

(1)

Brantley

John Brantley - employed as D's assistant from Sept. 7, 1954 until Nov. 1959 when D went off the air. (P. 35).

W's salary was ~~split~~ paid one half by D and one half by WINS. (P. 35). In August 1954 W had been employed as a radio producer by WINS. (P. 1360 II). D joined the station in Sept 1954. (P. 1362 II). W was assigned to work with D as a producer. (P. 1363 II). In April 1955 W started working for D exclusively. (P. 1365 II)

D would select the records to be played on the program. (P. 1369 II). W was asked by D for advice on certain records. (P. 1376 II)

W did not accept any payments or gifts from record manufacturers or distributors with the understanding that he would push their records on D's program. (P. 1372 and P. 1377 II)

In 1957 W went to work for D in a publishing company which D had acquired (Figure Music) and left the program. (P. 1377-1378 II). W's place as D's assistant was taken by Inga Boling. (P. 1378 II). W had nothing to do with the operation of D's program on WABC. (P. 1378 II) except on those occasions when D was making personal appearances and W filled in for him on WABC. (P. 1378-1379 II). At Figure Music Co. W

was an assistant to Jack Hooke. (P. 1350 II)

W collected a \$10,000 check for D from Jerry Blaine. D told W that the check was for his new house. (P. 1381 II)

In 1958 W left ~~for~~ Figure Music Co. to assist D with his new television show on WNEW. (P. 1384 II). W's employer was Stanford Productions, Inc., a paper-firm set up to cover the checks for the artists that were appearing on the TV show. (P. 1384 II). Its purpose was to make it appear that the artists on the show had been paid for their appearances when, in fact, they were not. (P. 1386 II). The record company sent a check to Stanford to cover the artists salary. Stanford made deductions (social security, withholding tax) and sent a check back to the record company. (P. 1388 II)

W never got any kick backs from the artists for selecting them. (P. 1392 II)

W selected all the records for the WNEW TV show with D's approval. (P. 1393 II)

W did not receive any payments or gifts from record manufacturers or distributors in order to push their records on this show. (P. 1393 II)

W did not know <sup>of</sup> and was not present when D entered into any agreements to push the records of certain companies on this

program. (P.1394 II)

An October 1959 D told W that he had been receiving payments from record manufacturers and distributors in order to push certain of their records. (P.1396 II). D told W that he was finding this system unsatisfactory. (P.1396 II). Prior to this conversation W did not know that D had been accepting payment from record manufacturers and distributors with an understanding that he would favor the playing of their records. (P.1397 II). D decided to work through the distributors only and not with the record companies. (P.1397 II). D's admission of receiving payments related only to his radio program at WABC. (P.1397 II)

It was W's suggestion that D should deal exclusively through distributors, ~~(P.1398 II)~~ and only a handful of distributors. (P.1398 II)

D was complaining because he had to play bad records and his ratings were dropping (P.1399 II). D <sup>said he</sup> was playing bad records because he was obligated to too many people who were paying him. (P.1399 II). W and D worked out an arrangement whereby only 4 companies would now pay D. (P.1399 II). The 4 names arrived at were Lou Klayman, Jerry Blaine, Johnny

Habonka and Sam Weiss. (P. 1400 II).

The arrangement worked out was that D would select a pick of the week and the distributor whose record it was would pay D \$1,000 and D would select a sleeper of the week and that distributor would pay \$500 and D would continue to play the other records which he thought were good for nothing. (P. 1401 II). W was told to execute this idea. (P. 1402 II). W arranged to see the 4 distributors singly at D's apartment. (P. 1403 II)

D was always present and in some cases his wife was. (P. 1403 II). The arrangement went into effect the following week. (P. 1403 II).

The distributors went along with it whether they liked it or not. D wanted an income from the distributors of \$1,500 a week. (P. 1404 II)

The 4 distributors all brought their records up to D's apartment. (P. 1409 II). The

first record played as pick of the week was Humor Rock. (P. 1410 II). This was

Klayman's record. (P. 1411 II). D asked W

to go over to Klayman's and pick up an envelope which W did. (P. 1411 II). W gave

the envelope to D. (P. 1412 II). W knew that

it was supposed to contain \$1,000. (P. 1413 II)

D specified that the payment be in cash. (P. 1417 II)

That night D gave W \$200. (P. 1432 II)