C of C JUNE 23, 1981 NYC

(1)

Meeting of Committee of Council, New York City of Sheila Hatch at 1:00 PM June 23, 1981.

Attendance: B+W Pepsi + Wells
L+M Lee
LL Stevens
PM Hattyman + Fred ——— .
AB Hanson + ——— .
UST Henriques + Jacobs
TI Kennedy, Pelzer, Shafer, Wolfert
Metzenbaum
SH+B Shaw + Zil Montiel.
C+B Tanko
RJR Chrome.

[illegible]

Warning Notice: "Should we add the FTC for the return of our documents." + release of the subpoena.

Kennedy
Atkinson + Miller to be appointed to FTC Mention of Clinton.

Kennedy
Hatch Staff, live with Packwood + live with 3 committees in the House. Wagner, We can count on the Rp from Wagner. Separate Co. responses or TI response.

LG 2004243

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(2)

Health Aspects. Hearings before Commission & Congress. FTC will make recommendations. Stay away from the Health issue. Health issue - reference to Jones Committee & Summers. FTC could bring 35, TR or recommendation to Congress on new legislation. New Warning notice. RJR wants to address the Health issue. Don't dismantle warning notice.

FTC Staff conspiracy. Peoples - stay loose.

Medical issue - Summer teacher - would flat on round - will teach it either way.

Rhen - Commission staff - get new warning. On health - difference between litigation & political. See the Report in Court. Staff want to consumer awareness. Individual must appreciate the risk. Issue of Consumer Awareness. Asbestos worker & pregnant women. Convince public, hell, etc. Report subject to evidence admission. Don't reply to present commission.

Sex (6) months to reply. Shen - lets not make it too big a deal. FTC, Congressional action. Lilli could bring a common suit on deceptive ads. Motivation to make inspite of health aspects.

Hoare - FTC Staff Report a general attack on advertising, get hell board people - let them carry some of the load. Raked cream & no pulling of the wagon. 4 H's are moving ahead.

FTC has asked for comments in 6 mos on staff report - GAGP, Mader, AMA will file comm

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Alex PH – hard to attack health issue
let's not take up the health issue in detail.

Jacobs: couldn't win health issue – Repetition
of Surgeon General's report, not experts in the health
field. FTC's are not experts in the health field.
Health issue – Constitutional issue? Dimmick
Warning Notice! – No. Cautions of Awareness?
Same as 1964. 1979 report. How much of the
1964 report is in it. Passive smoking. Your
committee was passive smoking. So shouldn't
working on it....

Response for the second & ad Hoc
Committee review the report. We want a
bare bones rebuttal. See Comment in
response to the 1979 Surgeon General's Report.
Identify the medical contentions made in the
report.

Smoking & Health issue – Staff did not
fully summarize health – Ask Ad Hoc committee
to say what to attack. Yes. in detail response
T1 Staff to put together response. 1979 response
was about 100 pages. "Cigarette kill people beyond
a reasonable doubt."

Don't include the Warning Statement.

Jacobs –

Assume quick & dirty, get the book together
excluding 1979 response & white papers.
Short paper.

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LG 2608348

(4)

by Jack Anderson Column June 22, 1981. Lass.
Bill Kleyfeld mentioned Paper Study - confidentiality breached - Commission has not investigated leaks. Senator Ford maddest than hell. Feeble ground here on leak to Jack Anderson. Could be brought to attention of ~~Jack Anderson~~ & Judge Parker. Court could slap FTC on risk. BNA & NRR in contact litigation counsel. Judge Harrington Parker is no fund. Could go to FTC General Counsel.

The underlying data - *FOIA - unpublished studies which FTC refuses to. Sted 53 stories FOIA request for everything but Co papers. Is it contemp or discovery. Yes get up FOIA request. Bell case - Lasko - FTC - said it was an ongoing investigation thus secret - so on appeal to court of appeals. Requestion begins the answer. Treat Leak & FOIA as separate. *(go to court or see FTC General Counsel). Lass is P.R. *Dist Savings & see how questions were placed. Suggestions - get FTC confidential report & underlying data. (Bell, Lasko & Yankelovich). FTC Staff confirming knowledge & belief - Kleyfeld.

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The Stage of Alabama, et al. [illegible]
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Proposed July 14 meeting. July 14, 1981
July 30 Waste [illegible]

* Proposed Meeting July 16 at 9:30 at TI.

Sam, Jacobs, RJR. Sent from PM.

Recorded

Awareness – Aware but do not act –
How far do you push the American Public.

Legal Discussion – Arnold & Porter – role of FTC.
Authority of the FTC. * Lu has memo on legal
portion of FTC staff report. – get copy from
Cathen Stevens. Weil Gotshall. Send to House
Counsel. Circulate to Inside Counsel.

#4 4 M's – & advertising agencies – Lu doesn't
want agencies to comment on our advertising.
Tell the 4 M's to cool it. They should [illegible]
comment on general advertising.

Not ad for smoking but brand advertising
see Dietrich Report. Smoker not [illegible] of
non smoker. B&W [illegible] to take care of
this matter. Work with Helfrich.

#5 Horace talked to the Hill – [illegible] of FTC Report.
Regulatory [illegible] – & Regulatory Commission.

#6 Lindsay – the most controlled state in the [illegible]
stop cigarettes & then drugs [illegible]. Lu [illegible].

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