion herein apparently being a clerical error;

(2) Circuit listings deleted with black pencil are those which AP arranges in behalf of certain member newspapers or groups of members but which are the private circuits of those members and are not part of AP system;

(3) AP records on circuits are changed from day to day and it is impractical to attempt to reconstruct in its entirety the wire system as it existed on December 31, 1942; therefore, in checking this data it was necessary to rely to some extent on the memories of the AP men working with the circuits.

Attention is called to the fact that the Western Union listing does not differentiate between sending and receiving

service (identified on the AT&T list as SR) and receiving only service ("RO"). AP records on Western Union circuits are such that AP is unable to provide these distinctions without making a canvass of the entire system and this is impractical.

The lists supplied by the leasing companies show all points on each circuit and there is supplied, in connection with a description of the trunk system hereinafter set forth, a designation of cities in which there are AP Bureaus.

It is not to be assumed that the circuits listed are "manned" at all points at all hours given. At many non-bureau points no sending operator is assigned at any time, even though sending facilities are available. In many bureaus personnel coverage is limited to normal daytime hours and for the remainder of the time the machines [fol. 963] either are unattended, except as a desk editor of a member newspaper may watch them, or are attended by an employee in the office boy category who is not entitled under the AP contract with the Commercial Telegraphers Union to use transmitting equipment. It is impossible for AP to state at this time the hours at which equipment is manned by qualified sending operators at each point. Dislocations caused by wartime conditions have badly disrupted the operating staff and changes are so frequent that it is impossible to provide accurate data.

(b) The New York, Washington, Atlanta, and Kansas City Bureaus regularly relay by mechanical devices (that is, without the intervention of manual retransmission) news from one circuit to another. It is technically practical at many other points to effect such mechanical relay but it is the practice only in emergencies.

In this connection the New York bureau is the link between New England circuits and the circuits to the West and South. The Washington bureau connects one circuit to southeastern United States and one between New York and Kansas City in the northern part. Kansas City is the connecting link between East and West. Atlanta relays thus to the southeast and southwest.

(c), (d) and (f) By the term "trunk wire" presumably is meant a circuit extending to all the states in one of the regional divisions making up the national wire system of AP. By the term "state-wire" presumably is meant a cir-

cuit operated for the benefit of members in one state, or several contiguous states, on which is filed a news report condensed from that carried on the trunk wire system, or such other miscellaneous circuits serving a comparable purpose.

On this basis the following are designated as trunk circuits (initials of the leasing company are given with the applicable circuit number):

AT&T 7744A-7744B, New York-Kansas City; operating 9 PEW-6 PEW Mon.-Fri., 9 PEW-5 AEW Saturday, [fol. 964] 9 PEW-6 PEW Sunday: a round-robin duplex circuit providing two news channels.

WU 44/88A-44/88B, New York-Kansas City; round-robin duplex circuit; operates as duplex 10 AEW-9 PEW and as single circuit 9 PEW-6 AEW.

WU 34A Eastern and 34B Eastern, New York-Boston; round-robin duplex circuit; A channel operates 24 hours daily; B channel operates 24 hours daily except 2 AEW-4 PEW Sundays.

WU 35A Eastern-35B Eastern, New York-Boston; supplemental round-robin duplex; operates as duplex 10 AEW-4 PEW daily except Sundays, as single wire 4 PEW-6 PEW except Sundays.

AT&T 7747A-7747B, Kansas City-San Francisco; round-robin duplex circuit; A channel operates 24 hours daily; B channel operates 10 AEW-6 AEW Mon.-Fri., 10 AEW-4 AEW Saturdays; 4 PEW-6 AEW Sundays.

AT&T 7747A-7747B San Francisco-Pacific Northwest, leased as part of Kansas City-San Francisco circuit of same number but equipped with cutting arrangement giving San Francisco control over northbound signals; A channel duplexed throughout, 24 hours daily; B channel operates as single circuit 10 AEW-4 AEW except Sundays and 3 PEW-4 AEW Sundays.

AT&T 7748 Kansas City-San Francisco-Pacific Northwest, single circuit; operates 12:45 PCW-2:45 PCW Mon.-Fri., 10 ACW-12 Noon Saturdays.

AT&T 7712, New York-Atlanta, single circuit; 9 PEW-6 AEW daily except Saturdays, 9 PEW-2 AEW Saturdays.

WU 14 Gulf, Washington-Atlanta, single circuit, 10 AEW-6 AEW daily.

WU 199 Gulf, Atlanta-Miami, single circuit, 10 AEW-6 AEW Mon.-Fri., 10 AEW-3 AEW Saturday, 12 Noon-6 AEW Sunday.

AT&T 7711, Atlanta-Miami, single circuit, 9 PEW-10 AEW Daily.

[fol. 965] WU 198 Gulf, Atlanta-Miami, single circuit; 9 AEW-9 PEW except Sundays, 4 PEW-9 PEW Sundays.

WU 201 Gulf, Atlanta-Southwest, single circuit; PEW-5 AEW except Sat.-Sun., 2 PEW-2 AEW Saturday, 4 PEW-5 AEW Sunday.

WU 202 Gulf, Atlanta-Southwest, 10 AEW-6 AEW except Sat.-Sun., 10 AEW-3 AEW Saturday, 12 Noon-6 AEW Sunday; operates as single circuit except that Little Rock-Memphis leg is duplexed 5 PEW-6 AEW except Sat.-Sun., and Nashville-Chattanooga-Atlanta leg is duplexed 10 AEW-12 Noon except Sundays and 5 PEW-6 AEW.

AT&T 7652 Atlanta-New Orleans, single circuit, 6 AEW-2 PEW daily except Sunday.

WU 5 Gulf, Kansas City-Southwest-Southeast-Richmond, 12:30 PCW-4:30 PCW except Saturday and Sunday, 12:30 PCW-2:30 PCW Saturday. (Financial tabular from Kansas City southward and eastward—not westward.)

WU 45 Western, New York-Kansas City, 1 PEW-7 PW daily plus 3 AEW-12 Noon on Sundays.

Circuits designated as "New York-Kansas City" serve that section of the country bounded on the north by Canada, on the west by the Dakotas, Nebraska and Missouri; on the south by Missouri, Kentucky, West Virginia and Maryland; on the east by the Atlantic Ocean, excluding New England.

New York-Boston circuits serve the New England states.

New York-Atlanta, Washington-Atlanta, Atlanta-Miami and Atlanta Southwest circuits serve the southeastern section of the country as far north as Virginia, Tennessee, and Arkansas and as far west as Arkansas and Louisiana.

The remainder of the country is served by the Kansas City-San Francisco-Pacific Northwest circuits.

All other circuits are state circuits or supplementary circuits serving substantially the same purpose as a state circuit.

[fol. 966] (e) [Eliminated from Interrogatory.]

(g) This information is given by the groupings of trunk circuits.

(h) All teletype circuits operate at a capacity of 368 characters a minute which is known in the industry as 60-speed.

(i) All circuits operate in "page style" except as follows:

AT&T 7744B—tape service 10 AEW-5 PEW Mon.-Fri., and 10 AEW-3 PEW Saturdays.

WU 5 Gulf, full hours tape operation.

WU A35 Eastern, tape operation 10 AEW-4 PEW except Sunday.

AT&T 7748, tape operation full hours of service.

(j) Answered in special description of trunk system.

(k) and (l) Hours of operation are substantially the same as hours of availability; use of news transmission facilities depends upon volume of news reports developing and the question cannot be answered categorically.

Description of AP trunk wire system:

There has been given previously a description of the several regional divisions making up the national wire system of AP. Since the facts as to the facilities, character of news transmitted on individual wires, and hours of operation differ somewhat as between the various regional divisions, this is intended to show the type of service delivered to the members in each without reference to the technical details of circuit leasing.

In the lists that follow cities in which there are AP bureaus are designated by asterisks (*); the designation "D&N" indicates twenty-four hour service daily except 3 A. M.-12 Noon Sundays, Eastern War Time; "D" and "N" designate day or night only service in such cities; "S&R" indicates sending and receiving stations; "RO" receiving only stations; day service normally begins at 2 AEW and continues until 4 or 5 PEW but evening members at their option may receive service until 7 P. M., local time, AP having no detailed information; night only service generally is started at 3 PEW and continues until 2 AEW, but again there are variations on which AP records are not complete.

It should be explained that in describing a number of trunk systems reference will be made to regional circuits to bureaus only. These are part of the system but the circuits do not touch all cities, provision being made as explained hereinafter for relaying to interested members

matter carried thereon. In bureau cities this regional news is made available through the bureau.

(1) The *New York-Kansas City trunk system* consists of (a) one general news circuit, operating twenty-four hours daily except that the period from 3 AEW to 12 Noon on Sundays is high spot protective service; (b) one regional circuit to bureaus only for movement primarily of news having regional interest but not sufficient general interest for the primary circuit, operating twenty-four hours daily except between 3 AEW and 12 Noon Sundays; (c) a page style circuit operating from 10 AEW to 6 PEW except Sundays for transmission of markets and business news; (d) a tape style circuit for financial tabular matter (New York Stock Exchange, New York Bond, New York Curb and similar securities quotations) from 10 AEW to 5 PEW Mondays through Fridays, 10 AEW to 3 PEW Saturdays and no service Sundays. The cities included in the trunk system are:

New York *	(D&N—S&R)
Albany *	(D&N—S&R)
Troy	(D&N—RO)
Schenectady	(N—RO)
Utica	(D&N—RO)
Syracuse *	(D&N—RO)
Rochester *	(D&N—RO)
Buffalo *	(D&N—RO)
Erie	(D—RO)
Youngstown	(D—RO)
Cleveland *	(D&N—S&R)
[fol. 968] Akron	
Akron	(D—RO)
Toledo	(D&N—RO)
Detroit *	(D&N—S&R)
Chicago *	(D&N—S&R)
Kansas City	(D&N—S&R)
St. Louis *	(D&N—S&R)
Indianapolis *	(D&N—S&R)
Philadelphia *	(D&N—S&R)
Newark *	(D&N—S&R)
Milwaukee *	(D&N—S&R)
St. Paul *	(D&N—S&R)
Minneapolis *	(D&N—S&R)

Sioux Falls *	(D—S&R)
Sioux City	(D&N—RO)
Omaha *	(D&N—S&R)
Des Moines *	(D&N—S&R)
Louisville *	(D&N—S&R)
Cincinnati *	(D&N—RO)
Dayton	(D&N—RO)
Columbus *	(D&N—S&R)
Pittsburgh *	(D&N—S&R)
Washington *	(D&N—S&R)
Baltimore *	(D&N—S&R)
Wilmington, Del.	(D&N—RO)
Duluth	(D&N—S&R)
Niagara Falls	(D—RO)
Binghamton	(D—RO)

In addition to the basic interstate circuits described above, there are operated as adjuncts to the trunk system in the states of New York, Pennsylvania and Ohio, intrastate circuits known as "Big Cities circuits". These parallel the trunk system within the states named and to the same cities and are used for transmitting to the members in these states regional news handled on the regional inter-bureau circuit mentioned previously. In addition, these "Big Cities" circuits transmit state news reports. The Ohio and New York Big Cities circuits operate twenty-four hours daily except 2 AEW to 4 PEW Sundays; the Pennsylvania Big Cities circuit operates 6 AEW-2 AEW Mondays-Fridays, 6 AEW-4 PEW Saturdays and 3 PEW-2 AEW Sundays.

[fol. 969] The following cities are included in the Pennsylvania Big Cities circuit for day and night service:

Philadelphia *	(D&N—S&R)
Easton (day only)	(D—S&R)
Allentown	(D&N—S&R)
Reading	(D&N—S&R)
York	(D&N—S&R)
Harrisburg *	(D&N—S&R)
Hazleton	(D&N—S&R)
Wilkes-Barre	(D&N—S&R)
Scranton	(D&N—S&R)
Lancaster	(D&N—S&R)

These cities are not a part of the trunk system but do receive the general news wire of the system and the "Big Cities" circuit as a supplement.

There is a somewhat comparable situation in Michigan. Two-wire service is given to the following cities, days only:

Ann Arbor	(D—S&R)
Adrian	(D—S&R)
Jackson	(D—S&R)
Lansing *	(D—S&R)
Kalamazoo	(D—S&R)
Muskegon	(D—S&R)
Grand Rapids *	(D—S&R)
Saginaw	(D—S&R)
Bay City	(D—S&R)
Flint	(D—S&R)
Pontiac	(D—S&R)
Battle Creek	(D—S&R)

On these facilities the Michigan members receive a combination of the general news trunk circuit and a manually retransmitted condensation from other circuits. The operation fluctuates from day to day depending upon news conditions and frequently both circuits are manually operated at Detroit.

(2) The *New England trunk system* consists of (a) one general news circuit operating twenty-four hours daily except [fol. 970] cept 3 AEW to 12 Noon on Sundays; (b) one regional circuit to bureaus only for movement primarily of news having regional interest only, operating twenty-fours — daily except 2 AEW to 4 PEW Sundays; (c) a page style circuit operating from 10 AEW to 6 PEW except Sundays for transmission of markets and business news; (d) a tape style circuit for financial tabular matter from 10 AEW to 5 PEW except Sundays.

The following cities are included in the system:

Bridgeport	(D&N—S&R)
New Haven *	(D&N—S&R)
Hartford	(D&N—S&R)
Springfield	(D&N—S&R)
Worcester	(D&N—S&R)
Providence	(D&N—S&R)
Boston *	(D&N—S&R)
New Bedford	(D—RO)

In Connecticut the cities listed below receive the general news circuit in the trunk system and an intrastate circuit for transmission of regional news and a condensed market report:

New London	(D—S&R)
Norwich	(D&N—S&R)
Manchester	(D—S&R)
New Britain	(D—S&R)
Torrington	(D—S&R)
Meriden	(D&N—S&R)
Waterbury	(D&N—S&R)
Ansonia	(D—S&R)
Bridgeport	(D&N—S&R)
Norwalk	(D—S&R)
Stamford	(D—S&R)
Danbury	(D—S&R)

Hartford and New Haven also receive the Connecticut intrastate circuit.

(3) The *trunk wire system serving the Southeastern section of the country* as previously defined consists of (a) one general news wire operating twenty-four hours daily [fol. 971] except 3 AEW-12 Noon Sunday; (b) a regional circuit to bureaus only operating 10 AEW to 6 AEW Mondays-Saturdays and 2 AEW-4 PEW Sundays; (c) a page style circuit operating from 10 AEW to 6 PEW except Sundays for markets and business news; (d) a tape style circuit for financial tabular matter from 12:30 PEW to 4:30 PEW Mondays through Saturdays and 12:30 PEW to 2:30 PEW Saturdays. As shown in the leasing data, these circuits are so arranged that Atlanta controls the outgoing signals for the Southeast to Florida and the territory lying west of Atlanta. The following cities are included in the trunk system:

Richmond*	(D&N—S&R)
Charlotte*	(D&N—S&R)
Lynchburg	(D&N—RO)
Roanoke	(D&N—RO)
Danville	(D&N—RO)
Newport News	(D&N—RO)
Norfolk	(D&N—RO)
Atlanta*	(D&N—S&R)

Jacksonville*	(D&N—S&R)
Tampa*	(D&N—RO)
Miami*	(D&N—RO)
Birmingham*	(D&N—S&R)
Montgomery*	(N—S&R)
New Orleans*	(D&N—S&R)
Chattanooga*	(D&N—S&R)
Nashville*	(D&N—S&R)
Knoxville*	(N—S&R)
Little Rock*	(D&N—S&R)
Memphis*	(D&N—S&R)
Mobile	(D&N—S&R)
Asheville	(N—S&R)
Winston-Salem	(N—S&R)
Greensboro	(N—S&R)
Durham	(N—S&R)
Raleigh*	(N—S&R)
Wilmington	(N—S&R)
Columbia	(N—S&R)

All Florida member cities.

[fol. 972] “Big Cities” circuits are operated in North Carolina and Virginia for the transmission of regional news carried on the New York-Atlanta section of the interbureau circuit and for handling of state news.

(4) The *Kansas City-West trunk system* consists of two news channels, one operating twenty-four hours daily and the other from 10 ACW to 6 ACW Mondays-Fridays, 6 ACW-4 ACW Saturdays and 3 PCW-6 ACW Sundays. The operation differs in that these two channels are used interchangeably and there is no distinction between them as to the character of news dispatches moved on each. In other words, the Kansas City bureau relays from the New York-Kansas City circuits such matter as is desired and required by the western members on two channels.

In addition the Kansas City-West system includes a tape style circuit for financial tabular service operating 12:45 PCW-2:45 PCW Mondays-Fridays, 10 ACW-12 Noon Saturdays, and not on Sundays.

The following cities are included in the Kansas City-West system:

Tulsa*	(D&N—RO)
Oklahoma City*	(D&N—S&R)

Dallas*	(D&N—S&R)
Albuquerque*	(D&N—S&R)
Phoenix*	(D&N—S&R)
San Diego*	(D&N—S&R)
Long Beach	(D—RO)
San Francisco*	(D&N—S&R)
Sacramento*	(D—S&R)
Los Angeles*	(D&N—S&R)
Fresno	(D&N—S&R)
Oakland	(D&N—S&R)
Portland*	(D&N—S&R)
Tacoma*	(D&N—S&R)
Seattle*	(D&N—S&R)
Spokane*	(D&N—S&R)
Salt Lake City*	(D&N—S&R)
Denver*	(D&N—S&R)
Kansas City*	(D&N—S&R)
Fort Worth	(D&N—S&R)
[fol. 973] Austin*	(D&N—S&R)
San Antonio	(D&N—S&R)
Houston*	(D&N—S&R)
Galveston	(N—S&R)
Beaumont	(N—S&R)

“Big Cities” circuits are operated as parallel to the trunk wire system in the states of Texas and California for the purposes previously described.

(5) A sports-racing circuit is operated and parallels the trunk system in part of New England and Kansas City divisions but is a wholly independent operation. The hours of operation are 1 PEW to 7 PEW daily except Sunday but on occasions the circuit operates to New England points an hour or two earlier than the normal starting time.

The following cities are included:

New York (sending—others RO)
 Albany
 Troy
 Schenectady
 Syracuse
 Rochester
 Buffalo
 Youngstown
 Cleveland
 Toledo

Detroit
 Chicago
 Gary
 Kansas City
 St. Louis
 Indianapolis
 Louisville
 Cincinnati
 Pittsburgh
 Washington
 Baltimore
 Wilmington
 [fol. 974] Philadelphia
 Newark
 Atlantic City
 Boston
 Hartford
 Worcester
 Nashville
 Atlanta (5 PEW-7 PEW)
 Jacksonville " " " "
 Miami " " " "

The following state circuits, as previously defined, were, as of December 31, 1942, operated wholly within the state designated, the city or cities shown in parentheses being bureaus connected to the circuit:

New York day only (Albany).
 Pennsylvania day only (Philadelphia, Pittsburgh).
 Michigan day and night (Detroit).
 Ohio day only (Columbus).
 Kentucky night only (Louisville, Lexington).
 Arizona day and night (Phoenix).
 California day and night (San Francisco).
 New Mexico day and short hour night (Albuquerque, Santa Fe).

The following state circuits, as of December 31, 1942, serve groups of states as indicated, the cities shown in parentheses being the locations of bureaus and those marked with an asterisk (*) the bureau which is the primary filing point:

Maryland (Baltimore*)-Virginia (Richmond)-West Virginia (Charleston, Pittsburgh) days.

Maryland (Baltimore*)-Virginia (Richmond)-West Virginia (Charleston, Pittsburgh)-Tennessee (Nashville) nights.

[fol. 975] Massachusetts (Boston*) - Vermont - New Hampshire-Maine (Portland) day and night.

New York (Albany)-Pennsylvania (Philadelphia*) nights.

Illinois (Chicago*)-Indiana (Indianapolis)-Wisconsin (Milwaukee, Madison) days.

Illinois (Chicago*)-Indiana (Indianapolis)-Iowa (Des Moines) nights.

Iowa (Des Moines*)-Nebraska (Omaha, Lincoln) days.

Missouri (Kansas City*)-Kansas (Wichita, Topeka)-Arkansas (Little Rock) day and night.

Minnesota (Minneapolis*)-North Dakota (Fargo, Bismarck)-South Dakota (Sioux Falls, Pierre) days.

Minnesota (Minneapolis*)-North Dakota (Fargo)-South Dakota-Wisconsin nights.

Texas (Dallas*)-Oklahoma (Oklahoma City) day and night.

Georgia (Atlanta*)-Alabama (Birmingham) days.

Georgia (Atlanta*)-Alabama (Birmingham)-South Carolina (Columbia) nights.

Kentucky (Louisville*)-Tennessee (Nashville) days.

Louisiana (New Orleans*)-Mississippi (Jackson) day and night.

North Carolina (Charlotte*, Raleigh)-South Carolina (Columbia) days.

Utah (Salt Lake City*)-Idaho (Boise) day and night.

Colorado (Denver*)-Montana (Helena)-Wyoming (Cheyenne) days.

Colorado (Denver*)-Montana nights.

Washington (Seattle*)-Oregon (Portland) day and night.

[fol. 976] These circuits generally are arranged so that the receiving points in each state may be cut off from the main circuit periodically during the day or night for the transmission of state and regional news.

Lists of circuits as of December 31, 1942, supplied to the plaintiff by the American Telephone and Telegraph Company and the Western Union Telegraph Company, are not printed.

“124. As of any convenient date in the month of August 1942, describe in detail the wire photo system leased by The Associated Press from the American Telephone and Telegraph Company, giving as to each separate wire of the said wire photo system (a) the name of every AP member receiving AP wire photo service directly by means of apparatus installed in the member's office, (b) the name of every AP member receiving AP wire photo service by having AP wire photo pictures relayed to it from AP receiving points on the wire photo system, (c) the points on each of said wires from which The Associated Press sends pictures by wire photo to AP members, (d) the average number of pictures sent each day during the month of August 1942 to AP members subscribing for the full AP wire photo service, (e) the hours of the day (i. e., from 7 A. M. to 3 P. M.) that The Associated Press was entitled, under its arrangement with the American Telephone and Telegraph Company, to use each of the wires in the wire photo system, and (f) the hours of the day (i. e., from 7 A. M. to 3 P. M.) during which each wire in the AP wire photo system remained open for the sending or receiving of AP pictures.”

Ans. The Associated Press utilizes one circuit for Wire-photo delivery of newspictures and the entire circuit operates as a unit and not as separate wires. The system consists of sending and receiving equipment in the various member newspaper offices and/or AP bureaus connected on Telephotograph circuit number 10000-1 of the American Telephone & Telegraph company.

[fol. 977] (a) AP members receiving, as of August 31, 1942, Wirephoto delivery of newspictures by means of equipment installed in their offices (or adjoining AP bureaus) and attached to the Telephotograph circuit:

Boston Herald	Philadelphia Inquirer
Boston Traveler	Baltimore Sun
Boston Globe (AM)	Baltimore Evening Sun
Boston Globe (PM)	Baltimore News-Post
Boston Post	Washington Star
New York Daily News	Washington Post
New York Times	Atlanta Journal
Philadelphia Bulletin	Atlanta Constitution
Philadelphia Record	Chicago Daily News

Chicago Tribune	Cincinnati Times-Star
St. Louis Post-Dispatch	Louisville Times
St. Louis Globe-Democrat	Louisville Courier-Journal
Des Moines Register	Detroit News
Des Moines Tribune	Detroit Free Press
Omaha World-Herald	Milwaukee Journal
(AM)	Chicago Herald American
Omaha World-Herald	Chicago Times
(PM)	Oklahoma City Oklahoman
St. Paul Dispatch	Oklahoma City Times
St. Paul Pioneer Press	Dallas News
Minneapolis Star-Journal	Dallas Times-Herald
Minneapolis Times	Denver Post
Minneapolis Tribune	Seattle Times
Kansas City Star	Seattle Post-Intelligencer
Kansas City Times	Portland Oregonian
Syracuse Herald-Journal	Portland Journal
Buffalo News	Oakland Tribune
Buffalo Courier-Express	San Francisco Chronicle
Cleveland News	San Francisco Call-
Cleveland Plain Dealer	Bulletin
Columbus Dispatch	San Francisco Examiner
Columbus State Journal	Los Angeles Times
Dayton News	Los Angeles Examiner
Cincinnati Enquirer	

(b) As of August 31, 1942, the following members received Wirephoto delivery of newspictures by means of [fol. 978] equipment installed in their offices, the transmissions being from a point connected to the Telephoto-graph circuit:

Bangor, Me., News	Reading Times
Lowell, Mass., Sun	Richmond, Va., News-
Worcester, Mass., Gazette	Leader
Worcester Telegram	Richmond Times-Dispatch
Providence, R. I., Journal	Newport News, Va., Press
Providence Bulletin	Newport News Times-
Hartford, Conn., Courant	Herald
Hartford Times	Rochester, N. Y.,
New Bedford, Mass.,	Democrat-Chronicle
Standard	Rochester Times-Union
Scranton, Pa., Times	Tampa, Fla., Tribune
Reading, Pa., Eagle	Miami, Fla., News

Miami Herald	Tulsa, Okla., Tribune
Youngstown, O., Vindicator	Tulsa World
Akron, O., Beacon Journal	Ft. Worth, Tex., Record
Charleston, W. Va., Gazette	Ft. Worth Star-Telegram
Lexington, Ky., Leader	San Antonio, Tex., News
Lexington Herald	San Antonio Express
Nashville, Tenn., Banner	Houston, Tex., Post
Nashville Tennessean	Houston Chronicle
New Orleans (La.) States	Pueblo, Colo., Chieftain
New Orleans Times- Picayune	Pueblo Star-Journal
Decatur, Ill., Herald	Salt Lake City, U., Tribune
Decatur Review	Salt Lake City Telegram
Springfield, Ill., Register	Salt Lake City Desert News
Peoria, Ill., Journal	Spokane, Wash., Chronicle
Peoria Transcript	Spokane Spokesman- Review
Little Rock, Ark., Gazette	Boise, Idaho, Statesman
Springfield, Mo., Leader	San Diego, Cal., Tribune- Sun
Springfield News	San Diego Union
Wichita, Kan., Beacon	
Wichita Eagle	

(c) Transmission facilities exist in each of the cities listed under (a).

(d) An average of 47 pictures was transmitted daily on the Wirephoto system during August, 1942, including both general and regional transmissions.

[fol. 979] (e) The AP was entitled to use the Telephotograph circuit 24 hours daily, except that the arrangement with the AT&T provides that the circuit will be made available for a reasonable period during each 24 hours to its technical maintenance crews for balancing and other adjustments.

(f) The Telephotograph circuit customarily is operated from 7 a. m. to 1 a. m., eastern war time, daily except Sunday, and from 2 p. m. to 12 midnight, e.w.t., on Sundays. Within these hours of operation, at certain periods no transmissions can be made due to personnel being on lunch periods or rest periods.

“125. Describe the advantages, if any, which the wire photo system utilized by The Associated Press has over the use of (a) ordinary telephone wires and (b) private line telephone wires, for picture transmission.”

Ans. The advantages which, in the opinion of The Associated Press, the wire photo system utilized by it has over the use of ordinary telephone wires and private line telephone wires for picture transmission are that the wire photo system results in a higher quality fidelity of the delivered picture, in the steadier constancy of the electrical impulse and frequency of the circuits used and in the general technical excellence of the equipment and facilities employed in the wire photo system.

“126. Describe in detail, as of any convenient date in the month of August 1942, the cable facilities of The Associated Press, giving (a) a general description of all cables leased by The Associated Press, (b) the name of the lessor or each such cable, (c) the hours of the day (*i. e.*, from 7 A. M. to 3 P. M.) during which The Associated Press was entitled, under its arrangement with the lessor, to use each such cable, and (d) the hours of the day during which each such leased cable customarily remained open for use by The Associated Press; and state the total amount paid by [fol. 980] The Associated Press for each such leased cable during the year 1942.”

Ans. The AP has no cable facilities of its own. Regular commercial cable services and facilities are normally used by it for the transmission of news. In addition there are the following special arrangements:

1. La Prensa Asociada, a subsidiary of AP, utilizes a cable facility to Havana, Cuba, from 2:30 P. M. to 4 P. M. and from 7 P. M. to 12 Midnight, EWT, daily except Sunday, and from 9:30 P. M. to 11:30 P. M. EWT, on Sundays. The circuit is provided by the Western Union Telegraph Company and is a land line from New York to Key West, Florida, and thence a cable to the Havana terminal. The wire charge for 1942 was \$15,497.76. The hours of availability and hours of operation were the same.

2. The AP subscribes to the Western Union Telegraph Company tariff #220, issued March 5, 1941, effective April 6, 1941, for cable service for the transmission of news be-

tween London and New York, east-bound and west-bound. The subscription for this service for the year beginning April 6, 1942, was for a minimum of 4,000,000 words. Payments to Western Union for services during the calendar year 1942, totaled \$155,939.40. In addition thereto, regular cable services and facilities between London and New York are utilized on occasion as the volume of news or the exigencies of the particular situation may require.

[fol. 981] IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE SOUTHERN DISTRICT OF NEW YORK

[Title omitted]

ANSWER OF THE DEFENDANT, THE ASSOCIATED PRESS, TO SO
MANY OF THE INTERROGATORIES ADDRESSED TO IT BY THE
PLAINTIFF AS ARE SET FORTH BELOW :

Interrogatories Nos. 10, 11, 12, 13, 16, 17, 19, 23, 24, 25,
28, 39, 41, 42, 43, 47, 48, 49, 50, 51, 52, 54, 56, 57, 59, 60, 63,
64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80,
81, 82, 83, 84, 85; 86, 87, 88, 89, 90, 91, 92, 93, 94, 97, 98, 99,
100, 109, 110, 111, 116, 117, 118, 119, 121, 125.

[fol. 982] STATE OF NEW YORK,
County of New York, ss.:

Robert McLean, being duly sworn, deposes and says, that he is the President of The Associated Press, one of the defendants in the above entitled cause; that he has read the foregoing answers to the interrogatories addressed to said defendant and knows the contents thereof, and that he is informed and believes that the said answers are true and correct.

Robert McLean

Subscribed and sworn to before me this 23rd day
of February, 1943. George L. Knight, Notary
Public.

[fol. 983] IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE SOUTHERN DISTRICT OF NEW YORK

[Title omitted]

ANSWER OF THE DEFENDANT, THE ASSOCIATED PRESS, TO SO
MANY OF THE INTERROGATORIES ADDRESSED TO IT BY THE
PLAINTIFF AS ARE SET FORTH BELOW :

Interrogatories Nos. 26, 27, 36, 37, 38, 40, 95, 96, 112, 113,
114, 115 and 126.

[fol. 984] STATE OF NEW YORK,
County of New York, ss :

Robert McLean, being duly sworn, deposes and says, that
he is the President of The Associated Press, one of the de-
fendants in the above entitled cause; that he has read the
foregoing answers to the interrogatories addressed to said
defendant and knows the contents thereof, and that he is
informed and believes that the said answers are true and
correct.

Robert McLean.

Subscribed and sworn to before me this 5th day of
March, 1943. Pearl E. Loeber, Notary Public.

[fol. 985] IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE SOUTHERN DISTRICT OF NEW YORK

[Title omitted]

ANSWER OF THE DEFENDANT, THE ASSOCIATED PRESS, TO SO
MANY OF THE INTERROGATORIES ADDRESSED TO IT BY THE
PLAINTIFF AS ARE SET FORTH BELOW :

Interrogatories Nos. 29, 30, 31, 32, 33, 34, 35, 44, 53, 55,
58, 61, 62, 101, 120 and 124.

[fol. 986] STATE OF NEW YORK,
County of New York, ss :

Robert McLean, being duly sworn, deposes and says, that
he is the President of The Associated Press, one of the de-
fendants in the above entitled cause; that he has read the

foregoing answers to the interrogatories addressed to said defendant and knows the contents thereof, and that he is informed and believes that the said answers are true and correct.

Robert McLean.

Subscribed and sworn to before me this 23rd day of March, 1943. Pearl E. Loeber, Notary Public.

[fol. 987] IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE SOUTHERN DISTRICT OF NEW YORK

[Title omitted]

ANSWER OF THE DEFENDANT, THE ASSOCIATED PRESS, TO SO
MANY OF THE INTERROGATORIES ADDRESSED TO IT BY THE
PLAINTIFF AS ARE SET FORTH BELOW :

Interrogatories Nos. 18, 20, 21, 22, 122 and 123.

[fols. 988-992] STATE OF NEW YORK,
County of New York, ss :

Robert McLean, being duly sworn, deposes and says, that he is the President of The Associated Press, one of the defendants in the above entitled cause; that he has read the foregoing answers to the interrogatories addressed to said defendant and knows the contents thereof, and that he is informed and believes that the said answers are true and correct.

Robert McLean.

Subscribed and sworn to before me this 13th day of April, 1943. Michael F. Moran, Notary Public,
New York County.

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