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Records Management, White House Office of
Subject Files - FG006-03A (Chief of Staff, Office Files)

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Folder Title:

501409

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Letter	[Letter from Dr. Bill Wattenburg] [with attachments] - To: Tom Ridge, et al - From: Dr. Bill Wattenburg	7	11/30/2001	P6/b6;
002	Fax Cover Sheet	Special Trucker Forces [with attachment] - To: Andrew Card - From: Mike Parkhurst	4	11/28/2001	P6/b6;
003	Fax Cover Sheet	[Fax from Sue Sawyer] - To: Melissa Bennett - From: Sue Sawyer	39	12/05/2001	P4/b4;
004	Fax Cover Sheet	[Fax from Patricia Werner] - To: Comment Line - From: Patricia Werner	1	12/06/2001	P6/b6;
005	Note	[Note from William L. Saltonstall] - To: Andy Card - From: William L. Saltonstall	2	N.D.	PRM;

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RESTRICTION CODES

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

Deed of Gift Restrictions

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

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

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DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
006	Note	[Note from Juleanna Glover Weiss] - To: Andy Card - From: Juleanna Glover Weiss	1	11/18/2001	PRM;
007	Letter	[Letter from Dave Forman] - To: Andrew H. Card - From: Dave Forman	1	11/13/2001	PRM;
008	Email	status check - To: Josephine B. Robinson - From: Carrie C. Pauska	1	11/15/2001	P6/b6;
009	Note	Please Pass to Chief of Staff Andy Card - To: Andy Card - From: Camille Sailer	1	08/23/2001	PRM;
010	Note	[Note from Mel Bernstein] - To: Andrew Card - From: Mel Bernstein	1	11/26/2001	P6/b6;

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011	Letter	[Letter from Benedict F. FitzGerald, Jr.] - To: Andrew H. Card, Jr. - From: Benedict F. FitzGerald, Jr.	1	11/11/2001	PRM;
012	Letter	[Letter from Jimmy Whitehead] [with attachment] - To: Andrew Card - From: Jimmy Whitehead	3	11/09/2001	P2; P6/b6;
013	Fax Cover Sheet	[Fax from Bob Previdi] [with attachment] - To: Andrew H. Card - From: Bob Previdi	3	11/02/2001	P6/b6;
014	Report	Mary Claire Murphy - From: Mary Claire Murphy	2	N.D.	P6/b6;
015	Report	David L. Cavicke - From: David L. Cavicke	1	N.D.	P6/b6;
016	Note	Monte S. Kay, M.D. - To: Andrew Card - From: Monte S. Kay, M.D.	1	11/01/2001	P6/b6;

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017	Fax Cover Sheet	[Fax from Eric M. Javits] [with attachment] - To: Andy Card - From: Eric M. Javits	2	11/11/1999	P6/b6;
018	Letter	[Letter from George Kelly] - To: Condoleezza Rice - From: George Kelly	2	11/17/2001	P6/b6;
019	Letter	[Letter from Thomas Smerling] - To: Andrew Card - From: Thomas Smerling	1	11/14/2001	PRM;
020	Fax Cover Sheet	[Fax from Robert Previdi] [with attachments] - To: Andrew Card - From: Robert Previdi	3	11/15/2001	P6/b6;
021	Fax Cover Sheet	Anthony M. Knowles - To: Andrew H. Card - From: Anthony M. Knowles	1	11/06/2001	P6/b6;

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022	Report	Watch Out for the Muslims in America - From: G. Russell Evans	4	11/23/2001	P6/b6;
023	Letter	[Letter from William D. Peterson] [with attachments] - To: Andrew Card - From: William D. Peterson	3	11/15/2001	P6/b6;

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ANOV CARD F6006-03

NOVEMBER 1964

SCANNED
BY
ORIN

CS.
Honorable Andrew Card
The White House
Washington, D. C.

Dear Mr. Card,

I have just received a copy of Mr. Ken Bacon's testimony and appeal to the U.S. Congress (dated November 3, 2001). Mr. Card, Mr. Bacon and many other International Humanitarians are attempting to guide the President and the Administration into a dangerous minefield, into a position where he and America cannot win; regardless of which direction they chose to go. Examine the results of any International situation similar to the one America finds itself (whether it be U.S., England, USSR "Russia", whatever) the nation leading the effort, always publicly comes out wearing a BLACK HAT in the eye of the Humanitarian community. Examine and reflect on the current 9-11, Red Cross example and compound it numerous times, i.e. (the misuse of funds in the distribution process). A vast majority of the Humanitarian management structure are in for the money. The top goes to management, what's left, goes to the victim. Their success ratio to reestablish-reconstruct, rarely succeeds. Prayerfully Mr. Bush's administration will recognize the true interest many international NGO etc organizations in America and recognize where it's actual loyalties lie and whose interest they serve. America's international influence and leadership will be heavily influenced by the way America handles these actions in the current Central Asia problem. International NGOs go primarily for their interest and notoriety. America's interest and the true free world are normally given little 'if' any concern or credit. The President publicly presents a superb caring individual image, an example for all free men (women). Traditional Humanitarian management structure will lead him away from the path, which can demonstrate, to the world just how good, peace loving and caring nation, that America is. America and its faithful allies interest should be the Central interest in all policy and decisions made in this situation, "all interest", military, humanitarian and re-development. The face of America should shine bright in all efforts in Afghanistan. The world is watching and should see America 'openly' in each and all phases of these efforts. American individuals lead the military actions, 'open', on the front lines, in person. American individuals (all ethnic classes) should 'lead' 'all' Humanitarian and Re-development, 'openly', and highly visible in all relief efforts. Let the American system be openly recognized for all that it does to protect individual freedoms. Encourage the USG Agencies to guarantee the implementation of American public policy not U.N. Policy, WFP Policy, or other non-American Policy. Unless America is very visible in Humanitarian issues, and Re-construction-Re-development, it will be identified 'only' as the creator of havoc and destruction in this Islamic sector of the world. Thus, losing all chances of enhancing the possibility of a freethinking and functioning society in this part of the world, possibly for the remainder of this century.

Warmest regards and respects, THINK AMERICA!

Kenneth L. Dupuy
President,
The American Humanitarian Aid Services (TAHAS)

Cc: Benjamin A. Gilman, Henry Hyde, Mark Kirk, Senator R. Shelby, J. McCain, T. Lott, J. Breuax, K.B. Hutchison, P. Gramm, S. Thurmond, T. Daschle, J. Biden, G. Allen, V.P. Cheney, AIDA.Natsois

501409
I am not sure why I have this - FG006-23A
wonder if a response was sent.

Honorable Andrew Card
The White House
Washington, D. C.

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NPN
50705
F0006-03A

Dr. Bill Wattenburg
KGO Radio AM810
ABC San Francisco

November 30, 2001

To:
Honorable Tom Ridge
Director of Homeland Security
The White House
Attention: Heather West
202-456-6337 fax

Copy:
Andrew Card, Chief of Staff
The White House
202-456-1907 fax
Attention: Josephine

A team in California has found a solution to one of our major terrorist vulnerabilities in the U.S. -- hijacked tanker trucks that carry as much fuel as the airplanes that hit the WTC. This solution was widely reported by the media last Tuesday. Included below are typical stories from the *San Francisco Chronicle* and the *Associated Press* about the "Truck Stopping Device" that allows any police officer in an ordinary patrol car to stop a big rig on the highways -- without really trying.

In my opinion, this is the kind of anti-terrorism effort that the Homeland Security Office should be leading. And we have even bigger threats that our best scientists know how to attack. But no federal agency is leading this attack at the present time.

California agencies had to take the initiative to solve this national problem because no federal agencies had the authority or budget to do it. The California Highway Patrol asked the U.S. Dept. of Energy's U.C. Lawrence Livermore National Laboratory (LLNL) for assistance in testing the solution. I work with LLNL. We were able to test and demonstrate the solution in 20 days after the first prototype was built.

The California Highway Patrol (CHP) is rushing to get this solution installed on the most dangerous trucks on the road. I am sure you are familiar with what a frustrating and horribly dangerous problem this has been for law enforcement over the years. They have been helpless to stop big trucks. Many have realized that a lone terrorist can easily hijack any one of 12,000 fuel tanker trucks on the road each day -- and destroy most any major building or bridge.

I have been asked to appear on network TV interview shows in the coming weeks to discuss what our government should be doing to protect America at home. The remarks I plan to make are included below. My main point is that Homeland Security must be given the same technical resources in our national

scientific laboratories that has allowed our military to fight the war overseas. Congress should be giving Homeland Security the budget needed and the full assistance of our country's best scientists and engineers in the Dept. of Energy's national scientific laboratories if we expect any results in reasonable time. I mean specifically Los Alamos, Livermore, Oak Ridge, and Sandia at least.

There are 12,000 fuel tanker trucks on the road each day -- unguarded. Every analysis has concluded that they are probably a bigger potential threat now than more airline hijackings. Many times, the TV networks have shown the nation that hijacked big trucks are nearly unstoppable by law enforcement. A deranged or criminal driver can drive a truck most anywhere for hours -- or to most any major urban target.

The 500,000 shipping containers coming into our seaports each year are another terrorist vulnerability as big as the trucks on the road. Leaders in Congress have all expressed alarm about this problem. We think we know how to begin solving this problem as well. But it will take leadership and support at the federal level -- and quickly.

Dr. W.H. (Bill) Wattenburg

Former member, US Air Force Scientific Advisory Board.

Former staff member in nuclear weapons design (presently consultant) Lawrence Livermore National Laboratory.

Host, "The Open Line to the West Coast" show, KGO Radio AM810, ABC Network, San Francisco.

Home address: (b)(6)

Phone (b)(6)

background website: www.drbill.org, email: (b)(6)

The Orange County Register**Trucks halted in their tracks
November 28, 2001****The Associated Press**

OAKLAND -- The latest piece of equipment in the state's anti-terrorism campaign was unveiled Tuesday - a device designed to stop hijacked trucks.

The device, a metal bar that attaches to a truck's bumper, has blades that cut hoses that are part of the air-brake system, causing the brakes to deploy. The hoses, which take about five minutes to replace, must be replaced before the truck can move again.

The bar was designed by Bill Wattenburg, a scientist at Lawrence Livermore Laboratory.

At the demonstration at the Oakland Coliseum, a California Highway Patrol car chased an old tanker truck around the parking lot at under 20 mph. The car bumped the truck, and it stopped in seconds, in a straight line.

A second demonstration at about 30 mph showed similar results, with the truck taking slightly longer to stop.

The device is designed to stop tractor-trailers quickly and without causing them to careen out of control.

CHP Commissioner Spike Helmick expects the devices to be installed first on hazardous-materials trucks. Wattenburg said the \$200-to-\$250 devices probably need several more months of testing.

Gov. Gray Davis could issue an order to get the devices on trucks in the state, but he is expected to first solicit comment from the trucking industry.

San Francisco Chronicle**How device can stop hijacked big rigs
Tap on bumper by police can stop hijacked trucks**

Michael Taylor, Chronicle Staff Writer Wednesday, November 28, 2001

One of the shortest highway chases in history ended yesterday when a California Highway Patrol cruiser raced up behind a big tanker rig, tapped it politely on its back bumper and brought the tractor-trailer screeching to a halt, its eight rear tires smoking.

No, it wasn't for real -- not in a chase that took about a minute. It was a demonstration for Gov. Gray Davis and a bunch of federal and state officials of a new device that, its advocates say, can stop a hijacked truck in less than 100 feet and keep it immobilized.

"We can stop cars, but we've never been able to really stop big trucks," said CHP Commissioner Dwight "Spike" Helmick, as he and many others from law enforcement and government transportation agencies watched the strange car-truck ballet in the north parking lot of Network Associates Coliseum in Oakland. "Nearly all terrorist acts start with petroleum-based products. They can put a stick of dynamite or five pounds of plastic explosives on a tanker truck. The concern is that someone will steal a truck and start heading for a bridge."

The simple device to stop trucks was invented by Bay Area engineer, physicist and talk show host Bill Wattenburg, who has garnered a reputation as a Mr. Fix-It in times of crisis -- among other colorful inventions, he dreamed up the helicopter-towed minesweeping blanket during the Persian Gulf War and perfected emergency bridges made of surplus railroad flatcars.

Yesterday, Davis, Helmick and other officials were praising Wattenburg's latest backyard project -- it is being refined at the Lawrence Livermore National Laboratory, where Wattenburg is a longtime consultant.

Also in attendance, appearing both curious about the device and cautious about its future, were representatives from the California Trucking Association, the statewide trucking organization, and the U.S. Department of Transportation. They were there to see the gizmo in action and to talk to Wattenburg, the CHP and the lab to see whether it can be developed for California and, ultimately, nationwide use.

Here is how the device works:

Brakes on tractor-trailer rigs operate on air pressure. If the rig suddenly loses its minimally required air pressure, its mechanical brakes activate automatically and stop the

truck. This locks up the wheels. Wattenburg's idea was to put a hinged steel strip, about 2 feet long, on the back of the truck. On the strip are two steel washers whose edges have been filed to make a sharp blade.

Air hoses from the truck's braking system are run to the back of the trailer and across the area where the steel strip is. When the patrol car creeps up and hits the steel strip, it moves forward and the knife-edged washers cut through the air hose, causing a sudden drop in air pressure for the rear wheels.

Will it work out there on the interstates, as opposed to a parking lot?

"There's no doubt in my mind that it will work," said Helmick, who wants to see it put into place immediately.

Wattenburg said the device -- which can be activated only by using a special technique the officers would be trained in -- will undergo testing for several more months. Who will pay for it -- trucking firms, independent truckers or government agencies -- and how it might go into widespread operation remained unclear yesterday.

Steven Guderian, regional program manager for the National Highway Traffic Safety Administration, said federal money might be available.

Richard Brennan, California division administrator for the U.S. Federal Motor Carrier Safety Administration, which is working with the CHP on the project, said he thought it was "an interesting prototype."

Warren Hoemann, vice president of the trucking association, said he thought Wattenburg's invention "is early. It's still in its infancy." Asked what he thought of how it worked, he said, "we're always cautious," but conceded that after seeing a demonstration he thought, "let's take it to the next stage."

Chronicle staff writer Peter Fimrite contributed to this report. / E-mail Michael Taylor mtaylor@sfnchronicle.com.

**Comments to the Press
by Bill Wattenburg**

Anti-Terrorist Projects in the U.S.

November 27, 2001

Why haven't our national scientific laboratories been charged officially (with significant budgets) to find solutions to our major terrorist vulnerabilities? -- almost three months after WTC?

It would seem that the office of Homeland Security sitting next to the president, by now, should have been given major authority and budget by congress to use the top technical and scientific resources in the U.S. -- to protect the U.S. Our national laboratories such as Los Alamos, Oak Ridge, Sandia, and Livermore along with the aerospace industries have built all the technology that is winning the war in Afghanistan. But I could find no evidence that they have been officially charged to attack the major terrorist vulnerabilities at home. What the hell is going on?

Congress had better wake up and give the Homeland Security Office (or some agency) the full support and resources of our national scientific laboratories in the U.S. Dept. of Energy. This is the only way this country will find solutions to other major vulnerabilities such as the cargo containers coming in from everywhere in the world that we don't inspect. There are hundreds of engineers and scientists in each of these laboratories who are far more experienced and capable than I am. The army of "terrorist experts" -- who have flooded Washington -- and most of the bloated federal bureaucracies -- will only be helpful in counting the bodies after the next attack if it happens -- as they confidently predict.

Every federal agency must be told that using a small amount of their fat budgets to solve or prevent terrorist acts is their highest priority. They will still have enough left to give multi-million dollar contracts to their favorite political think tank to write a report on the danger to butterflies on the Brooklyn Bridge in the middle of winter.

The truck stopping device shown to the public today was developed and tested in three week's time with the full support of the California Highway Patrol and the California Governor's office. As soon as the CHP was shown a prototype of a potential solution in mid October that was simple and possibly workable, they immediately called together a governor's task force organized by the CHP (in two days). This task force included all the players who would have to approve and use any device on their trucks, the trucker's association, the teamster's union, CHP field commanders, and officials from various other agencies. This group specified a test plan. The first tests were carried out two weeks later at the CHP Academy Test Track.

In October, the Governor asked the U.S. Dept. of Energy's U.C. Lawrence Livermore National Laboratory for technical help on anti-terrorist projects such as this. Dr. David McCallen from LLNL is now preparing plans for more thorough tests of the

truck stopping device at the Nevada Test Site with the CHP. McCallen and his team have obtained trucks that can be driven by remote control at the desert site to test and develop high speed interceptions and stops.

There is no substitute for having the wisdom of the best and most experienced engineers and scientists in the world such as those in the U.S. Dept. of Energy's scientific laboratories -- who actually build solutions to the nation's national security threats, not just talk about them.

Washington and the TV shows have been flooded with an army of instant "terrorist" experts and academic commentators. But very few of them have ever actually solved a technical problem more serious than calling a light bulb repairman.

It appears that the real problem is fifty federal agencies with thousands of high paid bureaucrats spinning in their swivel chairs with only one concern: to protect their budgets, their bureaucracies, and their butts on the public payroll rather than the nation.

I called several federal agencies for a little support on the truck stopping device. Most didn't know there was a terrorist threat to the nation that they were supposed to worry about. A top administrator in one federal agency that hands out a hundred million dollars a year for "traffic safety" flippantly told me: "Hijacked trucks in the hands of terrorists are not a traffic safety issue. It is a 'security issue,' and congress did not authorize us to spend money on that." But he allowed that "the state could apply for a grant and they might find some money somewhere in six months to a year." Bureaucracies such as this are a big part of the problem.

Officials at other federal agencies such as the FBI, Dept. of Defense, Dept. of Transportation, Justice Department all told me that they had no solutions or tools to offer local police officers that would help them stop hijacked trucks. Collectively, they have spent tens of millions of dollars on "studies" over the years and produced nothing that works in the field. But they all readily admitted that "hijacked trucks and truck bombers are a major threat and police officers should have better tools to stop them on the highways."



HUMAN
RIGHTS
CAMPAIGN

File

NRN

501409
F6006-22A

12/3

Jay Leftkowitz
responding for COS

919 18th Street NW, Suite 800
Washington, DC 20006
phone 202 628 4160
fax 202 347 5323

FAX TRANSMISSION

Winnie Stachelberg

Political Director

direct dial 202 216 1549

email winnie.stachelberg@hrc.org

DATE: November 28, 2001

TO: Andy Card 456-1907

NUMBER OF PAGES: (including cover) 11

FROM: Winnie Stachelberg

NOTE: Victim Compensation Fund letter

CONFIDENTIALITY NOTICE

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HUMAN
RIGHTS
CAMPAIGN

November 28, 2001

Andy Card
Chief of Staff to the President
Executive Office of the President
1600 Pennsylvania Avenue, NW
Washington, DC 20500

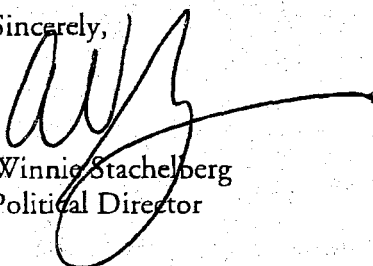
Dear Mr. Card:

I wanted to follow up on the November 13th letter from our executive director, Elizabeth Birch, regarding the Justice Department's early efforts to solicit public comments on the details of the September 11th Victim Compensation Fund.

On Monday, November 26, the Human Rights Campaign, along with four other organizations, submitted formal comments to the Department of Justice to outline our concerns that these regulations – when drafted – ensure that the September 11th Victim Compensation Fund will provide equitable compensation to *all* victims of this tragedy without regard to their sexual orientation.

For your information, I have included with this letter a copy of these comments. We hope that the White House supports efforts to ensure that the regulations are inclusive and treat all victims equitably. ~~We would like the opportunity to discuss this important issue with you.~~ Thank you in advance for your consideration.

Sincerely,



Winnie Stachelberg
Political Director

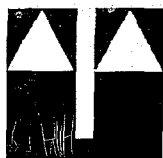
cc: Steve Hart

enc: Letter from HRC, Lambda Legal Defense & Education Fund and other organizations

WORKING FOR LESBIAN AND GAY EQUAL RIGHTS

919 18th Street NW, Suite 800 Washington, D.C. 20006
phone (202) 628 4160 fax (202) 347 5323 e-mail hrc@hrc.org





Lambda Legal Defense and Education Fund

National Headquarters
120 Wall Street, Suite 1500
New York, NY 10005
212-809-8585 (voice)
212-809-0055 (fax)

November 21, 2001

Kenneth L. Zwick, Director
Office of Management Programs
Civil Division
U.S. Department of Justice
Main Building, Room 3140
950 Pennsylvania Avenue NW
Washington, D.C. 20530

Re: Comments on the Department of Justice's
Rulemaking Regarding the September 11th
Victim Compensation Fund of 2001

The following comments respond to the Department's November 5 Notice of Inquiry and Advanced Notice of Rulemaking Re: the September 11th Victim Compensation Fund of 2001. Lambda Legal Defense and Education Fund is the nation's oldest and largest legal organization working to advance the civil rights of lesbians and gay men. We are joined in these comments by the Human Rights Campaign (HRC), the Empire State Pride Agenda (ESPA), Gay and Lesbian Advocates and Defenders (GLAD), and the National Center for Lesbian Rights (NCLR). Organizational descriptions appear at the end of this document.

Our organizations have been assisting many individuals who lost their same-sex partners in the terror attacks of September 11. We submit these comments in their behalf and in behalf of others in the same circumstances. Our remarks focus on issues relevant to their eligibility for compensation from the Fund, the types of damages compensable, and the process by which individual survivors may seek compensation.

I. GUIDING PRINCIPLES

The laudable purpose of the September 11th Fund is to provide compensation for the losses of relatives of those who died, and those who were injured. *See* Air Transportation Safety and System Stabilization Act § 403. It is crucial for the many grieving families that the regulations implementing this purpose permit recovery for all deserving relatives, including the committed partners or non-biological children of gay and lesbian victims of the terror attacks. For those whose family relationships do not meet certain strict formal legal definitions, the enormity of the loss of a beloved companion or parent could be compounded by the prospect of ineligibility for compensation intended for their protection. The Department of Justice should not permit this potential inequity. **We urge the Department to include among relatives eligible for compensation those who lost their life partners or *de facto* parents or children,**

regardless of sexual orientation and marital status.

As Senator Charles Schumer noted in his October 31 letter to Attorney General Ashcroft:

The need for support and recompense is no less real for these survivors than it is for the countless other relatives who lost loved ones. America has reached out with enormous generosity to all of the victims because our common humanity recognizes that grief and loss are not reserved to any single culture or group – they are borne by each and every one of us, whatever our race, religion, or sexual orientation.

Many who lost their life companions after lengthy committed relationships have contacted our organizations. Very few of them had prepared wills with their partners, a circumstance which is not surprising considering the relative youth and good health they enjoyed. While many are fortunate to have the support of the biological relatives of the deceased, others (like many affected by this tragedy) face the added stresses of pre-existing family difficulties that have not abated in the wake of the attacks. Each and every one of them is reliant on the continuing good will and generosity of parents, siblings or children of the victim to treat them fairly.

The federal September 11 Fund should ensure fair treatment of all surviving family members, including same-sex partners and *de facto* children of those who perished. Operated on a simple principle of equitable distribution of damages in proportion to losses sustained, it can serve the Congressional purposes of helping families to recover their economic security and allaying the financial uncertainty of survivors.

To accomplish this end, we suggest the following approach. All those who consider themselves survivors must, under this legislation, come together to seek compensation in a single claim. See § 405(c)(3)(a)(limiting claims to one per decedent). In that claim, the personal representative should submit evidence of the financial, physical and emotional losses suffered by each survivor. The Special Master then should (1) confirm that each individual seeking compensation is eligible, based on guidelines which include those in a family relationship of mutual interdependence (as partners or as *de facto* parent and child); and (2) determine how much compensation should be allotted to each individual, based on the specific evidence of that individual's losses. It is the responsibility of the personal representative, in turn, to distribute the total sum awarded in the proportions that the Special Master directs.

II. SPECIFIC RECOMMENDATIONS

A. The Personal Representative Should Act As A Fiduciary To Make A Single Claim On Behalf Of All Individuals Eligible For Compensation.

A statement of policy by the Special Master addressing certain questions related to the personal representative would provide much-needed guidance to families as they consider whether to make a claim through the Fund or to participate in a civil action. The Department should make clear how it will determine the identity of a personal representative, and more important, on whose behalf that personal representative is obligated to make claims for compensation.

"Personal representative" is a term common to many states' estates law. (For example, in New York, the Estates, Powers and Trusts Law (E.P.T.L.) § 1-2.13 defines "personal representative" as the individual who has received a letter to administer the estate of a decedent by the surrogate's court.) Already, many families have begun the process of distribution of the estate and thus have received or are seeking letters of administration which identify the personal representative. The individual who acts as the personal representative for the estate should be the one entitled to file a claim with this Fund.

In a traditional wrongful death action, it is the duty of the personal representative to act as the fiduciary on behalf of the family of the deceased in prosecuting the suit. *See, e.g.*, N.Y. E.P.T.L. § 5-4.1 (establishing right of personal representative to prosecute wrongful death action). The personal representative must distribute the proceeds of that action to the proper beneficiaries, in proportion to their losses. *E.g.*, N.Y. E.P.T.L. § 5-4.4 (a)(1). The proceeds typically go neither to the personal representative who prosecuted the suit nor to the estate; rather, they go directly to the family members who suffered losses. *Id.*; *see also* N. Y. E.P.T.L. § 5-4.1 Practice Commentaries. The court, not the personal representative, determines the amounts each individual receives. *Id.*

The federal Fund should likewise vest in the personal representative the duty to act as fiduciary on behalf of all those who consider themselves to be survivors, seeking compensation in proportion to their losses and distributing the awards accordingly. This approach makes the identity of the personal representative less important than the Department's determination of who is eligible to seek compensation as a survivor of a deceased victim, through that victim's personal representative. (See discussion below.) It reduces the likelihood of disputes concerning who should be appointed personal representative and ensures that all survivors have the same opportunity to present evidence of their losses. And it imposes a fiduciary duty on the representative to ensure that all potential beneficiaries' claims are fully and fairly presented, and distributed as the Special Master directs.

In the event that the personal representative for purposes of estate distribution does not wish to take on the responsibility of filing a claim and formally agrees to step aside, a federal hearing officer should appoint another representative. In many cases, survivors may agree on the proper individual, but where the matter is contested the appointment should not be deferred to independent adjudication by state courts. In processing claims, a federal hearing officer will ultimately have to sort through the evidence presented on behalf of surviving relatives to determine who is eligible for compensation and in what amounts; it makes sense that the same officer should resolve disputes about the appropriate personal representative as well. Judicial economy and efficiency weighs against calling on an entirely separate branch of government to go through the same process. Moreover, the determination is best made by a federal officer with knowledge of the particular rules of the federal Fund as they will apply to the parties before him or her, rather than by a state court with expertise in a different set of laws.

B. All Relatives And Dependents, Including Same-Sex Partners and *De Facto* Parents And Children, Should Be Eligible For Compensation In Proportion To Their Losses.

In the grim task of valuing a life, the operative principle ought to be to award compensation to those whom the deceased helped support in both material and emotional ways. Those who lost a partner suffer the emotional deprivations of being without a day-to-day companion, in addition to the help of another paycheck within an intermingled household economy. Those who lost a parent have lost the support and guidance of someone who provided nearly everything. And those who lost a child will be without the security of their son or daughter's companionship and assistance as they grow older. Each survivor's losses should be equally considered and accounted for, based on the daily realities of emotional and financial support the victim provided. Compensation should not be limited by legal distinctions among types of relatives, because those distinctions may frequently be untethered to the actual family burdens shouldered by those who died.

Those eligible for compensation as a survivor of a deceased victim should include individuals who can show that they had (1) a family relationship of mutual interdependence with the victim, including as a *de facto* parent or child, and (2) suffered losses of the sort identified in the Act at §§ 402(5) and (7). Where the individual does not share a blood or legal tie with the victim,¹ mutual interdependence is shown if the claimant shared a residence with the victim and was emotionally and financially intertwined in a familial relationship.

The federal Fund should look to New York's law governing emergency relief awards for guidance. Only days after September 11, Governor Pataki issued an Executive Order granting surviving partners of the World Trade Center attacks benefits comparable to those received by surviving spouses from the state's Crime Victim Board. See Exec. Order No. 113.30, Suspension of Provisions Relating to Crime Victims Awards for Persons Dependent Upon Victims of the World Trade Center Attacks (October 10, 2001), available at www.state.ny.us/sept11/exeorders/113_30. Eligibility is based on a showing of mutual interdependence with the victim, in recognition that anyone who shared with the victim living expenses, day-to-day activities and the emotional bonds of a family deserves help in this time of need. That Executive Order follows the example set as early as 1989 by New York's highest court, which interpreted the state's rent control laws to protect the life partners of rent-controlled tenants. See *Braschi v. Stahl Associates*, 74 N.Y.2d 201 (1989). That Court held that the law's protection against eviction when a loved one dies "should not rest on fictitious legal distinctions or genetic history, but instead should find its foundation in the reality of family life." *Id.* at 211. Regulations codifying the Court's holding appear at 9 N.Y.C.R.R. 2104.6(d)(3).

¹ A civil union entered in Vermont is a legal tie which vests each partner with rights as next of kin. See 15 Vt. Stat. Ann. § 1204.

Permitting all relatives who suffered losses to be eligible for compensation ensures equitable treatment of all the diverse families that suffered losses in this tragedy. As the United States Supreme Court recently noted, "[t]he demographic changes of the past century make it difficult to speak of an average American family. . . . [P]ersons outside the nuclear family are called upon with increasing frequency to assist in the everyday tasks of childrearing," *Troxel v. Granville*, 530 U.S. ___, 120 S.Ct. 2054, 2059 (2000), and the same can be said of other daily supports for family members. The proposed criteria effectively account for the variety of family configurations and support obligations that Americans create today.

C. Notice To All Potentially Eligible Survivors Should Be Required Prior To Filing A Claim.

Personal representatives should be required to identify all those who meet the eligibility criteria outlined above for compensation, and to provide notice to each. New York law specifically contemplates that similar notice will issue "to all interested parties" before a court will hear evidence of damages sustained in wrongful death suits. See N.Y. E.P.T.L. § 5-4.4(1). Notice is a workable and indispensable element of a claims process in which one individual, the personal representative, has authority to bring forth evidence and litigate damages sustained by others. A claim should not be considered "filed" until the personal representative can show that all eligible survivors have received notice.

The process of identifying individuals eligible for compensation as survivors of a victim should not be unwieldy. The proposed eligibility criteria contemplate that those eligible will include close biological or adoptive relatives, those whom the victim supported or who inherited from the victim, and those with whom the victim shared a residence in a family relationship. These guidelines provide a simple and straightforward way to identify those whose losses should be compensated in a single claim.

If a personal representative fails to provide notice to all eligible beneficiaries, those who did not receive notice should have an opportunity to intervene in a pending claim, tolling the 120-day limit of § 405(b)(3), or to re-open a completed claim. Preliminary hearings should be available to determine eligibility for compensation if the personal representative refuses to present evidence of losses sustained by another potential claimant. Where the personal representative knowingly fails to bring a potential beneficiary to the Special Master's attention, penalties should be imposed, including the possibility of liability for breach of fiduciary duty.

If the Department requires each survivor to sign a waiver against bringing other litigation, only potential beneficiaries should be subject to the waiver requirement and each on the same terms as every other potential beneficiary.

D. All Types Of Compensation Should Be Available On Equal Terms To Same-Sex Partners.

Compensation for economic losses as defined at § 402(5) and noneconomic losses as

defined at sec. 402(7) should be equally available to all those eligible for compensation in proportion to their demonstrated losses. **There is no principled basis for distinguishing among survivors as to the kinds of losses for which recovery is available.** For example, excluding anyone but a legal spouse from recovery for loss of companionship or loss of consortium would be to fail to account for actual losses suffered by many survivors and to impose a barrier that has the effect of discriminating on the basis of sexual orientation. The same would be true if same-sex partners were eligible for lesser amounts than legal spouses. Rather, everyone who suffered similar losses should be entitled to compensation under the same principles.

Noneconomic damages awarded to compensate for the conscious pain and suffering of the victim should be apportioned among the survivors in proportion to their other losses.

While under some states' laws these damages would be granted to the estate, that rule should not govern here, where so many victims died without a will. Consider the situation of one individual who has contacted Lambda. Denise and her partner Laura (not their actual names) were together over six years, and committed to one another in a ceremony of holy union through their church three years ago. Laura had worked in a support position in Tower One for over a year when the terrorists struck. The first plane hit and she was horribly burned over a vast portion of her body. As the firefighters rushed Laura to the hospital, the last words she was able to utter were Denise's name and phone number. Denise was the first one to the hospital. Laura fought for life for over a month before dying. Denise stayed at her bedside through this period of suffering, talking and praying alongside her while she silently struggled to live.

Because there was no will, Denise is now at the mercy of Laura's biological family to decide how long she may stay in the home they shared. Denise is making plans to move. And she faces even more anxiety because she apparently will not receive the financial cushion Laura provided for her through her employer's life insurance program. Because the employer's beneficiary designation forms were destroyed in the collapse of the buildings, Denise cannot document that she was the intended beneficiary on Laura's policy. So the money will be paid to Laura's estate, and not to Denise. Grieving and trying to carry on after the pain of this loss, Denise has no access to the basic support Laura intended for her, nor to the basic social safety net available for spouses.

Denise should be eligible for compensation for her emotional and economic losses under the federal Fund. She should also share in the damages awarded to compensate for Laura's pain and suffering before death – money that should not be denied to the person Laura cried out for with her final words.

E. Collateral Source Payments Made To Same-Sex Partners Should Reduce Their Awards In The Same Proportion That They Are Eligible For Compensation.

Most of the individuals who have contacted us for assistance will be receiving life insurance distributions as the designated beneficiary on their partners' life insurance policies. Life insurance is defined as a "collateral source" payment under § 402(4), and therefore must be reduced from any award made. *See* § 405(b)(6).

To the extent that same-sex partners are ultimately eligible for compensation under this Fund, their awards should likewise be reduced by the collateral source payments they receive. By the same token, in the event that they – unfairly – are ineligible to collect September 11 Fund compensation, their collateral source payments should not be taken into account in reducing the award made to other family members.

F. Forms And Procedures Should Be Easily Accessible.

Easy access to the claims process and full understanding of its rules for all potential beneficiaries is vital for the Fund to achieve its purpose. To meet these goals, we suggest that all forms and informational materials published by the Department use inclusive language that would make clear to a surviving same-sex partner or *de facto* child or parent that she or he may be eligible for compensation, and the responsibility of the personal representative to include them in the claims process. Similarly, hearing officers should be fully trained in applying the eligibility criteria to these families, and alerted to the importance of avoiding any perception of discrimination. We also recommend designation of an ombudsperson to engage in outreach to surviving same-sex partners and children, to assist them in the claims process and advocate where necessary.

III. CONCLUSION

Strong policy reasons support an equitable approach to determine who may be eligible for compensation. Those who actually suffered losses as a result of the death of a loved one should share the right to compensation. Adherence to rigid legal distinctions would obscure the family realities of many of the diverse families who suffered as a result of this attack. By establishing a system that would permit claims by all survivors and compensation in fair proportion to actual losses, the Department would provide a model of fair, effective, and humane response to this horrific tragedy. It would also encourage families to elect compensation from the Fund rather than a civil action. This is because through the Fund, the constellation of family obligations that

LAMBDA LEGAL DEFENSE AND EDUCATION FUND
p. 8

an individual victim might have undertaken could all be properly accounted for in allocating compensation.

Respectfully submitted,

Lambda Legal Defense & Education Fund
120 Wall Street, Ste. 1500
New York, NY 10005
(212) 809-8585
Contact: Jennifer Middleton, Esq.

Lambda is the nation's oldest and largest legal organization working for the civil rights of lesbians, gay men, and people with HIV/AIDS.

Human Rights Campaign
919 18th St., N.W., Suite 800
Washington, D.C. 20006
(202) 628-4160
Contact: Kevin Layton, Esq.

The Human Rights Campaign is the largest national lesbian and gay political organization with members throughout the country. It lobbies Congress, provides campaign support and educates the public to ensure that lesbian, gay, bisexual and transgender Americans can be open, honest and safe at home, at work and in the community.

Empire State Pride Agenda
647 Hudson St.
New York, NY 10014
212-627-0305
Contact: Ross Levi, Esq.

The Empire State Pride Agenda is New York's statewide, non-partisan lesbian and gay civil rights and political advocacy organization. Its mission is to end discrimination and prejudice on the basis of sexual orientation. (Additional comments on the September 11 Fund were submitted by the Pride Agenda to the Department of Justice on November 16, 2001.)

National Center for Lesbian Rights
870 Market St., Suite 570
San Francisco, CA 94102
(415) 392-6257
Contact: Shannon Minter, Esq.

LAMBDA LEGAL DEFENSE AND EDUCATION FUND
p.9

The National Center for Lesbian Rights is a national public interest law firm committed to securing equality for lesbians and their families.

Gay and Lesbian Advocates and Defenders
294 Washington Street, Suite 301
Boston, MA 02108
(617) 426-1350

Contact: Jennifer Levi, Esq.

Gay & Lesbian Advocates & Defenders (GLAD) is New England's leading public interest legal organization that works to eradicate discrimination based on sexual orientation, gender identity and expression, and HIV status. GLAD has a strong interest in ensuring fair and equal treatment of the surviving family members of gay and lesbian individuals who perished during the tragic incidents of September 11.

NPN

501409
File F0006-34
✓

For: Andrew Card, Chief of Staff

11/28/01

FAXed to (202) 456-1907

RE: "Special Trucker Forces"

From: Mike Parkhurst

(b)(6)

Attached: Three page letter to Tom Ridge

This is Page One of Four faxed pages

Summary of letter to Tom Ridge: In spite of a response about STF by Andrew Card to me on October 5, four followup letters and enclosures to Tom Ridge since then have gone unanswered.

gave to
let me
Ashley
Davis for Homeland

**Independent
Truckers
Association***(Founded 1963)*

November 28, 2001

FAXed to (202) 456-1908
and also Fedexed

Tom Ridge, Director
Office of Homeland Security
The White House

RE: Special Trucker Forces

Dear Director Ridge:

On September 28 I faxed a letter to Andrew Card about the formation of a true homeland security force – "Special Trucker Forces" – STF.

Seven days later Mr. Card wrote me the following response:

"Thank you for your letter suggesting the creation of 'Special Trucker Forces.' I appreciate your concern about security in the wake of the recent terrorist attacks and will forward your letter to the appropriate persons at the White House, including those in the newly-created Office of Homeland Security."

I wrote and Fedexed you on October 10th with a brief outline of how "Special Trucker Forces" could operate and gave some examples of the vulnerability of America that could possibly be eliminated by STF.

I got no reply.

I wrote again to you, and faxed and Fedexed a followup letter on October 17.

I got no reply.

Page Two of Three

I wrote you again, faxing yet another letter on October 19.

I got no reply.

I wrote again, faxing you yet another letter on October 26.

Again, I got no reply to my fourth letter and outline to you.

As I indicated in previous attempts to secure action from your office, I have not alerted the media about my far-ranging and comprehensive plans to recruit truckers for STF – the eyes and ears that could prevent another major disaster on a bridge, power plant, dam or munitions storage, to name just a few prime targets.

I have not contacted the media because I felt – perhaps incorrectly – that it is more important to create and put into effect a system such as I have outlined, for which I have many, many more details developed. The media can be helpful at the right time, of course, and now I am beginning to think that it just might take media pressure to get someone in your office to respond constructively to my suggestions that Andrew Card obviously thought was worthwhile.

At the convention of the American Trucking Associations a month ago in Nashville, security expert Jeff Beatty said in remarks that the trucking industry has six times as many eyes and ears than all of law enforcement (except the military). Mr. Beatty said that trucking needs to get their people “in the game.” But we seem to be stymied and stonewalled.

Well, it's not a game as you well know. But I seem to be the only one who has developed a very comprehensive system for actually recruiting and using the nation's long distance truckers as supplemental home security forces.

It has now been two full months since my initial letter to Mr. Card who, in spite of his tremendous work load and responsibilities, was able to respond to me in a week.

John Rousselot, a former seven-term Congressman from southern California,

Page Three of Three

and a staunch conservative Republican -- served in the Reagan White House as a Special Assistant to the president and also as Chairman of the Joint Board on Defense for the U.S. and Canada. Mr. Rousselot has received a briefing on my STF plan, and gives it a rousing endorsement.

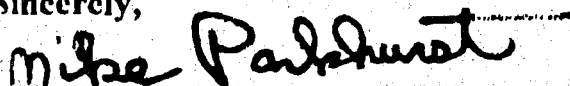
If you wish to confirm this, Mr. Rousselot's phone is:

(b)(6)

While America has been fortunate not to have endured another terrorist attack since September 11 -- other than the anthrax letters -- we should not just wait for the other shoe to drop, for if it does, it could be a heavy boot, even more disastrous than the New York and Pentagon attacks.

If Andrew Card could respond to me within a week, why, after four separate letters, including solid references that I sent you, can I not get some action from your office? If you have no power to do anything, just let me know and I will proceed to try to mobilize another agency that has the time and focus to answer my letters so we can put STF into action.

Sincerely,



Mike Parkhurst

(b)(6)

Chairman, Independent Truckers Association (the nation's oldest)
Founder, Overdrive Magazine and RoadMasters

cc: Andrew Card, White House Chief of Staff

John Rousselot

(b)(6)

(b)(6)

P.S. Although I already sent you a short list of references such as Senator Jesse Helms, John Rousselot, Bob Dole, Bill Brock, Jack Kemp and Bob Packwood, there are or were many other Senators and Representatives who were aware of my lifelong duties, and so -- by Fedex only -- I enclose a list of them and some of their comments.

Sue Sawyer, Chairman

THE KENNEN FOUNDATION

430 JEB Stuart Road, P.O. Box 115, Campo, CA 91906
619-244-6237

FAX Cover Sheet

To C/O MELISSA BENNETT
THE OFFICE OF ANDREW CARD
THE WHITE HOUSE
WASHINGTON, D.C. 20500

FAX Number: 1-202-456-1907

Date: December 5, 2001

From Sue Sawyer

Phone (619) 244-6237

Number of pages sent (including cover sheet) _____

If you did not receive all pages or if the transmission is garbled, contact Sue Sawyer.

Comments:

Here is a copy of our most recent correspondence.

Please forward to Mr. Card for his review and forwarding to President Bush.

Now that the war is over, what will happen to all of the children in the terrorist soup kitchen schools of the East? The scholarship fund is right on target with Bush Administration goals implemented now in the East and Middle East.

This is our opportunity, now! (What a Christmas dream for these children!)

Warmest Christmas greetings and many thanks for your help!

Sue Sawyer, Chairman
The Kennen Foundation

501409
FG-006-03A

~~NRN~~

Sue Sawyer, Chairman
THE KENNEN FOUNDATION

430 JEB Stuart Road, P.O. Box 115, Campo, CA 91906
619-244-6237

DECEMBER 5, 2001

GEORGE W. BUSH
PRESIDENT
THE WHITE HOUSE
WASHINGTON, D.C. 20500

OCC CASE NO. 030050 : \$1,300,000
(Cashed April 8, 1997)

Wells Fargo Domestic Collection Claim 0199709230853
Bank of America Collection Reference: 9704021C189LA (4/23/97)
Drawn from Bank of America Depository Services Account No. (b)(4)
Bank of America Claim No. 0116662
(Paid April 8, 1997 to Erroneous Payee
Per Bank of America Internal Memorandum November 2, 1999)

\$1,300,000 Principal Plus 7% Interest
(\$249.32 Per Diem)
Through November 30, 2001: \$1,722,986.45

OCC CASE NO. 030048: \$2,014,000
(Cashed September 3-11, 1998)

National Bank Checks Drawn from Security Pacific Bank Services Account No. (b)(4)
Deposited into Wells Fargo Bank Account No. (b)(4)

\$18,000 Deposited and Paid by Cash Receipt September 3, 1998
\$54,000 Deposited and Paid by Cash Receipt September 4, 1998
\$1,842,000 Deposited and Paid by Cash by Bank Originated Entry by Wells Fargo Bank

Erroneously Removed by Cash "Withdrawals" 12-19 Days After Cash Deposits
by Wells Fargo Bank from Wells Fargo Bank Account No. (b)(4)
In Violation of the Expedited Funds Availability Act (EFAA)
Treasury Regulation CC Section C

\$2,014,000 Principal Plus 7% Interest
(\$388.25 Per Diem)
Through November 30, 2001: \$2,464,724.85

Page Two

Dear Mr. President:

Thank you for your consideration.

**WASHINGTON'S "MOST EGREGIOUS
EXAMPLE OF AGENCY MISCONDUCT"**

What the OCC has demonstrated is that as an agency they are unable to correct their own mistakes in the coverup of Bank of America's defaults in payment of its deposited and cleared bank checks.

Here is what high ranking officials formerly with the Defense and Justice Departments state:

The OCC's falsifications of bank records in the above-captioned cases have been called one of the most egregious incidents of agency misconduct to date in Washington by a former Deputy Assistant Secretary of the Navy and Director of Policy Planning and Management in the former Office of Secretary of Defense, Donald Rumsfeld.

The former Attorney General of the State of California stated that these federal banking violations were "virtually incomprehensible" and the two largest embezzlements he had ever reviewed.

And here is the Congressional response:

The Congressional office exposed these "apparent inconsistencies" in its June 4, 2001 letter to the OCC, which the OCC never formally acknowledged nor entered into its files. When confronted on July 11, 2001, the OCC stated that "it was time to open the vaults."

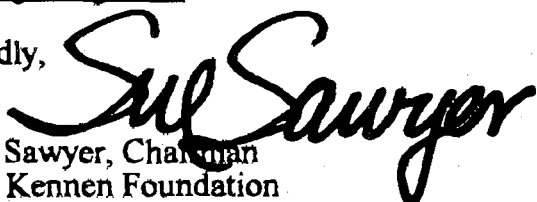
OCC FRAUD AFFECTS ISSUES VITAL TO NATIONAL SECURITY

We understand that the OCC has made a big investment to defend their loss of credibility as a result of their falsifications of bank records to cover Bank of America's banking violations. **(See attached: Sam Golden's Goofs and Craig Stone's Contradictions I-VI.)**

We are asking the Treasury Department to repay the defaulted national bank checks.

Without your help to get our funds repaid by the Treasury, we cannot go forward with these two projects, so vital to national security and in accord with Bush Administration policy for peace.

Kindly,


Sue Sawyer, Chairman
The Kennen Foundation

cc: Donald Rumsfeld
Colin Powell
Paul O'Neill

Facsimile Transmission

MEMORANDUM

December 15, 1999

①

After
2 hours
time to review
the reaction

RESIDENT & GENERAL COUNSEL:

JOHN K. VAN DE KAMP

CHAIRMAN OF THE BOARD

ED FRIENDLY

EXECUTIVE

DON J. JOHNSON
VICE PRESIDENTJACK B. OWENS
VICE PRESIDENTMACE SIEGEL
VICE PRESIDENTGARY W. BURKE
TREASURER

SECRETARY

DON J. JOHNSON

DIRECTORS

TONI BACHMAN

GARY BIZANTZ

GARY W. BURKE

RON CHARLES

ALLI MANNE CHASE

ED FRIENDLY

ALAN L. ...

ROBERT B. LEWIS

FRANK R. LONGFORD

MARVIN M. ...

JACK B. OWENS

MACE SIEGEL

CHAIRMAN & PRESIDENT EMERITUS

ED FRIENDLY

HONORARY

ED FRIENDLY

HONORARY

ED FRIENDLY

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ED FRIENDLY

TO: Sue Sawyer
FROM: John Van de Kamp
RE: Kennen Foundation
FAX NO.: 619-445-1030
No. of Pages: 1

I received your call Tuesday and couldn't reach you. I did receive your packet and will schedule an appointment once we have a chance to talk on the phone. (I'll be in Chicago December 15 and 16).

Insofar as the Bank issues are concerned, I do not pretend to understand your complaint.

It would be helpful to me to know:

- (a) How the money got into the account;
- (b) Whose account was it?
- (c) What happened;
- (d) How was the money debited from your account; and
- (e) Who was responsible.

In short, a chronology of events would be helpful.

As a matter of first impression, it's virtually incomprehensible.

And indeed, if you're out \$2 million, what sustains the Foundation?

Who was the payee? Was he or she involved with the Foundation.

And indeed, if you were defrauded in 1997, what action have you

Former
CA
Atty Genl-
(Formerly with
US Atty's Office LA)



International Center for Religion & Diplomacy

Douglas M. Johnston

Douglas M. Johnston is president and founder of the International Center for Religion and Diplomacy.

Dr. Johnston is a distinguished graduate of the U.S. Naval Academy and holds a Masters Degree in Public Administration and a Ph.D. in Political Science from Harvard University. He has served in senior positions in government, business, academia, and the military. Among his government assignments, he has been deputy assistant secretary of the navy (manpower); director of policy planning and management in the Office of the Secretary of Defense; and planning officer with the President's Office of Emergency Preparedness. He has taught courses in international affairs and security at Harvard and was the founder and director of the university's Executive Program in National and International Security. Dr. Johnston served for ten years in the submarine service and, at the age of 27, was the youngest officer in the navy to qualify for command of a nuclear submarine.

Prior to his current position, Dr. Johnston served as Executive Vice President and Chief Operating Officer of the Center for Strategic and International Studies. In addition to other duties, he chaired the Center's Preventive Diplomacy Program and directed the CSIS project on Religion and Conflict Resolution. In this latter capacity, he was principal author and editor of Religion, the Missing Dimension of Statecraft (Oxford University Press, 1994), a path-breaking work now going into its eleventh printing and third foreign language translation. He also authored the best-selling work, Foreign Policy into the 21st Century: the U.S. Leadership Challenge (CSIS, 1996).

62

**PEACE TALKS TO END THE CIVIL WAR
IN THE SUDAN AWAITING
KENNEN FOUNDATION FUNDING**

10/23/2001 13:23 2028729137

MRA WASHINGTON DC

(63)

International Center for Religion & Diplomacy

Dr. Douglas M. Johnston, Jr.
President

October 23, 2001

Ms. Susan Sawyer
Kennan Foundation
Box 115
Campo, CA 91906

Dear Sue,

Congratulations on the progress on your Bank of America problem. It's a major accomplishment for you to have brought it this far.

I will be traveling to Sudan next week to move things forward on the various initiatives we are pursuing in the wake of last November's meeting of religious leaders in Khartoum. Perhaps the most significant of these are the three war-related recommendations that emerged from that meeting:

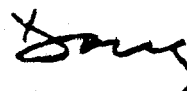
1. Involving church leaders in the peace process.
2. Providing freedom of movement for religious leaders to perform their duties in the zones of conflict, and
3. Protecting holy sites from destruction and desecration

Thus far, I have the government and the churches onboard and am going over to secure the participation of the rebel movement.

If we pull this off, it will represent a significant breakthrough. After eight years of trying, the official mediators and negotiators have absolutely nothing to show for their efforts. We will be including them in an observer status, so that any success complements (and doesn't compete with) what they are doing. My hope is that our initiative can provide a degree of traction for successfully confronting the larger issues.

Again, our thanks for all that you are doing to help.

Warm regards,





United States Department of State

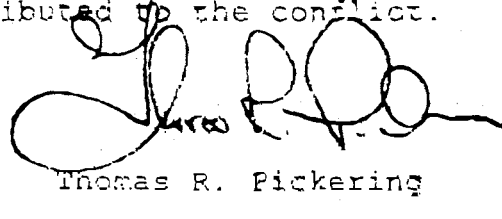
*Under Secretary of State
for Political Affairs**Washington, D.C. 20520
August 28, 2000*

MESSAGE TO PARTICIPANTS IN RELIGIOUS LEADERS MEETING

Participants, Religious Leaders Meeting

Meeting in Khartoum, November 12-16

I am pleased that the International Center for Religion and Diplomacy will conduct a meeting of religious leaders and scholars this November to address issues of religious freedom in the Sudan. The Department applauds the spirit and intent behind this meeting in Khartoum and wishes all of you wisdom and perseverance in resolving the difficult and highly sensitive religious issues that have contributed to the conflict.


Thomas R. Pickering

(65)



JIMMY CARTER

November 12, 2000

To Religious Leaders and Scholars Meeting in Khartoum

It is with deep gratitude that I commend each of you for your willingness to address the sensitive problems relating to religious tolerance and freedom in the Sudan. Beyond their contribution to the ongoing conflict in the region, these are concerns that plague mankind throughout the world. Your efforts will thus have global significance.

Rosalynn and I will keep you in our hearts and prayers as you participate in these important discussions.

Sincerely,



The Khartoum International Forum for Inter-Religious Cooperation and Peace

12-16 November 2000

Preamble

In moving toward a Sudan where the majority develops an enlightened view of its own self-interest as being tied to the common interest, where granting rights to minorities is seen as strengthening the rights of everyone, where discrimination is prohibited, and where there is equal access to government authority, services and employment, the Khartoum International Forum for Inter-Religious Cooperation and Peace recommends the following:

1. Involve religious leaders in the peace process.
2. Urge the international community to work with renewed commitment toward a peaceful resolution of the Sudanese conflict.
3. Establish an independent Inter-Religious Council to address religious issues and make related recommendations to the relevant authorities and entities. Among other initiatives the Council should consider are:
 - Facilitating inter-religious workshops in each state of the Sudan that bring religious communities together to facilitate a common understanding of the issues confronting their constituents and to work toward solutions that accommodate diverse religious views.
 - Establishing courses on comparative religion and inter-religious dialogue at the college and university level.
 - Establishing a university exchange program for Muslim and Christian college students.
 - Establishing Muslim-Christian camp experiences for teenage youth to inspire lasting friendships across religious lines.
4. Establish a national, non-governmental Center for Human Rights to promote and monitor human rights throughout the Sudan (in cooperation with existing national, regional and international human rights bodies).
5. Develop and disseminate national policies and procedures for the establishment and disestablishment of places of worship, including the related land requirements.

(67)

- 6 Develop national programming for radio and television, including Muslim-Christian content, that reflects the cultural and religious diversity of Sudan and which satisfies the needs of the various religious communities.
- 7 Through business associations and appropriate community organizations, actively encourage the corporate and NGO communities to hire personnel based solely on their professional abilities.
- 8 Under the auspices of the Council for International Peoples Friendship, establish a committee to reexamine the primary and secondary school curriculums in order to resolve existing problems relating to the religious components of the curriculum.
- 9 Urge the Government and the SPLA to facilitate safe passage for religious leaders to perform their duties.
- 10 Take measures to negotiate and implement a Memorandum of Understanding between the Government and all warring factions concerning the protection and preservation of holy sites in the areas of conflict, irrespective of religious affiliation.
- 11 Establish a program of affirmative action in accessing secondary and higher education in order to provide those from less developed parts of the country with an enhanced capability to compete effectively for public and private sector employment.
- 12 Begin development of a post-conflict educational curriculum to assist in the establishment of a culture of peace, beginning at the university level.
- 13 Undertake a joint reconciliation training program for religious leaders, scholars and others (such as that provided by the International Center for Religion and Diplomacy).
- 14 Call upon all non-governmental organizations to distribute humanitarian assistance on a non-discriminatory basis.
- 15 Call upon the United Nations to work toward promulgation of a world-wide covenant for religious freedom.
- 16 Establish a follow-up mechanism for implementing the recommendations of this meeting.
- 17 Convene this same Forum at prescribed intervals (to-be-determined).

In conclusion

Once a lasting peace is established, Sudan has the potential to become a model to the world -- a model that combines the best of both the Arab and African cultures -- a model in which diversity is celebrated and an elevated sense of brotherhood prevails. This potential derives from:

- the country's abundant natural resources
- the natural inclusiveness of its culture
- the profound spiritual heritage of the Nile Valley
- Sudan's expanding concept of an Islamic state (in which important progress toward non-discrimination and civil rights is being achieved).

The most important piece in this mosaic, of course, is peace itself, the immediate goal to which this forum is irreversibly committed.

The Khartoum International Forum was co-sponsored by:

- The International Center for Religion and Diplomacy
- The Council for International Peoples Friendship
- The Sudan Council of Churches

(68)

**List of Participants
for meeting of
Religious Leaders and Scholars
(Khartoum Nov. 12-16)**

Co-Moderators

Dr. Douglas Johnston
*President, International Center for Religion and
Diplomacy*

Dr. Abdul-Rahim Ali M. Ibrahim
Director, Inter-Religious Dialogue Society

Mr. Juma Kunda
*Executive Committee, Sudan Council
of Churches*

Sudan Muslim Participants

Sheikh Abdul Mahmoud Abbo
Imam of Ansar Mosque

Shaykh Hasan al-Fatih Qaribullah
Sufi leader

Muhammed Osman al-Khalifa
Former Minister for Social Planning

Dr. Yusef Al-Khalife
Islamic Scholar

H.E. Ahmed Abd al-Rahman
*Secretary General, International People's
Friendship Council*

Dr. Bashir el-Bakri
*President, United Nations Association in
Sudan*

Dr. Ahmed el-Mufti
*Rapporteur, Advisory Council for Human
Rights*

Mr. Khalaf Allah el-Rasheed
Former Chief Justice of the Supreme Court

Dr. Oun Elsharief Gasim
Former Minister of Religious Affairs

Dr. Yusef Fadl Hassan
Islamic Scholar

Dr. Zakaria Bashir Imam
Vice Chancellor, University of Juba

Father Joseph Ngwasu
*Secretary General, Catholic Bishops
Conference*

Professor Mohammed Osman Salih
*Director, International Centre for Sudan
Scholars*

Sudan Christian Participants

Reverend Samuel Ador
*Executive Secretary of Church and
Ecumenical Relations, SCC*

Mr. Abednego Akok
Inter-Religious Dialogue Society

His Eminence Saraf Amun
Coptic Bishop of Omdurman

Mr. Deng Awur
*Head of the Faculty of Law, University of
Juba*

Reverend Filotheos Farag
Proto-Priest, El Shahidain Coptic Church

Dr. Priscilla Joseph Kuc
Inter-Religious Dialogue Society

Reverend Ezekiel Kutjok
*Vice Moderator, Presbyterian Church of the
Sudan*

Gabriel Marur Malek
Member of the Anglican electorate

Right Reverend Gabriel Roric Jur
Episcopal Bishop of Rumbek Diocese



**WELLS FARGO BANK'S EMBEZZLEMENT
OF SCHOLARSHIP FUND
TO TAKE TURKISH KIDS OUT OF
BIN LADEN'S TERRORIST SOUP KITCHEN SCHOOLS**

BAHÇEŞEHİR
UNIVERSITY

Prof. Halil Güven

Vice Rector

Ms. Susan Sawyer
Chairman, KENNEN FOUNDATION
443 B Tecate Road, Suite 132
Tecate, CA 91980

Dear Sue,

On Sept. 11 '98 !!

Thank you for your note dated October 2, 1998. It is certainly encouraging to hear that Kennen Foundation is moving along with the scholarship program. I thank you again for all your efforts on behalf of the kids that will benefit from this tremendous opportunity— this will most certainly make a profound impact on the lives of these students, and on shaping the future of Turkey.

As we discussed in New York, after a rigorous selection process, Bahcesehir College has initially selected the following:

- a) **High School:** 28 economically disadvantaged but academically promising and qualified kids to attend the senior year of high school at Bahcesehir with heavy emphasis on college prep remedial classes to enable them to attend college (list provided in New York)
- b) **Elementary School:** 22 economically disadvantaged but academically qualified kids to attend the elementary school at Bahcesehir College (list provided in New York).
- c) **High School Candidates:** 60 economically disadvantaged but academically qualified kids to attend various high school grades at Bahcesehir (lists provided).

Bahcesehir College has already undertaken the obligation and enrolled the 30 scholarship students in groups (a) and (b) as of the first day of school, September 15, 1998. Upon subsequent meetings with the administration, out of the 60 students in group (c), administration has decided to accept an additional 10 top students from group (c) into the scholarship program— these students will be transferred into Bahcesehir College from their current public schools upon confirmation of transfer of funds.

As we are already in the fourth week of the academic semester, the administration has decided to enroll **a total of 60 (sixty) students** Kennen Foundation Scholarship students in the 1998-99 school year. In the subsequent years, we can certainly be better prepared to increase this number.

I thank you again for your efforts and look forward to working closely with you and the Kennen Foundation in realizing this important mission.

Best regards,
Halil Guven

Halil M. Guven

Wells Fargo
embezzled
these funds

there was an explosion
in my car the
day after
they
were
deposited

Scholarship
funds unpaid -
the kids are still in
the system!

(61)

②

NOVEMBER 30, 2001
DEMAND FOR 72-HOUR REPAYMENT OF
"CASH DUE FROM BANKS"

I.

OCC CASE NO. 030050 : \$1,300,000

(Cashed April 8, 1997)

- Wells Fargo Domestic Collection Claim No. 0199709230853
- Bank of America Collection Reference 9704021C189LA
- From Bank of America Depository Services Account No. (b)(4)
- Bank of America Claim No. 0116662 Paid April 8, 1997 to Erroneous Payee
Per Bank of America Internal Memorandum November 2, 1999

\$1,300,000 Principal Plus 7% Interest

(\$249.32 Per Diem)

Through November 30, 2001: \$1,722,986.45

II.

OCC CASE NO. 030048: \$2,014,000

(Cashed September 3-11, 1998)

- Wells Fargo Bank Account No. (b)(4)
Deposited/Cashed by Bank Originated Entry on September 11, 1998
- Drawn from Bank of America/Security Pacific Bank
Check Services Account No. (b)(4)
- Interest paid by Wells Fargo Bank through September 21, 1998

\$2,014,000 Principal Plus 7% Interest

(\$388.25 Per Diem)

Through November 30, 2001: \$2,464,724.85

PAYABLE TO:

CUYAMACA BANK
SANTEE, CA
ACCOUNT NO. (b)(4)
ABA NO.: 1 222 40340

TABLE OF CONTENTS

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(3-4)

DOCUMENT FILE

April 2, 2001: The OCC Acknowledges
President Bush's "Request for Recovery of Paid Funds"
Following the Clinton Administration's Referral and Recommendation
to the U.S. Treasury

II.

OCC Falsification of National Bank Records
Congressman Duncan Hunter, June 4, 2001 Letter
Finds Craig Stone Falsified Bank
Documents in His April 23, 2001
OCC Letter to the Kennen Foundation

✓ III.

Sam Golden's Goofs and Denial of
Treasury Jurisdiction
January 16, 2001
The OCC Refuses to Enforce Compliance
In Defaulted Payment of
Deposited/Cashed National Bank Checks

(5-23)

IV. ✓

How Bank of America Lied to the Regulators
OCC Case No. 030050
(\$1.3MM Paid Erroneously to the Wrong Beneficiary in 1997)

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V. ✓

How Wells Fargo Bank Lied to the Regulators
OCC Case No. 030048
Wells Fargo Bank's Admitted "Withdrawal" of
Cash Paid from Bank of America
Twelve (12) Days After Cash Deposits By
BOE Received by the Federal Reserve Microline System
in Violation of
The Expedited Funds Availability Act

(36-59)

3

(DOCUMENT 1)

Date

④

Comptroller of the Currency
Administrator of National Banks

Washington, DC 20219

April 2, 2001

Ms. Sue Sawyer
Chairman
The Kennen Foundation
443B Tecate Road, Suite 132
Tecate, California 91980

Dear Ms. Sawyer:

I am writing to acknowledge receipt of your correspondence to President Bush dated January 23, 2001, regarding your request for recovery of paid funds erroneously misdirected from the Kennen Foundation's bank accounts in 1997 and 1998. Your letter has been forwarded to the Office of the Comptroller of the Currency's Customer Assistance Group for review and response. A customer assistance specialist will be contacting you. If you have a question in the interim, please contact the Customer Assistance Group directly through one of the following means: Consumer Hot Line - 1-800-613-6743; Internet address - customerassistance@OCC.treas.gov; Fax - 713-336-4301; or mailing address - 1301 McKinney Street, Suite 3710, Houston Texas 77010-3031.

Sincerely,

Margaret Kolberg
Margaret Kolberg
Staff Assistant

(6)

III

San Golden's Goods and Rental of
Treasury Jurisdiction
The San Golden's Goods and Rental of
Treasury Jurisdiction
Deposited Capital Ratio and

(6)

I.

OCC JURISDICTION: SAM GOLDEN'S GOOF**OCC CASES NO. 030050 AND 030048**

"The facts and circumstances associated with your case clearly fall outside of the authority that Congress entrusted OCC or any other financial institution regulatory agency with."

Sam Golden's OCC Letter, January 16, 2001

The Truth: The OCC had already applied but failed to enforce Treasury Regulation CC, subpart C, the Expedited Funds Availability Act on June 28, 2000.

The Truth: The Federal Reserve Bank of San Francisco reviewed the Claims and designated the OCC as the "appropriate agency" on July 6, 2000, commenting that the Cases evidence "obvious concealment" of funds by the banks.

IA See: **OCC Letter (Regulatory Unit), June 28, 2000.**

IB See: **Federal Reserve Bank Letter, July 6, 2000:** Treasury Matter.

IC See Also: **Justice Department Letter, April 18, 2000:** Treasury Matter.

ID See Also: **Clinton Administration Letter, January 17, 2001:** Treasury Matter.



(7)

Comptroller of the Currency
Administrator of National Banks

Office of the Ombudsman
1301 McKinney Street
Suite 3725
Houston, TX 77010

January 16, 2001

Ms. Sue Sawyer
Chairman of The Kennen Foundation
Box 115
Campo, California 91906

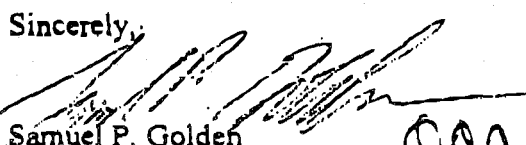
Dear Ms. Sawyer:

This letter is written in response to your many submissions made to the Comptroller of the Currency's (OCC) Customer Assistance Group. As OCC's Ombudsman, I am responsible for supervision of our customer assistance process. We take great pride in providing assistance to customers of national banks as they endeavor to navigate through complaints or inquiries that they have. As with most organizations that are entrusted with providing high quality customer service, I task members of my staff to prioritize and exhibit candor and clear communications in our customer contacts.

I. || Despite comments detailed in your most recent correspondence which suggest that I have ignored you or have not read each submission that you directed to me, I assure you that your assertions are incorrect. While I don't become or need to become directly involved in most complaints that consumers place through our office, I recognize the significance of your concerns and have given it my personal time and attention. || The facts and circumstances associated with your case clearly fall outside of the authority that Congress entrusted OCC or any other financial institution regulatory agency with. || It's my view that your best option would be retention of private legal counsel to assist you with these matters.

Finally, while I regret our inability to provide you with the assistance you are seeking, I see no benefit to you sending us further information or correspondence that evolves around these same facts and circumstances.

Sincerely,


Samuel P. Golden
Ombudsman

It is the opinion of the Congressional offices that the

OCC has already ruled on its authority, by 1.) assigning the cases in 1998; and 2.) by inquiry of both BofA and Wells Fargo regarding the Expedited Funds Ac.

07/11/00 14:34 FAX 415 875 7743
JUN. 28, 2000 3:03PM

I. MERTES AT WELLS FARGO

OCC CUST ASST GROUP

I.A.

8

Comptroller of the Currency
Administrator of National Banks

June 28, 2000

WELLS FARGO BANK, NATIONAL ASSOCIATION
Attn: Virginia Greene CRA Regulatory Analysis
MAC 0104-030, 455 Market Street, 3rd Floor
San Francisco CA 94163-4559

Re: Ms. Sue Sawyer
Tecate CA
030048

NOTE: EFRAA PROVED HERE
ALREADY APPLIED
ACCORDING TO CONGRESSIONAL OFFICE

In reviewing the case referenced above, we find we need additional information in order to complete our evaluation. Please provide us with the following information within 10 days of receipt of this letter. Upon receipt we will continue our review of this matter.

Please indicate date/s that items in question returned to determine timeliness under Subpart C of Regulation CC. Also please address the alleged discrepancy between the overdraft balance which you indicated in your response as \$6,125.80 vs. \$33.00 as alleged by consumer as was indicated on her last statement. Please provide copies of pertinent documentation.

If you have questions please contact the person referenced below at the number below.

Sincerely,

Kristi Osborne
Kristi Osborne
Customer Assistance Specialist

Enclosures

We never alleged
a \$33.00 overdraft.
We stated that the bank
confused the two statements from
2 accounts. There were no final overdrafts

Customer Assistance Group, 1301 McKinney Street, Suite 3710, Houston, Texas 77010
Phone: (800) 613-6743, FAX: (713) 336-4302

on either
account. I paid the \$33.00 on the
other account. (Not the account
from which I was analyzed)

L.B.

FEDERAL RESERVE BANK OF SAN FRANCISCO
101 MARKET STREET, SAN FRANCISCO, CALIFORNIA 94105
July 6, 2000

Ms. Sue Sawyer, Chairman
The Kennen Foundation
Box 115
Camp, California 91906

FRB
referred to OCC
7-6-2000

Dear Ms. Sawyer:

This is to acknowledge receipt of your letter concerning a problem you are experiencing with Wells Fargo Bank, N.A.

Unfortunately, our authority to investigate cases such as yours is confined to those involving state-chartered banks that are members of the Federal Reserve System. The institution against which you wish to lodge a complaint is under the supervision of another Federal regulatory agency. The agency to which complaints should be directed is checked below.

Although we cannot assist you directly, to facilitate the prompt investigation of your grievance, we have taken the liberty of forwarding your correspondence. We are confident that the agency indicated below will take appropriate action to resolve this matter.

Sincerely,


David Robbins
Senior Consumer Affairs Specialist

cc: X Comptroller of the Currency
Customer Assistance Group
1301 McKinney Street, Suite 3710
Houston, Texas 77010

— Federal Deposit Insurance Corporation
25 Ecker Street, Suite 2300
San Francisco, California 94105

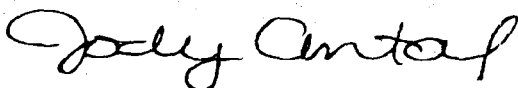
— Federal Trade Commission
901 Market Street, Suite 370
San Francisco, California 94103

— Office of Thrift Supervision
Post Office Box 7165
San Francisco, California 94120

David Robbins personally forwarded our "book" to the OCC in Houston. His remarks: "obvious concealment"

Since you may want to pursue the matter through the channels we recommend, we are returning your letter.

Sincerely,



Jody Antol
Assistant Director
Mail, Multimedia, and
Publications Services
Facilities and Administrative
Services Staff
Justice Management Division

Enclosure

III-IV-A
WELLS FARGO BANK

WELLS FARGO BANK, N.A.
NAT'L BUSINESS BANKING CENTER - PO BOX 340214
SACRAMENTO, CA 95834-0214

80941

(15)

|||||

THE KENNAN FOUNDATION
443 B TECATE RD 0132
TECATE CA 91980-4001

- M

FOR ONE CALL SERVICE
DIAL 1-800-CALL WELLS
(800-225-5935)
24 HOURS/DAY, 7 DAYS/WEE

PAGE 1 OF 2

THIS STATEMENT COVERS: 8/21/98 THROUGH 9/21/98

MARKET RATE

SUMMARY

(b)(4)

PREVIOUS BALANCE

152.19

DEPOSITS

2,015,875.00+

INTEREST EARNED

910.27+

WITHDRAWALS

2,012,014.76-

ONE CALL CHARGES

8.50-

OTHER SERVICE CHARGES

5,005.00-

MINIMUM BALANCE

90.81

AVERAGE BALANCE

322,199.9

ANNUAL PERCENTAGE

YIELD EARNED

3.2

INTEREST EARNED 1998

910.8

NEW BALANCE

90.8000

THE OCC DISPUTED DEPOSIT AMTS IN FALSIFICATION OF THE

DETAILS

FALSIFICATION
THE OCC
DISPUTED
THAT
THE DATA
BANK
CHECKS
WERE
DEPOSITED
AND CASHED
IN ORDER
TO EVADE
PERCENTAGE
COMPLIANCE

DATE	TRANSACTION	AMOUNT	BALANCE
8/21	CUSTOMER WITHDRAWAL	20.00-	
8/21	CUSTOMER WITHDRAWAL	75.00-	57.1
8/24	CUSTOMER WITHDRAWAL	40.03-	17.1
8/26	CUSTOMER DEPOSIT	1,875.00+	
8/26	OVERDRAFT PROTECTION TRANSFER TO CHECKING	408.76-	1,463.1
8/27	CUSTOMER WITHDRAWAL	16.00-	1,467.1
8/31	CUSTOMER WITHDRAWAL	25.03-	
8/31	CUSTOMER WITHDRAWAL	1,430.00-	
8/31	CASHIERS CHECKS	20.00-	7.1
9/01	OVERDRAFT CHARGE	15.00-	22.1
9/03	CUSTOMER DEPOSIT	18,000.00+	17,977.1
9/10	FEE FOR DEPOSITED/CASHED CHECK RETURNED	40.00-	
9/10	DEPOSITED/CASHED CHECK RETURNED UNPAID	16,000.00-	1,937.1
9/11	BANK ORIGINATED ENTRY	4,000.00-	
9/11	BANK ORIGINATED ENTRY	806,000.00+	
9/14	FEE FOR DEPOSITED/CASHED CHECK RETURNED	1,192,000.00-	1,993,937.1
9/14	DEPOSITED/CASHED CHECK RETURNED UNPAID	5.00-	
9/16	FEE FOR DEPOSITED/CASHED CHECK RETURNED	2,000.00-	1,991,932.1
9/16	DEPOSITED/CASHED CHECK RETURNED UNPAID	4,550.00-	
9/17	FEE FOR DEPOSITED/CASHED CHECK RETURNED	1,320,000.00-	167,382.1
9/17	DEPOSITED/CASHED CHECK RETURNED UNPAID	285.00-	
9/18	FEE FOR DEPOSITED/CASHED CHECK RETURNED	128,000.00-	39,097.1
9/18	DEPOSITED/CASHED CHECK RETURNED UNPAID	85.00-	
9/21	INTEREST PAYMENT THIS PERIOD	38,000.00-	1,012.1
9/21	FEE FOR DEPOSITED/CASHED CHECK RETURNED	910.27+	
9/21	DEPOSITED/CASHED CHECK RETURNED UNPAID	5.00-	
9/21	ONE CALL CHARGE	2,000.00-	

STATEMENT

BALANCE

ONE CALL
24-HOUR
BUSINESS
SERVICE

YOUR ACCOUNT ENTITLES YOU TO 5 COMPLIMENTARY CALLS EACH STATEMENT PERIOD. IF
WHICH ADDITIONAL ONE CALL BUSINESS AGENT CALLS MAY BE CHARGED \$1.50 EACH, AN
ADDITIONAL TOUCH-TONE ACCESS CALLS MAY BE CHARGED \$0.50 EACH.

YOU MADE 3 BUSINESS AGENT CALLS AND 19 ACCESS CALLS THIS STATEMENT PERIOD FO
TOTAL ONE CALL CHARGES OF \$8.50.

CONTINUED

YOUR NEXT STATEMENT

14

III., IV.

OCC FALSIFICATION: CRAIG STONE'S CONTRADICTION

OCC CASE NO. 030048

"We also reviewed correspondence from Bank of America in this matter. That bank maintains the money orders were forwarded to them for collection."

Craig Stone's OCC Letter of April 23, 2001

See the same letter, same page:

"These transactions were verified with your September 1998 deposit account statement."

Craig Stone's OCC Letter of April 23, 2001



I.C.

10

Washington, D.C. 20530

APR 18 2001

Sue Sawyer, Chairman
The Kennen Foundation
Box 115
Campo, CA 91906

Dear Ms. Sawyer:

Thank you for your recent letter to the Attorney General. Federal law authorizes officers of the Department of Justice to give opinions or to render legal services only to Federal officials charged with public responsibilities. After a review of your letter, we have determined that the agency listed below can best address your concern:

Department of the Treasury
1500 Pennsylvania Avenue, N.W.
Washington, DC 20220

Since you may want to pursue the matter through the channels we recommend, we are returning your letter.

Sincerely,

Jody Antol
Assistant Director
Mail, Multimedia, and
Publications Services
Facilities and Administrative
Services Staff
Justice Management Division

Enclosure

I.D.

(11)

THE WHITE HOUSE

WASHINGTON

January 17, 2001

Ms. Sue Sawyer
Kennan Foundation
Box 115
Campo, California 91906

Dear Ms. Sawyer:

Thank you so much for your letter. President Clinton greatly appreciates the trust and confidence you have shown in him by writing.

With the Administration coming to an end, I am unable to forward your letter to the Department of the Treasury for review and appropriate action. I do, however, encourage you to contact this agency directly. Should you wish to do so, you may write to: Department of the Treasury, 15th and Pennsylvania Avenue, N.W., Washington, D.C. 20220. You may also wish to contact the new Administration after January 20, 2001.

Many thanks for your understanding.

Sincerely,

Delia A. Cohen

Delia A. Cohen
Special Assistant to the President
Director of Correspondence and
Presidential Messages

*Clinton
Administration
did not agree
with evidence
falsifications
denials
referred
to
Bush
Admin*

(b)(4)

JL.A.

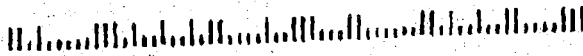
WELLS FARGO BANK

80941

18,000
804,000
1,192,000

(13)

WELLS FARGO BANK, N.A.
NAT'L BUSINESS BANKING CENTER - PO BOX 340214
SACRAMENTO, CA 95834-0214



THE KENNAN FOUNDATION
443 B TECATE RD #132
TECATE CA 91980-4001

FOR ONE CALL SERVICE
DIAL 1-800-CALL WELLS
(800-225-5935)
24 HOURS/DAY, 7 DAYS/WK

NOT

2,018,000

PAGE 1 OF 2

THIS STATEMENT COVERS: 8/21/98 THROUGH 9/21/98

MARKET RATE
ACCOUNT

(b)(4)

SUMMARY

PREVIOUS BALANCE 152.19
DEPOSITS 2,015,875.00+
INTEREST EARNED 910.27+
WITHDRAWALS 2,012,014.76-
ONE CALL CHARGES 8.50-
OTHER SERVICE CHARGES 5.005.00-

MINIMUM BALANCE 90.8
AVERAGE BALANCE 322,199.9
ANNUAL PERCENTAGE
YIELD EARNED 3.2
INTEREST EARNED 1993 910.8

NEW BALANCE 90.8000

DETAILS

DATE	TRANSACTION	AMOUNT	BALANCE
8/21	CUSTOMER WITHDRAWAL	20.00-	
8/21	CUSTOMER WITHDRAWAL	75.00-	57.1
8/24	CUSTOMER WITHDRAWAL	40.00-	17.1
8/26	CUSTOMER DEPOSIT	1,875.00+	
8/26	OVERDRAFT PROTECTION TRANSFER TO CHECKING	408.76-	1,483.1
8/27	CUSTOMER WITHDRAWAL	16.00-	1,467.1
8/31	CUSTOMER WITHDRAWAL	25.00-	
8/31	CUSTOMER WITHDRAWAL	1,430.00-	
8/31	CASHIERS CHECKS	20.00-	7.1
9/01	OVERDRAFT CHARGE	15.00-	22.1
9/03	CUSTOMER DEPOSIT	18,000.00+	17,977.1
9/10	FEE FOR DEPOSITED/CASHED CHECK RETURNED	40.00-	
9/10	DEPOSITED/CASHED CHECK RETURNED UNPAID	16,000.00-	1,937.1
9/11	BANK ORIGINATED ENTRY	4,800.00-	
9/11	BANK ORIGINATED ENTRY	804,000.00+	
9/11	BANK ORIGINATED ENTRY	1,192,000.00+	1,993,937.1
9/14	FEE FOR DEPOSITED/CASHED CHECK RETURNED	5.00-	
9/14	DEPOSITED/CASHED CHECK RETURNED UNPAID	2,000.00-	1,991,932.1
9/16	FEE FOR DEPOSITED/CASHED CHECK RETURNED	4,550.00-	
9/16	DEPOSITED/CASHED CHECK RETURNED UNPAID	1,820,000.00-	167,382.1
9/17	FEE FOR DEPOSITED/CASHED CHECK RETURNED	285.00-	
9/17	DEPOSITED/CASHED CHECK RETURNED UNPAID	128,000.00-	39,097.1
9/18	FEE FOR DEPOSITED/CASHED CHECK RETURNED	85.00-	
9/18	DEPOSITED/CASHED CHECK RETURNED UNPAID	38,000.00-	1,012.1
9/21	INTEREST PAYMENT THIS PERIOD	910.27+	
9/21	FEE FOR DEPOSITED/CASHED CHECK RETURNED	5.00-	
9/21	DEPOSITED/CASHED CHECK RETURNED UNPAID	2,000.00-	
9/21	ONE CALL CHARGE	8.50-	90.1

Teller's
Unexplained
Debit

ONE CALL
24-HOUR
BUSINESS
SERVICE

YOUR ACCOUNT ENTITLES YOU TO 5 COMPLIMENTARY CALLS EACH STATEMENT PERIOD, AFTER WHICH ADDITIONAL ONE CALL BUSINESS AGENT CALLS MAY BE CHARGED \$1.50 EACH, AND ADDITIONAL TOUCH-TONE ACCESS CALLS MAY BE CHARGED \$0.50 EACH.

YOU MADE 3 BUSINESS AGENT CALLS AND 19 ACCESS CALLS THIS STATEMENT PERIOD FOR TOTAL ONE CALL CHARGES OF \$8.50.

CONTINUED

YOUR WELLS FARGO STATEMENT

(12)

II.

OCC FALSIFICATION: SAM GOLDEN'S ARITHMETIC ERROR**OCC CASE NO. 030050**

"As stated in Mr. Golden's letter, a review of your correspondence shows that you presented money orders totaling \$2,018,000 to the bank on September 3, 1998."

OCC Letter of April 23, 2001

The Truth: Wells Fargo Bank deposited by Bank Originated Entry bank cashier's checks from Bank of America's Bank Check Accounting Services Security Pacific Account 921034 in the amount of \$1,996,000 on September 10, 1998, after initial cash deposits of \$18,000 on September 3, 1998, from the same Bank of America account.

The total was \$2,014,000, not \$2,018,000 as Golden stated on December 7, 2000 and as Stone stated on April 23, 2001. Stone and Golden stated in error that an additional \$4,000 was deposited in order to cover over teller losses of the same amounts shown as an unexplained statement debit on September 1998 deposit account statement.



V., VI.

OCC FALSIFICATION: CRAIG STONE'S GOOF

"The EFAA, as implemented by Regulation CC, Subpart C, mandates the expeditious return of checks under the two-day or four-day timeframes."

Craig Stone's Letter of April 23, 2001

The Truth: No bank checks were ever returned and so the funds were paid and, according to Stone, should have stayed in our account.

OCC CASE NO. 030050: FUNDS PAID

Bank of America's Internal Audit Memorandum of November 2, 1999, stated that Bank of America's March 13, 1997 Depository Services Bank Check made payable to the Kennen Foundation cleared April 8, 1997 to the wrong payee. The bank check was never returned to the Foundation, but paid erroneously. Bank of America, as remitting bank, needs to put the funds back in the Foundation's account now at Cuyamaca Bank.

OCC CASE NO. 030048: FUNDS PAID, INTEREST PAID

Wells Fargo Bank confirmed on September 22, 1998, some twelve days after deposit and some ten days after the EFAA's two-day timeframe had expired for bank checks that "money is in your account." The bank provided Federal Reserve Microline System **same day cash transaction receipts** for the deposits made on September 3-4, 1998. No bank checks were returned and **the September 1998 deposit account statement showed "interest paid."** Pursuant to Wells Fargo Bank's Rules p. 18, the bank checks were paid and not returned. It appears that Wells Fargo Bank embezzled the funds from the account after the two-day EFAA timeframe expired for clearance of bank cashier's checks. Wells Fargo Bank needs to put the money back into the Foundation's account, now at Cuyamaca Bank.

11/02/99 TLE 18:30 FAX 818 507 :

Bank of America



V-VI A.

(17)

November 2, 1999

Bank of America, NA
Executive Customer Relations #8085
611 N. Brand Blvd.
Glendale, Ca. 91203

Attn: Sherry L. Clements

Re: Collection Reference: 970402IC189LA
Payee: First Merchant Bank
Amount: USD1, 300, 000.00

Via fax (818) 507-2258

Wrong
Beneficiary
Change
from WFBank
Claim and BofA

Please refer to our telephone conversation pertaining to the above mention transaction.

Advise

Review of our file shows that the international draft for the amount of USD1, 300,000.00 was presented on a collection basis directly from First Merchant Bank, Cyprus.

[The Prior Endorsement Guarantee by the bank was missing and was requested from First Merchant Bank in order to process the collection. Upon receipt, the payment was effected for the amount of USD1, 299,518.50 via fed wire to First Merchant Bank, Cyprus on April 8, 1997 in settlement of this collection.

] Pd Funds

Furthermore, this collection is a bank to bank transaction and any further inquiries should be dealt through the respective banking channels.

This collection is subject to the Uniform Rules for Collections, International Chamber of Commerce ICC 522.

Please be informed accordingly.

Should you have any questions, please give me a call at Banet 345-9890.

Regards,

James R. Arcega
Treasury Management Services
International Collections #4992

1998-09-22

V-VI.B

18

THE KENNAM FOUNDATION
443 B TECATE RD #132
TECATE CA 91980-4001

Dear Customer:

Account Number:

(b)(4)

Recently, a check you deposited or cashed was returned unpaid and we'd like to tell you what we are doing to help you obtain payment.

WHAT HAPPENED?

A check for \$2,000.00 from UNKNOWN that you deposited or cashed at Wells Fargo Bank on September 10, 1998 has been returned unpaid because there wasn't enough money in the account on which the check was drawn. The amount of this check plus a \$5.00 charge has been deducted from your account (number listed above).

WHAT ARE WE DOING TO HELP?

To assist you in obtaining payment we have redeposited this check (with a four day hold on it) into your account. This enables us to try to collect it a second time from the account that it's drawn on.

WHAT HAPPENS NEXT?

If the check is paid the money will be available to you on September 28, 1998 when the hold expires. You can verify this by calling 24 Hour Customer Service at the number listed on your account statement or by checking your balance at the ATM.

If the check is returned unpaid a second time we will deduct the amount of the check from the account listed above and mail you a notice the same day.

We appreciate the opportunity to serve you. Thank you for banking with Wells Fargo.

Sincerely,

David Davenport
Special Processing Agent

Bank checks were never returned.

* A hold means that although the money is in your account, it is not available for your use. For example, any checks written against held funds may be returned unpaid and subject to additional charges.

Admits that the funds
were "in the account"
longer than 4 days limited
by Expedited Funds Act to pay

-V-VI, C.

(19)

WELLS FARGO BANK
Transaction Record

Branch # 0734 02

Deposit

Account Number

(b)(4)

Amount
\$18,000.00

Transaction # 045 0056

2:59pm 09/03/98 Credited: 09/03/98

Why Rush To The Bank? Use Direct Deposit

Thank you, Karina

17,977.43

Bank
teller's
receipt for
Cash onSept 4 account after
Sept 3 deposits of
\$18,000 (left)PAID FUNDS
"CASH DUE FROM BANKS"
(Cashier's Funds)
Same day
cash receiptsSept 3 198 : \$18,000
Sept 4 198 : \$54,000 (entered as
part of deposits
on Sept 10 198)WELLS FARGO BANK
Transaction RecordWELLS FARGO BANK
Transaction RecordWELLS FARGO BANK
Transaction Record

Branch # 0542 02

Deposit

Account Number

(b)(4)

Amount
\$18,000.00

Transaction # 050 0075

Date 09/04/98 Credited: 09/04/98

Why Rush To The Bank? Use Direct Deposit

Thank you, Monique

Branch # 0542 02

Deposit

Account Number

(b)(4)

Amount
\$18,000.00

Transaction # 001 0077

Date 09/04/98 Credited: 09/04/98

Why Rush To The Bank? Use Direct Deposit

Thank you, Monique

Branch # 0542 02

Deposit

Account Number

(b)(4)

Amount
\$18,000.00

Transaction # 000 0070

Date 09/04/98 Credited: 09/04/98

Why Rush To The Bank? Use Direct Deposit

Thank you, Monique

(b)(4)

V-VI ~~XXXXXXXXXX~~
WELLS FARGO BANK

20

WELLS FARGO BANK, N.A.
 NAT'L BUSINESS BANKING CENTER - PO BOX 340214
 SACRAMENTO, CA 95834-0214

00941

|||||

THE KENNAN FOUNDATION
 443 B TECATE RD #132
 TECATE CA 91980-4001

- N

FOR ONE CALL SERVICE
 DIAL 1-800-CALL WELLS
 (800-225-5935)
 24 HOURS/DAY, 7 DAYS/WEEK

PAGE 1 OF 2

THIS STATEMENT COVERS: 8/21/98 THROUGH 9/21/98

MARKET RATE ACCOUNT

(b)(4)

SUMMARY

PREVIOUS BALANCE 152.19
 DEPOSITS 2,015,875.00+
 INTEREST EARNED 910.27+
 WITHDRAWALS 2,012,014.74-
 ONE CALL CHARGES 8.50-
 OTHER SERVICE CHARGES 5,005.00-
NEW BALANCE 90.8000

MINIMUM BALANCE 90.800
 AVERAGE BALANCE 322,199.93
 ANNUAL PERCENTAGE YIELD EARNED 3.27%
 INTEREST EARNED 1998 910.81

DETAILS

DATE	TRANSACTION	AMOUNT	BALANCE
8/21	CUSTOMER WITHDRAWAL	20.00-	
8/21	CUSTOMER WITHDRAWAL	75.00-	57.19
8/24	CUSTOMER WITHDRAWAL	40.00-	17.19
8/26	CUSTOMER DEPOSIT	1,875.00+	
8/26	OVERDRAFT PROTECTION TRANSFER TO CHECKING	408.76-	1,483.43
8/27	CUSTOMER WITHDRAWAL	16.00-	1,467.43
8/31	CUSTOMER WITHDRAWAL	25.00-	
8/31	CUSTOMER WITHDRAWAL	1,430.00-	
8/31	CASHIERS CHECKS	20.00-	7.57(
9/01	OVERDRAFT CHARGE	15.00-	22.57(
9/03	CUSTOMER DEPOSIT	18,000.00+	17,977.43
9/10	FEE FOR DEPOSITED/CASHED CHECK RETURNED	40.00-	
9/10	DEPOSITED/CASHED CHECK RETURNED UNPAID	16,000.00-	1,937.43
9/11	BANK ORIGINATED ENTRY	4,000.00-	
9/11	BANK ORIGINATED ENTRY	804,000.00+	
9/11	BANK ORIGINATED ENTRY	1,192,000.00+	1,993,937.43
9/14	FEE FOR DEPOSITED/CASHED CHECK RETURNED	5.00-	
9/14	DEPOSITED/CASHED CHECK RETURNED UNPAID	2,000.00-	1,991,932.43
9/16	FEE FOR DEPOSITED/CASHED CHECK RETURNED	4,550.00-	
9/16	DEPOSITED/CASHED CHECK RETURNED UNPAID	1,820,000.00-	167,382.43
9/17	FEE FOR DEPOSITED/CASHED CHECK RETURNED	285.00-	
9/17	DEPOSITED/CASHED CHECK RETURNED UNPAID	128,000.00-	39,097.43
9/18	FEE FOR DEPOSITED/CASHED CHECK RETURNED	85.00-	
9/18	DEPOSITED/CASHED CHECK RETURNED UNPAID	38,000.00-	1,012.43
9/21	INTEREST PAYMENT THIS PERIOD	910.27+	
9/21	FEE FOR DEPOSITED/CASHED CHECK RETURNED	5.00-	
9/21	DEPOSITED/CASHED CHECK RETURNED UNPAID	2,000.00-	
9/21	ONE CALL CHARGE	8.50-	90.801

*Wells
Fargo
made
the
deposits*

ONE CALL
24-HOUR
BUSINESS
SERVICE

YOUR ACCOUNT ENTITLES YOU TO 5 COMPLIMENTARY CALLS EACH STATEMENT PERIOD. AFTER WHICH ADDITIONAL ONE CALL BUSINESS AGENT CALLS MAY BE CHARGED \$1.50 EACH, AND ADDITIONAL TOUCH-TONE ACCESS CALLS MAY BE CHARGED \$0.50 EACH.

YOU MADE 3 BUSINESS AGENT CALLS AND 19 ACCESS CALLS THIS STATEMENT PERIOD FOR TOTAL ONE CALL CHARGES OF \$8.50.

CONTINUED

YOUR WELLS FARGO STATEMENT

V-VI, E

(21)

Assignment Of Account Ownership Interest - We are not required to accept, act on or acknowledge any document that claims to assign your account or any interest in your account, including a Notice of Security Interest. We are not responsible or liable to you or any third party for not acting on the terms or conditions of any such assignment unless we acknowledge the assignment in writing. We may charge a fee for this service. If we acknowledge an assignment and fail to comply with its terms or conditions, and our failure, and no other significant factor, results in a loss that cannot be otherwise recovered, we may be liable to you or to the third party. However, we are not liable, under any circumstances, for special or consequential damages.

WELLS
FARGOier
ire Statement

Claims Of Forged Or Unauthorized Signatures Or Alterations On Returned Items - If a check or other item cashed or deposited by you is returned to us accompanied by an affidavit stating that the item bears a forged or unauthorized signature or is altered in any way and requesting that we return funds, we may return the funds. If we do this, we subtract the amount of that item from any account you maintain with us, together with any associated fees, without questioning the truth of the affidavit or determining if the item and affidavit are returned to us within any applicable period limiting legal action. A fee may be charged for each item returned to us accompanied by such an affidavit.

Conflicting Claims To Funds Or Other Property - If we receive conflicting claims to funds in an account or other property we hold and cannot, in good faith, determine the rights of the claimants to the funds or property, we may, at our discretion, do any of the following: restrict the account or property and deny access to all; close the account and send the funds to the owner or owners of the account, according to our records, at the statement mailing address or deliver the property to the owner or owners of the property; interplead all or any portion of the funds from an account to the court; or hold the property, without liability to anyone, pending resolution of the claim to our satisfaction.

Contract Language - English is the controlling language of the relationship between you and us. While we may translate our forms, disclosures and advertisements into another language for your convenience, unless we otherwise agree in writing or are specifically otherwise required by law, if there is a discrepancy between our English language materials and our materials in another language, the English language version is controlling.

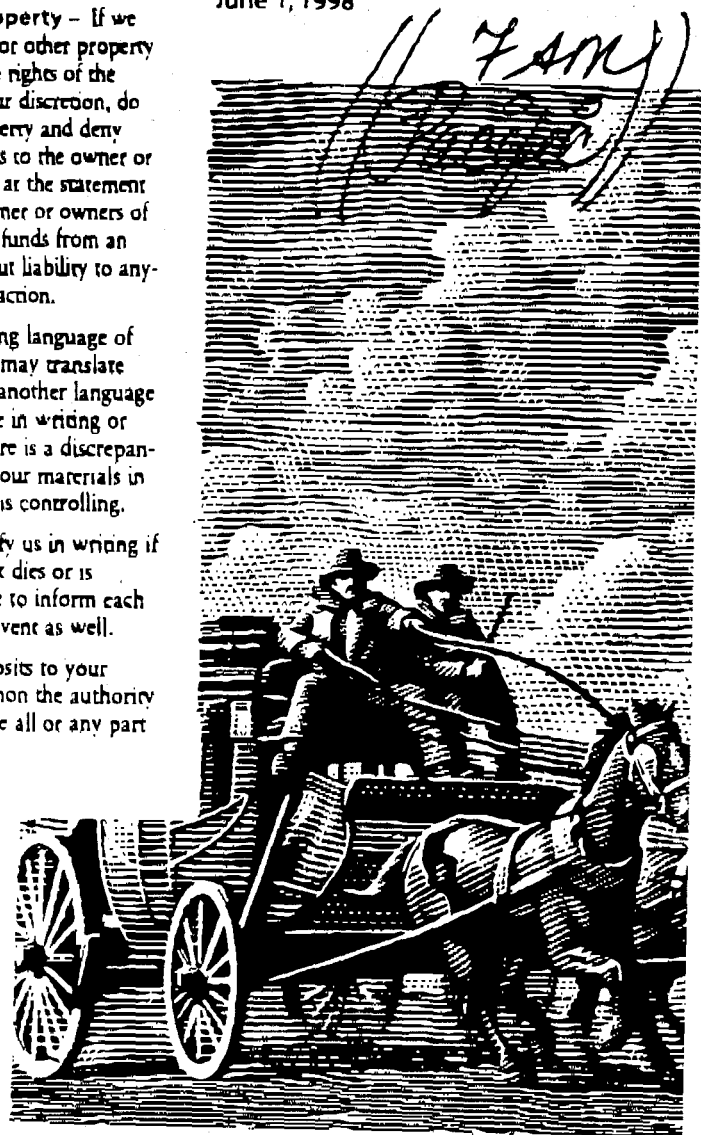
Death Or Incompetence - You agree to notify us in writing if any owner or authorized signer on your account dies or is declared incompetent by a court. You also agree to inform each signer on your account to notify us of such an event as well.

Deposits To Accounts - We may accept deposits to your account from any source and we need not question the authority of the person making the deposit. We may refuse all or any part

18

WELLS
FARGO

© 1998 Wells Fargo Bank. All rights reserved.
Member FDIC. Printed on recycled paper.
UN1401 6/98

Bank
checks
never
returnedNo
affidavits
ever issuedFunds
should
have
stayed
in account
that
cleared
same day128,000
128,000s Governing
osit Accounts

June 1, 1998

7 AM
(Signature)

(12)

II.

OCC FALSIFICATION: SAM GOLDEN'S ARITHMETIC ERROR**OCC CASE NO. 030050**

"As stated in Mr. Golden's letter, a review of your correspondence shows that you presented money orders totaling \$2,018,000 to the bank on September 3, 1998."

OCC Letter of April 23, 2001

The Truth: Wells Fargo Bank deposited by Bank Originated Entry bank cashier's checks from Bank of America's Bank Check Accounting Services Security Pacific Account 921034 in the amount of \$1,996,000 on September 10, 1998, after initial cash deposits of \$18,000 on September 3, 1998, from the same Bank of America account.

The total was \$2,014,000, not \$2,018,000 as Golden stated on December 7, 2000 and as Stone stated on April 23, 2001. Stone and Golden stated in error that an additional \$4,000 was deposited in order to cover over teller losses of the same amounts shown as an unexplained statement debit on September 1998 deposit account statement.

(23)

April 23, 2001
Sue Sawyer
Page 2

day timeframes, but only applies to items submitted through the normal clearing process. Regardless, the regulation does not affect an institution's ability to charge-back counterfeit items.

falsification of statement quoted p. 1

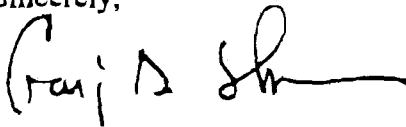
IV. While we were unable to conclusively determine how the items were presented for payment (i.e. either sent for collection or through the normal clearing process), Regulation CC (12 U.S.C. 229.38) imposes civil liability on any bank that fails to exercise ordinary care and act in good faith in complying with the requirements of Subpart C. If successful in a legal action against the bank, you would *not* be entitled to the amount of the items returned. Instead, actual damages would stem, for example, from a fee imposed on a check returned for insufficient funds while the consumer was depending on the funds being in the account and that could have been avoided had the money orders been returned in a timely manner. If you believe the bank did not act in good faith, or exercise ordinary care in this matter, I can only advise you contact an attorney as to any legal recourse available.

CC
1/28/
2000
offer

The focus of the OCC's review of consumers' complaints against national banks is to determine whether the banks' actions violated any applicable federal banking statutes and regulations, or OCC policies. In situations where we find that a violation of law or regulation has occurred, the corrective actions available to us are those which are expressly provided by law. Although the OCC may bring enforcement actions and impose sanctions against national banks for violations of law or regulation, such actions are brought and imposed on behalf of the United States government (as opposed to individual consumers). Federal statutes, even in the area of consumer protection, do not grant any federal regulatory agency the authority to determine the civil liability of, or to assess damages against, the entities it regulates. Only a court of competent jurisdiction can determine liability and, if warranted, award compensatory and/or punitive damages in civil disputes.

I regret we can provide no further assistance in this matter.

Sincerely,



Craig D. Stone
Deputy to the Ombudsman

CDS/nd

**22**

Comptroller of the Currency
Administrator of National Banks

April 23, 2001

Sue Sawyer
443B Ste 132 Tecate Rd
Tecate CA 91980

Re: Case# 030048
WELLS FARGO BANK, NATIONAL ASSOCIATION

Dear Ms. Sawyer:

This is in response to your latest correspondence to Treasury Secretary Paul H. O'Neill, regarding alleged misdirection of funds from the Kennen Foundation and possible Regulation CC violations. We have again reviewed the matter, and based on our review, affirm our previous determination. Our findings were previously provided to you in letters dated: July 23, 1999, June 4, 2000, July 17, 2000, July 18, 2000, July 31, 2000, November 29, 2000 and finally, a December 7, 2000 letter from Samuel P. Golden, Ombudsman for the Office of the Comptroller of the Currency.

Stone's incorrect totals: 2.014 mm not 2.018 mm

II. As stated in Mr. Golden's letter, a review of your correspondence shows that you presented money orders totaling \$2,018,000 to the bank on September 3, 1998. Of this total, \$18,000 was deposited on September 3, 1998 and the remainder of \$1,192,000 and \$804,000 on September 11, 1998. This latter amount was reduced by \$4,000 on the same date to correct an input error made by branch personnel. These transactions were verified with your September 1998 deposit account statement. Shortly thereafter, the paying bank (Bank of America, National Association) returned these items to Wells Fargo Bank because they were counterfeit. Wells Fargo Bank has confirmed the items were received and forwarded to Ken Boshen of the Federal Bureau of Investigation. You will need to contact that agency regarding its findings with regard to the counterfeiting issue.

III. We also reviewed correspondence from Bank of America in this matter. That bank maintains the money orders were forwarded to them *for collection*. Please note that items forwarded *for collection* are not subject to the provisions of the EFSA. The EFSA, as implemented by Regulation CC, Subpart C, mandates the expeditious return of checks under the two-day or four-

Falsification of FRB receipts + statement
quoted above
V.

Patricia Werner

(b)(6)

FAX TRANSMISSION

TO: Comment Line
Fax: 202-456-1907
FROM: Patricia Werner

DATE: December 6, 2001

If you do not receive 1 pages, including this cover sheet, please call.

COMMENTS:

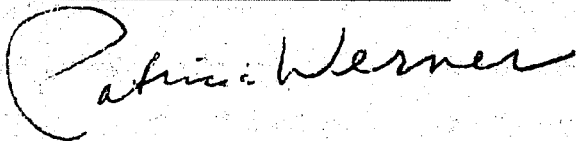
Dear President Bush:

I agree with you that you should NOT give in to the pressure to increase the funding for Special Education. Too many children are being diagnosed with so-called learning disorders that are not illnesses. Rather, these children have simply not been taught how to read and write.

Please do not increase the Special Ed funding until it has been reformed so that the psychiatric diagnoses have NO part in it.

Patricia Werner

(b)(6)



Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Note	[Note from William L. Saltonstall] - To: Andy Card - From: William L. Saltonstall	2	N.D.	PRM;

**This marker identifies the original location of the withdrawn item listed above.
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Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Records Management, White House Office of

SERIES:

Subject Files - FG006-03A (Chief of Staff, Office Files)

FOLDER TITLE:

501409

FRC ID:

10935

OA Num.:

11076

NARA Num.:

11076

FOIA IDs and Segments:

2014-0370-F

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

- P1 National Security Classified Information [(a)(1) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

Deed of Gift Restrictions

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

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Records Not Subject to FOIA

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Note	[Note from Juleanna Glover Weiss] - To: Andy Card - From: Juleanna Glover Weiss	1	11/18/2001	PRM;

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Letter	[Letter from Dave Forman] - To: Andrew H. Card - From: Dave Forman	1	11/13/2001	PRM;

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Email	status check - To: Josephine B. Robinson - From: Carrie C. Pauska	1	11/15/2001	P6/b6;

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Attn: Mr Andrew Card



United States Department of the Interior

MINERALS MANAGEMENT SERVICE
Washington, DC 20240

✓
THE CHIEF OF STAFF
HAS SEEN

The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Mr. President:

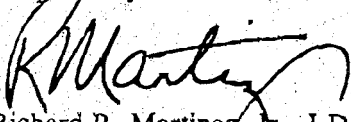
I am writing to you to endorse Mr. Robert M. Davis' candidacy to receive the Presidential Citizens Medal.

Hopefully, my letter will serve to complement the numerous letters of endorsement sent to the White House during the past eight years by such notable and accomplished Americans as two mayors of Philadelphia, two Philadelphia City Councilmen, a Pennsylvania Township Commissioner, three United States Senators, and six Members of the United States Congress.

My association with Mr. Davis began in 1999 when I became the Commanding General of Mr. (Lt Colonel) Davis' reserve unit, and Mr. Davis served on my staff as the Public Affairs Officer. I found him to be not only extremely competent in his area of expertise, but he demonstrated a sense of compassion for those less fortunate than most of us, which he translated into action rather than remaining on the side-lines. Rather than repeat what others have so eloquently written about Mr. Davis' contributions to the greater Philadelphia area, let me point out that he has shown by example to inner city children and others that you can rise above your circumstances through determination, faith, education and mental toughness.

In conclusion, Mr. Davis is the personification of that eloquent description of the citizen-soldier/patriot coined by Sir Winston Churchill, to wit: Mr. Davis is truly twice the citizen!

Respectfully submitted,


Richard R. Martinez, Jr., J.D.
Division of Appeals

501409
PL006-03A

✓ NRN

REFUGEES INTERNATIONAL

1705 N STREET, NW
WASHINGTON, DC 20036

TEL (202) 828-0110

E-MAIL: RI@REFINTL.ORG

FAX (202) 828-0819 HTTP://WWW.REFINTL.ORG

**FAX
COVER SHEET**

DATE: November 20, 2001

TO: Mr. Andrew Card

FAX #: # (202)-456-1907

FROM: Kenneth Bacon

NUMBER OF PAGES INCLUDING COVER: 2

Please see attached fax.

THE CHIEF OF STAFF
HAS SEEN

REFUGEES INTERNATIONAL

November 20, 2001

Mr. Andrew Card
White House Chief of Staff
The White House
1600 Pennsylvania Avenue NW
Washington DC 20500

Dear Mr. Card: 

Refugees International (RI) has conducted numerous missions this year to investigate the needs of refugees from Afghanistan and Sierra Leone. We have witnessed how revenues from so-called conflict diamonds have financed death and destruction by the Revolutionary United Front (RUF). As a result, we have been strong supporters of the Clean Diamonds Trade Act from the beginning.

In recent weeks, news accounts have revealed that Al Qaeda uses the sale of conflict diamonds to finance its terrorist operations around the world. This provides another good reason to support the Clean Diamonds Trade Act. We are pleased that the Administration also supports this act. Despite the Administration's support, we are concerned that this legislation may not be passed before Congress adjourns this year, allowing Al Qaeda and the RUF to get their hands on millions of dollars of diamonds and engage in more atrocities.

Refugees International urges the Administration to redouble its efforts to win passage of the Clean Diamonds Trade Act which will slow the flow of funds to killers in Sierra Leone and terrorists in Central Asia.

Sincerely,


Kenneth Bacon
President and CEO



501409
1-6006-03A
Embassy of the United States of America

SEP 4 PM 2:57

1.4
NRN

Hi, Andy,

I'm not sure if this
e-mail will have reached you.

Love you,
Candy

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Note	Please Pass to Chief of Staff Andy Card - To: Andy Card - From: Camille Sailer	1	08/23/2001	PRM;

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501409
R6006-USA

NRN ✓ P 1

DISTRICT OFFICES:

4434 AMBOY ROAD, 2ND FLOOR
STATEN ISLAND, NY 10312

(718) 356-8400
(718) 356-1928 (FAX)

9818 FOURTH AVENUE
BROOKLYN, NY 11209
(718) 630-5277
(718) 630-5388 (FAX)

Congress of the United States
House of Representatives
Vito Fossella
13th District, New York

CAPITOL OFFICE:

1239 LUNGWORTH HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-3213

(202) 225-3371
(202) 226-1272 (FAX)

E-MAIL ADDRESS:
vito.fossella@mail.house.gov

FAX

[Handwritten signature]

THE CHIEF OF STAFF
HAS SEEN

TO: Mr. Andrew Card, White House Chief of Staff

FROM: Congressman Vito J. Fossella

DATE: 11/26/01

PAGES: 3 (incl. cover)

Comments: (202) 456-1907



HOUSE OF REPRESENTATIVES
WASHINGTON, D.C. 20515

VITO J. FOSSELLA

October 31, 2001

Mr. Clay S. Johnson
Assistant to the President for Personnel
153 Eisenhower Executive Office Building
17th Street & Pennsylvania Avenue, N.W.
Washington, D.C. 20502

Dear Mr. Johnson,

I would like to write to you today on behalf of Leopold Korins who is seeking an appointment as a commissioner of the Securities and Exchange Commission.

I have known and worked closely with Lee for several years. I believe with his extensive background in the securities industry he would make an outstanding Commissioner of the Securities Exchange Commission. Lee has been the President and CEO of the Security Traders Association and the STA Foundation since February 8, 1999. He was also extremely instrumental in shaping and advocating proposals to lower the Section 31 fees and reform the markets. Lee also has a unique perspective of the financial markets from his thirty-two years with Merrill Lynch, Pierce, Fenner & Smith, Inc. which included time serving as a Merrill Lynch floor broker at the New York Stock Exchange, that would aid him in public service.

Lee is hard working and a capable leader and if appointed will be a highly effective public servant. I am more than confident that he would be an asset to the Bush Administration and strongly encourage you to consider utilizing him for this appointment. Lee's knowledge and experience will help him to fulfil the SEC's mission to protect the security and integrity of investors and our markets. I would ask that you review this recommendation consistent with all your relevant rules and regulations.

Sincerely,

Vito J. Fossella
Member of Congress

CC: Mr. Andrew Card, White House Chief of Staff
Mr. Harvey Pitt, Chairman, Securities and Exchange Commission

11-26-2001 2:23PM

FROM

(b)(6)

P. 1

Amber
11-27-01
WW / card

NEW
501409
FG006-C3A

FAX TO 1-202-456-2461

ATTENTION: ANDREW CARD

Please pressure Senator Daschle to pass Energy bill at once. OPEC is cutting production, raising prices. That will impair economy, raise costs and inflation. Greatly affects airlines, all shipping and military. All proof we cannot depend on them for fuel; must explore, refine domestically ASAP to protect National Security and economy. Sept 11 should prove that to Congress. Immediate pressure is essential.

Mel Bernstein,

(b)(6)

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Letter	[Letter from Benedict F. FitzGerald, Jr.] - To: Andrew H. Card, Jr. - From: Benedict F. FitzGerald, Jr.	1	11/11/2001	PRM;

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NRN

501 409

STEVEN TANGHERLINI CO., INC. / Retirement Plans / 484 E. Los Angeles Ave. / Suite 212 / Moorpark, CA 93021 / (805) 529-9400

FL-006-03A

tangherlini**FILE COPY**

FAX TRANSMITTAL

TO: ANDREW CARD JR.
CHIEF OF STAFFFAX PHONE#: (302) 456-1907FROM: STEVEN TANGHERLINIRE: PROJECT SAVING AMERICA

Number of pages (including transmittal)

3Date: 12-4-01Time: 11:30 PM PST

NOTES:

If you do not receive all pages or have problems with receiving, please call (805) 529-9400. Our FAX# is (805) 529-2228. Thank You.

PRIVACY NOTICE

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable Federal or State law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via regular U.S. mail. Thank You.



Robert E. Rubin, Chairman-Executive Committee
Citigroup, Inc.
399 Park Avenue
New York, NY 10043

December 4, 2001

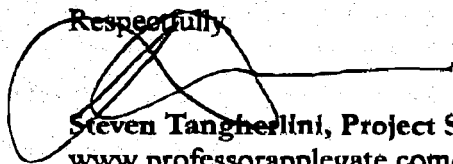
Dear Chairman Rubin,

I represent a group of American Citizens who helped secure the financial integrity of the **United States of American** during a past crisis. These **Patriotic Americans** stand ready, again, to help support **President Bush's** agenda to protect our Nation from those who would try and destroy our **Financial Integrity and American Way of Life!**

Over **5 Trillion Dollars** of their deferred commissions due remain off Balance Sheet out of the **United States Tax System!** These **American Heroes** are now willing to forego their negotiated **Tax Favored** status on their commissions due so vast amounts of tax revenue will be rightfully delivered back into the **US Tax System** where it belongs, immediately yielding over **2 Trillion dollars** into the **US Government budget!** This **Patriotic Act** will yield enough found revenue to overcome the **Heinous and Cowardly** actions on 9-11 by those monsters who would try and take away our **Freedoms** and harm our **Great Nations Financial Strength!** This **additional 2 Trillion Dollars** in the **US Budget** will almost guarantee that these **Terrorists of Humanity** never see the light of day again. In addition, this newly found revenue will support **President Bush's** agenda to **Immediately secure the Social Security Program,** Strengthen the **Infrastructure** of our **Military Services** including a long overdue commitment to **improve the standard of living** for all our **Military Personnel,** complete a **basic Health insurance** program for **All Americans,** and deliver much needed capital to those areas most harmed by the 9-11 attacks such as our **Labor Markets.**

I will call your office to make an appointment to discuss how we can significantly support **President Bush's Agenda** in these most difficult issues.

Respectfully,



Steven Tangherlini, Project Saving America
www.professorapplegate.com/PSA/index.html

Cc: President George W. Bush
Alan Greenspan, Federal Reserve
Evoris Group

Steven Tangherlini/484 E. Los Angeles Ave., Suite 212, Moorpark, CA 93021 Phone(805)529-9400



Alan Greenspan, Chairman
The Federal Reserve System
20th Street and Constitution Avenue, NW
Washington, DC 20551

December 3, 2001

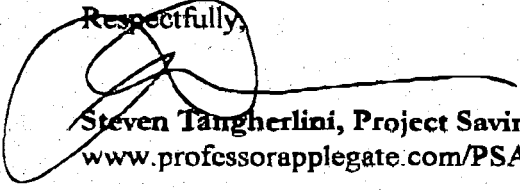
Dear Chairman Greenspan,

I represent a group of American Citizens who helped secure the financial integrity of the United States of American during a past crisis. These Patriotic Americans stand ready, again, to help support the Federal Reserve's agenda to protect our Nation from those who would try and destroy our Financial Integrity and American Way of Life!

Over 5 Trillion Dollars of their deferred commissions due remain off Balance Sheet out of the United States Tax System! These American Heroes are now willing to forego their negotiated Tax Favored status on their commissions due so vast amounts of tax revenue will be rightfully delivered back into the US Tax System where it belongs, immediately yielding over 2 Trillion dollars into the US Government budget! This Patriotic Act will yield enough found revenue to overcome the Heinous and Cowardly actions on 9-11 by those monsters who would try and take away our Freedoms and harm our Great Nations Financial Strength! This additional 2 Trillion Dollars in the US Budget will almost guarantee that these Terrorists of Humanity never see the light of day again. In addition, this newly found revenue will support President Bush's agenda to Immediately secure the Social Security Program, Strengthen the Infrastructure of our Military Services including a long overdue commitment to improve the standard of living for all our Military Personnel, complete a basic Health insurance program for All Americans, and deliver much needed capital to those areas most harmed by the 9-11 attacks such as our Labor Markets.

I will call your office to make an appointment to discuss how we can significantly support President Bush's Agenda in these most difficult issues.

Respectfully,



Steven Tangherlini, Project Saving America
www.professorapplegate.com/PSA/index.html

Cc: Evoris Group

Steven Tangherlini/484 E. Los Angeles Ave., Suite 212, Moorpark, CA 93021 Phone(805)529-9400



THE CHIEF OF STAFF
HAS SEEN

CITY OF DETROIT

Dennis W. Archer, Mayor

Executive Office
2 Woodward Avenue
1126 Coleman Young Municipal Center
Detroit, MI 48226
Phone: (313) 224-3400
Fax: (313) 224-4128

501409
P6006-024

*Re: Margaret
already
have copies.
Huh
11/5*

To: Mr. Andrew Card

Fax #: 202-456-1907

From: Mayor Dennis W. Archer - Detroit, MI

Date: 11/2/01

Comments: _____

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We are faxing 4 pages (including cover page).

DENNIS W. ARCHER, MAYOR
CITY OF DETROIT
EXECUTIVE OFFICE

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE., SUITE 1126
DETROIT, MICHIGAN 48226
PHONE 313-224-3400
FAX 313-224-4128

November 2, 2001

Via Facsimile

Honorable Jack Reed
Chairman, Subcommittee on Housing and Transportation
Committee on Banking, Housing and Urban Affairs
534 Dirksen Senate Office Building
Washington, DC 20510

Re: Solutions to Childhood Lead Poisoning

Dear Chairman Reed:

As you begin to forge consensus on the most effective means to address the problems of childhood lead poisoning and the limited availability of lead-safe, low-income housing, I wanted to commend you on your leadership on this important issue and share my thoughts concerning the most effective solutions to the problem.

As the Mayor of Detroit, I am acutely aware of the problem of childhood lead poisoning. However, this is a national problem. The Center for Disease Control and Prevention ("CDC") has identified the risk of being exposed to lead as the most significant environmental health problem facing young children in the United States today. The CDC has also reported that the prevalence of elevated blood levels among children living in low income older housing is as much as 30 times greater than that of middle income children living in newer housing. Among African American children, 22% have elevated blood levels, putting them at a disproportionately high risk.

Approximately 1.7 million, or 4.4% of American children under the age of six may have elevated blood lead levels. Nationwide, 2.5 to 3 million housing units contain lead hazards and are occupied by low-income families who lack the resources to remediate the hazards and the information to protect their children from lead poisoning. In short, lead poisoning is the most pervasive environmental health issue presently facing America's children.

I share the opinion of many experts in this field that the solution to preventing childhood lead poisoning lies not with casting blame but with improving neglected housing, educating families with young children about the risks, identifying and treating children who have been exposed to unhealthy levels of lead and requiring and enabling property owners to make their housing units lead-safe.

Honorable Jack Reed

November 2, 2001

Page Two

As Mayor, I have witnessed first-hand not only the impact of lead poisoning on residents of Detroit, but also the improvements brought about in children's health by lead paint hazard remediation programs targeted towards improving decaying housing. HUD and public-private partnership programs are working. Programming expertise and hands-on know how is available to initiate more community-based and faith-based efforts. In Detroit, a collaborative effort between the Greater Detroit Area Health Council and CLEARCorps is in its third program year. Lead hazard reduction and education activities have focused on neighborhoods on the east side of Detroit. Since January 2000, a CLEARCorps team of only eight members has educated more than 1,800 community members and made 45 houses lead-safe. BASF Corporation initiated the program with a \$100,000 seed grant and provides continuing support.

When housing with deteriorated lead paint is remediated and at-risk children receive blood lead screening, the number and quality of housing units available to low-income and minority residents of Detroit improves, and the blood lead levels of children decline dramatically and substantially.

The residents of urban areas like Detroit need training, education and resources to protect their children from lead poisoning. Your leadership is essential, and I urge you to lead a major initiative to eradicate childhood lead poisoning by 2010. This initiative should include:

- Increased funding for the HUD Lead Hazard Control Grant Program (to at least \$200 million) so that all qualified local governments can receive grants for hazards remediation.
- Raising the profile of this important issue by federal government coordination of HUD, HHS, and EPA lead hazard activities.
- Early, targeted screening of at-risk children and funding for this screening provided through government programs such as Medicaid.
- Enactment of model state legislation that will create incentives for property owners to voluntarily abate lead hazards and penalties for property owners who do not.
- Implementation of educational programs.

Honorable Jack Reed

November 2, 2001

Page Three

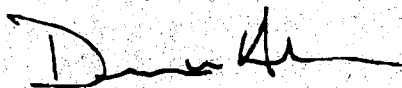
- Coordination, support and partnership with the National League of Cities, United States Conference of Mayors, local community-based organizations, and American industry to address this problem. Community-based groups, like CLEARCorps, can partner with the public and private sector to reduce lead hazards in housing while educating residents about lead-safe practices.

While certain federal programs exist that have proven effective to help remediate lead paint hazards, such as the HUD Lead Hazard Control Grant Program, these programs are seriously underfunded. Presently, the Lead Hazard Control Grant Program receives far more qualified grant applications each year than it can fund. The proposed funding will increase the number of cities participating in the program. This, in turn, will increase significantly the amount of lead-safe housing stock available, particularly in inner-city neighborhoods where lead-safe housing is scarce, and significantly improve the health and well-being of the children of America.

Other elements of a national initiative will foster public-private partnerships and leverage industry and community resources to reach your Administration's goal. I am convinced by my personal experience with BASF, CLEARCorps and other community-based organizations in Detroit that fostering public-private partnerships provides the best and most immediate opportunity to improve the health of the children of Detroit.

By launching a major initiative to eradicate childhood lead poisoning by 2010, this administration can improve the health and home environment of children in low-income housing, mobilize local governments and community-based groups to improve urban neighborhoods, ensure that monies spent will provide maximum benefit to young children and demonstrate its dedication to protecting the interests of all children, including those in low-income urban households at most risk from this hazard.

Sincerely,



Dennis W. Archer
Mayor

cc: Andrew Card, Chief of Staff

Margaret LaMontagne, Director, Domestic Policy Council

Ruben Barrales, Assistant to the President, Director Intergovernmental Affairs

Senator Carl Levin

Senator Debbie Stebenow

Senator John Conyers

Senator Carolyn Cheeks Kilpatrick

Senator Paul Sarbanes

Withdrawal Marker

The George W. Bush Library

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Letter	[Letter from Jimmy Whitehead] [with attachment] - To: Andrew Card - From: Jimmy Whitehead	3	11/09/2001	P2; P6/b6;

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ROBERT PREVIDI

Fax No.

(b)(6)

✓
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FAX TO: HON. Andrew W. Card, Jr.
FROM: Bob Previdi
DATE: 11/2/01

NO. OF PAGES (inc. cover sheet): 3

IF COPY IS NOT RECEIVED IN FULL, PLEASE CONTACT:

Dear Mr. Card:

Please call me at (b)(6)
if you need anything further.
All the best.

Bob Previdi

Robert Prevdi

(b)(6)

November 2, 2001

The Honorable Andrew H. Card, Jr.
Chif of Staff to The President
The White House
Washington, D.C. 20502

Dear Mr. Secretary:

I saw you on Meet The Press and Fox News over the weekend. It was interesting to see how you answered so many tough questions. In my view, you did a first-rate job of explaining what the Bush administration is trying to accomplish.

I thought you might enjoy reading my letter to the editor which appears in the current edition of The Washington Times (National Weekly Edition). My goal was to deliver a strong message with clarity and force to the reader.

Daughters and sons do "need fathers who are heroes, men who have strength based on character, values and morality."

The final paragraph was designed to be an answer to the deep-seated social problems we are facing as a nation:

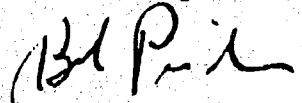
"It is going to take courage, clear thinking, common sense and an understanding of our heritage to turn our country around. Most Americans believe President Bush has begun the process of repairing the character of our nation. Let's hope the Left stays out of his way."

"Repairing the character of our nation" is an interesting (mission statement) for the Bush administration to consider for the long-term. In fact, I believe it is what the President has been doing so successfully with your help and support.

This letter is a part of my campaign to "keep in touch."

With every best wish.

Sincerely,



Robert Prevdi

The Washington Times

NATIONAL WEEKLY EDITION

Real men needed to turn America around

Paul Craig Roberts has the courage to say something brilliant every time he writes an article. The big picture and its meaning seem to come naturally to him.

For example, his Commentary piece in the Oct. 22-28 edition titled "The war on American masculinity" makes clear that we either fight the dangerous and oppressive concepts of the left or we perish. Mr. Roberts explained the irrationality that came to be accepted as public policy in our society during the Clinton administration, writing, "the subjective and the emotive have been elevated over the objective and reason."

We had better consider the consequences of Mr. Roberts warning when he writes, "Now that masculinity is criminalized, men who are not allied with, and protected by, feminists cannot succeed." Following this femi-

nist strategy will incapacitate our strength as a nation and set the stage for future events such as the Sept. 11 terror attacks.

In addition, focusing on woman at the expense of men will continue to destroy our families. Daughters and sons need fathers who are heroes, men who have strength based on character, values and morality. Abigail Adams put it this way, "An honest man is the noblest of God's work."

It is going to take courage, clear thinking, common sense and an understanding of our heritage to turn our country around. Most Americans believe President Bush has begun the process of repairing the character of our nation. Let's hope the Left stays out of his way.

Robert Previdi
Manhasset, New York

October 29-November 4, 2001

MB delivered to
KH on 11/8

501409
PL006-03A

COUNCIL ON FOREIGN RELATIONS

58 EAST 68TH STREET • NEW YORK • NEW YORK 10021
Tel 212 434 9400 Fax 212 434 9880

November 7, 2001

The Honorable George W. Bush
President of the United States
The White House
Washington, DC 20500

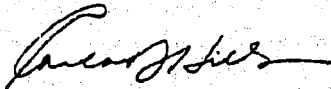
Dear Mr. President:

In the aftermath of September 11, the Council on Foreign Relations established an independent Task Force of prominent Americans for the purpose of raising questions and identifying ideas that might be useful to our nation's effort to fight terrorism. The enclosed interim report on public diplomacy is the first product of those efforts. Work in the area of public diplomacy will continue in a sub-group of this Task Force chaired by Peter Peterson, Chairman of the Council's Board of Directors.

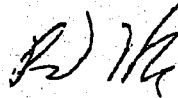
In this and other areas where we believe that our analysis may be useful, we will continue to forward it to you. We hope that this first effort fits into the "useful" category.

With very best regards,

Sincerely,



Carla A. Hills
Co-Chair



Richard C. Holbrooke
Co-Chair

cc: Vice-President Richard B. Cheney
Secretary of State Colin L. Powell
Secretary of the Treasury Paul H. O'Neill
Secretary of Defense Donald H. Rumsfeld
Attorney General John Ashcroft
White House Chief of Staff Andrew H. Card, Jr.
National Security Advisor Condoleezza Rice
Director of Homeland Security Tom Ridge
Senate Foreign Relations Committee Chair Joseph Biden
Senate Majority Leader Tom Daschle
Senate Minority Leader Trent Lott
House International Relations Committee Chair Henry J. Hyde
Minority Leader Richard Gephardt
Majority Leader Richard Armitage
House Speaker Dennis Hastert
Undersecretary of State for Public Diplomacy and Public Affairs Charlotte Beers

To Karen Hughes
This is worth
a review.
fwd Card
11/7

COUNCIL ON FOREIGN RELATIONS

58 EAST 68TH STREET • NEW YORK • NEW YORK 10021
Tel 212 434 9400 Fax 212 434 9880

Council on Foreign Relations Independent Task Force on America's Response to Terrorism

Improving the U.S. Public Diplomacy Campaign In the War Against Terrorism

November 6, 2001

Our ongoing struggle against the perpetrators of the September 11th attacks has many critical elements. The military campaign in Afghanistan is one; however, another campaign of potentially decisive significance is winning the battle for public support among Muslims around the world. Indeed, if we are unable to win the battle for hearts and minds, it may prove impossible to carry our military operations through to completion. We must create an understanding in the Muslim world of our cause and our actions that will give their leaders more flexibility to support the U.S. response to the 9/11 attacks. Our goal in the public diplomacy campaign must be to demonstrate that the United States has a just cause for our actions. We are taking action against those who murdered our people and as well as to prevent them from threatening us again.

This paper is intended to assist the U.S. Administration in its ongoing efforts to prevail in this crucial struggle. The need for this paper stems from the mixed results the United States has had in the past with public diplomacy. We applaud the Administration's efforts so far in this crisis—including the establishment of a central coordinating office in the White House and offices in London and Islamabad—which reflect both an appreciation for the importance of the public diplomacy challenge, and a determination to meet it head on. Nevertheless, there is still much to be done. Although the United States is the pre-eminent communications society, we often have great difficulty bringing our resources to bear in this field. We remain convinced that the United States must further broaden and sharpen the message and the messengers we use to persuade the peoples of the world of the justness of our cause.

Organization

The federal bureaucracy is not configured to handle the demands of a major public diplomacy campaign. Public diplomacy is a low bureaucratic priority, as reflected by the relatively low-level officials traditionally assigned to it and the meager resources normally allocated to it. In addition, a successful public diplomacy campaign will require not only a high degree of coordination from the U.S. government, but also a high degree

of agility. U.S. public diplomacy efforts need to be nimble enough to take advantage when a situation presents itself, and fast enough to respond to negative charges before they can take hold in the popular imagination. As part of this effort, the USG will have to be willing and able to reach beyond traditional bureaucracies to tap Agencies not traditionally associated with public diplomacy, as well as the private sector. ✓

Within the federal bureaucracy, we recommend the following changes:

- Launch a comprehensive effort to ascertain how best to wage a public diplomacy campaign in the Middle East and South Asia employing modern public relations research and polling techniques. The U.S. government needs to develop a better grasp of our target audiences, what they respond to, and how best to reach them. We should employ the most sophisticated tools that modern marketing (and political campaigns) have developed in pursuit of this crucial objective. Likewise, such an effort should also analyze the regional press, their audiences, their messages, and how best the U.S. could engage these media sources to get our own messages out most effectively. ✓
- Closely monitor the public diplomacy campaign at the level of the Principals' Committee (PC). It is not enough for the PC to simply demand a more effective public diplomacy campaign. The bureaucracy focuses its attention on issues the Principals discuss—this is the key measure of importance within the government. If the PC is not willing to devote attention to it, the bureaucracy will inevitably relegate public diplomacy to a secondary priority. ✓
- Streamline the review and coordination process for public diplomacy. A key obstacle to our ability to be pro-active and responsive is the excessive bureaucratic review required before even basic public diplomacy actions can be taken. ✓
- Provide adequate resources to allow for a massive augmentation of public diplomacy assets. The need to be opportunistic and responsive, and the demands of polling and research, will especially require large numbers of people and funds. Also, Agencies need to start staffing the public diplomacy effort with top-caliber personnel. ✓

Because any such expanded Public Diplomacy campaign will cost considerable amounts of money, the Congress must be a key participant in this effort. Indeed, close cooperation with the Congress is important not only to appropriate the required funding, but also for the broad political and moral support that only that institution can provide. Likewise, because of the importance of our message, and our reliance on a coalition to fight this war, we must ensure that our own public diplomacy efforts are closely coordinated with those of our allies. ✓

Messengers

To a certain extent, in this case, the messenger may be more important than the message. The wrong messenger will kill the message, no matter how good it may be. The regional populace is far more likely to find Muslim and Arab interlocutors credible on these issues. The most important tactic we can take is to find credible proxies who can speak on our behalf rather than shouldering the entire public diplomacy burden ourselves.

The Administration must be willing to work with independent interlocutors. It is precisely this willingness to disagree at times with the USG that makes such people important interlocutors. Our very willingness to engage our critics demonstrates our willingness to take their grievances seriously.

- Have senior-level U.S. officials press friendly Arab and other Muslim governments not only to publicly condemn the 9/11 attacks, but also to back the rationale and goals of the U.S. anti-terror campaign. We are never going to convince the publics in the Middle East and South Asia of the righteousness of our cause if their governments remain silent. We need to help them to deflect any blowback from such statements, but we must have them vocally on board.
- Create a Public Diplomacy Advisory Board, including, among others, prominent Arab- and Muslim-Americans, university professors who work on the Muslim world, well-known business people who do business in the region, and advertising and marketing executives with experience in the region. This group should advise the USG on its public diplomacy campaign and act as a resource and a sounding board. Its members should also serve as goodwill ambassadors in the region. Of greatest importance, the Administration's effort should be bipartisan and should include people who do not necessarily agree with all their policies. Moreover, members of this Board should be encouraged to continue to speak their minds freely. (This is not to argue that we should seek out those who radically oppose the Administration's policy or who promote hatred, but that the USG should be looking to engage those who can genuinely be considered independent because they are known to have differing views.)
- Inaugurate one or more "listening tours" whereby U.S. officials would travel to the region to meet with government officials, elites and average people alike. The people of the region need to see that we are interested in their concerns. Ideally, the members of the Public Diplomacy Advisory Board (proposed above) could be part of such an effort.
- Launch an aggressive recruiting campaign to bring Arab-Americans, Afghan-Americans and other Muslim-Americans—as well as Arabic speakers, Pashto speakers, Dari speakers, Farsi speakers, etc.—into the U.S. government. Encourage USG officials at all levels to learn these regional languages. In the past one problem in such efforts has been misplaced security concerns, such as preventing Americans of Middle Eastern origin from obtaining security

clearances because they traveled frequently to the Middle East. Such Catch-22s need to be scrutinized to determine effective compromises.

- Encourage Bosnian, Albanian, and Turkish Muslims to educate foreign audiences regarding the U.S. role in saving the Muslims of Bosnia and Kosovo in 1995-1999, and our long-standing, close ties to Muslims around the world. ✓
- Engage regional intellectuals and journalists across the board, regardless of their views. We cannot allow them to claim ignorance as a defense, and we need to show them that we are interested in their opinions. ✓

All of this is not to suggest that the United States should give up in terms of engaging in the public diplomacy battle ourselves. Quite the contrary. The U.S. government needs to be an active voice both to make sure that the official USG position is well known (and so cannot be misrepresented) and misinformation from our adversaries is authoritatively rebutted. If for no other reason than to show the world that we take regional public opinion seriously, we need to remain aggressive participants in the public diplomacy debate even as we rely on proxies to strike the most important blows. To this end, there are additional useful steps we can take: ✓

- Routinely monitor the regional press in real time to enable prompt responses. Develop a more efficient system to ensure that responses are disseminated widely and quickly. (The development of rapid-response centers in Washington, London and Islamabad was an important step in the right direction.) ✓
- Insist that U.S. officials regularly and frequently engage regional media and public groups. It should be routine for regional media to have U.S. officials available to talk on the record whenever news concerning the United States comes up. In particular, we need to make the large number of journalists from Middle Eastern and South Asian states in both Washington and New York a focus of our attention. They should be briefed regularly and their requests given the same level of priority as the New York Times and other key domestic media outlets. ✓
- Release a White Paper explaining our goals and rationale for the war in Afghanistan, and outlining the evidence that the al-Qa'eda network was responsible for the 9/11 attacks. ✓
- Begin a "Radio Free Afghanistan" as soon as possible. ✓
- Bulk up Voice of America's broadcasting capabilities throughout the region. ✓
- Consider establishing a high-quality Arabic-language satellite TV network that would function like the BBC as an authoritative source of news in the region. ✓

In our determination to carry our message to the Muslim world, we cannot forget our other allies around the world, particularly in Europe. While Europeans appear ✓

overwhelmingly sympathetic to the United States following the 9/11 attacks, we should not forget that many are also uncomfortable with U.S. policies toward the Middle East and South Asia and that this influences their reaction to our response. We must make an effort to appeal to European publics in a similar manner to our efforts to reach out to Middle Eastern and South Asian audiences to persuade them of the justness of our cause, our attention to international law, and our extraordinary efforts to avoid causing pain to innocents. Moreover, we should keep in mind that if we can persuade European audiences, not only will this make it easier for their governments to support our efforts, but they are likely to in turn have some sway in the Muslim world as well.

- Employ many of the steps outlined above to target European audiences in a similar manner.
- Press our European allies to speak out to the Muslim world about the justness of our cause, the carefulness of our methods, and the importance of our actions for the entire world.
- Establish an informal, intergovernmental body of experts among the U.S., our European allies, the Canadians and Australians, and other like-minded allies to coordinate all public diplomacy assets and amplify our message to the Muslim world.

As the Administration has emphasized, the war is going to take a long time. Consequently, we should also develop longer-term programs that will begin to pay off farther down the road. This is also important because ultimately, changing the "hearts and minds" of the people of the region is going to be a monumental task that will require tremendous effort from the U.S. sustained over many years. Some steps we may want to take include:

- Seek means to increase economic growth and political openness in the Muslim states. The people of the region need to see that the U.S. cares about their plight and is taking concrete steps to improve it. At a cruder level, they need to see that there are tangible benefits to siding with the U.S.
- Establish a U.S.-Muslim Policy Engagement Commission that would bring together public and private sector experts on Islam and the Middle East, coordinate outreach programs, and possibly also fund various intercultural activities. The members of the group could help speak to constituencies in the region and also help advise the U.S. government on public diplomacy efforts.
- Provide long-term education and scholarship assistance funding to the region to help them take education out of the hands of the fundamentalists and help extirpate the anti-American and anti-Semitic bile that plagues their educational systems.
- Intensify people-to-people contacts as a way of promoting understanding of American culture, values and policies.

Messages

Given the complexity of the task we have undertaken, there are a range of messages we should emphasize to convince the people of the Middle East, South Asia, and Southeast Asia to support our war on terrorism.

Personalize the victims and the attack. Regional audiences are most sympathetic to the fact that the United States was attacked and 6,000 innocents of many nationalities were murdered.

- Publicize the names, national origin, and families of Muslims who died in the WTC attack.
- Translate *The New York Times* obituaries into Arabic and other Middle Eastern and South Asian languages and disseminate them widely.
- Disseminate stories of particular victims to convey the range of people killed in the 9/11 attacks—stress range of religions, races, income levels, etc. (Stress that bin Ladin has killed co-religionists by showing Muslims killed, counteract myth that Mossad was behind the attacks by showing Jews killed, etc.)
- Stress references to the victims (and ideally, named victims to personalize them) whenever we discuss our cause and goals.
- Underline that Islam does not condone the killing of innocents. (This message in particular, must come from Islamic scholars and clerics. In fact, it is generally counterproductive coming from Western Christians and Jews.)

Stress that the U.S. is not waging a war on Muslims generally; it is waging war on those who attacked the United States and indiscriminately killed Muslims, Christians and Jews.

The Task Force includes a bipartisan group of individuals with experience at the highest levels of national security policy. Signatories endorse the general policy thrusts and judgments reached by the group, though not necessarily every finding and recommendation.

CO-CHAIRS:

Carla A. Hills, Chairman & C.E.O., Hills & Company and Vice Chairman of the Board of Directors, Council on Foreign Relations

Richard C. Holbrooke, Counselor, Council on Foreign Relations and Vice Chairman, Perseus, LLC

PROJECT DIRECTOR:

Charles C. Boyd, General, USAF (Ret.). Senior Vice President of the Council on Foreign Relations, Director of the Council's Washington Office, and **Henry A. Kissinger** Senior Fellow in National Security and European Affairs

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James A. Johnson, Vice Chairman, Perseus, LLC

Elaine C. Kamarck, Lecturer, John F. Kennedy School of Government, Harvard University

Andrew Kohut, Director, Pew Research Center for the People and the Press

Marie-Josée Kravis, Senior Fellow, Hudson Institute, Inc.

Jessica T. Mathews, President, Carnegie Endowment for International Peace

M. Ishaq Nadiri, Jay Gould Professor of Economics, New York University

Joseph S. Nye, Jr., Dean, John F. Kennedy School of Government, Harvard University

Philip A. Odeen, Executive Vice President, Washington Operations of TRW, Inc.

Peter G. Peterson, Chairman of the Blackstone Group and Chairman of the Board of the Council on Foreign Relations

Arthur Ross, Vice Chairman, United Nations Association of the U.S.A.

Arthur Schlesinger Jr.

Brent Scowcroft, President, Forum for International Policy

John M. Shalikashvili, Visiting Scholar at the Center for International Security Cooperation, Stanford University and former Chairman of the Joint Chiefs of Staff.

George Soros, Chairman, Soros Fund Management

Jessica E. Stern, Lecturer, John F. Kennedy School of Government, Harvard University

Dick Thornburgh, Counsel, Kirkpatrick & Lockhart LLP

Laura D'Andrea Tyson, BankAmerica Dean, Haas School of Business, University of California, Berkeley

Harold E. Varmus, President and CEO, Memorial Sloan-Kettering Cancer Center

William F. Wechsler, Vice President, Greenwich Associates

Frank G. Wisner II, Vice Chair, External Affairs, American International Group

R. James Woolsey, Partner, Shea & Gardner

Mona Yacoubian, Independent Consultant

James J. Zogby, President, Arab American Institute

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The Council on Foreign Relations will sponsor an independent task force when 1) an issue of current and critical importance to U.S. foreign policy arises, and 2) it seems that a group diverse in backgrounds and perspectives may, nonetheless, be able to reach a meaningful consensus on a policy through private and nonpartisan deliberations. Typically, a task force meets between two and five times over a brief period to ensure the relevance of its work.

The Independent Task Force on America's Response to Terrorism reached a strong and meaningful consensus on public diplomacy issues, with Task Force signatories endorsing the general policy thrust and judgments reached by the group, though not necessarily every finding and recommendation. All task force reports "benchmark" their findings against current administration policy in order to make explicit areas of agreement and disagreement. The task force is solely responsible for its report. The Council takes no institutional position.

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U.S. CHAMBER INSTITUTE FOR LEGAL REFORM
1615 H STREET, NW
WASHINGTON, DC 20062
VOICE: (202) 463-5724
FAX: (202) 463-5302

To John
FBI
11/8

FACSIMILE TRANSMISSION COVER LETTER

To: The Honorable Andrew Card From: Jim Wootton

Fax: 202-456-1907 Pages: 3

Phone: Date: November 6, 2001

Re: Arbitration CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

For your information

Records
gave to
Jesh
11/9 @
11:25PM

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CHAMBER OF COMMERCE
OF THE
UNITED STATES OF AMERICA

R. BRUCE JOSTEN
EXECUTIVE VICE PRESIDENT
GOVERNMENT AFFAIRS

1615 H STREET, N.W.
WASHINGTON, D.C. 20062-2000
202/463-5310

November 6, 2001

To Members of the United States Senate:

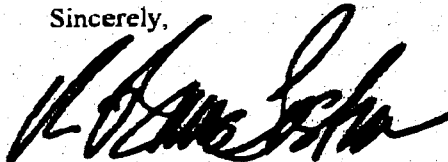
I am writing on behalf of the U.S. Chamber of Commerce, the world's largest business federation, representing more than three million businesses and organizations of every size, sector, and region, to express our opposition to S. 1140, the "Motor Vehicle Franchise Contract Arbitration Fairness Act."

If enacted, we are concerned that S. 1140 would represent the first exception to the Federal Arbitration Act's coverage since it was passed in 1925. The floodgates will then be opened to other exceptions to the Federal Arbitration Act's coverage, undermining the ability of many businesses across different industries to take advantage of the benefits of binding arbitration. This concern is highlighted by the fact that some members of Congress have expressed the opinion that the bill does not go far enough in "leveling the playing field."

The Chamber is supporting an amendment to the language currently in S. 1140. This amendment provides that state law would govern any arbitration arrangement between automobile dealers and manufacturers. Instead of amending title 9 of the U.S. Code dealing with arbitration (as is done in the current version of S. 1140), the provision would be placed within 15 U.S.C. 1225. This portion of the U.S. Code specifically deals with litigation between auto dealers and auto manufacturers. This amendment would give the auto dealers the benefit of state laws that limit the enforceability of mandatory arbitration clauses against them. Most important to the Chamber and its members, this approach would avoid setting a dangerous precedent that threatens the availability of arbitration in other contexts. Arbitration clauses are often an important defense against frivolous class actions that benefit plaintiffs trial lawyers. A copy of the draft amendment is attached to this letter.

Less than seven percent of motor vehicle franchise contracts contain mandatory binding arbitration clauses. S. 1140, as currently drafted, would endanger all alternative dispute resolution mechanisms used by business and consumers. Its passage would be the first step down a slippery slope. Accordingly, the U.S. Chamber urges you to oppose S. 1140 unless these changes are made.

Sincerely,



R. Bruce Josten

Attachment

PROPOSED AMENDMENT TO S. 1140

Substitute the following language for the current language of S. 1140:

Section 1225 of Chapter 27 of Title 15, United States Code, is amended by –

- (a) Designating the text as subsection (a); and***
- (b) adding a new subsection (b) as follows:***

“(b) Notwithstanding any other provision of law, whenever a motor vehicle franchise contract provides for the use of arbitration to resolve a controversy arising out of or relating to the contract, the arbitration shall be governed solely by state law. For purposes of this subsection, the term ‘motor vehicle franchise contract’ means a contract under which a motor vehicle manufacturer, importer or distributor sells motor vehicles to any other person for resale to an ultimate purchaser and authorizes such other person to repair and service the manufacturer’s motor vehicles.”

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16006-C3A

Mary Claire Murphy

(b)(6)

202-289-4100 work •

(b)(6)

MCMurphy@icheic.org

PROFESSIONAL EXPERIENCE**The Eagleburger Commission****Special Assistant to the Chairman 1998 - present**

- Principal staff to former U.S. Secretary of State, Lawrence S. Eagleburger, in the development of an International Commission founded with the mandate of establishing a comprehensive and worldwide claims effort to expeditiously address and resolve the issue of unpaid insurance policies issued to victims of the Holocaust. Developed procedures and protocol for supervising 100 person Commission, composed of sovereign, corporate and non-governmental organizations. Responsibilities include Commission management, media relations, strategic planning and liaison with official observers from the governments of Belgium, the Czech Republic, France, Germany, Italy, Israel, the Netherlands, Poland and the United States. Assisted in the development of the Commission's regulatory processes, managing and planning the development of standards, guidelines, policies, advertising campaigns and administration.

Cellular Telecommunications Industry Association**Vice President, Association Programs 1996 -1998****Executive Director, Special Projects 1994 - 1996**

- Directed the department responsible for 46% of Association's annual operating revenue. Supervised and implemented all aspects of the Association's two annual conventions, ranging from 2000 to 24,000 attendees. Developed and administered the Association's \$15 million annual convention budget, resulting in an increase of the convention's gross revenue by 233% in four years. Implemented targeted marketing and promotional campaigns resulting in a 150% increase in convention attendance. Responsible for over 200 Association programs annually, including conferences, seminars, Board of Directors meetings, CTIA Foundation and International VIP events. Supervised the reorganization and management of the association's Meetings & Convention department, and successfully established and implemented new in-house Creative Design division.

U.S. Department of State**Assistant Chief of Protocol 1991-1993**

- Directed the Office of Protocol Ceremonial Division and its staff of twelve. Responsible for organizing all official ceremonial functions hosted by the Secretary of State and other high-ranking U.S. Government officials, including U.S. visits by foreign heads of state, Inaugurations, State funerals, Joint Meetings and Joint Sessions of Congress as well as managing participation of the Diplomatic Corps in same public events. Responsible for protocol guidance for all ceremonial events, and creation of new policies and procedures governing U.S. diplomatic protocol.

Ruder Finn, Inc.**Vice President, Director of Corporate Communications 1989 -1991**

- Supervised the Arts & Communications Counselors division in the Washington office and served as liaison between numerous Fortune 500 corporate clients and cultural institutions. Managed a variety of sponsorship and marketing programs in the health and education fields. Created partnerships among corporate, government and non-profit entities to advance their respective interests through collaborative projects. Clients included Chase Manhattan Bank, Citicorp, Glaxo, ICI Americas Inc., Jos. E. Seagram & Sons, First Brands and Ford Motor Company.

Rogers & Cowan, Inc.**Director of Sponsorship Programs 1983 -1989**

- Responsible for creating, planning and coordinating all aspects of public affairs programs and special promotional projects for all clients of the firm, including AT&T, Ford Motor Company, RJR Nabisco, American Express, Philip Morris, Polaroid, Home Box Office, J.C. Penney Company and Xerox Corporation. Planned and supervised all logistics to implement conferences, press events, movie and theatre premieres, exhibition openings and receptions throughout the U.S. and Europe.

Republican National Committee**Assistant Coordinator of Women's Programs 1982 - 1983**

- Served as the assistant to the director of women's outreach programs and forums across the United States in preparation for the 1984 Presidential election.

AWARDS

- 1996 ASAE Best Promotional Campaign Award – "WIRELESS"
- 1996 Telly Award, Mandela Film
- 1996 International Academy of Communications Arts & Sciences, Mandela Film
- U.S. Department of State, Meritorious Service Award December, 1992
- Rogers & Cowan, Inc. 1987 Star of the Year Award

EDUCATION

The University of the South, Sewanee, Tennessee
Bachelor of Arts, 1982

Native of Thomasville, Georgia

501409
FG-006-03A

0001 ✓

Facsimile Transmittal
Aurora Capital Group
10877 Wilshire Blvd
Suite 2100
Los Angeles, California 90024
(310) 551-0101
FAX: (310) 551-2843

THE CHIEF OF STAFF
HAS SEEN

To: Chris Henick
Company:
Phone: 202-456-2542
Fax: 202-456-2577

From: Gerald L. Parsky
Date: November 1, 2001
Number of Pages (including cover sheet):

5

Comments:

XC: Andy Cond

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MEMORANDUM

TO: Chris Henick
FROM: Gerry Parsky
DATE: November 1, 2001
SUBJECT: Attached Letter

Thanks for your email about your conversation with Bruce Ramer. Unfortunately, the attached letter went out and therefore I could not argue for Bruce Ramer's name being included on the letter.

Please note the attached invite list is slightly expanded from the previous one. Please let me know who else should be invited and I will discuss with Sherry Lansing tomorrow at lunch.

Best regards,

GLP:cjw
Attachment

Nov-01-01 06:24pm From-PARAMOUNT ROB FRIEDMAN

43238622220

T-332 P.01/01 F-015

JONATHAN DOLGEN

SHERRY LANSING

JACK VALENTI

November 1, 2001

«First» «Last»

«Title»

«Company»

«Address_1» «Address_2»

«City» «State» «Zip»

Via Fax: «Fax»

Dear «Salutation»:

In the hope of mobilizing the enormous capacity of our industry in support of our nation's ongoing war efforts, we are hosting a meeting of the Bush Administration and top entertainment industry leaders with a view to identifying an overall strategy appropriate to our industry, formulating relevant ideas, and exploring practical ways to implement them using the tools available to us. This meeting is a continuation of discussions the Administration has had with our industry. The anticipated outcome of the meeting would be an initial action plan encompassing several substantive ways we can lend support to our nation's cause.

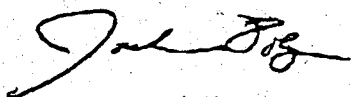
We invite you to join us in a nonpartisan meeting to exchange ideas with Karl Rove, Senior Advisor to President Bush and other Administration officials, from 11:00 AM to 1:00 PM on Sunday, November 11, 2001, in the Verandah Room of the Peninsula Hotel, 9882 South Santa Monica Boulevard in Beverly Hills. We assure you that this will be a private, confidential, working meeting of the most senior Administration officials and entertainment industry principals only. No press or elected officials will be present.

The current national emergency represents the single greatest challenge to our country since World War II. We believe that our industry can make significant contributions to victory in the current conflict, just as it did during WWII. Though the threat we face today is different, our ability to communicate, educate and inspire remains a powerful tool.

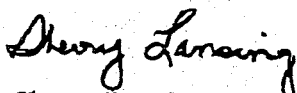
We know you share our hope that the current conflict is concluded swiftly and successfully. We invite you to join us and members of the Bush Administration in exploring what our industry can do to transform that hope into reality.

Please RSVP at your earliest convenience to Chris Essel at 323/956-5202. We will look forward to hearing from you!

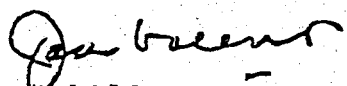
Sincerely,



Jonathan Dolgen



Sherry Lansing



Jack Valenti

	Company	First	Last	Salutation	Title
1	MPAA	Jack	Valenti	Jack	President & CEO
2	President Bush	Karl	Rove		Sr. Adviser to President Bush
3	President Bush	Chris	Henick		
4	President Bush	Adam	Goldman		
5	President Bush	Dee Dee	Benkie		
6	Viacom Inc.	Sumner	Redstone	Sumner	Chairman & CEO
7	Viacom Inc.	Mel	Karmazin	Mel	President & COO
8	Viacom Entertainment Group	Jonathan	Dolgen	Jon	Chairman
9	Paramount Pictures	Sherry	Lansing	Sherry	Chairman
10	Paramount Pictures	Kerry	McCluggage	Kerry	Chairman
11	Paramount Pictures	Robert	Friedman	Rob	Vice Chairman
12	Paramount Pictures	John	Goldwyn	John	President
13	CBS TV	Leslie	Munnies	Les	President/CEO, CBS TV
14	CBS Entertainment	Nancy	Tellum	Nancy	President
15	UPN	Dean	Valentine	Dean	President/COO
16	Showtime Networks, Inc.	Matthew	Blank	Matt	Chairman & CEO
17	Showtime Networks, Inc.	Jerry	Offsay	Jerry	President, Programming
18	MTV Networks	Thomas	Freston	Tom	Chairman/CEO
19	BET	Robert	Johnson	Bob	Founder/Chairman/CEO
20	BET	Debra	Lee	Debra	President/COO
21	Viacom Inc.	Carol	Melton	Carol	SVP, Government Affairs
22	Dreamworks	David	Geffen	David	Administration
23	Dreamworks	Jeffrey	Katzenberg	Jeffrey	Administration
24	Dreamworks	Steven	Spielberg	Steven	Administration
25	HBO	Jeff	Bewkes	Jeff	President/CEO
26	HBO	Chris	Albrecht	Chris	President
27	MGM	Alex	Yemenidjian	Alex	Chairman/CEO
28	MGM	Chris	McGurk	Chris	Vice Chairman/COO
29	Miramax	Bob	Weinstein	Bob	Co-Chairman
30	Miramax	Harvey	Weinstein	Harvey	Co-Chairman
31	NBC Entertainment	Jeffrey	Zucker	Jeff	President
32	NBC Entertainment	Scott	Sassa	Scott	President, NBC West Coast
33	New Line Cinema	Robert	Shaye	Bob	Co-Chairman/Co-CEO
34	New Line Cinema	Michael	Lynne	Michael	Co-Chairman/Co-CEO
35	Sony	Howard	Stringer	Howard	Chairman/CEO
36	Sony Pictures Entertainment	John	Calley	John	Chairman, SPE
37	Sony Pictures Entertainment	Mel	Harris	Mel	President & COO, SPE
38	Columbia Pictures	Amy	Pascal	Amy	Chairman, Columbia Pictures
39	The Walt Disney Company	Michael	Eisner	Michael	Chairman/CEO

Nov-01-01 06:58pm From-PARAMOUNT ROB FRIEDMAN

+3238622220

T-333 P.02/02 F-817

	Company	First	Last	Salutation	Title
40	The Walt Disney Company	Robert	Iger	Bob	President & COO
41	Buena Vista Motion Pictures	Richard	Cook	Nick	Chairman
42	ABC-TV	Stuart	Bloomberg	Stu	Co-Chairman
43	ABC-TV	Lloyd	Braun	Lloyd	Co-Chairman
44	News Corp.	Rupert	Murdoch	Rupert	Chairman/CEO
45	Twentieth Century Fox	Tom	Rothman	Tom	Chairman
46	Fox Group	Peter	Chernin	Peter	Chairman/CEO
47	Twentieth Century Fox	James	Gianopolis	Jim	Chairman
48	Fox Television Entertainment Group	Sandy	Grushow	Sandy	Chairman
49	Univision	Jerry	Perenchio	Jerry	Chairman & CEO
50	Vivendi Universal	Jean-Marie	Messier	Jean-Marie	Chairman/CEO
51	Vivendi Universal	Pierre	Lescure	Pierre	Co-CEO
52	Vivendi Universal	Edgar	Bronfman	Edgar	Exec. Vice Chairman
53	Universal Studios, Inc.	Ron	Meyer	Ron	President/COO
54	Universal Pictures	Stacey	Snider	Stacey	Chairman
55	USA Films	Scott	Greensfein	Scott	Chairman
56	USA Networks	Barry	Diller	Barry	Chairman/CEO
57	AOL Time Warner	Steve	Case	Steve	Chairman
58	AOL Time Warner	Gerald	Levin	Gerald	CEO
59	Warner Bros.	Barry	Meyer	Barry	Chairman & CEO
60	Warner Bros.	Alan	Horn	Alan	President & COO
61	Warner Bros.	Lorenzo	di Bonaventura	Lorenzo	President
62	Warner Bros. Television	Peter	Roth	Peter	President
63	Turner Entertainment Group	Jamie	Kellner	Jamie	Chairman/CEO
64	WB Network	Jordan	Levin	Jordan	President
65	Directors Guild of America	Jay	Roth	Jay	National Executive Director
66	Directors Guild of America	Jack	Shes	Jack	President
67	Screen Actors Guild	Robert	Plsano	Robert	National Executive Director/CEO
68	Screen Actors Guild	TBD			New President Announced Friday
69	Writers Guild of America	John	McLean	John	National Executive Director
70	Writers Guild of America	Victoria	Riskin	Victoria	President
71	Academy of Motion Pictures Arts & Sciences	Frank	Plerson	Frank	President
72	Aurora Capital Partners, LP	Gerald	Parsky	Gerry	Chairman
73		Lionel	Chetwynd	Lionel	
74	Gangtyre, Ramer, Brown, Inc.	Bruce	Ramer	Bruce	
75	Greystone Communication Group	Craig	Harner	Craig	Chairman/CEO

HOL D Chetwynd, Ramer & Harner



Kenneth L. Dupuy
President

The American Humanitarian Aid Services (TAHAS)

903/753-4038

903/234-1648 (fax)

e-mail: urn.libme@att.net

420 Hillmont Ave.
Longview, TX 75601

Honorable Andrew Card
The White House
Washington, D. C.

NRN

Dear Mr. Card,

I have just received a copy of Mr. Ken Bacon's testimony and appeal to the U.S. Congress (dated November 3, 2001). Mr. Card, Mr. Bacon and many other International Humanitarians are attempting to guide the President and the Administration into a dangerous minefield, into a position where he and America cannot win; regardless of which direction they chose to go. Examine the results of any International situation similar to the one America finds itself (whether it be U.S., England, USSR "Russia", whatever) the nation leading the effort, always publicly comes out wearing a BLACK HAT in the eye of the Humanitarian community. Examine and reflect on the current 9-11, Red Cross example and compound it numerous times, i.e. (the misuse of funds in the distribution process). A vast majority of the Humanitarian management structure are in for the money. The top goes to management, what's left, goes to the victim. Their success ratio to reestablish-reconstruct, rarely succeeds. Prayerfully Mr. Bush's administration will recognize the true interest many international NGO etc organizations in America and recognize where it's actual loyalties lie and whose interest they serve. America's international influence and leadership will be heavily influenced by the way America handles these actions in the current Central Asia problem. International NGOs go primarily for their interest and notoriety. America's interest and the true free world are normally given little 'if' any concern or credit. The President publicly presents a superb caring individual image, an example for all free men (women). Traditional Humanitarian management structure will lead him away from the path, which can demonstrate, to the world just how good, peace loving and caring nation, that America is. America and its faithful allies interest should be the Central interest in all policy and decisions made in this situation, "all interest", military, humanitarian and re-development. The face of America should shine bright in all efforts in Afghanistan. The world is watching and should see America 'openly' in each and all phases of these efforts. American individuals lead the military actions, 'open', on the front lines, in person. American individuals (all ethnic classes) should 'lead' 'all' Humanitarian and Re-development, 'openly', and highly visible in all relief efforts. Let the American system be openly recognized for all that it does to protect individual freedoms. Encourage the USG Agencies to guarantee the implementation of American public policy not U.N. Policy, WFP Policy, or other non-American Policy. Unless America is very visible in Humanitarian issues, and Re-construction-Re-development, it will be identified 'only' as the creator of havoc and destruction in this Islamic sector of the world. Thus, losing all chances of enhancing the possibility of a freethinking and functioning society in this part of the world, possibly for the remainder of this century.

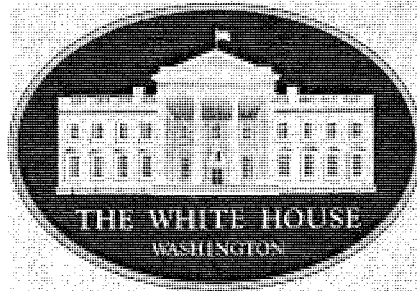
Warmest regards and respects, THINK AMERICA!

Kenneth L. Dupuy
President,
The American Humanitarian Aid Services (TAHAS)

Cc: Benjamin A. Gilman, Henry Hyde, Mark Kirk, Senator R. Shelby, J. McCain, T. Lott, J. Breuax, K.B. Hutchison, P. Gramm, S. Thurmond, T. Daschle, J. Biden, G. Allen, V.P. Cheney, AIDA.Natsols

501409
16006-03A NPN

OFFICE OF THE CHIEF OF STAFF



(202) 456-6798 – Phone
(202) 456-1907 – Fax

DATE: November 6, 2001

TO: Karl Rove
Ken Mehlman

FAX NUMBER: x6-0191
x6-6538

PHONE NUMBER:

FROM: Josephine Robinson

TOTAL NUMBER OF PAGES: 3

Message:

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1600 Pennsylvania Avenue, NW
Washington, DC 20500



International Union of Operating Engineers
1125 SEVENTEENTH STREET NORTHWEST ★ WASHINGTON, D. C. 20036
AFFILIATED WITH THE AMERICAN FEDERATION OF LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATIONS

OFFICE OF GENERAL PRESIDENT • (202) 429-9100



FACSIMILE COVER SHEET
FAX NUMBER: 202-778-2619

TO: Andrew H. Card, Jr.

DATE: November 6, 2001

FROM: Frank Hanley, General President

NO. OF PAGES 2 **INCLUDING COVER PAGE**

MESSAGE:

For your information.

If you do not receive all pages indicated, please call 202/778-2610



International Union of Operating Engineers

1125 SEVENTEENTH STREET NORTHWEST ★ WASHINGTON, D. C. 20036

AFFILIATED WITH THE AMERICAN FEDERATION OF LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATIONS



OFFICE OF GENERAL PRESIDENT • (202) 429-9100



November 5, 2001

The Honorable John Kerry
United States Senate
Washington, DC 20510

Dear Senator Kerry:

As General President of the International Union of Operating Engineers, I am writing to express my deep displeasure with the phony press conference which you held last Wednesday with labor representatives concerning ANWR. In particular, I have found the press release from your office dated October 31, 2001, to be highly misleading based on who was actually in attendance from labor and what was discussed.

While I understand that you do not agree with the position of the IUOE, other building trade unions, the Maritime Trade unions and the Teamsters in respect to the important job impact of environmentally responsible drilling in ANWR, I do not understand at all why your office would release such a bogus press statement. It is one thing to reasonably and conscientiously disagree over the merits of a given legislative issue. That happens all the time in Congress and other legislative bodies. It is quite another matter to try to create a "news event" which simply cannot be substantiated.

Sincerely,

Frank Hanley
General President

FH:pm

cc: William P. Ryan
General Vice President & Business Manager
IUOE Local Union 4

DAVID Q. BATES JR.

4040 BROADWAY
SUITE 630
SAN ANTONIO, TEXAS 78209
(210) 212-0513
Fax: (210) 212-0538

**MEMORANDUM
VIA FAX**

To: Melissa Bennett
Office of the Chief of Staff

Fax: 202.456.1907

From: David Q. Bates Jr.

Date: November 1, 2001

Pages: 3 (including cover sheet)

Melissa - It was a pleasure seeing you yesterday - albeit too briefly. Thank you very much for your help on this lunch and many courtesies. Thanks too for showing the attached to Andy when it is convenient.

ATI Robert, DQ

Note: If you do not receive all of the pages, or receive this facsimile transmittal by mistake, please contact Isha St. Amour at the above number. Thank you.

501409
126006-03A
✓

DAVID Q. BATES, JR.
4040 BROADWAY, SUITE 630
SAN ANTONIO, TEXAS 78209
(210) 212-0513

November 1, 2001

The Honorable Andrew H. Card, Jr.
Chief of Staff to the President
The White House
1st Floor, West Wing
Washington, DC 20500

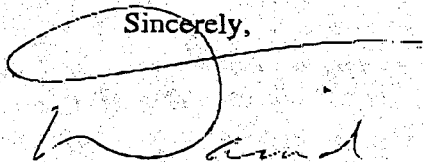
Dear Andy:

What a great friend you are! David Hannah thoroughly enjoyed meeting you, and, as always, I enjoyed seeing you. I hope the lunch proved a brief respite for you in what I know is an otherwise brutal schedule.

Anne and I are thankful every day for the sake of our kids and country that we have such capable leadership in the White House. May the Good Lord give you and the President the strength, wisdom and courage to defeat the evil we face.

Very best wishes and, again, thank you very much.

Sincerely,



David Q. Bates Jr.

DQB/Is

THE CHIEF OF STAFF
HAS SEEN

he told the president to forget about judges, Daschle was announcing his new status as a Big Bad Dude in post-September 11 Washington."

*****"Since the Sept. 11 attacks, Mr. Daschle has been not only the most visible of the four leaders of Congress, Mr. York said, "but now, with his office having been the target of bioterrorists, Daschle is more than just a Democratic leader. He's a tough, courageous veteran of the war on terrorism a made man in Washington. 'The anthrax attack on Daschle means that he can look Bush in the eye,' says one Republican. 'It's taken away that look of softness around Democrats and Daschle.'"

*****"Show some respect"

*****"Former Beatle Paul McCartney scolded an acquaintance who complained, just after the terrorist attacks, that 'we got this knucklehead for a president,' McCartney revealed Wednesday night on CBS's '60 Minutes II,' the Media Research Center reports.

*****"McCartney, organizer of the October 20 'Concert for New York' fund-raiser broadcast by VH1, was profiled by Dan Rather on the October 24 edition of the CBS magazine show. At one point, as he and Rather sat in the Ed Sullivan Theater, where the British group made their U.S. debut in 1964, McCartney explained why he arranged the concert event," the MRC's Brent Baker writes. MRC analyst Brian Boyd took down his reasoning:

*****"I also want to do it because the mayor and the president have told me that this is the way to go, and what, who am I to argue with that? Let's listen to the bosses, for once. Let's show some respect. I think the day it happened I heard someone say, 'Well, we got this knucklehead for a president.' I said, 'OK, listen to me, stop there. Yesterday he might have been a knucklehead. Today he's not. Listen to me, he's your president. Get with it.' And you know, I'm not normally that political, but I think that you've got to do that in these circumstances. You certainly don't want the Indians fighting the Indians. I mean, people have got to rally. So I'm doing it and if one or two people might think it's cynical, so what? You know, I don't care. I'm doing it for reasons I know are good reasons. And it will help people.'

*****The MRC's Mr. Baker commented: "A reassuring rebuke from someone foreign-born who appreciates the United States and the role of citizens in a time of war."

*****"Who's 'un-American'?"

*****"A coalition of American Islamic groups is calling on President Bush to halt the U.S. military effort in Afghanistan.

*****"The bombing victimizes the innocents, exacerbates the humanitarian disaster, and creates widespread resentment across the Muslim world," the Islamic groups said.

*****"The coalition including the Council on American-Islamic Relations and the American Muslim Alliance issued a statement Saturday asking the White House to "urgently reassess its action in Afghanistan, and to cease the bombing campaign and other military actions."

*****"The groups claimed the current U.S. campaign would allow "thousands of innocent civilians to die in the harsh Afghan winter" and that the "senseless starvation of women and children will fuel hate and extremism."

*****"In a message posted on the Web at www.islamicity.com, the groups added: "We strongly reject any suggestion that opposing a certain policy of our government is tantamount to disloyalty. This suggestion is undemocratic, unfair and un-American."

*****"A matter of scale

*****"California Secretary of State Bill Jones, during a Republican state convention in Los Angeles on Saturday, pilloried gubernatorial rival Richard Riordan, the former mayor of the city, for past campaign contributions to Gov. Gray Davis and other Democrats.

*****"But a third Republican gubernatorial hopeful, businessman William Simon Jr., confessed that he, too, had once made a contribution to Mr. Davis, the Los Angeles Times reports.

*****"However, Mr. Simon was quick to add that it was for only \$250 quite a bit less than the more than \$1 million Mr. Riordan is said to have given to Democrats over the years.

*****"You have to look at scale," Mr. Simon said.

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Return to the article

Andy - J.
meant to show this
to you at the
White House
10/31/01

501409 NRN
126006-03A replied via email
-JR



TBliley@colliershannon.com
11/01/2001 10:44:50 AM

Record Type: Record

To: Josephine B. Robinson/WHO/EOP@EOP
cc:
Subject: David Cavicke

Mr. Andrew Card
Chief of Staff to the President
1600 Pennsylvania Avenue
Washington, DC

Dear Andy,

I was calling you about Mr. David Cavicke, who was my Chief Counsel for Financial Services to recommend him for one of the Republican vacancies at the S.E.C.

There are many reason's to choose David Cavicke for one of the opening on the S.E.C., these include:

David is a solid conservative who will promote the President's agenda.

The S.E.C. is very hostile to Republicans and to control by the Administration, David has an encyclopedic knowledge of the SEC and the determination to help the chairman bring it under control.

David is effective at improving our standing with Wall Street and the Technology Community.

David is a solid conservative who was instrumental in enacting litigation reform over Clinton's veto.

He has been a leader for us in financial services since we took over Congress. He devolved the most significant legislative changes to the financial markets since the 1930's.

He has also been attuned to working to improve Wall Street's relations with Republicans, and our standing relationships there.

He worked on the Transition for the President, and has been a strong supporter of President Bush.

He has strong support in the technology community in California.

He also has strong support from the accounting profession, Investment Banks, ECNs and Brokerage Firms.

He would be a terrific asset for the President at an agency that has

I hope
this also
went
to Clay!
fuh
11/2
Yes, Clay &
Dina
were copied.
JR

historically been very hostile to our goals and resistant to control by the Administration.

To put it simply, I think David is the best we have. I think the President should appoint him.

For your information, I am enclosing David's resume. It is without question David would make an excellent choice for the Bush Team. Please let me know if you have any questions. With kindest regards, I am

Sincerely,

Tom

(See attached file: CVword 2.doc)

*
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- CVword 2.doc

David L. Cavicke

(b)(6)

Experience **U.S. House of Representatives, Committee on Commerce, Washington, DC**
Finance Counsel, 1995-present

Responsible for all House financial services and e-commerce legislation, Oversight of the Securities Exchange Commission and banking agencies; Principal counsel for the following enacted legislation:

- **E-Sign** (PL 106-229) - validates use of electronic signatures.
- **Gramm-Leach-Bliley Act** (PL 106-102) - repealed Glass-Steagall Act.
- **Securities Litigation Reform Uniform Standards Act** (PL 105-353) - extended Litigation Reform to state courts.
- **National Securities Markets Improvement Act** (PL 104-290) - eliminated duplicative regulation of securities offerings; reduced SEC fees by \$2 billion; provided for cost-benefit analysis of SEC rules.
- **Securities Litigation Reform** (PL 104-67) - reduced meritless class action lawsuits against public companies; established a safe-harbor for projections (only law enacted over presidential veto in the former administration).

Additional actions:

- Decimalization of Stock Exchanges; Oversaw SEC budget and managed SEC budget requests; Counsel to Committee for Trade matters relating to World Trade Organization, financial derivatives oversight and privatization of social security.

Bush - Cheney Transition

Policy Coordinator for the SEC and CFTC, December 2000 - January 2001

- Prepared analysis of midnight regulations at the SEC, including Reg. FD and the Auditor Independence Rules.
- Assessed political personnel at the SEC and CFTC and drew up a plan for staffing the Agencies.
- Prepared briefing material and an agenda for incoming Chairman of both Agencies.

Bush - Cheney Convention Volunteer

- Volunteered for Bush - Cheney Team in Philadelphia.

Milbank, Tweed, New York, NY, Associate, 1989-'93

Financing transactions, mergers and acquisitions and derivatives advice.

Supreme Court of Connecticut, Law Clerk, 1993-'94

Education

Stanford Law School, J.D., 1989

Editor, *Stanford Law Review*; President, *Federalist Society*

Oxford University, M.A., 1986

Columbia College, A.B., 1984

OFFICE OF THE CHIEF OF STAFF



(202) 456-6798 – Phone
(202) 456-1907 – Fax

DATE: November 1, 2001

TO: Gian-Carlo Peressutti

FAX NUMBER: 66218

PHONE NUMBER: 6-1611

FROM: Josephine Robinson

TOTAL NUMBER OF PAGES: 7

Message:

Attached are letters sent to us from NASCO on HR 3150 for your records.

Confidentiality Notice: This document in transmission contains information to the sender which is confidential and may be legally privileged. The information is intended for the individual or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, duplication, or taking of any action in reliance on the contents of this telecopied information is strictly prohibited. If you received this telecopy in error, please immediately notify us by telephone to arrange the return of the original to us.

1600 Pennsylvania Avenue, NW
Washington, DC 20500

501409
 KW-006-03A Joel has copy
 OPL has copy ✓

**UNGARETTI
 & HARRIS**

CHICAGO
 3500 Three First National Plaza
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 Telephone: 312.977.4400
 Fax: 312.977.4405

✓ **WASHINGTON**
 1500 K Street, N.W., Suite 250
 Washington, D.C. 20005.1714
 Telephone: 202.639.7501
 Fax: 202.639.7505

FAX COVER SHEET

<http://www.uhlaw.com>

TO: Mr. Andrew H. Card, Jr. **Fax: 202-456-1907**
 White House Chief of Staff

FILE NO: 6272060-001

FROM: Edward P. Faberman **DIRECT LINE: 202-639-7501**

DATE: November 1, 2001 **NUMBER OF PAGES: 6**
 (Including Cover Page)

If problems occur during transmission, or if all pages are not received, please contact us immediately at
CHICAGO: 312.977.9251 **WASHINGTON: 202.639.7500**

SPECIAL INSTRUCTIONS OR COMMENTS

Please see the attached letter. Thank you.

THE CHIEF OF STAFF
 HAS SEEN

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<http://www.uhlaw.com>

Writer's Direct Dial
202.639.7501

November 1, 2001

Mr. Andrew H. Card, Jr.
White House Chief of Staff
First Floor, West Wing
Executive Office of the President
1600 Pennsylvania Avenue, N.W.
Washington, DC 20500

Andy
Dear Mr. Card:

Attached are letters that we have forwarded to Members of Congress on behalf of the National Association of Security Companies, Inc. (NASCO), in support of H.R. 3150 and the Administration's proposal to allow private sector employees to perform security services under the direction of the federal government at the nation's airports. We will continue to work with you to make this happen. Please call me if we can be of any further assistance.

Sincerely,



Edward P. Faberman

Attachments

**UNGARETTI
& HARRIS****WASHINGTON**

1500 K Street, N.W., Suite 250
Washington, D.C. 20005-1714
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Writer's Direct Dial
202.639.7501

October 31, 2001

The Honorable Don Young
Chairman, Transportation Committee
United States House of Representatives
Washington, DC 20515

Dear Chairman Young:

On behalf of the National Association of Security Companies (NASCO), I am writing to applaud your introduction of the "Secure Transportation For Americans Act of 2001," (H.R. 3150) which will vastly improve aviation safety throughout our nation.

As you know, screening of airline passengers by private sector employees with strict federal oversight has been very successful throughout Europe and we are confident that such a system can work here in the United States with outstanding results.

Proper screening and training are essential in hiring and retaining competent and professional security officers. H.R. 3150's directives for strict and thorough background checks and for more appropriate levels of training and testing of security employees will ensure that only qualified individuals are hired for such an important job.

In addition to a letter of support from NASCO, I have attached a letter from the International Association of Security and Investigative Regulators supporting the principles of H.R. 3150. We are circulating the letters to the House leadership and key Republicans and Democrats that are still undecided about the legislation. Please contact Page Faulk at (202) 639-7519 if you have any questions or need any assistance.

Thank you for your sponsorship of H.R. 3150 and for your leadership in keeping our airways safe.

Sincerely,



Edward P. Faberman

Attachment
cc: National Association of Security Companies



National Association of Security Companies
2670 Union Avenue Extended, Suite 710
Memphis, Tennessee 38112-4416
(901) 323-0173 Fax: (901) 458-0624
e-mail: nasco@concentric.net
www.nasco.org

October 29, 2001

The Honorable Don Young
Chairman
House Transportation Committee
2111 Rayburn House Office Building
Washington, DC 20515

Dear Chairman Young:

The members of the National Association of Security Companies, Inc. (NASCO), who include our country's largest national and regional providers of contract security officer services, are concerned by the efforts to eliminate private sector employees in airport security services. As employers of roughly 250,000 private security officers, collectively, we know that proper screening and training and adequate compensation and benefits are key ingredients to hiring and retaining dependably professional, courteous and competent security officers, whether at an airport or anywhere else. The standards in these areas have been lacking, however, under the system as it has existed in recent years, and we applaud H.R. 3150's directives for strict and thorough background checks and for more appropriate levels of training and testing of security employees.

Our industry has operated for years with federal oversight of private security contractors' performance at highly sensitive sites, including contracts for services for the U.S. Department of Energy and Department of Defense facilities. Those agencies have set stringent standards that our employees routinely meet and exceed. We believe that the same would be true for the new Transportation Security Administration.

Further evidence of the viability of private sector employees performing security services subject to a national agency's criteria, supervision and enforcement is plentiful in the air safety arena throughout many of our European allies' aviation safety programs. Based on our allies' experience and our own operational experience, we are confident that such a system can be emulated in the United States, as well, with outstanding results.

Thank you for your sponsorship on H.R. 3150, and for your leadership on this issue that strikes at the core of our freedoms.

Sincerely,

G. R. Massimei
Chairman

Chairman
G. R. Massimei
U.S. Security
Associates, Inc.

Executive Director
General Counsel
Gail M. Silmonten

First Vice Chairman
Bruce A. Gelding
Allied Security

Second Vice Chairman
Julie T. Payne
Barton Protective
Services Inc.

Third Vice Chairman
William Dunn
Command
Security Corporation

Secretary
John Mann
Pinkerton's

Treasurer
Richard D. Rockwell
Professional Security
Bureau Ltd



International Association of Security & Investigative Regulators

8300 Colesville Avenue, Suite 750

Silver Spring, MD 20910

301-585-1884 Fax: 301-585-1866 Email: staff@nasir.org

Dear

RE: Pending Aviation Security Bills

Please allow me to introduce the International Association of Security and Investigative Regulators (IASIR), an association representing the regulators and administrators of the private security industry in thirty-nine states and four Canadian provinces.

IASIR members have a wealth of expertise drawn from careers in law enforcement, regulatory compliance and the private security industry itself.

At the just concluded four day conference held in Toronto between October 22-25, 2001, the attached resolution was unanimously adopted by the general membership. Please note that the membership felt very strongly that airport passenger and baggage screening functions should be performed under greatly enhanced oversight and supervision of a single proactive regulatory agency empowered to set standards for pre-employment background checks and training, with the capability to investigate, inspect, and otherwise act to ensure compliance with said standards.

Passenger and baggage screening have been justifiably criticized in recent years, not least by this association. However, IASIR feels that the past inadequacies were due to the lack of a properly functioning regulatory system which resulted in contract awards based primarily on financial considerations, and not to any failings intrinsic to the private security industry.

We stand ready to offer you and/or the designated agency the benefit of our expertise. Please feel free to contact me if we can be of any assistance.

Sincerely;

Arthur Varnadore, President

IASIR Resolution on Aviation Security Standards

WHEREAS, the members of the International Association of Security and Investigative Regulators (IASIR) include state and provincial agencies responsible for regulating various aspects of the private security industry; and

WHEREAS, the need for consistently high quality security personnel to be assigned to airport screening duties is self-evident; now, therefore,

BE IT RESOLVED that IASIR endorses the concept that airport screening functions should be performed by personnel subject to the following requirements, although not limited to;

- (1) State and federal background checks, specifically including state and federal criminal history records checks;
- (2) Pre-assignment and continuing education and demonstration of proficiency on all equipment which they are assigned to operate, and additional training based on a task analysis of the jobs they are assigned to perform;
- (3) Enhanced proactive oversight and enforcement, including on-site inspections and covert testing by an appropriate government agency to ensure compliance with such standards.

Adopted by the General Membership this 25th day of October, 2001

NRN

507409

PL006-03A

MINUTEMEN 2000



AMERICA'S
POLITICAL
WATCHDOG

FAX COMMUNIQUE

To White House Chief of Staff-Andrew Card

Subject Information for Review

Date 11/03/01

PO Box 3095 Elida, OH 45807 1-888-757-8707 (Pin 7814) Per: 419-229-6689

Page Run 8 FAX Origination: 419-229-6689 (Auto) - including cover page

☒ See enclosed

☐ Note following communication

Date _____

MINUTEMEN 2000



Robert D. Marshall, Dir.
PO Box 3095 Elida, OH
45807

The White House
Attn: Mr. Andrew Card - W.H. Chief of Staff
Washington, D.C.

11-06-01

Dear Sir:

We are forwarding this letter (and information) to you, since we fully understand how busy our Commander in Chief is...yet, we wish to advise him of events that may be taking place within our government we feel is very important.

He may or may not know of the enclosed information, but if not - may be to his advantage to learn of it. We have considerably more, but the enclosed information covers most of the information highlights.

If we may be of further service, feel free to write, phone, FAX or E-Mail at your convenience.

Sincerely & Advise,

Robert D. Marshall

419-229-6689 (also FAX)
minimen 2000 @ AOL . com

ATTACHE TO M2-1006-1 11/01

Rumours of War - Bloodthirsty Murderers Rumbled: Western Politicians and their advise... Page 3 of 48

Fast Track Lowdown:

Up to - War News Links

26Sep01 - A New Era of Arrogant Propaganda - Grattan Healy

26Sep01 - Pakistan's Ex-Spy Chief blames Israeli Mossad & U.S. Air Force for WTC attack - UPI

22Sep01 - Threat of US strikes passed to Taliban weeks before NY attack

Collateral Damage - Robert Arnold - BAMR

15Sep01 - In the Absence of Official Intelligence, Let's Apply Our Own - Grattan Healy

15Sep01 - AFP - Lebanese Druze leader believes CIA, Mossad responsible for US attacks

Undermining Civil Liberties - On the Bombings - Noam Chomsky

13Sep01 - Catalogue of U.S. Atrocities - John Pilger

13Sep01 - They can't see why they are hated - Seamus Milne

12Sep01 - CIA Covert Ops. in Pakistan - Who is Ousmane Bin Laden? - Michel Chossudovsky

02Mar01-Sheikh Yassin, spiritual leader of Hamas speaks on the Jihad

U.S. planned terrorist invasion to destabilise Cuba

What The Bible has to say about the End Times



DATA!

RESEARCH

IS AMERICA BEING LEAD INTO A STATE OF FEAR? IS OUR GOVERNMENT AT FAULT OR ARE WE TOO CONCERNED ABOUT OUR SAFETY? IS OUR CONSTITUTION IN JEOPARDY?

Research IV No. 13

Minutemen 2000

10-01

Begin looking behind the political scenes? Are the reactions to the Anthrax Threat on the edge of being ridiculous? Why "Federalize" all airport security & screening personnel? Will America be drawn into another Korea or Vietnam debacle? Where is America's common sense?

After all investigations are over, will we find (as stated by a conservative TV program) the Anthrax creating all the confusion may actually originate from one of the Federal laboratories? When do we request Congress to declare War?

POLITICAL SCENES

Although the Minutemen 2000 basic work is gathering various information covering our politicians, we came across some rather frightening information (from the Internet at that).

There are certain groups, councils and elite organizations, whose goals, if met, will definitely destroy our constitutional Republic!

We sincerely advise all our readers (and your friends, along with your political representatives) - to become curious on all that is taking place within our government. If you should come across any of the following... begin some investigation of what they are up to.

The real origin of the Anthrax
The New World Connection (government)
Our US/UN agreements or treaties
Training Russian & Chinese military
Selling off our "closed" military bases
Legislation destroying our civil rights
Who are the Bilderberg Group, Trilateral, Council of Foreign Relations and the most dangerous... the Illuminati
The US/UK Agreement (as to Echelon)
Our fear of the International Criminal Court (especially by our military)
Erroneous Congressional Reports (such as the Warren Report etc.)
Is GATT, NAFTA, WTO, UN (and FEMA) something to fear
Do we really want a OneWorld Government (and this is but a small portion of the all the information we are gathering).

It will not take a rocket scientist after reading the information we have gathered from the Internet, to thoroughly understand the (confirmed) real seriousness of the information we are making available to all those that wish to search further.

MINIMEN 2000 @ AOL . Com or 909-778-0099, 419-229-6689 (or FAX 419-229-6689).

ANTHRAX SECURITY - FEDERALIZING

The news releases more than confirm the "over-kill" for security. Plastic knives, cigar trimmers, persons who look like terrorists & the still lax systems for on-board screenings.

We are all assuming the terrorists have to be of Muslim faith or of Arabian stock. These thoughts may be our undoing.

If we also agree that training our National Guard personnel, or federalize others, will be all we need for being safe on airlines, we are in for a big disappointment. The only possible way of assuring safety to a certain level, is

SOURCES OF ANTHRAX

With the Anthrax problem being in limited sites, and with little concrete information being put forth by the governmental outlets (and the media that is glibastic), along with the fact that some have actually died! But, what was the cause of the deaths. If by exceptionally virile strain of Anthrax - how did the parties that released the spores obtain this highly milled (and being air-borne) product. Shall we agree that it is either Russia, Iraq... and overlook our own outlets of this most deadly spoor - from one of the federal laboratories (as stated by a reputable TV show on PBS... who usually is quite correct and thorough). We will continue to search out an answer!

CONGRESS SHOULD DECLARE A WAR

When in the past, our country went into war, it was by a Congressional declaration - not a Resolution.

Secondly, declaring upon "terrorism", and not a given country or government, is a bit out of the norm. Many countries and organizations have threatened our country, but we didn't declare war on them. Wouldn't it be a wise move to absolutely determine who we are fighting against?

The powers that are being given the present administration are questionable. We like our President to have a firm hand on how to take on the perpetrators of the horrible & senseless bombing of the Towers, but to declare war on all international terrorists seems to be, taking on an enormous obligation, plus getting involved in other countries' affairs not in the best interests of United States.

The so-called coalition consists of those countries (with exception of a few), who underneath it all... dislike us!

If the President shall insist taking on all the terrorists and the countries that give sanction to the terrorists - beginning with Afghanistan... then declare war on Afghanistan as a country in whole. If innocent parties get killed by our actions, so be it. War is War, not select given areas or persons that will not be touched. If the people of Afghanistan allow the Taliban to be their acting government, then the entire country is classified as a terrorist country, and treated accordingly.

More on this in the next Research.

(See Page 2)

- Page 1 -

...left to the decisions of the passengers. If a number of terrorists try to take over an airplane and many of the passengers have cellular phones, they should advise persons on the ground of the attempt, and then devise plans to subdue these terrorists before then can get to the pilots.

If the terrorists are planning on taking over the aircraft, or just high-jack it, and even if the cockpit area is made more secure...the passengers should take the initiative. If they do not - they may be putting themselves in jeopardy (or even being killed) by doing nothing.

Having armed marshalls or personnel on board will only help the situation (if the passengers take action), but the marshalls cannot assure subduing terrorists by themselves.

If fear should take preference, then little will be gained by all the security in the world, since there will be no flights to guard if everyone is afraid to fly!

AMERICA'S COMMON SENSE

Citizens of United States on thru to WWII, were known throughout the world as persons who were passionate, helped others and most of all - had good common sense and did not rely upon their elected representatives on local, state or national levels to make sensible decisions for themselves. They saw a problem and worked out an answer where all benefitted.

During the interim, it seems our politicians are only interested in maintaining their office, status, perks and power. The Federal Government has grown to an unwieldy octopus, weighing down our citizens, businesses and the lower level governments - with massive taxes, mandates, regulations & laws - detrimental to the successful growth of our economy, our military and other basic legal services they should be undertaking. It is a simple matter of their right hand not knowing what the left hand is doing.

WHY? are the citizens of this country allowing our Congress, Supreme Court and the many district courts - repeal our civil rights in the name of National Security. All the employees, bureaucrats & lobbyists involved in the running of our country - cannot protect us any better than our local police is doing. If this be the case, increase our local officers and do a better job on the local level. Not spend more money increasing the size of other bureaus (FBI, CIA, BATF, EPA, FEMA), that have shown little success in the last 30 years or so.

As citizens, it is your responsibility to be observing the actions of our government. Our forefathers understood too well, when establishing the right to bear arms...not only protect ourselves from foreign invasion, but from our own elected government officials.

If we are not pleased with the way our government handles our affairs...we make immediate changes! We vote them out! We carry the "Big Stick". Also worm out the bureaucrats who love to complicate and regulate us to death. Freedom is maintained by the citizens, not "the" government.

It is not a question of just voting, but to vote with a full understanding of whom you are voting for (irregardless of the party), and try to make a good sensible decision by voting in the best there is being offered. Get active in political! United We Stand!

Be Informed with confirmed information! React promptly to the many unconstitutional laws, regulations, mandates and directives!

It is wonderful to see the country unite against those persons who have done harm to our country and its citizens, but we must temper our being zealots, whereby decisions may be made in the name of patriotism.

We have many different religions, backgrounds, languages and yes! a variety of thoughts & ideas. Still, we must allow each of us the individual right to speak out - right or wrong - about many subjects...political or otherwise.

We too should not spend all our time seeking out the mistakes of our government, but more to see what is going on, and then suggest a number of changes to better our elected politicians, thus allow our country to grow economically and to everyone's benefit.

Prior to any advice, be sure of the information you are basing your suggestions on. Confirm it!

Begin reading and studying up on what the country (and its politicians) are doing...especially in the private endeavors.

Jump on those computers and log into the Internet. Follow up on the many links. If noting something in the newspapers or on TV or radio...follow up and see just what is going on.

We ourselves do not make statements without first finding out the truth of the matter and confirmed.

Many feel you cannot fight City Hall, but they are WRONG! The one area politicians (and groups that are attempting to hurt this country) fear most is "Public Opinion". When citizens begin barraging our elected officials, showing our distaste on any given subject...they will change their minds, as they wish to stay in office.

Our very best instrument to beat the politicians, bureaucrats, lobbyists, representatives and others that work the laws of this land is: Listen to what we have to say, or you're not going to be around the next election! YES! THE VOTE!

TERRORISM IN THE US IS NOT NEW!

We've had gangs in New York, in Los Angeles, Chicago and all of the major cities (as well as smaller ones), who terrorize neighborhoods & entire cities with their actions.

Drugs are undermining our youngsters (and our schools are not educating them as well). So what is new about terrorism? How have we handled them to date? Shall we allow outsiders (or even those within the US) to continue terrorizing us as well?

We need more police "on the city streets", and out of the cars!

Research IV No. 13

Is our TV media creating the Fear Syndrome?
How can we combat terrorism? If at all!
Education? or only to pass State Tests!
Whose placing Anthrax (late report)

Reference Index for Research
Economics v/s Terrorism
Military Operations (Pentagon or Politics?)
Servicemen Needs Reforms

With most of Anthrax information taking place in Washington, D.C. and New York, our major mainline TV networks continue to spew fear thru their news coverage, and daily expose levels (including such simple remarks of finding "traces") of Anthrax. What is a trace? Negligible! On top of advancing governmental releases (word for word), they have to add their individual comments.

If the government officials (such as the Defense Dept., Pentagon releases, and innumerable communications) would cease a daily news coverage of what is going on as to Anthrax...much of the "fear" would be alleviated, and the persons who are running down the problems can do so intelligently.

HOW CAN WE COMBAT TERRORISM?

The first and most important step is to accept the fact we're on war footing. Being so, we must further accept the fact people may die! (as with the wars in the past).

The second step is to do exactly what the FBI etc. are doing. Backtrack all the events leading up to a major terror attack.

Devote more time to persons employed by the airlines, the post offices - as there may have been moles in place years before all the terrorism took place. It required more than just those that took control of the aircraft.

Also close investigation of the post office personnel, since the Anthrax must of originally placed by someone into the post office system (and also to see that it came up in other areas).

As to setting up a security system for all transportation would be impossible. Again it will depend upon the passengers to take a stand if a terrorist (s) should attempt any high-jacking or otherwise.

All incoming parties into this country, whether students, visitors etc., should have an extensive background check. Use our police services more in this area than any other.

Advise all private airports, on all flights, to file a flight plan. To check out not only the pilots, but the passengers as well. This would not be a time consuming function. This shall include crop dusters.

As to water & food resources. Most of the foods go thru a process of bacteria control. Water treatment plants could install sensors, thus stave off foreign chemicals being introduced into the water.

The dairy field is the easiest to cover. Introducing an anti-biotic into products just prior to completed production. The possible exception would be the makeup of cottage cheese, cheeses etc. There are a number of excellent products.

We will continue to include suggestions on stifling any terrorists work, but during the interim, our readers should get their brain in gear. Give some thoughts to the following.

(See Page 4)

RESEARCH MATERIAL

We have found, it is best to go back a number of years. Gather specific information and research from thereon.

As to publications, we suggest obtaining the following titles:

America's Secret Establishment

Author: Anthony C. Sutton

Best Enemy Money Can Buy

Author: Anthony C. Sutton

They Told the Truth

Author: Unknown

Hops of the Wicked

Author: Ted Flynn

Unlimited Access

Gary Aldrich

Pull up WWW . Google . Com and browse thru all the information that is available.

Copies of information available from our office:

Anthrax (As Disinformation) 8 Pages
The CFR/Trilateral/New World Order Connection (including the Elite, along with those affiliated with these groups) Who Can Save the World from Oppression and Desecration. Includes information on the Illuminati undertakings.
20 Pages

Petition to the United States Congress Coming Events 11 Pages

The High Priest of Globalisation

Author: Will Hutton

UK/USA (Echelon) Intl. Surveillance

Copy of Israel Intelligence

World Government Interview

World Government on the Way

Bilderberg Conferences

Those that follow up as to the above information, will find as we have...hundreds of pages of very frightening material, but if little or nothing is done to open the eyes of the US citizens, and create "Public Opinion" against their activities...they will obtain their goal.

Keeping an eye on Osama Bin Laden and the Taliban (of Afghanistan) shall also be kept in mind, but we feel those behind the horrendous terrorist acts, will be explained in the Research Material.

There are a number of small groups all over the world that have full knowledge of who the "Evil Ones" (as we call them), and have put forth their time, money and actual lives in some cases to get this information out to as many concerned persons as possible. We are but one, but we are in hopes there will be thousands more in the future.

We may not be able to stop them, but we can create a number of roadblocks to slow them down.

Our Freedoms are being eroded, slowly but surely, unless we take action against those in office (Congress etc.) and vote them out of office. It takes your time & vote!

RESEARCH IV No. 13

THE SAD PLIGHT OF EDUCATION

With all the information we can obtain from those in the educational field and are part of the boards that make decisions as to their student - along with those that will take the time answer our questions.

It is a national shame, that the federal government is even involved in the educational systems of this country. Creating mandates, regulations (and coercion) our local school boards must adhere to.

We have stated time and again, with the down-dumbing results being the rule in our schools throughout our country - the continual flow of money into systems that are flawed will not increase the intelligence of graduating students (whether elementary, jr. high, high school or the college & university levels). In short, why should the Feds underwrite the costs of failing schools in the first place?

Who gain from the expenditures of large sums of money: Politicians remain in office, teachers retain their jobs and everybody is happy except the students.

It would be to the advantage of the local school boards, to refuse funds, not only from the Feds, but the state as well, and get back to local control.

We are at a point in life, that it is illegal to display the "Ten Commandments", display our flag or give the Allegiance, teach only Evolution, and most frightening... mention of "God" in our schools.

PARENTS! Have your kids bring home some of the history books. Look up information concerning our country! We will say no more.

United States was formed under the auspices as a Christian Republic, under God, with life and liberty for all! Not a state controlled religion, but based on christian principles. Our country is not to infringe on any religious rights (but as long as they do not infringe on the civil rights of our neighbors).

Our Constitution and Bill of Rights is being "attacked" each session of our Congress, the current administration, our courts, along with many justice departments (who claim: Serve & Protect!).

Every citizen (regardless of their economical or ancestry) are entitled to all rights under the Constitution. Until each citizen guards this promise, the Constitution is but a worthless piece of paper.

"WE THE PEOPLE" is the front line of defense, to assure the principles of our country are maintained. If those we vote into office do not live up to the oath they affirmed when accepting office, they should be removed (By our Vote!).

We **MUST** thoroughly educate our children, since they assure the rights & freedom attested to in the Constitution. Illiterate persons cannot administer a country the size of United States.

OPEN YOUR EYES! BE INFORMED!

TERRORISM (from Pag 3)**1. Be informed**

Read! Read! Read! everything you can as to what is going on politically - as to both parties... Representatives, Senators and all the commissions and committees, along with Executive Orders.

2. Use your Competer

If you do not have one... get one! Use it for looking information relating to what our government is doing. If you find adverse activities... write, FAX, E-mail (not just your party reps, but all representatives, senators and officials on all levels. Be firm and demand results).

3. Become involved in politics

Regardless which political party you are most interested in... offer your services, and find out what they are doing. Are they representing your country's ideals, or just a means of staying in office.

4. Use the TV, Radio & News Media

Within your locality news outlets, you find a portion of what they are sending out in the name of news, but looks more as if their comments supercede the civil rights of the citizenry... write, phone, FAX, E-Mail, or meet with the Editors (and the publisher for that matter).

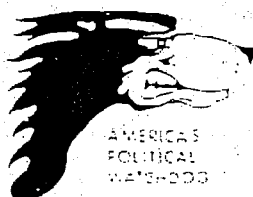
5. Form Political Advocate Groups

The one area questionable politicians fear the most (as to the stability of them staying in office), is Public Opinion!

Form enthusiastic groups of friends to discuss various topics. Be serious on what you are doing. Forget which political party you may be involved with, but cover the subject matters, with conclusions or resolutions that are sensible, and within the rights of our country.

Next Issue: A political war?
Servicemen need reforms
Combating Anthrax (and other toxic substances.

MINUTEMEN 2000
PO Box 3095
Elida, Ohio 45807



DATA!

RESEARCH

IMPORTANT NOTICE!

Any person, group or organization that receives this Data Research release, should read it carefully and follow up promptly. The USA our American Way of Life is threatened, and in a precarious position to be taken over. Are we as American citizens so engrossed in our own minute problems, we are blind as to what is going on? Read On!

Page 1

Let us first introduce ourselves. We are known as the Minutemen 2000. We normally seek political information. Not for any given political party or group, but more to keep our citizens advised on what is taking place in all governmental levels - from local, to State and onto the National functions.

During our regular work, we came across, a large amount of information (and of all the places... simply from the InterNet where anyone could have obtained it as we have). What we have printed out so far runs into a large number of pages, with considerably more to be printed out. What we have so far will raise the hair on your head! Unbelievable! But True! Every piece of information refers to the United States becoming part & parcel into a New World Order.

Because of the Twin Towers bombing, we are taking all that we receive very seriously! We have found that there is considerably more going on in the background besides just Bin Laden or the Taliban, Iraq or even Russia (although they are probably involved).

The dangerous parties that we will be talking about - each wish to put the United States down and forced into the New World Government - with no further national sovereignty. One may be the United Nations. Our various Presidents have already put into place, the turn over of our military under the charge of the UN. This is but one fearful possibility.

The others include the following organizations: The Order, The Group, The Bilderberg Group, The Trilateral Group, the Council on Foreign Relations and the Illuminati. Each has been undermining the principles of our Republic for many years. Including our education, economy, manufacturing, drugs, the medias, military, political functions, voting and civil rights, trade, technology, environmental, science, labor unions, our defense, publishers, newspapers & magazines, health, energy needs, and any other function a free country would undertake for the benefit of its citizens, even in our religious activities.

The covert actions of the above organizations have been around for many, many years. They are well financed and control the financial fields. Two of the groups are the real reason of our educational systems being so poor.

Recently it was brought to our attention a few startling conditions: Why are there foreign military personnel of China & Russia being trained in our country? What is going on as to military bases that have been closed? Why does our political representatives prevent our country to become free of OPEC oil, when we could be exporting oil (as in the past). Why have we allowed the various bureaus to become so powerful... such as the EPA, FBI, BATF, IRS, FEMA, with other antics of the FDA, HUD, FED RESERVE, LAND MANAGEMENT, USGS, DOD, DOT, NSF, NHSC, JUSTICE DEPT. and OSHA.

Why are we selling off our military bases to foreign countries? Why give away the Panama Canal? Why allowing the pharmaceutical companies to sell drugs with dangerous side effect? (and not allow the same for herbists). Why are many of our military personnel on food stamps? Paying income tax, postage and creating road blocks with their voting?

Why is it our representatives (Senate & House) feel all the funds flowing into the Treasury is their money? We are on budgets, so why can't they live within theirs? Why is the Social Security, Medicare & Medicaid always in financial straits (S.S. Trust Fund) you believe that - we have a bridge for sale in Brooklyn? Why has the Defense Dept. used troops for atomic & nuclear tests, inoculations, use of questionable vaccine injections (and allowed to die on the vine)?

Have you often wondered why you cannot reach our elected representatives, others in the bureaucratic maze? Is the terrible bombing of the towers, Anthrax scare and the war on terrorism, but a screen for other events taking place throughout our country? Will our right to vote, assemble, speak freely, worship as we wish or allowing a free press be targets in the very near future? Will we allow the government (we no longer refer to the government as "OUR" government), to disarm the citizens? Destroy our Constitution and Bill of Rights? Unfortunately, up to this period of time... it could be a real possibility. We may lose our country as we know it, without firing a shot... unless the citizens of this country WAKE UP! and begin to look into what's taking place!

Are we saying that every person in our government is dishonest or part of the above fearful activities? No! There are always just enough honest persons to keep the "bad guys" in line. We are saying, a lot has already been lost and more to come unless we as loyal American citizens begin to take action. There is one area the above groups fear most... That is public opinion! We can defeat them by simply using our vote!

M2/1006-1

Page 2

If no one takes the time to seek out those wishing to do harm to our country and its citizens, then this type of Data Information will be a thing of the past. There will be no flag to salute, allegiance to our country, no prayers or bibles, churches or be free to undertake our own futures.

This country was based on a Christian faith, although our forefathers were wise enough to also allow various religions, and not allow a state religion come into being. They also firmly believed (and put their fortunes & life behind their actions), the federal government should only be large enough to maintain those functions as stated quite clearly, in the Constitution. Our representatives have stomped all over Constitutional Rights of the citizens of this country. Much of it was our own fault, since we turned to the governmental programs to bail us out, every time we had problems. Rather than work out our own problems, we allowed the politicians take over. The bottom line...money and power!

There is considerably more we could bring up at this time, but feel what has been said, should give you more than enough to give serious thought to.

WHAT HAVE OUR PRESIDENTS GIVEN AWAY BY EXECUTIVE ORDERS, STATE DEPARTMENT PUBLICATIONS AND PRESIDENTIAL DIRECTIVES (all illegal & unconstitutional).

The forming of the FEMA program. Unlimited power over our military and country..with no opportunity to take any court actions to set aside their power! Note the following that places our country already in a position for a "take-over" by Executive Orders by our previous president William Clinton! Wait until you see the listings of the additional names, but note what has already been put into play:

- Executive Order 10995 *Federal seizure of all communications media in the United States*
 10997 *Federal seizure of all electric power, fuels, minerals - private and public*
 10998 *Federal seizure of all food supplies and resources, public and private, and all farms & equipment*
 10999 *Federal seizure of all means of transportation, including cars, trucks or vehicles of any kind, and total control over all highways, seaports and water ways*
 11000 *Federal seizure of American people for work forces under federal supervision, including the splitting up of families if the government so desires*
 11001 *Federal seizure of all health, education and welfare facilities, both public and private*
 11002 *Empowers the Postmaster General to register all men, women and children in the United States*
 11003 *Federal seizure of all airports and aircraft*
 11004 *Federal seizure of all housing, finances and authority to establish forced location. Authority to designate areas to be abandoned as "unsafe"*
 11005 *Seizure of all railroads, inland waterways and storage facilities both public and private*
 11051 *Provides FEMA (Federal Emergency Management Authority: full dictatorial powers of the government), complete authorization to put into effect in times of increased international tension or economic or financial*

Due to the final Executive Orders (overall, hundreds of them), the Federal Government has so overstepped the Tenth Amendment, that our government can declare a state of emergency at any time...followed thru by Martial Law. As Texas Congressman Henry Gonzales said in an interview, "All the laws are on the books for a dictatorship."

AND YET, OUR CONGRESS COULD OF STOPPED ALL THE EXECUTIVE ORDERS! Or we can blame ourselves for not paying more attention on what our politicians were doing!

At present, the Government has put into law a "Terrorist Bill", assigned a Home Guard Director, passed the Bush Economic Stimulus package...and without proper investigation of these actions by either the House or Senate. In short - **the highjacking of our representative Republic.** This being done to protect our freedoms (so says President Bush), but we can only say: "Is setting aside our Constitution the way to protect our freedoms and individual rights?" Those reading this bulletin can answer for themselves. This Terrorist Bill will eliminate our privacy, no requirement of a judge for search warrant, entering our homes or business at any time...without our permission. This is but a small explanation as to the full impact of this bill. It has been stated (along with ourselves...) "The Terrorists will win this battle without firing a shot!"

We have covered only the tip of the iceberg. We urge all persons gaining even the very limited information we have offered, to obtain the facts for themselves. Having the truth, your voting decisions may be completely different than previous...regardless of your political party affiliation. It may be time for a serious Third political party!

It is a sad state of affairs to acknowledge that we have enemies in our government, who are trying to destroy our American way of life & liberties. But it is true! We must seek out these parties, and VOTE them out of office before it is too late. Time is short! and those (shall we say "traitors") in office behind these illegal moves, be put out of office,

FOR ONGOING INFORMATION: E Mail MINIMEN @ AOL . com or Phone: 419-229-6689 or FAX 419-229-6689

Minutemen 2000 PO Box 3095 Elida, OH 45807 Director: Robert D. Marshall

O'MELVENY & MYERS LLP

555 13th Street, N.W.
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TO:

The Honorable Andrew H. Card, Jr.

FAX NUMBER:

202-456-1907

TELEPHONE NUMBER:

202-456-6798

FROM:

Arthur B. Culvahouse, Jr.

RETURN FAX NUMBER:

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TELEPHONE NUMBER:

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MESSAGE

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November 13, 2001

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VIA FACSIMILE AND MAIL (202) 456-6218

WRITER'S DIRECT DIAL
202-383-5388

Mr. Abel Guerra
Associate Director
White House Office of Public Liaison
Room 116C
Eisenhower Executive Office Building
17th Street and Pennsylvania Avenue, N.W.
Washington, D.C. 20502

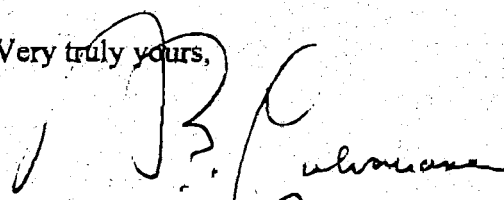
WRITER'S E-MAIL ADDRESS
aculvhouse@omml.com

Dear Mr. Guerra:

This letter will confirm our discussion that a thirty-minute meeting has been scheduled between President Bush and Dr. Jacques Rogge, the new President of the International Olympic Committee, beginning at 2:25 p.m. on Tuesday, November 27, in the Oval Office. We shortly will advise you of the names and passport information for all participants.

We are extremely grateful for the assistance of your office and that of Andy Card and Helen Mobley in arranging this introduction at this time of national crisis.

Very truly yours,



Arthur B. Culvahouse, Jr.
of O'MELVENY & MYERS LLP

cc: The Honorable Andrew H. Card, Jr.
Ms. Helen Mobley

ABC:abd

AS Nov 01 01 08:57p

monte kay

(b)(6)

P. 1

Monte S. Kay, M.D.

(b)(6)

American Board of Psychiatry and Neurology

NOV 13 PM 1:00

✓ To: Andrew Card, White House Chief of Staff, and fellow Commonwealth of Mass. resident
From: Monte Kay, M.D. (b)(6)
Date: November 1, 2001
Re: War

- 50,000 Infantry in Aghanistan now...not in the Spring of 2002. Extermination of entire Taliban "government" and all military personnel.
- Carpet Bombing tomorrow.
- Eliminate instantaneously nuclear weapons in Pakistan should anti-American regime eventuate.
- Notice to the Saudi's that they are funding hostile Islam which we are sworn to liquidate, i.e., arousing Muslims whom we will destroy.
- Ignore traditional liberal-left, pro-Arabic State Department sentiment. Preferably fire such staff as they typically betray severe, long-standing ambivalence toward the U.S.
- Think twice about Colin Powell's historic professional record of indecisive, ambiguous use of American armed might. His record, as you no doubt know, is not one of unalloyed victories, but rather ambiguous or failed interventions...which are paraded as "sophisticated understandings."
- Consider replacing Powell with Wolfowitz, Baker or Gingrich.
- Declaration of War by the President.
- Institution of the draft.
- Explicit War-time economy/budget.
- Insistence that American Muslims come forward to denounce hostile Islam, and to acknowledge their preference for U.S...based as it is on their recognition of Western economic and politico-cultural achievements.
- After Taliban, eradication (killing) of entire Iraqi government, installation of pro-Western administration
- With continued, implicit hesitancy and ambiguity on the part of the President (and his war effort), the public is going to look to the Democrats for leadership...not in 2003, but in a few weeks.

White House Fax: 202-456-2461

501409
FG006-03A NPN

MINUTEMEN 2000



FAX COMMUNIQUE

To ANDREW CARD W.N. CH. OF STAFFSubject POLITICAL DATA (II)Date 11-18-01

PO Box 3095 Elida, OH 45807 1-888-757-8707 (Pin 7814) Per: 419-229-6689

Page Run 9 FAX Origination: 419-229-6689 (Auto)

- ☒ See enclosed
☐ Note following communication

Date _____

MINUTEMEN 2000

**DATA! Review**

It is the duty of each citizen, to observe and to assure by our vote, that our elected officials live up to the Oath given to execute their various offices, and will to the best of their ability, preserve, protect and defend the Constitution of the United States.

PO Box 3095 Elida, OH 45807 419-229-6689

Mr. Andrew Card
W.H. Chief of Staff
Washington, DC

November 19-01

Dear Mr. Card...

Since we believe in our duty as a citizen (as noted above and by a large number of persons and groups in our country - and growing larger by the day), we must continue to make known to our government officials, and especially the leaders of our country. Knowing it is impossible for this letter to reach our President, we take the next step... thru his Chief of Staff.

We have been holding back our feelings regarding the political actions our President is taking. It seems he is taking the same trail as tow past presidents: William Clinton and Franklin Delano Roosevelt. With Roosevelt placing in effect the "War Act", allowing him unlimited powers (with Congress being "mum" and ineffective in maintaining separation of powers). This brought about such national shame as the internment of the Japanese-Americans, along with many other powers not allotted to the Executive Branch. And the Presidential Executive Orders of Clinton is outrageous! Illegal! and on the very brink of classifying him a traitor of this country. To enact orders (by-passing the judicial system entirely, but again Congress doing nothing!) whereby putting into place conditions ripe for the take-over of the United States (take note of Executive Orders 10995, 10997, 10998, 10999, 11000, 11001, 11002, 11003, 11004, 11005 and 11051). By simply taking two steps: establishing first a national emergency due to terrorism, then followed by Martial Law within the country. The last step, accepting "stateship" into the United Nations.

Our primary concern is the constant reference to a "One World Government", by our representatives in government (with the father of the President being out front on his feelings as to a One World Government...and is this desire being passed onto his son?).

It is difficult NOT to imagine the President knows exactly what he is doing, and if so - setting aside or circumventing the Constitution and Bill of Rights as a means of protecting our freedoms, we can only ask: Do you obliterate freedom to save freedom?

We do not need a Home Defense Director! We do need the USA Patriotic Act! We do not need the Terrorist Act! We definitely should curtail the power of FEMA and the current legislative power of many of the federal bureaus (such as the FBI, CIA, EPA etc.).

When are we going to recognize the United Nations exists for ONE reason: To establish a One World Government! Yet we continue to turn to an ineffective organization to help solve our problems. Our President should undertake any political or military actions, with him retaining FULL control as to what should or is taking to protect our country.

It used to be that the media & newspapers maintained constant oversight on what our governmental officials were doing. If not for the betterment of our country, they reported the wrongs to their readers & viewers. With exception of very few, this means of safeguard is gone! It is now up to each individual citizen to be vigilant (as was in the 1700's leading into the formation of our United States),

We know! of groups and organizations, whose goal is to destroy the United States. We further know, that many political, industrial, educational, communications etc. are infiltrated with persons favoring the goals of these traitorous organizations. This being the case, and our President and Congress are doing little (if anything) to not only acknowledge the above exists (which we have confirmed data showing it does), and do something about curtailing their activities...but worse establishing legal and illegal political laws, orders, rules, regulations, directives and mandates - playing right into the hands of the Group, the Order, Illuminati, Bilderberg Elite, the Trilateral Commission, and the Council on Foreign Relations to further gain their world-wide political goals.

To be safe, we are continuing to gather as much information as we can as to these traitorous organizations, and publicizing their actions thru all means available to us. We will also be investigating all of our current politicians, and advising all Americans to vote out of office our weak Congress, and replace them with persons whose first thoughts are for our FREE REPUBLIC! We are not a democracy! and protect our Constitution and Bill of Rights in the way it was designed by our forefathers.

Those traitorous organizations may obtain their goals. Our Father in heaven may be allowing it to happen, but will in his own time - will destroy them. This we believe!

We pray that our President is not part of the above, but only time will bear out where he stands. For a Constitutional country or a dictatorship!

Robert J Marshall

MINUTEMEN 2000



FAX COMMUNIQUE

To James Gilmore -

Subject Political Data

Date 11-17-01

PO Box 3095 Elida, OH 45807 1-888-757-8707 (Pin 7814) Per: 419-229-6689

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[] See enclosed

[x] Note following communication

Date _____

Dear Mr. Gilmore,

We have forwarded you information referring to political actions taking place within our government. Since that time, we have pulled up considerably more, which to be honest...as we go thru each page we become more concerned about our country, thus getting back to you for your consideration or possible follow-up.

We have forwarded the information to conservative Republican friends, and they in turn will be distributing this material onto others, both in and out of office.

Many of us (Republicans) in the Midwest are not exactly happy with the political moves our President, along with the establishment of a Home Guard Director, and the passing of the Terrorists Act.

We seem to be placing the country under a war footing, but when was there a war declared by Congress. We do not buy a Resolution.

We feel it is time for the Chairman of our party, to begin seeking answers to the many activities taking place within the boundaries of our country, and if what we think is true...we definitely need a real shakeup in our elected officials (the best we can find Republicans or otherwise)!

Our colleagues are mostly ex-servicemen from the WWII, Korea and Vietnam eras. We did not put our lives at stake, just to find out there are those in our government trying to destroy the Constitution and our Bill of Rights.

Looking forward to your answers and intent.

Sincerely,

Robert D. Marshall
Director

MINUTEMEN 2000



AMERICA'S
POLITICAL
WATCHDOG

**WE ARE A FREE REPUBLIC, WITH NO
INTENT OF TURNING OUR COUNTRY
OVER TO THE UNITED NATIONS AS
PART OF A ONE WORLD GOVERNMENT!**

To the National Republican Party
Chairman:

We are asking our Party Officers, to seek answers to the following actions being undertaken within our country. To take the time to READ the references, and to promptly do something about it. It shall be understood, that we intend to see that OUR government officials abide by their oath of office they swore to uphold - essentially "protect & defend the Constitution of the United States"!

Carefully investigate the following:

Obtain from the library the book **Our Global Neighborhood**. Written thru the auspices of the United Nations.

Obtain the book **None Care Call It Treason**.

Obtain the book **America's Secret Establishment** (by Antony C. Sutton)

Obtain the book **Best Enemy Money Can Buy** (by Antony C. Sutton)

Obtain the book **Unlimited Access** (by Gary Aldrich)

Obtain ALL the Presidential Orders and Executive Orders. Especially the Executive Orders by William Clinton (10995, 10997, 10998, 10999, 11000, 11001, 11002, 11003, 11004, 11005 & 11051 and see enclosed news column).

Obtain and carefully read the Terrorist Act, and the many areas that Congress has allowed to be enacted - further & seriously eroding our Civil Rights and diminishing the Constitution.

Why have we need of a Home Defense Director?

Allowing the CIA to undertake activities WITHIN the United States' borders?

Why even consider placing the FBI & CIA into one department?

Why, are we establishing detention sites (decommissioned bases) throughout the country (last count of over 130 of them which can house millions of people. (And what people are we talking about?).

Why are we housing, training and placing our countrys' military abilities into the hands of both Russians and Germans. Are we so naive to believe they are "true" friends?

Why have we allowed the Chinese Government access & ownership of naval bases?

Why allowing Russian subs into the water gateways on the West Coast? and further allowing them to charter them?

Training foreign aviators at various bases all over our country?

Seeking out our military personnel to be loyal to a United Nations command?

Our government making available a large contingent of helicopters, for use by Russian military personnel, and observing all our military procedures and use of equipment?

Why are we training our military troops and our National Guard members...as program called MOUT=Military Operations of Urban Terrain?

Why are we turning to the United Nations for authorization to undertake various military operations by the United States?

Why are our military personnel carrying UN ID cards & insignias - while serving in various foreign countrys?

Why have we allowed our Congress to set aside national lands and parks, and allowing no human usage? Also set them aside as a "No Fly-Over" areas?

Why do we have information whereby foreign troops are being trained with the "closed" national lands?

Why should the Park & Forest Service require their own air force and military ground equipment? And moreso, why being painted white? (and do not allow anyone to say it is for protecting endangered "critters").

You will be receiving a listing of elected officials, military personnel, previous cabinet members & current as well, judiciary appointments, ex-president, those in Congress, in business, financial and industrialists and in education.

Ask them! What affiliation they have had or are having as to the following:

The Illuminati Group (the most dangerous of all)

The Council on Foreign Relations

The Trilateral Commission

The Elite Bilderbergs

The Skull & Bones (and The Bones)

The Skull & Key (and The Key)

The Group and The Order

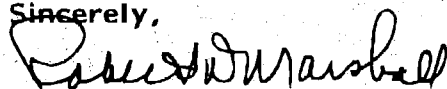
and finally:

Where those persons, having given Oath to the Nation & Constitution, attempt or have been active in passing legislation, without the proper steps as declared in the Constitution...should be considered for the call of impeachment.

Although there are thousands of other areas, involving the unlimited powers of establishing laws, regulations, rules, mandates or other methods of by-passing the authority of the Judicial (such as the FBI, EPA, BATF, OSHA and many other bureaus of our government).

If we may be of help in any way, feel free to write, phone, FAX or E-mail.

Sincerely,



Robert D. Marshall
Director

PO Box 3095 Elida, OH 45807
419-229-6689 (FAX No. also)
minimen 2000 @ AOL . com



DATA!

RESEARCH

TO THE EDITORS & PUBLISHERS OF NEWSPAPERS IN THE UNITED STATES

There is taking place within our government, certain legislation, executive orders, regulations, rules and mandates, that would deeply alarm the citizens of our country if they knew what they are. We, who are in political research, having gained knowledge of various persons & organizations who are undermining our Constitutional Rights (and been doing so for years), feel this information should be brought to the attention to all the citizens of our country. We have been hearing many of political persons talking of a "One World Government"; from the past presidents down...but, it has been just recently that we have learned just what the bottom line is if we agree to various agreements.

Bad enough we have to monitor the United Nations, but now moreso, our own governmental representatives (and the multitude of bureaus and the actions of non-elected directors).

To place the information we have gathered in the hands of the main stream media (TV and most Radio networks) is a totally waste of time. We feel it is the "grass roots" newspapers, the smaller daily & weekly newspapers would be the sources for publishing information crucial to the freedoms of this country.

We have contacted a number of NBC, CBS, ABC TV outlets, along with a number of the larger newspapers. All you get from them is a complete lack of interest. Yet contacting names of persons involved with the groups that are promoting this one world government...simply state: "We cannot discuss this!" and hang up! This is a "red flag" to us!

At this moment, with the Towers bombing, the Afghanistan situation, and the continual blasting of the networks creating a "fear atmosphere" - our government passing the Terrorist Bill - together setting up laws that are eroding our Constitutional Rights, one at a time. Do we lose our Constitutional Rights to protect our rights? Doesn't make sense!

There is in place at the present time that we fear most. The various Executive Orders placed by our previous President (William Clinton) prior to leaving office (see enclosed writeup published in the Lima News November 16, 2001). With these orders in the National Registry (which in a sense become law since our Congress did nothing to stop them), we are but two simple steps from dictatorship.

As we mentioned before, with the atmosphere being what it is (losing our civil rights for so-called security). it would be quite easy for the government to first issue a national emergency. Then the military (with the blessings of our Congress) to declare "Martial Law" which in effect...so goes the country. No longer a Republic, but, a "state" of the UN and their one world government! It is a hard fact for most people to swallow, but it's a real possibility.

We only ask you publish the writeup exactly as it was published in the Lima News. It will at least wake people up enough to look into it. The only way we can stop the actions taking place, is by "Public Opinion" and voting out of the office the problem politicians.

We feel our country will not be taken over by any military activities. We will give up our rights without firing a shot. With the rules & regulations being put forth by the EPA, OSHA, Land Management, FBI, CIA, BATF, and a hundred other bureaus, along with our own Congress (and we continue to allow it) - the freedoms as we knew them will be gone!

We have more than ample (confirmed) information to prove what is taking place. The actual goals of such parties as: The Council of Foreign Relations, The Illuminati, The Skull & Bones, The Bilderberg Group, The Order, The Group and the Elite Group, along with activities and future regulations originating from the United Nations. They (all of them) have all their conditions in place, and only waiting until governments will sign the agreements and treaties with the UN - winding up with what we most fear: "One World Government", whereby all democratic countries will no longer rule over their lands.

Any of your readers can write in for information, and be given sources for confirmation of all that we are discussing.

Thank You for Your Time and Interest.

Robert Marshall

E-mail: minimen 2000 @ AOL . com Minutemen 2000 PO Box 3095 Elida, OH 45807
Phone: 909-787-0099. 419-229-6689.

P.S. We are not a large organization. We have been doing political research. We came across this information by sheer chance on the Internet, and just continued to pull up information running into hundreds of pages, references etc. We are surprised that others have not brought it up before, since it was public information.

The Lima News

Freedom Communications Inc.

Serving Northwest Ohio Since 1884

**Editorial Board**

Vernon L. DeBolt Publisher

Jim Krumel Editor

Thomas J. Lucente Jr. Editorial Page Editor

EDITORIAL

Clinton's legacy a dangerous one

ROBERT D. MARSHALL*Lima*

I am always amazed when readers still write in on the soapbox concerning President Clinton. He may not have left a legacy for himself, but he sure has left the American citizens a beauty.

What would our citizens think if they found the following in the Federal Register:

- Federal seizure of all communications and media?
- Federal seizure of all electrical power, fuels, minerals?
- Federal seizure of all food supplies, resources, farms and equipment?
- Federal seizure of all means of transportation, including cars, trucks or vehicles of any kind, along with control over all highways, sea-ports and waterways?
- Federal seizure of American people for work forces under federal supervision, including the splitting up of families if the government so desires?
- Federal seizure of all health, education and welfare facilities?
- Federal seizure of all airports and aircraft?
- Federal seizure of all housing, finances and authority to establish forced location? To designate areas to be abandoned as "unsafe"?
- Federal seizure of all railroads, inland waterways and storage facilities?
- Provide Federal Emergency Management Agency, full dictatorial powers of the government, complete authorization to put into effect in times of increased international tension or economic trouble?
- All the above whether public or private?

The government could then declare a "national emergency" followed by the military requesting martial law throughout the country.

In these simple steps our country is now under a dictatorship (FEMA).

How did these conditions come about? We thank our ex-president William Clinton, by his placing Executive Orders 10995, 10997, 10998, 10999, 11000, 11001, 11002, 11003, 11005 and 11051 into being. Once executive orders are placed in the Federal Register, they are there to stay.

Now, dear citizens, where does William Clinton stand in your book?

The Lima News

Freedom Communications Inc.

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Editorial Board

Vernon L. DeBoit Publisher

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Thomas J. Lucente Jr. Editorial Page Editor

EDITORIAL

United States makes war on Bill of Rights

In the war against terrorism, it is essential that our own government not act improperly by violating basic constitutional rights. But the Bush administration is doing so in an executive order President Bush signed to try foreign terror suspects in military tribunals. More than 1,000 foreigners currently are being held.

"The basic proposition here is that somebody who comes into the United States of America illegally, who conducts a terrorist operation killing thousands of innocent Americans — men, women and children — is not a lawful combatant," explained Vice President Richard B. Cheney. "They don't deserve to be treated as a prisoner of war. They don't deserve the same guarantees and safeguards that would be used for an American citizen going through the normal judicial process."

But the U.S. Constitution says they do. The Fifth Amendment guarantees, "No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger." The guarantee is for a "person," not just a citizen.

The Sixth Amendment guarantees "the accused shall enjoy the right to a speedy and public trial, by an impartial jury." The "accused" can be a citizen or non-citizen.

The "public danger" clause might be cited in the current case of terrorism, but that exists only when there is an immediate danger and after Congress has approved legislation setting up such trials.

Although the Sept. 11 attacks certainly were murderous, there has been no similar attack since then. The anthrax attacks probably were committed by a home-grown, single terrorist, at least according to the government's best current theory.

"The Bill of Rights applies to persons, not citizens," said Robert A. Levy, senior fellow in Constitutional Studies at the Cato Institute. Another objection to the new edict is that "the president will decide who will be tried and the secretary of Defense will decide the rules, even evidentiary. There won't be judicial review and there was no congressional action. It's law on the fly."

He pointed to the enactment of military tribunals during World War II in which Nazi saboteurs who landed here were tried and executed. "But in that case there was judicial review and legislation was passed by Congress that permitted the military trials. None of that is true in this case."

He's also concerned that the Bush administration hasn't given an adequate explanation why the normal judicial procedures need to be pushed aside. There is no immediate risk that the detainees will flee or commit crimes because they're in custody. There is more than enough time to give the suspects proper trials that can be reviewed by the normal judicial and appeals process.

There's a real possibility that innocent people could be tried and executed without anyone knowing about it.

Actions during World War II, although justly used against saboteurs, were not done in isolation, but in the midst of other government violations of civil rights, including the unjust incarceration of more than 100,000 Japanese-Americans, most of them citizens.

It is hardest to live by our protections of liberty during times of danger.

Essential tests of our freedom don't come in easy times, but hard times. Congress should immediately act to halt this abuse of presidential powers, if only by withholding funding for such actions.

The war on terrorism should not be widened into a war on the Bill of Rights.

Has Ashcroft read the Constitution?

When Attorney General John Ashcroft repeatedly says "We're going to protect and honor the Constitution. We'll not be driven to abandon our freedoms by those who would seek to destroy them," I increasingly wonder whether he has recently read the U.S. Constitution.

His anti-terrorism law, the USA Patriot Act, has already torn holes into that document by radically expanding electronic surveillance and secret physical searches of homes and offices. Too few of these expanded powers are subject to adequate judicial review.

Now, however, he has directly attacked the Sixth Amendment's right to effective counsel. Without the usual time for public comment on so fundamental a change in our system of justice, the government will now be able to eavesdrop on conversations of lawyers and inmates in federal prisons, thereby shredding the lawyer-client privilege of confidentiality.

Among those included are some of the detained — a euphemism for arrested — who are not charged with any crime. This monitoring will take place without a court order, solely on the certification by the attorney general that "reasonable suspicion exists to believe that an inmate may use communications with attorneys or their agents to facilitate acts of terrorism."

Laura Murphy, director of the American Civil Liberties Union's Washington office, is not engaging in hyperbole when she says, "This is a terrifying precedent — it threatens to negate the keystone of our system of checks and balances, the right to a competent legal defense."

Irwin Schwartz, president of the National Association of Criminal Defense Lawyers, makes the crucially obvious point that "the Code of Professional Responsibility is very clear: an attorney cannot communicate with a client when confidentiality is not assured. The client is stripped of his Sixth Amendment right to counsel."

A law degree is not necessary to understand this essence of American justice. "Law and Order" and "NYPD Blue" teach lawyer-client confidentiality every week on television.

As Schwartz says: "The federal government has no business eavesdropping on these conversations, absent a court order." But John Ashcroft has little patience with ordered liberty. As the New York Times said in a Nov. 10 editorial:

"Two months into the war against terrorism, the nation is sliding toward a trap that we entered in this conflict vowing to avoid. Civil liberties are eroding."

But the Justice Department assures us that "procedural safeguards" are securely in place to protect lawyer-client confidentiality under this new edict.

The Justice Department says that inmates and their lawyers will be told that they are no longer alone in their conversations. Moreover, the eavesdropping will be



Nat HENTOFF

Syndicated columnist

done by a government "taint team" which will not be allowed to reveal what they hear to federal prosecutors or investigators until a federal judge has approved. It's an honor system. But in view of the past and present FBI history of abusing civil liberties, this pledge is hardly reassuring. It's like appointing Bill Clinton to head the official committee on obstruction of justice.

Once a person in custody cannot fully and privately talk to his or her attorney, and when the lawyer's advice is monitored by the government, John Ashcroft has unilaterally changed the Constitution.

Professor Leonard Levy, a justly honored constitutional historian, has said that the guarantees of a fair trial and representation by counsel "reflected the judgment of [the Constitution's] framers that in a free society, based on respect for the individual, the determination of guilt or innocence must be made in accordance with just procedures by which the accused made no unwilling contribution to his own conviction."

In leaving office, George Washington warned of government asserting overweening power. When that happens, he said, "Government is not reason. It is not eloquence. It is a force, like fire, a dangerous servant and a terrible master."

In his impressive address to the United Nations on Nov. 10, the president said that law unites people "across cultures and continents." But if the rule of law does not hold in this country, what of his administration's fundamental responsibility to uphold the Constitution?

FROM : Javits NYapt

FAX NO. :

(b)(6)

Nov. 11 2001 09:19PM P1

501405
F0006-03A WRN
THE CHIEF OF STAFF
HAS SEEN

FAX COVER SHEET

Date: November 11, 1999

TO: Chief of Staff Andy Card

Fax No: 202/456-1907

Tel No: 202/456-6798

Total number of pages (Including Cover Sheet): 2

Subject/Comments: I am sending a copy of my letter to you dated 11/9/01 because I am unsure of whether mail is being delivered to your office. I have mailed the original. With kind regards,

ERIC M. JAVITS

(b)(6)

ERIC M. JAVITS

(b)(6)

November 9, 2001

Hon. Andy Card
Chief of Staff
The White House
Washington, DC 20500

Dear Andy,

Today the Senate confirmed me as Ambassador and United States Representative to the Conference on Disarmament in Geneva.

As I have told you, I have waited all my life to serve my country. It is a most precious privilege to be chosen to work with the President's Team. I eagerly look forward to the challenging privilege of advancing America's interests in Geneva.

I am most grateful for your friendship, and willingness to speak with me on the telephone earlier this year meant a great deal to me.

With warmest regards,

Your devoted friend,

Eric

Andrew Card

501409
RW006-03A
NRN

PLAN B

17 November, 2001

Condoleezza Rice
National Security Advisor
The White House
1600 Pennsylvania Avenue
Washington, D. C.

Via fax: 202.456.2461

(3 pages)

Kill Arafat

Blame it on the Jews.

Plan B.

Plan A, for all intents and purposes, was a bit of a bust.

The **PURPOSE** of Plan A was to achieve the **GOAL** of Plan A which was
Destruction leading to Chaos, leading to a *new and greater Creation*.

The Phoenix Complex writ large.

The Call was to go out and the Muslims of the World were supposed to
arise and throw off the shackles of American/Western/Israeli dominance.

But it didn't happen.

So.

Plan B.

Same Goal as Plan A – just a different cast of characters.

First, you kill an Israeli Cabinet Minister, or two, or three.

You leave Sharon alive and well so that the lion can roar.

In the Chaos and Confusion of the next Cabinet Members assassination
THEN you conveniently kill Arafat and blame it **ALL** on the Jews.

CHAOS!

The **GOAL** of **PLAN A** achieved through **PLAN B**.

Bin Laden is nothing if not persistent. He has better things to do than lie
around in his cave waiting to be killed. *"If at first you don't succeed; try, try, try
again,"* could easily be his motto.

He is a Man of Purpose.

There is a Plan C* and a Plan D*. The man is nothing if not persistent.

Regards,



George Kelly

(b)(6)

*presented in *Peanuts 4, Anthrax 2* available at www.georgekellys.org

bomber e

The sources told The Post that the Shin Bet secret service had received "specific information" that cabinet minister Danni Naveh had been marked for death by unidentified assassins.

Shin Bet, which is trying to recover from the assassinations of cabinet minister Rechavam Zeev last month and Prime Minister Yitzhak Rabin in 1995, instructed Naveh and his family to move to another location, at least until the alert is over.

Also yesterday:

■ Gunmen in the West Bank city of Tulkarn shot dead a

Al Qaeda big spews hate in new video

Ayman Zawahri, a top lieutenant in Osama bin Laden's al Qaeda network, said in remarks broadcast yesterday that jihad would not stop until "American Jewish" troops had been expelled from Muslim countries.

"The Palestinian cause, or, more precisely, the Israeli-American crime in Palestine, will remain the axis of the main struggle in the heart of the Islamic world and the main motive for Muslims' jihad against America," he said in a videotape given to the al-Jazeera channel.

"We assure [America] that we will continue our jihad, God willing, until we free our holy places from American Jewish aggression and until the last American Jewish soldier leaves Palestine, the Arabian peninsula and the rest of the Muslim countries," he said.

Post Wire Services

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Letter	[Letter from Thomas Smerling] - To: Andrew Card - From: Thomas Smerling	1	11/14/2001	PRM;

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- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
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00409
0006-03A

NRN



ROBERT PREVIDI

Fax No.

(b)(6)

FAX TO: Hon. Andrew H. Card, Jr.
FROM: Robert Previdi
DATE: 11/15/01

THE CHIEF OF STAFF
HAS SEEN

NO. OF PAGES (inc. cover sheet):

3

IF COPY IS NOT RECEIVED IN FULL, PLEASE CONTACT:

(b)(6)

For Mr. Andrew Card.

Many Thanks

Bl Preidi

Robert Previdi

(b)(6)

November 15, 2001

The Honorable Andrew M. Card, Jr.
Chief Of Staff to The President
The White House
Washington, D.C. 20502

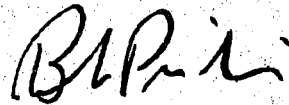
Dear Mr. Secretary:

Regarding the warmaking issue and terrorism, the Bush administration has handled the issue with perfection.

Here is my letter on this issue that appeared in a recent issue of DefenseNews.

All the best.

Sincerely,

A handwritten signature in dark ink, appearing to read "R. Previdi", written in a cursive style.

Robert Previdi

DefenseNews

LETTERS

Legally Sound

I read John Morton's well-reasoned Sept. 24-30 commentary, "Prepare Citizens for War: Formal Declaration Would Set Tone," with interest. His judgment is that we should have gone directly to a declaration of war. That would be legally correct.

In this sensitive situation of fighting terrorism, the president has given himself flexibility by only asking Congress for authorization to deploy our military forces. This method has been used in the past and is fully constitutional. Should the situation change, with the United States having to go to war against a sovereign country, then, in my opinion, it would be wise for the president to ask Congress to declare war.

As Mr. Morton wrote: "Not to be overlooked, a formal declaration of war is a constitutional expression by the elected representatives of the American people."

Mr. Morton, it is even more than that. According to the Constitution, only Congress has the power to move the nation from peace to war. In other words, one of the major innovations of the Constitution was to shift the power to use our military forces from the king (the president) to the people (Congress).

The Founding Fathers made it clear in the Constitution, and in what they said later, that they wanted Congress, not the president, to be the authority behind the use of our military.

In 1793, George Washington wrote, "The Constitution rests the power of declaring war with Congress; therefore no offensive expedition of importance can be undertaken until after they have deliberated upon the subject and authorized such a measure."

If more proof is needed, here is what James Madison said: "In no part of the Constitution is more wisdom to be found, than in the clause which confides the question of war and peace to the legislature, and not to the executive department."

In his magnificent Sept. 20 speech to a joint session of the Congress, President George W.

Bush made it clear that he would be working together with Congress to defeat terrorism. The president made his point by saying: "And ladies and gentlemen of the Congress I thank you ... for what you have already done and for what we will do together." This president understands that the Constitution demands that on military matters the president and Congress must work together. To do it any other way is illegal and foolish, as we found out in Vietnam.

ROBERT PREVIDI
Manhasset, N.Y.

October 29-November 4, 2001

37
11-8-2001
wn/cara

501409
FV 006-03A
THE CHIEF OF STAFF
HAS SEEN

NRW ✓

NOV 13 PM 12:59

Facsimile transmission

For the Attention of: Andrew H. Card, Jr.
The President's Chief of Staff

From: Anthony M. Knowles

Date: 06 November 2001

Contact: Voice:
Fax:
Email:

(b)(6)

No of pages: 3

Comments: Please pass the attached to The President's Chief of Staff
Andrew H. Card, Jr. Thank you.

Andrew H. Card, Jr.
The President's Chief of Staff
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500
United States of America

Tuesday, 6th November 2001

Dear Andrew

I write further to my recent communication dated 26th October 2001, addressed to The President of the United States and marked for your attention.

Would you please be so good as to confirm that you are in receipt of this transmission, together with acknowledging that it has indeed been passed to The President as requested.

In light of recent developments in Afghanistan, I would draw your attention to a comment made by Donald Rumsfeld with regards to the importance of "having walked the ground". Taking this statement in its literal sense, I have not only walked the ground but know it well.

I cannot stress strongly enough the benefit of my experience and knowledge in formulating campaign strategy in this particular theatre of operations; working in conjunction with CENTCOM, would I believe prevent a repetition of the events of 20th October.

Although reportage of this insertion has been somewhat limited, it is becoming abundantly clear that it was not as successful as intended or indeed as indicated.

Furthermore, when considering the current military operations in Afghanistan together with the political situation in neighbouring Muslim countries, several key issues are not receiving the necessary immediate action which would be fundamental to a successful outcome, both short term and medium term.

The Western World is not only faced with the opportunity of winning a war against terrorism, but also winning a war of hearts and minds. This second victory would prove to be as beneficial in the long term, and would reinforce the message of the United States being a Superpower in every sense of the word.

Again I wish to reiterate my offer of assistance to the United States of America with regards this present crisis. It is an offer of 25 years of understanding, and in-country, behind-the-scenes experience in the Middle East and Central Asia.

I believe a particular reference from the Art of War can only serve to enhance the validity of my comments.

"If you know the enemy and know yourself, you need not fear the result of a hundred battles. If you know yourself but not the enemy, for every victory gained you will also suffer a defeat. If you know neither the enemy nor yourself, you will succumb in every battle..."

I await your response.

Yours sincerely

Anthony M. Knowles

Anthony M Knowles

OFFICE OF THE CHIEF OF STAFF



(202) 456-6798 – Phone
(202) 456-1907 – Fax

DATE: November 15, 2001

TO: Mr. Anthony M. Knowles

FAX NUMBER: 011 44 151 423 1494

PHONE NUMBER:

FROM: Josephine Robinson
Executive Assistant to the Chief of Staff

TOTAL NUMBER OF PAGES: 1

Message:

Mr. Knowles,

This office is in receipt of your latest facsimile transmission addressed to Secretary Card. Unfortunately, due to security measures taken in light of the current anthrax threat, we have not received your previous correspondence sent through postal mail for the President. We would be happy to forward your communication if you would kindly send it via the facsimile number indicated above.

Confidentiality Notice: This document in transmission contains information to the sender which is confidential and may be legally privileged. The information is intended for the individual or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, duplication, or taking of any action in reliance on the contents of this telecopied information is strictly prohibited. If you received this telecopy in error, please immediately notify us by telephone to arrange the return of the original to us.

1600 Pennsylvania Avenue, NW
Washington, DC 20500

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OFFICE OF THE CHIEF OF STAFF



(202) 456-6798 – Phone
(202) 456-1907 – Fax

DATE: November 15, 2001

TO: Mr. Anthony M. Knowles

FAX NUMBER: 011 44 151 423 1494

PHONE NUMBER:

FROM: Josephine Robinson
Executive Assistant to the Chief of Staff

TOTAL NUMBER OF PAGES: 1

Message:

Mr. Knowles,

This office is in receipt of your latest facsimile transmission addressed to Secretary Card.

G. Russell Evans

(b)(6)

501409
1-6006-03AApproximately
1,078 words

NPN

WATCH OUT FOR THE MUSLIMS IN AMERICA**by G. Russell Evans
Captain U.S. Coast Guard (Ret.)**

Most Americans, it is safe to say, want no part of the idea of replacing Christianity with Islam. But the Muslims do. Their doctrine says so and that's a central purpose for their presence in America.

No, it's not a matter of live-and-let-live with religions, as with Christians and Jews, for example. The Muslims, since their arrival in the 1920s, have boldly declared, "Our plan is: We are going to conquer America" and they have not retreated.

A part of ^{their} "plan" was the Islamic terrorist massacre of thousands of innocents on Sept. 11th in New York and at the Pentagon.

Bush praises. It may be politic at this time of our war on terrorism for President Bush to praise the Muslims in America as good citizens "who love their country as much as I do" -- and even to invite Muslims to dinner at the White House.

We need good will, charity and good cheer at all times -- but, before going overboard and misleading people, we had better see, first, where the Muslims are coming from and what they want. That's far more important than feeling good about our magnanimity. Let us not be dupes.

The Muslims want to convert the world to Islam -- and the United States is their number one target. Christianity and other religions ^{convert} want to/ the world too. So did the Communists, Hitler, Genghis Khan, Alexander the Great and the Romans.

(MORE)

Evans

- 2 -

WATCH OUT ...

Muslims making inroads. The Muslims are making inroads and converts to Islam in America in a non-violent way, as opposed to the militant assault of Sept. 11th which backfired and served to unite Americans so strongly against them.

Even now, however, Americans are reaching out to the "good Muslims," for example: Dinner with the President; equal billing and equal status at Norfolk's recent interfaith prayer service; and student reaction at Norfolk's Old Dominion University to the "love and kindness" of Muslim friends "just like us."

Ambassadors for Islam. Conversion of the "infidels" is a central theme of Muslims, as "ambassadors for Islam." Most American converts were influenced by a Muslim friend so that now almost two percent of the United States population is Muslim -- and growing.

An Islamic environment is helped along by such organizations as the Muslim Student Association and the Arab-American Institute, whose spokesman James Zogby, on a recent "Crossfire" TV show, used the term "Judaic-Christian-Muslim America" -- a far-stretch, to be sure, and audacious, but illustrating the sly creep of Muslims into America. "Crossfire" hosts Tucker Carlson and Peter Fenn were unfazed and let it pass unchallenged, as our liberal media often do.

The Prophet Mohammed. It is time to look at the founder of Islam, the Prophet Mohammed (569-632 AD), called "The Praised One," who converted many through wars and other violence. Indeed, history shows, he set the example for both violent and non-violent Muslims, all the while preaching love and bread for the poor -- a paradoxical concept, if not hypocritical.

Mohammed suffered epileptic fits at times. He was looking for the perfect religion and began his "reformation of the world" at age

(MORE)

Evans

- 3 -

WATCH OUT ...

40 with revelations of Allah (Islam's true and supreme God) through the angel Gabriel. These revelations were promulgated in the Koran (Quran).

Converts to Islam were slow. Mohammed proselytized the Jews and other sects around Medina where he settled with his many wives and children. He became judge and ruler of Medina and, at times, used "the sword" to further his doctrine, thereby gaining hordes of followers in their hopes for plunder.

Islamism spread through the Middle East through Mohammed's successes preaching, in/warfare and conquest. He was described as deceitful and cunning, superstitious and cowardly -- but, as a political leader and religious reformer, he ranks with the greatest. His religion survived thirteen centuries and converts today number in the hundreds of millions.

Why target America. America is a prime target, writes Shamim A. Siddiqi in his book The Need to Convert Americans to Islam:

- Washington is the "premier enemy" of Islamism and the future of Islam depends on "how soon the Muslims of America build up their own indigenous movement."
- Establishing Islamism in America would signal its "final triumph" over its rival Christianity.
- Infusion of the United States with Islamism would be so powerful a combination of material success and spiritual truth that "God's Kingdom" on earth would no longer be just a dream.

While all this Muslim ambition may seem unreal, these people are, in many cases, dedicated fanatics, ready to die for Allah in fighting the "infidels." Violence is part of their plan. That's why we need to watch out for the Muslims in America. They can be very dangerous in their cunning and disarming ways.

(MORE)

Evans

- 4 -

WATCH OUT ...

Role of violence. Militant Muslims, such as Osama bin Laden, see the United States as an "enemy of Islam" -- infidels who must be destroyed. So did the blind Sheikh Omar Abdel Rahman in the 1993 bombing of the World Trade Center as part of the Muslim revolutionary strategy to "conquer the land of the infidels" by force.

They miscalculated. Their scheme to "bring down the highest buildings ... to promote civil unrest and weaken America's political structure" backfired. Instead, they strengthened America's resolve and awakened a sleeping giant.

Now, the militant Muslims are on the run. Rahman is in jail, sitting out a life term -- and bin Laden is the object of the world's most massive manhunt -- "dead or alive" with a \$25 million reward on his head!

'Trust but verify'. Meanwhile, as for the Muslims in America -- the good ones and the militants -- it is nice to be cordial and Christian, but the wisdom of Ronald Reagan, in dealing with Mikhail Gorbachev and other Communists, fits so well in dealing with the "ambassadors for Islam" -- Trust but verify!

Daniel Pipes of the Jerusalem Post warns that many Muslims in America share with the suicide hijackers a hatred of this country and desire to transform it into an Islamic state -- designs that warrant urgent and serious attention. They do not love America as President Bush and other patriots do.

America needs to monitor Muslims organizations, give them no special privileges and reform immigration to exclude applicants with Islamic ideology. Whereever Muslims gained a beachhead, they brought havoc, sometimes utter ruin, warns Mr. Pipes, adding, "The preservation of our existing order cannot be taken for granted; it must be fought for." (Capt. Evans is author of The Church and the Sword (St. Thomas Press, 1982)).

FAX
No. 202-456-1907
3 pages

501409
16026-03A
NPN

.....William D. (Bill) Peterson
.....P&A Engineers.....
Pigeon Spur Fuel Storage Facility
.....NRC Docket No. 72-23.....

(b)(6)

November 15, 2001

Ms. Josephine Robinson
for: Andrew Card
White House Chief of Staff
The White House
Washington, D.C.

Dear Ms. Robinson,

A decision on primacy of the spent nuclear fuel issue is now postured for judgment at the Tenth Circuit Court of Appeals in Denver Colorado, Appeal Case No. 01-4087, Peterson v. State of Utah, Dist/Ag docket: 2:01-CV-170-K. And, five unsolicited proposals are being reviewed by the Department of Energy, at:

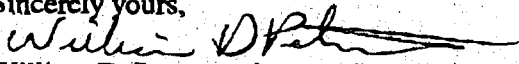
John N. Augustine, Mail Stop 921-107
Unsolicited Proposal Coordinator
U.S. Department of Energy
National Energy Technology Laboratory
626 Cochrans Mill Road
P.O. Box 10940
Pittsburgh, PA 15236-0940

Telephone No.: 412-386-4524
Facsimile No.: 412-386-6137
e-mail: john.augustine@netl.doe.gov

Now, with one or two favorable decisions, one by the court saying that issues of spent nuclear fuel are regulated by the U.S. Government and no state can license regulate or control the matter; and second, a grant for doing one or more of the five projects we have proposed relative to storage of SNF we can get intermediate storage of spent nuclear fuel happening and with it will start companion work for reprocessing the SNF.

With this FAX is a copy of an E-mail sent to Vice President Cheney. He has said that our nation needs a new power plant a week for five years. These new plants need to be nuclear powered. Before nuclear power can proceed the storage and processing of spent nuclear needs to be happening. Please tell Chief of Staff Card of the status of our court matter and five proposals so that he can inform the Vice President.

Sincerely yours,


William D. Peterson, M.S., P.E.
P & A Engineers, Pigeon Spur Repository

E-Mail

Vice President Cheney

Dear Sir:

Yesterday an e-mail was sent to tell you of the Tenth Court of Appeals status of storage of spent nuclear fuel at Pigeon Spur in Box Elder County Utah. In a decade, since the Nuclear Waste Negotiators David Leroy and Richard Stallings Private Fuel Storage (PFS) and Pigeon Spur Repository (PSR) have been working to do storage of SNF and are now seeking NRC licensing in Utah. To do this storage, the U.S. does not need more law, the U.S. needs only application of existing law by those now in the work. The e-mail sent to you was too large and was not delivered.

----- Transcript of session follows -----

... while talking to whc.eop.gov.:

>>> RCPT To:<vicepresident@whitehouse.gov>

<<< 550 5.2.3 channel size limit exceeded: vicepresident@whitehouse.gov

550 vicepresident@whitehouse.gov... User unknown.

Hence, we are sending the e-mail again without the attachment which was the Opening Brief. Note that in the litigation Utah has not responded. In Utah the matter is entirely political. Utah's Governor's reasoning for not doing storage of SNF in Utah has no real merit.

Dear Sirs:

The issues of spent nuclear fuel primacy, federal v state, is now postured for a decisions in the Tenth Circuit Court of Appeals in Denver Colorado. Please see letter from the court below. You may call the court for more specific status and timing. More details on what the court is reviewing may be seen in an attachment to this e-mail.

NRC License applications for two Utah sites have been made. Our application - the Pigeon Spur / Box Elder site, NRC Docket No. 72-23 needs funds to pay costs of the licensing process. Its license application has been submitted as an alternative in the NRC Docket No. 72-22 - PFS Goshute Indian application. We have been pushing for reprocessing of SNF since 1998. We believe that our site is better situated and has advantages over the PFS site and the Yucca Mountain site for intermediate storage after utility wet pool storage and before reprocessing. We have five unsolicited proposals with the DOE for further development. One proposal is for construction of the first phase of the Pigeon Spur facility and licensed storage of 120 casks of SNF canisters, cost \$100 million. We appreciate you consideration and interest in this matter.

Sincerely yours,



William D. (Bill) Peterson, M.S., P.E.

**United States Court of Appeals for the Tenth Circuit
OFFICE OF THE CLERK**

Byron White United States Courthouse
1823 Stout Street
Denver, Colorado 80257
(303)844-3157

Patrick J. Fisher, Jr.
Clerk of Court

Jane B. Howell
Chief Deputy Clerk

November 7, 2001

William D. Peterson, II

(b)(6)

Re: 01-4087, Peterson v. State of Utah
Dist/Ag docket: 2:01-CV-170-K,

Dear Counsel:

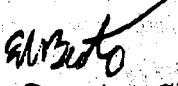
This case has been referred to a three-judge panel to determine whether oral argument is necessary. After examination of the briefs and record on appeal, the panel is unanimously of the opinion that oral argument would not materially assist the determination of this appeal. See Fed. R. App. P. 34(a)(2); 10th Cir. R. 34.1(G).

The court will submit the case on the briefs and record for final disposition.

Please contact this office if you have questions.

Sincerely,

PATRICK FISHER
Clerk

By: 
Deputy Clerk

PF:erb

501409
126006-03A**FAX COVER SHEET**

FAX NUMBER TRANSMITTED TO: (202) 456-1907

To: Secretary Andrew H. Card Jr.
Of: The White House COS Office
From: Corporate Services Group, LLC.
Client/Matter: The Department of Justice
Date: November 29, 2001

DOCUMENTS	NUMBER OF PAGES
Letter to Secretary Andrew H. Card Jr.	01
Cover	01

COMMENTS:

Original will NOT follow.

N/A

* NOT COUNTING COVER SHEET. IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT.

ROBERT A. DANFORD

1 4035 ROSEDALE HIGHWAY

SUITE 1 50

BAKERSFIELD, CALIFORNIA 9331 2-9685

(805) 588-8930

CAL 1 035 @ YAHOO. COM

November 29, 2001

Sent Via Facsimile: (202) 456-1907

The Honorable Andrew H. Card Jr.

The White House

1600 Pennsylvania Avenue, NW.

Washington, D.C. 20530

My Dear Secretary Card:

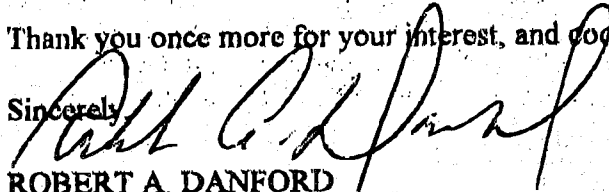
This afternoon I was having lunch with a Member of the 9th Circuit Court of Appeals who is a former Marine Corps Officer who was wounded landing at Iwo Jima.

Although he may be regarded as a liberal because he was appointed under a President Carter, nevertheless we agree on a point having to do with the President, the Attorney General, and the vast numbers of U.S. Attorneys who have publically criticized the Attorney General and the President. Early in the beginning of this Administration I suggested in a letter that the President terminate each and every U.S. Attorney, and each and every U.S. Marshal because their offices would continue to flow with acting management.

The reason I made with recommendation was in anticipation of a situation just like this. Not only would this stifle anymore negative comments of a nation at war, more over the longer these hold overs stay in their current assignments, the closer they come to qualifying for a Pension. I cannot strongly enough urge you to quietly or publically cast these people aside and get them replaced by staff who could assume the role in the same afternoon in many cases!

Thank you once more for your interest, and cooperation in this matter.

Sincerely,


ROBERT A. DANFORD

501409
R6006-03A NRP
P. 1

Richard T. Pitts, D.O.
Diplomate, American Board of Emergency Medicine
Diplomate, American Board of Preventive Medicine
Associate Clinical Professor of Medicine
Divisions of Emergency and Occupational Medicine
University of California, Irvine
714.231.9742

~~THE CHIEF OF STAFF
HAS SEEN~~

THE CHIEF OF STAFF
HAS SEEN

VIA FACSIMILE
202-456-1907

ANDREW H. CARD
CHIEF OF STAFF

24 NOVEMBER 2001

RE: CA GOVERNOR RACE

Andy;

Good to visit with you on Thanksgiving.

At the November State Industrial Medical Council meeting that I chaired, we were told to cut expenses for the remaining six months of the fiscal year by ten percent. We were also directed to plan for budgets with any of the following cuts; 10%, 15% or, 20%. The State employees that staff our division looked pretty glum.

Here are the latest clippings.

Ricky

FIVE PAGES PLUS COVER

507109

Richard T. Pitts, D.O.
Diplomate, American Board of Emergency Medicine
Diplomate, American Board of Preventive Medicine
Associate Clinical Professor of Medicine
Divisions of Emergency and Occupational Medicine
University of California, Irvine
714.231.9742

~~THE CHIEF OF STAFF
HAS BEEN
NOTIFIED~~

THE CHIEF OF STAFF
HAS BEEN

**VIA FACSIMILE
202-456-1907**

**ANDREW H. CARD
CHIEF OF STAFF**

02 DECEMBER 2001

RE: CA GOVERNOR RACE

Andy;

The Riordan train is gathering steam.

Ricky

ONE PAGE PLUS COVER

Regior

The Orange County Register

Riordan rakes in donations faster

Campaigns • The GOP hopeful pulls in more \$5,000-plus donors than Davis, who still has by far the most cash.

By JOHN HOWARD
The Orange County Register

SACRAMENTO

Republican gubernatorial contender Richard Riordan is raising more money faster from major donors than the master fund-raiser of them all, incumbent Democrat Gray Davis, although Riordan's total take remains dwarfed by Davis' \$31 million campaign treasury.

Campaign disclosure records show Riordan has collected about \$1.73 million since Oct. 1, while Davis has taken in about \$1.35 million from donors who gave at least \$5,000 each.

Davis, who has raised more political money than any other governor, faces no serious Democratic opposition in the March primary. Riordan, a wealthy venture capitalist and former mayor of Los Angeles, is pitted against Secre-

tary of State Bill Jones and William Simon, a wealthy businessman and former federal prosecutor.

"What you're seeing here is a coalescing of the Republican fund-raising base behind Riordan," said Tony Quinn, a Republican political strategist. "It's a sign of Riordan's strength in the Republican primary, since he seems to have got hold of the big money, the Southern California kind of donors," Quinn said.

During the same period, Oct. 1 through Wednesday, Jones got about \$45,000 in major donations, and Simon raised about \$90,000.

Riordan's donations include \$50,000 from actor Arnold Schwarzenegger, \$25,000 from Newport Beach developer William Lyon, \$5,000 from Irvine Co. Chairman Donald Bren and \$50,000 from Redondo Beach psychologist Gail Jaquish.

Davis' contributors include \$50,000 from Qualcomm chief Irwin Jacobs of San Diego, \$35,000 from Occidental Petroleum and \$25,000 from Adelphia Communications.

The state's campaign dis-

closure laws require statewide candidates to disclose contributions of \$5,000 or more within 10 business days when the election is at least three months away. When the election is within 90 days, disclosure of \$1,000 or more is required within 24 hours. Typically, most of the money that finances statewide political campaigns comes from donations of \$1,000 or more.

"Riordan has caught a boomlet right now, but we'll raise a good chunk," said Simon campaign spokesman Jeff Flint. "We expect to raise a few million dollars. He (Simon) also will be donating a significant amount to his own campaign."

Riordan loaned his own money to his campaigns for Los Angeles mayor; he has not yet used his own money in his latest effort.

Riordan's campaign finance chairman, Orange County businessman Mark Chapin Johnson, said the fund-raising figures showed Riordan is a "consensus candidate. It goes beyond traditional Democratic or Republican politics."

Davis' representatives were not immediately available for comment.

The Orange County Register

Budget looms as new Davis power crux

Politics • His
handling of the
deficit could make
or break 2002 bid.

By ALEXA HAUSSLER
The Associated Press

SACRAMENTO

In a flash this fall, California's power woes fizzled and a budget crunch took hold as the new crisis — and with that change came a new political challenge for Democratic Gov. Gray Davis.

After sailing through his first two years in office with massive state surpluses and firm voter support, Davis has faced one crisis after another the past year.

Now, a year before he seeks a second term, Davis is trying to steer the state out of a fiscal nightmare while running a re-election campaign.

"The way the governor handles the budget deficit could very well be the key to his re-election next year," said Mark Baldassare, a pollster for the Public Policy Institute of California.

Davis is not the only governor facing re-election and budget troubles. From Florida to Ohio, Republican and Democratic governors seeking new terms are trying to close budget gaps in the face of an already weak economy and the fiscal fallout of the Sept. 11 terrorist attacks.

The difference is that Davis has spent the past year dealing with a power crisis that brought six days of rolling blackouts and his lowest-ever popularity ratings.



GOV. GRAY DAVIS PLANS
to meet with legislative leaders to discuss projected shortfall • Photo: AP

economy and security.

Republicans already have started to shape a message they will hammer until next November. They say Davis has increased government spending by more than a third since he took office and has little to show for it.

"He's not going to be able to escape having to explain that," said Rob Stutzman, a consultant for the California Republican Party.

Three candidates for the Republican nomination to challenge Davis next year have joined Senate Republican Leader Jim Brulte, of Rancho Cucamonga, and repeatedly accused Davis of failing to act soon enough. Some Democrats fear that a Republican-led standoff in the Legislature next summer could force Davis to sign a late budget in the months before voters go to the polls.

① ↓

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1

2

Now, California faces its steepest revenue decline since World War II and a \$12.4 billion deficit this budget year and next, according to analyst reports.

Davis will convene an emergency session of the Legislature in January to deal with the fiscal crisis. He already froze \$2.24 billion in spending he proposes to cut from the current budget and imposed an immediate state-wide hiring freeze.

So far, Davis' aides have said he is not considering tax hikes. Former Republican Gov. Pete Wilson was forced to raise taxes to deal with a \$14 billion budget shortfall in the recession of the early 1990s.

"Obviously, in a re-election year, it'll be fraught with politics all the way through," said Gale Kaufman, a Sacramento-based Democratic political consultant.

In the midst of the power crisis in the late spring and summer, Davis' approval rating dipped to its lowest point. However, a recent statewide poll by Baldassare showed Davis' popularity has climbed since the terrorist strikes, and that voters' top concerns had shifted from electricity to the

Although Democrats dominate the Legislature, Republican votes are needed to approve a state budget by the required two-thirds margin. This year, Davis signed the budget a month late after GOP lawmakers held back their votes over a quarter-cent sales-tax increase.

Davis supporters say the governor has seized on the economic good times to funnel money into schools and social services.

They say he has increased school spending by about a third, focused on one-time spending to avoid long-term obligations, and this year built a \$2.6 billion reserve into the budget.

"This is not someone who the Republicans are going to be able to caricature as an overspending liberal Democrat who got us into this mess," said Garry South, Davis' senior campaign adviser.

While South conceded the budget cuts will be painful, he said analysts predict the economy may rebound in the second half of next year.

"Unlike what the Republicans fervently hope, I'm not sure we are going to be in an economic downturn by the time Election Day 2002 finally rolls around," South said.

THE ORANGE GROVE

Budget blunders

A one-party junta has driven California into dangerous fiscal territory



JOHN CAMPBELL
State
Assemblyman
Campbell, R-Irvine,
represents the
70th District in
Orange County. He
is vice chairman
of the Assembly
Budget
Committee.

You may have heard recently that the budget of the state of California for the upcoming fiscal year (2002/2003) is projected to be in a deficit of \$8 billion to \$16 billion depending on who is doing the projection. That is a substantial shortfall.

Overall general fund spending for the current fiscal year is something under \$80 billion.

That means we are looking at a budget shortfall of between 10 percent and 20 percent.

All of that is true.

You may have also heard the governor's office and Democratic leadership in Sacramento suggesting that this deficit was caused by the attacks of Sept. 11; that somehow this massive, multibillion-dollar deficit materialized within the last eight weeks and just took them by surprise; that it was unpreventable, they had no idea it was coming and now they are immediately taking firm action to deal with it.

All of that is not true.

In fact, all the signs of this impending budget crisis have been evident in Sacramento for well over a year. However, the one-party ruling junta that con-

trols such matters in our state capitol chose to ignore these warnings and proceeded to create the problem we now face.

Here are the facts it ignored:

● **Stock market gains are variable.**

As early as 1999, the independent Legislative Analyst's Office was warning that it was risky to depend on continued high levels of revenue from capital gains and stock option transactions. In the fiscal year 2000/2001, capital gains taxes made up 23 percent of the total general fund revenue of the state.

It was only 5 percent in the mid 90's.

It would have made sense to spend this windfall revenue on one-time projects. But no, our one-party junta mostly spent it all on ongoing programs. Would you lock yourself into a higher mortgage payment because you received a bigger Christmas bonus this year?

Of course not, it's extremely poor fiscal management. Unfortunately Democrats in Sacramento didn't understand the shortfalls of this approach.

● **Spending increases at seven times population growth.**

Since Gray Davis has been governor, general fund spending has increased by 37 percent. The population has increased by only 5 percent in those three years. So, let's be more generous and look at personal income. Personal income increased by 22 percent in that

same period. If the spending increase had been limited to the rate of personal income growth, we would be facing a substantially smaller deficit or even no deficit at all.

If we had limited spending to population growth plus inflation we would have another surplus this year.

● **Last year's budget was in deficit too.**

The budget signed by Gov. Davis last year had a \$4 billion deficit. That is to say that current year ongoing spending exceeded current year revenues by \$4 billion.

The only reason the budget "balanced" was because of a \$4 billion surplus from the prior year. So, when they passed last year's budget, Democrats knew that they would have a \$4 billion deficit this year, best case!

Add to all of this that state spending is now 7.3 percent of all of our personal income. That is the highest it has been since before the passage of Proposition 13 in 1978.

Furthermore, state government employs the highest number of employees per population since - you guessed it - since before Prop. 13 in 1978.

This budget deficit is absolutely no surprise. It is the natural and inevitable consequence of profligate runaway spending by a governor and Legislature that have been fiscally irresponsible beyond imagination.

COLUMNS

Three crises, you're out?

Davis' management mettle failed, when tested by California's adversity



**DAN
WALTERS**
Sacramento Bee
columnist

Winston Churchill was an out-of-power politician with a spotty record when England found itself at war with Germany - and emerged from that conflict as

one of the towering figures of the century.

What separates statesmen from mere politicians, in the eyes of historians and often those of voters, is performance in a crisis, when one must act without knowing the outcome.

Sooner or later, any high officeholder faces a crisis that becomes his defining moment. California's political history has its own examples of how crises affect politicians' standing, both contemporaneously and historically.

Pat Brown had amassed an expansive record of achievement as governor but was defeated by Ronald Reagan in a 1966 bid for a third term largely because he was viewed as timid in the face of civil unrest. The image of a bumbler, although largely undeserved, haunted Brown's reputation for decades thereafter. Conversely, Pete Wilson's gritty management of countless crises during his first gubernatorial term - a huge bud-

get deficit, a plunging economy, earthquakes, floods, fires, riots and drought - won him grudging respect and a come-from-behind re-election victory in 1994.

The first two years of Gray Davis' governorship were blessedly free of natural or man-made crises. The toughest decisions Davis had to make were how to spend the state's multibillion-dollar budget surpluses. But things changed markedly this year.

Davis' first crisis was a sudden upward spike in the wholesale price of electric energy that drove the state's utilities to - and in one case, over - the brink of bankruptcy, coupled with power shortages. The power crisis is still playing itself out, but Davis' performance has been found lacking by the media, outside analysts and, apparently, voters. His popularity has dipped sharply and polls indicate that his crisis management is largely to blame.

A deteriorating economy presents Davis with still another crisis. While he convened an "economic summit" to improve his image on that front, Davis - like any governor - has very little influence over the economy. He must confront, however, a very real budget crisis because state revenues have plummeted, turning huge surpluses into potentially huge deficits.

Finally, there is the terrorism crisis, or California's piece of it.

Davis is almost desperately trying to project the image of a martial leader, having himself photographed with National Guard troops as they are deployed to protect airports, bridges and other facilities, hiring his own security adviser, and issuing regular pronouncements.

One of those pronouncements, warning Californians that major bridges faced an imminent terrorism threat, may be backfiring. Davis based his warning on an FBI bulletin that was not intended for public consumption, was general in its description and cautioned that its intelligence was uncorroborated. Davis went beyond the bare bones information in the bulletin to cite California's bridges as a potential target.

While the governor continues to defend his actions, his years-long record as a blatant publicity-seeker and his miscues on other aspects of the terrorism crisis, such as recounting a terrorist incident on an airplane that didn't happen, give him little breathing room. Another overblown warning could make Davis the political equivalent of the little boy who cried wolf.

Energy, the budget and terrorism are Davis' three crises, and so far he has not demonstrated decisive and effective leadership on any. It may give new meaning to the term, "three strikes and you're out."

Riding California's roller coaster



**DAN
WALTERS**
Sacramento Bee
columnist

There's an old adage among political pollsters that responses to their questions provide a "snapshot in time" but cannot predict what will happen in the future.

California's political dynamics are particularly unpredictable because we have more than a normal quota of dramatic and potentially attitude-altering events and because we will have a very early primary election next year. It is entirely possible that the events and attitudes that affect the March primary will be completely different by the time the November general election rolls around.

While the entire nation reacts to the terrorist crisis and a slowing economy, California has the added ingredients of an ongoing energy crisis whose financial impacts remain unsettled and a huge retrenchment in its high-technology sector, which will have especially heavy impacts on the state budget. California is on a roller coaster ride and its political environment will feel the impact in ways that cannot be easily charted in advance.

The political fallout from the

dramatic, and perhaps traumatic, events of the day is illustrated in a new poll for the Public Policy Institute of California, conducted in October by PPIC's survey director, Mark Baldassare.

When PPIC conducted its last statewide attitudinal survey in July, 56 percent of respondents named "electricity" as the most pressing issue facing the state. Education and the economy trailed, but with only single-digit ratings for each one.

In the latest poll, not surprisingly, the economy and the terrorist threat score the highest as the state's chief issues, trailed by electricity (fallen to just 13 percent) and education. That's a huge swing in just three months, obviously driven by events — although Californians' overall positive feelings about the state are, oddly enough, markedly higher than they were in July.

The political impact of these rapidly changing attitudes is equally dramatic. President Bush, who lost California by more than a million votes last year and had only middling support levels earlier in the year, has seen his approval ratings soar, thanks to his handling of the terrorist crisis. In July, just 47 percent of Californians thought Bush was doing a good job as president; the PPIC survey found, but in October, it

was 80 percent, including a huge majority of Democrats.

In crassly political terms, the terrorist attacks on America were good news for California Gov. Gray Davis because they diverted Californians' attention from the energy crisis. With most Californians giving him poor marks on energy, Davis' approval level had dropped to 44 percent in July — a dangerous number for a politician on the brink of a re-election campaign. With energy fading as an issue and with approval for his security policies running high, Davis now enjoys a healthier 54 percent rating, the October poll found. But another poll, taken several weeks after the PPIC survey by SurveyUSA, found that Davis trailed his leading Republican rival, Richard Riordan, by a 46-42 percent margin.

All of this is, however, a snapshot in time, reflecting what didn't happen, the much-feared summer blackouts, and what did, the Sept. 11 terrorist attacks and a more dramatic economic downturn. And in this period of social and economic volatility, what's up today could plummet tomorrow and vice versa.

There will be many more events and many more polls between now and next November as the California roller coaster continues to rumble.

501409
F6006-C3A

Sara Taylor
❖

11/12

Secretary Card:

Thank you for speaking at
Congressman Thune's reception last
week. You were a hit! I look
forward to working with you to
elect a Republican Senate. Sincerely,
Sara Taylor

P.O. Box 70583
Washington, D.C. 20024-0583
❖

COS-NRN

File 5014109
FL006-03A

John A. Vesco, Esq.
5028 Via Cupertino
Camarillo, California 93012
Jvesco@aol.com

November 6, 2001

NOV 13 PM 12:59

Andrew Card
Chief of Staff
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Re: Airport Security

Dear Mr. Card:

I have been listening to the debate in the press regarding who should conduct security screening at airports: private industry employees as proposed by the House of Representatives or Federal civil service employees as proposed by the Senate. In my view, neither one is appropriate. The purpose of this letter is to propose an alternative approach.

Given the recent events in Chicago, I have no doubt that continuing the current practice of having private industry employees screen airport passengers will, in the short run, discourage, not encourage, the public to fly again. The public will fly again in mass numbers, thereby stimulating the economy, only when the public gains confidence in the personnel conducting airport security screening. Oversight by the Federal government will not provide that needed confidence.

In my view, the public wants personnel who are willing to lay down their lives to protect the flying passengers and the only way to build the needed confidence is to have armed military personnel conduct airport security screening. The Office of Homeland Security should, in the interim, be assigned the 30,000 or so troops needed to take over airport screening activities (i.e., a combination of active duty, national guard, and reserve personnel). After all, the war is being fought on the homefront, too. This approach will also help the House/Senate Conference Committee reach a consensus on the airport security bill in a timely manner. If this approach has been discussed and been rejected, I request that it be resurrected. The current proposals from the House and Senate create only an illusion that the flying public will be safe.

I wanted to pass this recommendation to you in hopes that it will make its way to the President and the leaders of the House and Senate.

Very truly yours,

John A. Vesco
John A. Vesco
California Republican
General Aviation Pilot



Josephine B. Robinson

12/08/2001 10:53:03 AM



Record Type: Record

To: jvesco@aol.com @ inet

cc:

Subject: Airport Security

Dear Mr. Vesco,

I wanted you to know that we received your correspondence addressed to Secretary Card after the legislation was passed in Congress. Your facsimile was sent to a wrong number and it took some time to get to us.

Thousands of Americans called and wrote in expressing views similar to yours and the Administration listened. We believe this legislation, as passed, provides not only increased security but will instill confidence in the flying public of the safety of our airways.

Thank you for taking the time to express your views.

Sincerely,

Josephine Robinson
Executive Assistant to the Chief of Staff

The White House
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202/456-6798
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