

May 2, 1995

Conversation with Laura Naide, NARA
RE her conversation with Justice on Zapruder film

1. She has drafted a memo that she will send us as soon as it's in final form.
2. Re takings: There's no taking until the government says its an assassination record. Any takings claim the Zapruders would file now likely would be dismissed as not ripe
3. The government can but is not required to negotiate on a takings claim with the Zapruders. There is no requirement that administrative remedies be exhausted here.
4. A takings claim would be litigated in Claims Court.
5. The Justice Department thinks there's no advantage to the government in a takings claim situation to entering into a copyright settlement.