

(Basic ltr: JAG, D/A, of 18 Dec 1952, subj: H.R. 5728 "For The Relief of William F. Friedman.")

1st Ind

Serial: 88

JAN 1953

National Security Agency, Washington 25, D. C.

TO: Judge Advocate General, Department of the Army, The Pentagon

1. Government time and materials and the aid of other Government employees were utilized in the development of Mr. Friedman's inventions.

2. Although the exact titles of Mr. Friedman's positions varied from time to time, it is fair to say that all of his inventions concerned in this matter were directly related to his Federal employment.

3. Since the inventions were made during the period from about 1933 to 1942, when Mr. Friedman was a civilian employee in the Office of the Chief Signal Officer, documentary evidence in the nature of laboratory records, conference notes, and the like, if still available, should be among the files of that Office, notwithstanding the files covering the applications for patent are in the custody of the National Security Agency. The official findings of the Signal Corps relative to the relations between Mr. Friedman's employment and his several inventions are to be found in the Signal Corps Patent Board minutes, copies of which you have. The findings (with the original evidence to the extent that it could be found) have been reviewed on several occasions by the Signal Corps and by you and have never been changed.

4. It is suggested that the Bureau of the Budget may have acted under a misapprehension in raising the questions at all since the language thereof relates them to Executive Order 10096 which by its terms covers only inventions made after 23 January 1950; furthermore, H. R. 5728 does not present Mr. Friedman as a claimant in the usual sense but rather as a petitioner.

FOR THE DIRECTOR:

(sgt) Alfred R. Marcy

ALFRED R. MARCY
Colonel, US Army
Chief of Staff

CC: C/S
AQ
301C
302L

M/R: The indorsement is self-explanatory. The AG has in his files the background material relating to this matter. (See, for example, 1st Ind, 29 Feb 52, fm DIRAFSA to JAG, D/A, subject, in part, as above.)

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Henry P. Stauffer:R/D:60293

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