

# American Broadcasting Company

7 WEST 66TH STREET · NEW YORK 23, N. Y.

SUSQUEHANNA 7-5000

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ATTORNEY'S OFFICE  
NEW YORK COUNTY

1962 FEB 27 AM 9 08

*Mr Condon*

February 26, 1962

CHARLES A. DeBARE  
GENERAL COUNSEL  
FOR OWNED AND OPERATED STATIONS

Robert Condon, Esq.  
Assistant District Attorney  
155 Leonard Street  
New York, New York

Dear Mr. Condon:

Pursuant to our conversation earlier today, I am enclosing the following papers:

- 1) Letter dated September 25, 1958 from Marcum & Kliegman, Certified Public Accountants, to Barracuda Music, Inc. with attached statement of income and expenses for the show at the Brooklyn Fox Theatre from August 29, 1958 to September 7, 1958 (the itemized expenses include the sum of \$2,380.80 which was payable to WABC for actual remote expenses, engineers and substitute for Alan Freed on his broadcasts). The net profit was \$18,154.86. WABC, in accordance with its agreement, was to receive 10% of the net profit, namely \$1,815.49 as its payment for the advertising on the station by Alan Freed. As you will note this was to come from the corporation, not from Freed and still left a net profit of over \$16,000. The expenses of \$44,027.50 for "Act Costs" does not specify whether Freed received anything from that.
- 2) Letter dated February 10, 1959 from Marcum & Kliegman to Barracuda Music, Inc. together with a statement of income and expenses for the show at Loews State Theatre from December 25, 1958 to January 4, 1959. (In this payment instance the asterisk next to the net profit of \$18,403.07 is erroneous, since the money to be paid to ABC for advertising by Freed is already included in the list of expenses, namely \$4,000.) For this show there were no remote expenses. Consequently no payments were made to ABC other than the \$4,000. listed on the itemized expenses.

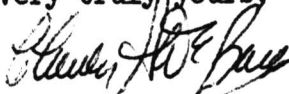
Robert Condon, Esq.

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- 3) I am also enclosing two pages of itemized occasions when a substitute was necessary for Alan Freed because of his absence from the program. You will note that in the month of January, 1959, namely prior to our giving him notice of cancellation, he was absent twenty-two times from the program. Mr. Hoberman can give you further information but I believe that this was indicative of Mr. Hoberman's dissatisfaction with Freed's disposition to perform regularly.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Charles A. De Bare".

Charles A. De Bare

CAD:hd  
enclosures