

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

**RECORDS SCHEDULE**

Records Schedule ID: DAA-0118-2011-0002

<b>Agency or Establishment</b>	<b>Records Schedule Number</b>
U S Attorneys	DAA-0118-2011-0002
<b>Major Establishment</b>	<b>Status</b>
<b>Major Subdivision</b> Executive Office for U S Attorneys <b>Minor Subdivision</b> United States Attorneys' Offices within the 94 judicial districts	AM3 Approved
<b>Person(s)With Whom To Confer</b>	
Michelle Brice, Acting National Records Manager, michelle brice@usdoj.gov, 2022526491	
<b>Agency Certification</b>	
Michelle Brice, Acting National Records Manager, 05/26/2011 Julie Reaves, for, 06/17/2011	
<b>GAO Concurrence Items</b>	
<b>Internal Agency Concurrence Provided</b>	
No	

<b>Schedule Subject</b>
Historic video depositions -- 1978

<b>Background Information</b>
Case against Senator Edward Culver Kidd, 77-0112 or D8-209C. Paper file was destroyed as verified by the records center in January 1989. Videos are on reel-to-reel.

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**Outline of Records Schedule Items for DAA-0118-2011-0002**

Historic Video Depositions of President Jimmy Carter, Julian Martin, and James C. Fowler  
1 Historic Video Depositions

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Records Schedule Items			
Authority #	Title and Description	Disposition Instructions	Additional Information
	<p><b>Historic Video Depositions of President Jimmy Carter, Julian Martin, and James C Fowler</b></p> <p>Case against Senator Edward Culver Kidd, Case Number 77-0112 or D8-209C, Original Accession Number 118-81-0153 Senator Kidd was acquitted and his paper case file was disposed under the schedule for cases involving a sentence of less than 10 years The records center confirmed destruction of the paper case file in January 1989</p>		
DAA-0118-2011-0002-0001	<p><b>*Historic Video Depositions</b></p> <p>Reel to reel video depositions of President Jimmy Carter, Julian Martin, and James C Fowler in the case against Senator Culver Kidd Total of 9 reels</p>	<p><b>PERMANENT</b></p> <p><b>Media Neutral</b> No</p> <p><b>Limitation</b> Reel to reel video</p> <p><b>Cut-off</b> Videos are transferred to the National Archives immediately</p> <p><b>TRANSFER INFORMATION</b></p> <p><b>Records to which these Transfer Instructions apply</b> Analog Moving Images</p> <p><b>Transfer instructions</b> Transfer to To NARA as a pre-accession Immediately after cut-off</p> <p><b>Estimated date of first transfer</b> 05/27/2011</p> <p><b>Accession instructions</b> Accession immediately on cut-off</p> <p><b>Estimated Date of First Accession</b> 05/27/2011</p> <p><b>Estimated Current Volume</b> Traditional Special Media 9 Reels</p> <p><b>Annual Accumulation</b> Traditional Special Media 9 Reels</p>	<p><b>First year of records accumulation</b> 1978</p> <p><b>End year of records accumulation</b> 1978</p> <p><b>Electronic</b> Yes</p> <p><b>Database</b> No</p>

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

Signatory Information				
Date	Action	By	Title	Organization
05/26/2011	Certify	Michelle Brice	Acting National Records Manager	Executive Office for United States Attorneys - Records and Information Management Staff
I hereby certify that I am authorized to act for this agency in matters pertaining to the disposition of its records and that the records proposed for disposal in this schedule are not now needed for the business of the agency or will not be needed after the retention periods specified				
06/17/2011	Submit for Concurrence	Rebekah Fairbank	Appraiser	National Records Management Program - Records Management Services
06/17/2011	Concur	Laurence Brewer	for	National Records Management Program - Records Management Services
06/17/2011	Concur	Julie Reaves	for	National Archives and Records Administration - National Records Management Program
06/22/2011	Approve	David Ferriero	Archivist of the United States	Office of the Archivist - Office of the Archivist

**RECOMMENDATION TO THE ARCHIVIST ON  
RECORDS DISPOSITION REQUEST**

Job No DAA-0118-2011-0002

Item Count 1

**SUMMARY**

The United States Attorneys Office requests disposition authority for historic 1978 video depositions

These videos are 1978 recordings of President Jimmy Carter's deposition as a prosecution witness in the trial against his political rival, Senator Edward Culver Kidd. These represent the first time that a sitting president testified via video deposition. It is also one of the first times a sitting president had testified in a criminal trial - against no less than a political rival. These tapes appear to be the only government held copies of the deposition, and although the related US Attorneys case was inadvertently destroyed under a temporary authority, the court case records are scheduled for permanent retention and will add value. Additionally, the historic context of these tapes provide value for the tapes independent of the context of the case file.

The agency is proposing immediate transfer so that preservation concerns can be addressed immediately.

**RECOMMENDATION**

- 1 APPROVED FOR DISPOSAL. The records described under all items of the schedule, except those that may be listed in blocks 2, 3, and 4 of this section, are disposable because they do not, or will not after the lapse of the period specified, have sufficient administrative, legal, research or other value to warrant their continued preservation by the Government.
- 2 APPROVED FOR PERMANENT RETENTION. The records described under the following item or items have been appraised by the National Archives and Records Administration (NARA) and are determined to have sufficient historical or other value to warrant their continued preservation by the United State Government. The agency will transfer these records to the National Archives as specified. **Items** DAA-0118-2011-0002-0001
- 3. DISPOSITION NOT APPROVED. The records described under the following item or items are not approved for disposition.
- 4. WITHDRAWN. The records described under the following item or items have been withdrawn at the request of the agency and/or NARA.

**FEDERAL REGISTER NOTICE**

Not required

Required - Publication Date  
Copies Requested  
Comments Received

SIGNATURE	TITLE	SIGNATURE	DATE
Appraisal	Appraiser	<i>Rebekah Fairbank</i>	6/17/11
Concurrences <i>Per for</i>	ACNR	<i>Lawrence A. Brown</i>	6-17-2011
	ACN	<i>Julie Reeves</i>	6-17-2011