

King's Crown Hotel,
420, W. 116th Street
New York City

May 9, 1938

Mr. Morton Adams,
Pennie, Davies, Marvin & Edmonds, lawyers.
165 Broadway
New York City

Dear Mr. Adams,

I understand from Dr. Vogelstein that you are entrusted by Mr. Lewis L. Strauss with looking into a pending patent application of mine . I have written , as you see from the enclosed copy, to Haseltine, Lake & Co. , who are handling this application to give you such information as you should require. Mr. R. S. Water of Haseltine, Lake & Co., has been also informed by me over the telephone.

I understand that the corresponding English patent is in your hands . You will have to consult ~~this~~ it only insofar as questions of priority arise, since the English patent does not fall under the envisaged agreement.

Yours very truly,

PENNIE, DAVIS, MARVIN AND EDMONDS

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ARBA B. MARVIN - RETIRED
DEAN S. EDMONDS
FRANK E. BARROWS
W. BROWN MORTON
MERTON W. SAGE
WILLIS H. TAYLOR, JR.
ERNEST H. MERCHANT
GEORGE E. MIDDLETON
MORRIS D. JACKSON
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RAYMOND F. ADAMS
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HARRY E. DOWNER
CARL E. RING

11716

July 28, 1938

Leo Szilard, Esq.
c/o Arno Brasch, Esq.
123 East 38th Street
New York, New York

Dear Mr. Szilard:

I am enclosing a copy of a letter from the head of our Washington office with respect to securing data on all U. S. patents based on original German inventions. You will note that it would take almost a year to get the information together. I have checked this with our searcher here in this office, and I think that it would take one man just this amount of time.

Very truly yours,

Enclosure

C O P Y

(r)

FROM C. M. Fisher
11,716

TO Mr. R. M. Adams

DATE June 21, 1938

Dear Mr. Adams:

I have talked to the Chief Clerk of the Patent Office and to the Chief of the Division of Commercial Laws in the Department of Commerce and neither of them know of any compilation of U. S. patents granted to German citizens. The only thing which is available is the total number of patents granted each year to citizens of foreign countries, as included in annual reports of the Commissioner of Patents.

The only way I know that the information which you want can be obtained would be by paging through the Official Gazettes, or the bound volumes of the patents in the Patent Office and listing those which are taken out by German citizens. That, of course, would mean considering the heading of approximately three-fourths of a million patents. It would be possible to ascertain which patents which have been taken out by German citizens have been assigned but it would necessitate making a separate assignment search under each patent.

The information can be obtained but it would be a big job and if it is to be done here I would like to have a year in which to complete it, including the making of the necessary assignment searches.

Very truly yours,

C. M. Fisher.

CONFIRMATION OF TELEGRAM FROM

W. U.

PENNIE, DAVIS, MARVIN AND EDMONDS

COUNSELLORS AT LAW

NEW YORK, N. Y.

Pennie

OCTOBER 5 1938

DR LEO SZILARD
HOTEL MARYLAND
CHICAGO ILLINOIS

GIANINIS ATTORNEY SAYS SEGRE PERSONALLY ANXIOUS TO MAKE
AFFIDAVIT FOR YOU BUT GIANINI THINKS IT INADVISABLE UNTIL AFTER
COMPLETE ARRANGEMENTS ARE MADE STOP THIS MAKES IT NECESSARY TO
SECURE AFFIDAVITS FROM ANOTHER SOURCE

R M ADAMS

October 26, 1938

Mr. Morton Adams

Dear Mr. Adams:

Enclosed you will find an improved draft for the letter which I might write to Mr. Strauss. I would be glad to write such a letter and I am only anxious that Mr. Adam and Mr. Vogelstein should not feel that by my doing so I am interfering with business negotiations which they may think they are at present carrying on with Mr. Strauss. I am therefore sending copies of this proposed letter to Mr. Adam and Mr. Vogelstein, asking them to confirm that I am not interfering with their negotiations with Mr. Strauss by writing this letter. In the meantime you could perhaps ask Mr. Strauss if you see him if this letter would be satisfactory to him. Please let me know if Mr. Strauss wants you to make a special study of my agreement with Mr. Adam. I shall then be glad to submit to you that agreement. Unfortunately, the agreement is in German and quite complicated, so that I personally feel that it would be a waste of time and money to go into it at this stage. I shall probably phone you to-morrow morning to hear if you wish to make any comment on my draft.

Yours sincerely,

(Leo Szilard)

Dear Mr. Strauss:

I understand that you may form or collaborate in the formation of a tax exempt non-profit corporation for the purpose of studying methods to produce artificial radio-active elements and possibly also for the purpose of producing and marketing such elements for medical or other purposes. I have applied for a patent in 1935 in this country which concerns the production of artificial radio-active elements. This patent may be granted in the near future. I have an agreement with Mr. Isbert Adam of Danzig, concerning certain patents, and this patent falls under that agreement. I shall, however, be free to give after October 15, 1939, non-exclusive licenses for all the claims of my patent with exception of those claims which refer to the chemical separation of isotopes. Also, in certain circumstances, I might, at a later date, be released from that agreement with Mr. Adam, and in this case I might be free to give non-exclusive and exclusive licenses for all claims.

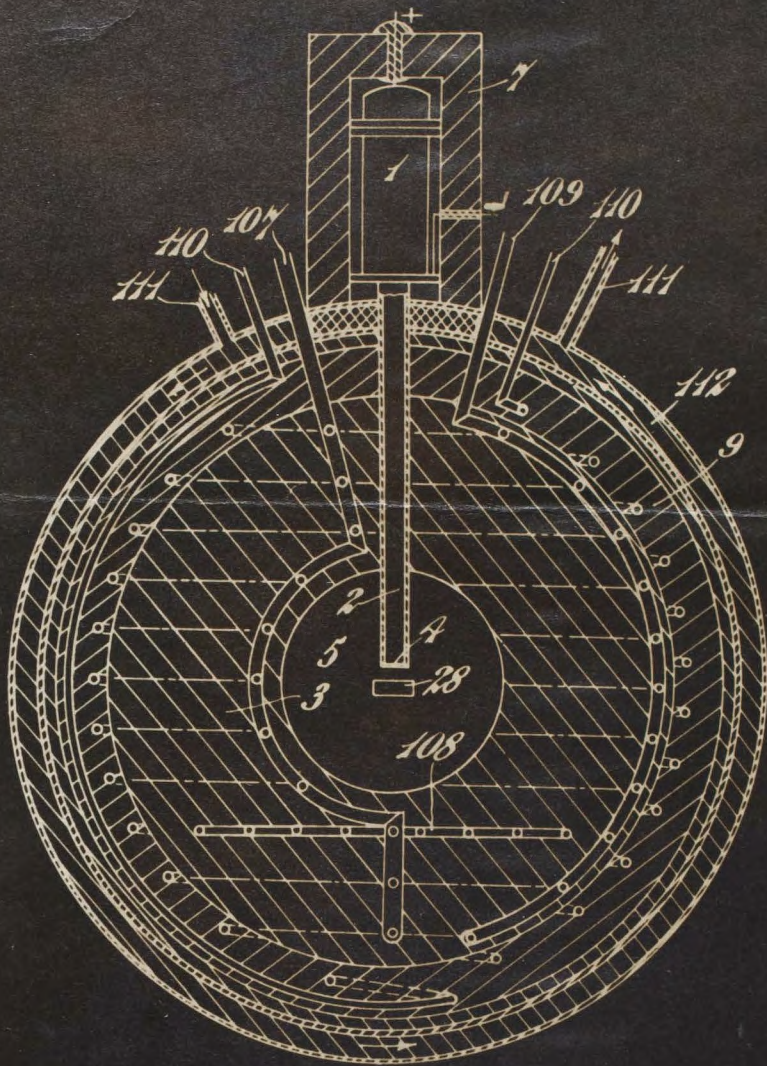
In order to facilitate the carrying out of your intention to promote research in the field of induced radio-activity by creating ^a tax exempt non-profit corporations, I wish to state that, if and ^{insofar as} when I shall be free to grant licenses under my patent, I shall grant non-exclusive licenses to the above mentioned tax exempt corporation and shall leave it to the free judgement of that corporation whether or not they wish to pay royalties and what the amount of these royalties shall be, if any. I cannot say that I will grant exclusive Licenses to the said corporation,

but I wish to state that I shall not grant exclusive license to other corporations, and if I grant non-exclusive licenses to other corporations for which I obtain any financial consideration, I shall divide my share of these financial considerations among those tax exempt non-profit corporations which may at the time concern themselves with the production of artificial radio-active elements.

Yours very truly,

10500

Print of drawing as
originally filed.



Print of drawing as
originally filed.

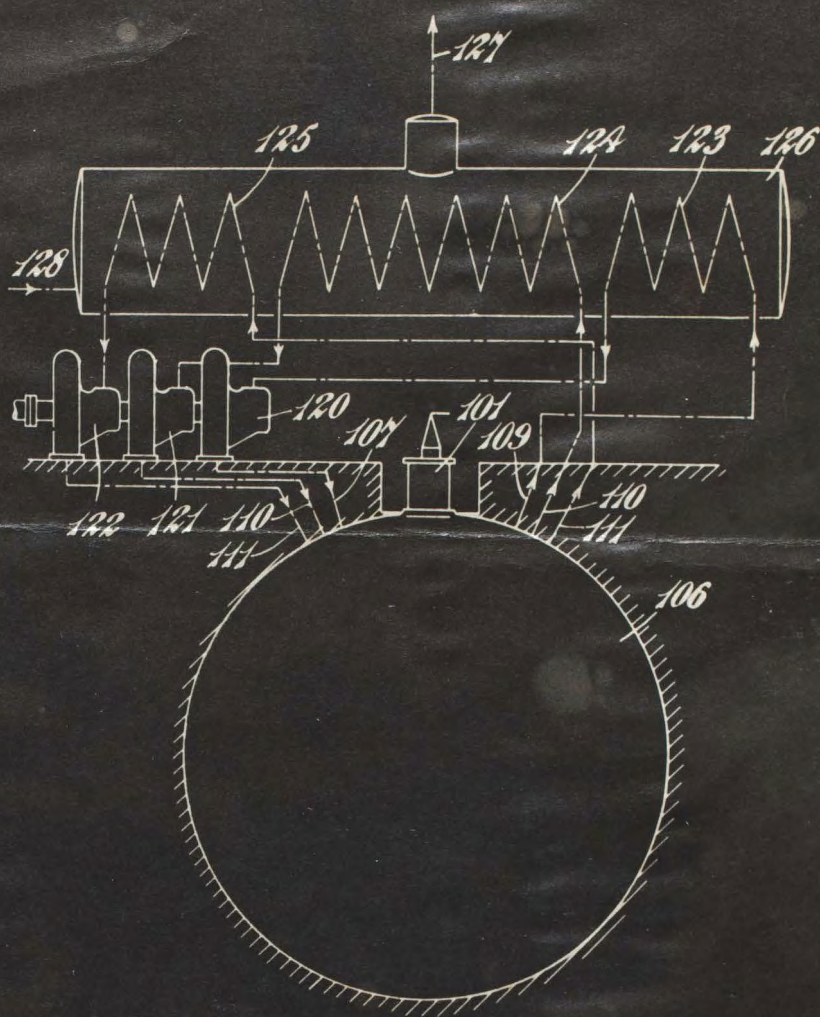


Fig. 6.

10500

Print of drawing as
originally filed.

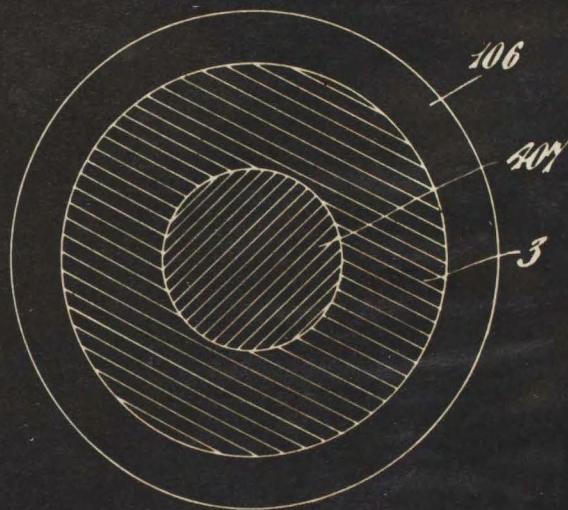
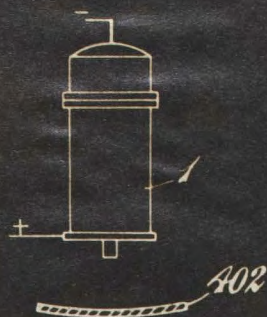


Fig. 9

PENNIE, DAVIS, MARVIN AND EDMONDS

COUNSELLORS AT LAW

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Washington, D.C.
January 25, 1939

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CYRUS S. HAPGOOD
ROGER T. McLEAN
HAROLD A. TRAVER
KENNETH H. MURRAY
HARRY E. DOWNER
CARL E. RING

E1512

Mr. Leo Szilard
Kings Crown Hotel
420 West 116th Street
New York City, N.Y.

Dear Mr. Szilard:

At the request of Mr. R.M. Adams I am enclosing
a photostatic copy of Figures 7, 8 and 9 of the
drawings as originally filed in your application, Serial
No. 10,500.

Very truly yours,

John T. Farley

Acad. Insp. Corp.

13-000

119 STR

*College Point
N.Y.*

CMF:dr

att.

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DANIEL V. MAHONEY

February 27, 1939.

E-1512

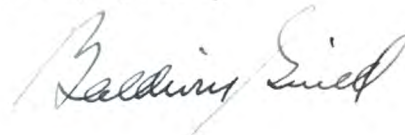
Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York City, N. Y.

Dear Dr. Szilard:

In accordance with your request I am returning herewith the three photostats of Figs. 7, 8, and 9 of your U. S. Application Ser. No. 10,500. I have had these photostats copied and have given the copies to the draftsman to use in making new drawings for your divisional application.

As you requested, the cost of these drawings will be charged to your personal account.

Very truly yours,



Encs.

SPECIAL DELIVERY

PENNIE, DAVIS, MARVIN AND EDMONDS

COPY

Pennie Davis

E-1512

May 4, 1939

Lewis Strauss, Esq.,
Kuhn Loeb & Co.,
52 William Street,
New York, N.Y.

Application Leo Szilard
Serial No. 10,500, filed March 11, 1935
"Process of Producing Radio-active Elements"

Dear Mr. Strauss:

The final fee of \$30.00 must be paid in this case by May 15th, or the application will be forfeited. Under the law it is possible to renew the application within six months after forfeiture, but, unless there are some circumstances present of which I am not aware, I strongly recommend against forfeiture.

At the time of our last discussion of this subject, we considered whether or not the final fee should be paid, but I do not think the matter was decided.

I should like to receive your instructions by May 12th, inasmuch as the 15th is a Monday, and I should like to have ample time to write to the Patent Office.

Very truly yours,

W. A. Adams

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CARL E. RING

May 19, 1939

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Dear Dr. Szilard:

I have just received a bill from the United States Corporation Company, which attended to some of the formalities in connection with incorporating the Association for Scientific Collaboration, Inc. Therefore I am now sending you a bill for our services to date and have included the amount which we will have to disburse in order to pay the United States Corporation Company.

The amount of the United States Corporation Company's charges is \$104.79, made up as follows:

Secretary of State:-	
Filing fee	40.00
Certified Copy	2.05
Notary Fees	.50
Seal	5.50
Minute book	6.50
New York City Sales Tax	.24
Services	50.00

I have now the certified copy of the Charter and also the seal and the Minute Book.

The work of incorporation is not complete at the present time, and it is important that, without delay, we have a meeting of the incorporating members to elect the permanent trustees, to

Dr. Leo Szilard

-2-

May 19, 1939

adopt the By-Laws, etc.

I am not sure how much additional work will be necessary in drawing the By-Laws and in holding the organization meetings, and any charges that we have in that connection will await such time as the services are rendered.

I suggest that we arrange to get together sometime during the week of May 22nd in order to finish our discussion of the proposed By-Laws so that all the steps necessary to bring the corporation completely into existence may be taken before the Summer holidays. I have several important litigations that will be occupying my time after the 1st of June and next week is the best possible time for me to give attention to this particular matter.

It will be necessary to have three trustees and five members. The trustees may be selected from the membership if you prefer.

Very truly yours,

A handwritten signature in cursive script, appearing to read "R. Madame", written in dark ink.

April 1, 1939.

FROM

TO

PENNIE, DAVIS, MARVIN & EDMONDS
165 BROADWAY
NEW YORK

DR. LEO SZILARD,
Kings Crown Hotel,
420 West 116th St.,
New York City.

TO PROFESSIONAL SERVICES

Services since January 1st in connection with procuring
copies of original drawings in pending application, con-
ferring and advising with respect to filing divisional
application, and assisting in the preparation thereof,

\$ 75.00

DISBURSEMENTS

Paid Government filing fee and for Patent Office drawings
for use in divisional application:

Filing fee,	\$ 31.00
Drawings,	21.50

Miscellaneous disbursements for photoprints, telephone,
postage, stenographic services and overtime,

45.56	98.06
-------	-------

\$ 173.06

May 1, 1939.

FROM

TO

PENNIE, DAVIS, MARVIN & EDMONDS

165 BROADWAY

NEW YORK

DR. LEO SZILARD,

Kings Crown Hotel,
420 West 116th Street,
New York City.

TO PROFESSIONAL SERVICES

To services and disbursements as per statement dated
April 1, 1939,

\$ 173.06

Bennie Davis

APRIL 1, 1968

\$ 112.00

Dated, transferred and cashed as per statement dated

TO PROFESSIONAL SERVICES

NEW YORK
102 BROADWAY

BENNIE DAVIS MARVIN S EDMONDS

FROM

TO

NEW YORK CITY
150 West 110th Street
Kings Crown Hotel

DR. DEO ESTIMED

MAY 1, 1968

May 19, 1939.

FROM

TO

PENNIE, DAVIS, MARVIN & EDMONDS

165 BROADWAY
NEW YORK

DR. LEO SZILARD,

Kings Crown Hotel,
420 West 116th Street,
New York City.

TO PROFESSIONAL SERVICES

Services to date in connection with drawing and securing grant
of charter of Association for Scientific Collaboration, Inc., \$ 75.00

DISBURSEMENTS

United States Corporation Company's charge for services and
disbursements in connection with incorporation,

104.79

\$ 179.79

PENNIE, DAVIS, MARVIN AND EDMONDS

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DANIEL V. MAHONEY

E-1512

May 19, 1939

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Dear Dr. Szilard:

Your patent for "Process of Producing Radio-Active Elements" will issue June 13, 1939 with number 2,161,985.

It may be that the statute with respect to notice to infringers will not have much importance in this particular case, but, in any event, I should advise you that in order to recover for infringements it is necessary to give some notice to infringers.

This notice can be given either by giving notice directly to the infringer or by marking the patented articles "Patent 2,161,985". In the event that it is elected to give notice by marking, it is important that all devices embodying the invention be marked by you, your assignee or a licensee.

If you do not practice the invention yourself or permit anyone else to do so, then there is no need to give notice of infringement either directly or by marking.

Very truly yours,



PENNIE, DAVIS, MARVIN AND EDMONDS

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E-1512

May 23, 1939

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Dear Dr. Szilard:

When I wrote you on May 19th advising
you that your patent No. 2,161,985 would issue
on June 13th, I neglected to ask you whether
you wanted us to order a number of printed
copies.

Will you please let me know how many
copies you would like to have me order for you?

Very truly yours,



June 1, 1939

FROM

TO

PENNIE, DAVIS, MARVIN & EDMONDS
165 BROADWAY
NEW YORK

DR. LEO SZILARD,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

TO PROFESSIONAL SERVICES

To services and disbursements in connection with preparing
divisional patent application, as per statement dated April
1, 1939,

\$ 173.06

To services and disbursements in connection with matter of
incorporation of Association for Scientific Collaboration, Inc.,
as per statement dated May 19, 1939,

179.79 \$ 352.85

DISBURSEMENTS

Paid Government final fee in allowed U. S. Patent appli-
cation of Leo Szilard, Serial No. 10,500, APPARATUS FOR
NUCLEAR TRANSMUTATION,

30.00

\$ 382.85

permeable

100
12

100
12

TO: DIRECTOR, U.S. DEPARTMENT OF AGRICULTURE
WASHINGTON, D.C. 20250

FROM: [illegible]
[illegible]

PENNIE, DAVIS, MARVIN AND EDMONDS

COUNSELLORS AT LAW

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HAROLD A. TRAVER
KENNETH H. MURRAY
HARRY E. DOWNER
CARL E. RING

BF

December 28, 1939

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Paid in January 40 JZ

Dear Dr. Szilard:

Entirely apart from the matters which we discussed the other day, there seems to be some confusion in my mind as to the status of your account.

My recollection is that there were certain amounts which you intended to pay when you were in my office last Spring. One of these items, I believe, was the final fee in the application Serial No. 10,500, which is now issued as a patent. This final fee was \$30, and we cannot find any record of your ever having paid it.

I find that on April 1, 1939 we billed you \$173.06, all of which was in connection with the divisional application and included both services and disbursements in connection with filing it. Then on May 19, 1939 we billed you \$179.79, which was for services and disbursements in connection with securing the grant of the charter of the Association for Scientific Collaboration, Inc. Then on June 1st we sent you a bill which repeated the item of \$173.06 and the item of \$179.79 and

Dr. Leo Szilard

-2-

December 27, 1939

included a disbursement of \$30 for the final fee which we paid in connection with the application Serial No. 10,500. Thereafter a revised statement of April 1, 1939 was rendered to you in accordance with your request which included not only the items on the first statement of April 1st which amounted to \$173.06, but also included another item in the amount of \$25 which was for services in connection with the preliminary search in the Patent Office in connection with the sterilization of meat or other organic material by means of X-rays. I believe that this was done on the 28th of June, inasmuch as I wrote a letter to Mr. Strauss on the 30th referring to the fact that you had been in two days earlier and had requested us to transfer this item of \$25 to your account since you felt that it should have been there in the first place.

On June 29th you paid us the amount of this revised statement of April 1st, namely \$198.06, and also paid us the amount of the statement of May 19th, namely \$179.79, but there was no payment of the amount of \$30 for the filing fee as shown in our statement of June 1st.

If this amount is to be transferred to the other account which we discussed the other day, I should appreciate your letting me know. It is my recollection that it is an amount which you intended to pay, and, if this is so, I should appreciate receiving your check.

Very truly yours,



Dr. J. H. O. M. J. H.

WILLIAM H. DAVIS
ARBA B. MARVIN - RETIRED
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ROGER T. MC LEAN
HAROLD A. TRAVER
KENNETH H. MURRAY
HARRY E. DOWNER
CARL E. RING

E-1661

January 4, 1940

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Re: Appn. Leo Szilard
Ser. No. 235,859, filed Oct. 19, 1938
"Discharge Apparatus for High Energies"

Dear Dr. Szilard:

The above application must be amended on
or before the 26th of this month.

When I wrote you last July I stated that
the Coolidge patent had not yet been received. I
now find it in the files and I have a recollection
that I discussed it with you but in any event I am
now enclosing a copy for your consideration.

Please let me have your instructions suffic-
iently prior to the 26th of January to enable me to
prepare the necessary amendment.

Very truly yours,



Enc.

PENNIE, DAVIS, MARVIN AND EDMONDS

COUNSELLORS AT LAW

165 BROADWAY

NEW YORK

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HARRY E. DOWNER
CARL E. RING

January 20, 1940

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Dear Sir:

We wish to acknowledge receipt of your check in the amount of \$30.00 in payment of a Government final fee in connection with United States patent application, Serial No. 10,500, which was included in our invoice of June 1, 1939.

Yours very truly,

Pennie Davis Marvin Edmonds

420 West 116th Street
New York City
March 8, 1940

Mr. Morton Adams
Pennie, Davis, Marvin and Edmonds
165 Broadway
New York, New York

Dear Mr. Adams:

I telephoned your secretary on Friday to say that you need not file an amendment in reference to my pending patent application and that my application may be abandoned. Today I have changed my mind on the subject after having had time to study the reference cited against my application

Since the amendment has to be filed before March 11th it seemed best to write up and send off something today. I have, therefore, written and mailed a letter of which I enclose a copy.

There is perhaps a slight risk that the Examiner will be dissatisfied and that my application will be held abandoned, but this is a risk which I am willing to take.

In the circumstances it does not seem necessary for you to do anything in connection with the amendment due March 11th. If you care to send me a bill for the consultation which we had on Thursday in connection with this amendment I should be pleased to settle it at the end of the month.

Please note that it is my intention eventually to abandon this patent application and I only want to keep it alive for a while in connection with the possibility of filing a continuation in part.

Very truly yours,

L. Szillard

(Leo Szillard)

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CARL E. RING

E-1885

February 7, 1940

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Re: Apparatus for Nuclear
Transmutation, Serial No. 263,017
Filed March 20, 1939

Dear Dr. Szilard:

Again I should like to remind you that
this application is due for amendment on or
before February 26, 1940.

Very truly yours,



Printed Davis, Marvin and Edwards

Counsellors at Law

165 Broadway

New York

National Bureau of Investigation
Washington Office

February 7, 1940

E-1885

Remond

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Re: Apparatus for Nuclear
Transmutation, Serial No. 263, 017
Filed March 20, 1939

Dear Dr. Szilard:

Again I should like to remind you that

this application is due for amendment on or

before February 26, 1940.

Very truly yours,

W. H. Rorer

Associates
Raymond H. Canfield
William G. Gell
Lawrence A. Gell
S. Howard Brown, Jr.
John D. Howard
E. Stanley M. Howard
George F. Howard
Donald E. Howard
Hal E. Howard
John Howard
John T. Howard
Frank M. Howard, Jr.
James H. Howard
James W. Howard
Charles S. Howard
Robert T. Howard
Harold A. Howard
Herbert H. Howard
Henry F. Howard
Carl E. Howard

6655
X

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FREDERICK L. BISSINGER
KENNETH H. MURRAY
CARL E. RING
W. B. MORTON, JR.

E-1885

September 12, 1940

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Re: Apparatus for Nuclear
Transmutation, Serial No. 263,017
Filed March 20, 1939

Dear Dr. Szilard:

I am enclosing copy of a rejection
which was received today.

Amendment is due before March 11, 1941.

We have not ordered the references cited
and will not take any further action in the case
until we hear from you.

Very truly yours,

R. M. Adams

Enc.

DEPARTMENT OF COMMERCE
UNITED STATES PATENT OFFICE
WASHINGTON

MAILED
SEP 11 1940

Please find below a communication
from the EXAMINER in charge of
this application.

CONWAY P. COE
Commissioner of Patents.

Applicant: Leo Szilard
Ser. No. 263,017
Filed Mar. 20, 1939
For Apparatus for Nuclear
Transmutation.

Pennie, Davis, Marvin &
Edmonds
165 Broadway
New York, N.Y.

AMENDMENT DUE MARCH 11 1941

Responsive to letter of February 15, 1940.

Additional references made of record:

Fermi et al	2,206,634	July 2, 1940	204-154
Szilard (BR.)	440,023	Dec. 12, 1935	"
	(pgs. 7-10 of spec., 4 shts. dwg.)		
Giannini & Co. (BR.)	465,045	Apr. 26, 1937	204-154
	(2 pgs. spec.)		

Claims 1 to 12 are rejected as being substantially met by Fermi et al. Note that the patentee treats uranium with neutrons, and likewise he subjects beryllium to rays which start chain reactions therein and which in turn bombards a metal layer of bismuth or other metal to be transmuted. Beryllium is thought the equivalent of uranium for the source of neutrons.

The first two lines of the specification is required to be amended in order to state the true relationship between the prior application and this case. A new oath is also required since the two cases are not in the relationship of continuation--in--part one of the other. Note the following decision, in re Klein, 393 O.G. 519 in which it was held that, "In no case, however, should an application be called a 'continuation--in--part' of an earlier application where the one has a different specific disclosure from the other."

It is to be noted that mere indication of suitable formulae to be used in the determination of proper thickness

of the various layers is not sufficient basis of patentability, in re Masen et al, 87 F (2d) 370. Further, the scientific explanation of the various changes taking place in the process of Fermi et al is not sufficient, in re Egloff 464 O.G. 3. It is submitted that such chain reactions take place even though no mention is made by the patentees.

The other references are cited as additional pertinent art for future reference.

EXAMINER.

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KENNETH H. MURRAY
CARL E. RING
W. B. MORTON, JR.

BF

February 24, 1941

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Dear Dr. Szilard:

I have conferred with Mr. Strauss again, and he advises me that, in spite of various discussions over the last two years, he has been unable to come to any arrangement with you which would justify his paying our bill for services rendered to you in securing your patent No. 2,161,985. Mr. Strauss has advised me that we must take steps to collect from you directly.

I am therefore enclosing our bill and should appreciate your taking care of it promptly inasmuch as it has been outstanding a long time.

Very truly yours,



Enc.

February 24, 1941.

FROM

TO

PENNIE.DAVIS, MARVIN & EDMONDS
165 BROADWAY
NEW YORK

DR. LEO SZILARD,
Kings Crown Hotel,
420 West 116th Street,
New York City.

TO PROFESSIONAL SERVICES

Services to December 30, 1938 in securing allowance of U. S. patent on Szilard application, Serial No. 10,500, including: Study of Szilard British patent; study of proceedings which led to final rejection of U. S. application; work with Mr. Szilard on revision of specification and preparation of new claims; conference with Mr. Szilard and Patent Office Examiner; further work with Mr. Szilard in revising claims and preparing arguments in support thereof; second conference with Mr. Szilard and Patent Office Examiner; further work with Mr. Szilard in revising claims and preparing affidavit for Dr. Segre' and conference with Messrs. Gianini re Dr. Segre's availability and proposed cooperation; work with Mr. Szilard preparing affidavit for Dr. Goldhaber and preparing formal amendment of application; third conference with Mr. Szilard and Examiner; preparation of final amendment putting application in condition for allowance; and related matters,

\$ 3,500.00

Services in connection with preparing and filing Szilard divisional application, DISCHARGE APPARATUS FOR HIGH ENERGIES, Serial No. 235,859, filed October 19, 1938,

75.00 3,575.00

DISBURSEMENTS

Disbursements in connection with securing allowance of Szilard application, Serial No. 10,500:

Paid Haseltine Lake & Co. for obtaining copy of pending Szilard application, Serial No. 10,500,	13.00
Paid expenses of Mr. R. M. Adams' and Mr. Szilard's two trips to Washington for conferences with Patent Office Examiners,	92.58
Paid fee for filing divisional application covering X-Ray Apparatus, Serial No. 235,858, filed October 19, 1938,	30.00
Paid for Patent Office drawings for said divisional application and for photoprints thereof,	6.92
Paid Dr. R. M. Goldhaber, Champaign, Ill. for his services,	<u>100.00</u>

Forward, 242.50 \$ 3,575.00

DR. LEO SZILARD

February 24, 1941.

Brought forward, \$ 242.50 \$ 3,575.00

Miscellaneous items for copies of patents, copies of
technical publications, photoprints, translations, etc. 33.21

Miscellaneous disbursements for long distance tele-
phone calls, postage, typing, etc., 172.96 448.67

\$ 4,023.67

M-18

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R. MORTON ADAMS
RAYMOND F. ADAMS
LESLIE B. YOUNG
DANIEL V. MAHONEY

BF

February 24, 1941

Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Dear Dr. Szilard:

I have conferred with Mr. Strauss again, and he advises me that, in spite of various discussions over the last two years, he has been unable to come to any arrangement with you which would justify his paying our bill for services rendered to you in securing your patent No. 2,161,985. Mr. Strauss has advised me that we must take steps to collect from you directly.

I am therefore enclosing our bill and should appreciate your taking care of it promptly inasmuch as it has been outstanding a long time.

Very truly yours,



Enc.

February 24, 1941.

FROM

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PENNIE, DAVIS, MARVIN & EDMONDS

DR. LEO SZILARD,

165 BROADWAY
NEW YORK

Kings Crown Hotel,
420 West 116th Street,
New York City.

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DR. LEO SZILARD

February 24, 1941.

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E-1885

February 17, 1941

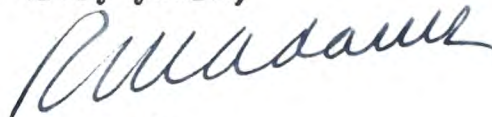
Dr. Leo Szilard,
Kings Crown Hotel,
420 West 116th Street,
New York, N.Y.

Re: Apparatus for Nuclear
Transmutation, Serial No. 263,017
Filed March 20, 1939

Dear Dr. Szilard:

This is to remind you that some
action must be taken before March 11th in the
above entitled application or it will be held
abandoned.

Very truly yours,



69.7
15

84.7 cm to front

4.5 cm

P.P. 2 cm to center
or camp to 20 before

King's Crown Hotel
West 116th Street
New York City
March 4, 1941

Mr. R. M. Adams
Pennie, Davis, Marvin and Edmonds
Counsellors at Law
165 Broadway
New York City

Dear Mr. Adams;

letter [I am writing to acknowledge your letter of February 24th and the enclosed bill of February 24th. With respect to the ~~bill~~ please note that I have not seen Mr. Strauss or heard anything in connection with this matter since we visited him jointly which was a very long time ago. I understand that Mr. Adam will be in New York within two weeks. If Mr. Strauss is at all interested in coming to any arrangement concerning the American patent for which Mr. Adam has an exclusive license I shall be pleased at any time to discuss the matter at a joint meeting at which both Mr. Strauss and Mr. Adam would have to be present if there should be any chance of working out some arrangement. ~~I do not propose, however, to take any initiative in this direction.~~

It seems to me essential that you should be fully informed of the relationship which existed between Mr. Strauss and myself in connection with the American patent at the time when you and I were jointly working on getting the patent allowed. For this reason I am enclosing a copy of a draft agreement which was supposed to be concluded if and when the patent search with which Mr. Strauss entrusted your firm comes to satisfactory conclusion. Mr. Strauss was fully informed of the existence of my agreement with Mr. Adam. Mr. Adam visited Mr. Strauss and gave his consent to this agreement and gave written statement to this effect which was deposited with Dr. Vogelstein who conducted the negotiations with Mr. Strauss on behalf of Mr. Adam. All this happened before Mr. Strauss approached your firm and during our struggle to get the patent allowed I naturally assumed that the agreement would be drawn up along the lines of the enclosed aid-memoir.

It is better to be generous than to have an armament which I shall remove very soon for that purpose
the cost and trouble of these very complicated
and they will be of no use to me
Some time after

I am advised Only after we finished our work on the patent ~~did~~
~~I hear from Dr. Brasch that Mr. Strauss has abandoned~~
his intention of going through with concluding the agree-
ment. Since Mr. Adam's statement which was deposited
with Dr. Vogelstein released me from the agreement with
him only on condition that Mr. Strauss wants to enter
the agreement with me along the lines of the aid-memoir
I was unable to offer Mr. Strauss any agreement which
would have been acceptable to me and useful to him.

I would much appreciate your reading the enclosed draft
agreement since this was a basis of my collaboration in
the effort to obtain allowable claims. Perhaps in reading
this aid-memoir you will also come to the conclusion that
Mr. Strauss would not have rejected a higher estimate of
cost for getting the patent allowed if you had presented
such a new estimate of cost to him at the time when he
still intended to conclude the agreement envisaged in the
enclosed aid-memoir.

However that may be, I do not consider myself responsible
for any of the expenses which arise out of the work which
you have carried out for Mr. Strauss as your client. I have
never said or done anything to indicate that I would be
responsible for such expenditures made by Mr. Strauss. ~~I~~
~~did say, however, on certain occasions explicitly that I~~
~~shall be responsible for certain items if these items are~~
~~not taken care of by Mr. Strauss.~~ I recognize one of such
items in your bill i.e. one hundred dollars paid to Dr.
Goldhaber. Perhaps there may be other such items. ~~I do~~
~~not doubt you have kept a record of these items separately.~~
Some of them I believe I have paid already last year and I
would appreciate it if you would send me a statement of
those items of this category which I have settled, and another
statement of all other items of this category which I have
not yet settled.

Apart from these items I have no intention of settling
your bill of February 24th since I do not think that I have
given you any reason to think that I would meet these expenses
if Mr. Strauss did not meet them. I shall be glad, however,
to hear your point of view or receive a written statement
giving your reasons why you think I am responsible for the sum
mentioned in your bill.

Very truly yours,


Leo Szilard

if Mr. Strauss

refused to pay your

bill. I did however ask you to
take the initiative in
certain expenses take certain steps such
as file a division or get an affidavit.

and in all of this I asked you in advance concerning



1155 E. 57th Street
Chicago, Illinois
August 3, 1946

Mr. Morton Adams
c/o Penney, Davis, Morton, Etc.
247 Park Avenue
New York, New York

Dear Mr. Adams:

I thought that I would be in New York by now, but since I do not know just when I will get there, and since you are going on your vacation, perhaps you would be good enough to send me a copy of the Draft Agreement which you prepared, so that I can O.K. it prior to sending it on to Mr. Strauss.

With kind regards,

Very sincerely yours,


Leo Szilard

PENNIE, EDMONDS, MORTON AND BARROWS

COUNSELLORS AT LAW

247 PARK AVENUE

NEW YORK 17, N. Y.

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JOHN BOUSTEAD

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DONAL F. MCCARTHY
LOUIS D. FORWARD
H. STANLEY MANSFIELD
ROGER T. MCLEAN

September 10, 1946

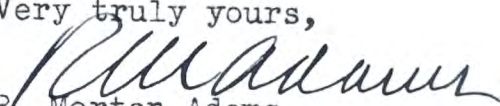
Dr. Leo Szilard
1155 East 57th Street
Chicago, Illinois

Dear Dr. Szilard:

Recently when having luncheon with Mr. Caxton Brown, President of the Weston Electrical Instrument Corporation, I mentioned to him that you might be able to help them with some of their research problems. He was very much interested and asked me to try to arrange a luncheon at which the three of us could meet and preliminarily canvass the matter.

I should appreciate it if you would let me know when you next expect to be in the City so that I can get in touch with Mr. Brown to find out whether he could arrange to have luncheon at that time.

Very truly yours,


R. Morton Adams

1155 E. 57th Street
Chicago, Illinois
September 14, 1946

Dear Mr. Adams:

Many thanks for your letter of the 10th. It was exceedingly kind of you to talk of me to Mr. Caxton Brown. I expect to be in New York for about a week some time between the 19th and the 30th, of this month, but I do not yet know the exact dates. As soon as I have them I shall send you a telegram. I shall be very pleased to have lunch with you and Mr. Brown, if it can be arranged.

Incidentally, I returned to you two copies of the draft agreement before I went on my vacation in August so that you might use them in finding out whether Mr. Strauss is agreeable to this draft. I wondered whether you received them and whether you had an opportunity to obtain Mr. Strauss' reaction to it.

Very sincerely yours,

Leo Szilard

Mr. R. Morton Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York 17, N. Y.

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December 11, 1948

Dr. Leo Szilard
1155 East 57th Street
Chicago 37, Illinois

Dear Dr. Szilard:

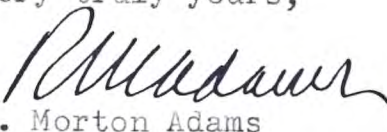
Although it is over two years since I last corresponded with you, I hope I will still find you at the same address.

My occasion for writing is that Admiral Strauss' general counsel communicated to me today the fact that Admiral Strauss would now like to go ahead with arrangements for conveying your patent to the Strauss Foundation which would then convey the patent to the United States Government because it was felt that this was the only way that Admiral Strauss could handle the matter consistently with his position on the Atomic Energy Commission. I understand that under these circumstances Admiral Strauss will pay our bill and will deliver to you a release by this firm and by him on that account.

Please let me know what we can do to bring this matter to a head as I would very much like to see our bill paid.

Aside from the foregoing, I would be very much interested to hear from you and about your present work. With best personal regards, I am,

Very truly yours,


R. Morton Adams

1155 East 57th Street
Chicago 37, Illinois
December 15, 1948

Mr. R. Morton Adams
Pennie, Edmonds, Morton & Barrows
247 Park Avenue
New York 17, New York

Dear Mr. Adams:

With respect to your letter dated

Dec 11 1948

I wish to ask whether it would be satisfactory to you and Mr. Strauss if I transferred to Mr. Strauss royalty-free non-exclusive license to the patent in question. I assume this could be done in a manner which would enable Mr. Strauss to transfer his right to the Strauss Foundation, and enable the Strauss Foundation to transfer their right to the United States Government. The Government would then have the right to use inventions covered by the patent ~~freely~~ without any payment of royalties.

Since I haven't seen this patent for a long time, I would appreciate it if you could send me a copy together with your reply to the substance of this letter.

I expect to be in New York between Christmas and the first days of January, and perhaps I could sign all the ~~printed~~ documents at that time, if that is convenient to you and Mr. Strauss.

Sincerely,



Leo Szilard

PENNIE, EDMONDS, MORTON AND BARROWS

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Dr. Leo Szilard
1155 East 57th Street
Chicago 37, Illinois

Dear Dr. Szilard:

I received a telephone call yesterday from counsel for Mr. Strauss saying that he was forwarding your suggestion to Mr. Strauss but thought that I should inform you that he had advised Mr. Strauss previously that because of his position on the Atomic Energy Commission he could not take an assignment direct but that the assignment would have to go to the Foundation and that Mr. Strauss shared this view. Also, he advised me that it was his understanding from previous conversations with Mr. Strauss that the Foundation would not be interested in acquiring merely a royalty-free non-exclusive license for transfer to the Government but rather the entire patent.

Mr. Strauss' counsel had not had an opportunity to communicate your actual views to Mr. Strauss, but I am writing you to set forth the foregoing so that you can consider the matter and write me your further views in the light of these comments.

In accordance with your request, I am enclosing a copy of your patent No. 2,161,985.

I am glad to hear that you expect to be in New York between Christmas and the early days of January and I hope that we will be able to get this matter cleared up at that time.

With best wishes for a Merry Christmas, I am,

Very truly yours,


R. Morton Adams

Enclosure

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February 11, 1949

Dr. Leo Szilard
1155 East 57th Street
Chicago 37, Illinois

Dear Dr. Szilard:

I am enclosing a copy of a letter just received from Mr. Pepper giving Mr. Strauss' view of the basic proposition stated in your letter of January 29th.

I do not see how I could join you in presenting the facts to Mr. Manheim since the important facts, it seems to me, are ones which should be settled between you and Mr. Strauss. When I recently stated to you that my view of these facts is quite at variance with yours, you stated that there had been negotiations and discussions between you and Mr. Strauss in which I did not participate. It seems to me that the real difficulty lies at this point and that it can be straightened out only by you and Mr. Strauss.

It does not seem fair that I should continue to be caught in the middle. I suggest you settle the matter with Mr. Strauss directly, and I should like to have you do so promptly so I can take some action to dispose of the matter.

Very truly yours,



R. Morton Adams

Enclosure

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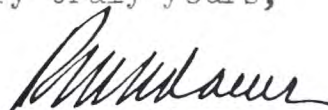
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Dr. Leo Szilard
1155 East 57th Street
Chicago 37, Illinois

Dear Dr. Szilard:

The suggestion that you made the other day on the telephone cannot be worked out satisfactorily because it puts this firm in a position of not only reducing its bill but paying a tax on the amount by which it is reduced. This results from the fact that the partnership as such cannot make charitable gifts and, therefore, can take no tax deduction on account of any gift that it might make of the patent which it would purchase from you. Although in theory the individual partners might make personal gifts, I am advised by our accountant that it will not work out practically.

Very truly yours,


R. Morton Adams

1155 East 57th Street
Chicago 37, Illinois
January 29, 1949

Mr. R. Morton Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York 17, New York

Dear Mr. Adams:

This is to acknowledge your letter of January 27. I am not sure that I fully understand the tax difficulty to which you refer, but in any case, it seems to me that this difficulty need not arise if we proceed in an manner somewhat different from the one I proposed over the telephone. I wish to spell this out explicitly now, so that you may think about it, but before I do so, let me say in general what the premises upon which I am basing all of my proposals are. They are as follows.

1. In return for full title to the patent being turned over to Mr. Strauss or to the Strauss Foundation, Mr. Strauss is willing to pay the full sum named in your original bill, which I understand to be an amount between four and five thousand dollars.

2. I am willing to sacrifice one-half of the value of the patent, even though I am not willing to sacrifice the full value of the patent.

3. You are willing to accept an amount lower than the full value of the original bill rendered by you, say for instance, ~~by~~ one-half the original amount.

If the above premises are correct then it should be possible to work out a solution without creating a complicated tax situation. Let me make a try

at it at once, and see what you think about it. We could for instance proceed as follows. I would transfer to Mr. Strauss of the Strauss Foundation the patent, against the payment of a sum identical with the full amount of your original bill. Out of the sum received, I would pay you the value of your reduced bill, and you would acknowledge that you have no claim against Mr. Strauss, arising out of obtaining the patent involved.

Would this create a complicated tax situation for you? If, for any reason, this form is not convenient for you or Mr. Strauss, I am sure that other forms can be found to achieve the same purpose, provided only that my assumption is correct, and the above stated premises hold. Perhaps you could find out from Mr. Strauss' lawyer how he feels about those premises, on which ~~all~~ ^{my} ~~proposals~~ ^{is} ~~are~~ based.

Should it turn out that I was mistaken in basing my thinking upon the above-mentioned three premises, there would remain only one more thing I could do. I have always regretted that you did not get paid for your services, and while I have never thought that I might have any legal obligation in this matter, I have always been willing to seek some solution by means of which I would sacrifice part of the patent, and you would get paid at least part of your bill. I am quite anxious to lean over backwards in this matter, in order to ^{do} what is right, and if no solution is possible on the basis of the three premises quoted in this letter, then I would be anxious to get the advice of a third party, both on the legal and on the moral aspects of the issue which is before us. I thought that in that case, on my next trip to New York - probably early in March - you and I could present the case to Mr. Harold Manheim, (whom you perhaps know, since he is ~~the lawyer~~ with the firm that used to be called Wachtel, Manheim and Grouf, of

2 Cedar Street, New York City. I found him on previous occasions a very level headed and respectable person. You and I are not too far apart as far as the facts are concerned, so that I do not expect any difficulty from a divergence between our presentation of the facts. If after we present the case to Mr. Manheim he advises me either that I have legal obligations in this matter, of which I am not aware, or that from a moral point of view the right course of action for me consists in accepting Mr. Strauss' proposal and transferring to him, without compensation, title to the patent, I shall be inclined to follow his advice in the matter, since I do not want to ^{be} judge of my own case.

Sincerely yours,



Leo Szilard

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January 18, 1949

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Dr. Leo Szilard
1155 East 57th Street
Chicago 37, Illinois

Dear Dr. Szilard:

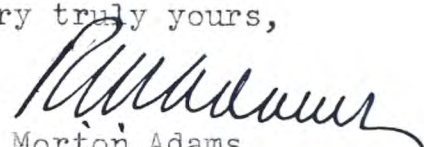
Mr. Pepper phoned me at the end of last week saying that your suggestion made at our luncheon conference was not acceptable to Mr. Strauss. This was the suggestion that you and Mr. Strauss each pay part of a reduced bill but that you retain full patent rights.

Mr. Strauss' suggestion still stands that he will pay our bill and that you will secure a release both from him and from us if you transfer the entire patent rights to the Foundation for transfer to the Government.

Unless you are willing to proceed along these lines, it seems that we have exhausted the possibility of getting anywhere by discussion and that time has come for taking definite action.

Please let me hear from you.

Very truly yours,


R. Morton Adams

1155 East 57th Street
Chicago 37, Illinois
February 16, 1949

Mr. R. Morton Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York 17, New York

Dear Mr. Adams:

I wish to acknowledge your letter of February 11th. Provided that this would lead to a satisfactory solution of the subject matter now under discussion between us, I wish to make further below a definite proposal to you in this letter. Before doing so, however, I wish to reiterate the following facts: At the time when the American patent, which you helped obtain, was issued, Mr. Adam of Danzig had an exclusive license to it by virtue of an agreement concluded several years earlier. During the war Mr. Adam brought suit for cancellation of this agreement and a settlement was reached whereby the agreement was cancelled. In order to raise the funds necessary for this settlement I sold the American patent together with some other rights to a friend of mine who subsequently when my financial situation had improved, sold them back to me. The patent is therefore now unencumbered in my possession but I had incurred considerable expense in acquiring it. I estimate that this expense was no less than \$1500 and no more than \$4000 and a narrower estimate could be obtained by analyzing the data which are on record.

Now to the proposal referred to in the first paragraph of this letter: I would be prepared to assign to you the American patent under discussion and you would then be free to dispose of it in any manner you pleased with the following reservations: if you enter, at any time, into an agreement which involves disposing of the patent, and if you receive certain payments or other considera-

by virtue of that agreement
tions, you will then determine on the basis of all the relevant facts, what share, if any, you ought in fairness to transfer to me. If I am unable to accept to result of your determination, the issue then shall be decided by arbitration.

According to this proposal, upon having received assignment, you would of course be entirely free to dispose of the patent in any manner you wished, and if you so desired, you could assign the patent to the Strauss Foundation.

I find it difficult to believe that Mr. Strauss should have any objection to acquiring the patent from you under the above arrangement since I do not see how he could possibly object to my receiving a fair share of your receipts as determined either by your own judgement, or by arbitration.

If the proposal that I transfer the patent to you is satisfactory to you in principle but not satisfactory in detail, and if you can think of a fairer or simpler proposal please let me know.

You suggest in your letter that I take up the matter directly with Mr. Strauss. On the basis of Mr. Pepper's letter dated February 9th, which you communicated to me, I do not see that there is any basis upon which I could enter into discussion with Mr. Strauss. Mr. Pepper's letter gives the impression that he does not consider that Mr. Strauss is under obligation to pay your bill, or any part thereof. Otherwise he could not make Mr. Strauss's paying anything to you conditional on an arbitrary provision. If Mr. ^{Pepper's} ~~letter~~ letter reflects the ideas of Mr. Strauss, and if Mr. Strauss thinks he is not obligated to pay you anything, there is nothing that I could possibly discuss with him. *P* I also want to draw your attention to the fact that the position stated in Mr. Pepper's letter cannot be reconciled with the position which Mr. Strauss took at the time when I last talked to him about this matter, prior to his appointment to the Atomic Energy Commission. At that time, it appeared that Mr. Strauss was willing to pay your bill in full, and to enter into an agreement with me that would have

left me in possession of about onehalf of the American patent. Since I have not talked about these matters with Mr. Strauss since that time, I do not understand why the point of view expressed in Mr. Pepper's letter should have arisen. I am completely in the dark as to the motivation of Mr. Pepper's letter, and my instinct is not to enter into any negotiations with him, since I do not understand what is involved.

Under the circumstances, the only thing that seems to be worth discussing is an assignment of the patent to you, and this I have to discuss with you rather than Mr. Strauss.

Because you have stated in your letter that you are not fully conversant with all the facts involved, since you were not present during the various discussions which Mr. Vogelstein, Mr. Brasch, and I had with Mr. Strauss during 1938, I am enclosing a memorandum giving my recollections of the relevant facts. I am also sending this memorandum to Mr. Strauss with a request that he read it and let me know if his recollection differs from my own on any point, and if so, what his recollection is. Upon the receipt of an answer from him, I will communicate it to you. Enclosed you will find a copy of my letter to Mr. Strauss.

Very truly yours

Leo Szilard

Enclosure

1155 East 57th Street
Chicago 37, Illinois
April 11, 1949

Mr. R. Morton Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York 17, New York

Dear Mr. Adams:

I have made certain inquiries in an attempt to evaluate the chances that some financial return may be expected from the American patent under discussion. The Atomic Energy Commission is making a number of radioactive elements at the present time by slow neutron bombardment, but without using a chemical separation. When they begin, as they ought to, to prepare these radioactive elements free from carrier, they will have to use a process that will come under the patent. In addition, the North American Aviation Co. in Downey, Calif., has now a contract for studying the practicability of cheap neutron sources for uses outside of the government's own operations, and in my opinion, the proper neutron source would be one which is based on an X-ray tube in conjunction with beryllium (or heavy water) as disclosed in the American patent.

Under the circumstances, it seems likely, though by no means certain, that a reasonable financial return might be obtained from the American patent before its expiration.

In view of the above, and upon further study of Mr. Strauss' letter, which I read to you over the telephone, I came to the conclusion that both from your point of view and mine, it might be better to abandon the proposal contained in my letter of February 16th, and I telephoned you before leaving New York in order to make ^a the new proposal to you to supersede the former one. I was told

that you were not yet back from Virginia; otherwise we would have been able to settle this matter right then.

The arrangement which I now propose we should make is along the following lines. If I enter into an agreement with a third party which involves disposing of the American patent, and if I receive certain payments or other considerations by virtue of that agreement, I would pay you one-half of the proceeds, until you have received \$5,000. After that, I would pay you out of the further proceeds, after deduction of expenses, a share of 30%. Your share, as defined above, would be reduced however if Mr. Strauss pays his bill in part or in full. The reduction would be proportionate to the payments received by you from Mr. Strauss.

If this is agreeable with you, I would suggest that we ~~conclude~~ conclude such an agreement on my next visit to New York. Nothing in this agreement need detract from ^{may have} any claims which you ~~made~~ against Mr. Strauss.

Sincerely yours,



Leo Szilard

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HUBERT T. MANDEVILLE

November 22, 1950

Dr. Leo Szilard
1155 East 57th Street
Chicago, Illinois

Dear Dr. Szilard:

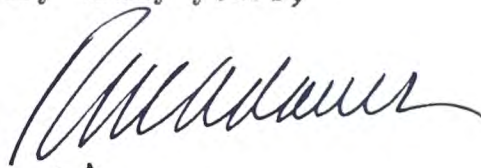
Our bill for procuring your patent still remains unpaid. Is there any obstacle still remaining to prevent your assigning the patent to Mr. Strauss or his nominees?

Mr. Strauss is no longer a member of the Atomic Energy Commission and such information as I have indicates that the patent has a minimum value in any event.

It seems that the only effect of your failure to assign the patent is to prevent us from getting paid.

I should appreciate hearing from you.

Very truly yours,



The University of Chicago

CHICAGO 37, ILLINOIS

Institute of Radiobiology and Biophysics

November 24, 1950

Mr. R. Morton Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York City 17, New York

Dear Mr. Adams:

Your letter of November 22nd has been received during Professor Szilard's absence from the city. It will, of course, be brought to his attention immediately upon his return which will probably be within a week or so.

Sincerely yours,

Norene Mann (Mrs.)
Secretary to
Professor Leo Szilard

1155 E. 57th Street
Chicago 37, Illinois
December 7, 1950

Mr. R. Morton Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York 17, New York

Dear Mr. Adams:

Upon my return to Chicago, I wish to answer your letter of the 22nd of November. I shall be very glad to consider any proposal that Mr. Strauss may care to make if it will help you to get paid for the services you rendered in 1938. As I told you in 1938, in certain circumstances I may have to charge you for professional services rendered, consisting in my giving you instructions in nuclear physics.

Very truly yours,



Leo Szilard

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HUBERT T. MANDEVILLE

December 8, 1950

Dr. Leo Szilard
1155 East 57th Street
Chicago 37, Illinois

Dear Dr. Szilard:

The attitude revealed by your letter of December 7th
is most disappointing.

Very truly yours,



1155 E. 57th Street
Chicago 37, Illinois
December 13, 1950

Mr. R. Morton Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York 17, New York

Dear Mr. Adams:

I have your letter of December 8 and think that perhaps you have misunderstood the meaning of my letter of December 7. In that letter I wrote: "I shall be very glad to consider any proposal that Mr. Strauss may care to make if it will help you to get paid for the services you rendered in 1938."

I am just as anxious as you to have the matter settled so that we can forget about it, and if Mr. Strauss makes any concrete suggestion, I will contact Mr. Hume, who is advising me on patent matters, explain to him that I wish to lean over backward to be fair both to you and Mr. Strauss, and then act according to his advice.

If you remember shortly before Mr. Strauss became a member of the AEC ^{you} ~~he~~ offered to settle ~~the whole~~ bill if he is given something like half interest in this patent. At that time he thought of disposing of the patent in some commercially satisfactory manner.

While he was a member of the AEC, Mr. Strauss suggested that the Strauss Foundation will acquire the patent and give it as a present to the government.

At present Mr. Strauss is not a member of the AEC and ^{your} ~~the~~ letter of November 22 does not indicate in any way whether Mr. Strauss has expressed any

2 - R. Morton Adams - December 13, 1950

interest in taking over this patent or what he would do with it if he did take it over. With these questions unanswered, the question raised in your letter *of Nov. 22* is both iffy and vague, and I don't see how I could give you any answer except the one contained in my letter of December 7.

I would suggest that if Mr. Strauss is willing to make any concrete proposal, you convey *this* proposal to me at the earliest possible time so that I can discuss the matter with Mr. Hume on the basis of facts rather than suppositions.

Very truly yours,

Leo Szilard

WV

1155 East 57th Street
Chicago, Illinois
February 13, 1951

Mr. H. M. Adams
Pennie, Edmonds, Morton and Barrows
247 Park Avenue
New York 17, New York

Dear Mr. Adams:

I am writing to say that if my assignment to you free of charge of the American patent that was the subject of our recent correspondence will enable you to make an arrangement with Mr. Strauss that will satisfactorily settle this matter some time before the first of July of this year, I am prepared to sign over the patent to you.

Very truly yours,

Leo Szilard

WV

PENNIE, EDMONDS, MORTON, BARROWS AND TAYLOR

DEAN S. EDMONDS
FRANK E. BARROWS
W. BROWN MORTON
MERTON W. SAGE
WILLIS H. TAYLOR, JR.
R. MORTON ADAMS
ERNEST H. MERCHANT
GEORGE E. MIDDLETON
MORRIS D. JACKSON
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WASHINGTON PARTNER
CLARENCE M. FISHER
DISTRICT OF COLUMBIA BAR

COUNSELLORS AT LAW

247 PARK AVENUE

NEW YORK 17, N. Y.

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HUBERT G. MOORE, JR.
HUBERT T. MANDEVILLE
STANTON E. TEFFT

July 16, 1951

*Pick 10/5 17 Jhr
ke 2876*

Dr. Leo Szilard
1155 East 57th Street
Chicago 37, Illinois

Dear Dr. Szilard:

A few weeks ago while at dinner with a friend of mine who is a publisher of "Omnibook", I happened to mention your early efforts to get the United States Government interested in the production of an atomic bomb. As a result, a friend of his, a Mr. John Kobler, stopped in to see me to ask more about it.

Mr. Kobler is a journalist and would like to talk to you about the matter with a view, I believe, to writing an article to be published possibly by "Life". I talked to Mr. Kobler generally about the subject and advised him that he would have to get all the information from you inasmuch as my contacts with the matter were so limited.

He said he would write to you and asked me to write advising you of his interest. No doubt you will hear from Mr. Kobler within a few days.

Very truly yours,

W. B. Morton

*Betty Westfield
Aug 1 st
1:30 pm.
everything
she has staying
last week
Aug 1-10*

Ray W. Morrow

PENNIE, EDMONDS, MORTON, BARROWS AND TAYLOR

COUNSELLORS AT LAW

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DISTRICT OF COLUMBIA BAR

E1885

May 26, 1955

Dr. Leo Szilard
Kings Crown Hotel
420 West 116th Street
New York, New York

Dear Dr. Szilard:

In accordance with our telephone conversation today, I am opposing the Petition For Access.

I enclose a copy of the Commissioner's letter, the Petition for Access and my reply in opposition.

Very truly yours,


R. Morton Adams

Enclosures

E1885
26:DE

K-5

IN THE UNITED STATES PATENT OFFICE

In re application of)
 :
LEO SZILARD)
 :
Serial No. 236,017)
 :
Filed: March 20, 1939)
 :
For: APPARATUS FOR NUCLEAR)
 TRANSMUTATION :

OPPOSITION TO PETITION FOR ACCESS

Honorable Commissioner of Patents

Washington 25, D. C.

S I R :

We acknowledge receipt of your letter of May 24, 1955, enclosing a copy of Petition For Access by Strauch, Nolan & Diggins on behalf of an unidentified client.

I have communicated with the applicant, Leo Szilard, and he has instructed me to state that he objects to access being granted and opposes the grant of a Petition.

Respectfully submitted,

PENNIE, DAVIS, MARVIN & EDMONDS
Attorneys for Applicant

By _____
R. Morton Adams

Copy to: Strauch, Nolan & Diggins
1111 E Street N. W.
Washington, D. C.

CLASS OF SERVICE DESIRED	
DOMESTIC	CABLE
TELEGRAM	FULL RATE
DAY LETTER <input checked="" type="checkbox"/>	DEFERRED
NIGHT MESSAGE	NIGHT LETTER
NIGHT LETTER	SHIP RADIOGRAM

Patrons should check class of service desired; otherwise message will be transmitted as a full-rate communication.

WESTERN UNION

R. B. WHITE
PRESIDENT

NEWCOMB CARLTON
CHAIRMAN OF THE BOARD

J. C. WILLEVER
FIRST VICE-PRESIDENT

1207-A

CHECK 148-
ACCT'G INFMN.
TIME FILED

Send the following message, subject to the terms on back hereof, which are hereby agreed to

19

To MORTON ADAMS care of

Street and No. PENNIE DAVIS MARVIN AND EDMONDS

Place 165 Broadway NEW YORK CITY

KINDLY COMMUNICATE GIANNINI FOLLOWING
TEXT STOP AT ANY TIME GLAD TO HELP HIM
GETTING HIS PATENT BY CERTIFYING FACTS
WITH WHICH I ~~WAS~~ AM FAMILIAR STOP
ONE REASON FOR SELECTING SEGRE WAS
DESIRE TO HELP SEGRE STOP ACCORDINGLY
I ASKED YOU TO RAISE FEE FROM 100 TO 150
AND OFFERED TO ~~BE~~ CONTRIBUTE TO IT FROM
~~MY~~ OWN POCKET STOP WOULD APPRECIATE
GIANNINI TELLING US NOW IF SEGRE ~~WAS~~

Sender's address
for reference

THE QUICKEST, SUREST AND SAFEST WAY TO SEND MONEY
IS BY TELEGRAPH OR CABLE

Sender's telephone
number

CLASS OF SERVICE DESIRED	
DOMESTIC	CABLE
TELEGRAM	FULL RATE
DAY LETTER	DEFERRED
NIGHT MESSAGE	NIGHT LETTER
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ACCT'G INFMN.
TIME FILED

Send the following message, subject to the terms on back hereof, which are hereby agreed to

19

To _____

Street and No. _____

Place _____

ANY GREAT EXPENDITURE FOR ~~BUYING~~ BUYING
PATENTS SINCE OUR FUNDS ARE BARELY
SUFFICIENT TO CARRY OUT THE ~~PRELIMINARY~~
PRELIMINARY EXPERIMENTS - SZILARD

Sender's address
for reference

THE QUICKEST, SUREST AND SAFEST WAY TO SEND MONEY
IS BY TELEGRAPH OR CABLE

Sender's telephone
number

SZILARD MARYLAND HOTEL ~~NEW YORK~~ Chicago