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INDEX TO
DOCUMENTS RELATING TO
THE COMMITTEE'S HEARING ON THE
PROPOSED TOBACCO SETTLEMENT
NOVEMBER 13, 1997

(To Accompany the Documents in Electronic Format)

PREPARED BY THE

COMMITTEE ON COMMERCE
U.S. HOUSE OF REPRESENTATIVES

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INTRODUCTION

Liggett Group, one of the Nation's top tobacco manufacturers, announced on May 20, 1997 that, in connection with its settlement of tobacco related-litigation with the attorneys-general of 22 states, it would publicly release all documents and information in its possession relevant to issues of smoking and health, including documents subject to Liggett's own attorney-client privileges and work product protections. On that same date, the other major tobacco companies sued Liggett and obtained an order from a North Carolina state court enjoining the disclosure of any documents subject to the "joint-privilege" of all of the major tobacco companies.

On May 9, 1997, a special master appointed by a state court in Minnesota was directed to undertake an *in camera* review of more than 2,500 Liggett documents subject to claims of joint-privilege. On September 10, 1997, after categorizing the documents into twelve separate categories and reviewing a sample of documents from each category, the special master issued a report stating that documents in five of the twelve categories were either not privileged or not subject to protection because they evidenced crime or fraud.

On November 13, 1997, at the opening hearing of the House Commerce Committee concerning the proposed national settlement between the Nation's largest tobacco manufacturers and the state attorneys general, I announced my intention to obtain the documents designated by the Minnesota special master as being exempt from the attorney-client privilege. When the tobacco companies failed to voluntarily comply with my request that they turn over the documents, I, in consultation with the Ranking Minority Member, issued subpoenas to the four companies in possession of the documents on December 4, 1997. The Committee received a set of the documents on December 5, 1997.

Upon receiving the documents, the Ranking Minority Member and I asked the staff to review the documents, create an index, and advise us as to whether anything contained in the documents might prevent their release to the public. Upon completion of that review, and in consultation with the Ranking Minority Member, I accepted the recommendation of the staff that nothing contained in the documents prevented their release to the public. Therefore, I am ordering the printing of this Committee Print which includes an index to the documents and will accompany copies of the documents in electronic form on CD-ROM. I also directed the staff to make copies of the documents available in an electronic format on the Committee's site on the World Wide Web (<http://www.house.gov/commerce>).

This print is intended to assist Members and the public in evaluating the past conduct of the Nation's largest tobacco companies as Congress moves forward with its consideration of the proposed national settlement. I hope that you find it useful.

TOM BLILEY, *Chairman,*
Committee on Commerce, U.S. House of Representatives.

NOTE REGARDING DOCUMENTS IN ELECTRONIC FORM

The United States House of Representatives Committee on Commerce issued subpoenas on December 4, 1997 for certain documents identified by the special master appointed by the Honorable Kenneth J. Fitzpatrick in the matter of *State of Minnesota, et al. v. Philip Morris, Inc., et al.* No. C1-94-8563 (2nd Judicial Dist., MN) as being exempt from protection by claims of attorney-client privilege because they evidenced crime or fraud. Those documents were produced on December 5, 1997 and are reproduced in an electronic format on CD-ROM and on the Committee's Internet site (<http://www.house.gov/commerce>).

Before reviewing the documents, several points are important to note:

1. The documents subpoenaed by the Committee are a subset of a larger collection of documents. Therefore, some documents may not have attachments and other materials referred to by the documents may not be included.
2. Because the companies produced only those documents which were responsive to the subpoenas, Bates stamp numbers may not be sequential.
3. Due to differences in the way the Committee and the recipients of the subpoenas characterized "documents," the final number of documents may differ from earlier published reports. A copy of the companies' "privilege log" has also been included to assist in reviewing the documents.
4. The Committee has included several documents herein in addition to the documents subpoenaed by the Committee on December 4, 1997. They include a decision by Judge Fitzpatrick regarding the companies' claims of attorney-client privilege, the companies' own "privilege log" which indexes the documents, and the Committee's own index. The Committee makes no claims as to the accuracy of any of the documents or indexes contained herein.
5. Included in the subpoenaed documents were a number of documents for which the companies subsequently waived their claims of attorney-client privilege. Documents beginning with the following Bates stamp numbers are not considered privileged by the companies:

DOCUMENTS IDENTIFIED BY COMPANIES AS NON PRIVILEGED

0304047; 2000124; 2000125; 2000126; 2000127; 2000490; 2000491; 2000492;
 2000493; 2000494; 2000567; 2000568; 2000651; 2000652; 2000653; 2000654;
 2004128; 2004181; 2004911; 2006372; 2006366; 2006367; 2006368; 2006369;
 2006370; 2006371; 2006372; 2006373; 2006374; 2006375; 2006376; 2006926;
 2006927; 2006928; 2007525; 2007527; 2008314; 2008315; 2008316; 2008317;
 2008318; 2010742; 2010743; 2015615; 2015616; 2015617; 2015618; 2015619;
 2015620; 2017997; 2017998; 2017999; 2018000; 2018001; 2018667; 2018668;
 2018669; 2018670; 2018671; 2018672; 2018673; 2018674; 2018675; 2018676;
 2018677; 2018678; 2018679; 2018680; 2018681; 2018682; 2018683; 2018684;
 2018685; 2018686; 2018687; 2018688; 2018689; 2018690; 2022254; 2022255;
 2022256; 2022257; 2022258; 2022259; 2022260; 2022261; 2022572; 2022573;
 2022574; 2022956; 2022957; 2023844; 2023845; 2023846; 2023847; and 2023848.

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0000000	04/09/79	Letter re: SRI International Proposal
0000001	10/27/67	Special Projects Fund Summary
303238	06/10/81	Memo re: Proposed Committee Agenda
303277	04/22/77	Memo re: Stanford Research Institute
303278	04/18/77	Letter re: Stanford Research Institute
304047	05/03/68	Memo re: Document Reproduction
308468	08/09/66	Memo re: Draft Report
2000124	02/07/63	Memo re: Hoyt
2000126	02/07/63	Letter re: Hoyt
2000130	09/17/64	Letter re: Government Research
2000131	05/10/65	Memo re: [Unreadable]
2000133	02/20/64	Memo re: Meeting
2000133	02/20/64	Memo re: Summary of Meeting
2000139	12/17/65	Minutes of Committee Meeting
2000145	02/23/66	Memo re: Committee Meeting Agenda
2000146	06/16/66	Memo re: Summary of Committee Meeting
2000149	10/11/66	Memo re: Progress on Special Projects
2000160	02/09/90	Memo re: Request by Seltzer
2000172	12/02/66	Memo re: Committee Meeting Agenda
2000173	10/11/66	Letter re: Knutti
2000177	02/11/67	Memo re: Hockett
2000179		Memorandum re: Furst
2000182	04/14/67	Memo re: CTR
2000185	05/08/67	Memo re: Committee Matters
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2000264	05/22/67	Memo re: Position Paper
2000265		Position Paper
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2000399	04/02/73	Memo re: Special Meeting of TI
2000415	07/26/68	Memo re: Committee Meeting
2000417	06/03/70	Memo re: Feinstein
2000419	06/05/70	Memo re: Feinstein
2000421	02/10/71	Memo re: Sprunt
2000422	02/10/71	Memo re: Eysenck
2000429	05/21/71	Memo re: Sterling
2000431	05/27/71	Memo re: Sterling
2000432	10/27/71	Memo re: Sterling, Schloff, and Macdonald
2000434	01/24/72	Paper re: Tobacco Institute
2000442	10/27/72	Memo re: Macdonald
2000443	03/29/73	Notes re: Committee Meeting
2000457	04/02/73	Memo re: Special Meeting of TI
2000462	04/11/73	Memo re: Proposed Research Projects
2000464		Memo re: Special Projects
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2000468	08/21/73	Memo re: MIT Fellowships
2000469	11/13/73	Notes re: Committee Meeting

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2000488	07/11/74	Memo re: Ogura
2000489	07/17/74	Memo re: Special Project
2000490	08/21/74	Memo re: McDonald
2000491	10/10/74	Memo re: Article
2000493	10/04/74	News Item
2000495		Summaries of Special Projects
2000520	02/07/75	Memo re: Sterling
2000522	02/21/75	Memos re: Cederlof and Friberg
2000525	02/26/75	Letter re: Sterling
2000526	04/10/75	Memo re: Related Costs
2000532	04/28/75	Memo re: Sterling
2000544	05/08/75	Memo re: Sterling
2000549	05/14/75	Notes re: Committee Meeting
2000550	05/23/75	Memo re: Seltzer
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2000567	12/15/75	Memo re: Meeting Summary
2000569		Handwritten Notes
2000574	12/29/75	Memo re: Air Pollution Research
2000576	01/04/76	Memo re: Hickey Research Project
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2000580	01/23/76	Memo re: Nonsmoker Research
2000581	01/28/76	Memo re: MacDonald Research Project
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2000585	03/30/76	Committee Meeting Notes
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2000593	04/16/76	Letter re: Seltzer
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2000595	04/13/76	Committee Meeting Notes
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2000603	12/17/76	Memo re: Moser
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2000610	01/27/77	Notes re: Committee Meeting
2000618	02/24/77	Notes re: Committee Meeting
2000622	03/10/77	Memo re: Sterling
2000625		Memo [Unreadable]
2000626	03/17/77	Memo re: Cederlof, Friberg, and Lundman
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2000629	04/19/77	Memo re: Salvaggio
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2000633	05/16/77	Memo re: Aviado
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2000644	02/17/78	Letter re: La Via

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2000684	04/25/79	Memo re: Salvaggio Project
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2000687	06/08/79	Memo re: Rothschild Proposal
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2000692	02/28/80	Committee Meeting Notes
2000698	07/15/80	Memo re: Lung Cancer in Louisiana
2000701	08/08/80	Memo re: Seltzer
2000705	10/22/80	Memo re: Perry/Sterling Project
2000706	11/07/80	Memo re: Antioxident Defense Mechanisms
2000708	12/03/80	Memo re: Office Environments Study
2000710	02/04/81	Memo re: Sterling Research
2000713	02/16/81	Memo re: Riley Project
2000715	03/03/81	Memo re: Environmental Factors and Health Products
2000717	03/03/81	Memo re: Seltzer
2000718	04/22/81	Memo re: Office Building Syndrome
2000721	05/20/81	Committee Meeting Notes
2000732	06/11/81	Memo re: Hutcheon
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2000741	08/18/81	Memo re: Committee Meeting Notes
2000743	08/10/81	Committee Meeting Notes
2000751	10/07/81	Memo re: MacDonald
2000753	11/05/81	Memo re: Salvaggio/Lehrer Project
2000755	11/13/81	Memo re: Jenson Proposal
2000757	11/18/81	Memo re: Glicksman/Perry/Sterling Project
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2000763	12/10/81	Committee Meeting Notes/Agenda
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2000823	04/07/83	Committee Meeting Notes
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2001008	02/02/84	Committee Meeting Notes
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2001052	05/09/85	Memo re: IIT Research Institute
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2001073	10/08/85	Memo re: CTR Special Projects Chart
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2001111	10/24/86	Memo re: CTR Special Projects Chart
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2001152	10/02/89	Memo re: Bick
2001162	08/31/90	Memo re: Feinstein Research Proposal
2001164	09/26/90	Memo re: Bick Lung Cancer Research
2001166	04/04/91	Memo re: Final Extension of Seltzer Project
2001167	12/10/91	Memo re: Bick Proposal
2001178	04/28/77	Memo re: Salvaggio Request
2001185	02/14/84	Memo re: Los Angeles Public Smoking Hearing
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2002469	08/01/73	Memo re: Air Pollution and Smoking
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2002476	03/06/72	Memo re: Senate Hearings
2002477	03/01/72	Memo re: Yerushalmy Reply to Senator Cook
2002479	01/12/72	Memo re: Sterling/Hammond/Horn
2002481	10/27/71	Memo re: Sterling/Soloff/MacDonald
2002483	10/20/71	Memo re: Sterling/Hammond
2002485	08/27/73	Memo re: Soloff
2002486	10/27/71	Memo re: Sterling/Soloff/MacDonald
2002488	10/22/71	Memo re: Soloff
2002489	08/23/71	Memo re: Soloff
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2002492	08/23/71	Memo re: Soloff
2002493	06/15/76	Memo re: Sterling
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2002501	02/26/75	Memo re: Sterling
2002502	02/07/75	Memo re: Sterling
2002504	02/25/75	Memo re: Sterling
2002505	08/19/74	Memo re: Smith Proposal
2002507	08/14/74	Memo re: Smith—Oral Cancer
2002510	08/22/72	Memo re: Slatis
2002511	07/07/72	Memo re: Slatis
2002512	07/06/72	Memo re: Slatis
2002513	07/05/72	Memo re: Slatis
2002515	07/06/72	Memo re: Slatis
2002516	01/13/72	Memo re: Mancuso/Selye
2002517	01/10/72	Memo re: Selye
2002519	03/18/69	Memo re: Selye
2002520	05/19/67	Memo re: Selye
2002526	09/09/70	Memo re: Kaiser Foundation Application
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2002543	11/21/72	Memo re: Seltzer
2002544	08/14/72	Memo re: Sterling
2002546	06/13/72	Memo re: Seltzer
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2002553	12/31/74	Memo re: Ratcliffe
2002555	01/14/75	Memo re: Ratcliffe
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2002558		Handwritten Note
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2002645	12/09/66	Letter re: Pacific Northwest Labs
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2002659	05/26/70	Letter re: Hickey
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2002674	07/06/71	Memo re: Sterling
2002676	07/06/71	Memo re: Hickey
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2002681	08/19/71	Memo re: Sterling
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2011380	03/23/82	Memo re: ETS
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2011891	01/06/82	Memo re: Agenda
2011969	03/18/82	Notes re: Committee Meeting
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2018737	10/26/83	Notes re: Committee Meeting
2018840	01/11/84	Committee Meeting Agenda
2018841	12/29/83	Memo re: Committee Meeting Agenda
2018849	01/11/67	Memo re: A. D. Little Co.
2019000	12/15/66	Memo re: Legal Information Storage
2019005	12/15/66	Memo re: Legal Information Storage
2019155	12/18/78	Memo re: Meeting Agenda
2019157	04/08/81	Committee Agenda
2019161	04/07/83	Committee Meeting Notes
2019184	07/28/83	Letter re: Addiction Task Force
2019207	04/22/77	Memo re: Stanford Research Project
2019208	04/18/77	Letter re: Nicotine Sampling
2019252		Draft Letter to FTC
2019280	09/18/68	Memo re: BAT
2019281	09/09/68	Letter re: Little
2019282	09/05/68	Memo re: Little
2019284	06/04/68	Letter re: Smoking and Health
2019288	02/12/68	Memo re: Little
2019362	04/05/68	Letter re: Little
2019365	04/08/68	Memo re: Smoking and Health
2019378	04/19/68	Letter re: Little
2019379	04/12/68	Letter re: Little
2019380	04/24/68	Letter from Little
2019388	03/18/69	Draft Letter to Senator Moss
2019392	02/12/69	Memo re: Statistical Study
2019442	04/12/69	Memo re: Cullman Statement
2019472	09/26/69	Letter re: Chemosol Test Program
2019645	11/20/73	Letter re: Flue-Cured Tobacco
2020772	04/14/70	Memo re: In-House Information Storage
2020783	04/13/70	Letter re: In-House Information Storage
2020785	04/14/70	Memo re: In-House Information Storage
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2021550	01/15/75	Memo re: Special Accounts
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2021638		Notice re: Vending Machines
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2021685	12/31/75	Paper re: Proposed Press Release
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2021986	09/04/64	Memo re: Little Agreement
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2022017	01/27/67	Memo re: Little
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2022032	05/04/67	Paper re: Hudson Report
2022035		Journal Excerpt
2022036		Journal Excerpt
2022038		Journal Excerpt
2022040		Memo re: Safe Cigarette
2022042	11/03/66	News Item
2022043	05/16/67	Letter re: Congressional Hearings
2022058	06/02/67	Notes re: Cigarette Testing
2022060	06/03/67	Letter re: Kraft Study
2022092	06/21/67	Letter re: Kraft Study
2022097	06/24/67	Letter re: Kraft Study
2022115	07/13/67	Letter re: Kraft Study
2022118	07/14/67	Shorthand Notes
2022130	08/02/67	Memo re: Saiger
2022142	09/26/67	Memo re: Morbidity Study
2022149	12/29/67	Analysis of Youth Audience
2022153	07/06/67	Note re: Selenium
2022162	11/28/67	Committee Meeting Notes
2022165	11/28/67	Committee Meeting Notes
2022168	01/24/67	Committee Meeting Notes
2022189	07/09/54	Letter re: Research
2022191	07/21/54	Letter re: Research
2022193	08/30/54	Letter re: Research
2022196	10/22/54	Memo to Counsel
2022197	10/27/54	Memo to Counsel
2022198	11/01/54	Memo to Counsel
2022199	11/01/54	Memo to Counsel
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2022256	11/05/54	Paper re: Cigarette Advertisements
2022261	10/28/54	Letter re: FTC Conference
2022262	02/07/56	Memo to Counsel
2022263	09/26/55	Memo to Counsel
2022264	06/10/55	Memo to Counsel
2022265	06/09/55	Memo to Counsel
2022279	12/03/54	Memo to Counsel
2022280	12/02/54	Memo to Counsel
2022281	11/30/54	Memorial Hospital Meeting Report
2022283	11/30/54	Memo to Counsel
2022286	11/03/54	Memo to Counsel
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2022311	05/10/56	Letter re: Research
2022313	05/10/56	Memo to Counsel
2022362	08/28/79	Memo re: Air Pollution Research
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2022690	08/04/69	Memo re: Health Consequences
2022762	02/26/71	TI Meeting Notes
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2022845	05/23/79	TI Reply to Califano
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2022956	09/28/67	Memo re: Meeting Summary
2023107	12/31/75	Proposed TI Press Release
2023110	04/26/72	Letter re: Research Files
2023171	12/21/79	Memo re: Position Paper
2023172	12/04/79	Comments re: "Self-Extinguishing" Cigarettes
2023178	11/09/79	Proposed Research Projects
2023179	11/09/79	Paper re: Cigarettes and Household Fires
2023182	11/26/79	Paper re: Furniture Flammability
2023419	01/15/75	Memo re: Central Litigation File
2023420	01/14/75	Letter re: Special Accounts
2023460	04/13/67	Accountants' Report
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2023477	11/14/67	Memo re: Legal Information Storage
2023481	11/15/67	Memo re: Legal Information Storage
2023482	11/13/67	Memo re: Legal Information Storage
2023488	10/26/67	Memo re: Legal Information Storage
2023490	11/11/67	Memo re: Legal Information Storage
2023491	11/09/67	Letter re: Legal Information Storage
2023493	11/02/67	Memo re: Legal Information Storage
2023494	11/01/67	Letter re: Legal Information Storage
2023495	10/26/67	Memo re: Legal Information Storage
2023496	10/26/67	Memo re: Legal Information Storage
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2023499	10/13/67	Memo re: Legal Information Storage
2023513	06/09/67	Memo re: Legal Information Storage
2023514	06/08/67	Memo re: Legal Information Storage
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2023519	04/28/67	Memo re: Informational Retrieval
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2023539	04/24/67	Memo re: Legal Information Storage
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2023542	04/24/67	Memo re: Legal Information Storage
2023543		Excerpts of Memo re: Legal Information
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2023805		Unidentified Table of Contents
2023810	11/23/83	Memo re: Birthweight Studies
2023811	02/04/70	Analysis of Doll's Study

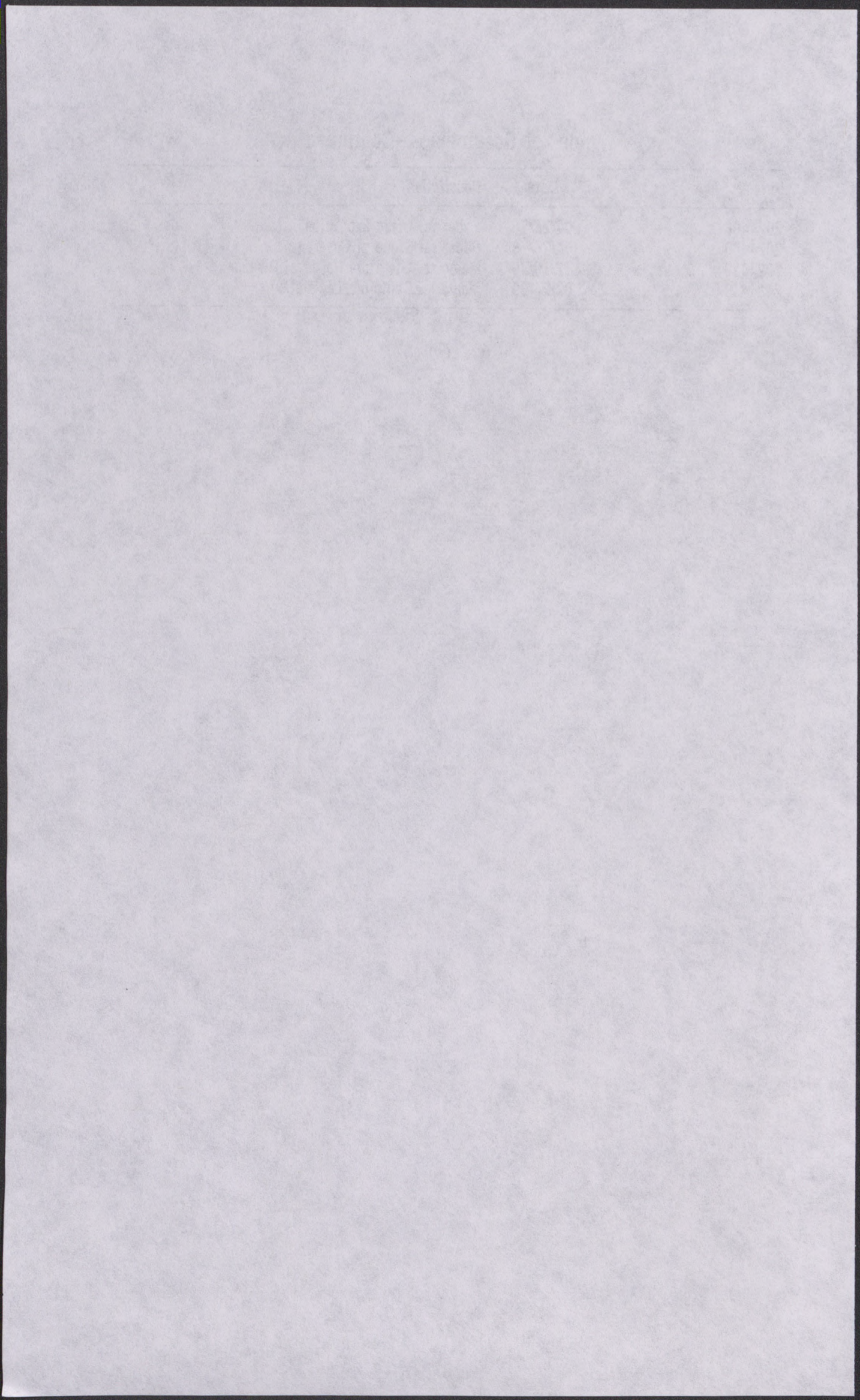
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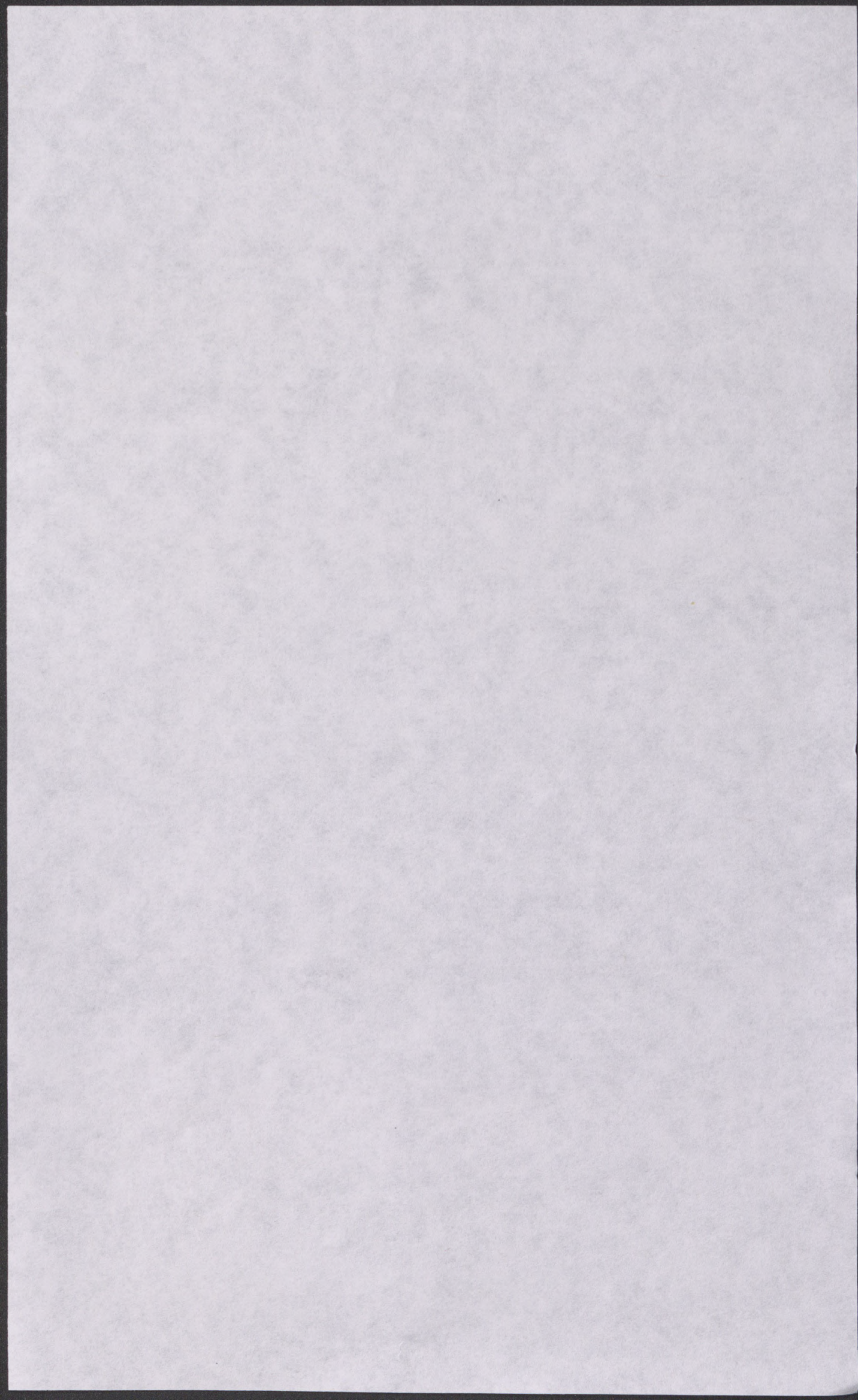
Bates#	Date	Description
2023817	02/29/80	Memo re: Brooke Study
2023818	02/14/82	Memo re: Brooke Study
2023820	05/28/82	Memo re: Brooke Proposal
2023821	11/23/83	Memo re: Brooke Birthweight Studies
2023822	09/08/69	Memo re: Analysis of Doll's Data
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2023827	07/09/74	CTR Meeting Notes
2023830	08/08/74	CTR Meeting Notes
2023832	11/14/74	CTR Meeting Notes
2023835	12/11/75	CTR Meeting Notes
2023842	01/19/68	Memo re: CTR Research
2023844	07/28/77	Notes re: Meeting
2023849	04/30/78	CTR Special Projects
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2024175		Background Paper on Smoking
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2024201	01/23/78	Franklin Institute Proposal
2024209	01/12/78	Letter re: Request for Information
2024217	04/26/78	Paper re: Scope of Coverage
2024224	05/02/80	Memo re: Asbestos Literature
2024231	05/01/80	Memo re: Asbestos
2024232	05/01/80	Memo re: Asbestos
2024239	04/24/80	Letter re: High Priority Documents
2024243	05/15/80	Memo re: High Priority Documents
2024252	05/18/78	Letter re: Office Space
2024254	05/18/78	Telephone calls re: Literature Retrieval
2024257	05/16/78	Letter re: Lease Negotiations
2024258	03/22/78	Memo re: Lease Expirations
2024265	04/06/81	Memo re: Document Processing
2024272	04/02/81	Memo re: Document Processing
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2024321	04/10/78	Memo re: Data Base
2024322	12/01/77	Letter re: Scope of Coverage
2024323	01/30/78	Letter re: Scope of Coverage
2024324	11/22/77	Letter re: Scope of Coverage
2024382	11/22/77	Letter re: Scope of Coverage
2024383	09/19/77	Letter re: Scope of Coverage
2024386	12/10/79	Memo re: CTR
2024389	04/26/78	Paper re: Quality Control
2024391	08/07/80	Memo re: In-House Seminars
2024393	07/25/75	Memo re: Literature Retrieval Division
2024401	07/21/75	Memo re: Literature Retrieval Division
2024404	11/29/72	Letter re: Literature Retrieval Division

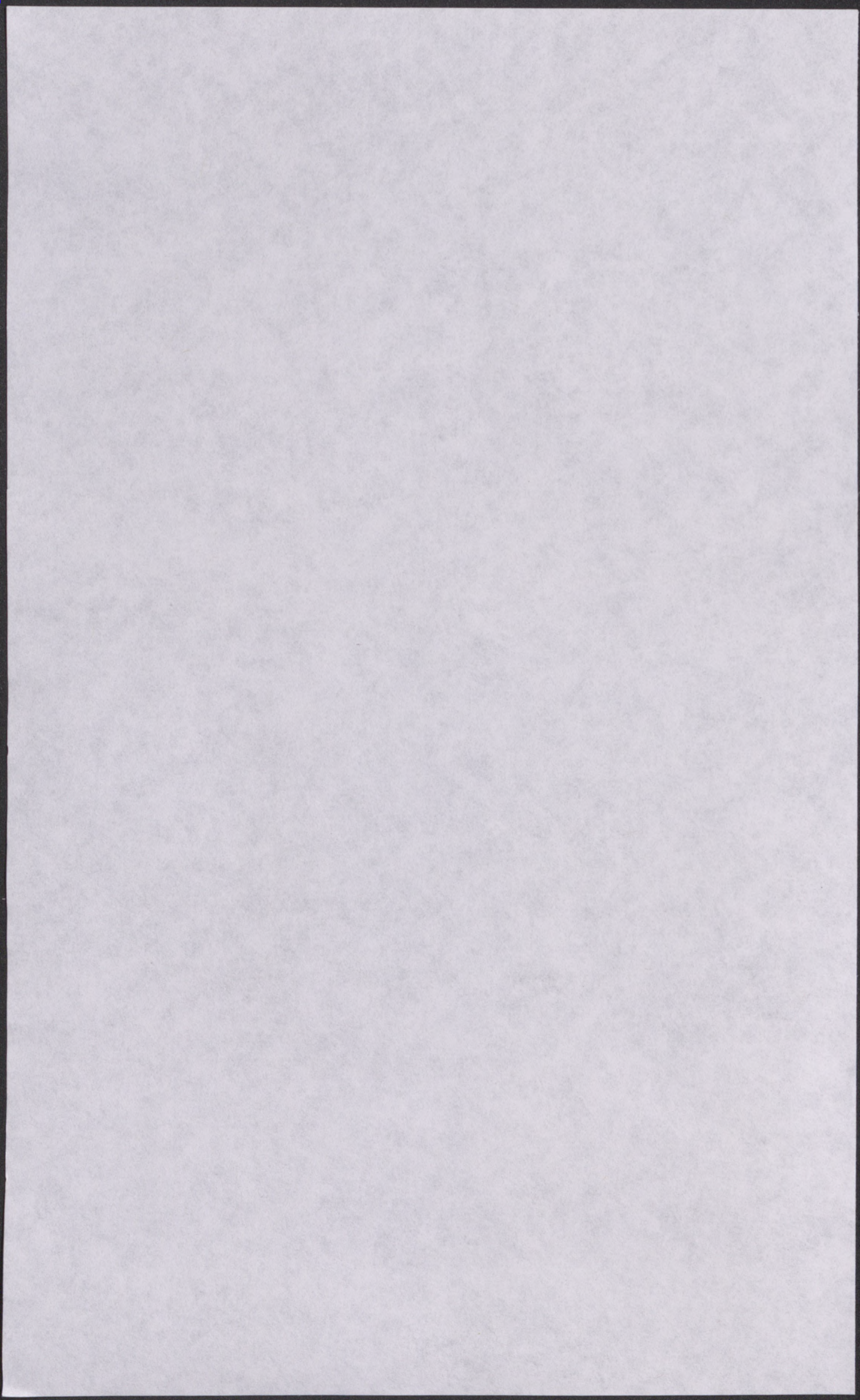
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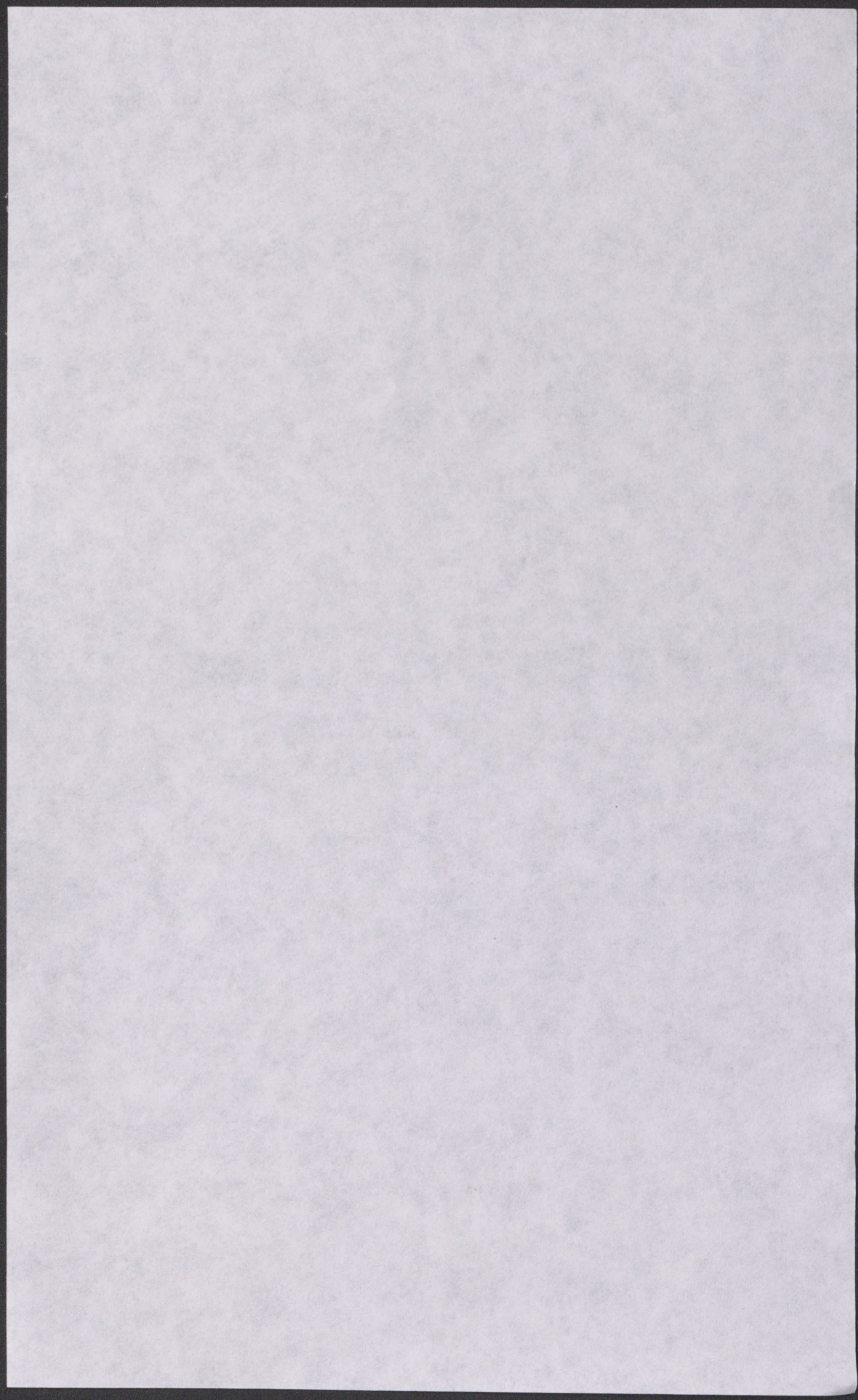
Bates#	Date	Description
2024406	04/26/78	Paper re: Lease Expiration
2024408	04/26/78	Paper re: Scope of Coverage
2024410	12/10/79	Memo re: Literature Retrieval Division
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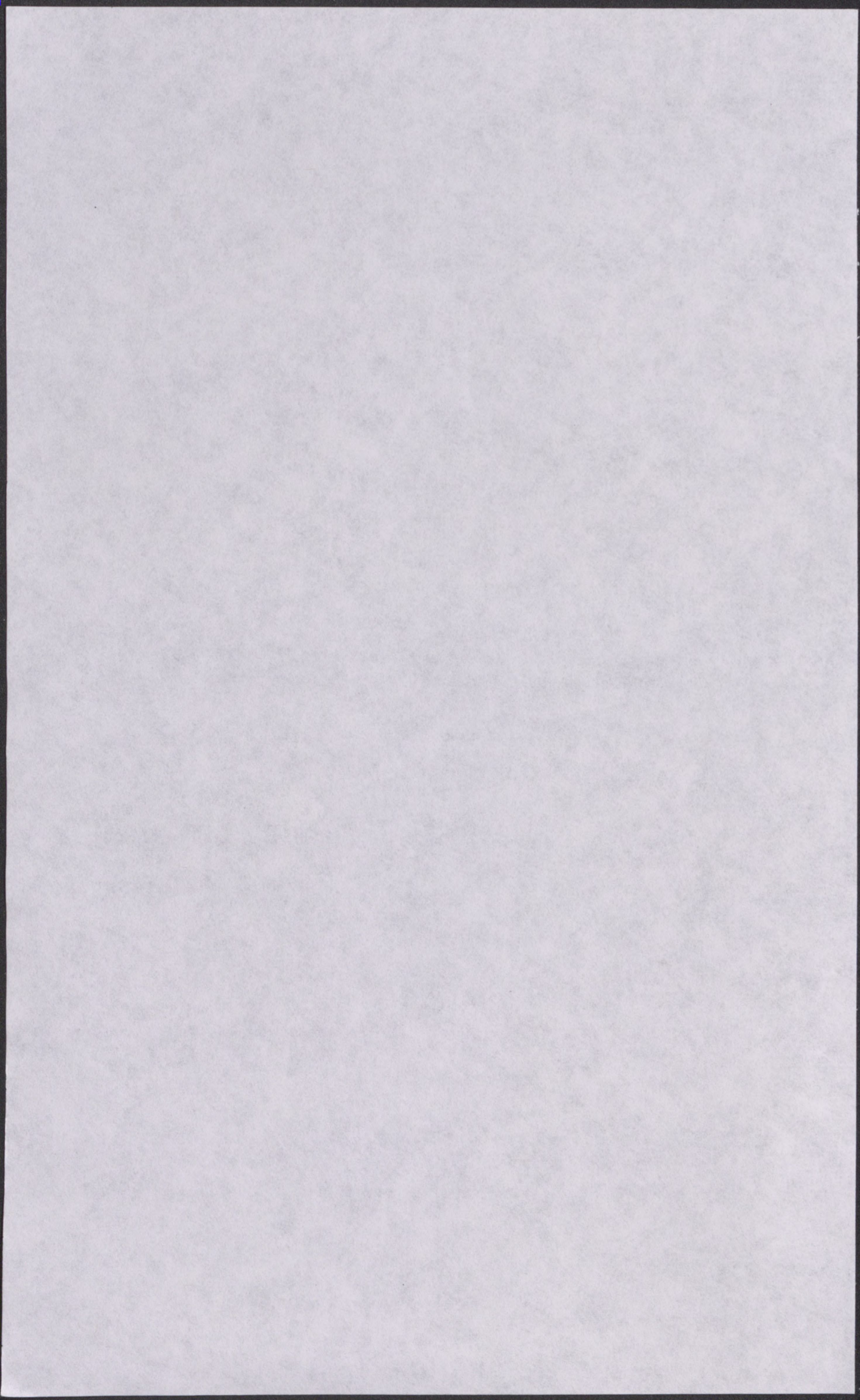


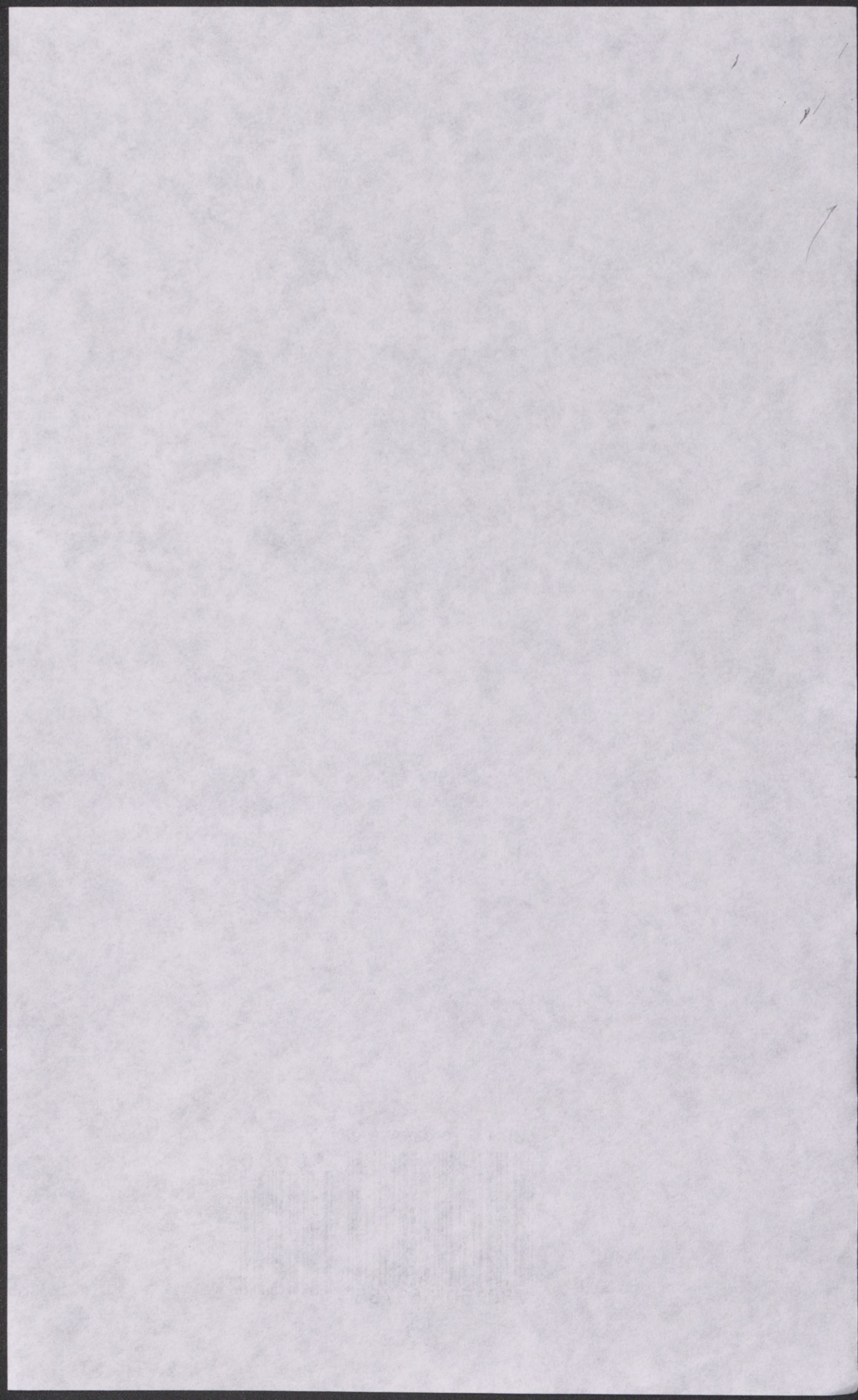












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