

NAL
TIMES MIRROR

THE NEW AMERICAN LIBRARY, INC.

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TEL. 212-397-8088

ALAN J. KAUFMAN
Vice-President
Secretary and Counsel

February 11, 1982



Mr. Albert J. Zuckerman
Writers House, Inc.
21 West 26th Street
New York, N.Y. 10010

FEB 16 1982

Dear Al:

Re: UNTITLED NON-FICTION WORK by Ken Follett

As requested, I am enclosing for Ken's use ten copies of a standard release form (which can be duplicated if more copies are necessary) together with a model of such release as to how it should be filled out.

I hope this will be of some use.

Best regards.

Cordially,

Alan J. Kaufman

/dg
enclosures

CABLE ADDRESS NALPUBLISH

PUBLISHERS OF SIGNET, SIGNET CLASSICS, MENTOR, PLUME, MERIDIAN AND NAL BOOKS

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Date: _____

RELEASE

TO: Mr. Ken Follett



Mr. Follett:

I understand that you intend to produce a book (the "work") based upon the rescue of employees of Electronic Data Systems Corporation who were being held prisoner in Iran in 1979 and the events leading up to and following the rescue. I further understand that, while this work is intended to be a truthful depiction of those events, dramatization and adaptation for purposes of a literary work may result in some incidents and conversations being depicted with less than complete accuracy.

I hereby consent to the use of my name and such dramatization and adaptation of my participation in your work and the distribution, advertising and exploitation thereof as part of the work. I understand that I will receive no compensation for the use of my name and dramatization of my participation, that you will rely on my consent in going forward with the preparation, production and publication of the work, and that my consent is irrevocable.

Executed this _____ day of _____, 1982.

Very truly yours,

WITNESSED BY:

RELEASE

To: Ken Follett and Holland Copyright Corporation B.V.
21 West 26th Street, New York

In consideration of the sum of \$1, (receipt of which is hereby acknowledged),
I / Name _7 of / Address _7

- (i) irrevocably authorise you and your publishers, licensees and assigns to use my name and likeness, and material derived from interview (s) and/or correspondence with me, and to edit or dramatise the same, throughout the world and in all languages forms and media in the novel "On Wings of Eagles" by Ken Follett, and in all revisions, adaptations or other works derived therefrom, and in the advertising and promotion thereof
- (ii) confirm I have no rights of approval or review over the manuscript of the said novel
- (iii) undertake not to co-operate with or assist any third parties asserting a claim arising out of the publication or other use of the said novel or works derived therefrom
- (iv) expressly waive and release any and all rights of any kind or nature whatsoever arising out of the publication and all other uses of the said novel in all languages, forms and media throughout the world, including but not limited to claims relating to infringement of copyright, libel or defamation, invasion of privacy, intentional injury or unfair competition.
- (v) agree to execute such further documents and to co-operate as may be necessary to confirm and carry out the terms of this Release.

SIGNED SEALED AND DELIVERED)
by the said in the)
presence of :-)

RELEASE

TO:

For good and valuable consideration, the receipt of which is hereby acknowledged, I hereby irrevocably authorize and consent that you and your licensees and assigns may use my () name
() likeness
() other (specify):

for inclusion in the following work:

throughout the world and for any and all revisions, adaptations and subsidiary and/or derivative rights, uses or works of such work and for all commercial, trade, publicity and advertising uses or purposes in connection therewith throughout the world.

I hereby release and discharge and hold harmless you, your licensees, assigns and all persons or entities acting under this release from any and all claims, demands or liability for acting under this release (including but not limited to right of privacy, libel or defamation, and copyright infringement).

(a) I am over the age of twenty-one. I have read the foregoing and fully understand its contents.

(Date)

(Signature)

or

(b) I represent that I am the parent or guardian of the releasor. I hereby consent to the foregoing on his or her behalf.

(Date)

(Signature)

Mr Alan J Kaufman
Vice-President, Secretary & Counsel
New American Library
1633 Broadway
New York, NY 10019

30 June 82

Dear Alan,

Thankyou for sending me copies of your standard release form. I'm not completely comfortable with the way you filled it out. Here is one filled out slightly differently - will this be okay?

As 'good and valuable consideration', should I offer \$100?

Merv Stauffer of EDS wants to use the same form of release we do. I am sending him a copy of this letter and enclosure. Would you also let him know whether my model is okay?


My agreement with ~~Bess~~ Perot (para. 13) obliges me to try to obtain releases from 'all others'. Obviously there are people in the book from whom I will not try to obtain releases, eg President Carter, the Shah, etc. Perhaps while you are reading the draft you could make a note of the people from whom you think we need releases. Then we could send the list to Ross and ask him whether this would fulfil my obligation to him.

I hope you don't mind my asking for all this help. I could ask my own lawyers, but I figure you'd duplicate their work by checking it out anyway!

I hope to see you on 14 July.

Yours,

Ken
Ken Follett.

cc: Mr Merv Stauffer


NEW AMERICAN LIBRARY

TIMES MIRROR
INTER-OFFICE CORRESPONDENCE

DATE: July 6, 1982
TO: Elaine Koster
FROM: Alan J. Kaufman
RE: THE BULL AND THE PEACOCK, Ken Follett

Please discuss the following with Ken Follett:

1. General:

- (a) Ken Follett should be very careful to ensure that if any of the individuals could be members of the CIA that their real names are not used. This is important.
- (b) Ken Follett already is aware that he must obtain releases from all EDS employees interviewed.

2. Specific changes or verification:

- (a) p. 43 ff Brzezinski:
source for Brzezinski inept handling of Iranian crisis
- (b) pp. 39, 52 Henry Precht:
source for Precht's lack of cooperation
- (c) p. 60 Daniel J. Haughton/Lockheed: source for admission before Senate that millions of dollars paid in bribes abroad
- (d) p. 64: Harry Simon: release or delete re: heroin habit
- (e) p. 69: Coburn's marriage breaking up. Did it? If not, modify.
Mr. Fish
- (f) p. 102 ff: [REDACTED] [REDACTED] If real name, change it.
- (g) pp. 106, 164: If real names, change name of Lucio Randone and Condotti d'Acqua.
- (h) pp. 137, 161: Deep Throat [REDACTED]: If real name, change it.
- (i) p. 205-206 source for exchange between Sullivan and Brzezinski
- (i) page? Division of bribe for release of Simons:
should read: "A judge got two thousand, the lawyer fifteen hundred, and the A police fifteen hundred."

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ALAN J. KAUFMAN
Vice-President
Secretary and Counsel

July 7, 1982

Mr. Ken Follett



England

Dear Ken:

Re: THE BULL AND THE PEACOCK

Please don't feel you have to qualify asking for my help. Although I am not able to act as your attorney, I hope you realize that I am only pleased to give you any advice or assistance I am able to.

The NAL standard Release form as you have modified it is fine.

The amount of monetary consideration does not affect the validity of the release as long as some consideration is paid and accepted.

I would get releases from everyone I could, both American and foreign. Obviously, Americans like Carter, Sullivan, Brzezinski and Kissinger, and Iranians such as Kohmeni, Zahedi and Dadgar are not likely to sign releases, and as public figures or officials are less problematic if you verify your material.

I have read the manuscript and have given my comments to Elaine. She or I will go over them with you on the 14th.

Best regards.

Cordially,

A handwritten signature in black ink, appearing to read "Alan Kaufman".

Alan Kaufman

AK/km

cc: Al Zuckerman
Elaine Koster

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