

H A R V A R D U N I V E R S I T Y  
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JOAN SHORENSTEIN CENTER ON THE  
PRESS, POLITICS AND PUBLIC POLICY

THE GOLDSMITH AWARDS SEMINAR

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Littauer Building  
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Cambridge, Massachusetts

BEFORE: ALEX JONES  
Director  
Joan Shorenstein Center on Press  
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1		<u>I N D E X</u>	
2			
3	<u>OPENING REMARKS</u>		<u>PAGE</u>
4	Alex Jones		3
5			
6	<u>PANELISTS</u>		
7	Linda Greenhouse		20
8	David Barstow		21
9	Chuck Neubauer		23
10	Richard Cooper		25
11	Mei-Ling Hopgood		4
12	Paul D'Ambrosio		8
13	Bryan Staples		69
14	Skip Hilday		10
15	Phil Williams		56
16	Joe Stephens		46
17			
18	<u>QUESTION AND COMMENT SEGMENT</u>		
19	Ted Gup		42
20	Victor Ashe		49
21	Carol Bradley		64
22	Timothy Carlson		67
23	Rebecca MacKinnon		71
24			

P R O C E E D I N G S

(9:03 a.m.)

1  
2  
3 MR. JONES: Let's begin. I'm Alex Jones, I'm  
4 the Director of the Joan Shorenstein Center on the  
5 Press, Politics and Public Policy. And I want to  
6 welcome you to what we have always looked forward to as  
7 a sort of follow up colloquy after the Goldsmith  
8 Awards, to talk about journalism, to talk about  
9 investigative journalism and especially to talk about  
10 the future of journalism.

11 What I'm going to do this morning is to first  
12 go, in alphabetical order, by news organization, and  
13 ask the finalists, each of them in turn, representing,  
14 I mean a spokesman or two from the organization,  
15 however you want to sort of arrange it, but to talk for  
16 a few minutes about the piece that you did, the  
17 challenge, the project and especially the problems that  
18 you had that you found you had to overcome.

19 I think that obviously I know each of you could  
20 probably talk for a whole morning about what you did,  
21 and how you did it and what not, if you would focus  
22 especially though on problems that you ran into that  
23 you had to find solutions to and how you approached

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1 finding those solutions. Let me start with Mei-Ling  
2 Hopgood from the *Dayton Daily News*.

3 Mei-Ling, if you would, speak into the  
4 microphone there.

5 If you recall, the *Dayton Daily News* did the  
6 series on the Peace Corps.

7 MS. HOPGOOD: Hi. We met resistance from the  
8 Peace Corps immediately. My colleague, Russell Crow,  
9 actually began the series, I joined it about six months  
10 into the investigation, but initial contacts with the  
11 agency were lukewarm, a little bit responsive. They  
12 did provide some reports that they had on safety, but  
13 then they stopped answering his calls altogether. He  
14 filed Blair requests and they went unanswered, so I  
15 joined the project in September of 2002 and we decided  
16 we need to file a lawsuit because they were not  
17 responding at all to our requests.

18 So a lot of our reporting came from traveling  
19 around the world, contacting relatives here in the US,  
20 getting medical and criminal files from them, getting  
21 actually more detailed criminal files from some other  
22 countries than we did the Peace Corps itself. After we  
23 did file the lawsuit, they became more responsive but,

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1 before, they redacted names of countries, names of  
2 government employees, country directors. I mean we  
3 could derive them but we had to rely a lot on networks  
4 of volunteers to flesh out the stories, the assaults  
5 that were sort of mentioned in the Peace Corps IG  
6 reports and by hearsay through other volunteers.

7 The Internet was a really great resource, Peace  
8 Corps volunteers are all over the Internet and they are  
9 telling you all their business, so you can usually  
10 contact them that way, but there is a very strong  
11 network of Peace Corps volunteers that we used as well.

12 MR. JONES: We were contacted, as I'm sure you  
13 are well aware, from some people in the Peace Corps who  
14 have objected to the series and complained that they  
15 felt like it gave a distorted view. How widespread is  
16 that view within the Peace Corps and how have you dealt  
17 with that?

18 MS. HOPGOOD: Well it was important, right up  
19 front, to say in our story that we were not taking away  
20 from the positive experiences of those who did not have  
21 assaults against them, who had good experience in the  
22 Peace Corps. There are many and we acknowledged that,  
23 but what we were taking a look at is the agency's

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1 treatment of crime against volunteers and their  
2 handling of actually incidents. It's a little bit  
3 similar, I try to explain it to people that when we  
4 cover crime, as journalists, I mean we do do stories  
5 about safety programs, etcetera, but we cover it in a  
6 different light.

7 And we have written and many other media have  
8 written great, happy stories about the Peace Corps, I  
9 mean I don't think that's lacking. But that particular  
10 group of volunteers who wrote to the Goldsmith, and I  
11 don't know who else, they had been very active, it's  
12 just a small group of them. But if you look on chats  
13 of Peace Corps volunteers, the dialogue about it is  
14 very varying, depending on their experience, but I mean  
15 we expected that. It's a very, it's a sort of a  
16 sacred, well it's not sort of, it's a sacred cow agency  
17 and there are very noble intentions and people who do  
18 good work in the agency, we were never--

19 MR. JONES: How did you come to do this series?

20 MS. HOPGOOD: Me or the paper?

21 MR. JONES: Well the *Dayton Daily News*.

22 MS. HOPGOOD: Russell keeps, he collects all  
23 GAO reports and IG reports, and he knew of this

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1 database, this assault database, and the team in  
2 Dayton, sort of brainstorming the ideas they had on  
3 their plate, they picked this one to pursue.

4 MR. JONES: And is the *Dayton Daily News* a news  
5 organization that does projects like this all the time?

6 MS. HOPGOOD: Absolutely, absolutely. I mean  
7 I've been with the *Dayton Daily News* for a little more  
8 than three years, and I've come from larger papers, and  
9 one of the things that attracted me is their ambition  
10 and their desire to do these projects and the  
11 commitment, financially and journalistically, to do  
12 these projects.

13 MR. JONES: Who owns the *Dayton Daily News*?

14 MS. HOPGOOD: Cox Newspapers.

15 MR. JONES: I don't think the *Atlanta General*  
16 *Constitution* does that.

17 MS. HOPGOOD: I can't comment on that.

18 (Laughter)

19 MR. JONES: You know, it's really interesting,  
20 this is not about Cox in particular, but it really  
21 strikes me that Cox is a newspaper family. This is a  
22 private company and it's one of those families that  
23 does, I think, and should aspire to being like the

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1           Grahams and the Salzbergers and such, but there has not  
2           been a huge amount of evidence of that. Does this mark  
3           a change in attitude or has this always been there at  
4           Dayton?

5                    MS. HOPGOOD: Well, at *Dayton*, they have always  
6           been committed to investigative journalism, I mean  
7           Russell has been doing these investigations for years  
8           and years. They were a Pulitzer winner in 1998 for a  
9           medical, perhaps, I think, they also won the Goldsmith  
10          that year, they are very dedicated to this. I think  
11          the other papers are learning, but I can only really  
12          speak from my experience at *Dayton*.

13                   MR. JONES: Interesting, thank you.

14                    Now who is, Paul, are you going to speak for  
15          *Asbury Park*? It's not that Douglas can't speak as  
16          well, but there is sort of one that would take the  
17          lead--

18                    MR. D'AMBROSIO: I would go to Skip when it  
19          comes to the report.

20                    MR. JONES: Okay, fine. If you would, tell us  
21          a little bit about your problems.

22                    MR. D'AMBROSIO: Well the series was talking to  
23          public service and, initially, the problems were the

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1 real lack of information, financial information, about  
2 legislators. We wanted to take a look at the financial  
3 conflicts of lawmakers in our state. And this really  
4 stemmed from an investigation we started a year earlier  
5 concerning the State Senate President, John Bennett,  
6 and we found he had, by the virtue of his power and  
7 position in the State Senate, amassed number of  
8 municipal government attorneyships, which paid him well  
9 over \$200,000 a year.

10 So he had \$100,000 job here, a \$12,000 job  
11 here, a \$15,000 job here, by virtue of all those jobs,  
12 he was able to increase his public pay to astronomical  
13 levels and his pension to boot. When we wanted to look  
14 at the financial records of everyone, there was really  
15 a real dearth of information, the financial reports  
16 they do have to file are vague and well shielded from  
17 really revealing any good, critical information.

18 So what we did was we built our own database,  
19 we got the information, the paper records, that we  
20 could, we turned them into a database and then we  
21 started backgrounding people as best we could, who is  
22 connected to what corporations, and what law firms and  
23 so forth, we used different varieties of sources to

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1 pull this all together.

2 The other problems we ran into included  
3 politicians starting to treat us as a political enemy,  
4 so we were being attacked by both Republicans and  
5 Democrats, and everyone was saying you are working for  
6 the Republicans, no, you are working for the Democrats.

7 We were getting it from both ends, essentially. John  
8 Bennett's best defense was, he said at a press  
9 conference, yes, everything the press wrote about me is  
10 true, but it's because they are working with the  
11 Democrats that they are out to get me, and that was his  
12 theme throughout the whole year concerning his pay to  
13 play, essentially, getting no-bid contracts from the  
14 government.

15 MR. HIDLAY: Alex?

16 MR. JONES: Absolutely.

17 MR. HIDLAY: Paul, if you could, also talk  
18 about the bond database that we were able to get  
19 because that was really critical, because bonding is an  
20 area--

21 MR. D'AMBROSIO: One of the valuable aspects of  
22 the series was we were able to obtain, from a private  
23 vendor, a list of all public bond transactions in New

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1 Jersey, so that totalled -- James, how much, about \$54  
2 billion? It was about \$54 billion, 3,000 bond deals in  
3 the state over a five year period. Looking at that, we  
4 were able to see John Bennett and all the law makers,  
5 how much they made off the bond deals because as a bond  
6 attorney, you work for the township floating these  
7 bonds.

8 And it really became a cash cow for the state  
9 and municipal government and political parties to say  
10 hey, we are not going to raise taxes, let's go and put  
11 a bond out there and as part of that, let's give the  
12 bond work to our favorite law firms and the fees  
13 generated from that totalled hundreds of thousands of  
14 dollars over the years.

15 MR. JONES: You know there really is an  
16 impression, as I suggested last night, that New Jersey  
17 is like Russia, in terms of its culture of sort of  
18 tolerance of corruption. I mean is that a fair, I'm  
19 sure it's not fair, is it an accurate rendering of the  
20 way people respond to revelations like the ones that  
21 you all put before them?

22 MR. HIDLAY: If I can jump in on that one, I  
23 think that it's a cultural corruption that's been

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1 allowed to flourish because the newspapers in the  
2 state, collectively, have not done a good enough job of  
3 really focusing attention on that, thinking that  
4 readers really don't want to know about that or for  
5 whatever reason. This work, as everyone around the  
6 table can attest, takes a great deal of time, and  
7 effort and commitment. In the case of this particular  
8 project, a number of newspapers had nibbled around the  
9 edges, as had we, as had the *Courier Post* when I was  
10 the editor there.

11 You know, you might look at an individual law  
12 maker or an individual public official, but no one had  
13 ever looked at the system, in totality, because it took  
14 so much resources to do it. At the peak of this  
15 project, we had twelve reporters and six editors  
16 working on it, that's the kind of commitment, and we  
17 did it in a five month period of time because we wanted  
18 to get it done before the election. And so I think it  
19 shows, in a way, how, particularly as we get into the  
20 era of corporate ownership and clustering of  
21 newspapers, there is a way that smaller newspapers can  
22 combine forces to do the kind of work that the much  
23 larger newspapers have been noted for for long periods

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1 of time.

2 But it takes, you know, a lot of organization,  
3 and planning and commitment from the editors at all of  
4 these newspapers. We got everybody together in kind of  
5 a war room sort of approach, and that was the start of  
6 the brain storming, but we had the top editor from all  
7 seven Gannett newspapers in New Jersey there, we had  
8 like the projects editor, whoever Paul's equivalent  
9 would be at that newspaper, and then a reporter or two  
10 from each paper, and we just started brain storming and  
11 put everything up on a blackboard to sort of look at  
12 the themes.

13 And we initially were just going to look at the  
14 law makers but what we ended up doing was looking at  
15 the lobbying system, the political boss system, and  
16 then we also tried to look at the issue of how could we  
17 get more information about them, thinking ahead to sort  
18 of being solution oriented, and the final day of the  
19 series looked at solutions.

20 But talk, Paul, if you would, also about the  
21 financial disclosure form, what we did there, which we  
22 got attacked a lot for this.

23 MR. D'AMBROSIO: We felt, with this coming out

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1 six weeks before the election and us discussing the  
2 financial conflicts, it was extremely important for us  
3 to give the public a view, the best view we could, of  
4 the financial holdings of the officials. So, in New  
5 Jersey, everything is "public" but hidden in Trenton,  
6 there is nothing on the Internet. If you want to get  
7 them, you have to take a trip to Trenton, shell out ten  
8 bucks to get a copy of the financial statement forms.  
9 No one, no voter, is going to do that.

10 What we did is we took 1,500 pages of financial  
11 disclosure forms, scanned them in and put them up on  
12 the web, and every day we linked to that at and we said  
13 if you want to check out your elected representative,  
14 go here, but beware, it's not really full disclosure.  
15 What we did to follow that up was we got the Washington  
16 State disclosure form, which is generally considered  
17 the best in the nation, we sent copies to all the  
18 candidates and all of the elected representatives, and  
19 we said we would like you to fill this out, to fully  
20 disclose and become truly transparent to the voters,  
21 all your holdings, and your income and your financial  
22 interests of your family. About 55 guys did  
23 that.

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1 MR. JONES: Out of?

2 MR. D'AMBROSIO: Out of probably 220, 230  
3 candidates and incumbents, but that was a start because  
4 the story that we followed up with was most of the  
5 legislature doesn't want you to know what their  
6 holdings are and what their conflicts are, and that  
7 started a big debate on trying to make politics in New  
8 Jersey much more transparent to the voters.

9 MR. JONES: And how much did the voters really  
10 respond?

11 MR. D'AMBROSIO: My basic fear, and Skip can  
12 attest to this, was we were about to publish 38 pages  
13 over eight days on politics in New Jersey, and we write  
14 about politics everyday and my thought was is New  
15 Jersey voters and readers so jaded it's going to be  
16 like ah, so what? But the response was quite  
17 overwhelming, we received hundreds of letters, people  
18 were outraged, we got air play on the biggest radio  
19 station in New Jersey for weeks on end, and our website  
20 with the financial disclosure forms, the first two  
21 months, got 80,000 hits.

22 So people from all over the state were tuning  
23 in and looking at this stuff, and the real true test of

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1       this was some of the biggest offenders, such as John  
2       Bennett, they lost the election. A year ago, it was  
3       unheard of, he was in a safe seat in a Republican  
4       district and, six weeks after this ran, his numbers  
5       plummeted and he lost the election, essentially, and so  
6       did his running mates. So the Republican district went  
7       Democrat, based on the ethics issue, and a few others  
8       lost on the ethics issue too, and it became the central  
9       theme, during those six weeks, ethics, that candidates  
10      were talking about.

11             They were no longer talking about taxes, and  
12      school funding and all that, they were saying hey, how  
13      can I be a cleaner candidate? Or how can I fulfill the  
14      public's need to have a clean candidate run for office?

15      That sent shock waves through the legislature, after  
16      the election, because if John Bennett could go down,  
17      pretty much anyone could go down. And as of this week,  
18      the ruling Democratic party introduced a 25 point  
19      reform plan, which addressed pretty much all the topics  
20      we noted in the series, so that is very encouraging.

21             MR. HIDLAY: Already, before that had been  
22      unveiled, there were more than 50 ethics reform bills  
23      that were introduced in the legislature that are being

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1 debated as we speak. And the other interesting  
2 phenomenon is that it's trickled down to the local  
3 level, towns are starting to enact bans on that  
4 nepotism, regulations on campaign finance contributions  
5 to take away this perception of corruption, and we  
6 continue to get letters. We continue to do stories,  
7 obviously, on this and also other corruption issues at  
8 local and county levels and the letter traffic is just  
9 incredible.

10 Our Letters to the Editor editor said he had  
11 never seen this kind of response, he had been at the  
12 paper for 25 years and had never seen this kind of  
13 response on one topic. I think we got more than 300  
14 letters just in that period of right after the series  
15 ran, letters and e-mails.

16 MR. JONES: What was the impact on the *Newark*  
17 *Star Ledger* of this series?

18 MR. HIDLAY: Well, again, the difference about  
19 this series, as I said, they, and *The Record*, and  
20 obviously *The Press* and other larger papers that have  
21 the ability to do this kind of work had really nibbled  
22 around the edges of the story, they had done individual  
23 law makers, different things like that, but no one had

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1 ever kind of put it all together. They sort of  
2 studiously ignored it for quite a while but, now,  
3 everybody is covering it because it's really that and  
4 property taxes are the two biggest issues in the state  
5 right now.

6 But part of the issue also, I think why this  
7 became the sort of the lightning rod that it is, is  
8 because we focused such intense editorial page pressure  
9 on it and we followed up the series, the investigative  
10 series, the *Asbury Park Press* did, with an eight part  
11 editorial page series to sort of mirror the  
12 investigative series, and the paper proposed a six  
13 point good government reform plan that we took right  
14 out of basically the solutions that experts had  
15 suggested.

16 And we said this is real simple to fix this  
17 problem, here is what needs to be done; and then each  
18 day we wrote basically a very long, detailed editorial  
19 about each of the six reform planks. And we did some  
20 unusual things, on the first day and the last day of  
21 the editorial page series, we remade the whole look of  
22 the editorial page and we actually devoted the whole  
23 editorial page to this subject, layering it in

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1 different ways to, again try to focus attention. We  
2 referred back to the series online, for anybody that  
3 hadn't seen it, and that got a great deal of attention.

4 And also the other thing that's interesting, in  
5 the era of the Internet, there is a Website that I  
6 believe the *Times* owns called politicsnj.com, which is  
7 kind of like an umbrella site that just links out every  
8 day to anything related to politics and any news  
9 organization's website. So that got the series and the  
10 follow up editorials a tremendous amount of statewide  
11 play, well beyond the circulation of *The Press* or the  
12 collective Gannett newspapers and that, again, kept  
13 that sort of attention focused on it.

14 But I think that intense editorial pressure did  
15 rub a lot of people the wrong way, you know, we've  
16 taken some criticism over that, saying that well you're  
17 being too forceful, or too bombastic or whatever.

18 MR. JONES: You are trying to tell us too much  
19 about what we ought to think, as opposed to just--

20 MR. HIDLAY: I guess, I don't know. I mean I  
21 think what it is is that we are very aggressive, the  
22 tone on the page is not real diplomatic, it's very  
23 provocative and it says, you know, this is a cesspool

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1 and we should clean it up.

2 MR. JONES: Has the Gannett company been  
3 inspired by this to invite you to use this as a model  
4 that they might use in other places?

5 MR. HIDLAY: Yeah. In fact I'm going to be  
6 speaking at an internal publishers meeting in April to  
7 talk about how we did this and how we can combine  
8 forces more frequently in states where there are  
9 clusters, to try to do more of this kind of reporting.

10 MR. JONES: Has it had an impact on the  
11 circulation or the sort of reception of your various  
12 small newspapers in New Jersey?

13 MR. HIDLAY: We haven't seen any noticeable  
14 increase in circulation, we are fighting the same  
15 battles that every daily newspaper in America is  
16 fighting, circulation continues sort of a slow slide.  
17 What we have seen is immense increases in traffic on  
18 our website as a result of this.

19 MR. JONES: Let me interrupt the series to go  
20 to Linda Greenhouse for a moment, about a subject that  
21 I know is going to come up again and again, as we got  
22 through this, and that is the availability of records,  
23 the state of Freedom of Information in the wake of the

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1 Patriot Act. Where do you see us now and where do you  
2 see us going?

3 MS. GREENHOUSE: Right, as Skip was talking, I  
4 was thinking about the impact of the Internet on  
5 reporting and on public information generally, which  
6 has been obviously enormously powerful and beneficial,  
7 both in sort of profound ways that the *Asbury Park*  
8 *Press* experienced and then in just sort of daily ways  
9 that I do my job. When I started covering the Court,  
10 if there was a decision, you basically couldn't have a  
11 knowledgeable conversation about it with anybody that  
12 hadn't physically been at the Supreme Court to receive  
13 it, unless somebody, fax machines were even kind of  
14 primitive in the 1970s.

15 And now the court has a website that's pretty  
16 good and, within half an hour, a Supreme Court decision  
17 is up and you can discuss it with anybody in the  
18 country. And on the Patriot Act, maybe I'm not  
19 experienced enough, but I'm not sure. I mean the  
20 Patriot Act is giving more access to law enforcement to  
21 more stuff, I'm not sure it's giving less access to the  
22 public. Tell me what your question is about.

23 MR. JONES: Well, for instance, there are

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1 limits on libraries, there is just a general perception  
2 that the attitude is don't make information available,  
3 if you can possibly avoid it, and that the legitimacy  
4 of simply wanting to know something, like these  
5 financial disclosure records, may well be that you are  
6 not going to be, what had been on the web, for  
7 instance, and was increasingly on the web, is now  
8 increasingly not on the web. The access is being  
9 curtailed, the Freedom of Information spirit and letter  
10 of the law are being interpreted much more narrowly  
11 now.

12 MS. GREENHOUSE: I'm not actually sure of the  
13 extent to which that's happening on the ground, versus  
14 the kind of buzz around the Patriot Act and the feeling  
15 that, you know, one's library records would be open to  
16 subpoena without your knowing about it and that kind of  
17 thing, but I'm not actually, of course, if it is  
18 happening, we wouldn't know it, I suppose. But whether  
19 that has had a chilling effect on this kind of stuff, I  
20 kind of doubt actually, I think there is a gap between  
21 the rhetoric and the reality of it.

22 MR. JONES: Well let me ask, I mean those of  
23 you who are here and have been on the front lines of

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1       this in the past year, have you found the same as  
2       before, better, worse? Any sense, yourself of where  
3       the state of available information is, whether it's  
4       greater, lesser or the same?

5               MR. BARSTOW: I'm going to completely disagree  
6       with Linda.

7       (Laughter)

8               MR. BARSTOW: It actually is getting, I think,  
9       dramatically worse. If you look, and you have to look  
10      at this in a number of different ways, first of all, at  
11      the federal level, with the federal Freedom of  
12      Information Act, and then you have to look at the  
13      various states with their state, each state has its own  
14      Freedom of Information Act, and I don't know of a  
15      single state, anywhere in this country, where the trend  
16      line is toward more openness. Everywhere, it's toward  
17      less openness, everywhere there are attempts in the  
18      legislature, state legislatures especially, to close  
19      records, to close down more records.

20              And very often, they are using terrorism,  
21      security, things like that as a rationale for closing  
22      down records. And on the federal level, well it's  
23      never been a great day for the federal Freedom of

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1 Information Act and certainly the Justice Department  
2 has given instructions to the federal agencies to take  
3 a very restrictive view of the federal Freedom of  
4 Information Act. And I think people who are using the  
5 federal Freedom of Information Act to try to get at  
6 records are running into a deep resistance.

7 Part of it is driven by 9/11, part of it is  
8 driven by a kind of a, I think, you know, it's driven  
9 by kind of an innate desire for secrecy that's  
10 especially strong right now, in this particular  
11 administration. So I think that there is a real  
12 shift, there is a closing down and it's a real  
13 challenge for us, at least in my experience.

14 MR. JONES: Chuck Neubauer and Richard Cooper,  
15 your series on the Senate, did you run into access  
16 problems? Or how would you characterize your own  
17 experience?

18 MR. NEUBAUER: Having heard Linda talk about  
19 the Supreme Court, the Senate isn't quite as closed as  
20 the Supreme Court but it's pretty close to it. The  
21 Senate and the House have both exempted themselves from  
22 the Freedom of Information Act, records that you could  
23 get on a state legislature and how they do business,

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1       you can get at the state but you can't get from the US  
2       Senate or from the House, they have made it real hard  
3       to get records. I mean the one plus thing that  
4       Congress has done, the Library of Congress, is on the  
5       web now, they post all the bills, and they post through  
6       Thomas and you can look up stuff there, which is really  
7       useful.

8                But Congressmen don't have to tell you any of  
9       their internal deliberations or have their staffs talk  
10      to you about why something is in a bill or how it got  
11      there, and I think we've all seen this. I mean looking  
12      at these appropriations bills, there is little riders  
13      that change a policy and you are lucky if you can  
14      figure out who put that in there, it's a very closed  
15      system.

16               And just to throw in a thing about what David  
17      was saying about the Freedom of Information Act, I mean  
18      I don't know if it's the federal Freedom of Information  
19      Act, if it's post terrorism or not, but we've requested  
20      a lot of stuff that had nothing to do with terrorism,  
21      and you request records on a refinery from the EPA and  
22      the first thing you are told is that oh, well we are  
23      asking the company you've requested the records on to

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1 look at the stuff first to see if they want it  
2 released. Well these are federal records, why does,  
3 you know, it's kind of like the corporate right to  
4 privacy, I don't think it exists in the Constitution  
5 but that's what they are doing.

6 And I'm sure, like everyone at this table, I  
7 still am getting, the stories ran last year, we are  
8 still getting letters saying we are still working on  
9 your Freedom of Information request.

10 (Laughter)

11 MR. NEUBAUER: And then they pull the thing and  
12 it's like or do you want us to stop, I just refuse to  
13 let them off the hook.

14 MR. JONES: Talk, if you would, about your  
15 experience in pursuing this story.

16 MR. COOPER: Could I just add to that?

17 MR. JONES: Sure.

18 MR. COOPER: First, I think we would both  
19 highly endorse what David said about the government,  
20 it's given a whole new rationale for withholding  
21 information. That's not a new impulse in Washington,  
22 but it's given a very strong one and a hard barrier to  
23 overcome. The other thing is that I think the public's

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1 perception of how open the federal institutions, and  
2 particularly the Congress are, is quite at variance  
3 with what the reality is. As Chuck said, what we did  
4 and what he did mostly was try to match up money from a  
5 source with the things that the legislators were doing.

6 You would think it would be a matter of clear  
7 public record who wrote which parts of a law, it's not,  
8 you can almost never tell who introduced the rider,  
9 especially if it's done in conference committees, which  
10 is where a lot of it is done. A lot of things are done  
11 by staff, there would be a consensus reached and then  
12 sort of, outside the public spotlight, the details are  
13 written into the law. Unless somebody will tell you,  
14 it's very hard to know how that happened. That seems  
15 so elementary that you wouldn't imagine that was a  
16 barrier.

17 We were dealing with the relatives and the  
18 children of members of the Senate, primarily, you would  
19 think it's fairly easy to find out who the children of  
20 senators are, it turns out it's not, they won't tell  
21 you. I mean that seems bizarre to me, that you  
22 wouldn't own up to your own children, but--

23 (Laughter)

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1 MR. COOPER: --that doesn't seem to be a  
2 problem for senators. Chuck did lots of nexus searches  
3 and you know, social notes, little births and deaths,  
4 to figure out who the children of Trent Lott were.

5 (Laughter)

6 MR. COOPER: And Ted Stephens and a whole bunch  
7 of others. It's amazing how hard it is to find out the  
8 simplest public things, and of course, you can go to  
9 birth records, but is this exactly the Ted Stephens?  
10 How can you be sure? Somebody needs to, you look for  
11 somebody to confirm that, if they won't do it, it's  
12 very tough.

13 MR. JONES: When you were doing your series,  
14 did you run into overt resistance or was it more a  
15 matter of obstacles to finding out what you needed to  
16 know?

17 MR. NEUBAUER: Well, I mean, first off, with  
18 the senators, maybe half of them talked to us and half  
19 of them didn't, so I mean you've got that resistance  
20 right there. One of the more amazing things was I  
21 could never get, part of the story, one of the stories  
22 mentioned Trent Lott and his son Chet, and I could  
23 never get Trent Lott's press people to even call us

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1 back, I mean they just --. I'm from Chicago and at  
2 least, usually, somebody would call you back eventually  
3 to say no, we are not going to talk to you.

4 I mean there was definite resistance. One of  
5 the things we focused on was a big land bill that  
6 Senator Reed did in Nevada and in Nevada, since 87  
7 percent of the land is controlled by the federal  
8 government, he is kind of like Senator and zoning  
9 planning czar to Nevada. And it was, Reed did talk to  
10 us but they weren't about ready to let the staffers,  
11 who put certain things in, talk to us, I mean it just  
12 isn't done. And one of the things we found with the  
13 senators, I mean they talk a little more than your  
14 Supreme Court justices but basically, they talk to you  
15 once, maybe.

16 MR. JONES: What kind of a response did you get  
17 after it was published?

18 MR. NEUBAUER: Well resounding silence, I mean  
19 on the part of the Senate. I mean they don't have  
20 very, they have very lax ethics rules and it's a club  
21 and in the Senate, it's is really interesting, which I  
22 didn't realize, but everything is done on a consensus  
23 basis so, unlike the House, there really is a thing

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1 where they do try to get along, so you don't have other  
2 senators saying, you know, Senator Stephens has become  
3 a millionaire doing business deals with some of the  
4 people he has helped. You don't have other senators  
5 saying, you know, we should investigate this, it just  
6 doesn't happen, it's pretty much club-like. But to  
7 give credit, both Senator Stephens and Senator Reed  
8 have said that maybe we need to look at the rules  
9 again. I take that as kind of a victory.

10 MS. GREENHOUSE: Just to make a comment on the  
11 appropriations process, and this of course is not a  
12 9/11 related thing but I think it really goes back to  
13 the budget so-called reform process that came in in the  
14 mid `80s and set up this two-track authorization and  
15 appropriation. And it really is a systemic  
16 journalistic challenge that I'm not sure many news  
17 organizations are meeting. I did spend a little time  
18 covering Congress and you know, everybody gives a big  
19 heap to the president's budget request that comes out  
20 in January, and pages and pages.

21 Trees have died, whole forests have died for  
22 the president's budget request, which is, aside from a  
23 couple of policy headlines, there is no relationship to

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1       what's going to come out of the appropriations process  
2       at the end, which you say is highly secretive and  
3       really, this is a general comment, I think would merit  
4       a lot more day to day reporting than it probably gets  
5       right now.

6               MR. JONES:  And one of the raps on the press is  
7       that it makes it very difficult to govern because it  
8       does seem to want to stick its nose in every  
9       deliberation, therefore, people can't really make the  
10      deals, strike the bargains and do the things that  
11      actually make the wheels of government turn.  Do you  
12      buy that, Richard Cooper?

13             MR. COOPER:  Well I guess I wish there were  
14      more truth to that than there is because it seems to me  
15      the wheels turn just fine in the direction that the  
16      people who are turning the wheels want them to turn in.

17      I mean the percentage or the fraction that we learn  
18      and report, compared to the total, it seems to me, is  
19      very small.  I mean we explore things, other people  
20      have here, little corners and pieces, and it takes us  
21      maybe a year.  I think we probably spent most of last  
22      year working on this one set of stories.

23             There were 10,000, I mean it's a million in the

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1 Naked City, maybe not quite that many in Washington,  
2 but there is no limit to the number of stories like  
3 that that are there to be done, and we are not nearly  
4 scoring up the works.

5 MR. JONES: Does anybody want to speak for less  
6 intrusive coverage here? Quite seriously, I mean I  
7 think there is an argument to be made that the  
8 intrusive, often negative, coverage, which is what it  
9 tends to be often, is discouraging good people from  
10 going into politics, it's creating a climate of  
11 negativity that has depressed voting and so forth like  
12 that. This is a group of people that spends a lot of  
13 time in investigative reporting often on government,  
14 and I am sure, for instance, in the State of New  
15 Jersey, one of the things that was being said was this  
16 is the kind of thing that's going to keep good people  
17 from running for office because you are sticking your  
18 nose in their personal affairs, you are trying to get  
19 at what their finances are, it's none of your business  
20 and this is exactly the kind of thing that will keep  
21 good people out of politics.

22 Paul?

23 MR. D'AMBROSIO: Yeah, I think we heard that

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1 from some professors who covered the topic, saying the  
2 more you write about this, the more voters are going to  
3 be tuned out of the system. I think, based on the  
4 response we got, it was totally the opposite. Once the  
5 public feels they are empowered, that they do have the  
6 right to toss out the scoundrels, it involves more  
7 people into the process and the voting system.

8 MR. HIDLAY: One of the things we did was we  
9 actually ran an explainer box on how to register to  
10 vote with every day of the series and then, when we did  
11 the editorial page series, we ran a chart that took up  
12 most of the op-ed page that listed every district,  
13 every legislative district in our circulation area and  
14 the town that were in it because most people don't  
15 know. The average citizen, I think, goes well I don't  
16 know what district I'm in because they cross so many  
17 different municipal boundaries.

18 We listed them and then who the incumbent was  
19 and who the challenger was, their e-mail address, their  
20 snail mail address, their phone number and encouraged  
21 people to call them and let them know. And a lot of  
22 them heard; we heard that anecdotally that they heard a  
23 lot from voters. And then on the day, on the Sunday

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1 before the legislative election, we did a major  
2 enterprise package on the whole issue of the importance  
3 of voting, and it was all built around real people and  
4 them engaging themselves in the system. We profiled a  
5 woman who hasn't missed voting in an election for, I  
6 don't know, 20 years or something, or 25 years, and had  
7 her talk about why it's important, as a citizen, to  
8 exercise your right to vote.

9 We had a Q&A with a democratic congressman, Rob  
10 Andrews, who was very articulate and outspoken on this  
11 issue of corruption in government, he is sort of one of  
12 the crusaders in New Jersey to try to clean things up.

13 And then we had a whole piece about people who were  
14 just struggling to make ends meet because of all the  
15 costs. We tried to analyze how much government is  
16 taking from, you know, just basically average people's  
17 salaries for all the different things and again,  
18 connecting into the issue that corruption is like a  
19 hidden tax in New Jersey, it's driving up the cost of  
20 living.

21 MR. D'AMBROSIO: I just want to add that what  
22 we did see, in the district where Senator Bennett was  
23 from, we had above average voter turnout, and that's, I

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1 believe, due to when there is true political  
2 competition, people will get involved in the system.  
3 The problem with Jersey is we have 40 legislative  
4 districts and maybe five of them are competitive, and  
5 the people in the non-competitive districts, there is  
6 one district where there were no Republicans running  
7 and you had a ten percent turnout. When politics  
8 becomes more competitive, and I think that's where  
9 newspapers come in, to make it more competitive, you  
10 will see much more participation in the electoral  
11 system.

12 MR. HIDLAY: And most of the politicians on the  
13 non-competitive districts are the worse offenders of  
14 this corruption.

15 MR. JONES: David Barstow, your series was  
16 focused mostly on private enterprise but it was focused  
17 also on the lack of government oversight of something  
18 that, theoretically, government should be monitoring.  
19 If you would, tell the story you told in my class  
20 yesterday about the tipping point for you about when  
21 you knew this was a serious story, and how that sort  
22 of, you know, has sort of been threaded through that  
23 concept, through the series, as it's evolved.

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1           MR. BARSTOW: We actually had sort of two  
2 series; one that ran in January, one that ran in  
3 December, and the series that ran in January focused on  
4 this very large pipe corporation and our story began  
5 with actually a tip to my partner, Lowell Bergman, on  
6 an airplane on 9/11, as it turns out. His plane was  
7 grounded and it just so happened that on his airplane  
8 was a government official, who was an old source of  
9 his, and they got chatting, where are you going? What  
10 are you doing? And the official said well I'm going to  
11 Tyler, Texas to investigate a death at a pipe plant  
12 there, and the official said did you know that if a  
13 company wilfully violates safety laws and that causes  
14 the death of an employee, that that's only a  
15 misdemeanor?

16           And Lowell thought that was interesting and he  
17 scribbled that down, and this sort of tip languished  
18 for several months while we were all running around on  
19 9/11. But when the tip sort of came, we decided to  
20 start pursuing it, and I went with Dave Rummell here  
21 down to Tyler, Texas to begin sort of looking into this  
22 situation. Sort of the moment that I realized we had a  
23 story came in an interview I did with a gentleman who

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1 had worked pouring iron in this plant for over 40  
2 years, he had burns, scar marks, all up and down his  
3 arms. His arms were sort of speckled with white  
4 patches where the skin had flaked away over years and  
5 year of pouring iron in this foundry.

6 And he started telling me what it was like when  
7 this company that we were writing about had purchased  
8 this foundry in 1995 and had proceeded to lay off  
9 approximately more than half of the workers, and yet  
10 had insisted that the production quotas remain the  
11 same, that the line had to keep moving just as fast but  
12 with half the workers. And he started describing how  
13 they had laid off relief workers, and the relief  
14 workers are important because if you needed to go to  
15 the bathroom, you had to have a relief worker come in  
16 and take your place on the line while you went to the  
17 bathroom.

18 And he explained how, because they had laid off  
19 relief workers, he was unable to take bathroom breaks,  
20 and this is really terrible in a foundry, especially  
21 because it's so hot in there that you have to drink a  
22 tremendous amount of fluid in order to just keep from  
23 passing out. And this guy started crying as he told me

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1 about having to urinate in his pants, on the line of  
2 this foundry, in the year 1999, in the United States of  
3 America, and I thought at that moment, boy, I don't  
4 know what this story is but there is something here.

5 And when I went back to New York, and I sat in  
6 the office of the executive editor of the *New York*  
7 *Times* and explained this story to him, I told him this  
8 very anecdote and said I don't know where we are going  
9 here, but there is something to be looked at, there is  
10 something to be gotten at here. And that was a kind  
11 of, I guess, a mental image for me that carried me  
12 through many, many, many months to come of hard  
13 slogging and reporting with a bunch of other really  
14 talented journalists at the *New York Times* and  
15 "Frontline".

16 MR. JONES: One of the things that I think that  
17 often happens, both on the journalistic side and on the  
18 receiving end of journalistic inquiry, is that people  
19 infer the reasons for what is happening, why the  
20 journalists are doing what they are doing and the  
21 journalists, in kind, are tempted, and I certainly know  
22 this applies to me, to make connections, to draw lines  
23 between the dots that may seem clearly true and clearly

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1 obvious, that may not be quite as true as they look.  
2 One of the things that struck me about David's story  
3 was something that looked to be very, very true, and  
4 something he was talking about running into but was not  
5 true.

6 And it also strikes me that in the case of, for  
7 instance, the series you are doing on the Senate, the  
8 causality, the direct line, is something we often sort  
9 of declare. Is Trent Lott's son's career as a lobbyist  
10 directly related to Trent Lott's doing things for a  
11 lobbying interest? It certainly looks that way and I  
12 don't know what the standard of proof should be.  
13 David, if you would, talk about the situation you  
14 described yesterday and the sort of reasoning, the  
15 clear reasoning that the company had for why the *New*  
16 *York Times*, had singled it out of all the abusive  
17 companies in the world to go after, with all of these  
18 resources, and all the power and all the prestige of  
19 the *New York Times*.

20 MR. BARSTOW: This is a very private company  
21 owned by the McWane family in Birmingham, Alabama, one  
22 of the wealthiest families in the country, and a family  
23 that had never, ever, ever faced any significant press

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1 scrutiny whatsoever. And it was of course this great  
2 mystery to them, why on earth would the *New York Times*  
3 be looking at us? And the theory that they came up  
4 with had to do with our executive editor, Howell  
5 Raines, who also is from Birmingham, Alabama, and who  
6 in fact knew the McWane family or knew of them.

7 And in fact, even maybe more pertinent, had  
8 gone to college with a man who wasn't a member of the  
9 family but who was the chief executive officer of this  
10 company for many years and in fact, actually, they were  
11 in the same fraternity. And in fact, actually they had  
12 had a little dispute over a girlfriend at one point.

13 (Laughter)

14 MR. BARSTOW: And so of course, naturally, the  
15 inclination there is that this was payback time, and it  
16 had nothing that, it was completely, as I said in the  
17 beginning, it was literally one of those great moments  
18 in journalism where this little tip on an airplane,  
19 from a chance encounter, sort of grew and blossomed  
20 into this 36,000 words in the *New York Times* and an  
21 hour long "Frontline" documentary.

22 MR. JONES: Do you think that anyone in the  
23 company believes that story about 9/11 and sitting on

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1 the plane?

2 (Laughter)

3 MR. BARSTOW: Well it's true. I think, yeah, I  
4 think they probably do, I think they do. Howell might  
5 have been upset about the girlfriend, but he wasn't  
6 that upset.

7 (Laughter)

8 MR. JONES: Well you know what I mean, you  
9 journalists in the room, especially, how tempting it  
10 would be if you came across a relationship like that,  
11 imagine it in a story you are doing, to sort of say  
12 well this is of no importance whatsoever, when in fact  
13 it is of no importance but it certainly doesn't look  
14 like it's of no importance. How do we sort of keep  
15 from making those leaps, that kind of intellectual  
16 honesty that says wait a minute, don't assume anything  
17 like that?

18 I find it very, very seductive to make those  
19 kinds of leaps, especially ones that look like that  
20 they have been hidden, one that you've come across,  
21 like a gold nugget in a mine that makes the connection.

22 Have any of you ever had that kind of an experience  
23 before?

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1 Richard?

2 MR. COOPER: Well, sure, I mean I guess I'm  
3 tempted to say that's what editors are for. But for  
4 me, there is a filter, in the kinds of reporters who  
5 are at this table and in most others, that makes you  
6 stop and say well, is this just a coincidence? Is this  
7 really cause and effect? An example, in our case, we  
8 found more examples of relatives getting money than we  
9 used because we had an internal rule that we had to be  
10 able to show that there was a connection between what  
11 the senator, what the parent did to benefit the giver  
12 and the gift.

13 In other words, if we just found that senator  
14 X's son was getting a lot of money from somebody who  
15 the senator was generally sympathetic with, well that  
16 didn't meet the test, we had to show that there was a  
17 particular provision or some series of transactions  
18 that the company needed or the interest group needed,  
19 and that there was money passing there. So we didn't  
20 just infer that if you got money, it must be for  
21 corrupt reasons. And you just lay out the facts and  
22 you lay out what the senator says, if he is willing to  
23 explain it, and of course then the readers have to

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1       decide.

2                   But you can't know, for an absolutely  
3       certainty, in most cases, people don't confess, sort of  
4       unlike television, on the drama side, so you do have to  
5       go on the circumstantial evidence sometimes. And, of  
6       course, you can make mistakes--

7                   MR. JONES: Well assuming you are just, I don't  
8       doubt that these connections are real. I mean I think  
9       you would be very hard pressed to find a senator, who  
10      has actively opposed a lobbyist's interest, that has a  
11      son thriving in a very sort of beneficial way in that  
12      same interest. Did you find anything like that, by the  
13      way?

14                  MR. COOPER: I don't think we did, did we?

15                  MR. JONES: Did you ever find a senator's  
16      sibling or kid that was working for a group that the  
17      senator actively opposed? Did that happen?

18                  MR. COOPER: No.

19      (Laughter)

20                  MR. COOPER: We did not track down all the  
21      children of every member of the senate. We are  
22      endeavoring to do that but we haven't got there yet.  
23      It could exist.

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1 (Laughter)

2 MR. JONES: They are not in "Who's Who?"

3 MR. COOPER: Some, I guess, but it doesn't seem  
4 there were, no.

5 MR. JONES: Go ahead.

6 MR. NEUBAUER: And we all had a working theory  
7 and, when we got into this, at first, people were  
8 saying well the special interests are buying the  
9 father's votes by hiring the sons, and what we learned  
10 that no, basically the fathers were already doing work  
11 for the special interests. John Brough, Sr. is like  
12 the big guy representing the regional Bell companies in  
13 the Senate, he has been for years, but now two of the  
14 regional Bells are paying his son a couple hundred  
15 grand a year, and what we found was it wasn't that the  
16 regional Bells, I mean they already had Senator Brough  
17 on their side and philosophically, he is one their  
18 side.

19 MR. JONES: The quo came before the quid.

20 MR. NEUBAUER: Yeah, yeah. And they also use,  
21 because in their minds, if they use it as a defense,  
22 they will say well I would have done this anyway,  
23 whether they hired my son or not, which is probably

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1 true, they just don't see that well maybe your son  
2 shouldn't be collecting money for this.

3 MR. JONES: Yes?

4 MR. GUP: Can I ask a question?

5 MR. JONES: Yes. In fact, this is a  
6 conversation that you are all invited to join in so, if  
7 you have questions, absolutely.

8 Ted Gup?

9 MR. GUP: I have a question for David Barstow.

10 This is apropos of Alex's observation, I think, in the  
11 *LA Times* series and in other series that you read, you  
12 never can ascertain what the state of mind is, you can  
13 infer and extrapolate from the circumstantial evidence  
14 if it was a causative factor in some decision or  
15 whatever, and that seems to be the standard. It's not  
16 absolute proof or state of mind, unless there is an  
17 admission, which is extraordinarily rare. So, really,  
18 I think the standard usually is full disclosure and let  
19 the public decide how tight the fix is between this set  
20 of circumstances and the option.

21 Applying that standard to Howell Raines'  
22 personal situation, vis-à-vis the story, why not  
23 disclose it? That is I have seen situations,

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1 personally, in which personal animus has actually  
2 played a role in, if not the initial assigning, in the  
3 allocation of resources to a story. I have seen that,  
4 and I realize how awkward that would be and I would  
5 loath having to be a part of that decision. But how is  
6 it, in their interest of full disclosure, that you  
7 could decide, very early on, this is not germane, that  
8 the public does not have a right to weight this  
9 themselves?

10 MR. BARSTOW: We have never, I mean this hasn't  
11 been some deep, dark secret, we have been, even in our  
12 earliest, I think even in our website on the web, I  
13 think, we even talked about how the story came about  
14 and Howell's connection to this company, or this sort  
15 of brush back in college with this guy who had been the  
16 CEO of this company was not any sort of deep, dark  
17 secret. So I think, I don't know, I'm trying to think,  
18 precisely, how we did disclose it--

19 MR. GUP: In the series itself, I didn't--

20 MR. BARSTOW: Right, in the series itself, we  
21 didn't and I don't know, I guess--

22 MR. GUP: And I'm not saying that you should,  
23 I'm just trying to understand how you wrestled with

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1 this, if you did at all.

2 MR. BARSTOW: Well we certainly were prepared  
3 to wrestle with it and deal with it if, for example,  
4 the company had tried to make this a part of their  
5 defense. If they had raised it themselves in any of  
6 their communications with us, in a formal sort of way,  
7 that this is all about some vendetta over a girlfriend  
8 in college, then we would have dealt with that, we  
9 would have had to deal with it. I guess we weren't  
10 really --. Howell was not deeply involved in the  
11 series itself. I mean I had an initial conversation  
12 with him precisely because I wanted to know do you know  
13 this family?

14 I didn't know, at the time, when I first went  
15 down to Tyler, Texas, and so we had this conversation  
16 about it. And then we didn't really deal with him much  
17 on it until much later on in the process, so it wasn't  
18 like he was sort of driving us on, you know, go get `em  
19 boys, it wasn't like that at all.

20 MR. GUP: You know, I can just hear someone in  
21 the Senate saying it wasn't as though the senator  
22 personally drove this action on, it was a staff  
23 decision. In other words, I mean I'm just trying to

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1       apply similar standards, and I would probably come out  
2       where you came out but I'm not sure that I would  
3       understand or be able to reconstruct or justify why,  
4       and that's why I asked the question.

5               MR. BARSTOW: I mean it's a good question, I  
6       just think that I think we were more than prepared to  
7       deal with it in a very forthright manner, if anyone,  
8       the company never raised that and, at the end of the  
9       day, they never raised that as some cause and effect.

10              MR. JONES: Mei-Ling?

11              MS. HOPGOOD: I just wanted, it's not exactly  
12       the same thing, but the Peace Corps actually, and  
13       former Peace Corps volunteers, there was a group of  
14       them that launched a smear campaign against us before  
15       the series came out. Again, the Peace Corps volunteers  
16       and returned Peace Corps volunteers are very connected  
17       Online, a letter went out from the Returned Peace Corps  
18       Volunteer Association with the agency's statement  
19       saying that we are publishing false data. Basically,  
20       the letter that came to Goldsmith was taken from their  
21       letter but what we did was publish it up front.

22              The Peace Corps wrote us a formal letter  
23       outlining these things and, on the first day of our

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1 series, we published everything that they said and we  
2 had a response. And on our web, we facilitate a chat  
3 in which we are, I mean those volunteers that had  
4 problems were able to vent what their concerns were.  
5 So I mean I think we made a policy of being very up  
6 front about whatever it is they are saying about our  
7 series, even before it even started, so that's  
8 something that we had to deal with.

9 Well there is personal accusations, you know,  
10 why we did this, for awards, and they are calling  
11 Senate and House hearings because of my connections in  
12 Congress, which is, I find, really humorous, but we try  
13 to err --. I mean the Internet is a place where  
14 everybody is going to see that stuff anyway, but we  
15 tried to, up front, publish letters, the concerns that  
16 the agency had, and I thought that was a great  
17 decision.

18 MR. JONES: Joe Stephens, what is Lynn Downy's  
19 secret animus toward the Nature Conservancy?

20 (Laughter)

21 MR. STEPHENS: Well it all goes back to an old  
22 girlfriend, oddly enough.

23 (Laughter)

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1                   MR. STEPHENS:  There is an amazing similarity  
2                   here.

3                   Our pieces on the Nature Conservancy and the  
4                   Environmental Movement actually go way back.  My co-  
5                   writer, who couldn't be here today because he is  
6                   traveling abroad, David Ottaway, has a long time in\*

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1 \* +(nprofit organizations, internationally, and the  
2 influence they have, and he had just started backgrounding  
3 some major nonprofits, and ran across the Nature  
4 Conservancy and notice, first of all, their size was  
5 tremendous, over \$3 billion in assets, and they are located  
6 a couple of miles from our office in Washington, and was  
7 intrigued by this and just kind of read up on them.

8           And nothing much happened because 9/11  
9           happened, and the whole world changed for a while and  
10          everyone was off running in different directions. And  
11          after the dust settled from 9/11, my editor at the  
12          time, Marilyn Thompson, asked me to join David and just  
13          look at this organization, what's going on. And we  
14          just approached it like we would any other large  
15          institution, whether it be a government agency or it be  
16          a business, like Enron. We just checked everything out  
17          and very soon, it was very interesting that they had  
18          trouble answering a lot of very basic questions.

19                 And speaking about FOIA earlier, one of the  
20          interesting things is I have not had a lot of luck with  
21          FOIA but I keep trying, darn it.

22 (Laughter)

23                 MR. STEPHENS: So the first thing I did when I

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1       came onto the project was I pulled out of the files one  
2       of my standard FOIA form letters and I forwarded it to  
3       six or seven agencies to see what comes back, and some  
4       of them still haven't come back, two years later. But  
5       about three days later, I think it was, I received a  
6       call from the number two man at the Nature Conservancy  
7       and he said would you come over to my office? Okay, so  
8       I went over and he said well you have been FOIA'ing  
9       everything on us, I said well how did you know that?  
10      And he said well we've had a whole series of calls from  
11      the FOIA officers at these agencies, and that was a  
12      first in my recollection.

13                I file these all of the time, sometimes on  
14      stories I'm not actually working on and really don't  
15      ever plan to do. It's just kind of you throw these  
16      things out and keep the FOIA officers in business, and  
17      maybe they'll return the favor by giving you a document  
18      one of these days. And then he made the request, he  
19      said I would like you to drop these FOIA requests and  
20      we'll open up our files to you, and that also was a,  
21      that was a rather strange request, and I said well I'm  
22      happy you are going to open up your files, but I think  
23      I'll leave these FOIA requests in, we'll just see if we

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1 get the same thing from both sides.

2 And so the story kind of went from there and  
3 asking very, very basic questions, such as how much is  
4 your chief executive officer paid, became these long,  
5 labored, involved discussions that went on endlessly  
6 and often, on a number of these questions, every time  
7 you would speak with the, at the Conservancy, you would  
8 get a different answer or a different dollar figure,  
9 and it did not breed confidence from fairly early on.

10 MR. ASHE: Do you see any long range changes  
11 that have occurred as a result of your stories now? I  
12 mean in terms of reforming. I mean you read them  
13 periodically--

14 MR. STEPHENS: Right, right--

15 MR. ASHE: --or is it business as usual?

16 MR. JONES: Can you repeat the question?

17 MR. STEPHENS: Oh, yes, the question is have we  
18 seen any real substantial reforms because of our  
19 reporting, and yes and no. We've done probably a dozen  
20 follow up stories talking about various changes, the  
21 Conservancy never uses the word reform. They've  
22 reorganized their board, they've announced that  
23 virtually every different practice we've written about

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1 in our series, that they've stopped and won't do it  
2 again. But I've never seen them actually acknowledge  
3 having done something wrong.

4 So it's this interesting situation where they  
5 say we've decided to do X and, in a number of cases,  
6 they've specifically said --. You know, we had a whole  
7 day on them drilling for oil on a nature preserve,  
8 underneath the last nesting ground of North America's  
9 most endangered bird and, in the process of doing this,  
10 the number of these birds fell in half to, at the time  
11 we wrote the story, I think they estimated there were  
12 14 of these birds left in the wild. And they drilled  
13 underneath and they said the birds had thrived under  
14 this arrangement, and yet their internal documents said  
15 that there was a good possibility that deaths were  
16 related to the drilling and it definitely had increased  
17 the probability of death in these birds.

18 Well after our series, very shortly after, they  
19 made an announcement we will no longer drill for oil on  
20 any of our land, but they said that had nothing to do  
21 with our story. So--

22 MR. JONES: Did you get those internal  
23 documents through FOIA, through access to their files

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1 through a whistleblower? How?

2 MR. STEPHENS: We got reams of documents from a  
3 whole bunch of different sources. In that particular  
4 case, that had been filed as an exhibit in a lawsuit in  
5 Texas that no one had ever examined before. The  
6 lawsuit was about something else entirely but it just  
7 happened that there was a biological opinion, and it  
8 was an interesting also too in that another major  
9 nonprofit, the Russell Sage Foundation, had accused the  
10 Nature Conservancy of stealing.

11 And they actually used the word theft, millions  
12 of dollars in oil from them, that the oil that the  
13 Nature Conservancy had drilled for really wasn't  
14 theirs, which was a whole different issue, which was  
15 quite interesting. And in the process of this, someone  
16 had put in, as an exhibit into this lawsuit, just kind  
17 of a parenthetical oh, by the way, a bunch of these  
18 birds have died and we may have been partially the  
19 cause.

20 MR. JONES: As you were doing this story on the  
21 Nature Conservancy, did you find a lot --. I mean, for  
22 instance, David, talking about his story, has said that  
23 there was an enormous well of people from the company

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1       who were willing to talk to him, who were former  
2       employees in some cases, and whatnot. Was this a  
3       situation in which what was going on at the Nature  
4       Conservancy was viewed as a scandal within the Nature  
5       Conservancy or by the members of the Board of the  
6       Nature Conservancy? Or was it something that basically  
7       everyone sort, in a more of a Peace Corps kind of  
8       response. I mean this is an institution that's an  
9       iconic one, we are for our team and we don't welcome  
10      this.

11               MR. STEPHENS: We definitely had both. I think  
12      we were aided in the fact that the kind of people who  
13      dedicate their lives to working for nonprofit and  
14      working in the environmental movement, they tend to be  
15      very ideological and they are kind of individual  
16      thinkers, they are not institutional thinkers. And so  
17      we definitely we could prey on that, you know, look at  
18      your own conscience in whether you should tell us  
19      what's going on or not, or you really think this should  
20      be secret.

21               Now, on the flip side, a number of people,  
22      especially at other environmental groups who had great  
23      problems with how the Nature Conservancy operated, time

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1 and again, similar language was used that the  
2 environmental movement, it's like a religions and you  
3 don't bad mouth people of other denominations, you keep  
4 it within the church, and not wanting to give the  
5 greater environmental movement a bad image and look  
6 like it's any other big institution, so it cut both  
7 ways. A lot of what we learned about was not widely  
8 known, although some of the trends and mindsets at the  
9 Conservancy were widely known and greatly of concern.

10 One explanation that even other environmental  
11 groups, who didn't like the way the Conservancy  
12 operated at all used was well we are coming at the evil  
13 forces from all sides, and GreenPeace, for example, can  
14 go out and be the crusaders, and that the Conservancy  
15 is kind of the stealthy side. They put on business  
16 suits, and go to board meetings and act like they are  
17 part of them, and they can get some money that way,  
18 which also seemed a little devious to me, that it's  
19 kind of this grand left wing conspiracy when it gets  
20 painted, and some members of the environmental movement  
21 are going to act like they are not really part of us or  
22 think the way we are, and it's still going to come out  
23 for the greater good.

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1           It's very interesting and I think you'll find  
2           that most institutions, even nonprofits and  
3           environmental groups, they all operate and think  
4           ultimately, as they grow, much like other big  
5           institutions, there is not a lot of difference.

6           MR. JONES: How do you compare the availability  
7           of information about a public company, for profit  
8           company, and a nonprofit, be it a philanthropy or some  
9           other kind of nonprofit organization? What is the  
10          state of the law when it comes to what information is  
11          available?

12          MR. STEPHENS: There is very little for  
13          nonprofits. Nonprofits file a tax return on Form 990,  
14          which is public, but those forms are not very revealing  
15          at all. The information is rarely fact-checked by  
16          anybody, the IRS is terribly understaffed for  
17          nonprofits and you are able to put down virtually  
18          anything you want. Many years ago, this is probably 20  
19          years ago, I remember checking a family foundation,  
20          this is unrelated to the Nature Conservancy, and this  
21          one had had a lot of financial setbacks and their  
22          for-profit company had gone under.

23          And I decided to check the family foundation,

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1 and pulled their 990s and the last page of the 990 was  
2 a handwritten note from their accountant that said this  
3 foundation's major asset was a building valued at over  
4 a million dollars, and someone sold it and we don't  
5 know what happened to it this year.

6 (Laughter)

7 MR. STEPHENS: And this had just said it in the  
8 990 and the IRS had never even read this, apparently,  
9 and I called up the IRS and said what are you guys  
10 doing about this? They said that note is in there,  
11 really?

12 MR. JONES: Linda?

13 MS. GREENHOUSE: The *Post* did, speaking of the  
14 *Washington Post* and *Nature*, the *Post* did another very  
15 interesting series, which I think was yours, on the  
16 National Zoo.

17 MR. STEPHENS: Right.

18 MS. GREENHOUSE: Which of course is a federal  
19 agency that led, the *Post* reporting led to the  
20 resignation of the zoo director a couple of weeks ago.  
21 And just as a *Post* reader, I was curious as to where  
22 that came from because, in my mind, it raised some of  
23 the issues that Alex had raised about assumptions and

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1 causation. There were implicit allegations there that  
2 the mismanagement that ensued had caused the deaths of  
3 animals, to some degree it happened when they poisoned  
4 Red Pandas, but the older animals that died, old  
5 animals die. And I was just wondering, as a reader,  
6 whether the dots were all connected in a  
7 non-tendentious way in that series. I just wondered  
8 whether you had any thoughts on it.

9 MR. STEPHENS: I thought it was a very  
10 interesting series and I thought it was well done. The  
11 most striking thing about that series, to me, was the  
12 fact that the National Zoo had gone back and altered  
13 many of their records, after the fact. After reporters  
14 from the *Post* started asking about the records, they  
15 went back and changed facts about the deaths of these  
16 animals. And then, when asked about that later, when  
17 it became apparent that documents were changing, they  
18 said oh well, these are living documents, these are  
19 meant to be changed.

20 (Laughter)

21 MR. STEPHENS: Apparently, after reporters ask  
22 for them, they are meant to be changed an updated.

23 MR. JONES: Yeah?

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1           MR. COOPER: Well actually the one group we  
2 haven't heard from and Alex would understand me asking  
3 if, the WTVF--

4           MR. JONES: We're getting to that, they are  
5 next. Thank you, Richard.

6           In fact, let's move forward then. Here we have  
7 a local television station in Nashville, Tennessee, a  
8 governor and a, you know, basically an ongoing, multi  
9 part series in which the governor, I'm sure, believed  
10 that you were trying to do what you were doing, and not  
11 for journalistic but for some either ideological or  
12 personal reasons. Am I wrong?

13          MR. STAPLES: I think now is the time for Phil  
14 to talk about that old girlfriend.

15 (Laughter)

16          MR. WILLIAMS: Well actually the governor had  
17 several excuses for what we were doing and none of them  
18 had anything to do with his own conduct, of course.  
19 This was really, it's been a two-year focus on the  
20 ethical conduct of Tennessee public officials, the  
21 first part of it, "Friends in High Places", dealt with  
22 no-bid contracts given to friends of the governor; the  
23 second part, "Perks of Power", we really moved on to

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1 the legislature and the Perks enjoyed by state  
2 lawmakers; and the third part, the perks enjoyed by the  
3 University of Tennessee president.

4 When we began investigating the governor and  
5 his friends, we met with great resistance, first from a  
6 public records perspective because we were asking for  
7 the public records from the very people we were  
8 investigating. And so what should have been a fairly  
9 routine request for information quickly became quite  
10 antagonistic. And finally, as much as you want to  
11 maintain that strict sense of objectivity, when you  
12 realize that the subjects of your investigation are  
13 stonewalling, then it becomes much more adversarial,  
14 just by its very nature.

15 We held off on running the first stories for  
16 two weeks, and that was because we were waiting to give  
17 the administration a chance to provide us the  
18 appropriate response, and they kept coming up with  
19 excuses for why they could not cooperate with the  
20 story. They were in the middle of a tax debate, and  
21 then the governor had an economic development trip.  
22 And finally, after holding off on the story for two  
23 weeks, I got a phone call from the press secretary

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1 informing me that they simply had decided not to  
2 cooperate, and that was about 10:30 one morning and we  
3 decided well, the governor has to go to lunch, so we  
4 went and waited outside the capitol, near his car, to  
5 at least give him a chance to not comment on camera.

6 The response, very quickly, these were about 60  
7 stories, three documentaries. After, I believe, the  
8 third story ran, the governor's highway safety office  
9 pulled \$160,000 in highway safety advertising from the  
10 station in retaliation. And then the governor also  
11 basically, as some of our colleagues here have  
12 mentioned, the governor began attacking us, holding  
13 conversations with Capitol Hill reporters, talking  
14 about what we were doing was supermarket tabloid  
15 journalism, and that this was exactly what was wrong  
16 with the state of journalism in America today.

17 And for a lot of our colleagues, especially our  
18 colleagues in print, this was a perfect reason for them  
19 to ignore the story because the defense that we  
20 encountered is a defense that a lot of people have  
21 encountered, was well you are not reporting on anything  
22 that's legal. Of course the people who were taking  
23 advantage of the perks were the ones who wrote the laws

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1 so in many cases it was not illegal. In the minds of  
2 voters, it wasn't right but, so you got into this  
3 argument, that I'm sure a number of people have run  
4 into, legal versus right.

5 But the impact from the contracts  
6 investigation, within a few months, there were FBI  
7 raids on businesses that received state contracts,  
8 where the companies were owned by friends of the  
9 governor. And then, after 18 months of investigation,  
10 this past week, there was the first indictment of a  
11 state labor department official, where a friend of the  
12 governor was named as an unindicted co-conspirator, so  
13 he is next.

14 MR. JONES: Did the *Nashville Tennessean*, which  
15 is the Gannett newspaper in Nashville, did they ignore  
16 this story?

17 MR. WILLIAMS: Initially, yeah. In fact  
18 really, I believe, the first story that they picked up  
19 may have been when our investigation became an issue in  
20 the campaign for the US Senate because now Senator  
21 Lamar Alexander was on the board of one of the  
22 companies that got \$180 million in contracts. And so  
23 Senator Alexander, Lamar Alexander's opponent, Bob

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1       Clement, raised our stories and the investigation that  
2       came from our stories as an issue in the campaign. And  
3       then, interestingly, the governor, in a news conference  
4       he had, accused us of doing our investigation to help  
5       Bob Clement defeat Lamar Alexander. And when I pointed  
6       out to him that I did not think that the FBI was  
7       working for Bob Clement, he thought that was an  
8       "asinine" response.

9       (Laughter)

10               MR. JONES: Victor Ashe, you know, the Mayor of  
11       Knoxville and a Republican, the former Mayor of  
12       Knoxville and a Republican, and Knoxville is where the  
13       University of Tennessee is based and where especially  
14       the part of the story involving the President of the  
15       University of Tennessee, your station was not the only,  
16       you were not the only ones pursuing that story, I know  
17       that there were others as well. But, Victor, from your  
18       perspective as a political figure and a Republican in  
19       the state, were you even aware that this was happening?

20       Is this something that you--

21               MR. ASHE: Are you talking about UT or the--

22               MR. JONES: No, I'm talking about when the  
23       issue about the friends of the governor getting these

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1 no-bid contracts.

2 MR. ASHE: Well the statewide media did a very  
3 poor job of--

4 MR. JONES: Why don't you grab one of these  
5 microphones, you can come use this one.

6 MR. ASHE: I think one of the things that  
7 happens in the media is when one outlet or one venue  
8 gets the story, then the others tend to sort of step  
9 away from it, and it's only when it becomes of such  
10 magnitude that you can no longer avoid it, like an  
11 indictment, that the others will take note, and you all  
12 can respond as to whether that's professional rivalry  
13 or what the real issue is.

14 MR. JONES: Rivalry.

15 (Laughter)

16 MR. ASHE: Particularly in a few of the two  
17 newspaper towns that are left, when one newspaper gets  
18 a hold of it, the other will ignore it as well as they  
19 can and, often, they like drawing media will. In this  
20 case, it was like fraud opinion and it really didn't  
21 get the statewide coverage that it should have gotten,  
22 it also got coverage in middle Tennessee where they are  
23 located. And obviously since I follow the political

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1 scene, I knew about it. But to suggest I knew a lot  
2 about it, it didn't get covered in Knoxville in the, we  
3 are down to a one newspaper town, it didn't cover it,  
4 and a lot of alternative, it's not the *National Scene*,  
5 which is much more active alternative newspaper.

6 So, as a result, it really never got around. I  
7 mean the indictment came forward is of this woman who,  
8 frankly, is just an unknown figure, it may be a little  
9 bit like Watergate. I think the first couple  
10 indictments were really minor players but they led to  
11 other things and it may, in this case, lead to other  
12 things, I don't know if it will or not. And we are  
13 talking about, by the way, the former governor, not the  
14 current Governor of Tennessee, in this regard.

15 But the station did a great job, but I think  
16 they were out by themselves. I don't think their  
17 colleagues in the electronic media, the radio, I'm not  
18 even sure Steve Gill, the talk show host, picked it up,  
19 maybe. I mean you could answer that. Nashville has  
20 several radio talk show hosts that normally feed on  
21 things and even they didn't seem to pick up on it, and  
22 the former governor was not a very popular figure. His  
23 unpopularity had more to do with his advocacy of the

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1 income tax than it did with this, this sort of was  
2 icing on the cake, in terms of his sagging popularity,  
3 but his basic reason for being unpopular was the tax.  
4 In his view, a tax reform, in the public's view, a tax  
5 increase that he was pushing. He almost fell below  
6 double digits, in terms of his, he was probably down to  
7 20 and below when he left office, in terms of the  
8 popularity.

9 MR. JONES: I should say that Tennessee has a  
10 history of putting its governors in jail--

11 MR. ASHE: But I also might say, in terms of  
12 Lamar Alexander, and I don't know his role in this,  
13 obviously, but I mean he followed Ray Blanton who did  
14 go to jail.

15 MR. JONES: That's what I mean.

16 MR. ASHE: But Lamar, as governor, was  
17 considered a reformist, to clean up the mess, a  
18 straight arrow type of governor. Since he left office,  
19 there probably has been other business deals. To my  
20 knowledge, we did, but he sort of was Mr. Straight  
21 Arrow at the time he served as governor.

22 MR. JONES: But when Lamar Alexander became  
23 governor, he became governor early, at the urgent

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1       action of the legislature because Ray Blanton, the  
2       democratic governor that preceded him, was selling  
3       pardons and emptying Tennessee's jails, and the  
4       Democratic legislature, you know, the same, they had to  
5       swear Lamar in quickly or he would have done it 100  
6       percent, apparently.

7               MR. ASHE:  It was his way of reducing over-  
8       crowding.

9       (Laughter)

10              MR. JONES:  He eventually went to the  
11       penitentiary.

12              MR. WILLIAMS:  I think you're saying that  
13       Tennessee is the Jersey of the South.

14       (Laughter)

15              MR. JONES:  There are plenty of Jerseys around.

16

17              Carol Bradley, you worked for a newspaper in  
18       Nashville at one point, does it sound right to you that  
19       the Nashville newspapers would ignore a story like  
20       this?

21              MS. BRADLEY:  Yeah, that sounds par for the  
22       course.  It's a real competitive town, or at least it  
23       was when there were two papers, and I think it's harder

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1 to ignore a story that's in print but you can kind of  
2 hope that no one saw the TV story. So, yeah, and I  
3 think, partly, people assumed that by the time a  
4 reporter, like Phil, comes out with the story, he's got  
5 so much else waiting to come out that, to try to match  
6 that quickly, you are just going to be eating his dust  
7 the whole way. And that's maybe not the right reason  
8 to ignore a story but I think that's very prevalent.

9 MR. JONES: One of the things that I think is a  
10 genuine problem, I mean this is a genuine problem, if  
11 you were a reader of the *New York Times*, you did not  
12 know what the *Dayton News* or the *Los Angeles Times* or  
13 the *Washington Post*, for instance, did about these  
14 stories that have national implications, all of those  
15 do, and vice versa. I mean this is the practice, that  
16 you ignore the initiative reporting, often at  
17 enormously expensive cost of other highly credible news  
18 organizations.

19 Why are we so bound by this? Why can't we seem  
20 to crack this, especially, maybe not with breaking  
21 news, but especially with massive, expensive  
22 investigative projects that lead to remarkable  
23 revelations, like all of these pieces, all of these

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1 series represent, on national issues? Why does the *New*  
2 *York Times* ignore what the *Washington Post* and the  
3 *Los Angeles Times* do? Who would like to address this?

4 (Laughter)

5 MR. JONES: Linda, I know they tried to make  
6 you national editor, if you had been national editor,  
7 would you have ignored these stories?

8 MS. GREENHOUSE: It's way above my pay grade.  
9 But I think Carol's point is a very valid one, the  
10 extent that somebody is putting you into these projects  
11 and you are going to look, you either sort of reprint  
12 it or you are going to look kind of pale and thin, on  
13 just crediting them. And it's a discussion that needs  
14 to be had a high level because obviously you make a  
15 good point, it's a systemic issue. But I'm not sure  
16 there is a one-size-fits-all answer, I think it  
17 probably needs to be tailored to the particular story  
18 and its particular resonance for your own readership  
19 and so on but, yeah, it does need to be looked at.

20 MR. JONES: I subscribe, I live here, of  
21 course, in Boston, and I have the *Boston Globe* and the  
22 *New York Times* on my door step every morning, and I  
23 read both and I had found, somewhat to my surprise,

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1 when I got here, they I needed to read both of them  
2 because the greater power of the *New York Times* is also  
3 its greatest weakness, and this goes for the  
4 *L.A. Times*, and the *Washington Post* and the other major  
5 newspapers. You get the advantage of the people who  
6 work for the *New York Times* writing for you, and giving  
7 you their vision and version of what's on in the world  
8 and what's important but if they don't write it, you  
9 don't see it.

10           Whereas the *Boston Globe*, even though it's  
11 owned by the *New York Times* company, has a policy of  
12 not publishing anything from the *New York Times*  
13 service. It does take the *Washington Post*, and the  
14 *L.A. Times*, and the Associated Press and others, so  
15 it's not just that these series might more likely  
16 appear in critic form in the *Boston Globe*, but that the  
17 vision of what is happening in the world that's  
18 important is something that is made from a different  
19 perspective because they are looking at it more as  
20 what's out there to choose from, rather than what do we  
21 have today from our people in here, and here, and here  
22 and here.

23           And it really does give you a different

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1 selection of views, especially in the A section,  
2 international/national news area. It's quite  
3 fascinating and it's something that annoys the hell out  
4 of the *New York Times* company, that they will not, the  
5 *Boston Globe* will not. Marty Barrons, the editor, will  
6 not use the *New York Times*, and that's what I hope  
7 continues. Yes? Into the mic, if you would, it's  
8 right here.

9 MR. CARLSON: I would just offer this  
10 observation that just like great imperial power of the  
11 United States Military, it's limited, no matter if you  
12 are the *New York Times*, or the *Boston Globe* or anything  
13 else, and I can understand that after an agency or any  
14 one of these great papers has put in a year of a team  
15 of reporters, that's a huge investment and really, what  
16 is there left to do? If you tried to cover,  
17 defensively, every story that anybody does of such  
18 enterprised reporting, I think you would just be, you  
19 would have little small items and you wouldn't have  
20 your own identity, you wouldn't be doing your own work.

21 And from our point of view, when we did the  
22 book, *Embedded*, we saw a lot of great work and we felt,  
23 a lot of people have said that when they've read any

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1       one newspaper, that they weren't really covering the  
2       war well, and I guess the answer to that is to really  
3       understand the scope of journalism or any investigative  
4       piece, you really have to have the enterprised reader.

5       And we looked at a million things and we thought the  
6       coverage was great, but we saw it as a worldwide  
7       coverage. And I just don't think you can apply those  
8       resources, so I would agree with that, the current  
9       practice of somewhat ignoring it until we are forced  
10      to.

11               MS. BRADLEY: I just want to add, in defense of  
12      the papers or TV stations who don't pick up the ball  
13      and also run with it, it's not as if people are sitting  
14      at their desk all day looking at what the competition  
15      is doing, people have their own stories, there are  
16      stories that are scheduled to run at a certain point.  
17      And I think one rule of thumb in the business is don't  
18      lose sleep worrying about what the competition is  
19      doing, go forward with your own stories.

20               MR. JONES: Richard and then Bryan.

21               MR. COOPER: Well I have a differeing,  
22      slightly, and you're right about the parent and I agree  
23      with the reasons that have been given. In fairness to

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1 the Alaska papers, the Fairbanks paper ran our story on  
2 Ted Stephens in almost their entirety, which was, for  
3 their news role, a considerable strain. And the  
4 Anchorage paper wrote very long, detailed stories about  
5 our stories that essentially reprinted large parts, and  
6 in Louisiana, the stuff we did on Senator Burrough was  
7 also picked up in one of the local papers, so it's not  
8 an invariable rule. We were somewhat surprised, and of  
9 course pleased, but it does sometimes happen.

10 MR. JONES: Bryan?

11 MR. STAPLES: As far as the competitiveness,  
12 the stories in Nashville, the other stations in  
13 Nashville, one of the reasons that they didn't touch  
14 the story is that they couldn't touch the story, they  
15 didn't have what we had, they weren't going to have  
16 what we have. As Carol was saying, they were kind of  
17 eating his dust, so to speak.

18 And the other thing is these stories define who  
19 you are as a station, as a paper, so the *New York Times*  
20 is largely the *New York Times*, the prestige you were  
21 talking about, because of story, after story, after  
22 story that they've done over the years.

23 Now for the *Los Angeles Times* to start taking

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1 stories from the *New York Times*, I mean your own  
2 identity, the stories are who you are, so that's why I  
3 don't see a day where the *Los Angeles Times* is going to  
4 run all kinds of stories that are in the *New York Times*  
5 because, at that point, they cease being the  
6 *Los Angeles Times* that you come to read.

7 MR. JONES: Do you really think the day won't  
8 come when the *New York Times* sort of turns its front  
9 page over to the *Los Angeles Times*?

10 (Laughter)

11 MR. JONES: They've really got better stuff  
12 today and we are just going to print their front page.

13

14 (Laughter)

15 MR. JONES: Is this yours? Is this original?

16 MS. GREENHOUSE: No, it's not original, you can  
17 leave it there.

18 MR. JONES: This is relative to the connect the  
19 dots idea, I guess, when you hear hoof beats, think  
20 horses, not zebras. Investigative reporters think  
21 zebras. I think conclusion therefore is --. Where did  
22 this come from? Just sort of like an aphorism,  
23 original one, from Linda Greenhouse, you heard it here

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1 first.

2 (Laughter)

3 MR. JONES: Yes?

4 MS. MACKINNON: I just have a practical  
5 suggestion maybe, a way to address this problem using  
6 new technology, all of these stories are on the web.  
7 Okay, so you might not know about them, if you are an  
8 individual reader, unless you are being a very  
9 aggressive, active searcher on the web. But why  
10 couldn't the Shorenstein Center or somebody affiliated  
11 with the Shorenstein Center set up a web log or a  
12 website that links to all the best investigative  
13 journalism happening around the country every week,  
14 saying these are the best stories going on at this  
15 time, this one in New Jersey, this one in LA and so on.  
16 And if you want to know the best stuff that is being  
17 uncovered nationwide, you come to this one website and  
18 you can see what's going on, so maybe that's something  
19 to consider in the future.

20 MR. JONES: Do you want a job?

21 (Laughter)

22 MR. JONES: Rebecca is a Shorenstein Fellow  
23 from CNN and she has been investigating, she has

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1 started her own blog this semester and I think blogging  
2 is something that she has decided is the wave of the  
3 future. I think that's a great idea.

4 MS. MACKINNON: But I think this is longer--

5 MR. JONES: I think that's really an  
6 interesting idea.

7 MS. MACKINNON: --where you could really use  
8 it.

9 MS. HOPGOOD: You can look at IREs,  
10 investigative reporters and editors, to look at, they  
11 do log those every week and every time it comes out,  
12 and they write us and ask us how we did our stories,  
13 etcetera. Romaneska does, you know, marks on a--

14 MR. JONES: Romaneska's stuff is especially  
15 about the media.

16 MS. HOPGOOD: It is, but I mean a lot of our  
17 stuff ends up on there.

18 MR. JONES: I like it, I mean I think Romaneska  
19 should really change to a title that's more accurate,  
20 mediagossip.com, the sort of first stop for most  
21 journalists every day. Yeah?

22 MR. GUP: I just wanted to go back to that  
23 issue of competitiveness, I think it works at two

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1 levels, both at the individual and the institutional  
2 level. At the individual level, when you get a rocket  
3 up your backside in the middle of the night from an  
4 editor saying why the hell didn't we have this, the  
5 natural inclination is to say it's not real.

6 MR. JONES: Or it's not important.

7 MR. GUP: Or it's not important. And I  
8 actually think that I've seen a change,  
9 institutionally, I think that that initial impulse to  
10 knock down the other guy's story is not as common now,  
11 I think there is more comedy. And I've certainly seen  
12 both in the *Times* and the *Post* in how they relate to  
13 each other, that there is a little more willingness to  
14 pay respect to each other on stories. I don't think,  
15 because I remember you would write a story and you  
16 would get a call from someone from the *Times* saying  
17 such and such said he didn't say that, or such and  
18 such's assistant secretary said that that was taken out  
19 of context.

20 The impulse really was not just to ignore, it  
21 was more destructive, in terms of the service ethic for  
22 the public, it was to actually shoot it down, and I  
23 don't see that as prevalent today as it was. I would

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1 be curious to see if others think that.

2 MR. JONES: Richard?

3 MR. COOPER: I think that's right and, since I  
4 sometimes work as an editor, the rocket, I mean now, at  
5 least what we say is that there is just no way to match  
6 it. I mean Saturday night, you are doing desk duty in  
7 the bureau and they look at the *New York Times* website  
8 and there is one of your stories, I mean you just have  
9 to say that sounds like a terrific story, there is no  
10 way we can run that down tonight, they've been a year  
11 on it, we'll just have to live with it. If it's on the  
12 wires, run some of it.

13 MR. JONES: What has been the experience of  
14 those here, as far as having things picked up, maybe  
15 not the *Times* being picked up by the *Post*, but through  
16 your news, I'm sure all of the stories that you did  
17 went out on a news service and so forth, like that.

18 MR. STEPHENS: Well didn't the *Post* pick up, do  
19 follows on some of your guy's stuff, Richard and Chuck?

20 MR. NEUBAUER: That's right, and they actually  
21 ran the Stephens story.

22 MR. JONES: The *Post* ran the *L.A. Times*  
23 Stephens story?

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1           MR. NEUBAUER: Yeah, I found it was kind of  
2           remarkable actually.

3           MR. JONES: Has that happened somewhere before?

4           MR. NEUBAUER: Well not to me.

5           (Laughter)

6           MR. JONES: This is man bites dog.

7           MR. BARSTOW: We had sort of maybe a similar  
8           experience to you guys in that in Birmingham, one of  
9           the Birmingham newspapers republished our entire series  
10          verbatim, and this is a big deal family in Birmingham  
11          who had done a lot, they had bestowed many millions of  
12          dollars on good works in this community. And it  
13          resulted in a very tough editorial in the *Birmingham*  
14          *News*, and the Mobile paper also reran the thing. And a  
15          lot of newspapers out there, they didn't necessarily  
16          run the whole thing, it was too long for them, but they  
17          ran pieces. And in the second series that we did, the  
18          Louisville paper reran the story about the guy who died  
19          in the trench in its entirety.

20          So I was talking about this actually with Joe  
21          Langveld, the former executive editor of our paper,  
22          just the other day, and he has this great saying, he  
23          says you just can't steal an elephant. And so when we

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1 see something really great in the *L.A. Times* or the  
2 *Washington Post*, I mean you just can't steal an  
3 elephant, you just say, way to go, bravo, I wish I had  
4 that story.

5 MR. JONES: There is another dimension to this  
6 of course and that is the phenomenon of something being  
7 given a huge amount of time and effort with Dayton, or  
8 some other place like that, and then a major newspaper  
9 doing essentially the same story and getting the credit  
10 for it when, in fact, it started in Dayton, and all of  
11 a sudden it becomes the *New York Times*, or the *L.A.*  
12 *Times* or the *Washington Post* that made all these  
13 revelations about the Peace Corps. How does that  
14 phenomenon work?

15 MS. HOPGOOD: I don't know that that's happened  
16 to us yet, but it did actually. Our story, I mean we  
17 collaborated with the other Cox newspapers, at least  
18 initially. Atlanta ran our stories, almost every one  
19 of them, of course not in the entirety, but we did  
20 versions, varying versions, for different newspapers.  
21 It did go out on the Cox wire and it appeared in  
22 newspapers, and it did appear in the larger newspapers  
23 but as probably about five graphs in the *Washington*

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1       *Post* and other large newspapers, but I mean we did get  
2       some coverage.

3               What is extraordinary for ours is that we get  
4       amazing amounts of hits internationally and from word  
5       of mouth with Peace Corps volunteers. I mean it is  
6       like, I mean people tell each other about it, if you  
7       are going to go in the Peace Corps, read this series  
8       first, be informed. We are being read by at least  
9       people considering the Peace Corps, so the Internet has  
10      been great for a smaller paper like *Dayton*. All our  
11      Cox newspapers also still have links to the series, so  
12      it was a collaborative effort within our company as  
13      well.

14             MR. JONES: Again, let me invite those of you  
15      who are here in the audience to join this conversation,  
16      if you have questions or want to raise issues, you are  
17      most welcome.

18             Before we leave this, I want to also, though,  
19      introduce another question and have this group discuss  
20      it because it's something certainly that concerns me a  
21      lot, and that is if you are looking around the corner  
22      or over the horizon at this kind of reporting, and you  
23      are taking into account the sort of economic and

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1       changing world we are in with digital technology and  
2       such, what do you see as the prospect for this  
3       expensive kind of reporting?

4                It doesn't take just courage, it takes money  
5       and the money is, you know, increasingly tight. There  
6       are very few news organizations that don't feel that,  
7       whether they act on it or not. And I wondered if you  
8       could give me some sense of what you see happening or  
9       whether, if you see something like a tradeoff being  
10      made between, for instance, big projects, which are  
11      maintained but the state coverage of the legislature,  
12      the meat and potatoes, is paying the price. I mean do  
13      you see resources dwindling for the kind of news or  
14      verification that investigative reporting is, at its  
15      sort of peak, but that includes a lot of other kinds of  
16      reporting as well, and it is all under pressure? Who  
17      would like to, Paul, how would you react? And don't  
18      pay any attention to the fact that your editor is  
19      sitting over here.

20   (Laughter)

21               MR. D'AMBROSIO: Well I think we are fortunate  
22      that we have a publisher who believes in investigative  
23      work, and he did commit the resources time and news

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1 space for that, which may be a rare event, in these  
2 days, in journalism. I think what needs to happen is  
3 you have to have more buy-in from the people making  
4 these decisions, and the way you buy that in is to say  
5 readers read this because they want to, it has a great  
6 impact on our community. We had such an intense  
7 reading and, just reading letters to the editor, people  
8 were quoting stories that were on like A10, and they  
9 were getting deep into the series, understanding what  
10 was going on.

11 And that I think drives reader loyalty, and  
12 that helps maintain reader interest in the paper. So I  
13 think, once our message gets across, it will, a lot of  
14 these papers will essentially devote more resources to  
15 that.

16 MR. JONES: Well let me ask you, Skip, I mean  
17 this is not a joke question, it's a serious question,  
18 is this great series that was done instead of something  
19 or in addition to something?

20 MR. HIDLAY: No, it really was in addition to  
21 something. I mean we have a great commitment to local  
22 news and sort of the philosophy I think of most mid-  
23 size, small or mid-size newspapers, like the *Asbury*

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1        *Park Press* is that local news is our franchise. And in  
2        Jersey, state news is really local news because there  
3        is no real statewide electronic media, we are kind of  
4        in the shadow of New York, the shadow of Philadelphia,  
5        kind of caught between, so the only place that our  
6        readers are going to find out about what's happening in  
7        Trenton really is from us, or from the *Star Ledger* or  
8        the *Bergen Record*.

9                So we kind of view that very much as if that's  
10       part of covering local news, but I think to kind of  
11       pick up on what Paul said, in the sort of fractured  
12       media environment that we live in, I mean we are not  
13       just competing against the *Star Ledger*, or maybe some  
14       smaller dailys or some weeklys, we are competing  
15       against the Internet, you know, and all the information  
16       that's available there, all the hundred stations on  
17       cable TV now, so we've got to, to survive, newspapers  
18       have to give readers a reason to read us. And I think  
19       the most compelling reason to read us is journalism  
20       that makes a different, high impact investigative  
21       journalism, enterprise, things that are going to tell  
22       readers about the world immediately around them, the  
23       closest, in the state, and the town or the city that

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1       they live in, and that tells them things they need to  
2       know, as citizens and voters, and that they respond to  
3       it.

4                I mean I think that this whole idea of shorter  
5       stories and quicker presentations, to be more like the  
6       electronic media, is really off base, I mean I think  
7       that readers, and we've shown it. I mean three pages,  
8       I was amazed that the publisher agreed to give us that  
9       much newsprint, really, because we had debated putting  
10      some of the things on the web because we were worried  
11      about overwhelming readers. And Paul is exactly right,  
12      the feedback we got was so deep and a couple of the, I  
13      got invited to speak to a couple of senior citizen  
14      taxpayer groups, after the series, and they just lined  
15      up at the microphones.

16               And there were two and three hundred people  
17      that came to hear these talks and they just said do  
18      more of this, this is what we want you to do, we want  
19      to know more about our local officials in town, our  
20      state officials, keep it up. We've continued to do it  
21      and have had several regulatory stories already this  
22      year on different aspects of corruption and again, the  
23      feedback just continues to be very positive. So I

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1 think that the future of investigative journalism is  
2 very strong, not only at the *Times*, and the *Post* and  
3 the *L.A. Times*, but at the mid-sized and smaller  
4 papers.

5 And the real future that I hope is, as you get  
6 more consolidation and these clusterings, people will  
7 look at the possibility, editors will put aside  
8 traditional rivalries and say okay, we can combine  
9 forces and get the resources needed to do a major  
10 investigation.

11 MR. JONES: But you know you can combine forces  
12 and do things that are feel good and appealing without  
13 being serious, and that don't have the down side of  
14 making powerful people angry. That's also one, and  
15 this is not, I'm not trying to single out any company,  
16 Gannett or any other one, but I think that there is no  
17 question that people who are publishers and editors in  
18 newspapers across the country feel a great deal of  
19 pressure about their numbers. They say this, and you  
20 know, I don't think there is any question about it, and  
21 it's disturbing.

22 MR. D'AMBROSIO: Ultimately, controversy sells,  
23 no one wants to read a 38 special about how nice and

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1 fluffy the legislature is because that is what they  
2 expect, what they want to see is what's my official  
3 doing and how is it effecting me directly, the tax  
4 payer. And once we presented that, that's where the  
5 impact came and the interest came, so investigative  
6 reporting, once it's realized it does generate reader  
7 loyalty, and interest and even circulation increases,  
8 that's the future of newspapers.

9 MR. JONES: Paul, you're right.

10 MR. HIDLAY: It distinguishes you from the  
11 cacophony, the media cacophony.

12 MR. JONES: Mei-Ling, I would like to get your  
13 response to this.

14 MS. HOPGOOD: Well I mean, again, as I said  
15 before, the *Dayton Daily News* has always been committed  
16 to this, and we just got a new publisher, for the last  
17 two, they had been journalists, this one is not, and we  
18 don't know. I mean he says he is committed to this  
19 sort of journalism because that's--

20 MR. JONES: What is his background?

21 MS. HOPGOOD: He just came up through the ranks  
22 of business, a business background, and he was the  
23 basically mentor of our former publisher, Brad Tilson,

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1       who was a State House reporter back, way back, and so  
2       he has heard Brad say this is very important to us,  
3       this is very important to us, and he has watched. He  
4       has been around when *Dayton* won the Pulitzer. So I  
5       mean we are hopeful but, seriously, we don't know what  
6       is going to happen. But it seems like the company is  
7       committed, our editors are definitely committed, so I'm  
8       confident in that.

9               MR. JONES: Well probably the *Los Angeles*  
10       *Times*, the *Washington Post* and the *New York Times* will  
11       be the last ones to go down, but sometimes I get the  
12       feeling that we are sitting in a pond, and there are  
13       these little islands, and the water is rising and these  
14       individual newspapers, like *Dayton* and like the *Asbury*  
15       *Park Press* and so forth, are increasingly isolated from  
16       what's going on most other places, at least that's  
17       sometimes my sense. On the other hand, as I said, this  
18       year we got more entries than ever before, many of them  
19       were absolutely first class, terrific things.

20              I guess I also wonder, though, is there, is,  
21       effectively, what's happening a budget getting smaller  
22       and the discretion really is how are you going to spend  
23       that money? You can spend it on one great project but,

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1 if you do that, then you are going to basically strip  
2 yourself of the ability to do a lot of more routine but  
3 very important kinds of journalism.

4 MS. HOPGOOD: And I'll be honest when I say I  
5 know a lot of my colleagues back in Dayton, there is a  
6 certain respect and admiration for what we are doing  
7 but we are short staffed, I mean we are hideously short  
8 staffed, we have many positions still open. There is a  
9 feeling, you know, all this money goes into us  
10 traveling all over the world doing the Peace Corps  
11 story, but we can barely cover what's happening in our  
12 community. I think it's, to me, I mean it's not a  
13 direct, it's a different budget but at least, I mean,  
14 frankly, that is a pressure in Dayton.

15 MR. HIDLAY: Can I add to that?

16 MR. JONES: Yes.

17 MR. HIDLAY: I think one of the other issues  
18 though that we've seen is that if you set the tone as  
19 the editor, which I have, that we want to do this kind  
20 of reporting, and we are going to do it and it's  
21 important at every level, and Paul is outstanding at  
22 taking younger reporters and training them. As the  
23 investigations editor, he will do projects himself, but

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1       then he will also guide other local reporting efforts  
2       that have an investigative bent to them, and what we've  
3       seen is this incredible flowering of the staff wanting  
4       to do this kind of work.

5               And being, when they are out in the beats,  
6       checking the detail that connects the dots, that says  
7       okay, well wait a minute, this police chief is turning  
8       in overtime, why is that? He is a police chief, isn't  
9       he supposed to be exempt? Then all of a sudden it  
10      turns into an investigative story about a police chief  
11      who has charged the town that he is in \$120,000 in  
12      overtime over three years, and it all coincidentally  
13      happens six months after he and his wife declare  
14      bankruptcy. A very, very good, hard hitting local news  
15      story in a town, and that was done by a reporter with  
16      like three years experience that Paul guided.

17             So I think it doesn't all have to be big, major  
18      projects, like the Peace Corps or the investigation of  
19      the legislature, that this is our role under the First  
20      Amendment is to be the watch dogs, and you just have to  
21      set the tone in your news room that that's the kind of  
22      reporting you are looking for. And, as an editor, you  
23      can't be afraid of getting the powerful, upset and

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1           angry at you, you have to be willing to take the phone  
2           calls, which we do.

3                   MR. JONES: Fair enough.

4                   Richard Cooper, you've been at the *Los Angeles*  
5           *Times* for many years.

6                   MR. COOPER: Yes.

7                   MR. JONES: And what about you, is it--

8                   MR. COOPER: Well, in our case, I should say  
9           that, a few years ago, we were bought by the Tribune  
10          Company, and there was, among the veterans at the *L.A.*  
11          *Times*, a kind of let's see what happens now. So far,  
12          they have increased the commitment and, certainly in  
13          Washington, they have hired a brilliant woman named Deb  
14          Nelson, who is a tremendous investigative reporter and  
15          editor. She has built a team that seems to grow faster  
16          than anything else in the bureau, although the bureau,  
17          as a whole, has been growing too.

18                  So I think Skip is right, I think papers see  
19          these stories as a way to distinguish themselves. In  
20          an era of cable and Direct TV, the feel good news  
21          market is super saturated, I mean the sort of how to  
22          redecorate your house on a budget, you can't compete  
23          with the 24/7 cable channels that are doing nothing but

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1 that, or cooking and all that stuff. They are not  
2 doing this sort of reporting. If there is anything  
3 that might be endangered, it may be the local, the spot  
4 news, the greater depth and penetration on the  
5 reporting there because the budgets are zero summed.

6 And my impression is it's not the investigative  
7 stuff that's suffering right now, people see that as a  
8 market, as a very valuable market thing, it creates  
9 buzz, it creates talk, it makes you something that  
10 people pick up and read at a time when maybe even  
11 chains that, for a while, took their market for granted  
12 and thought they didn't have to invest much in the  
13 editorial, have come to realize that there is this huge  
14 option, not of going to another newspaper, just not  
15 reading it at all. And so the investigative stuff, in  
16 my impression, is in very good health.

17 MR. JONES: Bryan?

18 MR. STAPLES: Alex, I just wanted to respond on  
19 the television side of that. Five or six years ago,  
20 when you came to the station, our station in Nashville  
21 was neck and neck with NBC. We are a CBS affiliate at  
22 the NBC station, and we basically used the  
23 investigative name brand, "News Channel 5 Investigates"

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1 and people began to know us as that. They see these  
2 stories, they hear the stories, and they go into the  
3 market and they are like did you see Channel 5 last  
4 night? Phil Williams had this awesome story, people  
5 start flipping over.

6 Investigative reporting, like he was talking  
7 about, it gives people a reason to read the paper, well  
8 it also gives them a reason to tune into the news and  
9 usually what happens is we are a metered market and we  
10 can run a series on a Monday and you see the number,  
11 and Tuesday night the number goes up, and you can tell  
12 that people have talked about the story, and they've  
13 told their friends and family, like you've got to tune  
14 in and see what the story is about.

15 So investigative reporting, just to follow up  
16 on what he said, is a perfect way to make your name,  
17 it's a name brand, really, I mean it's a way to brand  
18 yourself.

19 MR. JONES: Well I can only say that I would  
20 like to end on that very happy note, that's given me an  
21 inspiration. But before we end, I have some  
22 presentations to make to the finalists, if you will.

23 (Applause)

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1           MR. JONES: Let me say, once again, how proud I  
2 am that the Shorenstein Center and the Goldsmith Awards  
3 are something that have found each other. This award,  
4 every year, is something that I do find very inspiring  
5 and something that we certainly believe is one of our  
6 privileges to support and embrace. We are very proud  
7 to be in the company of such distinguished journalists.

8           Linda Greenhouse, thank you so much for being here  
9 with us, and congratulations to all of you, we admire  
10 you greatly. Thank you, we are adjourned.

11 (Applause)

12 (Whereupon, at 10:58 a.m., the session was concluded.)

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C E R T I F I C A T E

This is to certify that the preceding transcript is an accurate record based on the recordings of the proceedings taken:

Before: ALEX JONES, Moderator

In the Matter of:

THE GOLDSMITH AWARDS SEMINAR

Date: March 18, 2004

Place: Cambridge, Massachusetts

\_\_\_\_\_  
Martin T. Farley  
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