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Record Group/Collection: Dan Quayle Vice Presidential Records
Collection/Office of Origin: Deputy Chief of Staff's Office
Series: Porter, Richard W., Files
Subseries: Subject Files

OA/ID Number: 21803
Folder ID Number: 21803-007

Folder Title:
Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Stack:	Row:	Section:	Shelf:	Position:
G	34	6	6	3

Withdrawal/Redaction Sheet (George Bush Library)

Doc. No. / Type	Subject/Title	Date	Restriction	Classification
01. List	Re: Vice President Quayle Round Table; Social Security numbers and birthdates redacted. (5 pp.)	n.d.	(b)(6)	
02. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 1-3]. (3 pp.)	02/18/92	(b)(7)(e), (b)(7)(f)	
03. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 6-7]. (2 pp.)	02/18/92	(b)(7)(e), (b)(7)(f)	
04. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 12, 1-2]. (3 pp.)	02/18/92	(b)(7)(e), (b)(7)(f)	
05. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 9-10]. (2 pp.)	n.d.	(b)(7)(e), (b)(7)(f)	
06. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 1-2]. (2 pp.)	n.d.	(b)(7)(e), (b)(7)(f)	
07. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 5-6]. (2 pp.)	n.d.	(b)(7)(e), (b)(7)(f)	

Page 1 of 1

Collection:

Record Group: Quayle Vice Presidential Records

Office: Deputy Chief of Staff's Office

Series: Porter, Richard, Files

Subseries: Subject Files

WHORM Cat.:

File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Pinksheet Number: RML14853

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Date Closed: 3/17/2023

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OFFICE OF THE VICE PRESIDENT

WASHINGTON

February 18, 1992

BRIEFING MEMORANDUM FOR THE VICE PRESIDENT

FROM: DAVE JUDAY
SUBJECT: BACKGROUND INFORMATION FOR FARGO, NORTH DAKOTA

NOTE: While you are in North Dakota, 31 days remain until the President's March 20th deadline

o On February 4, President Bush met with the National Governors' Association to outline the **Administration's FY '93 budget proposal**. During the meeting, incoming NGA Chairman, Roy Romer of Colorado, asked the press pool to stay and ambushed the President with a diatribe about the budget -- Governor George Sinner of North Dakota also joined in attack. **Sinner called for more taxes on the wealthy, and said that the Administration's budget adds to a "sewer of debt."**

o **Wetlands** are an important issue in North Dakota. The situation there, however, is somewhat different than in other farm areas. North Dakota lies in the "Prairie Pothole" region and about 55 percent of all the wetlands in the state are potholes. Prairie potholes are low areas that fill with snow melt water and drain by late Spring (usually by May). Slightly more than 50 percent of the potholes in North Dakota are dry enough to farm. The environmental importance of potholes is that they provide migration and breeding habitat for waterfowl. Prairie Potholes have generally been excluded from the revisions in the new wetlands manual -- we are working to remedy the situation. Rep. Byron Dorgan (D) wrote to you about potholes.

o The grant in last year's appropriations bill for the **Lawrence Welk museum has become a symbol of sorts for pork barrel projects** -- the President even mentioned it in his State of the Union address. The whole issue has North Dakotans on the defensive, as the Lawrence Welk museum is located in North Dakota. Many people in the state feel that of all the pork projects through all the years that have gone to bigger states, or even small states that are more politically important (New Hampshire and Iowa), that is unfair to be picked on so incessantly for one project. The whole issue is sensitive -- even among Republicans.

o North Dakota has not yet adopted the **America 2000** plan, but Governor Sinner met with Secretary Alexander to present a North Dakota 2000 proposal that all parties involved hope to kick-off in the next few months.

o The Interstate Commerce Committee recently ruled against a number of grain elevator operators, including most in North Dakota, who had challenged Burlington Northern railroad's "certificate of transportation" program. Burlington Northern requires grain shippers to bid on rail cars up to five months prior to the cars' delivery. This increases the costs for smaller operators such as those found in North Dakota. Further, should the wheat crop not be good in any given year, and the cars not be needed, Burlington Northern charges a penalty for unused cars. This does not affect larger shippers, who, without penalty, can divert -- rather than cancel -- cars to another state to ship another crop. For example, rather than shipping wheat in North Dakota, Cargill could just divert the cars to Indiana to carry corn -- an economy of scale that large shippers enjoy. The controversy came about this year because of a rally in wheat prices over speculation about Soviet aid. When smaller shippers tried to get more cars, the cars were unavailable. The plaintiffs in the ICC case are considering a court appeal.

o North Dakota's economy is in relatively good shape and has diversified over the past several years. While farm related employment dropped, **off-farm employment is at a record level.**

o **Tourism is one of the fastest growing industries** in the state -- 1990 was the best year for tourism in the history of the state. Canadian visits are the highest growing segment.

o **Abortion** has drawn national attention to North Dakota recently. The TV magazine show 60 Minutes aired a segment on the "Lambs of Christ," a controversial anti-abortion group that pickets abortion clinics and resorts to other more controversial tactics. The administrators of Fargo Women's Health Organization -- the only abortion clinic in North Dakota -- report that financial contributions, offers of help from out-of-state physicians, and general calls of support have come in since the 60 Minutes segment aired (the administrator noted that there have been few calls from the Midwest -- most from the East Coast, the West Coast, and the South). "The Lambs of Christ" have also reported an increase in calls of support since the show aired.

o **A national human interest story that has received a great deal of coverage involves a teenager from North Dakota, John Thompson (age 18).** Thompson lost both arms in a farm accident while working alone on the farm in January. Thompson made his way back to the house and dialed the phone with a pen held in his mouth to call for help. Thompson kept his calm -- even reminding ambulance workers to pack his arms in ice. Both arms were reattached in a six-hour operation in Minneapolis, but the final outcome of the surgery will be uncertain for some time -- possibly more than a year. Doctors say, at best, he will still only have partial use of his hands. Thompson has become somewhat of a hero because of his composure during the accident (he waited for the ambulance in the bath tub because he didn't want to bleed on his mother's carpet) and his positive outlook since.

Senators:

Harold Halvorson, President Pro Tem
George Shanard, Majority Leader
James Dunn, Assistant Majority Leader
James Stoick, Assistant Majority Whip
Roger McKellips, Minority Leader
Paul Symens, Assistant Minority Leader

Representatives:

James Hood, Speaker
Steve Cutler, Speaker Pro Tem
Jerome Lammers, Majority Leader
Larry Gabriel, Assistant Majority Leader
Robert Duxbury, Minority Leader
Dale Howlett, Assistant Minority Leader

2nd Floor

Harold H. Johnson, President of the Town

George Johnson, Mayor of the Town

James Davis, Assistant Mayor of the Town

James Stone, Assistant Mayor of the Town

Robert Johnson, Assistant Mayor of the Town

Paul Johnson, Assistant Mayor of the Town

Representatives:

James Stone, Representative of the Town

James Stone, Representative of the Town

James Stone, Representative of the Town

James Stone, Representative of the Town

James Stone, Representative of the Town

James Stone, Representative of the Town



OFFICE OF THE VICE PRESIDENT

WASHINGTON

February 18, 1992

BRIEFING MEMORANDUM FOR THE VICE PRESIDENT

FROM: DAVE JUDAY

SUBJECT: BACKGROUND INFORMATION ON SOUTH DAKOTA

NOTE: While you are in South Dakota, 31 days remain until the President's March 20th deadline

o **South Dakota's economy** has diversified away from agriculture, and, all-in-all, is in good shape. The 10 largest private employers employed 30 percent of the workforce in 1987; that figure dropped to 22 percent for 1991 while the total number of employed increased at the second fastest rate in the nation. The state unemployment rate for January was 2.8 percent -- South Dakota's lowest ever (the national rate for January was 7.1 percent). Last June, non-farm employment reached an all time high of 305,000.

o South Dakota has received good press in a number of the **national business magazines annual surveys**: Gateway 2000, a computer company, was rated by INC. magazine as the fastest growing company in the nation. The founder of Gateway 2000 (Ted Waitt) was selected by Businessweek magazine as one of the top three entrepreneurs in the nation. Money magazine rated Sioux Falls as the best local economy in the nation.

o Private manufacturers and processors in the state spent \$127 million in 1991 in **capital investments** -- that's an increase of 78 percent over 1990; according to their survey, the Commerce Department projects a 1.1% decline in plant and equipment spending nationally for 1991.

o Tourism is growing in South Dakota, as it has been for six straight years. Direct tourist spending was \$380 million in 1991 -- more than a 10 percent increase; the total economic impact is more than \$900 million. **The Governor's goal is to develop a \$1 billion tourism industry by 1993.**

o Other South Dakota ventures have distinguished themselves as well: the FMC plant in **Aberdeen, SD, manufactured 129 Tomahawk launch canisters that were used in the Gulf War.** In the eight years of testing and during the war, the Aberdeen plant was the only assembly plant to have every one of its products perform 100 percent.

o South Dakota has the second lowest **crime rate** in America, and violent crime is just 25% of the national average.

o The South Dakota Agriculture Department will begin in 1992 a **state wetlands management plan** so that the state may more directly work with wildlife interests and landowners and avoid being driven by federal mandates. More flexibility for the states is a reform that the Administration is considering. Administrator Reilly will issue guidance to encourage greater use of state and regional permitting programs.

o **South Dakota has no personal income tax**, and thus relies upon property taxes -- as do localities. Last year, local governments increased property taxes by \$11.9 million. Governor Mickelson has proposed a \$12.3 million property tax credit fund in the state's budget to be funded through the state's video lottery. The plan failed in the legislature on February 3,

o **South Dakota 2000** had it's kick-off on December 19, 1991 -- President Bush made a phone call to the ceremony. As a result of state legislation, school districts in the state are required to assemble a school/community council to address the goals of the America 2000 plan.

o A bill was introduced in the state House to revise the requirements for **moral instruction in the schools**. The proposal was defeated by a vote of 34-33, but is likely to be reintroduced. The amendment would added to "sexual abstinence" to a number of qualities (purity, respect for honest labor, civic duty, patriotism, etc) to be "impressed upon the minds of students."

o South Dakota leads the nation in **ethanol** market development -- 35% of all fuel bought in the state is ethanol blend. The President's FY 93 budget proposes a 65 percent increase in general alternative fuels research (that includes ethanol). The goal of the research is to make the cost of production of ethanol more competitive with other fuels.



OFFICE OF THE VICE PRESIDENT
WASHINGTON

February 19, 1992

BRIEFING MEMORANDUM FOR THE VICE PRESIDENT

FROM: DAVE JUDAY
SUBJECT: BACKGROUND INFORMATION FOR COLORADO

NOTE: While you are in Denver, 30 days remain to the President's March 20th deadline

o On February 4, President Bush met with the National Governors' Association to outline his budget proposal. During the meeting, incoming NGA Chairman, Roy Romer of Colorado, asked the press pool to stay and ambushed the President with a diatribe about his budget. **Romer accused the administration of using "gimmicks" to prepare the \$1.5 trillion budget, he also complained that defense spending was too high.** The President responded by asking Romer, and other Democrats who joined in, if they were arguing for increased taxes, more lay-offs for military workers, or more base closings. Romer replied "I don't know the answer." Romer's complaint was that the format of the meeting was skewed -- the press were only in for the President's statement and for a few "assigned" questions.

o **Addresses to the legislature, including yours, were the subject of a Denver Post editorial last Thursday.** Recently, a teenage girl, winner of the Miss Loveland (Colo) Valentine title was, as is tradition, to address the legislature. Her self-prepared remarks were to be on education funding, though she was not allowed to deliver them in the House as the leader (Scott McInnis) ruled that the speech would be tantamount to lobbying. She did deliver her remarks in the Senate. The Post editorialized that it was appropriate for a young Colorado student to address the legislators on school funding, and inconsistent to rule that she was lobbying and that your address would not be a lobbying effort. The editorial is attached.

o Colorado was one of the early states to adopt the **America 2000 plan**. Colorado 2000, though, has stalled in the legislature. Late last year, Governor Romer called a special session of the Republican controlled legislature to ask for a tax increase under the guise of education reform -- he was unsuccessful in pushing through his tax increase plan, and has in the process politicized Colorado 2000, alienating a number of Republican legislators.

o The state recently liberalized its home schooling laws. All that is now necessary is for a parent to advise the school district that they are going to home school and agree to administer a series of tests to assess progress. There are more than 5,000 identified families now involved, and Colorado Home Educators' Association has been formed, which publishes and distributes among parents newsletters that serve as teaching resources.

o The EPA's action more than one year ago regarding Two Forks dam is still controversial in the Denver area. Two Forks was to be a \$1 billion water project -- the most expensive dam in U.S. history, but to be paid for by the state and local communities. The dam was to be built on the South Platte River near its confluence with its North Fork about 25 miles Southwest of Denver. The dam would create a 7,300 acre reservoir flooding six towns and a great deal of wilderness area now used for recreation. Denver city officials estimate that Denver population will double to 3 million by the year 2000 and the additional water supply would be needed. In November of 1990 EPA Administrator Reilly used his authority under the Clean Water Act to "veto" the project. The project was first conceived in 1940; intense planning began about 10 years ago. The Reagan Administration had backed the plan.

o Denver was competing for the United Airlines hub that was awarded to Indianapolis. The Greater Denver Chamber of Commerce spearheaded a campaign entitled "WE WANT U." Governor Romer called a special session of the legislature to consider more than \$600 million in tax concessions. The hub, of course, was awarded to Indianapolis in late October. A total of \$291 million in tax and financial incentives were offered to United to be contributed by the state and Indianapolis and Hendricks County. The government contributions will be refunded by United on a prorated basis if at least 6,300 jobs with an average \$45,000 yearly salary are not created. The question of any possible influence on your part in this process is raised from time by "sour-grapes" types in cities who did not receive the contract. Governor Bayh and Mayor Hudnut worked together closely on this project.



OFFICE OF THE VICE PRESIDENT
WASHINGTON

February 19, 1992

MEMORANDUM FOR THE VICE PRESIDENT

FROM: DAVE JUDAY
SUBJECT: BACKGROUND INFORMATION FOR MINNESOTA

NOTE: While you are in Minnesota, 30 days remain until the President's March 20th deadline

- o The Minnesota legislature is scheduled to return to session on February 18th -- the day before your visit.
- o Minnesota has passed, what the Governor describes as, the most comprehensive **wetlands** protection bill in the nation. While the Minnesota legislation is more stringent on the "protection" of wetlands than what the Council's rewrite of the manual, indeed, one of our objectives is to provide more flexibility for the states to do as they wish. Administrator Reilly will issue guidance to encourage greater use of state and regional permitting programs.
- o Secretary Alexander visited Minnesota on September 12, 1991, to kick-off **Minnesota 2000**. While there, the Secretary also addressed the annual conference of the Minnesota Business Partnership who has been working with the Teachers' Union to reform education in the state. Minnesota has one of the first "school choice," or open enrollment, programs for public schools. It is considered one of the leading states in the choice movement and education reform in general.
- o The Governor dedicated a great part of his State of the State address to the issue of **education and economic competitiveness**. He's proposed Minnesota 2000 (the US Dept of Education describes the state's efforts as off to a strong start), and he also proposed studying the recommendations in the first report of the Action for Children commission that he initiated last year.
- o Minnesota operates on a biennial budget (this cycle is 1991-93). Income tax revenues are more than \$400 million below projected levels resulting in a \$343 million deficit. The next forecast is scheduled for February 28, and the deficit is expected to increase. Governor Carlson has pledged "everything in my power to avoid a tax increase."

o Although Minnesota's unemployment rate has averaged about 30 percent below the national average, it has been consistently in the bottom 20 percent of states in terms of job growth. Taxes and regulation are generally high in the state and workers' compensation program costs on employers are one of the highest in the country -- 43% higher than neighboring South Dakota.



OFFICE OF THE VICE PRESIDENT

WASHINGTON

February 14, 1992

MEMORANDUM FOR THE VICE PRESIDENT

FROM: JOHN HOWARD ^{JH}
COUNSEL TO THE VICE PRESIDENT

SUBJECT: National Air and Space Museum Annex

On your visit to Colorado, you are likely to be asked about the Smithsonian Air and Space Museum Annex. While the Regents have repeatedly endorsed locating the Annex at Dulles, the Colorado delegation has mounted an intense effort to locate the museum at the soon-to-be abandoned Denver Stapleton Airport. The Regents have opposed this measure because of the managerial problems associated with operating regional museums.

Almost from the beginning, the Smithsonian's collection of air and spacecraft has exceeded the exhibit and storage space available. On at least six occasions, the Regents have endorsed locating the Annex at Dulles. Most recently, in 1990, the Regents have again voted to locate the Annex at Dulles Airport rather than Baltimore-Washington International. The Dulles site has satisfied the following criteria:

- permanent access to an active runway capable of handling large jet aircraft
- a location within an hour of the Mall to facilitate visits by the existing staff
- no interference with the primary mission of the Airport
- sufficient area for present needs and prospective growth.

Despite this decision, the Colorado delegation has attempted to force Congress to locate the Annex at the soon-to-be abandoned Denver Stapleton Airport. For example, last October when the Senate Committee on Rules and Administration favorably reported S.289, providing authorization for planning and appropriations for the extension at Dulles, Senator Wirth placed a "hold." He has also introduced a bill establishing a nationwide competition as well as to develop and promulgate criteria for site evaluation.

The Smithsonian opposes these measures, largely because of the management difficulties in running regional museums.

John Campbell

(701) 237-5678 -w

(701) 280-1162 -h

- 1987 bill sunsets in 1993

- No leg session in 1992

- Need to keep good reforms

(punitive)

Add others

- Discovery

- Expert

- Fairness

- Fix Speech Cards



OFFICE OF THE VICE PRESIDENT

WASHINGTON

February 17, 1992

Civil Justice Reform Roundtable

DATE: February 18, 1992

LOCATION: Fargo Civic Center
Fargo, North Dakota

TIME: 10:00 a.m.

FROM: John Howard *TH*
Richard Porter *RWP*

I. PURPOSE

To discuss the Administration's Civil Justice Reform initiative with members of the North Dakota business community. It is also an excellent opportunity to discuss our implementation plans and seek a commitment for support at the Federal and state level.

II. BACKGROUND

This roundtable is co-hosted by the North Dakota State Association (state chamber) and the Fargo Chamber of Commerce. The invitees, primarily business representatives, are interested in preserving North Dakota's recently-enacted civil justice reforms.

In 1987, the North Dakota legislature passed a comprehensive reform bill implementing several civil justice reforms. Unfortunately, the bill included a 1993 sunset clause. Those interested in tort reform are using the off-year (there is no legislative session in 1992) to prepare for the 1993 session to defend the reforms from the sunset clause. Among the provisions in the 1987 bill were the following reforms:

- abolished joint and several liability;
- required separate pleadings for economic and non-economic damages;
- prohibited claims of punitive damages in the original complaint; and
- provided for frivolous suit sanctions.

Many of the reforms are similar to those proposed in the "Agenda for Civil Justice Reform in America." However, our model legislation would provide further methods to help reduce the cost and delay in litigation. This includes discovery reform, expert witness reform, and the "Fairness Rule." The talking points

prepared for this roundtable stress the need to preserve the North Dakota's current reforms and the additional benefits that can be achieved with the Administration's proposals.

III. PARTICIPANTS

The Vice President

Jim Daiglish, Chairman of the North Dakota Association and
General Manager, Northern States Power

Roger Reirson, Chairman, Fargo Chamber of Commerce and
President & CEO, Flint Communications

IV. EVENT OUTLINE

10:00 a.m. The VICE PRESIDENT arrives Meeting Room A and
participates in Photo Opportunity.

10:10 a.m. The VICE PRESIDENT concludes Photo Opportunity and
participates in Roundtable.

10:30 a.m. The VICE PRESIDENT concludes Roundtable and
proceeds to Holding Room.

V. PRESS PLAN

Official Photographer Only

VI. ATTACHMENTS

Biographies

List of Participants

Talking Points

Fact Sheet - Model State Amendments

Fact Sheet - Model Punitive Damages Act

VII. FOLLOW-UP ACTION REQUIRED

Thank You Notes

Mail Photographs

Roger Reiersen
President/CEO

Once an aspiring golf pro, Roger Reiersen began his career in advertising as business manager and account supervisor with Quillin & Associates in 1974. Since then he has built a reputation for writing broad-range marketing plans and multi-media campaigns that deliver unique approaches and accomplish client objectives with award-winning results.

Roger joined Flint Advertising in 1976 as an account executive. He is currently president and CEO of Flint Communications, Inc.

Active in community service and professional organizations, Roger is currently president of the Advertising Agency Network International and a member of the National Agri-Marketing Association. He serves on the board of directors for the Chamber of Commerce and the United Way. He also serves on the board of directors and is chairman of the public relations committee for the Greater North Dakota Association.

Roger is a native of Thief River Falls, Minnesota. He graduated from Bemidji State University with B.A. degrees in marketing and management, and has done graduate work at the University of North Dakota.

In 1978 Roger joined the faculty of Moorhead State University where he taught media buying.

Jim Dalglish is a St. Paul native. In 1958, he joined Northern States Power Company as an Industrial Sales Engineer after getting a Bachelor of Mechanical Engineering Degree from the University of Minnesota. Following Sales Engineering assignments in the Twin Cities and Mankato, Minnesota, he became the Grand Forks' North Dakota Division Sales Manager in 1966. He has also held management positions in Consumer Service and Engineering capacities. He became General Manager of the Grand Forks Division of Northern States Power, an electric, natural gas and telephone utility in 1985. He assumed his present position of General Manager, North Dakota Region, with offices in Fargo, Grand Forks and Minot in January 1988.

Jim is a past president of the Grand Forks Chamber of Commerce and past area Vice Chairman of the Greater North Dakota Association (state Chamber of Commerce). He was named "North Dakota's outstanding young man of 1970". He served as president of the Northeastern North Dakota Chapter of the National Society of Professional Engineers. Jim served on statewide Economic Development study groups as a member of the Governor's Committee of 100 in 1988 and the Vision 2000 committee in 1990.

Douglas J. Burgum

Douglas J. Burgum, president of Great Plains Software, Fargo, ND, joined the company in March 1983 as vice president of marketing. In that role, he spearheaded the company's efforts to become an established leader in the accounting software industry.

Since his appointment to president in 1984 and the Burgum family's acquisition of Great Plains Software, the company has reached accounting milestones in business success. Sales records have been established each year, and the number of employees has grown from 15 in 1983 to more than 350 today. The company achieved a 37 percent compound annual growth rate in sales for the period 1983 to 1991.

Under Burgum's leadership, Great Plains Software has earned local and national recognition for its customer service and accounting software products. The company has claimed a variety of awards and honors from leading trade and accounting publications, independent research groups and business analysts. In the software industry, Great Plains Software is also a founding member of the Macintosh Accounting Consortium with Burgum serving on its board of directors.

Burgum is also active in local and state economic development activities. He is a Federal Reserve Advisory Board member and was recently appointed chairman of the North Dakota Vision 2000 Committee. In February 1989, Burgum was recognized as North Dakota Business Innovator of the Year by the Greater North Dakota Association. Prior to Great Plains, Burgum was employed in the Chicago office of McKinsey & Company, a leading management consulting firm, where he completed strategy and organizational projects for some of the nation's largest retail and consumer products companies. Burgum is a native of Arthur, ND. He graduated with honors from North Dakota State University with a bachelor's degree in university studies. Burgum earned a master of business administration degree from the Stanford University Graduate School of Business in 1980.

February 1992

Biography of
STEVE SYDNESS

Steve Sydness is a 5th generation North Dakotan. He was born and raised in Fargo where he lives with his wife Lisa and two year old daughter Lindsay.

Steve works in the areas of International Market Development and Strategic Planning for Great Plains Software, Inc., a Fargo-based publisher of accounting and business-management software.

In January 1991, Steve was appointed by President Bush to The President's Council on Rural America. This 19-member council will present recommendations to the President in July 1992 on what the Federal Government can do to help strengthen Rural America.

In 1990, Steve was elected to the Fargo City Commission with 72 percent of the votes. He has oversight responsibility for the City's finances, and serves on the Cass County Planning Commission and the Lake Agassiz Regional Development Council.

In addition, Steve developed and taught the course "Entrepreneurial Management" at North Dakota State University.

Steve is a board member of the North Dakota Venture Capital Corporation, and served as co-chairman of the Corporation's Organizing Committee.

In 1988, Steve was the Republican candidate for North Dakota's seat in the United States House of Representatives. He also has served as Legislative Counsel to the Republican Caucus of the North Dakota House of Representatives and as Finance Director for a U.S. Senate campaign.

From 1983 to 1986 Steve was an Associate with Kissinger Associates, Inc. in New York. He worked with Dr. Henry Kissinger to provide client organizations with political and economic information and judgement.

Prior to joining Kissinger Associates, Steve spent four years with the general management consulting firm of McKinsey & Company in their New York and Tokyo offices.

Steve received the degree of Master in Business Administration from Harvard Graduate School of Business Administration in 1981. He was elected president of the student body and was the recipient of the J. Leslie Rollins Award for making the most significant contribution to improving student life.

In 1976, Steve received his Bachelor of Arts degree, with honors, in History and Business Administration from Principia College. He also studied at Oxford University. Steve was a member of the Phi Alpha Eta Scholastic Honor Society, dormitory president and varsity athlete; he received the Wall Street Journal Achievement Award for academic excellence and outstanding business experience.

Steve graduated from Fargo North High School in 1972. He served on the high school student council and the YMCA Teen Board. He was a varsity athlete, lettering in swimming and tennis. Steve was elected governor of the Minnesota-Dakotas district of Key Club International, and received that organization's Distinguished Governor Award.

CIVIL JUSTICE REFORM ROUNDTABLE

FARGO, NORTH DAKOTA

FEBRUARY 18, 1992

Jim Daiglish - General Manager and CEO, Northern States Power Company and Chairman, North Dakota Association (co-host)

Roger Reirson - President and CEO, Flint Communications and Chairman, Fargo Chamber of Commerce (co-host)

Dick Walstad - President, Cook Sign Company

Brad Schlossman - CEO, West Acres Development Company

Jim Ozbun - President, North Dakota State University

Jay Schmallen - Investment Executive, Piper Jaffray & Hopwood, Inc.

Stan Dardis - President and CEO, Metropolitan Federal Bank

Kris Sheridan - Vice President, Park Company Realtors

Vern Bennett - Superintendent, Fargo Public Schools

Brad Ness - President, S & S Specialty's Inc.

Dave Selland - President, Selland Pontiac-GMC, Inc.

Teresa Wahlert - Vice President, U.S. West Communications

Jim Kurtz - Executive Vice President, Melroe Company

John Stern - Vice President, Straus Company

Kevin Pfifer - Executive Vice President and CEO, Nodak Mutual Insurance Company

Jen Tennefos - President, Tennefos Enterprises, Inc.

Linda Sailer - Branch Manager, Manpower Temporary Services Inc.

Stan Kaufman - President, The Mutual Group

Bert Gerhart - President, Dakota Bank & Trust Company

Chuck Bohnet - Vice President, The Forum Publishing Company

Ben Horch - General Manager, Palliser Furniture Corporation

Harley Swenson - President, Swenson & Hagen Engineering

Frank DeFehr - Executive Vice President, Palliser Furniture Corporation

Matthew Mohr - Vice Chairman, Dacotah Paper Company

Tom Wold - Senior Member, Yuill Wold Johnson & Feder, P.C.

Tom Hansen - President, Norwest Bank

Marsha Lembke - State Director, National Federation of Independent Businesses

John Campbell - President, Fargo Chamber of Commerce *

Dick Markstrom - Executive Director, Hospice of the Red River Valley

Ron Bergan - President, Fargo Assembly Comapny

Doug Burgum - President and CEO, Great Plains Software, Inc.

Steve Sydness - Director of Strategic Planning, Great Plains Software, Inc.

**TALKING POINTS FOR THE VICE PRESIDENT
CIVIL JUSTICE REFORM ROUNDTABLE MEETING**

FARGO, NORTH DAKOTA

FEBRUARY 18, 1992

Thank you, Jim Daglish and Roger Reirson for co-hosting this meeting, and thank you all very much.

It's great to be here in Fargo today.

The United States is the only remaining superpower.

- o Keeping pace with all the challenges facing us.**
- o President has established a framework for peace.**
- o We have to continue working on problems here at home.**

We are still the world leaders in the marketplace.

- o Our economy is more than twice as large as any competitor.**
- o Still, we have some competitive disadvantages.**
- o Some come from trading partners; other from inside.**
- o Council on Competitiveness is an avenue to help regain edge.**

Unfortunately, we are also the world leader in lawsuits.

- o Impact on economy, saps ability to compete.**
- o Foreign companies have lower product liability costs.**
- o We also have higher prices for some everyday items.**
- o This is a self-inflicted competitive disadvantage.**

I'm here today to ask for your help with Civil Justice Reform.

- o Impact on the economy, and ability to compete.**
- o Foreign companies have lower liability costs.**
- o Some beneficial products never come to the market.**
- o We have 70% of the world's lawyers.**
- o System costs an estimated \$300 billion dollars a year.**

The people of North Dakota have realized that the legal system takes too long and costs too much.

- o The 1987 reforms go a long way to helping relieve the problem**
- o Those reforms should be retained, and not allowed to "fade into the sunset" in 1993**

The Administration's Civil Justice Reform proposals can also be of help.

- o Remove incentive for frivolous lawsuits.**
- o Restore rationality to punitive damages.**
- o Prevent junk science.**
- o Allow more products/drugs to come to market.
Vaccine for AIDS baby not marketed due to liability fears.**

Specific Proposals

- o **ADR - The Multidoor Courthouse**
- o **Discovery Reform**
- o **Expert Evidence - Widely Accepted Theories**
- o **Fairness Rule**
- o **Punitive Damage Reform**

We are committed to Civil Justice Reform.

- o **The President has signed an Executive Order.**
- o **"Access to Justice Act of 1992" sent to Congress**
- o **Amendments to Federal Rules – introduced this week.**
- o **Civil Justice Reform Model State Amendments and Model State Punitive Damages Act are here today.**
- o **Model state statutes embody many of the Council's proposals for reform.**

We cannot do it alone. The "litigation explosion" isn't just in Washington. I'm here today to ask for your help with Civil Justice Reform.

- o Impact on state is great, as most cases are brought in state courts.**
- o Don't allow your reforms to "fade into the sunset"**
- o Adopt the Council's model state statutes.**
- o Work to fight legislation creating unnecessary litigation.**
- o Remove the costs and delays in the system.**
- o Institute policy reforms -- product liability and medical malpractice.**

Please work hard to make this happen in North Dakota.

- **I look forward to working with the Governor and state legislature to help maintain and build upon the improvements already made in North Dakota.**

February 13, 1992

THE PRESIDENT'S COUNCIL ON COMPETITIVENESS
"AGENDA FOR CIVIL JUSTICE REFORM IN AMERICA"

FACT SHEET

CIVIL JUSTICE REFORM MODEL STATE AMENDMENTS

As part of the Administration's efforts to reform the civil justice system, Vice President Dan Quayle today presented the Civil Justice Reform Model State Amendments. The Amendments, which include both model legislation and model rules of procedure and evidence, would implement the recommendations proposed by the President's Council on Competitiveness Report, "Agenda for Civil Justice Reform in America."

Over the past 30 years, our legal system has become burdened with excessive costs and long delays. Many features of the current legal system no longer serve to expedite justice or to ensure fair results. Instead, overuse and abuse of the legal system impose tremendous costs upon American society. Higher costs mean higher prices for American consumers for everything from household goods to medical treatment. Higher costs also reduce America's ability to compete in the global marketplace.

To address these problems, the Council established a working group, chaired by Solicitor General Kenneth W. Starr. The resulting recommendations provide concrete steps that can be taken to restore our civil justice system as an institution that is fair to all and serves the ends of justice. The Administration's proposals seek to restore fairness to our judicial system and to eliminate the economic burden placed on American society by excessive litigation. None of the reforms impairs any substantive legal rights. Instead, they will help ensure that deserving victims actually receive their compensation earlier and with less expense.

The Problem: An Overburdened System

States reported the filing of 17,321,125 civil cases in 1989. Excessive and expensive civil litigation has overburdened our court system and imposed higher costs on small businesses, professionals, industry, and Government at all levels in the form of excessive legal fees, court costs, and wasted individual time and effort. Every year, our legal system costs Americans, directly and indirectly, an estimated \$300 billion.

While every State has its unique legal system, each can benefit by applying the principles of fair, efficient, and early resolution of disputes.

In order to reduce litigation costs, promote swifter justice, protect individual rights, and restore the integrity of our legal system, among the provisions of the "Access to Justice Act of 1992" are the following reforms:

Multi-Door Courthouse - To give consumers the opportunity to elect an effective alternative to court adjudication, courts would be required to foster alternative dispute resolution (ADR) procedures rather than trials to settle disputes. The parties would be free to select from different ADR procedures such as early neutral evaluation, traditional mediation, outcome determinative mediation, mini-trials, summary jury trials, and arbitration.

Core Disclosure and Discovery - Discovery consumes 80 percent of the time and money in litigation; it should be reformed to enable the parties to proceed to the central issues without extraneous, costly, and unproductive practices. The Model proposals will require automatic disclosure of basic or "core information" and mandate that the parties confer at discovery planning conferences. Discovery would also be partially governed by market incentives.

Expert Evidence Reform - Unlike ordinary witnesses who may offer only factual testimony, expert witnesses are allowed to testify as to their opinions. Therefore, it is necessary that the expert's opinion testimony be based on "widely accepted" theories instead of "junk science." The Model proposals will require courts to determine that proposed witnesses are legitimate experts in their field. The Model also bans contingency fees for experts.

The Fairness Rule - The United States is one of the few countries which does not allow the winning party to recover the costs of litigation. Instead, winners and losers alike pay their own legal fees. The "loser pays" rule would help those who have legitimate claims, particularly those who effectively barred from the courts because the costs of pursuing the claim would have exceeded the expected recovery. The legislation would limit the amount the loser must pay and specifies that courts should not require the loser to pay if circumstances make payment "unjust."

The Civil Justice Reform Model State Amendments also include other provisions to encourage settlement and reduce costs. This package of state legislation and rules changes, in conjunction with the Administration's proposed "Access to Justice Act of 1992" will greatly reduce the burdens of excessive, needless litigation while protecting and enhancing every American's ability to vindicate legal rights through our legal system.

February 13, 1992

THE PRESIDENT'S COUNCIL ON COMPETITIVENESS
"AGENDA FOR CIVIL JUSTICE REFORM IN AMERICA"

FACT SHEET

MODEL STATE PUNITIVE DAMAGES ACT

Punitive damages are punishments in the nature of fines awarded in civil cases after the injured party has been fully compensated. While the award of noncompensatory, punitive damages can serve a useful purpose in deterring and punishing extreme or egregious misconduct, the current methods for awarding punitive damages often impose punishment in a random and capricious manner. Unfortunately, the specter of unlimited punitive damages encourages parties to try cases needlessly and frustrates early settlement, thereby delaying justice and impeding the swift award of compensatory damages to injured victims.

This type of inordinate cost and delay in the civil justice system was one subject of an extensive study by the President's Council on Competitiveness, chaired by Vice President Dan Quayle. As a result, the Council developed 50 recommendations for improving the civil justice system. Reported in the "Agenda for Civil Justice Reform in America," the recommendations will make the justice system more fair and accessible for all citizens. Among the Council's recommendations is the reform of unlimited punitive damages.

The current common law approach of unlimited punitive damages leads to indiscriminate awards. If punitive damages are to be an effective deterrent, they must be imposed in a rational and predictable manner. The Council's recommendations for punitive damages reform are now embodied in a Model State Punitive Damages Act. The Model Act establishes reasonable and fair standards that will promote predictability while insuring that punitive damages remain an effective deterrent.

The Model Act presents a six-part proposal for state legislative action for punitive damages reform. Each component has been proven effective in one or more states, but no state has enacted a comprehensive reform package containing all suggested measures. The Model State Punitive Damages Act is a rational and consistent approach to punitive damages that includes:

Pre-Litigation Notice of Claims - In order to provide parties with the opportunity to settle their disputes at the earliest stages, the Model Act requires pre-complaint notice when punitive damages may be requested.

Pleading Punitive Damages - To prevent inclusion of punitive damages merely for publicity and to ensure that punitive damages remain as an issue at trial only if there is sufficient evidence, the Model Act eliminates from the complaint requests for specific dollar amounts.

Standard of Proof - Before an award of punitive damages, the plaintiff must establish, by clear and convincing evidence, that the defendant acted with malice - specific intent to cause serious injury or a flagrant indifference to the potential harm.

Bifurcated Trials - The jury would award punitive damages in a separate proceeding after liability has been determined. This insures that punitive damages are measured decisions, not the product of passion.

Judicial Determination of Amount - After the jury finds that punitive damages are appropriate, the judge draws upon his or her experience with such cases and determines the amount of punitive damages to be awarded.

Ceiling for Punitive Damages - No award of punitive damages would exceed the amount of total compensatory damages award to the plaintiff. Capping the amount of punitive damages at one times the actual damages serves as a deterrent while insuring that the injured party is fully compensated for his or her injuries.

The Administration is committed to the fair, efficient and early resolution of disputes. In addition to the Model State Punitive Damages Act, the Administration has made available Civil Justice Reform Model State Amendments for additional reform at the state level. On the Federal level, the Administration has applied the civil justice reform recommendations through Executive Order 12778 and has transmitted to Congress the "Access to Justice Act of 1992." The Administration is also proposing amendments to the Federal Rules of Procedure and Evidence through the Supreme Court's rulemaking process.

Kevin Pifer - Supported the Foreman Rule - lower caps on punitive damages, higher standard of proof - and maybe consider having damages go to state Treasury.

John Dorso - Helped get the legis. through the House - important that it be renewed. Recounted story about law suit-head to settle even though no real liability. Workers comp. legislation depends on ADR - must go through arbitration panel instead of to courts

Healey Swanson - 4 to 5% of revenues for even a minimal insurance policy - Engineering business

Marsha Lemke - local NFIB director - selected the VP for ~~activity~~

talking on civil Justice issue

Jim Dalyish - saluted VP for comp. Council activities
Jess Temples - Recounted lawyers' response to A/D bill - they said it was just lawyer washing. Not so!



Greater North Dakota Association

TO: American Tort Reform Association Members

FROM: Dan Nelson, GNDA Vice President, Governmental Affairs-Secretary North Dakota Tort Reform Coalition

RE: North Dakota Product Liability Law

DATE: October 23, 1991

In 1987 the North Dakota Legislature passed a tort reform package that contained significant gains for certain industry groups in North Dakota. A deal was struck to secure passage of the legislation resulting in the addition of a six year sunset clause. That sunset is in 1993. The North Dakota Tort Reform Coalition is regrouping for the purpose of protecting the reforms passed in 1987 and to explore areas for additional reforms.

Our initial review has made it very clear that North Dakota's use of pure comparative fault for product liability actions places our state laws among the worst in the United States. Without a doubt the coalition is enthused about pursuing a pro-active effort on this issue.

In preparation for the next general session of the Legislative Assembly, the coalition is exploring sponsorship of the following initiatives in the product liability area:

Punitive Damages

- A. Limitations based on actual damage multipliers
- B. Bifurcation of court proceedings determining actual damages and punitive damages

Pure Comparative Fault

Elimination of this method of damage determination for product liability actions.

Assumption of Risk

Create a defense based on knowledgeable conduct engaged in by product users.

Feasible Alternative Design

Create a defense based on availability of alternatives to product that is in question in liability actions.

Statute of Limitations

Create uniform time limits that are rational and understandable to all. North Dakota statutes are diverse depending on which liability area is in question.

1 / 2 / 1992
DRAFT # 2

DRAFT
January 17, 1992

Section-By-Section Analysis of
North Dakota Tort Reform Legislation

Section 1 - Feasible Design Alternative

Codifies rules in design defect cases that would require the plaintiff to prove that a feasible design alternative existed that would have prevented the injury without impairing the usefulness, practicality or desirability of the product. An alternative design is feasible only, if at the time the product left the controls of the manufacturer or seller, the technical, medical and scientific knowledge relating to the alternative design was developed, available and capable of use in the manufacturing of the product.

Section 2 - Modified Comparative Fault/Assumption of Risk

This amendment makes clear that a modified comparative fault analysis will apply in all actions to recover damages for death or injury to person or property, including product liability claims.

The provision would also bar recovery if the person suffering death or injury to a person or harm to property was aware, or with the knowledge of persons similarly situated should have been aware, that there was a risk of death or injury to a person or harm to property and proceeded to voluntarily expose himself to such risk.

Section 3 - Comparative Fault

Repeals the pure comparative fault statute currently applied in product liability cases.

Section 4 - Exemplary Damages

Codifies rules concerning the awarding of exemplary damages, as follows:

(i) would require a claimant to prove by clear and convincing evidence that the defendant acted with actual malice or conscious, flagrant disregard for the safety of others, or committed actual fraud;

(ii) at the defendant's election, the trier of fact would first determine whether compensatory damages are to be awarded before addressing issues related to exemplary damages;

(iii) evidence of defendant's financial condition or net

worth shall not be admissible in the proceeding on exemplary damages;

(iv) if the trier of fact determines that exemplary damages are to be awarded, the judge shall determine the amount;

(v) the amount of exemplary damages shall not exceed two times the amount of compensatory damages or \$250,000.00 whichever is greater;

(vi) only one award for exemplary damages may be made against a defendant for the same act, unless claimant proves by clear and convincing evidence that new evidence justifies an additional exemplary damage award; and

(vii) exemplary damages shall not be awarded against a manufacturer or product seller if the product complied with a federal statute or federal regulation. This defense shall not apply if the defendant withheld or misrepresented information submitted to the relevant agency or made an illegal payment to secure approval of a product.

Section 5 - Comparative Negligence

Repeals Section 9-10-07 of the North Dakota Century Code, which concerns contributory negligence. Pursuant to Section 15 of Chapter 404 of the 1987 Session Laws, this provision is currently suspended until June 30, 1993.

Section 6 - Sunset Repeal

Repeals the statutory provision which requires Sections 1-14 of Chapter 404 of the 1987 Session Laws to "sunset" on June 30, 1993.

DRAFT
January 17, 1992

Fifty-Third Legislative Assembly
of North Dakota

Introduced by

Representative

Senator

A BILL for an Act to amend Section 6 of Chapter 368 of the 1979 Session Laws of North Dakota, concerning products liability; amend and reenact Section 13 of Chapter 404 of the 1987 Session Laws of North Dakota, relating to the repeal of North Dakota Century Code Section 9-10-07 concerning comparative negligence; to repeal Section 15 of Chapter 404 of the 1987 Session Laws of North Dakota, relating to the expiration date of legislation concerning tort liability; to amend Sections 1 and 2 repeal Section 3 of Chapter 404 of the 1987 Session Laws of North Dakota, relating to North Dakota Century Code Sections 32-03.2-02 and 32-03.2-03 concerning comparative fault; and to amend and reenact Section 11 of Chapter 404 of the 1987 Session Laws of North Dakota concerning punitive damages.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 5 of Chapter 28-01.1-05 of North Dakota Century Code is amended and reenacted as follows:

SECTION 6. Determination of defective product and rebuttable presumption against defects.

1(a). No product shall be considered to have a defect or to be in a defective condition, unless at the time the product was sold by the manufacturer or other initial seller, there was a defect or defective condition in the product which made the product unreasonably dangerous to the user or consumer.

(b). In any action alleging that a product is defective because of its design, the manufacturer or product seller shall not be liable if the claimant does not prove by the preponderance of the evidence that at the time the product left the control of the manufacturer or seller, the technical, medical and scientific knowledge relating to the alternative design was developed, available and capable of use in the manufacturing of the product.

2. As used in Sections 28-01.1-01 through 28-01.1-05,

"unreasonably dangerous" means that the product was dangerous to an extent beyond which would be contemplated by the ordinary and prudent buyer, consumer, or user of that products in the community considering the product's characteristics, propensities, risks, dangers, and uses, together with any actual knowledge, training, or experience possessed by that particular buyer, user, or consumer.

3. There is a rebuttable presumption that a product is free from any defect or defective condition where the alleged defect in the plans or designs for the product or the methods and techniques of manufacturing, inspecting, and testing the product were in conformity with government standards established for that industry which were in existence at the time the plans or designs for the product or the methods and techniques of manufacturing, inspecting, and testing the product were adopted.

SECTION 2. AMENDMENT. Sections 1 and 2 of Chapter 32-03.2 of the North Dakota Century Code are amended and reenacted as follows:

SECTION 1. Definition. As used in this chapter, "fault" includes acts or omissions that are in any measure negligent or reckless towards the person or property of the actor or others, or that subject a person to tort liability or dram shop liability. The term also includes strict liability for product defect, breach of warranty, negligence, misuse of a product for which the defendant otherwise would be liable, and failure to exercise reasonable care to avoid an injury or to mitigate damages. Legal requirements of causal relation apply both to fault as the basis for liability and to contributory fault.

SECTION 2(a). Modified comparative fault. Contributory fault does not bar recovery in any action, by any person to recover damages for death or injury to person or property unless the fault was as great as the combined fault of all persons who contributed to the injury, but any damages allowed must be diminished in proportion to the amount of contributing fault attributable to the person recovering. The court may, and when requested by any party, shall direct the jury to find separate special verdicts determining the amount of damages and the percentage of fault attributable to each person, whether or not a party, who contributed to the injury. The court shall then reduce the amount of such damages in proportion to the amount of fault attributable to the person recovering. When two or more parties are found to have contributed to the injury, the liability of each party is several only and is not joint, and each party is liable only for the amount of damages attributable to the person recovering. When two or more parties are found to have contributed to the injury, the liability of each party is several only, and is not joint, and each party is liable only for the amount of damages attributable to the percentage of fault of

that party, except that any persons who act in concert in committing a tortious act or aid or encourage the act, or ratifies or adopts the acts for their benefit, are jointly liable for damages attributable to their combined percentage of fault. Under this section, fault includes negligence, malpractice, absolute liability, dram shop liability, failure to warn, reckless or willful conduct, misuse of product, failure to avoid injury and product liability, including product liability involving negligence or strict liability or breach of warranty for product defect.

b. Assumption of Risk. Liability shall not be imposed if the person suffering death or injury to a person or harm to property was aware, or with the knowledge of persons similarly situated should have been aware, that there was a risk of death or injury to a person or harm to property, and proceeded voluntarily to expose himself to such risk.

SECTION 3. REPEAL. Section 3 of Chapter 32-03.2 of the North Dakota Century Code is repealed.

SECTION 4. AMENDMENT. Section 11 of Chapter 32-03.2 of the North Dakota Century Code is amended and reenacted as follows:

SECTION 3. When court may give exemplary damages. (a) In any action for the breach of an obligation not arising from contract, the court, in addition to the actual damages, may give damages for the sake of example and by way of punishing the defendant. Upon commencement of the action, the complainant may not seek exemplary damages. After filing the suit, a party may make a motion to amend the pleadings to claim exemplary damages. The motion must allege an applicable legal basis for awarding exemplary damages and must be accompanied by one or more affidavits showing the factual basis for the claim. At the hearing on the motion, if the court finds prima facie evidence in support of the motion, the court shall grant the moving party permission to amend the pleadings to claim exemplary damages. For purposes of tolling the statute of limitations, pleadings amended under this section relate back to the time the action was commenced.

(b) Exemplary damages may not be awarded if the claimant does not prove by clear and convincing evidence that the defendant against whom exemplary damages are sought acted with actual malice or conscious, flagrant disregard for the safety of others, or committed actual fraud.

(c) If the defendant so elects, the trier of fact shall first determine whether compensatory damages are to be awarded before addressing any issues related to exemplary damages. Evidence relevant only to the claim for exemplary damages shall not be admissible in the proceeding on liability for compensatory

damages. If, but only if, an award of compensatory damages has been made, the trier of fact shall determine whether exemplary damages are to be awarded.

(d) Evidence of a defendant's financial condition or net worth shall not be admissible in the proceeding on exemplary damages.

(e) If the trier of fact determines that exemplary damages are to be awarded, the judge shall determine the amount of the exemplary damages award.

(i) The amount of exemplary damages shall not exceed two times the amount of compensatory damages or \$250,000.00, whichever is greater; provided, however, that no award of exemplary damages shall be made if the claimant is not entitled to compensatory damages.

(ii) Except as provided in (e)(iii) below, only one award for exemplary damages may be made against a defendant for the same act, decision, omission, or course of conduct. In any action for harm caused by a defect in a product, exemplary damages may not be awarded against a defendant if such damages have been awarded in any prior action against that defendant for the same defect. For purposes of this section, identical defects in individual units of a manufacturer's products shall be deemed to be the same defect.

(iii) Subsection (e)(ii) shall not apply if the claimant proves by clear and convincing evidence that new evidence concerning the defendant's conduct justifies an award of additional exemplary damages. New evidence means evidence not available to the claimant in the first action in which exemplary damages were awarded.

(f) Exemplary damages shall not be awarded against a manufacturer or product seller if the aspect of the product's manufacture, design, formulation, inspection, testing, packaging, labeling or warning which caused the claimant's harm complied with --

(i) any federal statute existing at the time the product was produced;

(ii) any administrative regulation existing at the time the product was produced that was promulgated by an agency of the federal government which had responsibility to regulate the safety of the product or to establish safety standards for the product pursuant to a federal statute; or

(iii) any pre-market approval or certification by an

agency of the federal government.

(g) The defense in Subsection (f) shall not apply where the plaintiff proves by clear and convincing evidence that the product manufacturer or product seller:

(i) knowingly and in violation of applicable agency regulations withheld or misrepresented information required to be submitted to the agency, which information was material and relevant to the harm in question; or

(ii) made an illegal payment to an official of the federal agency for the purpose of securing approval of the product.

SECTION 5. AMENDMENT. Section 13 of Chapter 404 of the 1987 Session Laws is Amended and reenacted as follows:

SECTION 13. REPEAL. [If this Act does not contain an expiration date: North Dakota Century Code sections] Section 9-10-07 of the North Dakota Century Code is hereby repealed.

SECTION 6. REPEAL. Section 15 of Chapter 404 of the 1987 Sessions Laws is repealed.

TRIP OF THE VICE PRESIDENT
TO
FARGO, NORTH DAKOTA
FEBRUARY 18, 1992

EVENT: Civil Justice Reform Roundtable

LOCATION: Lower Level Room A, Civic Memorial Auditorium

DATE: February 18, 1992

TIME: 10:00 a.m.

SITE PERSON: Diane Albrecht

LOCAL CONTACT: John Campbell, Fargo Chamber of Commerce

ATTENDEES: 33

GREETERS: N/A

EVENT SUMMARY:

THE VICE PRESIDENT arrives Meeting Room A and participates in photo opportunity and roundtable discussion. THE VICE PRESIDENT concludes ~~roundtable discussion~~ and proceeds to holding room.

POSSIBLE IMPROMTU:

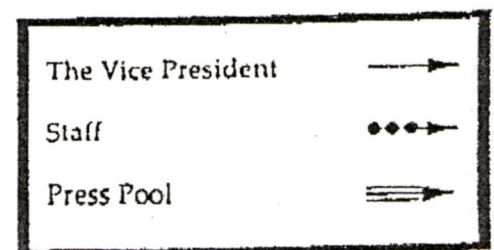
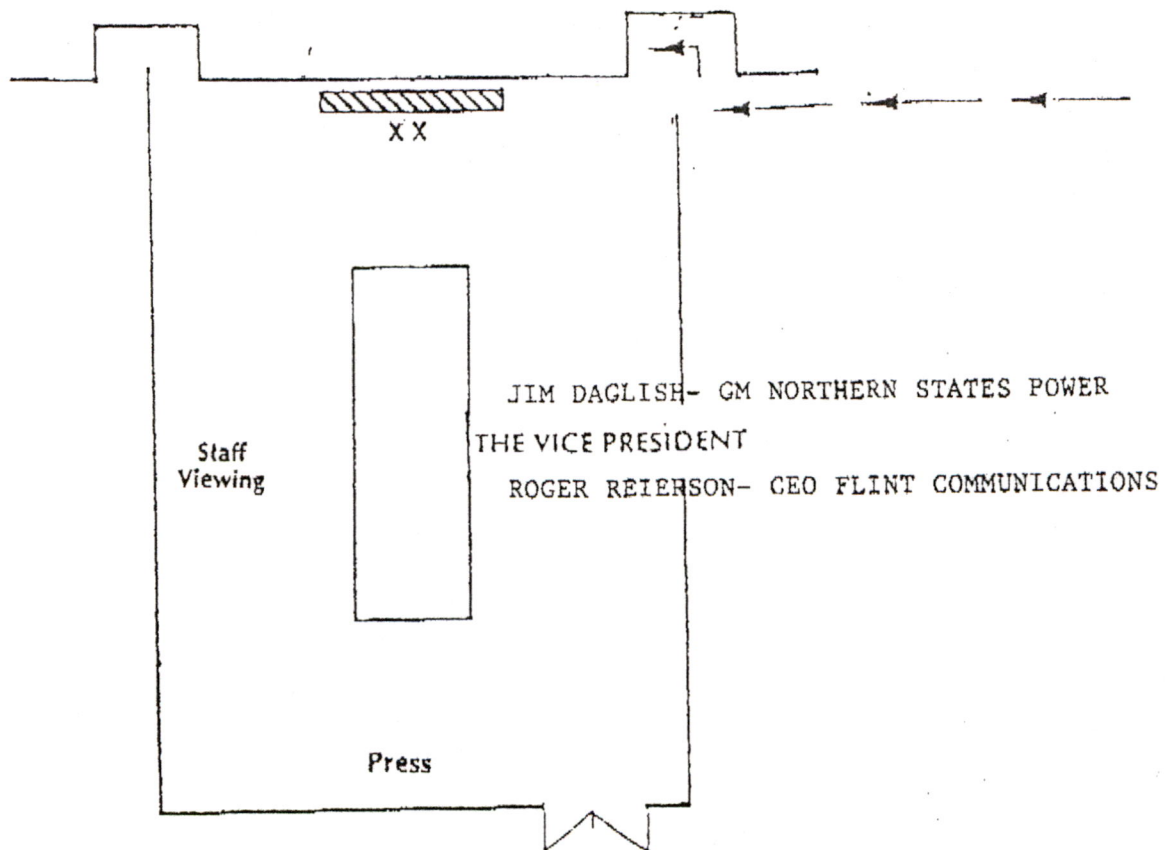
TRIP OF THE VICE PRESIDENT

TO

FARGO, NORTH DAKOTA

FEBRUARY 18, 1992

EVENT: CIVIL JUSTICE REFORM ROUNDTABLE



Vice President Quayle Round Table

7. Kris Sheridan
Vice President
Park Company Realtors
818 Main Avenue
Fargo, ND 58103

8. Vern Bennett
Superintendent
Fargo Public Schools
1104 2 Ave S
Fargo, ND 58103

9. Brad Ness
President
S & S Specialty's, Inc.
1425 4 Ave N
Fargo, ND 58102

10. Dave Selland
President
Selland Pontiac-GMC, Inc.
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Moorhead, MN 56560

11. Teresa Wahlert
Vice President - North Da
U S West Communication
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12. Jim Kurtz
Executive Vice President
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13. John Stern
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15. Kevin Pifer
Executive Vice President & CEO
Nodak Mutual Insurance Co.
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16. Jen Tennesos
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Tennesos Enterprises, Inc.
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Senator, North Dakota Legislature

17. Linda Sailer
Branch Manager
Manpower Temporary Services
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18. Stan Kaufman
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19. Bert Gerhart
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20. Chuck Bohnet
Vice President
The Forum Publishing Co.
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21. Ben Horch
General Manager
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22. Harley Swenson
President
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23. Frank DeFehr
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24. Matthew Mohr
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25. Tom Wold
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26. John Dorsen
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27. Tom Hansen
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President & CEO
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Fargo, ND 58108

Jim Dalglish is a St. Paul native. In 1958, he joined Northern States Power Company as an Industrial Sales Engineer after getting a Bachelor of Mechanical Engineering Degree from the University of Minnesota. Following Sales Engineering assignments in the Twin Cities and Mankato, Minnesota, he became the Grand Forks North Dakota Division Sales Manager in 1966. He has also held management positions in Consumer Service and Engineering capacities. He became General Manager of the Grand Forks Division of Northern States Power, an electric, natural gas and telephone utility in 1985. He assumed his present position of General Manager, North Dakota Region, with offices in Fargo, Grand Forks and Minot in January 1988.

Jim is a past president of the Grand Forks Chamber of Commerce and past area Vice Chairman of the Greater North Dakota Association (state Chamber of Commerce). He was named "North Dakota's outstanding young man of 1970". He served as president of the Northeastern North Dakota Chapter of the National Society of Professional Engineers. Jim served on statewide Economic Development study groups as a member of the Governor's Committee of 100 in 1988 and the Vision 2000 committee in 1990.

Roger Reiersen
President/CEO

Once an aspiring golf pro, Roger Reiersen began his career in advertising as business manager and account supervisor with Quillin & Associates in 1974. Since then he has built a reputation for writing broad-range marketing plans and multi-media campaigns that deliver unique approaches and accomplish client objectives with award-winning results.

Roger joined Flint Advertising in 1976 as an account executive. He is currently president and CEO of Flint Communications, Inc.

Active in community service and professional organizations, Roger is currently president of the Advertising Agency Network International and a member of the National Agri-Marketing Association. He serves on the board of directors for the Chamber of Commerce and the United Way. He also serves on the board of directors and is chairman of the public relations committee for the Greater North Dakota Association.

Roger is a native of Thief River Falls, Minnesota. He graduated from Bemidji State University with B.A. degrees in marketing and management, and has done graduate work at the University of North Dakota.

In 1978 Roger joined the faculty of Moorhead State University where he taught media buying.

Fargo Chamber Of Commerce

According to Dick Leshner, President of the U.S. Chamber of Commerce, the main problem in reforming our legal system is reflected in the following statistics:

- *There are 700,000 lawyers in the U.S. (20 times the number of lawyers as Japan per 100,000 population).
- *There are 30,000 lawyers in Washington D.C.
- *Law schools graduate 40,000 lawyers per year.
- *There are 100,000 students in law school today.



Withdrawal/Redaction Sheet

(George Bush Library)

Document No. and Type	Subject/Title of Document	Date	Restriction	Class.
01. List	Re: Vice President Quayle Round Table; Social Security numbers and birthdates redacted. (5 pp.)	n.d.	(b)(6)	

Collection:

Record Group: Quayle Vice Presidential Records

Office: Deputy Chief of Staff's Office

Series: Porter, Richard, Files

Subseries: Subject Files

WHORM Cat.:

File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Date Closed:	3/17/2023	OA/ID Number:	21803-007
FOIA/SYS Case #:	2021-0094-F	Appeal Case #:	
Re-review Case #:		Appeal Disposition:	
P-2/P-5 Review Case #:		Disposition Date:	
AR Case #:		MR Case #:	
AR Disposition:		MR Disposition:	
AR Disposition Date:		MR Disposition Date:	

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P-1 National Security Classified Information [(a)(1) of the PRA]
P-2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P-3 Release would violate a Federal statute [(a)(3) of the PRA]
P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Removed as a personal record misfile.

Freedom of Information Act - [5 U.S.C. 552(b)]

(b)(1) National security classified information [(b)(1) of the FOIA]
(b)(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
(b)(3) Release would violate a Federal statute [(b)(3) of the FOIA]
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Vice President Quayle Round Table

<u>Name</u>	<u>Social Security Number</u>	<u>Date of Birth</u>
1. Jim Dalglish General Manager & CEO Northern States Power Co. ND 1206 5 Ave S Grand Forks, ND 58201	(b)(6)	(b)(6)
2. Dick Walstad President Cook Sign Co. 1418 Main Ave Fargo, ND 58103	(b)(6)	(b)(6)
3. Brad Schlossman CEO West Acres Development PO Box 9978 Fargo, ND 58106-9978	(b)(6)	(b)(6)
4. Jim Ozbun President North Dakota State University PO Box 5167 Fargo, ND 58105-5167	(b)(6)	(b)(6)
5. Jay Schmallen Investment Executive Piper Jaffray & Hopwood, Inc. 60 Broadway Fargo, ND 58102	(b)(6)	(b)(6)
6. Stan Dardis President & CEO Metropolitan Federal Bank, FSB 1600 Radisson Tower Fargo, ND 58108	(b)(6)	(b)(6)

Tou
Doug
DAVE

7. **Kris Sheridan**
Vice President
Park Company Realtors
818 Main Avenue
Fargo, ND 58103
8. **Vern Bennett**
Superintendent
Fargo Public Schools
1104 2 Ave S
Fargo, ND 58103
9. **Brad Ness**
President
S & S Specialty's, Inc.
1425 4 Ave N
Fargo, ND 58102
10. **Dave Selland**
President
Selland Pontiac-GMC, Inc.
1313 30 Ave S
Moorhead, MN 56560
11. **Teresa Wahlert**
Vice President - North Dakota
U S West Communications
105 5 St N
Fargo, ND 58102
12. **Jim Kurtz**
Executive Vice President
Melroe Company
112 University Dr N
Fargo, ND 58102
13. **John Stern**
Vice President
Straus Co.
102 Broadway
Fargo, ND 58102
14. **Roger Reiersen**
President
Flint Communications, Inc.
101 10 St N Ste 300
PO Box 2012
Fargo, ND 58107-2012

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15. Kevin Pifer Executive Vice President & CEO Nodak Mutual Insurance Co. 1101 1 Ave N Fargo, ND 58102	(b)(6)	(b)(6)
16. Jen Tennesos President Tennesos Enterprises, Inc. 1201 2 Ave N Fargo, ND 58102 Senator, North Dakota Legislature	(b)(6)	(b)(6)
17. Linda Sailer Branch Manager Manpower Temporary Services 101 10 St N Ste 120 Fargo, ND 58102	(b)(6)	(b)(6)
18. Stan Kaufman President The Mutual Group (U.S.) 700 7 St S Fargo, ND 58103	(b)(6)	(b)(6)
19. Bert Gerhart President Dakota Bank & Trust Co. 51 Broadway Fargo, ND 58102	(b)(6)	(b)(6)
20. Chuck Bohnet Vice President The Forum Publishing Co. 101 5 St N Fargo, ND 58102	(b)(6)	(b)(6)
21. Ben Horch General Manager Palliser Furniture Corporation 3000 7 Ave N Fargo, ND 58102	(b)(6)	(b)(6)

- 22. Harley Swenson**
President
Swenson & Hagen Engineering
Route 2, Box 261
Bismarck, ND 58502-0261
- 23. Frank DeFehr**
Executive Vice President
Palliser Furniture Corporation
3000 7 Ave N
Fargo, ND 58102
- 24. Matthew Mohr**
Vice Chairman
Dacotah Paper Co.
3940 15 Ave SW
Fargo, ND 58108
- 25. Tom Wold**
Senior Member
Yuill, Wold, Johnson & Feder, P.C.
414 2 Ave N Ste 414
Fargo ND 58102
- 26. John Dorso**
President
Semi Trailers & Leasing
Representative North Dakota Legislature
4090 Main Ave
Fargo, ND 58103
- 27. Tom Hansen**
President
Norwest Bank ND, N.A.-Fargo
406 Main Ave
Fargo, ND 58126
- 28. Marsha Lembke**
State Director, National Federation
of Independent Business
606 N 13 St
Bismarck, ND 58501
- 29. John Campbell**
President
Fargo Chamber of Commerce
PO Box 2443
Fargo, ND 58108-2443

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(b)(6)

30. Dick Markstrom
Executive Director
Hospice of the Red River Valley
1316 23 St S
Fargo, ND 58103

(b)(6)

(b)(6)

31. Ron Bergan
President
Fargo Assembly Co.
PO Box 2340
Fargo, ND 58108-2340

(b)(6)

(b)(6)

32. Doug Burgum
President & CEO
Great Plains Software, Inc.
1701 38 St SW
Fargo, ND 58103

(b)(6)

(b)(6)

33. Steve Sydness
Director of Strategic Planning
Great Plains Software, Inc.
1701 38 St SW
Fargo, ND 58103

*not there -
his wife
had a baby*

(b)(6)

(b)(6)

Fargo Chamber of Commerce Staff
PO Box 2443
Fargo ND 58108-2443

Roxann Williams

(b)(6)

(b)(6)

Lola Holland

(b)(6)

(b)(6)

Elaine Campbell

(b)(6)

(b)(6)

Arlene Reiersen

(b)(6)

(b)(6)

*Tom Wiedebush
PRES.
FIRST BANK - FARGO*



American Tort Reform Association

1212 New York Avenue, N.W. • Suite 515 • Washington, D.C. 20005 • (202) 682-1163

North Dakota

Dan Nelson
North Dakota Task Force on Liability Insurance
Vice President of Government Affairs
Greater North Dakota Association
2000 Schaefer Street
Bismarck, North Dakota 58501
701-222-0929

Mr. Vernon Wagner
North Dakota Task Force on Liability Insurance
North Dakota Medical Association
P.O. Box 1198
Bismarck, North Dakota 58502
701-223-9475

North Dakota does not have a legislative session in 1992.

The North Dakota Task Force on Liability Insurance was formed in 1986. It includes a broad membership base from the North Dakota Medical Association to the North Dakota Farm Bureau. The organization is housed at the North Dakota Medical Association with former state legislator, Vernon Wagner as its volunteer executive. The Greater North Dakota Association which is the business organization of the state, i.e. "the association of business and industry," is also very involved. The contact for that group is Dan Nelson, Vice President of Government Affairs.

The North Dakota coalition succeeded in lobbying for a comprehensive reform bill in 1987. The 1987 enactment abolished joint and several liability, allowed judges to reduce awards for collateral sources of payment, required separate pleadings for economic and non-economic damages, prohibited claims for punitive damages in the original complaint (required prima facie evidence for such a claim, provided for frivolous suit sanctions and allowed periodic payments of future economic damages.

Unfortunately, the bill includes a 1993 sunset clause. The coalition is using the off-year to prepare for the legislative campaign to remove the sunset clause and allow this legislation to stand. They are working on an intense public relations campaign which they hope to unveil in the Spring.

The coalition leaders, Former State Legislator Vernon Wagner and Dan Nelson of the Greater North Dakota Association stand ready to help you invite small businesses who can tell the "liability" story.

1/22/92

DRAFT # 2

DRAFT
January 17, 1992

Section-By-Section Analysis of
North Dakota Tort Reform Legislation

Section 1 - Feasible Design Alternative

Codifies rules in design defect cases that would require the plaintiff to prove that a feasible design alternative existed that would have prevented the injury without impairing the usefulness, practicality or desirability of the product. An alternative design is feasible only, if at the time the product left the controls of the manufacturer or seller, the technical, medical and scientific knowledge relating to the alternative design was developed, available and capable of use in the manufacturing of the product.

Section 2 - Modified Comparative Fault/Assumption of Risk

This amendment makes clear that a modified comparative fault analysis will apply in all actions to recover damages for death or injury to person or property, including product liability claims.

The provision would also bar recovery if the person suffering death or injury to a person or harm to property was aware, or with the knowledge of persons similarly situated should have been aware, that there was a risk of death or injury to a person or harm to property and proceeded to voluntarily expose himself to such risk.

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Repeals the pure comparative fault statute currently applied in product liability cases.

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Codifies rules concerning the awarding of exemplary damages, as follows:

(i) would require a claimant to prove by clear and convincing evidence that the defendant acted with actual malice or conscious, flagrant disregard for the safety of others, or committed actual fraud;

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(vi) only one award for exemplary damages may be made against a defendant for the same act, unless claimant proves by clear and convincing evidence that new evidence justifies an additional exemplary damage award; and

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Repeals the statutory provision which requires Sections 1-14 of Chapter 404 of the 1987 Session Laws to "sunset" on June 30, 1993.

Nodak Mutual
Farm Bureau
Family of Insurance Services

Nodak Mutual Insurance Company 1101 First Avenue North • P. O. Box 2502 • Fargo, ND 58108-2502 • (701) 237-9466

TO: Cecile Kremer
FROM: Kevin D. Pifer *KDP*
Executive Vice President & CEO
DATE: February 10, 1992
RE: Vice President Quayle's visit to North Dakota

this is the
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one I brought

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I haven't
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Are we sure?

Inne

Nodak Mutual Insurance Company, an affiliate of North Dakota Farm Bureau, has written the Vice President offering to host a meeting with businessmen while in Fargo, North Dakota on February 18, 1992.

A copy of the letter is enclosed.

Nodak Mutual is North Dakota's largest domestic property & casualty insurance company. As a Farm Bureau company we are committed to the philosophy and principles of the Bush/Quayle Administration.

I had the opportunity to serve one year in the Bush/Quayle Administration at USDA in Washington, D.C. We would be honored to accommodate the needs of the Vice President while he is in Fargo, North Dakota.

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February 10, 1992

Vice President Dan Quayle
The White House
Washington, DC 20501

Dear Vice President Quayle:

The word of your upcoming trip to Fargo, North Dakota is good news. We're proud of your accomplishments as Vice President and particularly fond of the professional manner in which you handle the pressure.

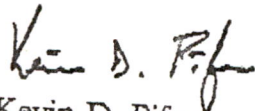
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We've been a staunch supporter of the Bush/Quayle administration. Your speech to our national affiliate, the American Farm Bureau Federation, in 1990 in Phoenix was well received and appropriate.

I realize your scheduling is a difficult task. We would be honored and more than willing to accommodate your needs during your brief visit to North Dakota.

I look forward to your reply.

With warm personal regards,



Kevin D. Pifer
Executive Vice President & CEO

KDP:lk

North Dakota State List

12 FEB 1992 1

MAILING LABEL..... FAMILIAR NAME SPOUSE FIRST TITLE..... PHONE..... D CONTACT. Contact Info..... CATEGORIES...
NAME DATE

The Honorable Darold Benz 115 East Main, Box 910 Beulah, ND		Mayor		POLITICAL PERSONAL
Mr. Jack Bernabucci North Dakota GOP 1712 Elmwood Place Jamestown, ND 58401		National Committ (701) 251-2007 ((701) 252-4498 (		POLITICAL COMM MEM
Mr. Kevin Cramer North Dakota GOP P.O. Box 1917 Bismark, ND 58502		Chairman (701) 255-0030 (		POLITICAL COMM MEM
The Honorable Tom Freier State of North Dakota Box 368 Dinton, ND 58552	Tom	State Representa (701) 254-4410 O		POLITICAL PERSONAL INTERGOVTL ST LEGS GOP ST LEG
The Honorable Steve Gorman State of North Carolina 810 Southwood Drive Fargo, ND 58103	Steve	State Representa (701) 235-4322 O		POLITICAL PERSONAL INTERGOVTL ST LEGS GOP ST LEG
The Honorable David Nething State of North Dakota Box 1059 Jamestown, ND 58401	David	State Senator		POLITICAL PERSONAL INTERGOVTL ST LEGS GOP ST LEG
Shirley Sincalir North Dakota GOP 1737 14 Street South Fargo, ND 58502		National Committ (701) 237-3249 (		POLITICAL

North Dakota State List

12 FEB 1992 2

MAILING LABEL.....	FAMILIAR NAME SPOUSE FIRST TITLE.....	PHONE.....	D CONTACT. Contact Info.....	CATEGORIES...
	NAME		DATE	
Mr. and Mrs. Gerald Sinclair 737 14 Street South Fargo, ND 58103	Gerald		06/30/91 VP sent card wishing them a happy 35th anniversary.	
Shirley Sinclair North Dakota GOP 737 14 Street South Fargo, ND 58103		National Committ (701) 237-3249 (		POLITICAL COMM MEM
Mr. Michael Unhjem Blue Cross/Blue Shield 510 13th Avenue, SW Fargo, ND 58121	Mike	(701) 232-2631 H (701) 282-1327 O (701) 282-1866 F		POLITICAL
Mr. Robert Wood Williston Basin Interstate Pipeline Company DU Resources Group, Inc. 00 North Fourth Street Bismarck, ND 58501	Robert	Vice President, (701) 222-7828 W (701) 222-7606 F	01/07/92 VP wrote follow up note to guests that attended his Vail parties.	BUS/ECON COMPETIT



American Tort Reform Association

1212 New York Avenue, N.W. • Suite 515 • Washington, D.C. 20005 • (202) 682-1163

North Dakota

Dan Nelson
North Dakota Task Force on Liability Insurance
Vice President of Government Affairs
Greater North Dakota Association
2000 Schaefer Street
Bismarck, North Dakota 58501
701-222-0929

Richard -
from Eric

Mr. Vernon Wagner
North Dakota Task Force on Liability Insurance
North Dakota Medical Association
P.O. Box 1198
Bismarck, North Dakota 58502
701-223-9475

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1/22/92
DRAFT #

2

DRAFT
January 17, 1992

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TO: Cecile Kremer
FROM: Kevin D. Pifer *KDP*
Executive Vice President & CEO
DATE: February 10, 1992
RE: Vice President Quayle's visit to North Dakota

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 **Nodak Mutual
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Nodak Mutual Insurance Company 1101 First Avenue North • P. O. Box 2502 • Fargo, ND 58108-2502 • (701) 237-9466

February 10, 1992

Vice President Dan Quayle
The White House
Washington, DC 20501

Dear Vice President Quayle:

The word of your upcoming trip to Fargo, North Dakota is good news. We're proud of your accomplishments as Vice President and particularly fond of the professional manner in which you handle the pressure.

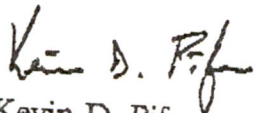
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I look forward to your reply.

With warm personal regards,



Kevin D. Pifer
Executive Vice President & CEO

KDP:lk

McConnell - speeches to legis.
- Colorado
- South Dakota

CJR

Project Officer

North Dakota

South Dakota - speech to business + industry - McConnell
Minnesota

What we usually need:

- Current law

- Participants

- what's happening in the states?

- Seating (ask w/ advance)

- introduction

- attendees

- followup

ND - Greater Dakota Assoc.

(Legis Repub)
Co. Stephanie Findlay (303) 866-2348

#SD Shelly Stingley (Gov's office) (605) 773-3661

B

Grov introduces

3:45

3:50

4:05

4:25

4:35

Arrive

Roundtable

End Roundtable

Press Avail

3:55-4:05
10 mins of
photo

① Roundtable
Fargo, ND

Civil Justice event in Press S.D., Denver Co

↳ need to talk to Deb Anderson

↳ John + Eric know how to do it

- Find some business that had to shut down some operation

SD - Need to make sure local people are invited to speech to business group

② - wants to meet Considine - perhaps for dinner

MA - Roundtable - maybe at the Helt -
Coordinate w/ Jim Emerson

Emerson - go to a business impacted by the litigation explosion

1615 Rae Ears
↳ St

Suite 1220

3 Things to do

① Roundtable in Fargo

② People to event in SD

③ Roundtable in MN

Withdrawal/Redaction Sheet

(George Bush Library)

Document No. and Type	Subject/Title of Document	Date	Restriction	Class.
02. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 1-3]. (3 pp.)	02/18/92	(b)(7)(e), (b)(7)(f)	

Collection:

Record Group: Quayle Vice Presidential Records

Office: Deputy Chief of Staff's Office

Series: Porter, Richard, Files

Subseries: Subject Files

WHORM Cat.:

File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Date Closed:	3/17/2023	OA/ID Number:	21803-007
FOIA/SYS Case #:	2021-0094-F	Appeal Case #:	
Re-review Case #:		Appeal Disposition:	
P-2/P-5 Review Case #:		Disposition Date:	
AR Case #:		MR Case #:	
AR Disposition:		MR Disposition:	
AR Disposition Date:		MR Disposition Date:	

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P-1 National Security Classified Information [(a)(1) of the PRA]
P-2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P-3 Release would violate a Federal statute [(a)(3) of the PRA]
P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Removed as a personal record misfile.

Freedom of Information Act - [5 U.S.C. 552(b)]

(b)(1) National security classified information [(b)(1) of the FOIA]
(b)(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
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TUESDAY, FEBRUARY 18, 1992

PAGE 1

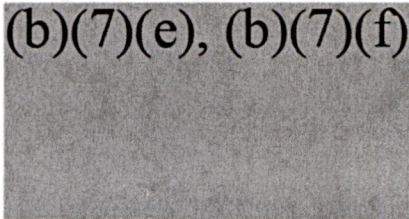
DRAFT

GUEST AND STAFF INSTRUCTIONS

6:50 a.m. Proceed to Marine Two for boarding.

MARINE TWO MANIFEST

(b)(7)(e), (b)(7)(f)



7:00 a.m. THE VICE PRESIDENT proceeds to Marine Two for boarding.

7:10 a.m. MARINE TWO departs Residence en route Andrews Air Force Base.

Flight Time: 10 mins.

7:20 a.m. MARINE TWO arrives Andrews Air Force Base.

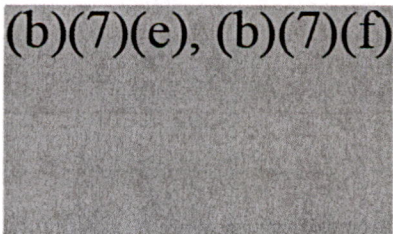
THE VICE PRESIDENT deplanes and proceeds to Air Force Two for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to Air Force Two for boarding.

AIR FORCE TWO MANIFEST

(b)(7)(e), (b)(7)(f)



2/12/92 1:28 pm

(b)(7)(e), (b)(7)(f)



Guests Aboard

*tenderly drop her in S.D.
Deb Anderson - invite her*

7:20 a.m. AIR FORCE TWO departs Andrews Air Force Base en route Fargo, North Dakota.

Flight Time: 3 hrs.
Time Change: - 1 hr.
Food Service: Breakfast

9:20 a.m. AIR FORCE TWO arrives TBD Ramp, Hector International Airport, Fargo, North Dakota.

OPEN PRESS COVERAGE
CLOSED ARRIVAL

THE VICE PRESIDENT deplanes and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

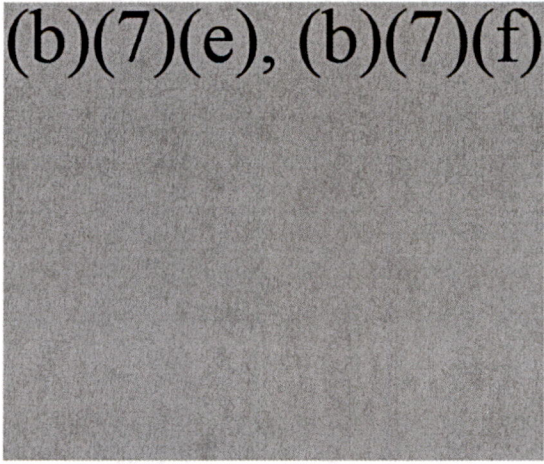
Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

(b)(7)(e), (b)(7)(f)



(b)(7)(e), (b)(7)(f)



9:30 a.m. THE VICE PRESIDENT departs Hector International Airport en route Great Plains Software.

Drive Time: 20 mins.

9:50 a.m. THE VICE PRESIDENT arrives Great Plains Software and proceeds inside to TBD.

Met by:

OFFICIAL PHOTOGRAPHER ONLY

EVENT: CIVIL JUSTICE REFORM ROUNDTABLE
* Official Photographer Only
* TBD Attendees

9:55 a.m. THE VICE PRESIDENT arrives TBD and participates in Roundtable.

TBD THE VICE PRESIDENT concludes Roundtable and proceeds to TBD.

EVENT: PRESS AVAILABILITY
* Open Press Coverage

TBD THE VICE PRESIDENT arrives TBD and begins Press Availability.

2/12/92 1:28 pm

10:35 a.m. THE VICE PRESIDENT concludes Press Availability and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival.

10:40 a.m. THE VICE PRESIDENT departs Great Plains Software en route Fargo Civic Center.

Drive Time: 10 mins.

10:50 a.m. THE VICE PRESIDENT arrives Fargo Civic Center and proceeds inside to TBD.

EVENT: PRESS TBD

10:55 a.m. THE VICE PRESIDENT arrives TBD and begins Press TBD.

11:35 a.m. THE VICE PRESIDENT concludes Press TBD and proceeds to TBD.

EVENT: PHOTO OPPORTUNITY WITH CHARGERS CLUB
* Official Photographer Only
* 150 Attendees (75 Photos)

11:40 a.m. THE VICE PRESIDENT arrives TBD and participates in Photo Opportunity/Receiving Line.

11:55 a.m. THE VICE PRESIDENT concludes Photo Opportunity/Receiving Line and proceeds to TBD.

EVENT RECEPTION WITH PRESIDENT CLUB MEMBERS

- * Official Photographer Only
- * 60 Attendees
- * Photo Opportunity/Receiving Line
- * Question and Answer Session

12:00 p.m. THE VICE PRESIDENT arrives TBD and participates in Photo Opportunity/Receiving Line.

12:10 p.m. THE VICE PRESIDENT concludes Photo Opportunity/Receiving Line and begins Question and Answer Session.

12:25 p.m. THE VICE PRESIDENT concludes Question and Answer Session and proceeds to TBD.

EVENT: KICK OFF EVENT

- * Open Press Coverage
- * 1500 Attendees
- * Brief Remarks

12:30 p.m. THE VICE PRESIDENT arrives TBD and remains standing/is seated.

TBD makes brief remarks and introduces THE VICE PRESIDENT.

12:40 p.m. THE VICE PRESIDENT proceeds to podium and begins Brief Remarks.

12:50 p.m. THE VICE PRESIDENT concludes Brief Remarks and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival.

Withdrawal/Redaction Sheet

(George Bush Library)

Document No. and Type	Subject/Title of Document	Date	Restriction	Class.
03. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 6-7]. (2 pp.)	02/18/92	(b)(7)(e), (b)(7)(f)	

Collection:

Record Group: Quayle Vice Presidential Records

Office: Deputy Chief of Staff's Office

Series: Porter, Richard, Files

Subseries: Subject Files

WHORM Cat.:

File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Date Closed:	3/17/2023	OA/ID Number:	21803-007
FOIA/SYS Case #:	2021-0094-F	Appeal Case #:	
Re-review Case #:		Appeal Disposition:	
P-2/P-5 Review Case #:		Disposition Date:	
AR Case #:		MR Case #:	
AR Disposition:		MR Disposition:	
AR Disposition Date:		MR Disposition Date:	

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

Freedom of Information Act - [5 U.S.C. 552(b)]

P-1 National Security Classified Information [(a)(1) of the PRA]
P-2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P-3 Release would violate a Federal statute [(a)(3) of the PRA]
P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Removed as a personal record misfile.

(b)(1) National security classified information [(b)(1) of the FOIA]
(b)(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
(b)(3) Release would violate a Federal statute [(b)(3) of the FOIA]
(b)(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
(b)(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
(b)(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
(b)(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
(b)(9) Release would disclose geological or geophysical information

Pierre, SD

TUESDAY, FEBRUARY 18, 1992

PAGE 6

1:00 p.m. THE VICE PRESIDENT departs Fargo Civic Center en route Hector International Airport.

Drive Time: 15 mins.

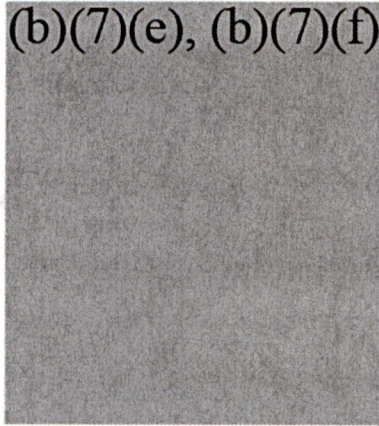
1:15 p.m. THE VICE PRESIDENT arrives Hector International Airport and proceeds to Air Force Two for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to Air Force Two for boarding.

AIR FORCE TWO MANIFEST

(b)(7)(e), (b)(7)(f)



Guests Aboard

1:25 p.m. AIR FORCE TWO departs Fargo, North Dakota en route Pierre, South Dakota.

Flight Time: 1 hr.
Time Change: None
Food Service:

2:25 p.m. AIR FORCE TWO arrives TBD Ramp, Pierre Municipal Airport, Pierre, South Dakota.

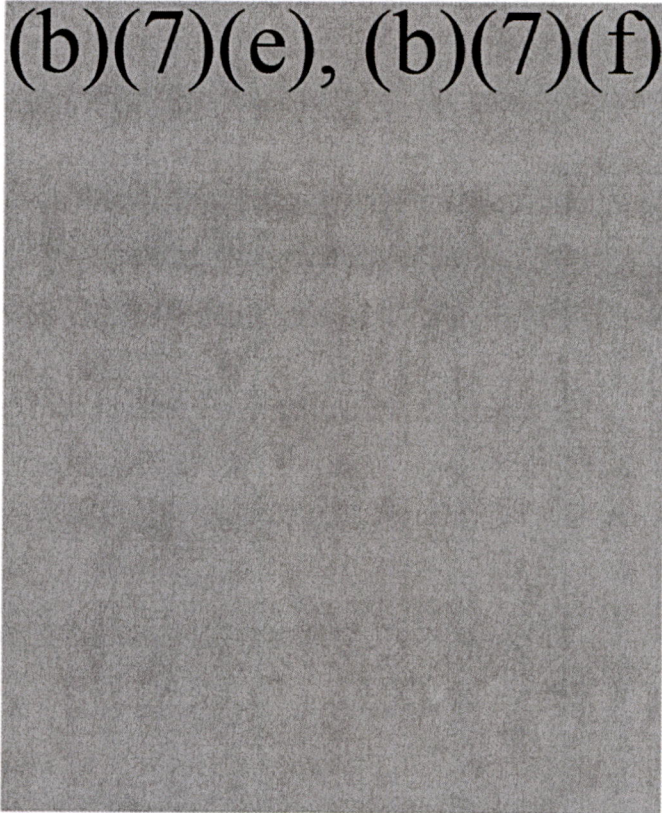
2/12/92 1:28 pm

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

(b)(7)(e), (b)(7)(f)



2:35 p.m.

THE VICE PRESIDENT departs Pierre Municipal
Airport en route South Dakota State Capitol.

Drive Time: 20 mins.

2:55 p.m.

THE VICE PRESIDENT arrives South Dakota State
Capitol and proceeds inside to TBD.

Met by:

TBD

OFFICIAL PHOTOGRAPHER ONLY

2/12/92 1:28 pm

EVENT: PHOTO OPPORTUNITY WITH BIPARTISAN LEADERSHIP

- * Official Photographer Only
- * TBD Attendees

3:00 p.m. THE VICE PRESIDENT arrives TBD and participates in Photo Opportunity.

3:10 p.m. THE VICE PRESIDENT concludes Photo Opportunity and proceeds to TBD.

EVENT: ADDRESS JOINT SESSION OF SOUTH DAKOTA STATE LEGISLATURE

- * TBD Press Coverage
- * TBD Attendees
- * Remarks

3:15 p.m. THE VICE PRESIDENT arrives TBD and remains standing.

Governor Mickelson makes brief remarks and introduces THE VICE PRESIDENT.

3:20 p.m. THE VICE PRESIDENT proceeds to podium and begins Brief Remarks.

3:40 p.m. THE VICE PRESIDENT concludes Brief Remarks and proceeds to TBD.

EVENT: PRESS AVAILABILITY

- * Open Press Coverage

3:50 p.m. THE VICE PRESIDENT arrives TBD and begins Press Availability.

4:00 p.m. THE VICE PRESIDENT concludes Press Availability and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival.

4:05 p.m. THE VICE PRESIDENT departs South Dakota State Capitol en route Governor's Residence.

Drive Time: 5 mins.

4:10 p.m. THE VICE PRESIDENT arrives Governor's Residence and proceeds inside to TBD.

EVENT: MEETING WITH BUSH/QUAYLE '92 LEADERSHIP

- * Official Photographer Only
- * TBD Attendees
- * Brief Remarks (T)
- * Mix and Mingle

4:15 p.m. THE VICE PRESIDENT arrives TBD and participates in Photo Opportunity/Receiving Line.

4:35 p.m. THE VICE PREISIDENT concludes Photo Opportunity/Receiving Line and proceeds to Stand Up Microphone/Podium.

4:40 p.m. THE VICE PRESIDENT arrives Stand Up Microphone/Podium and begins Brief Remarks.

4:50 p.m. THE VICE PRESIDENT concludes Brief Remarks and begins Mix and Mingle.

4:55 p.m. THE VICE PRESIDENT concludes Mix and Mingle and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival.

5:00 p.m. THE VICE PRESIDENT departs Governor's Residence en route Pierre River Center at the Ramkota Inn.

Drive Time: 5 mins.

5:05 p.m. THE VICE PRESIDENT arrives Pierre River Center at the Ramkota Inn and proceeds inside to Holding Room.

THE VICE PRESIDENT arrives Holding Room.

WASHINGTON WORK/PRIVATE TIME: 20 mins.

5:25 p.m. THE VICE PRESIDENT departs Holding Room and proceeds to TBD.

EVENT: PRESS TBD

5:30 p.m. THE VICE PRESIDENT arrives TBD and participates in Press TBD.

6:00 p.m. THE VICE PRESIDENT concludes Press TBD and proceeds to TBD.

EVENT: VIP RECEPTION

- * Official Photographer Only
- * 25 Attendees

6:10 p.m. THE VICE PRESIDENT arrives TBD and participates in Photo Opportunity.

2/12/92 1:28 pm

*Meet
3 or 4
including Gov.
Lt. Gov. too*

*Live at
6:00
Interview*

*Board of Directors
& Spouses*

*Someone
needs to identify
5 people
we should
focus on.*

6:20 p.m. THE VICE PRESIDENT concludes Photo Opportunity and participates in Mix and Mingle.

6:30 p.m. THE VICE PRESIDENT concludes Mix and Mingle and proceeds to Off Stage Announce Position, TBD.

EVENT: ADDRESS THE INDUSTRY AND COMMERCE ASSOCIATION OF
SOUTH DAKOTA BANQUET
* TBD Press Coverage
* TBD Attendees

6:35 p.m. THE VICE PRESIDENT proceeds onto dais and remains standing/seated.

TBD makes brief remarks and introduces
THE VICE PRESIDENT.

6:45 p.m. THE VICE PRESIDENT proceeds to Podium and begins Remarks.

7:05 p.m. THE VICE PRESIDENT concludes Remarks and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival.

7:15 p.m. THE VICE PRESIDENT departs Pierre River Center at the Ramkota Inn en route Pierre Municipal Airport.

Drive Time: 10 mins.

7:25 p.m. THE VICE PRESIDENT arrives Pierre Municipal Airport and proceeds to Air Force Two for boarding.

Withdrawal/Redaction Sheet

(George Bush Library)

Document No. and Type	Subject/Title of Document	Date	Restriction	Class.
04. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 12, 1-2]. (3 pp.)	02/18/92	(b)(7)(e), (b)(7)(f)	

Collection:

Record Group: Quayle Vice Presidential Records
Office: Deputy Chief of Staff's Office
Series: Porter, Richard, Files
Subseries: Subject Files
WHORM Cat.:
File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Date Closed:	3/17/2023	OA/ID Number:	21803-007
FOIA/SYS Case #:	2021-0094-F	Appeal Case #:	
Re-review Case #:		Appeal Disposition:	
P-2/P-5 Review Case #:		Disposition Date:	
AR Case #:		MR Case #:	
AR Disposition:		MR Disposition:	
AR Disposition Date:		MR Disposition Date:	

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P-1 National Security Classified Information [(a)(1) of the PRA]
P-2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P-3 Release would violate a Federal statute [(a)(3) of the PRA]
P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Removed as a personal record misfile.

Freedom of Information Act - [5 U.S.C. 552(b)]

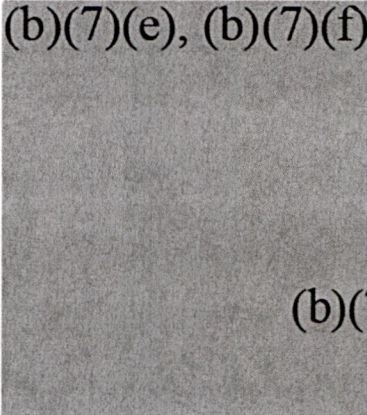
(b)(1) National security classified information [(b)(1) of the FOIA]
(b)(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
(b)(3) Release would violate a Federal statute [(b)(3) of the FOIA]
(b)(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
(b)(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
(b)(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
(b)(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
(b)(9) Release would disclose geological or geophysical information

GUEST AND STAFF INSTRUCTIONS

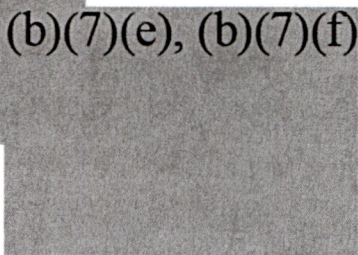
Proceed to Air Force Two for
boarding.

AIR FORCE TWO MANIFEST

(b)(7)(e), (b)(7)(f)



(b)(7)(e), (b)(7)(f)



Guests Aboard

7:35 p.m.

AIR FORCE TWO departs Pierre, South Dakota en
route Denver, Colorado.

Flight Time: 1 hr. 20 mins.

Time Change: - 1 hr.

Food Service:

DRAFT

Colorado

PAGE 1

7:55 p.m.

AIR FORCE TWO arrives TBD Ramp, Stapelton
International Airport, Denver, Colorado.

OPEN PRESS COVERAGE
CLOSED ARRIVAL

THE VICE PRESIDENT deplanes and proceeds to
motorcade for boarding.

Met by:

Points of Light

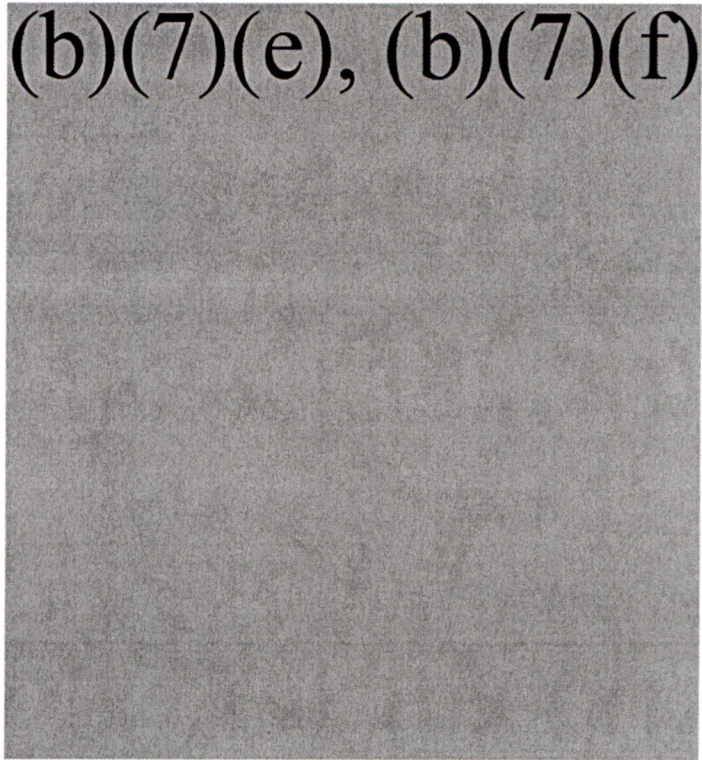
OPEN PRESS COVERAGE

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

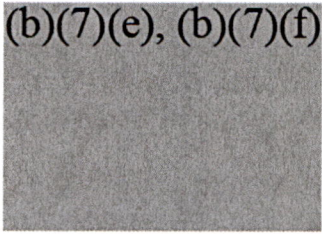
MOTORCADE ASSIGNMENTS

(b)(7)(e), (b)(7)(f)



2/12/92 1:23 pm

(b)(7)(e), (b)(7)(f)



8:05 p.m. THE VICE PRESIDENT departs Stapelton International Airport en route Hyatt Regency Hotel.

Drive Time: 15 mins.

8:20 p.m. THE VICE PRESIDENT arrives Hyatt Regency Hotel and proceeds inside to Suite.

Met by:

OFFICIAL PHOTOGRAPHER ONLY

GUEST AND STAFF INSTRUCTIONS

Guests and staff should proceed to rooms. Keys will be in doors.

8:25 p.m. THE VICE PRESIDENT arrives Suite.

REMAIN OVERNIGHT: Hyatt Regency Hotel
Denver, Colorado

STAFF OVERNIGHT: Hyatt Regency Hotel
Denver, Colorado

WEDNESDAY, FEBRUARY 19, 1992

GUEST AND STAFF INSTRUCTIONS

BAGGAGE CALL

7:55 a.m. THE VICE PRESIDENT departs Suite and proceeds to Far East Room.

EVENT: ROUNDTABLE
* Official Photographer Only
* 30-50 Attendees
* Photo Opportunity

*4 or 5
key people*

8:00 a.m. THE VICE PRESIDENT arrives Far East Room and begins Photo Opportunity.

8:10 a.m. THE VICE PRESIDENT concludes Photo Opportunity and begins Roundtable.

8:35 a.m. THE VICE PRESIDENT concludes Roundtable and proceeds to Moulin Rouge Room.

EVENT: MAJOR GOP DONOR BREAKFAST
* Official Photographer Only
* 100 Attendees
* Photo Opportunity
* Brief Remarks
* Question and Answer Session

8:40 a.m. THE VICE PRESIDENT arrives Moulin Rouge Room and begins Photo Opportunity.

8:50 a.m. THE VICE PRESIDENT concludes Photo Opportunity and proceeds to dais.

TBD introduces THE VICE PRESIDENT.

- 8:55 a.m. THE VICE PRESIDENT proceeds to Stand-up microphone/Podium and begins Brief Remarks.
- 9:00 a.m. THE VICE PRESIDENT concludes Brief Remarks and begins Question and Answer Session.
- 9:10 a.m. THE VICE PRESIDENT concludes Question and Answer Session and proceeds to Far East Room.

EVENT: MEETING WITH BUSH-QUAYLE '92 LEADERSHIP

- * Official Photographer Only
- * 20 Attendees
- * Photo Opportunity
- * Mix and Mingle (T)

- 9:15 a.m. THE VICE PRESIDENT arrives Far East Room and begins Photo Opportunity.

THE VICE PRESIDENT concludes Photo Opportunity and proceeds to off-stage announce position, Grand Ballroom.

EVENT: BUSH-QUAYLE '92 KICK-OFF RECEPTION

- * Open Press Coverage
- * 500-600 Attendees
- * Ruffles and Flourishes
- * Off-stage Announcement
- * Hail Columbia
- * Brief Remarks

- 9:45 a.m. THE VICE PRESIDENT arrives dais and remains standing.

TBD remarks and introduces THE VICE PRESIDENT.

9:55 a.m. THE VICE PRESIDENT proceeds to Podium and begins Brief Remarks.

10:05 a.m. THE VICE PRESIDENT concludes Remarks and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival with the following exceptions:

DELETE:

ADD:

10:15 a.m. THE VICE PRESIDENT departs Hyatt Regency Hotel en route Colorado State Capitol.

Drive Time: 10 mins.

10:25 a.m. THE VICE PRESIDENT arrives Colorado State Capitol and proceeds inside to TBD.

Met by:

TBD PRESS COVERAGE

GUEST AND STAFF INSTRUCTIONS

EVENT: PHOTO OPPORTUNITY WITH BIPARTISAN LEGISLATURE

- * Official Photographer Only
- * TBD Attendees

10:30 a.m. THE VICE PRESIDENT arrives TBD Room and begins Photo Opportunity.

10:40 a.m. THE VICE PRESIDENT concludes Photo Opportunity and proceeds to off-stage announce position, TBD Room.

EVENT: ADDRESS JOINT SESSION OF COLORADO STATE LEGISLATURE

- * TBD Press Coverage
- * TBD Attendees
- * Remarks

10:45 a.m. THE VICE PRESIDENT arrives dais and remains standing.

TBD introduces THE VICE PRESIDENT.

10:50 a.m. THE VICE PRESIDENT proceeds to Podium and begins Remarks.

11:10 a.m. THE VICE PRESIDENT concludes Remarks and proceeds to TBD Room.

EVENT: ONE-ON-ONE TELEVISION INTERVIEW WITH TBD

- * Open Press Coverage
- * TBD Attendees

11:15 a.m. THE VICE PRESIDENT arrives TBD Room and begins Interview.

THE VICE PRESIDENT concludes Interview.

EVENT: ONE-ON-ONE TELEVISION INTERVIEW WITH TBD
* Open Press Coverage
* TBD Attendees

THE VICE PRESIDENT begins Interview.

THE VICE PRESIDENT concludes Interview.

EVENT: ONE-ON-ONE TELEVISION INTERVIEW WITH TBD
* Open Press Coverage
* TBD Attendees

THE VICE PRESIDENT begins Interview.

THE VICE PRESIDENT concludes Interview and
proceeds to TBD.

EVENT: PRESS AVAILABILITY
* Open Press Coverage

11:45 a.m. THE VICE PRESIDENT arrives TBD and begins Press
Availability.

11:55 a.m. THE VICE PRESIDENT concludes Press Availability
and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival with the
following exceptions:

DELETE:

ADD:

12:00 noon THE VICE PRESIDENT departs Colorado State Capitol en route Denver Convention Center.

Drive Time: 10 mins.

12:10 p.m. THE VICE PRESIDENT arrives Denver Convention Center and proceeds inside to TBD.

Met by:

TBD PRESS COVERAGE

GUEST AND STAFF INSTRUCTIONS

EVENT: ADDRESS SENATOR BILL ARMSTRONG'S PRAYER LUNCHEON

- * TBD Press Coverage
- * TBD Attendees
- * Remarks

12:15 p.m. THE VICE PRESIDENT arrives dais and remains standing.

TBD remarks and introduces THE VICE PRESIDENT.

12:20 p.m. THE VICE PRESIDENT proceeds to podium and begins Remarks.

12:30 p.m. THE VICE PRESIDENT concludes Remarks and proceeds to motorcade for boarding.

2/12/92 1:23 pm

Withdrawal/Redaction Sheet

(George Bush Library)

Document No. and Type	Subject/Title of Document	Date	Restriction	Class.
05. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 9-10]. (2 pp.)	n.d.	(b)(7)(e), (b)(7)(f)	

Collection:

Record Group: Quayle Vice Presidential Records

Office: Deputy Chief of Staff's Office

Series: Porter, Richard, Files

Subseries: Subject Files

WHORM Cat.:

File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Date Closed:	3/17/2023	OA/ID Number:	21803-007
FOIA/SYS Case #:	2021-0094-F	Appeal Case #:	
Re-review Case #:		Appeal Disposition:	
P-2/P-5 Review Case #:		Disposition Date:	
AR Case #:		MR Case #:	
AR Disposition:		MR Disposition:	
AR Disposition Date:		MR Disposition Date:	

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

Freedom of Information Act - [5 U.S.C. 552(b)]

P-1 National Security Classified Information [(a)(1) of the PRA]
P-2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P-3 Release would violate a Federal statute [(a)(3) of the PRA]
P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Removed as a personal record misfile.

(b)(1) National security classified information [(b)(1) of the FOIA]
(b)(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
(b)(3) Release would violate a Federal statute [(b)(3) of the FOIA]
(b)(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
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(b)(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
(b)(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
(b)(9) Release would disclose geological or geophysical information

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival with the following exceptions:

DELETE:

ADD:

12:35 p.m.

THE VICE PRESIDENT departs Denver Convention Center and proceeds to Stapelton International Airport.

Drive Time: 25 mins. (Impromptu)

1:00 p.m.

THE VICE PRESIDENT arrives TBD Ramp, Stapelton International Airport and proceeds to Air Force Two for boarding.

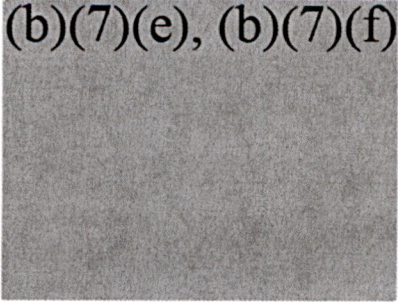
OPEN PRESS COVERAGE
CLOSED DEPARTURE

GUEST AND STAFF INSTRUCTIONS

Proceed to Air Force Two for boarding.

AIR FORCE TWO MANIFEST

(b)(7)(e), (b)(7)(f)



2/12/92 1:23 pm

(b)(7)(e), (b)(7)(f)



Guests Aboard

(b)(7)(e), (b)(7)(f)

1:10 p.m.

AIR FORCE TWO departs Denver, Colorado en route
Minneapolis, Minnesota.

Flight Time: 1 hr. 40 mins.
Time Change: + 1 hr.
Food Service: Lunch/Snacks (T)

Withdrawal/Redaction Sheet

(George Bush Library)

Document No. and Type	Subject/Title of Document	Date	Restriction	Class.
06. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 1-2]. (2 pp.)	n.d.	(b)(7)(e), (b)(7)(f)	

Collection:

Record Group: Quayle Vice Presidential Records

Office: Deputy Chief of Staff's Office

Series: Porter, Richard, Files

Subseries: Subject Files

WHORM Cat.:

File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Date Closed:	3/17/2023	OA/ID Number:	21803-007
FOIA/SYS Case #:	2021-0094-F	Appeal Case #:	
Re-review Case #:		Appeal Disposition:	
P-2/P-5 Review Case #:		Disposition Date:	
AR Case #:		MR Case #:	
AR Disposition:		MR Disposition:	
AR Disposition Date:		MR Disposition Date:	

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P-1 National Security Classified Information [(a)(1) of the PRA]
P-2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Removed as a personal record misfile.

Freedom of Information Act - [5 U.S.C. 552(b)]

(b)(1) National security classified information [(b)(1) of the FOIA]
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(b)(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
(b)(9) Release would disclose geological or geophysical information

DRAFT

MINNEAPOLIS, MN

WEDNESDAY, FEBRUARY 19, 1992

PAGE 1

3:50 p.m.

AIR FORCE TWO arrives TBD Ramp, Minneapolis-St. Paul International Airport, Minneapolis, Minnesota.

TBD PRESS COVERAGE
TBD ARRIVAL

THE VICE PRESIDENT deplanes and proceeds to motorcade for boarding.

Met by:

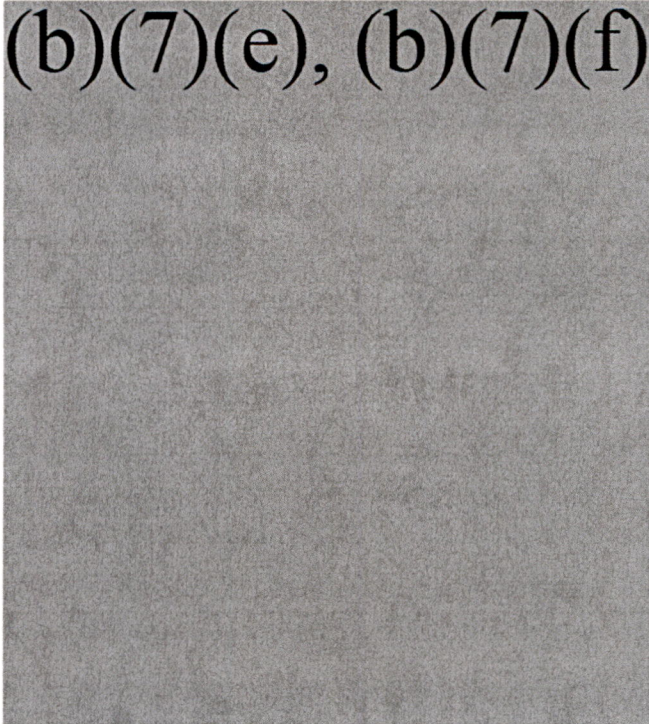
TBD
TBD PRESS COVERAGE

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

(b)(7)(e), (b)(7)(f)



(b)(7)(e), (b)(7)(f)

4:00 p.m. THE VICE PRESIDENT departs Minneapolis-St. Paul
International Airport en route TBD.

Drive Time: 25 mins.
IMPROMPTU

4:25 p.m. THE VICE PRESIDENT arrives TBD and proceeds inside
to TBD.

Met by:
TBD
TBD PRESS COVERAGE

GUEST AND STAFF INSTRUCTIONS

Guests and Staff will be
escorted to Holding Room.

CIVIL JUSTICE REFORM ROUNDTABLE (T)

PRESS AVAILABILITY (T)

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival.

5:15 p.m. THE VICE PRESIDENT departs TBD en route Hyatt Regency.

Drive Time: 10 mins.

5:25 p.m. THE VICE PRESIDENT arrives Hyatt Regency and proceeds inside to TBD.

Met by:
TBD
TBD PRESS COVERAGE

GUEST AND STAFF INSTRUCTIONS

Guests and Staff will be escorted to Holding Room.

EVENT: GOLDEN ELEPHANT ROUNDTABLE
* Official Photographer Only
* 20-25 Attendees
* Photo Opportunity

5:30 p.m. THE VICE PRESIDENT arrives TBD Room and participates in Photo Opportunity.

5:40 p.m. THE VICE PRESIDENT concludes Photo Opportunity and is seated.

5:45 p.m. THE VICE PRESIDENT begins Roundtable.

6:10 p.m. THE VICE PRESIDENT concludes Roundtable and proceeds to TBD.

Met by: (T)

EVENT: MINNESOTA STATE GOP RECEPTION

- * Official Photographer Only
- * 100-200 Attendees
- * Photo Opportunity
- * Brief Remarks

\$ 1,500

6:15 p.m. THE VICE PRESIDENT arrives TBD Room and participates in Photo Opportunity.

6:35 p.m. THE VICE PRESIDENT concludes Photo Opportunity and proceeds onto dais and remains standing.

TBD makes welcoming remarks and introduces THE VICE PRESIDENT.

6:40 p.m. THE VICE PRESIDENT proceeds to podium and begins Brief Remarks.

6:50 p.m. THE VICE PRESIDENT concludes Remarks and proceeds to TBD Room.

EVENT: MINNESOTA STATE GOP DINNER

- * TBD Press Coverage
- * 800 Attendees
- * Ruffles and Flourishes
- * Off-Stage Announcement
- * Hail Columbia
- * Remarks

\$ 1,000

6:55 p.m. THE VICE PRESIDENT arrives TBD Room and proceeds to off-stage announce position.

TBD makes welcoming remarks and introductions.

TBD introduces THE VICE PRESIDENT.

7:15 p.m. THE VICE PRESIDENT proceeds to podium and begins Remarks.

Withdrawal/Redaction Sheet

(George Bush Library)

Document No. and Type	Subject/Title of Document	Date	Restriction	Class.
07. Schedule	Re: Vice President Quayle's trip to Fargo, North Dakota; manifests and security information redacted [pages 5-6]. (2 pp.)	n.d.	(b)(7)(e), (b)(7)(f)	

Collection:

Record Group: Quayle Vice Presidential Records

Office: Deputy Chief of Staff's Office

Series: Porter, Richard, Files

Subseries: Subject Files

WHORM Cat.:

File Location: Fargo, North Dakota-Civil Justice Reform Roundtable 2/18/92

Date Closed:	3/17/2023	OA/ID Number:	21803-007
FOIA/SYS Case #:	2021-0094-F	Appeal Case #:	
Re-review Case #:		Appeal Disposition:	
P-2/P-5 Review Case #:		Disposition Date:	
AR Case #:		MR Case #:	
AR Disposition:		MR Disposition:	
AR Disposition Date:		MR Disposition Date:	

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P-1 National Security Classified Information [(a)(1) of the PRA]
P-2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P-3 Release would violate a Federal statute [(a)(3) of the PRA]
P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Removed as a personal record misfile.

Freedom of Information Act - [5 U.S.C. 552(b)]

(b)(1) National security classified information [(b)(1) of the FOIA]
(b)(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
(b)(3) Release would violate a Federal statute [(b)(3) of the FOIA]
(b)(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
(b)(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
(b)(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
(b)(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
(b)(9) Release would disclose geological or geophysical information

7:35 p.m.

THE VICE PRESIDENT concludes Remarks and proceeds to motorcade for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to motorcade for boarding.

MOTORCADE ASSIGNMENTS

Same as on arrival.

7:45 p.m.

THE VICE PRESIDENT departs Hyatt Regency en route Minneapolis-St. Paul International Airport.

Drive Time: 15 mins.

8:00 p.m.

THE VICE PRESIDENT arrives TBD Ramp, Minneapolis-St. Paul International Airport and proceeds to Air Force Two for boarding.

TBD PRESS COVERAGE
TBD DEPARTURE

GUEST AND STAFF INSTRUCTIONS

Proceed to Air Force Two for boarding.

AIR FORCE TWO MANIFEST

(b)(7)(e), (b)(7)(f)



(b)(7)(e), (b)(7)(f)



Guests Aboard

8:10 p.m. AIR FORCE TWO departs Minneapolis, Minnesota en route Washington, D.C.

Flight Time: 2 hours, 5 mins
Time Change: + 1 hour
Food Service: TBD

11:15 p.m. AIR FORCE TWO arrives Andrews Air Force Base.

THE VICE PRESIDENT deplanes and proceeds to Marine Two for boarding.

GUEST AND STAFF INSTRUCTIONS

Proceed to Marine Two for boarding.

MARINE TWO MANIFEST

(b)(7)(e), (b)(7)(f)



11:25 p.m. MARINE TWO departs Andrews Air Force Base en route Residence.

2/12/92 1:22 pm

Flight Time: 10 mins.

11:35 p.m. MARINE TWO arrives Residence.

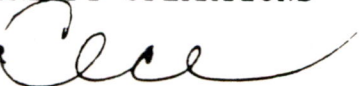
THE VICE PRESIDENT deplanes and proceeds inside.



OFFICE OF THE VICE PRESIDENT
WASHINGTON

February 11, 1992

MEMORANDUM FOR BILL KRISTOL
AL HUBBARD
KARL JACKSON
DAVID BECKWITH
BILL GRIBBIN
DAVID MCINTOSH
JOHN HOWARD
MARGUERITE SULLIVAN
TOM PERNICE
JEFF NESBIT
JIM PITTS
MYRNA DUGAN
LES NOVITSKY
MARK ALBRECHT
USSS
MILITARY AIDES
MILITARY AIRLIFT OPERATIONS

FROM: CECE KREMER 
SUBJECT: North Dakota, South Dakota, Colorado, Minnesota
Tuesday, February 18 - Wednesday,
February 19, 1992

Attached is a draft schedule of the Vice President's trip to Fargo, North Dakota; Pierre, South Dakota; Denver, Colorado; and Minneapolis, Minnesota on Tuesday, February 18 - Wednesday, February 19, 1992.

This schedule is a working DRAFT and should be treated as such.

If you **have** any comments or suggestions for possible events or activities, please notify the Scheduling Office as soon as possible.

Please advise the Public Liaison Office if you have any names that you recommend be included on the Vice President's telephone call list for this trip.

NOTE: Please check the dates of revised set up sheets as the information they contain may be more current.

PROPOSED AND TENTATIVE TRAVEL OF THE VICE PRESIDENT
TO NORTH DAKOTA, SOUTH DAKOTA, COLORADO AND MINNESOTA
TUESDAY, FEBRUARY 18 - WEDNESDAY, FEBRUARY 20, 1992

7:00 a.m. Depart Residence en route Andrews Air Force Base

7:10 a.m. Arrive Andrews Air Force Base

7:20 a.m. Depart Andrews Air Force Base en route Fargo,
North Dakota

Flight Time: 3 hours
Time Change: - 1 hour

9:20 a.m. Arrive Fargo, North Dakota (Hector International
Airport)

9:30 a.m. Depart Hector International Airport en route Great
Plains Software

Drive Time: 10 min

IMPROMPTU

9:50 a.m. Arrive Great Plains Software

CIVIL JUSTICE REFORM ROUNDTABLE

PRESS AVAILABILITY

10:40 a.m. Depart Great Plains Software en route Fargo Civic
Center

Drive Time: 10 min

10:50 a.m. Arrive Fargo Civic Center

PRESS: 30 min

(02/11/91 - 4:00 p.m.)

NORTH DAKOTA STATE GOP EVENT

11:40 a.m. Photo Op/Rec Line with Chargers Club
(\$500/Couple - 75 photos)
Closed Press
12:00 p.m. Photo Op/Rec Line/Informal Q & A with
President Club Members
(\$1000/couple - 30 couples)
12:25 p.m. Proceed to Kick Off Event
(1100 people/\$19.92 @)
(400 school children/free)
OPEN PRESS
12:30 p.m. Introductions
12:40 p.m. VP Remarks
12:50 p.m. VP Concludes

1:00 p.m. Depart Fargo Civic Center en route Hector
International Airport

Drive Time: 15 min

1:15 p.m. Arrive Hector International Airport

1:25 p.m. Depart Fargo, North Dakota en route Pierre, South
Dakota

Flight Time: 1 hour
Time Change: None

2:25 p.m. Arrive Pierre, South Dakota (Pierre Municipal
Airport)

2:35 p.m. Depart Pierre Municipal Airport en route South
Dakota State Capitol

Drive Time: 10 min

IMPROMPTU

2:55 p.m. Arrive South Dakota State Capitol

ADDRESS JOINT SESSION OF SOUTH DAKOTA STATE
LEGISLATURE

3:00 p.m. Photo Opportunity with Bipartisan
Leadership
3:15 p.m. Governor Mickelson Introduces Vice
President
3:20 p.m. VP Remarks
3:40 p.m. VP Concludes
3:50 p.m. PRESS AVAILABILITY

(02/11/91 - 4:00 p.m.)

4:05 p.m. Depart South Dakota State Capitol en route
Governor's Residence

Drive Time: 5 min

4:10 p.m. Arrive Governor's Residence

MEETING WITH BUSH/QUAYLE '92 LEADERSHIP

4:15 p.m. Photo Op/Rec. Line

4:40 p.m. (T) Brief Remarks

4:50 p.m. Mix and Mingle

5:00 p.m. Depart Governor's Residence en route Pierre River
Center at the Ramkota Inn

Drive Time: 5 min

5:05 p.m. Arrive Pierre River Center at the Ramkota Inn

PRIVATE TIME: 20 min

PRESS: 30 min

ADDRESS THE INDUSTRY AND COMMERCE ASSOCIATION OF
SOUTH DAKOTA BANQUET

6:10 p.m. VIP RECEPTION/PHOTO OP
(25 Officers/Board Members & Spouses)

6:30 p.m. Proceed to Banquet

6:35 p.m. Introductions

6:45 p.m. VP Remarks

7:05 p.m. VP Concludes

7:15 p.m. Depart Pierre River Center at the Ramkota Inn en
route Pierre Municipal Airport

Drive Time: 10 min

7:25 p.m. Arrive Pierre Municipal Airport

7:35 p.m. Depart Pierre Municipal Airport en route Denver,
Colorado

Flight Time: 1 hour, 20 min

Time Change: - 1 hour

7:55 p.m. Arrive Denver, Colorado (Stapleton International
Airport)

(02/11/91 - 4:00 p.m.)

8:05 p.m. Depart Stapleton International Airport en route
Hyatt Regency Hotel - Downtown

Drive Time: 15 min

8:20 p.m. Arrive Hyatt Regency Hotel - Downtown

RON: Hyatt Regency Hotel - Downtown
Denver, Colorado

WEDNESDAY, FEBRUARY 19, 1992

8:00 a.m. Arrive Far East Room

ROUNDTABLE/PHOTO OP
(25 - 30 people/\$5,000 @)
Closed Press

8:40 a.m. Proceed to Moulin Rouge Room

MAJOR GOP DONOR BREAKFAST
(Approx. 100 people/\$500 @)
Closed Press
Brief Remarks/Q & A
Photo Op/Rec Line

9:15 a.m. Proceed to Far East Room
MEETING WITH BUSH/QUAYLE '92 LEADERSHIP
(Approx. 20 people)
Closed Press
Photo Op/Rec Line

9:45 a.m. Proceed to Grand Ball Room
BUSH/QUAYLE '92 KICK OFF RECEPTION
(500 - 600 people - free)
OPEN PRESS
9:50 a.m. Introductions
9:55 a.m. VP Remarks
10:05 a.m. VP Concludes

10:15 a.m. Depart Hyatt Regency Hotel - Downtown en route
Colorado State Capitol

Drive Time: 10 min

10:25 a.m. Arrive Colorado State Capitol

(02/11/91 - 4:00 p.m.)

ADDRESS JOINT SESSION OF COLORADO STATE
LEGISLATURE

10:30 a.m. Photo Opportunity with Bipartisan
Legislature
10:45 a.m. Introductions
10:50 a.m. VP Remarks
11:10 a.m. VP Concludes
11:20 a.m. PRESS ONE ON ONES
PRESS AVAILABILITY

12:00 p.m. Depart Colorado State Capitol en route Denver
Convention Center

Drive Time: 10 min

12:10 p.m. Arrive TBD

ADDRESS SENATOR BILL ARMSTRONG'S PRAYER LUNCHEON

12:15 p.m. Introductions
12:20 pm. VP Remarks
12:30 p.m. VP Concludes

12:35 p.m. Depart Denver Convention Center en route Stapleton
International Airport

Drive Time: 15 min

IMPROMPTU

1:00 p.m. Arrive Stapleton International Airport

1:10 p.m. Depart Denver, Colorado en route Minneapolis,
Minnesota

Flight Time: 1 hour, 40 min
Time Change: + 1 hour

3:50 p.m. Arrive Minneapolis, Minnesota (Minneapolis-St.
Paul International Airport)

4:00 p.m. Depart Minneapolis-St. Paul International Airport
en route TBD

Drive Time: 15 min

IMPROMPTU

4:25 p.m. Arrive TBD

(02/11/91 - 4:00 p.m.)

CIVIL JUSTICE REFORM ROUNDTABLE

PRESS AVAILABILITY

5:15 p.m. Depart TBD en route Hyatt Regency
Drive Time: 10 min

5:25 p.m. Arrive Hyatt Regency

MINNESOTA STATE GOP ROUNDTABLE, RECEPTION AND DINNER

5:30 p.m. Golden Elephant RoundTable/Photo Op
(20-25 people/\$5000 @ person)
Closed Press

6:15 p.m. Elephant Club Reception
Photo Op/Rec Line
Brief Remarks
(100-200 people/\$1000 @ couple)
Closed Press

6:55 p.m. Proceed to Dinner
(800 people/\$100 each)

7:00 p.m. Introductions

7:15 p.m. VP Remarks

7:35 p.m. VP Concludes

7:45 p.m. Depart Hyatt Regency Hotel en route Minneapolis -
St. Paul International Airport
Drive Time: 15 min

8:00 p.m. Arrive Minneapolis - St. Paul International
Airport

8:10 p.m. Depart Minneapolis, Minnesota en route Washington,
D.C.
Flight Time: 2 hours, 5 min
Time Change: + 1 hour

11:15 p.m. Arrive Andrews Air Force Base

11:25 p.m. Depart Andrews Air Force Base en route Residence

11:30 p.m. Arrive Residence

(02/11/91 - 4:00 p.m.)

1/22/92

DRAFT #

2

DRAFT

January 17, 1992

Section-By-Section Analysis of
North Dakota Tort Reform Legislation

Section 1 - Feasible Design Alternative

Codifies rules in design defect cases that would require the plaintiff to prove that a feasible design alternative existed that would have prevented the injury without impairing the usefulness, practicality or desirability of the product. An alternative design is feasible only, if at the time the product left the controls of the manufacturer or seller, the technical, medical and scientific knowledge relating to the alternative design was developed, available and capable of use in the manufacturing of the product.

Section 2 - Modified Comparative Fault/Assumption of Risk

This amendment makes clear that a modified comparative fault analysis will apply in all actions to recover damages for death or injury to person or property, including product liability claims.

The provision would also bar recovery if the person suffering death or injury to a person or harm to property was aware, or with the knowledge of persons similarly situated should have been aware, that there was a risk of death or injury to a person or harm to property and proceeded to voluntarily expose himself to such risk.

Section 3 - Comparative Fault

Repeals the pure comparative fault statute currently applied in product liability cases.

Section 4 - Exemplary Damages

Codifies rules concerning the awarding of exemplary damages, as follows:

(i) would require a claimant to prove by clear and convincing evidence that the defendant acted with actual malice or conscious, flagrant disregard for the safety of others, or committed actual fraud;

(ii) at the defendant's election, the trier of fact would first determine whether compensatory damages are to be awarded before addressing issues related to exemplary damages;

(iii) evidence of defendant's financial condition or net

worth shall not be admissible in the proceeding on exemplary damages;

(iv) if the trier of fact determines that exemplary damages are to be awarded, the judge shall determine the amount;

(v) the amount of exemplary damages shall not exceed two times the amount of compensatory damages or \$250,000.00 whichever is greater;

(vi) only one award for exemplary damages may be made against a defendant for the same act, unless claimant proves by clear and convincing evidence that new evidence justifies an additional exemplary damage award; and

(vii) exemplary damages shall not be awarded against a manufacturer or product seller if the product complied with a federal statute or federal regulation. This defense shall not apply if the defendant withheld or misrepresented information submitted to the relevant agency or made an illegal payment to secure approval of a product.

Section 5 - Comparative Negligence

Repeals Section 9-10-07 of the North Dakota Century Code, which concerns contributory negligence. Pursuant to Section 15 of Chapter 404 of the 1987 Session Laws, this provision is currently suspended until June 30, 1993.

Section 6 - Sunset Repeal

Repeals the statutory provision which requires Sections 1-14 of Chapter 404 of the 1987 Session Laws to "sunset" on June 30, 1993.



American Tort Reform Association

1212 New York Avenue, N.W. • Suite 515 • Washington, D.C. 20005 • (202) 682-1163

North Dakota

Dan Nelson
North Dakota Task Force on Liability Insurance
Vice President of Government Affairs
Greater North Dakota Association
2000 Schaefer Street
Bismarck, North Dakota 58501
701-222-0929

Mr. Vernon Wagner
North Dakota Task Force on Liability Insurance
North Dakota Medical Association
P.O. Box 1198
Bismarck, North Dakota 58502
701-223-9475

North Dakota does not have a legislative session in 1992.

The North Dakota Task Force on Liability Insurance was formed in 1986. It includes a broad membership base from the North Dakota Medical Association to the North Dakota Farm Bureau. The organization is housed at the North Dakota Medical Association with former state legislator, Vernon Wagner as its volunteer executive. The Greater North Dakota Association which is the business organization of the state, i.e. "the association of business and industry," is also very involved. The contact for that group is Dan Nelson, Vice President of Government Affairs.

The North Dakota coalition succeeded in lobbying for a comprehensive reform bill in 1987. The 1987 enactment abolished joint and several liability, allowed judges to reduce awards for collateral sources of payment, required separate pleadings for economic and non-economic damages, prohibited claims for punitive damages in the original complaint (required prima facie evidence for such a claim, provided for frivolous suit sanctions and allowed periodic payments of future economic damages.

Unfortunately, the bill includes a 1993 sunset clause. The coalition is using the off-year to prepare for the legislative campaign to remove the sunset clause and allow this legislation to stand. They are working on an intense public relations campaign which they hope to unveil in the Spring.

The coalition leaders, Former State Legislator Vernon Wagner and Dan Nelson of the Greater North Dakota Association stand ready to help you invite small businesses who can tell the "liability" story.

call me about
this.

Anne

Richard
Porter

former Deputy
ag Comm.
MEMORANDUM
OF CALL

great
idea -
Previous editions usable

TO:

host

☐ YOU WERE CALLED BY-

☐ YOU WERE VISITED BY-

Kevin Pifer

GOP

OF (Organization)

Co-chr.

☐ PLEASE PHONE ►

☐ FTS ~~state cond~~ ~~auction~~ ON

(701) 298-4200

☐ WILL CALL AGAIN

☐ IS WAITING TO SEE YOU

☐ RETURNED YOUR CALL

☐ WISHES AN APPOINTMENT

MESSAGE

Feb 18th, Fargo ND
Nadlak Mutual Insurance
to host event. Co.

RECEIVED BY

DATE

TIME

63-110 NSN 7540-00-634-4018

STANDARD FORM 63 (Rev. 8-81)

Prescribed by GSA

FPMR (41 CFR) 101-11.6

* US GPO 1990 - 262-080

Republican
National
Committee

Kevin Cramer
State Chairman for North Dakota
P.O. Box 1917
Bismarck, ND 58502
(701) 255-0030

Post-It brand fax transmittal memo 701 1 10 pages

To: Anne Hathaway	From: Kevin Cramer
Co.	Co.
Dept.	Phone #
Fax # 395-1754	Fax #

TO: Anne Hathaway
RE: Sight For Civil Justice Roundtable
DATE: February 9, 1992

Per our discussion on Friday about the possibility of holding the Civil Justice Roundtable at Great Plains Software, I am sending a one page profile of the company.

A few reasons why I would like to have Great Plains host the event:

- Our U.S. Senate candidate Steve Sydness is in charge of their international marketing department.

- Their president, Doug Burgum is a major contributor to the Republican Party and his family has been for many years.

- They have a very large conference room which could easily accommodate the roundtable and the press.

- The location is very convenient to the airport.

- The Vice President could still take 5 or 10 minutes to look at the plant.

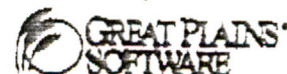
I look forward to discussing the specifics of the agenda further with you on Monday. I'll be at (701) 234-0205. THANKS!

John - the
folks in ND have
another suggestion
for yr host...
what's your
feelings?
Anne

Corporate Profile

- Ownership** Great Plains Software is privately owned and has enjoyed a stable ownership and management team since its acquisition by the Burgum family and the Arthur (ND) Farmers Elevator Company in 1984. The company was founded in 1981 as an Apple retail store and began developing software in 1982.
- Management** Doug Burgum, President and Chief Executive Officer
Bob Gifford, Senior Vice President, Research & Development
Lori Laub, Vice President, Customer Assistance/Quality Assurance
Scott Lorusway-McComsey, Vice President, Marketing
Dan Malmstrom, Vice President, Sales
Dale Mathiasen, Vice President, Applications Development
- Employees** 350 employees, approximately 300 located in Fargo.
- Products** Great Plains Software is the largest developer of accounting and business management software for LAN and single-user MS-DOS, Windows, Macintosh, SCO and AT&T UNIX/Xenix operating systems.
- Great Plains Accounting Version 6 includes General Ledger with Financial Report Generator, Accounts Receivable with Invoicing, Accounts Payable, Payroll, Cash Management with Checkbook Reconciliation, Order Entry with Point of Sale, Purchase Order, Inventory and Job Cost. System Manager with Executive Advisor provides system administration along with graphics reporting. Management reporting tools include Report Writers, Lotus 1-2-3 links, and the Great Plains Edition of Forest & Trees.
- The Great Plains Edition of Magic PC, Import Manager, the Developer Toolbox and third-party product interfaces are used to tailor Great Plains Accounting to fit customers' unique business requirements on DOS, Macintosh and UNIX. The Great Plains Edition of ClearAccess links leading Macintosh applications with Great Plains Accounting. Products available in the Windows operating environment include the System Manager for Windows with Executive Advisor, the Great Plains Edition of ObjectVision; F9 for Windows, @trieve for Windows, both Lotus 1-2-3 links; and the Great Plains Edition of Forest & Trees.
- Distribution** Great Plains' North American distribution network of 1,400 resellers, 1,200 qualified installers, and 450 third-party developers is supported by the largest field and corporate sales force in the accounting software industry.
- Customers** Great Plains' unique registration system provides a 100% registration of customers and yields valuable information about their businesses. Great Plains customers are active in more than 400 different industry categories with the largest segments in light manufacturing, service industries and retail businesses. Generally, customers are small and medium-sized businesses and divisions of large companies. They rely on Great Plains Accounting to manage their cash and inventories, process payroll, and provide the financial information to more successfully manage their businesses.
- Support** Approximately one-third of the company is devoted to quality assurance, training and technical support. Great Plains led the industry in 1988 by introducing a one-hour guaranteed response time and for the past 12 months has a 99.9% success rate in meeting that guarantee.
- Industry Recognition** Throughout its ten-year history, Great Plains has earned recognition from the local and state business community, the computer industry and the general business community. Great Plains' recent recognition includes:
- #1 rated accounting software products and services, Computer Training Services (Rockville, MD) national CPA survey, 1987, 1988, 1989/90, 1991.
 - Four stars and 4 #1 ratings, Software Digest, 1991.
 - PC Magazine Editor's Choice, 1989, Honorable Mention, 1991.
 - Macworld Magazine "World Class Award", 1991.
 - MacUser Editors' Choice (Eddy) Award Nomination, 1991.
 - Family Business Magazine "Just Plain Great Service," 1990.

January 1992



Phone call w/ Helen

2/11

- Talked to NFIB, who made 6 recommendations, not all in Fargo
- Been talking to Dan Nelson - Greater ND Assoc -
 - Dan is also on ND Task Force for liability reform
 - Dan has given Helen a huge list, which he will call
- Also, they have names from ~~the~~ Wayne's own organization
- Very interested in having ~~it~~

N.D. State Univ. in Fargo

- Ag school, though they also have Engineering school
- Univ. ND. - Grand Forks - 70 miles north - Has high tech aviation center

EVENT OUTLINE

Civil Justice Reform Roundtable 30-40 minutes

1. 30-40 people

Attendees should include:

Business - large and small
Chamber of Commerce
Civic Leaders
Legislators
Lawyers
Policy Makers
Academicians
Consumer Groups
Letters - OVP mail

2. Photo opportunity

Official photographer

3. Group sits down

4. Press photo opportunity

Press leaves
Meeting begins

5. Round table begins

VP Introduced by local leader

VP remarks: problem, solution, intended action, request
(5-7 minutes)

Discussion: Informal Q & A, horror, suggestions for change,
3 or 4 people ready to jump in (no scripting)

6. Request for assistance

spell out follow-up efforts

7. Event ends

Liaison Assignments (Barbara)

Issues: Contact/Host/Invitations/Venue/Costs

1. Find contacts - host
Clear with:
 Kremer
 Pitts
 Howard
 DOJ
cc: Kristol
 Hubbard
 2. Scheduling office calls contact to accept officially
Times, dates
 3. Contact works with ^{project}liaison officer
 - a. Identifies potential invitees
 - b. Clears invitees with:
 Kremer
 Pitts
 Howard
 DOJ
cc: Kristol
 Hubbard
 - c. ^{Host}Issue^s invitations
- OVP must clear all invitees and all written material
(correspondence, invitations, public relations)
4. List of acceptances to OVP must include:
 Full name
 DOB
 SSN
 Business affiliation
 Address
 Telephone numbers
 Bio/resume
 5. List goes to:
 Secret Service
 Data Base
 Briefing paper
 Howard
 Kremer

Briefing two days before event:

1. Status of legal reforms/PL reform in state - CCTR
 2. State horror stories
 3. ~~Cases filed each year in state~~ letters from State
 4. General make-up ^{of} to participants
 5. Host bio/resume
- Talking points
 - Q & A
 - List of attendees
(check with Scheduling for prior contacts)

Follow up:

Personal notes

Thanks to host

Form letter to attendees

Mail photographs (identify photographs)

Follow-up mailings