

**APPRAISAL OF PERSONAL PROPERTY
BELONGING TO
DR. FRANKLIN E. KAMENY**

**FOR THE PURPOSE OF
ESTIMATING FAIR MARKET VALUE
FOR RESALE**

Inspection Date: March 31 2006
Completion Date: April 9, 2006
Effective Date: March 31, 2006

CERTIFICATION AND TRANSMITTAL

On March 31, 2006, Allan Stypeck, Senior Member of the American Society of Appraisers, physically inspected **the archives of Dr. Franklin E. Kameny, noted gay rights pioneer and activist**. The collection belongs to **Dr. Franklin E. Kameny**. The purpose of this appraisal is to estimate the Fair Market Value for resale. The appraisal was requested by **Charles Francis of 1527 16th St., N.W. #7, Wash., D.C. 20036**. The inspection of the archives was conducted at **1527 16th St., N.W. #7, Wash., D.C.**

As of **April 9, 2006**, Allan Stypeck has completed all inspections, research, and preparations pertaining to this appraisal report as agreed upon in advance with **Mr. Francis**, thereby concluding contractual obligations. The effective date of this appraisal is **March 31, 2006**.

This appraisal report has been prepared in strict accordance with the *Uniform Standards of Professional Appraisal Practice (USPAP)* set forth by the Appraisal Standards Board of the Appraisal Foundation, Washington, DC, and with the *Principles of Appraisal Practice Code of Ethics* set forth by the American Society of Appraisers, Washington, DC.

All statements or definitions of purpose, intended use, value, valuation approach, limiting conditions, liabilities and terminology of credentials are included in this document. Any changes or omissions of these or any pages of this report will automatically render the entire appraisal null and void and abrogate the appraiser's responsibility.

Second Story Books Inc., has no present or contemplated future interest, direct or indirect, in the subject material of this appraisal, or in its preparation or execution, other than the agreed upon appraiser's fee.

To the best of our knowledge, information and belief, the opinions of value expressed in the appraisal, attached hereto, represent the estimated Fair Market Value of the subject matter to be **\$75,000** as of the effective date of **March 31, 2006**.

On behalf of Second Story Books Inc.,

By:



ALLAN J. STYPECK, A.S.A.
President, Second Story Books, Inc.
Accredited Senior Appraiser
American Society of Appraisers

PURPOSE AND INTENDED USE

The purpose of this appraisal is to express an opinion regarding the Fair Market Value of the properties described hereinafter. This appraisal is intended to function solely in the context of said purpose. Any other use will render the entire appraisal null and void and abrogate the appraiser's responsibility.

DEFINITION OF VALUE

The type of value expressed by this appraisal report is Fair Market Value. *Fair Market Value* is a concept first defined by the U. S. Internal Revenue Service and is the sole concept of value accepted by that body for assessing properties intended for sale, among its other taxation functions. It is here (and normally) understood to represent *that amount of money at which a property would change hands between a willing buyer and a willing seller, neither being under any compulsion to buy or sell, and both having reasonable knowledge of the relevant facts.*

VALUATION APPROACH

The approach to value employed in this appraisal to estimate Fair Market Value of the subject material is the Market Comparison Approach, also known as the Sales Comparison Method of Valuation. This is one of the three customary approaches in valuation and is the most widely used method for personal property appraisal. It involves the comparison of a subject property with properties of reasonably similar qualities that have sold during a relevant time frame in a relevant market.

LIMITING CONDITIONS AND LIABILITIES

This appraisal report, or any copies of it, may be transmitted to third parties or legal entities only in its entirety. Separation of the report, removal of pages, or changes made to any page will render the entire appraisal null and void and abrogate the appraiser's responsibility. Improper dissemination or use for a purpose other than stated also renders the report null and void.

Second Story Books Inc. expresses no opinion or makes no representation as to the actual ownership or title to and of the subject properties. This appraisal has been made with the understanding that the ownership of the materials by **Dr. Franklin E. Kameny** includes all rights that may be lawfully owned and is not subject to any encumbrances.

Neither the employment to prepare this appraisal report nor the compensation is contingent upon the value of the property. All fees for professional services in connection to the preparation of this report have been established on a flat hourly rate for professional time and are not based upon a percentage of property value.

Liability if any, of Second Story Books Inc. for any material inaccuracies in this report is strictly limited to the amount of compensation paid for this appraisal report. In addition, neither the appraiser nor any employee of Second Story Books Inc. shall be required to appear in court in

connection with the subject properties unless arrangements, including professional fees, are previously made.

EVALUATION

The material being appraised for fair market value consists of the archival papers, historical artifacts, publications and related items belonging to Dr. Franklin E. Kameny, noted gay rights pioneer and activist. Dr. Kameny, a Harvard graduate and World War II veteran, was employed as an astronomer for the Army Map Service, when in 1957 he was fired for being gay based on Executive Order 10450 for "sexual perversion". He attempted to have the case dismissed and eventually wrote his own brief petitioning the Supreme Court to hear his case, but was denied by the court.

He then formed the Mattachine Society of Washington. Quoting from a Mattachine brochure, the society is "the first civil liberties, social action organization dedicated to improving the status of the homosexual citizen through a vigorous program of action".

Dr. Kameny led the first picket march for gay rights in front of the White House in 1965, and others including the Department of State, Pentagon and, between 1965-1969, an annual July 4th march in front of Independence Hall in Philadelphia. The archive contains over 50 one- and two-sided original picket signs used in these marches. Dr. Kameny demanded a dress code for these marches and maintained a position that being outlandish was detrimental to the responsibility and importance of the movement and what the pickets represented. It is now being accepted that these pickets were equivalent to the women's suffrage and civil rights movements in their attempts for equal rights.

The archive contains a comprehensive history of the gay rights movement in the Washington D.C. area with emphasis on the exclusion of gays in the government because of EO 10450. After Dr. Kameny's dismissal from the government he worked as a "self-characterized paralegal" filing employment, security clearance and discrimination suits against the United States Civil Service, Department of State, FBI and the Pentagon. A detailed account of these suits is documented in the archives and has never been accessed for historical research.

In 1971, Dr. Kameny was the first openly gay person to run for public office as a candidate for the non-voting seat in the House of Representatives and helped unify the gay vote in the District of Columbia. This voting block, now accepted in the District of Columbia, helped Marion Barry win the mayoral election.

In 1973, Dr. Kameny was a leading voice in the American Psychiatric Association delisting homosexuality as a mental illness.

The early years of the gay rights movement was more difficult in the Washington D.C. area because of the government restrictions on gays. It did not have the open support networks San Francisco and New York had. These archives are the historical basis of the gay rights movement in Washington and the legal pressure put on the federal government to change its hiring practices. In *Out For Good, The Struggle to Build a Gay Rights Movement in America*, (Touchstone Books, 1999), authors Dudley Clendinen and Adam Nagourney, frequently cite Dr. Kameny's early leadership and impact on the gay rights movement, yet when writing the book, they never had access to these archives. A copy of *Out for Good* and an article from the Washington Post, July

23, 2005, titled "Franklin Kameny Keeps Mementos of His Activism in the Attic, Not the Closet" is enclosed.

The archives contains the following inventory:

Files:

Benning Wentworth and James Dees.

Mattachine Society founding notes.

Wilmer, Cutler and Pickering pro bono work with the ACLU.

2 Dept. of Defense review office case filings relating to Roy Lee Fultur.

Mattachine Society news releases and correspondence.

One Magazine correspondence.

An extensive archive containing documents relating to Federal Employment of Homosexual Citizens with the entire correspondence from the Mattachine Society, at the request of the United States Civil Service Commission dated Nov. 15, 1966 with a copy of the final decision banning gays from the U.S. Civil Service Feb. 25, 1966. This decision is composed line by line to defend against any civil rights or discrimination charge made against the ruling of the U.S. Civil Service.

A notebook of archival highlights including the following items:

1. 2-page TLS from John W. Hanes Jr. 11/7/1960, on Department of State letterhead detailing why homosexuals cannot be hired by the Department of State.
2. A 6-page typed manuscript titled "Informed, Condensed Autobiography of Franklin Edward Kameny", 1957 with typed narrative of case involving Kameny being caught in men's room and subsequent dismissal from government employment and a letter dated 11/11/63 refusing Kameny employment in the Atomic Energy Commission.
3. Mattachine Society of Washington statement and purpose of application of membership.
4. News releases from Mattachine Society of Washington Oct. 18, 1965. Homosexuals to picket White House on Oct. 23, 1965 with 8 original photographs, instruction on demeanor and appropriate dress, history of picketing as lawful and reason for action.
5. 1-page TLS from John W. Macy, Jr., Chairman of the U.S. Civil Service Commission, to Mattachine Society of Washington September 28, 1962. "Homosexuals are not suitable for appointment to retain in position of Federal service."
6. Why Are Homosexuals Picketing the USCSC, June 26, 1965.
7. Draft of Federal Employment of Homosexual American Citizens, Nov. 1965 with hand annotations.
8. Letters relating to denial of top secret clearance or employment to various individuals.
9. Collection of correspondence relating to Mattachine Society of Washington, including involvement of pickets, rejection of advertisers, and internal administration.
10. Advisory instructions for the Mattachine Society of New York "If You Are in a Raid".
11. Pornography in the mails.
12. Pamphlets, including Eastern Mattachine Magazine, Homosexual Citizen and One Magazine with Frankin Kameny on the cover 4/23/81.
13. 3 TLS from Ann Landers.
14. Material relating to American Psychiatric Association, including reversal of APA stating that homosexuality is an illness Dec. 15, 1973.
15. 1-page TLS from Eva Freund for Mattachine Society of Washington ordering "Gay is Good" buttons and bumper stickers 8/18/69.
16. House Bill 15626 relating to committee on Un American Activities.

45 one- and two-sided original pickets used during marches for gay rights.

2 Kameny for Congress posters as Personal Freedom Candidate.

A small box containing 100-150 misc. journals and magazines, including Ladder, Mattachine Review, One, Advocate, RFD and Gay Power circa 1960-1980.

The following are boxes of archival and related materials circa 1960's-1980's.

1. 2 ½' Mattachine Society national archives.
2. 3' Approx. 300-400 misc. fliers for gay organizations including churches and youth groups.
3. 3' Case files handled by Franklin Kameny for security clearances.
4. 3' Mattachine society papers, including Walter Jenkins and clearance cases handled by Franklin Kameny.
5. 3' Misc. correspondence.
6. 3' Misc. alphabetical correspondence.
7. 3' Misc. alphabetical correspondence, including clergy.
8. 2' Don Siminoski vs. FBI civil action, (3 copies) and misc. Mattachine Society papers.
9. 3' D.C. Statehood Constitutional Convention 1982.
10. 2' Briefs filed for cases relating to USCSC, and approx. 300 East Coast Homophile Organization 1963 flyers and programs.
11. 2 ½' Files relating to APA, Ann Landers, Discrimination against homosexuals, Mattachine correspondence, Cases filed, Society for Individual Rights, Gay Rights National Lobby, Mattachine Society of New York, and material relating to Frank Kameny arrest in 1957.
12. 3' Gay movement related correspondence and papers.
13. 2' Case filed, reel-to-reel tape Independence Day Parade Takoma Park 1958, and misc. brochures and flyers.
14. 3' Gay movement related correspondence and papers.
15. 3' Washington Blades and small quantity of gay movement related flyers.
16. 3' Washington Blade, advocate and other gay publications. Small quantity of gay movement flyers.
17. 3' Gay movement related files.
18. 1' Wentworth Benning files 1967-1969.
19. 2' Homosexual Citizen magazines, files and flyers.
20. 1' Homosexual Citizen magazines.
21. 2' Misc. magazines.
22. 2 ½' Homosexual citizen magazines.
23. 3' Blades, Advocates and misc. magazines.
24. 3' 1984 Gay movement publications and papers, Advocates, GCN, and misc. publications.
25. 3' Mattawich case, correspondence and paper 1972-1977.
26. 3' Gay NY, Vector (Sir) and GPU News 1971-1977.
27. 3' Papers, DC Human Rights Commission, 1978-1980 Democratic Party Campaigns, GRNL 1978 Barry transition team, 1979 March on Washington.
28. 3' Advocate and misc. journals.
29. 3' Misc. gay journals and publications.
30. 3'. Misc. gay journals and publications.
31. 2' File box containing personal letters and correspondence, Mattachine correspondence relating to magazine and Mattachine Society of Washington.

The archive contains over 75,000 pages of papers, correspondence and related ephemeral items and is generally in very good or better condition. Value was estimated based on comparable market prices when applicable, replacement costs for the archives and historical value to artifacts and related material. Copyright and intellectual property rights have been assigned to the collection when applicable. Cases involving living persons are the intellectual property of that individual and cannot be assigned without permission.

Allan J. Stypeck Statement of Qualification

Allan J. Stypeck is the President of Second Story Books, Inc., the Washington, D.C. area's largest used-and-rare bookstore. "Best Used Bookstore", *Washingtonian* Magazine, Oct. 2000, "One of 10 Best Used Bookstores in the U.S", *USA Today*, 2003. Second Story Books, Inc. has three locations: 2000 P Street, N.W., Washington, D.C. 20036; 4914 Fairmont Ave., Bethesda, MD 20814; and 12160 Parklawn Drive, Rockville, MD 20852.

Graduated in 1972 from the American University School of Government and International Service in Washington, D.C. with a B.A. in Economics and a B.A. in Political Science.

Senior Member of the American Society of Appraisers (ASA); member of the Antiquarian Booksellers Association of America (ABAA), the International League of Antiquarian Booksellers (ILAB), the American Booksellers Association (ABA), the Universal Autograph Collector's Club (UACC), the International Autograph Collector's Club (IACC) and The Manuscript Society.

Instructor at seminars on book collecting for the Smithsonian Institution and the University of Florida; currently teaches an accredited course on appraising at the George Washington University, Washington, D.C.; lectures on collecting books and assessing their value.

Serves as an expert witness in all judicial court systems, both federal and state.

Mr. Stypeck has prepared over 4,000 appraisals for fair market value, tax, insurance and probate purposes since 1974. He appraises all printed material, including books, manuscripts and stamps, as well as photography, phonograph records, fine art, antiques, Oriental art and objets d'art.

Mr. Stypeck currently conducts appraisals for the Library of Congress, Smithsonian Institution, Federal Bureau of Investigation, National Park Service, the Senate, House of Representatives, White House, Supreme Court, National Archives, U.S. Holocaust Memorial Museum, Corcoran Museum of Art, Georgetown University, George Washington University, the University of Maryland, Catholic University of America, the National Library of Medicine at NIH as well as colleges, universities, major museums and institutions throughout the country.

Previous member, Board of Directors, Montgomery County, Maryland Historic Society and the Steering Committee, Friends of the Libraries, American University and Board of Directors, Friends of the Libraries, U. of Maryland. Recipient of one of only eight Pillars awarded by the Historical Society of the District of Columbia.

As co-host, along with Mike Cuthbert, on the popular hour-long radio show, **THE BOOK GUYS**, Mr. Stypeck can be heard answering callers' book-related questions every week coast-to-coast on public radio. C-Span 2 frequently broadcasts **THE BOOK GUYS** on their show *About Books*. Mr. Stypeck has also appeared on PBS's *Antiques Roadshow*.

CEO of the Institute for the Preservation of Burned and Banned Books 1933-1945, a nonprofit organization dedicated to the creation of a library of all books banned or burned by the German Nazi regime in both Germany and occupied territories.