

FEDERAL BUREAU OF INVESTIGATION
FREEDOM OF INFORMATION/PRIVACY ACTS SECTION
COVER SHEET

SUBJECT: ALFRED KINSEY

FILE: 62-HQ-105761

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

DATE: 6/11/57

FROM : SAC, Indianapolis (145-107)

SUBJECT: UNKNOWN SUBJECT;
Research Institute,
Indiana University
IND -① INSTITUTE OF SEX RESEARCH

This institute, the successor to the ~~Linsey Research~~ Institute, operates from the campus of the Indiana University at Bloomington, Indiana, although it is not financed by the university. Prof. PAUL GEBHARD of Indiana University is director of this institute, and WARDELL B. FOLEY of Indiana University is director of field service for the institute. 140

On 3/23/57, SA Anderson, Indiana PD was advised by the reels of 8mm and fifteen reels of 16mm obscene films; playing cards, books and pamphlets, all also of obscene nature. The Anderson PD had taken the above material from two tool boxes which a cab driver had been given \$10 to obtain from Pennsylvania Railroad Station lockers, that city, after which he was to express them as designated to the Research Institute at Indiana University. Because of the unusual circumstances, the cab driver reported this incident to the Anderson PD, which department in turn, with the assistance of the Special Agent of the Railway Express Company, confiscated the film, after which they sent the empty boxes on to Bloomington, Indiana.

SA [redacted] at Bloomington, Indiana, was advised by PAUL GEBHARD, the director of the institute, that shipment was not expected by him, nor had arrangements been made by the institute for the shipment of the material to them. He stated that all shipments of obscene material to the institute were arranged by him "in agreement with State and Federal laws," and further that on occasions when obscene matter was purchased from individuals, that latter would deliver the matter personally to the institute at Bloomington.

② - Bureau
1 - Indianapolis

RECORDED - 52

INDEXED - 52

MCL

145-107-140
62-105767-X
JUN 14 1957

(3)

MURKIN - 1P
6/21/57
RFS

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IP 145-107

On 4/12/57 SA

was advised by

after the

latter had been shown the 16mm film seized by the Anderson PD; that such film is identical with that sold by a man whom he knew only as (FNU)

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SA [redacted] was advised by WARDELL B. POMEROY of the above institute, Bloomington, that he had contacted the Anderson PD concerning the obscene matter originally contained in the tool boxes which was shipped to Anderson since the institute was interested in the obscene matter for research work. POMEROY disclaimed any knowledge of the identity of the sender of these boxes and claimed that the institute had made no arrangement for the receipt of the obscene matter prior to its being seized by the Anderson PD.

SA [redacted] determined at Anderson, that POMEROY had obtained an order from the Madison County Circuit Court directing the PD to release the obscene matter to the institute upon the completion of the matter by the local PD. It was indicated that this order would be complied with and material released to the institute.

Referred
to Customs

In view of the information furnished by Mr. GEBHARD and Mr. POMEROY, indicating that they have received obscene material in the past; the fact that the Anderson PD

IP 145-107

is going to release obscene material to the institute plus the fact that obscene material addressed to the institute received from foreign countries is being held by Customs in New York, it is obvious that the institution is receiving obscene material.

The Bureau is requested to authorize interview with the officials of the institute at Indiana University. It is the intention of the IP Office if such an interview is authorized, to attempt to secure the cooperation of these officials in furnishing information concerning sources of obscene material. It is also planned that they will be questioned concerning their knowledge of the source and suppliers of obscene material in the United States and to determine if violations of the ITOM statutes are occurring.

SAC, Indianapolis (145-107)

6/21/57

Director, FBI (~~145-0-612~~)

UNKNOWN SUBJECT;
Research Institute
Indiana University
ITOM

62-105761-X
~~145-0-612~~

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EX-131

Reurlet 6/11/57.

Bureau authority is granted to interview officials of the Research Institute, as requested in referenced letter.

NOTE: Indianapolis advises that the Research Institute, Indiana University, the successor to the Kinsey Research Institute, has been ^{known} to have been sent obscene material, both from the U.S. and from foreign countries. Some of this obscene material addressed to ~~Research Institute~~ Research Institute is being held by Customs authorities.

Indianapolis requests authority to interview officials of the Research Institute to attempt to secure their cooperation to determine sources and suppliers of obscene material both in the U.S. and in foreign countries. Bureau authority is being granted for such an interview.

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COMM - FBI
JUN 21 1957
MAILED 30

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

~~JUN 23 1957~~

MAIL ROOM

DEC 1 1957

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JUN 5

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mason _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Nease _____
- Winterrowd _____
- Tele. Room _____
- Holloman _____
- Gandy _____

4—THE WASHINGTON DAILY NEWS, WEDNESDAY, JULY 17, 1957
 Kinsey Group Struggles to Save Photos and Books

'Dirty Picture' Fight Brews

NEW YORK, July 17 (CP)—The Federal Government sought permission last night to destroy a collection of "obscene and immoral" photographs, books and statuettes consigned to the Sex Research Institute once headed by the late Dr. Alfred Kinsey.

The move was opposed in Federal Court by Mrs. Harriett F. Pilpel, attorney for the Institute of Sex Research, Inc., at Indiana University.

Mrs. Pilpel said the 31 photographs, an album of Chinese paintings and a number of statuettes and books were "essential to the job the institute is doing."

She explained the collection had been ordered from Europe and the orient by Dr. Kinsey, author of the highly publicized studies on sexual behavior in the human male and female. Dr. Kinsey, former president of the institute, died last August.

The Government seized the collection in 1951 and 1952. The pending case was brought up in an unusual night session before Federal Judge Edmund L. Palmieri.

Assistant U. S. Attorney Benjamin T. Richards Jr. argued:

"Your honor, by even a casual inspection (you) would find the items involved here obscene."

Judge Palmieri reserved decision.

- Wash. Post and Times Herald _____
- Wash. News pg 4
- Wash. Star _____
- N. Y. Herald Tribune _____
- N. Y. Mirror _____
- N. Y. Daily News _____
- Daily Worker _____
- The Worker _____
- New Leader _____
- City Edition _____
- Date 7/17/57

KINSEY INSTITUTE

b7c

file 145-0-612

MCI
 202 INDL - 0-96

62-105761-A

145-0-A

NOT RECORDED

JUL 23 1957

DEC 1 1959

SAC, New York

1/8/58

Director, FBI

INDIANA UNIVERSITY INSTITUTE
FOR SEX RESEARCH, INC.,
(KINSEY INSTITUTE);
ITOM

4.5-1

KINSEY INSTITUTE

An item appeared in the "Washington Star" on 1/3/58, indicating that a decision by Federal Judge Edmund Palmieri of New York altered the obscenity rule.

The news item relates that the Government has broadened its legal standard for judging obscenity of imported books, photos, and other materials. The ruling laid down by the Judge is the rule that an object is not legally obscene if the person importing it had a genuine scientific purpose. The article also indicated that the Solicitor General said the Government would not appeal from this ruling and, in effect, is tantamount to broadening of the Government's original conception of obscenity which had not considered the status and purposes of recipients of pornography.

The case before Judge Palmieri involved admittedly pornographic books, pictures, and other objects imported from China by the above institute and held in New York by the U. S. Customs.

The New York Office is requested to obtain, if possible, a copy of the opinion rendered by Judge Palmieri, Southern District of New York, and furnish a copy to the Bureau and Indianapolis for information purposes. If no copy is readily available, New York should so advise.

ORIGINAL FILED IN

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1 - Indianapolis ¹²⁵
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ENCLOSURE

RECORDED - 37
EX. -126

~~62-105761-264~~

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

(5)

COMM - FBI
JAN 8 1958
MAILED 31

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NOT RECORDED
71 NOV 1959

JAN 17 1958
NOV 30 1959

- Tolson
- Boardman
- Belmont
- Mohr
- Nease
- Parsons
- Rosen
- Tamm
- Trotter
- Clayton
- Tele. Room
- Holloman
- Gandy

Decision Alters Obscenity Rule

The Government has broadened its legal standard for judging obscenity of imported books, photos and other materials.

This action followed a recent opinion by Federal Judge Edmund Palmieri in New York. The judge held that whether material is likely to arouse "prurient interest" depends on who is examining it.

The case before him involved admittedly pornographic books, pictures and other objects imported from China by the Indiana University Institute for Sex Research, Inc., founded by the late Dr. Alfred C. Kinsey.

The Government had instituted suit to have the material destroyed on the grounds that it was obscene.

In ruling against the Government, Judge Palmieri laid down the rule that an object is not legally obscene if the person importing it had a genuine scientific purpose.

Yesterday, Solicitor General J. Lee Rankin said the Government would not appeal from this ruling. This, in effect, is tantamount to broadening of the Government's original conception of obscenity, which had not considered the status and purposes of recipients of

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- Wash. Post and Times Herald
- Wash. News
- Wash. Star
- N. Y. Herald Tribune
- N. Y. Journal-American
- N. Y. Mirror
- N. Y. Daily News
- N. Y. Times
- Daily Worker
- The Worker
- New Leader

Let to Saw 11-27
C.I.P.
- F. SF

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ENCLOSURE

62-105761-

~~62-6200775-267~~ 145

62-6200

ENCLOSURE

Date JAN 3 1958

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (145-0-612)

DATE: July 19, 1957

FROM : SAC, Indianapolis (145-107)
C.E. Harris

SUBJECT: UNKNOWN SUBJECT;
Research Institute *Ind.*
Indiana University
ITOM

Re Indianapolis letter to Bureau dated 6/11/57
and Bureau letter to Indianapolis dated 6/21/57.

On 7/11/57 SA interviewed Dr. PAUL GEBHARD, Director of the institute, and Professor WARDELL B. POMROY, Field Director for this institute at Indiana University. At that time these men advised that they have a very limited supply of obscene material and indicated they are interested in obtaining only samples of such material and that it is used in current research matters concerning sexual study. They estimated that they had approximately 180 obscene films, mostly of the 16 m.m. size; approximately eight decks of cards containing obscene photographs; several books of an obscene nature; various latex goods; and miscellaneous devices similar to the "man in the barrel" which they classified as humorous devices.

They estimated that the main source of their material is book dealers who have purchased obscene material from private individuals; from private individuals themselves; from widows of men who have had private obscene material collections; and other similar sources. They stated that to their knowledge they had been contacted by only two dealers in fourteen years and believed that the last these dealers contacted them was over five years ago.

Dr. GEBHARD stated that he made it a practice not to obtain names of individuals furnishing them material since he usually assured these persons that their names would not be revealed as a source furnishing obscene material to the institute.

INSTITUTE OF SEX RESEARCH

Ind

2 - Bureau
1 - Indianapolis

RECORDED - 88

INDEXED - 88

16 JUL 22 1957

62-105761-X1
~~*62-105761-628*~~

(3)

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~~64 JUL 21 1957~~
59

9/2/57

IP 145-107

It appeared obvious talking to these men that they have a very limited knowledge in the field of obscene matter and it likewise appears that the alleged material which they have in their possession has been greatly exaggerated.

Dr. GEBHARD displayed the eight decks of cards in their possession which are very similar to the decks of cards previously submitted by the Indianapolis Office although they were apparently not identical.

Dr. GEBHARD stated that he wished to cooperate with the Bureau; however, he pointed out that their receipt of any such material is dependent upon their not revealing the sources of this material, and for this latter reason he did not desire to disclose the source of their material.

These men were requested to furnish the title of the film in their possession and Dr. GEBHARD stated that he would discuss this matter with the directors of this institute. He stated he personally saw no reason why this could not be furnished to the Indianapolis Office.

Recontacts will be made with the institute in an attempt to obtain this list of film titles and if it is obtained, this list will be furnished to the Bureau.

In view of the information obtained in the interviews with GEBHARD and POMROY, no further investigation is being conducted concerning this institute. This case is being closed in the Indianapolis Office.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: September 28, 1959

FROM : Mr. W. C. Sullivan

SUBJECT: INSTITUTE OF SEX RESEARCH
INDIANA UNIVERSITY (KINSEY INSTITUTE)

Tolson	_____
Belmont	_____
DeLoach	_____
McGuire	_____
Mohr	_____
Parsons	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Holloman	_____
Gandy	_____

Bloomington Indiana
You may recall that

b7c Central Research Section on June 17, 1959, and was interviewed by *DC 11* ^{came to the} Supervisor *DC 11* advised that her firm was handling legal problems for captioned Institute, and at that time, discussed a devious plan for obtaining pornographic material from the State of New York through the FBI. *DC 11* was advised that the divulging of information from FBI files was under Department of Justice regulation and her proposal involved many problems. *DC 11* stated that she didn't want to consider this visit an official request, and that she would recontact the Bureau before any action to involve the Bureau in a request of this nature. (See memorandum of this interview attached.)

On September 25, 1959, *DC 11* wrote the attached letter to the supervisor who had previously interviewed her relative to this matter, indicating that she and one of the founders of the captioned Institute, Dr. Wardell B. Pomeroy, would recontact the Bureau in the next month to six weeks. During the original interview, *DC 11* indicated that she would recontact the writer before going ahead with an official request for information from our files. Apparently they have in mind making an official request for pornographic material from or through the Bureau.

b7c A check of Bufiles reveals that in June and July 1957, our Indianapolis Office was in contact with officials of the captioned Institute in an attempt to obtain information regarding the source of supply of obscene material received by them in their research. Nothing to the advantage of the Bureau was developed due to the policy of the Institute not to disclose the source of its material. This Institute may have a storehouse of material which would be of investigative interest to the Bureau in the event some semblance of cooperation can be obtained

Enclosures ENCLOSURE

(7)
1 - Section tickler

1 - Mr. Rosen
1 - Mr. DeLoach

EX-101 MCI -

10 OCT 2 1959

62 DEC 2 1959

DEC 1 1959

FIL

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UNRECORDED COPY FILED IN 511

Memorandum to Mr. A. H. Belmont
Re: Institute of Sex Research
Indiana University (Kinsey Institute)

RECOMMENDATION:

1. That a representative of the Investigative Division be present during the coming interview in an attempt to exploit the contact from the viewpoint of investigative interest in pornographic matters.

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2. In the event, _____ Dr. Pomeroy of the Kinsey Institute request information from or through the Bureau, they be advised that the official files, documents and records of the FBI are under the regulation of the Attorney General, and we will pass along the details of their request to the Attorney General.

✓
Right
g

b7c

LAWRENCE S. GREENBAUM (1915-1951)

EDWARD S. GREENBAUM
HERBERT A. WOLFF
MORRIS L. ERNST
LEO ROSEN
HARRIET F. PILPEL
WILLIAM F. WOLFF, JR.
WIRTH H. KOENIG
MAURICE C. GREENBAUM
HERBERT A. WOLFF, JR.
JOHN A. WIENER
CHARLES E. HEMING
FREDERIC S. NATHAN

GREENBAUM, WOLFF & ERNST
285 MADISON AVENUE
NEW YORK 17, N. Y.

TELEPHONE MURRAY HILL 5-1582

CABLE ADDRESSES:
GREWOLFERN, NEW YORK
MORERNST, NEW YORK

September 25, 1959

MALCOLM A. HOFFMANN

PLATT V. KETCHAM
JULIA PERLES
BARRY LEE COHEN
RICHARD M. ADER
MARY MOERS WENIG
NANCY F. WECHSLER
MORTON DAVID GOLOBERG
ALAN U. SCHWARTZ
NORMAN W. ARNHEIM
NORMAN S. POSER

Mr. Richard W. Smith
Federal Bureau of Investigation
Justice Department Building
Washington, D.C.

Dear Mr. Smith:

I have just been advised by the Director of the Institute for Sex Research, Inc. at Indiana University that they are so hard at work on the book dealing with sex offenders that they do not feel they can take any time now to come to Washington in connection with the various matters you and I have discussed.

However, their Field Director and one of the founders of the Institute, Dr. Wardell B. Pomeroy, plans to be East within a month or six weeks. He has asked that as soon as the dates become definite, I get in touch with you again with a view to setting up the appointment we have had in mind.

Meanwhile, my best regards to you.

Yours,

CS

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ENCLOSURE

REC-37

162-105761-

10 OCT 2 1959

F1 [Signature]

Assistant Attorney General
Malcolm R. Wilkey

2-Original & copy
1-yellow file copy
1-Section tickler

1-Mr. Belmont
1-Mr. Rosen

November 13, 1959

Director, FBI

INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

Indiana

b7c 5-6-

_____ came to this Bureau on the afternoon of November 12, 1959, as a representative of the captioned Institute. _____ advised that Dr. Wardell B. Pomeroy of this Institute was conducting extensive research into the field of "erotica" in connection with a study of "sex offenders" and that Dr. Pomeroy believed this Bureau was in possession of "erotica" which would assist in his research.

According to _____ the Public Health Service has made a grant of \$152,000 toward this research project. She felt that this grant, along with the probable approval of a prospectus of this project by the Public Health Service, created a situation wherein the "sex offenders" project was similar to any project directed by a Federal agency. _____ did not say that, in fact, the project was being directed by the Public Health Service. In addition, _____ claims that the captioned Institute was an agency of the State of Indiana and a part of an educational institution, Indiana University, were used by her as further bases for requesting "erotica" from the confidential files of this Bureau for this research project. _____ was of the opinion that the product of this research project would be published in a book.

D.C.
As the legal representative of Dr. Pomeroy made the following specific requests:

1. That Dr. Pomeroy be granted the right to examine "erotica" in the possession of this Bureau
2. That Dr. Pomeroy be given or loaned "erotica," under restrictions to be specified
3. That if the "erotica" cannot be given or loaned, Dr. Pomeroy be given copies of the "erotica"

See Note on Yellow page 2.

MAILED 25
NOV 13 1959
COMM-FBI

- Tolson _____
- Belmont _____
- DeLoach _____
- McGuire _____
- Mohr _____
- Parsons _____
- Rosen _____
- amm _____
- otter _____
- Sullivan _____
- Room _____
- _____

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NOV 16 1959

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KINSEY INSTITUTE

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Assistant Attorney General Malcolm R. Wilkey

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requested that she be given a decision on the first request as soon as possible, as Dr. Pomeroy would be in Washington, D. C., within a few days.

It was pointed out to [redacted] that the official files, documents, and records of this Bureau are under the regulation of the Attorney General and that her requests would be passed along to the Department of Justice. [redacted] also supplied several documents and collateral material which she thought might be of interest to the Department. This material is enclosed.

No further action is contemplated by this Bureau.

Enclosures (7)

NOTE ON YELLOW:

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Based on memo Sullivan to Mr. Belmont captioned same, dated 11-13-59, [redacted]

The enclosed material mentioned above consists of:

- b7c
1. Justification for Desire to Increase Collection of "Erotica"
 2. Memorandum on the case of United States vs. 31 Photographs
 3. The opinion of Edmund L. Palmieri, U. S. D. J.
 4. [redacted]
 5. [redacted]
 6. [redacted]
 7. Report of the Institute For Sex Research, June 30, 1955

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: June 18, 1959

FROM : Mr. W. C. Sullivan *WCS*

SUBJECT: INSTITUTE OF SEX RESEARCH
INDIANA UNIVERSITY (KINSEY INSTITUTE)

DeLoach
McGuire
W.C. Sullivan

Tolson	_____
Boardman	_____
Belmont	_____
Mohr	_____
Nease	_____
Parsons	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Holl	_____
Gan	_____

b2c
[redacted] came to the Central Research Section at 3:00 p. m., June 17, 1959, and was interviewed by Supervisor

[redacted] advised that her law firm was representing the captioned Institute and attempting to assist them in resolving some of their research problems. According to [redacted] the captioned Institute is now interested in conducting research in pornographic material developed by the police in New York City. Allegedly, this research product would be used for study to combat this evil. [redacted] indicated that the U. S. Public Health Service was giving funds to assist in this study inasmuch as the Public Health Service is "to benefit by it."

The crux of the matter as presented by [redacted] was (1) there is a New York State statute which prohibits New York City Police from divulging pornographic material to anyone other than the New York State Police, New York or Federal legislative arms or the FBI; and (2) the captioned Institute might conceivably obtain this information from the FBI after the FBI had obtained it by request from New York City Police.

[redacted] indicated that she was sort of thinking out loud and definitely was not making any sort of official request regarding this matter. Further, she stated that she wished this contact to remain in confidence. [redacted] was informed that, of course, no advice could be given in this matter. However, she undoubtedly knew that the divulging* from FBI files was under Department of Justice regulations. Because of the obviously devious nature of the whole idea in circumventing a New York State statute through the medium of the FBI, it was pointed out that many problems might have to be resolved in any undertaking involving this prohibition in a New York State statute as well as Federal law

- 1 - Mr. Belmont
- 1 - Mr. Rosen

1 - Mr. DeLoach

1 - Section Tickler

(7)

EX
~~60~~ JUN 22 1959

REC-15

10 JUN 19 1959

51 * Of information
DEC 1 1959

62-105761-12
1450-896
file this

Memorandum to Mr. Belmont
Re: INSTITUTE OF SEX RESEARCH

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involving the interstate transportation or mailing of material of this nature. [redacted] seemed to be of the opinion that fewer problems would be involved if arrangements could be made on a local level for obtaining data directly by the Institute. [redacted] also volunteered that she doubted that she would be in contact with us again on this matter as this sort of thing could set a precedent for a "run" on the Bureau's store of information. [redacted] reiterated that she did not intend this inquiry to be considered an official request and that she would recontact the Bureau before any action to involve the Bureau in a request of this nature.

A check of Bufiles reveals in June and July, 1957, our Indianapolis Office was in contact with officials of the captioned Institute in an attempt to obtain information regarding the source of supply of obscene material received by them for their research. Nothing was developed due to the policy of the Institute not to disclose the source of its material. (145-0-612, 628)

RECOMMENDATION:

For information in the event there is further contact on this matter.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: November 13, 1959

FROM : W. C. Sullivan *WCS*

SUBJECT: INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

672K

Sullivan

W.C. Sullivan

Tolson
Belmont
DeLoach
McGuire
Mohr
Parsons
Rosen
Tamm
Trotter
W.C. Sullivan
Tele. Room
Holloman
Gandy

Reference is made to the memorandum from W. C. Sullivan to A. H. Belmont dated September 28, 1959, in this matter which advised that

_____ would come to the Bureau with Dr. Wardell B. Pomeroy of the captioned Institute and probably make a request for pornographic material from FBI files for use by this Institute. This memorandum noted that if such a request is made, they would be advised that the official files, documents, and records of the FBI are under the regulation of the Attorney General and we would pass their request on to him.

_____ came to the Bureau as planned on the afternoon of November 12, 1959, and was interviewed by Supervisor _____ in the presence of Supervisor _____. Dr. Pomeroy was unable to come as scheduled and the plan to exploit the contact from the viewpoint of obtaining any material or information in their possession which would be of an investigative interest could not be consummated.

_____ developed a much more aggressive approach than on her previous visit. She stated that Dr. Pomeroy of the captioned Institute was conducting extensive research into the field of "erotica" (literary or artistic items relating to sex) in connection with a study of "sex offenders," and that he believed this Bureau was in the possession of "erotica" which would assist in his research. According to _____ the Public Health Service had made a grant of \$152,000 toward this project. She felt that this grant, along with the probable approval of a prospectus of this project by the Public Health Service, created a situation wherein the "sex offenders" project was similar to any project directed by a Federal agency. _____ did not say in fact that the project was being directed by the Public Health Service. In addition _____ claims that the captioned Institute was an agency of the State of Indiana and a part of an educational institution, Indiana University, supplied further bases for making "erotica" from the confidential files of this Bureau available for this research project. _____ was of the opinion that the product of this research would be published in a book.

Enclosures *Sent 11-13-59*

- 1 - Mr. Rosen
- 1 - Mr. Belmont
- 1 - Mr. Keep
- 1 - Section Chief
- 1 - Mr. Smith

ENCLOSURE
material in file

REC-101

62-105761-3

NOV 19 1959
CENTRAL SEARCH

62 DEC 2 1959

OK... Just to file...

Memorandum to Mr. Belmont
Re: INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

b7c
As the legal representative of Dr. Pomeroy made the following specific requests. She asked that

- (1) Dr. Pomeroy be granted the right to examine "erotica" in the possession of this Bureau.
- (2) Dr. Pomeroy be given or loaned "erotica" under restrictions to be specified.
- (3) If the "erotica" cannot be given or loaned, that Dr. Pomeroy be given copies of the "erotica."

requested that she be given a decision on the first request as soon as possible as Dr. Pomeroy would be in Washington, D. C., within a few days.

It was pointed out to that the official files, documents, and records of this Bureau are under the regulation of the Attorney General, and that her request would be passed along to the Department of Justice.

supplied considerable information which in her mind should be considered in this matter. Included were the listing of eight "scientific" questions which could be considered in justifying this research request. In addition she supplied Photostats of the opinion of U.S. District Judge for the Southern District of New York Edmund L. Palmieri in the case "United States vs. 31 Photographs" which stated on October 31, 1957, that "erotic" materials imported into the United States for the purpose of scientific study could be legally delivered to the captioned Institute. She also supplied Photostats of material collateral to this proceeding, including an affidavit of James V. Bennett, Director of the Bureau of Prisons in which he states that science has a legitimate interest in the study of "erotic" material and that the above Institute has made substantial contributions to our knowledge in this field. The affidavit of Paul H. Gebhard of this Institute revealed that considerable data had been collected from authorities at penal institutions of five states, police as well as other law enforcement authorities, and the courts in Baltimore, Maryland. Copies of material enclosed to the Department have been prepared for Bureau files. Original material for the Department is being held in Room 7625 pending approval of enclosed letter.

Memorandum to Mr. Belmont
Re: INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

RECOMMENDATION:

That the enclosed letter to the Department including the requests of captioned Institute for "erotic" material from Bureau files be approved.

b7c

V. ✓
In so far as any material
which is B.S. it is
not going to be made
available to this outfit.

Assistant Attorney General
Malcolm R. Wilkey

Director, FBI

2-Original & copy
1-Yellow file copy
1-Section tickler

November 17, 1959

1-Mr. Belmont

1-Mr. Rose

INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

Reference is made to Bureau communication of November 13, 1959, in the captioned matter which set forth the details of a request for "erotica" from the confidential files of this Bureau for study by the Institute for Sex Research, Inc. This request was made by

b7c

On the afternoon of November 17, 1959, telephoned the Bureau to impart the information which she supplemented later by telegram, that Dr. Wardell Pomeroy of the captioned Institute would be in Washington, D. C., for several days starting November 18, 1959. She stated that he would be most grateful if he could meet with someone with whom he could discuss the request made by [redacted]. She also expressed her thanks for anything that could be done to expedite this matter. [redacted] was advised that this message would be passed along to the Department of Justice as were here requests of last week.

No further action is contemplated by this Bureau.

NOTE:

caption,

Based on memo Sullivan to Belmont, 11-17-59, same

- Tolson _____
- Belmont _____
- DeLoach _____
- McGuire _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- W.C. Sullivan _____
- Tele. Room _____
- Holloman _____
- Gandy _____

RECORDED 21
NOV 18 1959

62 DEC 2 1959 TELETYPE UNIT

EX. REF. 62-10576-104
NOV 18 1959
E B I
NOV 18 1959
LW.28

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont *MB*

DATE: November 17, 1959

FROM : W. C. Sullivan *WCS*

SUBJECT: INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

Tolson	_____
Belmont	_____
DeLoach	_____
McGuire	_____
Mohr	_____
Parsons	_____
Rosen	_____
Tamm	_____
Trotter	_____
Tele. Room	_____
Holloman	_____
Gandy	_____

At approximately 2:10 PM.

b7c cally contacted Supervisor [redacted] telephoni-
 of Central Research Section
 regarding the status of her request for "erotic" material from Bureau
 files for research use of captioned Institute. This request was made the
 subject of a memorandum from W. C. Sullivan to A. H. Belmont and a
 letter to Assistant Attorney General Malcom R. Wilkey, both on November 13, 1959.
 In the letter to the Department it was stated that [redacted] asked that she be given
 a decision as soon as possible on her request that Dr. Wardell B. Pomeroy
 be granted the right to examine "erotica" in the possession of this Bureau,
 as Dr. Pomeroy would be in Washington, D. C., in the next few days.

[redacted] was advised that this matter had been referred to the
 Department of Justice for a decision as I had told her would be done at the
 time of the interview on the afternoon of November 12, 1959.
 [redacted] stated that she wanted to advise the appropriate party of Dr. Wardell B. Pomeroy's
 intended visit to Washington, D. C., starting November 13 and wanted to send
 a wire to the Bureau for referral to the Department as there were so many
 attorneys in the Department she would know where to send it there.
 [redacted] was advised that if she chose to send further information or inquiry regarding
 this matter, it would be passed on to the Department for their information and
 to be considered in conjunction with that already submitted. This was agreeable
 to [redacted] who advised that she would send the attached wire. The wire
 is quoted:

"FURTHER REGARDING OUR CONFERENCE (,) DR. WARDELL
 POMEROY WILL BE IN WASHINGTON FOR SEVERAL DAYS START-
 ING TOMORROW NOV. 18TH AND WE WOULD BE MOST GRATEFUL
 IF THERE WERE SOME ONE WITH WHOM HE COULD MEET TO
 DISCUSS THE REQUESTS MADE ON HIS BEHALF BY ME LAST
 WEEK. THANKS FOR ANYTHING THAT CAN BE DONE TO EXPE-
 DITE THIS MATTER

b7c
ENCLOSURE

REC-38 62-105761-5

Enclosures *sent 11-18-59*

- (6)
- 1 - Mr. Rosen
- 1 - Mr. Belmont

1 - Section tickler

10 NOV 24 1959

1 - CLEN

ARCH

Memorandum to Mr. Belmont

Re: **INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION**

b7c
[redacted] was advised during the course of the telephone conversation this afternoon information submitted by her in this wire would be forwarded to the Department of Justice, it does not appear necessary to again advise her of this action by letter.

RECOMMENDATION:

That enclosed letter including information and inquiry be referred to the Department.

FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

NOV 17 1959

WESTERN UNION

TBI WU J090 PD

AV NEWYORK NY NOV 17 303PME

b7c

FEDERAL BUREAU OF INVESTIGATION
DEPARTMENT OF JUSTICE

FURTHER REGARDING OUR CONFERENCE DR. WARDELL
POMEROY WILL BE IN WASHINGTON FOR SEVERAL DAYS STARTING TOMORROW
NOV. 18TH AND WE WOULD BE MOST GRATEFUL IF THERE WERE SOME ONE
WITH WHOM HE COULD MEET TO DISCUSS THE REQUESTS MADE
ON HIS BEHALF BY ME LAST WEEK. THANKS FOR ANYTHING THAT CAN BE DONE
TO EXPEDITE THIS MATTER

ENCLOSURE

332P.

REC-101

62-105761-5

10 NOV 24 1959

CENTRAL RESEARCH

Assistant Attorney General
Malcolm R. Wilkey

November 20, 1959

REC-22 Director, FBI
62-105761-5

2-Original & one to De
1-yellow
1-Mr. Rosen
1-Mr. Belmont

INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

b7c

1-Section tickler

Reference is made to Bureau communications of November 13 and 17, 1959, in the captioned matter, relative to a request for "erotica" from the confidential files of this Bureau for use of the Institute for Sex Research, Inc. Bureau communication of November 17, 1959, noted that Dr. Wardell Pomeroy of the captioned Institute would be in Washington, D. C., for several days starting November 18, 1959, and he wished to further discuss with someone the request for "erotica."

On November 20, 1959, Dr. Pomeroy came to this Bureau and indicated that persons considering this matter may be interested in knowing that he had contacted the Post Office Department for "erotica." According to Dr. Pomeroy, an adviser to Postmaster General Arthur E. Summerfield had stated that he would recommend that confiscated "erotica" be made available to the captioned Institute by the Post Office Department. Dr. Pomeroy advised that there had been no final decision relative to this matter.

Dr. Pomeroy also stated that the Institute had been successful in obtaining "erotica" from several courts of local jurisdiction. He commented that no information was being obtained from Federal courts.

In connection with the final form of this research project, Dr. Pomeroy was of the opinion that there would be sufficient material for a book or a part of a book. This was not definite as the final product was "several years away."

It may be of collateral interest to note that during the course of the conversation, Dr. Pomeroy volunteered that the position of the Institute had not changed. The Institute could not divulge to this Bureau for investigative purposes the sources of its "erotica" as it would cut

NOTE: Based on memo Sullivan to Belmont 11-20-59, same caption

MAILED 19
NOV 23 1959
COMM-F-1

- Tolson _____
- Belmont _____
- DeLoach _____
- McGuire _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- W.C. Sullivan _____
- Tele. Room _____
- Holloman _____
- andy _____

62 DEC 9 1959 TELETYPE UNIT

Assistant Attorney General Malcolm R. Wilkey

the Institute from its sources of supply for research. Dr. Paul Gebhard, director of the Institute, had advised Bureau representatives of this position on July 11, 1957.

Dr. Pomeroy advised that he was leaving the city on November 21, 1959, and he expected to return to his headquarters in Bloomington, Indiana, within a few days. He stated that any correspondence in this matter could be directed to him and supplied the enclosed card which includes information concerning his address.

Dr. Pomeroy was advised that this information would be passed along to the Department of Justice as was previous information relating to this matter.

No further action is contemplated by this Bureau.

Enclosure

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont *AB*

DATE: November 20, 1959

FROM : Mr. W. C. Sullivan *WCS*

SUBJECT: INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

Tolson	
Belmont	
DeLoach	
McGuire	
Mohr	
Parsons	
Rosen	
Tamm	
Trotter	
W.C. Sullivan	
Tele. Room	
Holloman	
Gandy	

b7c

Reference is made to memoranda from W. C. Sullivan to Mr. A. H. Belmont dated November 13 and 17, 1959, enclosing letters to the Department on the same dates relative to a request for "erotica" from the confidential files of this Bureau for use by the captioned Institute. The Director noted the following: "In so far as any material which FBI has it is not going to be made available to this outfit. H," on the memorandum of November 13, 1959. Memorandum of November 17, 1959, included information that Dr. Wardell Pomeroy of the captioned Institute would be in Washington, D. C., for several days and wished to further discuss the request for "erotica."

On November 20, 1959, Dr. Pomeroy came to this Bureau and indicated that persons considering this matter may be interested in knowing that he had contacted the Post Office Department for "erotica." According to Dr. Pomeroy, an adviser to Postmaster General Arthur E. Summerfield had stated that he would recommend that confiscated "erotica" be made available to the captioned Institute by the Post Office Department. Dr. Pomeroy advised that there had been no final decision relative to this matter. Dr. Pomeroy also stated that the Institute had been successful in obtaining "erotica" from several courts of local jurisdiction. He commented that no information was being obtained from Federal courts.

In connection with the final form of this research project, Dr. Pomeroy was of the opinion that there would be sufficient material for a book or a part of a book. This was not definite as the final product was "several years away."

It may be of collateral interest to note that during the course of the conversation Dr. Pomeroy volunteered that he had experienced very good relations with the Bureau in the past and hoped that this would continue. However, he thought he should say that the position of the Institute had not changed. The Institute could not divulge to this Bureau for investigative purposes the sources of its "erotica" as it would cut the Institute from its sources of supply for research. Dr. Paul Gebhard, director of the Institute, took this stand with Bureau representatives on July 11, 1957. (145-0-628)

- Enclosure *sent 11-23-59*
- 1 - Mr. Rosen
 - 1 - Mr. Belmont
 - 1
 - 1
 - 1 - Section tickler

244
1959

b7c

REC-22 62-105761-6
EX 109

2 DEC 3 1959

CENTRAL RESEARCH CRIME REC.

Memorandum to Mr. Belmont
Re: INSTITUTE FOR SEX RESEARCH, INC.

b7c Dr. Pomeroy advised that he was leaving the city on November 21, 1959, and he expected to return to his headquarters in Bloomington, Indiana, within a few days. He stated that any correspondence in this matter could be directed to him and supplied a card, being forwarded to the Department, which includes information concerning his address. Dr. Pomeroy did not exhibit the aggressive characteristics previously exhibited by his attorney

Dr. Pomeroy was advised that this information would be passed along to the Department of Justice as was previous information relating to this matter.

RECOMMENDATION:

That the enclosed letter be sent to the Department forwarding information supplied by Dr. Pomeroy. Of course, this Institute or Dr. Pomeroy is not going to get the material in question. As Pomeroy's legal representative previously was told that this matter had been referred to the Department for a decision, Pomeroy was told the same thing.

V. S

- 1 - Mr. Belmont
- 1 - Mr. Rosen
- 1 - Mr. DeLoach
- 1 - Section tickler
- 1 - Yellow
- 1 - Original

b7c

December 11, 1959

can

b7c

5-

Dear

RECEIVED
ROSEN
DEC 14 3 13

The inquiry contained in your letter of December 9, 1959, has been brought to my attention.

Your requests relating to the Institute for Sex Research have been forwarded to the Department of Justice and no further action in this matter is contemplated by this Bureau.

Sincerely yours,

J. Edgar Hoover

John Edgar Hoover
Director

MAILED 8
DEC 11 1959
COMM-FBI

NOTE ON YELLOW:

Based on memorandum Sullivan to Belmont 12-11-59 captioned "Institute for Sex Research, Inc., Founded by Alfred C. Kinsey, Request for Information,"

REC-61

EX-133

6 DEC 15 1959

REC'D-READING ROOM
FBI
DEC 11 2 47 PM '59

62-105761-7

- Tolson
- Belmont
- DeLoach
- McGuire
- Mohr
- Parsons
- Rosen
- Tamm
- Trotter
- W.C. Sullivan
- Tele. Room
- Holloman
- Gandy

62 DEC 21 1959

MAIL ROOM TELETYPE UNIT

FBI
MAIL ROOM

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. A. H. Belmont

DATE: December 11, 1959

FROM : Mr. W. C. Sullivan *WCS*

SUBJECT: INSTITUTE FOR SEX RESEARCH, INC.
FOUNDED BY ALFRED C. KINSEY
REQUEST FOR INFORMATION

Tolson	_____
Belmont	_____
DeLoach	_____
McGuire	_____
Mohr	_____
Parsons	_____
Rosen	_____
Tamm	_____
Trotter	_____
W.C. Sullivan	_____
Tele. Room	_____
Holloman	_____
Gandy	_____

You may recall that

b7c _____ has been aggressively following a request for "erotica" (literary or artistic items relating to sex) from the files of this Bureau to be utilized by the captioned Institute. On memorandum of November 13, 1959, in this matter, the Director noted: "In so far as any material which FBI has it is not going to be made available to this outfit. H."

As the legal representative of the captioned Institute, _____ on November 12, 1959, came to the Bureau and asked that (1) Dr. Pomeroy of the Institute be granted the right to examine "erotica" in the possession of this Bureau; (2) Dr. Pomeroy be given or loaned "erotica" under restrictions to be specified; and (3) if the "erotica" cannot be given or loaned that Dr. Pomeroy be given copies of the "erotica." It was pointed out _____ by the interviewing supervisor that the official files, documents, and records of this Bureau are under the regulation of the Attorney General, and that her request would be passed along to the Department of Justice. This information, along with her inquiry by telephone and wire of November 17, 1959, and the interview of Dr. Wardell Pomeroy of the captioned Institute have been transmitted to the Department with the statement "No further action is contemplated by this Bureau."

By letter of December 9, 1959, the attached letter was directed to the interviewing supervisor. _____ inquired whether the addressee had received any response to "the request for an opinion" addressed to the Attorney General.

_____ further indicated in this letter that she wished to expedite the matter, hoping that "something could be arranged" for one of the next visits of two officials of the captioned Institute, Dr. Pomeroy and Dr. Gebhard. A copy of her letter was indicated for her client, Dr. Gebhard of the Institute.

REC-22

Enclosures *1 sent 12-11-59 to Washington*

- 1 - Mr. Belmont
- 1 - Mr. Rosen
- 1 - Mr. DeLoach
- 1 - _____
- 1 - Section tickler

ENCLOSURE

EX-136

62-105761-8

W.C. Sullivan
TOLSON

DEC 30 1959

Memorandum to Mr. Belmont
Re: INSTITUTE FOR SEX RESEARCH, INC.

It is noted that this letter of December 9, 1959, refers for the first time to the Institute for Science Research, Inc., whereas all previous references have been to the Institute for Sex Research. A check of Bureau files and available public source material fails to indicate any reference to an Institute for Science Research, Inc. This could easily be a mistake in transcription of her dictated letter. As recently as 20 days ago Dr. Pomeroy referred to the name, Institute for Sex Research.

RECOMMENDATION:

That the enclosed letter be sent to _____ merely acknowledging her inquiry and reiterating previous statements that the matter has been referred to the Department and the fact that no further action is contemplated. It does not appear desirable to pass this follow-up on to Department as it may exaggerate the Bureau's interest in this matter (1) in view of a communication to the Department following this matter within the past 20 days, (2) in view of the statement to the Department that the Bureau contemplates no further action, and (3) there is no further information to pass on to the Department.

b7c

✓
OK.
K

LAWRENCE S. GREENBAUM (1915-1951)

EDWARD S. GREENBAUM
HERBERT A. WOLFF
MORRIS L. ERNST
LEO ROSEN
HARRIET F. PILPEL
WILLIAM F. WOLFF, JR.
WIRTH H. KOENIG
MAURICE C. GREENBAUM
HERBERT A. WOLFF, JR.
JOHN A. WIENER
CHARLES E. HEMING
FREDERIC S. NATHAN

GREENBAUM, WOLFF & ERNST
285 MADISON AVENUE
NEW YORK 17, N. Y.

TELEPHONE MURRAY HILL 5-1582

CABLE ADDRESSES:
GREWOLFERN, NEW YORK
MORERNST, NEW YORK

MALCOLM A. HOFFMANN

PLATT V. KETCHAM
JULIA PERLES
BARRY LEE COHEN
RICHARD M. ADER
MARY MOERS WENIG
NANCY F. WECHSLER
MORTON DAVID GOLDBERG
ALAN U. SCHWARTZ
NORMAN W. ARNHEIM
NORMAN S. POSER

December 9, 1959

Richard W. Smith, Jr., Esq.
Federal Bureau of Investigation
Department of Justice
Washington, D. C.

Dear Mr. Smith

Re: Request of Institute for Science
Research, Inc.

I wondered whether you had had any response to the request for an opinion you were kind enough to address to the Attorney General in connection with the above.

Doctors Pomeroy and Gebhard do get to Washington from time to time and I hope that perhaps something could be arranged on one of their next visits.

In any event thank you for anything you can do to expedite this matter.

With kindest personal regards.

Yours,

b7c
c.c. Dr. Paul Gebhard

EX-136

REC-22

MCT-42

62-10576

DEC 11 1959

LIAISON

LAWRENCE S. GREENBAUM (1915-1951)

EDWARD S. GREENBAUM
HERBERT A. WOLFF
MORRIS L. ERNST
LEO ROSEN
HARRIET F. PILPEL
WILLIAM F. WOLFF, JR.
WIRTH H. KOENIG
MAURICE C. GREENBAUM
HERBERT A. WOLFF, JR.
JOHN A. WIENER
CHARLES E. HEMING
FREDERIC S. NATHAN

GREENBAUM, WOLFF & ERNST
285 MADISON AVENUE
NEW YORK 17, N. Y.

TELEPHONE MURRAY HILL 5-1582

December 15, 1959

Mr. Tolson	_____
Mr. Belmont	_____
Mr. DeLoach	_____
Mr. McGuire	_____
Mr. Mohr	_____
Mr. Parsons	_____
Mr. Rosen	_____
Mr. Tamm	_____
Mr. Trotter	_____
Mr. W.C. Sullivan	_____
Tele. Room	_____
Mr. Holloman	_____
Miss Gandy	_____

CABLE ADDRESSES:
GREWOLFF, NEW YORK
MORERNST, NEW YORK
MALCOLM

PLATT V. KETCHAM
JULIA PERLES
BARRY LEE COHEN
RICHARD M. ADER
MARY MOERS WENIG
NANCY F. WECHSLER
MORTON DAVID GOLDBERG
ALAN U. SCHWARTZ
NORMAN W. ARNHEIM
NORMAN S. POSER

440

Mr. John Edgar Hoover, Director
United States Department of Justice
Federal Bureau of Investigation
Washington 25, D.C.

Dear Mr. Hoover:

Thanks for your letter of December 11th. On the basis of the information set forth, we shall communicate directly with the Department of Justice. We appreciate the courtesy extended to our clients and us in this matter by Messrs.

Sincerely,

btw

EXP. PROC.
DEC 18 1959

CS

Handwritten notes on left margin:
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62-105761-9

REC-68

7 DEC 22 1959

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REC-68

THREE

REC-68

2,800 Sex Offenders Give Figures for Kinsey Report

HOLLYWOOD, May 2 (AP).—The Kinsey Reports—first penetrating look at U. S. sex habits—are continuing studies of modern sexual problems.

The newest project: How and where human sex activity runs afoul of society and the law.

More than a decade has passed since the first Kinsey report shocked the nation with its findings:

One of two American husbands has sex relations outside of his marriage.

One of four American wives commits adultery.

One of ten American women is pregnant before she marries.

Eighty-five per cent of the women and 95 per cent of the men could be jailed one time or another for some element of their sexual behavior.

When Dr. Alfred Kinsey died in 1956 as a result of a heart attack, he left the Institute for Sex Research to carry on his work. One of its purposes:

To provide an accurate picture of how people behave sexually to aid in the realistic formulation of sexual values and restraints, and in general to aid law-making bodies, psychiatrists, sociologists, clergymen and other scholars of human behavior.

The institute's small staff is now at work on the Indiana University campus, sifting through 2,800 prisoner interviews for the fourth report: Sex offenders.

"One of the problems is that the law is so constituted that a great deal of human sexual activity is illegal," explains Dr. Paul H. Gebhard, institute director.

"In consequence, many of the people who have been fined or incarcerated on sex charges will probably prove to be very much like the average individual."

Statutory Rape

For instance, most states have laws forbidding intercourse with under-age females, whether they consent or not. This is statutory rape, and every prison holds persons convicted on this charge.

However, Dr. Gebhard believes it is pointless to study deeply the background of a man whose offense was intercourse with his under-age fiancée.

The new report, due sometime next year, covers minor and serious offenses—ranging from rape and offenses against children to peeping.

Women have been eliminated from the new report, largely because most female offenses have a commercial nature, such as prostitution, and the rest are relatively rare.

"As a result there are whole classes of sexual offense that are male monopolies," Dr. Gebhard notes. "Take peeping, for instance."

"If you went to the police of any large city and asked them how many female peepers they had caught, they'd laugh in your face. They probably never heard of such a thing."

In the same respect, you seldom hear of a female dressing in male clothes, or of a female who wants to change her sex to male.

One reason is that the average woman hasn't as strong a sex drive as the average man, Dr. Gebhard says, and, although there are exceptions, the average woman never reaches the peak of sex interest attained by the average male.

Dr. Gebhard notes that physically and emotionally, humans are not given to taking only one mate. He explains it this way:

Monogamy is a cultural condition we've chosen to impose on ourselves, and in consequence there is a considerable amount of extramarital activity.

Monogamy is generally easier for women than for men. But even women have polygamous tendencies, cropping up in dreams or fantasies.

Different Controls

Societies have taken different roads to control the problems of sex among their members. Thus few prohibitions apply to all mankind.

Premarital intercourse, taboo in the United States, is socially acceptable in many European countries and elsewhere.

And sometimes societies make trouble for themselves in the already difficult area of human drives and emotions.

"Take our own society, for example," Dr. Gebhard says.

"There's this great stress on physical beauty. Look at the inescapable advertising that's being pounded in on our female population day in and day out.

"Be beautiful. Dress stylishly. Wear this perfume. Use this soap. And the whole emphasis is to be beautiful—that is, be sexually attractive. Adopt the maniaisms of the latest Hollywood stars.

"So on the one hand, society is strongly encouraging sexual attractiveness. But when it comes to the logical conclusion of sexual attractiveness—sexual behavior—then society suddenly reverses itself and says: No, no.

"So we have this peculiar situation of encouragement on one hand and repression on the other. It's almost schizophrenic."

The sex offender study already indicates such things as: A positive correlation between alcohol and sex offense.

Little connection between drug addiction and sex offense. (If a man is a serious addict, very often sex life is nonexistent, Dr. Gebhard says.)

- Tolson
- Mohr
- Parsons
- Belmont
- Callahan
- Malone
- McGuire
- Rosen
- Tamm
- Trotter
- W.C. Sullivan
- Tele. Room
- Ingram
- Gandy

V. file of [unclear] DR

- The Washington Post and Times Herald _____
- The Washington Daily News _____
- The Evening Star _____
- New York Herald Tribune _____
- New York Journal-American _____
- New York Mirror _____
- New York Daily News _____
- New York Post _____
- The New York Times _____
- The Worker _____
- The New Leader _____
- The Wall Street Journal _____
- Date _____

REC-76, 62-105761-A
NOT RECORDED
46 MAY 10 1960

59 MAY 11 1960

UNITED STATES GOVERNMENT

Memorandum

- Tolson
- Belmont
- Mohr
- DeLoach
- Casper
- Callahan
- Conrad
- Felt
- Gale
- Rosen
- Sullivan
- Tavel
- Trotter
- Tele. Room
- Holmes
- Gandy

TO : Mr. DeLoach *DL*

DATE: 5-10-65

FROM : M. A. Jones *MAJ*

SUBJECT: THE 1965 KINSEY REPORT
BY DR. PAUL GEBHARD, INDIANA UNIVERSITY
LADIES' HOME JOURNAL
MAY, 1965

Kinsey Research Institute

b7c

The above has written another "egg-head" article in which he makes light of the danger of sex offenders and he indicates that he and his associates are firmly convinced that "lurid" warnings to children concerning sex offenders "tend to encourage a sort of paranoid fear of all strangers and all men" without preventing any significant number of offenses. He says that the man who molests a child is usually not a stranger but someone who knows the child. He says that sexual crimes are far rarer than the headlines would indicate.

His article is a summary of his book which will appear in July, 1965, and is the first of two articles to appear in this publication summarizing his book. The article to appear in June will explain the misconceptions held by both sexes concerning the attitude of each other toward sex.

Bufiles reveal Gebhard was contacted in July, 1957, by the Bureau at Indiana University in connection with the collection of obscene material it held for use in connection with its research. Gebhard declined to furnish the names of persons who furnished them the material since he had promised his sources not to reveal their identities.

OBSERVATIONS:

There is, of course, no way that Gebhard or the Bureau can determine how many children have been saved from being molested by vicious sex offenders and statistics are not maintained concerning the acquaintanceship of the offender with his victim. Regarding his allegation that sex crimes are rarer than headlines would indicate, the 1963 Uniform Crime Reports indicate a 2.3 percent increase over the preceding year in forcible rape, and other sex offenses (including statutory rape) increased by .9 percent. The 1964 preliminary release issued in March on crime statistics reflects a 19 percent overall increase in the forcible rape category which

2- ENCLOSURE
1- Mr. DeLoach

- 1.
- 1.

11 MAY 18 1965

(Continued on next page)

M. A. Jones to DeLoach Memo
RE: THE 1965 KINSEY REPORT

is the greatest increase noted for any of the offenses reported. These are, of course, only those cases which were resolved by arrest and it is well established that most of these offenses are never reported to the police due to the embarrassment of the victim.

RECOMMENDATION:

For information. Gebhard's article in the June issue will be reviewed for information of pertinent interest to the Bureau.

✓

bx

THE 1965 KINSEY REPORT

Our Dangerous Sex Laws

By DR. PAUL GEBHARD

LADIES' HOME
JOURNAL
MAY, 1965

One spring evening a young man in California carefully took all the identification papers from his wallet and left them behind at his home. From his automobile he removed the registration certificate, bearing his name, which state law requires to be attached in plain view to the steering column. He hid this in the glove compartment, locked it—and then went on the prowl. He soon found a woman walking alone on an otherwise deserted street, forced her into his car, drove her to a lonely dirt road and raped her. But the car got stuck, and he needed help getting it started again; so he had the woman get out and give the car a push. As she shoved against the rear bumper, her eyes were only inches from the license plate. She had plenty of time to memorize the number, and as soon as he let her go she reported it to the police. The young man went to prison, where he was still serving his sentence when I interviewed him.

This man was one of many, young and old, in prison for sexual offenses of all kinds, whose cases are summarized in the new report that the Institute for Sex Research will publish in July. His particular story is of special interest for two reasons. He comes close to what public opinion regards as the vicious and uncontrollable "sex criminal": His crime was premeditated, his victim selected entirely by accident; he struck at the first woman he found, without regard to her age or physical appearance. And he also exhibited a peculiar quirk that seems common to these men: Although he was extremely careful about his wallet and his registration certificate, he was grossly careless on the matter of the license plate, a detail that anyone smart enough to take the other precautions might have been expected to remember.

At the very beginning of the institute study, when the late Dr. Alfred Kinsey, Dr. Wardell Pomeroy and I began visiting prisons to conduct our interviews, we were struck by the fact that very few of the prisoners resembled the boogeyman of popular imagination—the "sex fiend," hopped up by dope, his imagination fired by pornography. Some, indeed, were the most pathetic and harmless of bumbling. And virtually all were what modern slang calls losers: They were generally

from low-class homes; they had very little education or success at jobs, and they went about their crimes so ineptly that they practically fell into the arms of the police.

For the readers of the *Ladies' Home Journal*, perhaps the outstanding message of the new report is that the average American woman and her children are in far less danger of becoming victims of a sex criminal than is generally supposed.

We live in an age of frank discussion, and newspapers, therefore, feel far freer than in the past to talk about sex crimes on the front page and in considerable detail. Prosecuting attorneys lecture about sex criminals, sometimes with more eye to headlines than to facts. The police visit schools to show movies warning girls against talking to strange men. As a result, we seem to be threatened by danger on all sides. Unmarried women living in big cities ask for unlisted phone numbers to avoid the obscene calls. Suburban mothers drive their daughters to and from school to thwart the lurking stranger. But the truth is:

Sexual crimes, especially those involving force or violence, are far rarer than the headlines would indicate. Moreover, the kind of men who get involved in sexual offenses tend to be concentrated in the poorer neighborhoods of our cities; they live and commit their crimes largely on their own side of the tracks. The chances that a woman living in a good neighborhood will encounter a sadistic rapist, or that her daughter will be injured by an attacker, are not very much greater than the danger of being struck by lightning.

The stereotyped "sex criminal" of popular imagination turns out to be many different kinds of men. Contrary to general belief, few of them take dope, although many of them do commit their crimes under the influence of alcohol. And few are in any way inspired by pornography. As the institute's previous reports have shown, pornography of all kinds is mostly read and enjoyed by men of more than average intelligence and with vivid imaginations. The men in prison for sexual offenses, on the other hand, turned out to be men of rather low intelligence and imagination. Their disinterested and indeed scornful attitude toward pornography was perhaps best summed

The late Dr. Kinsey's Institute for Sex Research tells for the first time why the public picture of typical sex offenders is wrong; why the significance of sex crimes may have been greatly exaggerated; and how girls, without knowing it, can provoke molesters.

up by one fairly typical prisoner who told me, "You can't do nothin' with a pitcher."

Many of the mothers of America should find reassurance in this fact. Boys, at puberty, often begin to take a surreptitious interest in risqué magazines, and sometimes wind up with collections of outright pornography. A mother who finds such possessions hidden in her son's room need not be unduly concerned, for this does not mean that he will grow up into a fiend or a pervert. Not one of the men we interviewed seemed to have gone to prison as a result of exposure to pornography, either immediately before his crime or even at some distant time back in his adolescence.

Another reassuring truth we found is that, while experiences with phone callers, exhibitionists and Peeping Toms can be shocking and distressing, these men are generally harmless. The Peeping Tom is frequently a man who resorts to peering at women behind windows because he lacks the courage to have anything to do with women at closer range. And the exhibitionist, in most cases, is not really making a sexual overture; in fact, he would probably flee in panic at any sign of interest on his victim's part. These men are the sorriest of the sexual offenders—men who are often incapable of normal sexual relations and therefore resort to such substitutes, men who are in almost every case psychologically sick. In many ways it is foolish to think of them as criminals and send them to prison. What they really need is psychiatric treatment.

At the other extreme is that highly dangerous man who attacks a little girl. The rape of a child is, of course, a horrible thing, and often causes appalling physical injuries. Even in prison the men guilty of such a crime are totally ostracized by their fellow inmates, including the most callous safecrackers and most brutal murderers. Fortunately, although most people have the opposite impression from reading newspaper stories of child-molesting, these men are the rarest of sex offenders.

The unpleasant topic of child-molesting deserves a good deal more frank discussion than it has ever had in the past, for it conjures up a picture that is usually far more lurid than the facts.

ONE OF THE MOST IMPORTANT BOOKS OF 1965 IS THE FOURTH OF THE FAMOUS "KINSEY REPORTS," WHICH WILL BE PUBLISHED IN JULY. LIKE THE PREVIOUS REPORTS, IT IS DESTINED TO BE BOTH HIGHLY CONTROVERSIAL AND INFLUENTIAL. BEGUN IN DR. ALFRED C. KINSEY'S LIFETIME AND COMPLETED BY HIS SUCCESSORS AT THE INSTITUTE FOR SEX RESEARCH AT INDIANA UNIVERSITY, IT IS A MASSIVE STUDY OF 2,721 MEN. OF THESE, 1,356 WERE SERVING PRISON TERMS FOR SEX CRIMES. IT REPORTS MANY SURPRISING NEW FACTS ABOUT THESE CRIMES AND THEIR CAUSES. IT ALSO CONTAINS INVALUABLE ADVICE—AND REASSURANCE—FOR PARENTS, AND PROVOCATIVE OBSERVATIONS ABOUT LAWS AND CUSTOMS THAT GOVERN SEXUAL BEHAVIOR. THIS SUMMARY OF THE REPORT WAS PREPARED EXCLUSIVELY FOR THE JOURNAL BY DR. KINSEY'S SUCCESSOR AS DIRECTOR OF THE INSTITUTE FOR SEX RESEARCH, WITH THE ASSISTANCE OF ERNEST HAVEMANN, WHO HAS CLOSELY FOLLOWED THE WORK OF THE INSTITUTE FOR MORE THAN A DECADE. THE NEW REPORT IS ENTITLED **SEX OFFENDERS: AN ANALYSIS OF TYPES** (HARPER & ROW). THE BOOK WAS WRITTEN BY DR. GEBHARD IN COLLABORATION WITH HIS ASSOCIATES JOHN GAGNON, WARDELL POMEROY AND CORNELIA CHRISTENSON.

—THE EDITOR

When the newspapers report that a man has been arrested for molesting a little girl, or "making overtures," as the papers sometimes say, most readers jump to the conclusion that it was a case of rape or attempted rape. Actually, most cases of child-molesting are something quite different. Strange as it may seem, most of these men find their erotic pleasure in merely fondling little girls, and often do not even attempt to touch their private parts. Of the child-molesters whom we interviewed, only one in 10 had made an attempt at rape.

Even the other nine-of-10 cases, of course, are most distasteful to contemplate—but the fact is that they are far less serious than generally believed. Most of the little girls who have gone through such an experience hardly know what happened to them and are upset very little, if at all—unless their parents or the school and police authorities, as so often happens, become panic-stricken. The moral for parents, in the unlikely event they should ever face this situation, is to remain as calm and reassuring as possible—for it seems to be largely the parents' reaction to the experience, rather than the experience itself, that is traumatic for the child.

This raises some serious doubts about the wisdom of the frequent warnings that young girls keep hearing nowadays about lurking strangers. The actual rapist is as rare and his actions as unpredictable as a mad dog; there is really nothing that a parent can do, short of maintain a 24-hour-a-day vigil, to prevent his attack. The other child-molesters, though somewhat more common, do not in themselves

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