

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Court Filing	Subpoena [with Attachment]	3	01/25/2001	b3;
002	Court Filing	Subpoena [with Attachment]	2	05/29/2001	b3; b6; b7c; b7f;
003	Court Filing	[Subpoena] [with Attachment]	2	05/29/2001	b3;
004	Letter	[Letter] - To: Amy Krupsky - From: Cathy Seibel	1	05/30/2001	b3;
005	Court Filing	[Subpoena] [with Attachment]	2	05/30/2001	b3;
006	Letter	[Letter] - To: Alberto Gonzales - From: Martin McGann	2	03/21/2001	b3;
007	Court Filing	[Subpoena] [with Attachment]	5	03/07/2001	b3; b6; b7c; b7f;

COLLECTION TITLE:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

NARA (National Archives and Records Administration) Notices [Folder 1] [2]

FRC ID:

9632

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).

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009	Court Filing	[Subpoena] [with Attachment]	2	03/12/2001	b3; b6; b7c; b7f;
010	Letter	[Letter] - To: Gary Stern, et al. - From: Robert Conrad	3	01/26/2001	b3;
011	Court Filing	Subpoena [with Attachment]	3	01/25/2001	b3;
012	Memorandum	Addendum to Binders... - To: Gary Stern - From: Lisa Klem	1	01/19/2001	b3;
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014	Letter	Presidential Records Act [2 PAGES RELEASED IN WHOLE ON PRA RE-REVIEW 09/09/2025 JLS] - To: Andrew Card - From: Alberto Gonzales, et al.	2	03/19/2001	
015	Draft	[Letter] [1 PAGE RELEASED IN WHOLE ON PRA RE-REVIEW 09/09/2025 JLS] - To: John Carlin - From: Alberto Gonzales	1	03/2001	
016	Court Filing	[Subpoena] [with Attachment]	3	02/22/2001	b3; b6; b7c; b7f;
017	Letter	[Letter] [2 PAGES RELEASED IN WHOLE ON PRA RE-REVIEW 09/09/2025 JLS] - To: Brett Kavanaugh - From: Stuart Schiffer	2	04/06/2001	
018	Memorandum	McDonnell Douglas Corporation...	6	02/04/2001	b4;

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019	Memorandum	Memorandum - To: H. Lawrence Garrett	2	02/04/2001	b4;
020	Memorandum	...Subpoena... [1 PAGE RELEASED IN WHOLE ON PRA RE-REVIEW 09/09/2025 JLS]	1	08/08/1991	
021	Letter	[Letter] [1 PAGE RELEASED IN WHOLE ON PRA RE-REVIEW 09/09/2025 JLS] - To: John Conyers - From: Dick Cheney	1	08/09/1991	
022	Memorandum	McDonnell Douglas Corporation... [1 PAGE RELEASED IN WHOLE ON PRA RE-REVIEW 09/09/2025 JLS] - From: Dennis Trosch	1	10/20/1994	
023	Fax Cover Sheet	[Fax Cover Sheet] [1 PAGE RELEASED IN WHOLE ON PRA RE-REVIEW 09/09/2025 JLS] - To: Brett Kavanaugh - From: Gary Stern	1	03/14/2001	

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NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Mr. Brett Kavanaugh 202-456-1647	Martin F. McGann
COMPANY:	DATE:
National Archives & Records Administration.	05/17/01
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
301-713-6040	5
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
301-713-6025, x262	
RE:	YOUR REFERENCE NUMBER:
NJ/NY CFTF REQUEST	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

VIA FACSIMILE

May 17, 2001

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

This letter is in reference to a subpoena received from the grand jury involved in the campaign finance investigation, originally received by the Clinton administration in November 2000, and subsequently received by the National Archives and Records Administration (NARA) on February 15, 2001. A copy of the subpoena is enclosed.

The Clinton Presidential Materials Project located classified NSC records designated as responsive by the White House Counsel's office during the Clinton administration. The NSC, in coordination with your office, previously granted the Department of Justice attorneys assigned to this case access only to the classified version of these records. The DOJ attorneys have requested that the NSC review these records for possible declassification. The NSC has now completed a declassified version of these records, which NARA is ready to produce.

In accordance with the Presidential Records Act (PRA), 44 U.S.C. § 2205(2)(A), the PRA regulations promulgated by the National Archives and Records Administration, 36 C.F.R. §§ 1270.44-46, and Executive Order 12667, § 2, we are giving you formal notification, on behalf of the incumbent President, of our intent to provide Clinton Presidential records to the grand jury investigating this matter. As established by section 2(b) of Executive Order 12667, you have 30 days from the receipt of this notice to review the records in order to invoke Executive privilege with respect to any of the records.

We have also provided notice to former President Clinton's legal representative, Bruce Lindsey.

If you have any questions relating to access or to this request, or would like to arrange a time to review the records, please do not hesitate to contact me at 301-713-6025, ext. 230, or Nancy Smith at 202-501-5700.

Sincerely,

AMY E. KRUPSKY
Associate General Counsel

Enclosure

cc: Brett Kavanaugh
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel, U.S. Department of Justice

Withdrawal Marker

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**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
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FOIA IDs and Segments:

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

Records Not Subject to FOIA

Court Sealed - The document is withheld under a court seal and is not subject to the Freedom of Information Act.

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Mr. Brett Kavanaugh 202-456-1647	Martin F. McGann
COMPANY:	DATE:
National Archives & Records Administration.	05/30/01
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
301-713-6040	5
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
301-713-6025, x262	
RE:	YOUR REFERENCE NUMBER:
NY (V) SUBPOENA	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

May 30, 2001

VIA FACSIMILE

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

This letter is in reference to a **fifth** grand jury subpoena from the United States District Court, Southern District of New York, for records held by the National Archives and Records Administration for eventual transfer to the Clinton Presidential Materials Project. This subpoena is directed at e-mail messages. A copy of the subpoena is enclosed.

In accordance with the Presidential Records Act (PRA), 44 U.S.C. §§ 2201-2207, the PRA regulations promulgated by the National Archives and Records Administration, 36 C.F.R. § 1270.46, and Executive Order 12667, we are giving you formal notification of our intent to search for responsive electronic mail records that remain in the Washington, D.C. area.

In the event that responsive records are located, we will again notify you so that you may have an opportunity to review the records for possible executive privilege claims pursuant to E.O. 12667. We have also notified the personal representative of President Clinton, Bruce Lindsey, of this subpoena.

If you have any questions relating to access or to the subpoena, please do not hesitate to contact Nancy Smith, Director, Presidential Materials Staff at (202) 501-5700, or Amy Krupsky, Associate General Counsel, at 301-713-6025, ext. 230.

Sincerely,

A handwritten signature in black ink that reads "Martin F. McGann".

MARTIN F. MCGANN
Access Officer for Presidential Materials
Office of the General Counsel

Enclosure

cc: Brett Kavanaugh,
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel



FACSIMILE COVER SHEET

U.S. ATTORNEY'S OFFICE, SDNY
ONE ST. ANDREW'S PLAZA
NEW YORK, NY 10007

NY V

JONATHAN N. HALPERN

From: _____

(212) 637-2564

Office Phone No.: _____

(212) 637-2615

Fax Number: _____

No. pages (including cover sheet): THREE (3) _____

MAY 29, 2001

Date sent: _____

CONFIDENTIAL U.S. ATTORNEY FACSIMILE COMMUNICATION

The information contained in this facsimile message, and any and all accompanying documents, constitute confidential information. This information is the property of the U.S. Attorney's Office. If you are not the intended recipient of this information, any disclosure, copying, distribution, or the taking of any action in reliance on this information is strictly prohibited. If you received this information in error, please notify us immediately by telephone at the above number and destroy the information.

AMY KRUPSKY, ESQ.

To: _____

(202) 501-5535, EXT. 229

Office Phone No.: _____

(202) 501-5955

Fax Number: _____

Remarks: _____

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Court Filing	Subpoena [with Attachment]	2	05/29/2001	P3/b3; P6/b6; b7c; b7f;	Rule 6(e), Federal Rules of Criminal Procedure

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

NARA (National Archives and Records Administration) Notices [Folder 1] [2]

FRC ID:

9632

OA Num.:

1824

NARA Num.:

1742

FOIA IDs and Segments:

2018-0016-P

2017-0345-F

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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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Records Not Subject to FOIA

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National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

February 28, 2001

VIA FACSIMILE

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

In accordance with the requirements of the Presidential Records Act (PRA), 44 U.S.C. §§2201-2207, NARA's regulations, 36 C.F.R. 1270.46, and Executive Order 12667, this letter is our formal notice to the incumbent President Reagan of our intent to open Reagan Presidential records previously restricted as "confidential communications...between the President and his advisers, or between such advisers," 44 U.S.C. §2204 (a) (5). These documents were specifically restricted for a period of 12 years by former President Reagan. However, these restrictions expired on January 20, 2001. Certain other documents from the library's holdings were restricted under a number of other exemptions under the PRA. These restricted materials have been re-reviewed under the provisions of the Freedom of Information Act, 5 U.S.C. §552, and denied under those exemptions.

The records cover a variety of subjects and are taken from the White House Office of Records Management (WHORM) and the White House Staff and Office Files. After a re-review of the previously restricted files and records the Reagan Library proposes to release materials as outlined below:

WHORM: Subject File

AG-Agriculture

Pages Open 1,017 Restricted Pages 422

The records to be opened consist of memorandums, correspondence, reports, and briefing papers related to agricultural issues. The issues covered include proposed changes in farm subsidy programs run by the Department of Agriculture, the political ramifications of failing farms, and legislation such as the 1985 Farm Bill.

AG001 - Marketing: Protection Programs

Pages open 212 Restricted Pages 2

The records to be opened consist of memorandums, reports, and the minutes of one Cabinet Meeting. The majority of these records concern such issues as; product liability and federal preemption, the Kasten Bill, tamper resistant drug packaging, and production controls. The minutes of the Cabinet Meeting concern marketing volume controls the USDA places on products that have a long picking season (i.e. peanuts and pecans).

AG002 – Research Programs

Pages open 84 Restricted Pages 9 (3 classified pages)

The records to be opened consist of memorandums and briefing papers pertaining to such issues as the Texas Bovine Brucellous Quarantine, the Animal Damage Control program, and the relocation of the USDA Economic Research Service.

AG003 – Subsidies, Agriculture

Pages open 129 Restricted Pages 33 (10 classified pages)

The records to be opened consist of memorandums and briefing papers pertaining to Federal subsidies for tobacco, rice, wheat, and dairy products.

AG004 – Surplus, Agriculture

Pages open 70 Restricted Pages 6 (5 classified pages)

The records to be opened consist of memorandums and briefing papers pertaining to Federal food programs such as school lunches, the distribution of USDA stockpiles of cheese and butter, and legislation pertaining to the distribution of food to older Americans.

AR – ARTS

Pages open 81 Restricted Pages 6

The records to be opened consist of memorandums regarding the transportation of Aztec artwork to Washington, international agreements pertaining to protection of intellectual and cultural property, and correspondence regarding Federal appointments.

AT – ATOMIC/NUCLEAR ENERGY

Pages open 795 Restricted Pages 408 (116 classified pages)

The records to be opened consist of memorandums, correspondence and reports pertaining to the research and development of nuclear energy for peaceful purposes. Some of the topics in these records relate to the Seabrook Nuclear Power Plant, proposed statements by the president regarding nuclear power and safety issues, and proposed executive orders.

BE – BUSINESS – ECONOMICS

Pages open 45 Restricted Pages 64 (33 classified pages)

The records to be opened consist of memorandums and correspondence pertaining to domestic and foreign economic policy. There are two memos from the economist Milton Friedman pertaining to the role of the Federal Reserve and the dangers of monetary policy.

BE001 – Domestic Trade

Pages open 261 Restricted Pages 10

The records to be opened consist of memorandums and correspondence pertaining to domestic trade issues. The majority of the records relate to proposed reforms of anti-trust legislation. Also, there are a number of records pertaining to proposed Federal legislation to address corporate takeovers.

BE002 – Economic Controls

Pages open 50 Restricted Pages 16

The records to be opened consist of memorandums and correspondence relating to the deregulation of price controls on oil, gasoline, and natural gas.

BE003 - Industry

Pages open 392

Restricted pages 187 (37 classified pages)

The records to be opened consist of memorandums, position papers and correspondence pertaining to industrial policy. Subjects discussed include Enterprise Zones, product liability, science policy, the White House Conference on Productivity, private sector initiatives, corporate takeover legislation, and the privatization of government services.

BE003-01 - Aerospace Industry

Pages open 2

Restricted pages 9

The records to be opened consist of two memorandums regarding a tax proposal and DOT/FAA enforcement proceedings.

BE003-02 - Chemicals

Pages open 4

Restricted pages 0

The records to be opened consist of three memos and a note discussing whether it is proper for Chief of Staff Howard Baker to contact a Scott County executive on behalf of Constructors Incorporated.

BE003-03 - Coal Industry

Pages open 11

Restricted pages 2

The records to be opened consist of memorandums pertaining to a potential mine workers shutdown and the viability of the uranium mining and milling industry.

BE003-04 - Communications Industry

Pages open 117

Restricted pages 6

The records to be opened consist of memorandums and briefing papers pertaining to FCC regulations regarding to syndication, financial interest and equal time. There are also a number of records, which pertain to the recommended veto of the Public Broadcasting Act of 1984.

BE003-05 - Construction/Housing Industry

Pages open 78

Restricted pages 13

The records to be opened consist of memorandums and briefing papers pertaining to the Davis - Bacon Act, housing starts, proposed meetings with homebuilders, and the appointment of Richard Helmbrecht to a position at HUD.

BE003-06 - Food and Kindred Products, Industry

Pages open 34

Restricted pages 253 (225 classified pages)

The records to be opened consist of memorandums and talking points papers pertaining to a proposed fishing trip for the President, dairy legislation, protection against tuna imports, and legislation restricting tobacco advertising.

BE003-07 - Furniture/Fixtures Industry

Pages open 1

Restricted pages 0

The records to be opened consist of a memorandum regarding a telephone conversation between C. Dean McGrath and Richard Kazmaier.

BE003-08 – Lumber/Wood/Paper

Pages open 55 Restricted pages 55

The records to be opened consist of memorandums, briefing papers, and talking points papers regarding timber sales, government timber contracts, and legislation providing timber industry relief.

BE003-10 – Metals Industry

Pages open 116 Restricted pages 37 (14 classified pages)

The records to be opened consist of memorandums, briefing papers, and appointment requests regarding a number of issues important to the steel industry. The topics discussed in these records include the Clean Air Act, imports from the European Community, and request of meetings with the President and other administration officials. The material includes the minutes of a meeting of the Cabinet Council on Commerce and Trade held on July 28, 1983. The President participated in this meeting.

BE003-11 – Petroleum Industry

Pages open 63 Restricted pages 4 (1 classified page)

The records to be opened consists of memorandums and briefing papers regarding the Emergency Petroleum Allocation Act, corporate takeovers, proposed meetings, legislation that would repeal the Windfall Profit Tax, and other remedies to assist the ailing petroleum industry.

BE003-12 – Plastics/Rubber/Leather Products

Pages open 4 Restricted pages 0

The item to be opened consists of a memorandum from John Svahn to the President regarding the footwear industry. The memo provides background information regarding the challenges domestic footwear companies were facing and recommends against the President meeting with representative of the industry.

BE003-13 – Service Industries

Pages open 8 Restricted page 1

The records to be opened consist of memorandums regarding the working hours and death benefits of Federal firefighters, and the sale of tax-exempt securities.

BE003-14 – Textile/Apparel Industry

Pages open 70 Restricted pages 18 (6 classified pages)

The records to be opened consists of memorandums and briefing papers regarding legislation concerning the use of TRIS, a flame retardant, on children's sleepwear.

BE003-15 – Transportation

Pages open 363 Restricted pages 22

The records to be opened consist of memorandums, briefing papers, and talking points papers regarding transportation issues such as; the bailout of Chrysler Corporation, the Bus Regulatory Reform Act, proposed meetings with executives of the auto industry, automobile fuel economy standards, and the deregulation of the trucking industry.

BE004 – National Economy

Pages open 512 Restricted pages 685

The records to be opened consist of memorandums, correspondence, briefing papers, reports, and talking points papers regarding the overall state of the economy. Some of topics covered include the President's Economic Recovery Plan, budget negotiations with Congress, the proposed reorganization of the government's labs, the response to a pastoral letter prepared by Catholic Bishops, and the effect of declining oil prices in certain states.

BE004-01 – Cost of Living

Pages open 39 Restricted pages 47

The records to be opened consist primarily of memorandums to the President reporting the Consumer Price Index and other economic indicators.

BE004-02-Inflation

Pages open 14 Restricted pages 6

The records to be opened consist of memorandums and reports regarding the rate of inflation and how the Administration should respond to particular changes.

BE004-03 – National Income/Product Data

Pages open 7 Restricted pages 0

The records to be opened consist of memorandums and reports regarding the calculation and the reporting of the Gross National Product.

BE004-04 – Recessions/Depressions

Pages open 141 Restricted pages 16

The records to be opened consist of memorandums, correspondence, draft legislation, and reports pertaining to Administration efforts to pass legislation allowing for Enterprise Zones in depressed urban and rural areas.

BE005 - Patents/Inventions/Copyrights/Trademarks

Pages open 149 Restricted pages 137

The records to be opened consist of memorandums, briefing papers, and correspondence regarding copyright laws, government patent policy, the First Sale Doctrine, and international agreements that protect intellectual property.

BE006 – Small Business

Pages open 424 Restricted pages 692

The records to be opened consist of memorandums and briefing papers regarding the Small Business Innovation Act, the Secondary Market Improvement Act, minority business development programs, and other pilot programs administered by the Small Business Administration.

CA – CIVIL AVIATION

Pages open 86 Restricted pages 49

The records to be opened consist of memorandums regarding airline mergers, the Air Travelers Security Act, agreements with Japan, and Air Canada's purchase of Airbus aircraft.

CA001 – Accidents/Safety

Pages open 18 Restricted pages 56

The records to be opened consist of memorandums regarding air safety issues.

CA002 – Aircraft Development

Pages open 84 Restricted pages 0

The records to be opened consist of memorandums regarding the Airport and Airway Safety and Capacity Expansion Act of 1987.

CA003 – Airports

Pages open 30 Restricted pages 3

The records to be opened consist of memorandums and copies of legislation that would turn over the Washington, D.C. metropolitan area airport to private control.

CA004 – Rates, Air

Pages open 10 Restricted pages 0

The records to be opened consist of memorandums regarding air rates for Air France and the National League of Families annual meeting in Washington, DC.

CA005 – Routes/Navigation

Pages open 23 Restricted pages 0

The records to be opened consist of memorandums regarding routes over the Pacific Ocean to Korea and Japan.

CA007 – Decisions

Pages open 221 Restricted pages 22

The records to be opened consist of memorandums and correspondence regarding decisions made by the Civil Aeronautics Board pertaining to air routes, rates, and airline mergers. Many of these decisions required presidential review and most were routinely approved.

CM011-Petroleum (Gas/Oil)

Pages open 2 Restricted pages 0

The item to be opened consists of a memorandum regarding EPA's proposed reduction in toxic lead levels in gasoline.

CM016 – Transportation Equipment (Finished Product)

Pages open 2 Restricted pages 0

The item to be opened consists of a memorandum regarding passive restraints.

CO006 – Angola, People's Republic of

Pages open 4 Restricted pages 0

The records to be opened consist of memorandums regarding national reconciliation in Angola and how to respond to Congressional inquiries.

CO010 – Austria, Republic of

Pages open 17 Restricted pages 2

The records to be opened consist of memorandums and notes regarding proposed meetings with Austrian officials.

CO033 – Chile

Pages open 10 Restricted pages 0

The records to be opened consist of memorandums regarding the murder of a Chilean labor leader, the attempted assassination of President Pinochet, and the democratic reforms in Chile.

CO046 – El Salvador, Republic of

Pages open 4 Restricted pages 6

The records to be opened consist of memorandums regarding the use of pocket veto during an intercession adjournment of Congress.

CO060 – Guatemala

Pages open 2 Restricted pages 0

The records to be opened consist of a memorandum and a routing slip recommending against White House contacts with a presidential candidate in Guatemala.

CO074 – Israel

Pages open 2 Restricted pages 0

The records to be opened consist of memorandums regarding Israel's West Bank Settlements and Pat Buchanan's proposed article regarding the Demjanjuk war crimes case.

CO078 – Japan

Pages open 3 Restricted pages 0

The records to be opened consist of memorandums regarding a job recommendation and restitution for the Japanese internment during WWII.

CO086 – Lebanon, Republic of

Pages open 1 Restricted pages 0

The record to be opened consists of a transmittal form regarding the response to a letters from Senators Percy, Pell, and Eagleton regarding the War Powers Act.

CO104 – Mexico (United Mexican States)

Pages open 4 Restricted pages 0

The records to be opened consist of two letters regarding Occidental Petroleum Corporation and PEMEX.

CO114 – Nicaragua

Pages open 12 Restricted pages 15

The records to be opened consist of memorandums regarding fundraising efforts for the Nicaraguan resistance movement.

CO126 – Poland, Polish People's Republic

Pages open 4 Restricted pages 0

The records to be opened consist of memorandums regarding Senator D'Amato's suggestion regarding Polish refugees.

CO141 – South Africa, Republic of

Pages open 4 Restricted pages 0

The records to be opened consist of memorandums regarding a presidential letter to congressional leaders on sanctions, and the veto of the sanctions.

CO165 – Russia

Pages open 39 Restricted pages 9

The records to be opened consist of memorandums regarding summits with the Soviet Union, technology and scientific exchanges, and the use of slave labor.

CO172 – Vietnam, Socialist Republic

Pages open 2 Restricted pages 0

The records to be opened consist of memorandums regarding the appropriate response to a Vietnamese organization.

DI – DISASTERS

Pages open 20 Restricted pages 0

The records to be opened consist of memorandums regarding the National Disaster Medical System and the Disaster Relief Act Amendments of 1985.

DI001 – Accidents

Pages open 16 Restricted pages 204

The records to be opened consist of memorandums regarding the Three Mile Island clean up, regulations covering collisions at sea, and the Bhopal incident involving a Union Carbide plant.

DI002 - Natural Disasters

Pages open 49 Restricted pages 102

The records to be opened consist of memorandums regarding Mount St. Helens, a freeze in Florida, and various floods and droughts.

ED – EDUCATION

Pages open 912 Restricted pages 793

The records to be opened consist of memorandums, correspondence, briefing papers, and talking points papers regarding a number of issues regarding public education and higher education. The topics covered include; vouchers, the need to eliminate the Department of Education, Meharry Medical College, the National Commission on Excellence in Education, Grove City v. Bell, Richmond v. Bell, Education Savings Accounts, and various pieces of legislation.

ED001 – Buildings/Grounds/Libraries/Facilities

Pages open 24 Restricted pages 0

The records to be opened consist of memorandums regarding equal access legislation, the Library Services and Construction Act, and the Presidential Libraries Act of 1986.

ED002 – Scholarships/Fellowships/Grants

Pages open 45 Restricted pages 146

The records to be opened consist of memorandums regarding the proposed Ronald Reagan Scholarship and private sector scholarship proposals.

ED003 - Teaching/Teaching Methods, Educational Programs

Pages open 51 Restricted pages 180

The records to be opened consist of memorandums regarding the New York Teacher Assignment Case, teachers unions, and mathematics/science programs.

FA – FEDERAL AID

Pages open 723 Restricted pages 526

The records to be opened consist of memorandums, correspondence, and briefing papers regarding a number of Federal programs. The majority of the records pertain to the use of Block Grants to the states to administer various programs.

FA001 - Airport Construction

Pages open 3 Restricted pages 0

The item to be opened is an Administration Policy Statement regarding S. 1184 the Airport and Airway Capacity Expansion Act of 1987.

FA003 – Education

Pages open 490 Restricted pages 232

The records to be opened consist of memorandums, briefing papers, and statements regarding various Federal aid programs administered by the Department of Education. Issues covered include aid to black colleges, community colleges, the Groves City case, Pell Grants, and proposed legislation.

FA004 - Housing

Pages open 146 Restricted pages 104

The records to be opened consist of memorandums regarding various housing programs administered by Federal agencies, and the Lugar bill, which was proposed to assist the housing industry.

FA005 – Public Health

Pages open 267 Restricted pages 98

The records to be opened consist of memorandums and briefing papers regarding Federal health programs, such as Medicaid, and funding for medical research programs.

FA006 – Revenue Sharing

Pages open 77 Restricted pages 2

The records to be opened consist of memorandums and briefing papers regarding various methods of sharing Federal revenues with state and local governments.

FA007 – Transportation

Pages open 118 Restricted pages 31

The records to be opened consist of memorandums regarding Federal funding for various public transportation and highway projects.

FE002-01 – Presidential Powers/Succession/Term of Office

Pages open 71 Restricted pages 0

The records to be opened consist of memorandums and draft congressional testimony regarding the War Powers Act and whether to make claims of Executive Privilege on document requests from Congress.

FE010 – Record and Archives

Pages open 2 Restricted pages 0

The records to be opened consist of memorandums regarding a request for White House documents pertaining to an appointment to the Small Business Administration.

FE010-01 – Access to Records (FOIA)

Pages open 16 Restricted pages 51

The records to be opened consist of memorandums regarding documents that have been requested under the Freedom of Information Act. In most cases, agencies are seeking White House input on whether an agency record should be released.

FG – FEDERAL GOVERNMENT/ORGANIZATIONS

Pages open 2,339 Restricted pages 17

The records to be opened consist of memorandums, talking points papers, briefing papers, and reports regarding a number of issues. Some of the issues include regulatory reform, updates on the activities on the agencies, proposed legislation and Executive Orders, and various proposals to reorganize the Executive Branch.

FG001 – President of the United States

Pages open 1,851 Restricted pages 107

The records to be opened consist of memorandums, briefing papers, drafts of the Reagan Record, schedules, and drafts of various planning materials. A number of the memorandums consist of updates to the President regarding Cabinet issues. The planning materials consist of briefing books containing the long-term and short-term strategic plans of the Administration to reach its domestic policy goals.

FG001-01 – Delegation of Authority

Pages open 94 Restricted pages 3

The records to be opened consist of memorandums regarding the use of the President's signature, the use of auto pens, and various Executive Orders that allow the President to grant another member of the Executive Branch the authority to act on his behalf.

FG001-02 – Personal Representative of the President

Pages open 148 Restricted pages 19

The records to be opened consist of memorandums regarding the appointment of various individuals to represent the President at the funerals and inaugurations of other foreign heads of state. This category includes recommendations to send election observers to various countries. There are also materials about the creation of Presidential Missions, for carrying out negotiations on variety of topics.

FG001-03 – Inaugurations

Pages open 9 Restricted pages 14

The records to be opened consist of memorandums regarding the 1985 Inauguration.

FG001-04 – Transition to incoming Administration

Pages open 97 Restricted pages 12

The records to be opened consist of notes and memorandums regarding various aspects of a Presidential Transition. The records include evaluations of the Carter/Reagan Transition, items pertaining to Reagan's Post-Presidential offices, and items pertaining to the Reagan/Bush Transition.

FG006-01 – White House Office

Pages open 226 Restricted pages 198

The records to be opened consist of memorandums and meeting minutes regarding Senior Staff meetings and Legislative Strategy Group meetings.

FG006-02 – Central Intelligence Agency

Pages open 38 Restricted pages 12

The records to be opened consist of memorandums regarding the CIA comments on legislation effecting the protection of national security classified information and the identities of agency personnel.

FG006-03 – Council of Economic Advisers

Pages open 61 Restricted pages 24

The records to be opened consist of memorandums regarding appointments to the CEA, invitations for speaking engagements, comments on speeches made by CEA members, and draft congressional testimony.

FG006-06 – Council on Environmental Quality

Pages open 30 Restricted pages 27

The item to be opened consists of a memorandum regarding comments on draft CEQ reports to Congress, examinations of CEQ procedures, and the reorganization of the Council late in the administration.

FG006-07 – Office of Policy Development

Pages open 568 Restricted pages 261

The records to be opened consist of memorandums regarding various OPD policy proposals and personnel decisions. Also included, are meeting minutes of staff meetings and other working group meetings.

FG006-11 – Office of Management and Budget

Pages open 2 Restricted pages 0

The item to be opened consists of a memorandum regarding E.O. 12291, which requires agencies to clear new regulations through OMB.

FG006-12 – National Security Council

Pages open 6 Restricted pages 0

The records to be opened consist of memorandums regarding the INF Treaty, and a draft of a proposed speech by Nicholas Rostow.

FG006-20 – President's Intelligence Oversight Board

Pages open 5 Restricted pages 0

The records to be opened consist of memorandums regarding an invitation to Robert Turner to write chapters of a book regarding the War Powers Act.

FG010 – Cabinet

Pages open 58 Restricted pages 0

The records to be opened consist of memorandums regarding the rules for Cabinet members accepting speaking engagements, the proper role of the Cabinet in the 1986 campaign, and solicitation of personal paper collections for the Reagan Library.

FG010-01 – Cabinet Meetings

Pages open 1,248 Restricted pages 5

The records to be opened consist of Cabinet meeting minutes, Cabinet meeting summaries, Cabinet Council meeting minutes, briefing papers, talking points papers, reports for various working groups, and decision memorandums. The records pertain to a variety of policy, regulatory, and legislative issues.

FG010-02 – Cabinet Councils

Pages open 12,613 Restricted pages 8

The records to be opened consist of memorandums, briefing papers, agendas, and the minutes of meetings of the various Cabinet Councils. Cabinet Councils were used during the first four years of the Reagan Administration to study specific areas of domestic policy. The Cabinet Councils meetings were in effect smaller versions of Cabinet meetings. The President did participate in some of these meetings, but not all. There were seven Cabinet Councils during the first administration. During the second administration, the Cabinet Councils were condensed to two, the Domestic Policy Council and the Economic Policy Council.

FG010-03 – Domestic Policy Council

Pages open 3,406 Restricted pages 4

The records to be opened consist of agendas, meeting minutes, Working Group reports, and memorandums. Domestic Policy Council meetings were either chaired by the President or Attorney General Edwin Meese. The meetings covered a wide variety of issues ranging from AIDS to changing the Federal Government retirement system.

White House Staff and Office Files**Abshire, David M.**

12 pages open – 33 pages restricted (4 pages classified)

Records to be opened pertain to legislative strategy, and strategy for dealing with the aftermath of the Iran-Contra scandal.

Acle, Luis

22 pages open – 25 pages restricted

Records to be opened pertain to the scheduling of Administration outreach to the Hispanic and Italian-American communities, and to events highlighting family issues and minority issues.

Addington, David S.

40 pages open – 0 pages restricted

Records to be opened pertain to the *Grove City* case, and related matters such as the Civil Rights Restoration Act of 1988.

Administration, White House Office of Records

2 pages open – 31 pages restricted

Records to be opened consist of a Counsel memo concerning payment of bills incurred during two Nancy Reagan trips to New York City.

Advance, Office of Presidential

14 pages open – 129 pages restricted (27 pages classified)

Records to be opened consist of trip planning information.

African Affairs Directorate, NSC

8 pages open – 42 pages restricted (42 pages classified)

Records to be opened pertain to US policy toward South Africa.

Allin, Lyndon K. (Mort)

4 pages open – 68 pages restricted (1 page classified)

Records to be opened pertain to the work of the United States Information Agency (USIA).

Anderson, Curt

5 pages open – 0 pages restricted

Records to be opened consist of a memo on why the White House must fight an override of a veto of sanctions against South Africa.

Anderson, Martin

55 pages open – 0 pages restricted

Records to be opened pertain to small business policy, economic policy, immigration and refugee policy, policy towards women, health issues, housing issues, the air traffic controllers' strike, the Three Mile Island cleanup, and proposed changes to the Voting Rights Act and the Freedom of Information Act.

Atwater, Lee

3 pages open – 4 pages restricted

Records to be opened pertain to the AWACS sale, and to personnel information to which no FOIA exemption can be applied.

Bach, Christena L.

19 pages open – 19 pages restricted

Records to be opened pertain to policies toward American Indians and other racial minorities, federalism, and tax reform.

Bailey, Norman

31 pages open – 176 pages restricted (175 pages classified)

Records to be opened pertain to negotiating strategy for the 1981 Cancun economic summit.

Baker, James A. III

189 pages open – 76 pages restricted (5 pages classified)

Records to be opened pertain to reorganization of the Executive Office of the President, economic policy, energy policy, White House communications/press strategy, long-range policy planning, tax policy, the MX missile, and White House personnel matters (excluding material protected for personal privacy). A few memos from Vice President Bush are included.

Ball, William L.

13 pages open – 0 pages restricted

Records to be opened pertain to the White House public response to the Iran-Contra scandal, the Foreign Relations Authorization Bill, and AIDS policy.

Baroody, Michael E.

7 pages open – 0 pages restricted

Records to be opened pertain to Nancy Reagan's initial involvement in the anti-drug campaign.

Barr, William L.

95 pages open – 1 page restricted

Records to be opened pertain to tuition tax credits, anti-crime legislation, women's equity issues, and American Indian issues.

Barun, Kenneth L.

2 pages open – 2 pages restricted

Records to be opened consist of publicly released names of attendees at 1985 Christmas event (with Social Security numbers redacted).

Beal, Richard S.

114 pages open – 36 pages restricted (36 pages classified)

Records to be opened pertain to "Strategic Plan" policy proposals for urban planning, intergovernmental relations, East-West relations, and long-range planning meetings, policy proposals, and event proposals from 1981 and early 1982.

Bell, Mariam

6 pages open – 73 pages restricted

Records to be opened consist of minutes from a July 1985 Domestic Policy Council meeting.

Bistany, Joanna

1 page open – 0 pages restricted

Records consist of previously redacted portions of a memo on media strategy for the National Commission on Excellence in Education.

Black, Judy A.

1 page open – 8 pages restricted

The item to be opened consists of a March 1988 memo regarding the Administration response to the Grove City bill.

Blackwell, Morton

3 pages open – 12 pages restricted

Records to be opened pertain to the issue of which White House office should deal with American Indian tribes, and to a personnel matter.

Bledsoe, Ralph C.

40 pages open – 0 pages restricted

Records to be opened pertain to Administration policies toward energy, the environment, immigration, and Medicare cuts.

Bockorny, David A.

33 pages open – 0 pages restricted

Records to be opened pertain to Administration policies toward welfare reform, organized labor, and Federal coverage of catastrophic illness.

Boggs, Danny J.

282 pages open – 9 pages restricted

Records to be opened pertain to Administration farm policy, nuclear energy policy, oil and natural gas exploration, the cleanup at the Three Mile Island nuclear power plant, Government relations with various Indian tribes, and the Vietnam Veterans Memorial.

Bonitati, Robert

8 pages open – 48 pages restricted

Records to be opened pertain to the 1981 Air Traffic Controllers strike, and to the Equal Rights Amendment.

Borcherdt, Wendy

6 pages open – 1 page restricted

Records to be opened pertain to the Task Force on Legal Equity for Women.

Bradley, Melvin L.

34 pages open – 136 pages restricted

Records to be opened pertain to issues involving the Department of Housing and Urban Development, such as minority business procurement and subsidized housing.

Brady, Phillip D.

39 pages open – 10 pages restricted

Records to be opened pertain to the Fair Housing Amendments Act of 1988 (including Justice Department comments on the Act), and use of the pocket veto.

Brandon, Mabel (Muffie)

3 pages open – 52 pages restricted

Records to be opened pertain to guidance on Christmas gifts for White House staff, and a Christmas television special involving the First Lady.

Breger, Marshall

18 pages open – 203 pages restricted

Records to be opened pertain to: memos from Jack Stein (Special Advisor to the White House for Jewish Affairs) to Edwin Meese; a 1982 meeting between Vice President Bush and Jewish community representatives; and non-sensitive information pertaining to Presidential trips.

Bryan, Patricia Mack

1 page open – 29 pages restricted

Records to be opened consist of a note pertaining to a drug treatment center's request for Nancy Reagan's help in raising funds.

Buchanan, Patrick J.

40 pages open – 162 pages restricted

Records to be opened pertain to plans for communicating Administration positions; presidential speech comments and proposals; unsolicited personnel recommendations; and tax policy.

Burgess, Jack: Files

29 pages open – 12 pages restricted

Records to be opened pertain to Administration strategy toward organized labor.

Burns, William J.

2 pages open – 1 page restricted

Records to be opened pertain to an unclassified note commenting on a proposal regarding the Palestine Liberation Organization.

Cabinet Affairs, White House Office of:

2 pages open – 2 pages restricted

Records to be opened pertain to a November 1983 memo regarding the possible completion of the airport on Grenada.

Cabinet Council on Economic Affairs:

6 pages open – 0 pages restricted

Records to be opened pertain to memos discussing pension plan legislation and monetary policy.

Carleson, Robert B.

498 pages open – 11 pages restricted

Records proposed for release pertain to the reform of Medicare, Social Security, and entitlement programs; education policy (including tuition tax credits, school vouchers, and the proposed dismantling of the Education Department). Policies toward American Indians; the "Baby Doe" case (1982 case involving a Down's Syndrome newborn who was allowed to die in the hospital, despite much publicity and legal action); and urban enterprise zones.

Carpenter, Jane

6 pages open – 47 pages restricted

Records proposed for release pertain to Mary Louise Smith (Civil Rights Commission) and to tax policy toward Puerto Rico.

Chapman, Bruce

14 pages open – 0 pages restricted

Records to be opened pertain to a memo broadly discussing policies to be pursued in the second Reagan term, and memos discussing Administration tax policy.

Chew, David L.

23 pages open – 5 pages restricted

Records to be opened pertain to long-range recommendations for Administration policy, the 1985 TWA hijacking, arms reductions, policy toward South Africa, the 1987 State of the Union address, and the possible sale of public lands. Included are several reports and policy recommendations from pollster Richard Wirthlin, which do not pertain solely to campaigns, elections, or other political matters.

Childress, Richard T.

27 pages open – 532 pages restricted (484 pages classified)

Records to be opened pertain mostly to Vietnam-related issues, such as POW/MIA matters, the verification of Vietnam War remains for the Tomb of the Unknowns, and Vietnamese refugees. Other topics include Cuban refugees, the Falklands War, and the National Security Decision Directives (NSDD) process.

Cicconi, James W.

425 pages open – 89 pages restricted (9 pages classified)

Records proposed for release consist largely of: [1] policy memos written by Mr. Cicconi, James Baker, others on the White House staff, and high-ranking personnel throughout the Executive Office of the President; and [2] agendas, meeting notes, and other materials pertaining to White House senior staff meetings with the President. Topics include many of the domestic policy issues from the first Reagan term, such as immigration and refugee matters, civil rights, federalism, labor relations, the environment, the Safe Drinking Water Act, and the Vietnam Veterans Memorial.

Cobb, Tyrus R.

15 pages open – 91 pages restricted (90 pages classified)

Records to be opened pertain to a staff proposed trip to Austria and Switzerland, transmittal of the 1987 ozone protocol, and environmental research.

Cohen, Benedict S.

3 pages open – 0 pages restricted

Records to be opened pertain to a memo discussing the legal procedures for empowering a US negotiating team to enter into an international agreement.

Cohen, Herman J.

16 pages open – 71 pages restricted (68 pages classified)

Records to be opened pertain to US relations with Zaire and South Africa.

Cooksey, Sherrie M.

84 pages open – 23 pages restricted

Records to be opened pertain to: the retirement of the 1982 Congressional campaign debt of Margaret Heckler, after her 1983 appointment as Secretary of Health and Human Services; issues of immigration and permanent residency, including specific well-publicized cases; civil rights issues; and the pocket veto.

NSC Coordination Office

8 pages open – 127 pages restricted (125 pages classified)

Records to be opened pertain to non-classified aspects of the 1985 Geneva Summit (composition of the US delegation, advance work, public diplomacy, etc.).

Council of Economic Advisors

61 pages open – 1 page restricted

Records to be opened pertain to federal employee health benefits, health policy, tax policy, science and technology subsidies, energy tax credits, and copyright law.

Counsel to the President, Office of the,

83 pages open – 1078 pages restricted (127 pages classified)

Records to be opened pertain to: discussions of a possible Executive privilege claim, and of the line-item veto; scattered materials pertaining to personnel matters, which do not involve a clearly unwarranted invasion of personal privacy; and scattered documents collected for the independent counsel investigation of Lyn Nofziger.

NSC Office of Counterterrorism and Narcotics

25 pages open – 152 pages restricted (90 pages classified)

Records to be opened pertain to strategy for obtaining Congressional certification of foreign cooperation in antidrug efforts, discussions of proposals at international drug trafficking conferences, a meeting of the National Drug Policy Board, and a preliminary Olympics security assessment.

Cox, C. Christopher

42 pages open – 58 pages restricted

Records to be opened pertain to: general legal advice regarding a television program to be hosted by the First Lady, or the Presidential Commission on the HIV Epidemic; and material pertaining to candidates for nomination to the Supreme Court.

Coy, Craig P.

3 pages open – 99 pages restricted (94 pages classified)

Records to be opened pertain to meeting between the Vice President, other Government personnel, and the media, concerning terrorism; and the President's endorsement of a book by Benjamin Netanyahu.

Cribb, T. Kenneth

28 pages open – 7 pages restricted

Records to be opened pertain to Haitian refugee policy, housing policy, education policy, the Fairness in Broadcasting Act, and a book excerpt about a prospective Supreme Court nominee.

Crippen, Daniel L.

123 pages open – 1 page restricted

Records to be opened pertain to the welfare reform legislation passed in 1988, strategy for dealing with AIDS, recapitalization of the FSLIC, reparations for Japanese-Americans interred during World War II, and general budget issues.

NSC Crisis Management Center

7 pages open – 89 pages restricted (85 pages classified)

Records to be opened pertain to a meeting on organizational lessons to be learned from the Grenada invasion, and to the handling of the hostages from TWA Flight 847 (1985).

Culvabouse, Arthur B.

20 pages open – 266 pages restricted (32 pages classified)

Records to be opened pertain to the International Security and Development Act of 1985, Executive privilege and Presidential pardon issues raised during the Iran-Contra scandal, and analyses of the court decisions and other writings of prospective Supreme Court nominees.

Danzansky, Stephen I.

56 pages open – 385 pages restricted (379 pages classified)

Records to be opened pertain to unclassified discussions of US-USSR trade (primarily involving grain sales or export controls), bank loans to Soviet bloc countries, and the alleged use of slave labor in the USSR.

Darman, Richard G.

68 pages open – 11 pages restricted

Records to be opened pertain to decision memos for the President regarding deficit reduction, the Davis-Bacon Act, and other issues; Social Security; the federal budget; the legislative veto; long-range policy planning; White House staffing and organization; and how to deal with leaks to the media.

Davis, Richard A.

8p open – 0p restricted

Records to be opened pertain to policy on minority business set-asides.

Dawson, Rhett B.

1 page open – 0 pages restricted

Document proposed for release consists of a memo regarding legislative strategy on trade policy.

Deaver, Michael K.

89 pages open – 298 pages restricted (6 pages classified)

Records to be opened pertain to the proposals, discussions, and scheduling of television appearances and public events for the President and First Lady; personnel recommendations; discussions about invitations to White House functions; and Administration outreach to women.

deGraffenreid, Kenneth E.

7 pages open – 2 pages restricted (2 pages classified)

Records to be opened pertain to the drafting of the Executive Order 12356, regarding the classification and declassification of national security information.

Dole, Elizabeth

1,332 pages open – 215 pages restricted

Records to be opened pertain primarily to Administration outreach to various constituencies – women, minorities, small business, agriculture, conservative groups, veterans, organized labor, senior citizens, etc. Topics include the Soviet grain embargo, school lunches, food stamps, the Task Force on Immigration and Refugee Policy, the Simpson-Mazzoli immigration bill, Government support of minority business, affirmative action, abortion, and the Vietnam Veterans Memorial. Other records pertain to the federal budget, or to personnel matters (except for material falling under a FOIA restriction).

Donley, Michael B.

4 pages open – 85 pages restricted (76 pages classified)

Records to be opened pertain to unclassified recommendations of the President's Blue Ribbon Commission on Defense Management (the Packard Commission), and additional proposals for reorganizing the military command structure.

Donnelly, Thomas

3 pages open – 2 pages restricted

Records to be opened consist of a memo on offshore oil leasing, and to personnel information not involving an invasion of personal privacy.

Douglass, John W.

20 pages open – 44 pages restricted (41 pages classified)

Records to be opened pertain to possible changes based on the recommendations of the Blue Ribbon Commission on Defense Management (the Ackard Commission).

Driggs, Michael A.

43 pages open – 47 pages restricted (47 pages classified)

Records to be opened pertain to 1987 discussions involving the Trade Policy Steering Committee and Trade Policy Working Group.

Duberstein, Kenneth M.

203 pages open – 137 pages restricted (21 pages classified)

Records proposed for release include 1981-82 White House memorandums on Congressional-White House relations; memos for the President on various domestic issues; briefing memos for the President's meetings with members of Congress and policies pertaining to the 1987 Washington Summit. Other subjects also pertain to legislative strategy for the 1988 elections; health care legislation; AIDS policy; and long-range (post-Reagan Administration) planning.

Duggan, Thelma

9 pages open – 0 pages restricted

Records to be opened pertain to minority business issues.

Eberly, Donald

1 page open – 0 pages restricted

Records to be opened consist of a memo on tax reform strategy.

Economic Policy Council

3 pages open – 0 pages restricted

Records to be opened pertain to maritime policy and trade policy.

Ermarth, Fritz W.

3 pages open – 5 pages restricted (5 pages classified)

Records to be opened pertain to proposed Presidential responses to interview questions submitted prior to the 1988 Moscow Summit.

NSC Directorate for European and Soviet Affairs

15 pages open – 336 pages restricted (328 pages classified)

Records to be opened pertain to the scheduling of events involving Prime Minister Thatcher, and to unclassified recommendations regarding US-Turkey relations.

Executive Clerk of the White House Office, Bill Reports

272 pages open – 0 pages restricted

Records to be opened consist of comments and recommendations on bills, from OMB, agencies, and White House staff. Topics include the federal budget, broadcasting, education, health care, welfare, and civil rights.

Executive Secretariat, NSC: Records: Agency Files

18 pages open – 73 pages restricted (73 pages classified)

Records to be opened pertain to recommendations and reports regarding the United States Information Agency (USIA).

Executive Secretariat, NSC: Records: Country Files

48 pages open – 761 pages restricted (751 pages classified)

Records to be opened pertain to policy and public relations recommendations involving various countries in Europe, Central America and the Caribbean, and the Far East.

Executive Secretariat, NSC: Records: Head of State File

15 pages open – 71 pages restricted (71 pages classified)

Records to be opened consist of documents pertaining to correspondence between President Reagan and Margaret Thatcher or Konstantin Chernenko.

Executive Secretariat, NSC: Records: NSC Meeting File

12 pages open – 354 pages restricted (354 pages classified)

Records to be opened pertain to foreign aid, Central America and the Caribbean, and the Strategic Petroleum Reserve.

Executive Secretariat, NSC: Records: National Security Decision Directives

2 pages open – 88 pages restricted (87 pages classified)

Records to be opened pertain to unclassified staff input on draft National Security Decision Directives.

Executive Secretariat, NSC: Records: Subject File

30 pages open – 345 pages restricted (334 pages classified)

Records to be opened pertain to the Mid-east, arms control, terrorism, international population control, US-Soviet relations, and the 1984 Olympics.

Executive Secretariat, NSC: Records: System File

2 pages open – 13 pages restricted (10 pages classified)

Records to be opened consist of two memos, pertaining to the PLO and Radio Marti respectively.

Feldstein, Martin S.

64 pages open – 1 page restricted (1 page classified)

Records to be opened pertain to economic policies toward the Third World, domestic tax and budget policies, and the US economy. Includes memos between members of the CEA, and from Feldstein to President Reagan.

Ferrara, Peter J.

104 pages open – 0 pages restricted

Records to be opened pertain to 1982-83 discussions on reforming of the Social Security system.

Fielding, Fred F.

24 pages open – 942 pages restricted

Records to be opened pertain to the 1981 air traffic controllers strike, nominations to the Supreme Court and the federal courts, the 1981 assassination attempt on President Reagan, and travel by the First Lady.

First Lady, Office of the

1 page open – 111 pages restricted

Records to be opened consist of some advance trip information.

Fitzwater, Marlin

1 page open – 5 pages restricted

Records to be opened consist of a memorandum cover note.

Fontaine, Roger W.

6 pages open – 208 pages restricted (181 pages classified)

Records to be opened pertain to unclassified discussions of US policy toward Guatemala.

Fortier, Alison B.

9 pages open – 50 pages restricted (46 pages classified)

Records to be opened pertain to discussions of legislative strategy for various foreign policy issues.

Fortier, Donald R.

11 pages open – 49 pages restricted (46 pages classified)

Records to be opened consist of an unclassified report on US-USSR summits.

Fuller, Craig L.

122 pages open – 1 page restricted (1 page classified)

Records to be opened pertain to budget and economic policy, legislative strategy (including meetings of the Legislative Strategy Group), and the 1981 air traffic controllers' strike.

Galebach, Stephen H.

100 pages open – 1 page restricted

Records to be opened pertain to discussions of civil rights issues arising from proposed legislation or the 1982 "Baby Doe" case (handicapped infant who was allowed to die in the hospital); and discussion of homosexual rights.

Garrett, H. Lawrence

3 pages open – 0 pages restricted

Records to be opened pertain to general legal issues involving the First Lady or former Government employees.

Gergen, David R.

98 pages open – 5 pages restricted (3 pages classified)

Records to be opened pertain to communications and media strategy (either in general, or on specific issues such as deficits and taxes), long-range planning, and tax and budget policies.

Germanis, Peter

4 pages open – 0 pages restricted

Records to be opened consist of a paper on welfare reform issues.

Goldfield, H. P.

11 pages open – 10 pages restricted (10 pages classified)

Records to be opened pertain to the Jackson-Vanik legislation of 1983, and the pocket veto.

Graham, William R.

3 pages open – 0 pages restricted

Records to be opened consist of a list of nominees to the National Science Board.

Greener, Chuck

16 pages open – 0 pages restricted

Records to be opened pertain to welfare reform, or to the issue of polygraph tests.

Guhin, Michael A.

18 pages open – 9 pages restricted (9 pages classified)

Records to be opened pertain to the establishment of an "Exclusive Economic Zone" in the oceans bordering the US.

Gunn, Wendell W.

9 pages open – 0 pages restricted

Records to be opened pertain to unclassified discussion of positions to take at the 1981 Cancun Economic Summit.

Harper, Edwin L.

15 pages open – 1 page restricted

Records to be opened pertain to policy and outreach issues involving women.

Hauser, Richard A.

144 pages open – 115 pages restricted

Records to be opened pertain to automobile passive restraints, leaks of classified information, the legislative veto, the line-item veto, minority set-asides, and Nancy Reagan's book *To Love a Child*.**Hemel, Eric I.**

26 pages open – 0 pages restricted

Records to be opened pertain to Social Security reform, or to Federal employment training programs.

Henkel, William

22 pages open – 15 pages restricted

Records to be opened pertain to general advice concerning Presidential and Vice-Presidential travel.

Hewitt, Hugh

19 pages open – 53 pages restricted (32 pages classified)

Records to be opened pertain to presidential succession issues, and to the pocket veto.

Hill, Kenneth John

5 pages open – 238 pages restricted (78 pages classified)

Records to be opened pertain to advice on non-sensitive security issues surrounding the 1984 Summer Olympics in Los Angeles.

Hobbs, Charles D.

14 pages open – 0 pages restricted

Records to be opened pertain to welfare reform legislation.

Hodges, Gahl

2 pages open – 130 pages restricted (21 pages classified)

Records to be opened pertain to scheduling for two White House functions.

Hodsoll, Francis (Frank) S. M.

446 pages open – 58 pages restricted (7 pages classified)

Records to be opened pertain to: the work and recommendations of the President's Task Force on Immigration and Refugee Policy, on Cuban and Haitian refugees, illegal immigration, reorganization of agencies involved with immigrants, immigration legislation, etc.; personnel matters to which a FOIA exemption cannot be applied; and welfare/workfare policy.

Holladay, J. Douglas

50 pages open – 299 pages restricted

Records to be opened pertain to discussions of education policy (merit pay, Federal role in education, etc.), or to specific scheduled events.

Hopkins, Kevin R.

8 pages open – 0 pages restricted

Records to be opened pertain to economic policy or Social Security reform.

NSC International Economic Affairs Directorate

4 pages open – 17 pages restricted (17 pages classified)

Records to be opened pertain to US policy on international loans to China and other foreign countries.

Jameson, Lisa

2 pages open – 40 pages restricted (40 pages classified)

Records to be opened pertain to policy concerning a joint venture between a US company and the Soviets.

Jenkins, James E.

5 pages open – 0 pages restricted

Records to be opened pertain to product liability or to the Vietnam Veterans' Memorial

Jepsen, Dee

4 pages open – 0 pages restricted

Records to be opened pertain to issues for the White House Coordinating Council on Women.

Johnston, Judy A.

15 pages open – 9 pages restricted (9 pages classified)

Records to be opened pertain to discussion of US agricultural policy for the 1981 Cancun Economic Summit.

Keisler, Peter D.

1 page open – 71 pages restricted

Records to be opened pertain to discussion of a possible Supreme Court nominee.

Keel, Alton G.

3 pages open – 58 pages restricted (58 pages classified)

Records to be opened pertain to public relations aspects of the Nicholas Daniloff case.

Kelly, James A.

2 pages open – 26 pages restricted (26 pages classified)

Records to be opened pertain to unclassified discussion of the Philippines.

Kemp, Geoffrey T. H.

24 pages open – 303 pages restricted (300 pages classified)

Records to be opened pertain to unclassified 1981-82 discussions of policy toward Iran, Iraq, Israel, Pakistan, and India.

Kennedy, Nancy

18 pages open – 29 pages restricted

Records to be opened pertain to the welfare reform legislation passed in 1988.

Keyworth, George A. II

476 pages open – 74 pages restricted (30 pages classified)

Records to be opened pertain to Federal Government involvement in science education and research, Federally funded organizations involved in science issues (National Academy of Education, National Academy of Science, etc.) supercomputer issues, research involving ocean drilling, US participation in UNESCO, science and technology portions of the Federal budget, and personnel matters not involving personal privacy or other sensitive information

Kimmit, Robert

8 pages open – 57 pages restricted (54 pages classified)

Records to be opened pertain to 1981 arms issues, chemical weapons, immigration policy, and POW/MIA issues.

Knauer, Virginia H.

4 pages open – 0 pages restricted

Records to be opened pertain to Social Security reform.

Kojelis, Linas J.

1 page open – 3 pages restricted

Records to be opened pertain to planning for the 1985 Geneva Summit.

Kraemer, Sven

14 pages open – 226 pages restricted (221 pages classified)

Records to be opened pertain to unclassified aspects of the 1985 Geneva Summit.

Kruger, Robert M.

65 pages open – 65 pages restricted

Records to be opened pertain to affirmative action, immigration, and the pocket veto.

Kuttner, Hans

11 pages open – 4 pages restricted

Records to be opened pertain to policies on AIDS, education, and fair housing.

NSC Latin American Affairs Directorate

15 pages open – 328 pages restricted (320 pages classified)

Records to be opened pertain to meetings, economic policies toward Latin America, and advance trip work.

Laux, David N.

1 page open – 10 pages restricted (10 pages classified)

Records to be opened pertain to Anna Chennault.

Ledsky, Nelson C.

62 pages open – 762 pages restricted (743 pages classified)

Records to be opened pertain to scheduling, public events, trade, and refugee issues pertaining to the USSR or other countries in Europe.

Legislative Affairs, White House Office of

22 pages open – 148 pages restricted

Records to be opened pertain to the Civil Rights Restoration Act of 1988.

Lehman, Christopher M.

22 pages open – 60 pages restricted (44 pages classified)

Records to be opened pertain to legislative strategy for arms control, trade, and related issues.

Lehman, Ronald F.

1 page open – 84 pages restricted (78 pages classified)

Records to be opened pertain to a note concerning possible arms control policy.

Lenczowski, John

2 pages open – 53 pages restricted (53 pages classified)

Records to be opened consist of a memo regarding a possible participant in the Geneva Summit.

Lord, Carnes R.

13 pages open – 58 pages restricted (51 pages classified)

Records to be opened pertain to Government overseas broadcasting, particularly the USICA/USIA.

Lord, Jeffrey

2 pages open – 14 pages restricted

Records to be opened pertain to public relations aspects of Supreme Court nominations.

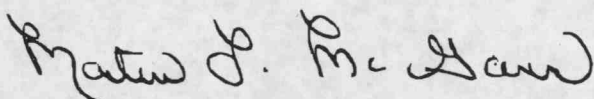
This material, consisting of 57,741 pages, has been reviewed for FOIA exemptions only, resulting in a total of 18,839 pages being restricted in whole or in part. President Reagan's personal representative, Joanne Drake is also being notified of this proposed opening of Reagan Presidential records.

In accordance with the requirements of Executive Order 12667, a final review has been conducted for any material that might "raise a substantial question of Executive privilege" if opened, and the Reagan Library staff has not identified any such items.

Pursuant to Executive Order 12667, therefore, we intend to disclose these Reagan presidential records on March 28, 2001, unless we receive a written objection or claim of privilege from your office or Joanne Drake.

If you have any questions about this proposed opening, please contact me at 301-713-6025, ext. 262, or Duke Blackwood, Director of the Reagan Presidential Library at 1-810-410-8354.

Sincerely,



MARTIN F. MCGANN

Access Officer for Presidential Materials
Office of the General Counsel

202-
501-
5535

cc: Brett Kavanaugh,
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel

Watch

- Garza
- Cabranes



JO: Brett



National Archives & Records Administration

to: Libby
fax #: 202-456-6279
re: March 23 Letter
date: 06/07/2001
pages: 2 Pages (including cover sheet).

From the desk of...

Gary M. Stern
General Counsel
NARA
8601 Adelphi Road
College Park, MD 20740-6001
Telephone: 301-713-6025, ext. 251
Fax: 301-713-6040
Email: garym.stern@nara.gov

National Archives and Records Administration

THE WHITE HOUSE
WASHINGTON

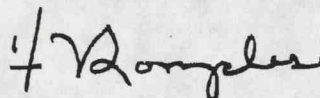
March 23, 2001

Dear Mr. Carlin:

Section 2(b) of Executive Order 12667, issued by former President Ronald Reagan on January 16, 1989, requires the Archivist of the United States to delay release of Presidential records at the instruction of the current President.

On behalf of the President, I instruct you to extend for 90 days (until June 21, 2001) the time in which President Bush may claim a constitutionally based privilege over the Presidential records that former President Reagan, acting under Section 2204(a) of Title 44, has protected from disclosure for the 12 years since the end of his Presidency. This directive applies as well to the Vice Presidential records of former Vice President George H.W. Bush.

Sincerely,



Alberto R. Gonzales
Counsel to the President

Mr. John W. Carlin
Archivist of the United States
National Archives and Records Administration
8601 Adelphi Road
College Park, MD 20740

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Mr. Brett Kavanaugh	Martin F. McGann
202-456-1647	
COMPANY:	DATE:
National Archives & Records Administration.	05/29/01
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
301-713-6040	5
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
301-713-6025, x262	
RE:	YOUR REFERENCE NUMBER:
NY (IV) SUBPOENA	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

8601 ADELPHI ROAD
COLLEGE PARK, MARYLAND 20740-6001



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

May 29, 2001

VIA FACSIMILE

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

This letter is in reference to a **fourth** grand jury subpoena from the United States District Court, Southern District of New York, for records held by NARA's Clinton Presidential Materials Project. A copy of the subpoena is enclosed.

In accordance with the Presidential Records Act (PRA), 44 U.S.C. §§ 2201-2207, the PRA regulations promulgated by the National Archives and Records Administration, 36 C.F.R. § 1270.46, and Executive Order 12667, we are giving you formal notification of our intent to search for responsive records at the Clinton Presidential Materials Project. The Clinton Presidential Materials Project in Little Rock, Arkansas holds the permanently valuable records of President Clinton, his White House Staff, and other associates. In addition, certain Clinton Presidential records remain in the Washington, D.C. area and will be searched here.

Please advise this office if the White House has any objection to granting access to these files. In the event that responsive records are located, we will again notify you so that you may have an opportunity to review the records for possible executive privilege claims pursuant to E.O. 12667. We have also notified the personal representative of President Clinton, Bruce Lindsey, of this subpoena.

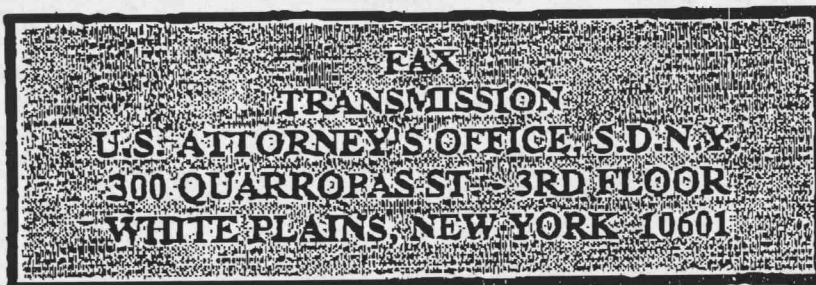
If you have any questions relating to access or to the subpoena, please do not hesitate to contact me at 301-713-6025, ext. 262 or Amy Krupsky, Associate General Counsel, at 301-713-6025, ext. 230.

Sincerely,

MARTIN F. MCGANN
Access Officer for Presidential Materials
Office of the General Counsel

Enclosure

cc: Brett Kavanaugh,
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel



To: Amy Kripsky
Office Phone No.: (301) 713-6025 x230
Fax Number: (301) 713-6040
No. of pages (excluding cover sheet): 2
Date: 5-29-01

CONFIDENTIAL U.S. ATTORNEY FACSIMILE COMMUNICATION

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From: AUSA Cathy Seibel
Senior Trial Counsel

Office Phone No.: (914) 993-1943

Fax Number: (914) 682-3392, (914) 993-1980

Remarks: _____

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Court Filing	[Subpoena] [with Attachment]	2	05/29/2001	P3/b3;	Rule 6(e), Federal Rules of Criminal Procedure

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Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

NARA (National Archives and Records Administration) Notices [Folder 1] [2]

FRC ID:

9632

OA Num.:

1824

NARA Num.:

1742

FOIA IDs and Segments:

2018-0016-P

2017-0345-F

RESTRICTION CODES

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

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

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Letter	[Letter] - To: Amy Krupsky - From: Cathy Seibel	1	05/30/2001	P3/b3;	Rule 6(e), Federal Rules of Criminal Procedure

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NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:

Mr. Brett Kavanaugh
202-456-1647

FROM:

Martin F. McGann

COMPANY:

National Archives & Records
Administration.

DATE:

06/01/01

FAX NUMBER:

301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER:

4

PHONE NUMBER:

301-713-6025, x262

SENDER'S REFERENCE NUMBER:

RE:

NY (IV) SUBPOENA

YOUR REFERENCE NUMBER:

☐ URGENT☐ FOR REVIEW☐ PLEASE COMMENT☐ PLEASE REPLY☐ PLEASE RECYCLE

NOTES/COMMENTS:

Brett,

Attached is a substitute subpoena from the U.S. Attorney's office in White Plains dated May 30, 2001.
There were misspellings of two names on the subpoena we submitted to you on May 29, 2001.

Marty

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:

The Honorable Alberto Gonzales
(202) 456-6279

FROM:

Martin F. McGann

COMPANY:

National Archives & Records
Administration.

DATE:

03/21/01

FAX NUMBER:

301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER:

3

PHONE NUMBER:

301-713-6025, x262

SENDER'S REFERENCE NUMBER:

RE:

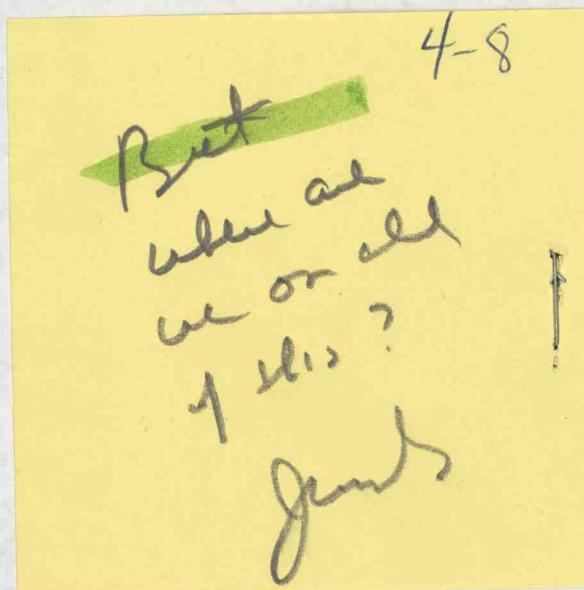
NY (1) & NY (2)

YOUR REFERENCE NUMBER:

☐ URGENT☐ FOR REVIEW☐ PLEASE COMMENT☐ PLEASE REPLY☐ PLEASE RECYCLE

NOTES/COMMENTS:

Brad + Brett were cc'd on this



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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Letter	[Letter] - To: Alberto Gonzales - From: Martin McGann	2	03/21/2001	P3/b3;	Rule 6(e), Federal Rules of Criminal Procedure

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2017-0345-F

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NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:

Mr. Brad Berensen
202-456-1647

FROM:

Martin F. McGann

COMPANY:

National Archives & Records
Administration.

DATE:

04/30/01

FAX NUMBER:

301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER:

7

PHONE NUMBER:

301-713-6025, x262

SENDER'S REFERENCE NUMBER:

RE:

New York Request II

YOUR REFERENCE NUMBER:

☐ URGENT☐ FOR REVIEW☐ PLEASE COMMENT☐ PLEASE REPLY☐ PLEASE RECYCLE

NOTES/COMMENTS:

8601 ADELPHI ROAD
COLLEGE PARK, MARYLAND 20740-6001



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

VIA FACSIMILE

April 30, 2001

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

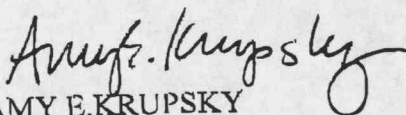
This letter is in further reference to a grand jury request, dated March 7, 2001, United States District Court, Southern District of New York, to the Archivist of the United States, for Clinton Presidential records relating to consideration of executive grants of clemency for various individuals. A copy of the subpoena is enclosed.

In accordance with the Presidential Records Act (PRA), 44 U.S.C. § 2205(2)(A), the PRA regulations promulgated by the National Archives and Records Administration, 36 C.F.R. § 1270.44-46, and Executive Order 12667, § 2, we are providing you formal notification, on behalf of the incumbent President, of our intent to provide Clinton Presidential records to the grand jury. As established by section 2(b) of Executive Order 12667, you have 30 days from the receipt of this notice to review the records in order to invoke Executive privilege with respect to any of the records.

We have also provided notice about these materials to Bruce Lindsey, the personal representative for former President Clinton.

If you have any questions relating to access or to this request, please do not hesitate to contact me at 301-713-6025, ext. 230, or Nancy Smith at 202-501-5700.

Sincerely,


AMY E. KRUPSKY
Associate General Counsel

Enclosure

cc: Brett Kavanaugh
Associate Counsel to the President
Paul Colborn
Office of Legal Counsel

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Court Filing	[Subpoena] [with Attachment]	5	03/07/2001	P3/b3; P6/b6; b7c; b7f;	Rule 6(e), Federal Rules of Criminal Procedure

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SERIES:

Kavanaugh, Brett - Subject Files

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2017-0345-F

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NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:

Mr. Brett Kavanaugh
202-456-1647

FROM:

Martin F. McGann

COMPANY:

National Archives & Records
Administration.

DATE:

04/30/01

FAX NUMBER:

301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER:

4

PHONE NUMBER:

301-713-6025, x262

SENDER'S REFERENCE NUMBER:

RE:

New York Request III

YOUR REFERENCE NUMBER:

☐ URGENT☐ FOR REVIEW☐ PLEASE COMMENT☐ PLEASE REPLY☐ PLEASE RECYCLE

NOTES/COMMENTS:

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OFFICE OF THE GENERAL COUNSEL

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FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
301-713-6040	7
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RE:	YOUR REFERENCE NUMBER:
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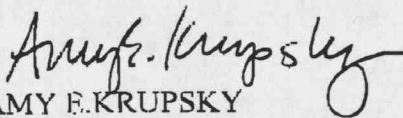
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OFFICE OF THE GENERAL COUNSEL

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Mr. Brad Berensen 202-456-1647	Martin F. McGann
COMPANY:	DATE:
National Archives & Records Administration.	04/30/01
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
301-713-6040	4
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301-713-6025, x262	
RE:	YOUR REFERENCE NUMBER:
New York Request III	

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

Deed of Gift Restrictions

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- B. Closed by statute or by the agency which originated the document.
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Records Not Subject to FOIA

Court Sealed - The document is withheld under a court seal and is not subject to the Freedom of Information Act.

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Letter	[Letter] - To: Gary Stern, et al. - From: Robert Conrad	3	01/26/2001	P3/b3; P5; WAC 9/9/2005	Rule 6(e), Federal Rules of Criminal Procedure

**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:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

NARA (National Archives and Records Administration) Notices [Folder 1] [2]

FRC ID:

9632

FOIA IDs and Segments:

2018-0016-P

OA Num.:

1824

2017-0345-F

NARA Num.:

1742

RESTRICTION CODES

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

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Court Filing	Subpoena [with Attachment]	3	01/25/2001	P3/b3;	Rule 6(e), Federal Rules of Criminal Procedure

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Memorandum	Addendum to Binders... - To: Gary Stern - From: Lisa Klem	1	01/19/2001	P3/b3;	Rule 6(e), Federal Rules of Criminal Procedure

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Michael E. Savage, Esq.

U.S. Department of Justice

Campaign Financing Task Force
Criminal Division

1400 New York Ave., N.W., 6th Floor
Washington, D.C. 20005

972/509-1201 (TX)
972/509-1209 (TX Fax)
973/792-3460 (NJ)
973/792-3461 (NJ Fax)

202/307-0655
202/514-3355 (Direct Line)
202/307-0744 (Fax)

November 1, 2000

VIA HAND DELIVERY

Beth Nolan, Esq.
Counsel to The President
Executive Office of the President
The White House
1600 Pennsylvania Avenue
Washington, D.C.

RE: Federal Grand Jury Subpoena Dated November 1, 2000

Dear Ms. Nolan:

Please find enclosed a subpoena duces tecum of a federal grand jury for the District of New Jersey that seeks certain documents and records from the Executive Office of the President relevant to an ongoing criminal investigation in the District of New Jersey.

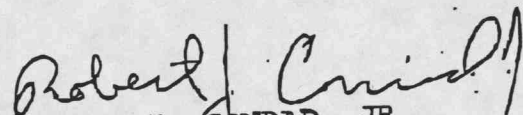
The designated custodian of records for the Executive Office of the President may comply with the subpoena by producing responsive documents and records to an agent assigned to this Task Force on or before the return date. Once the documents have been assembled, you may contact AUSA Michael E. Savage to make arrangements for the delivery. Of course, the custodian may also comply with the subpoena by producing responsive documents and records directly to the grand jury in Newark, New Jersey, on the return date indicated on the subpoena (or later if an extension is agreed). If the Executive Office of the President elects to provide the documents to an agent, the grand jury will require a statement from the Executive Office of the President describing how the search was conducted and that all documents and records responsive to the subpoena have been produced or accounted for on a privilege log.

Beth Nolan, Esq.
Counsel to The President
Page 2

If you have any questions about the subpoena, or the production of documents and records responsive to the subpoena, you may contact AUSA Michael E. Savage at any of the telephone numbers listed above. Mr. Savage may also be paged at 888-994-4642.

Thank you for your cooperation.

Sincerely,



ROBERT J. CONRAD, JR.
Acting United States Attorney
for the District of New Jersey

Michael E. Savage
Matthew Friedrich
Assistant United States Attorneys

Enclosure

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Court Filing	Subpoena [with Attachment]	3	10/23/2000	P3/b3;	Rule 6(e), Federal Rules of Criminal Procedure

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Counsel's Office, White House

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FOLDER TITLE:

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2017-0345-F

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National Archives at College Park



8601 Adelphi Road College Park, Maryland 20740-6001

APR 17 2001

'01 APR 20 AM9:47

Harriet Miers
Assistant to the President
and Staff Secretary
The White House
Washington, DC 20500

Dear Ms. Miers:

In accordance with the authority granted to me by the Presidential Records Act, Section 2203(c) (2), I approve of disposal of the two (2) categories of textual Presidential bulk mail described in your letter of March 28, 2001. Those categories are:

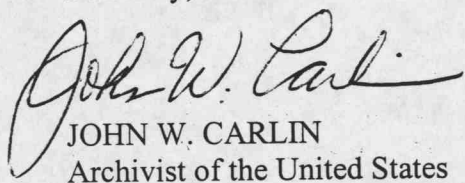
- (1) Certain categories of public mail to the President, the First Lady and their staffs including anonymous correspondence, correspondence with an incomplete address, mail from prolific writers, and public opinion mail. Samples, when appropriate, will be retained.
- (2) Publications, brochures, clippings and other types of enclosures in public mail, when there is no immediate or historical importance to the materials.

As in the past, I recommend that representatives of the National Archives and Records Administration, in coordination with the White House Office of Records Management, review these materials before disposal and take samples when appropriate. These samples will be retained permanently. If groups of materials that should not be destroyed are identified during sampling, the National Archives will inform you.

I do not intend to take any Congressional action with regard to this request as provided for by Section 2203(e) of the Presidential Records Act.

I support your effort to continue the disposal of Presidential bulk mail. This practice has been very successful since it began in 1982, and, as you point out, has been mutually beneficial for both the White House and the National Archives and Records Administration.

Sincerely,


JOHN W. CARLIN
Archivist of the United States

THE WHITE HOUSE

WASHINGTON

March 19, 2001

MEMORANDUM FOR ANDREW CARD

FROM: ALBERTO R. GONZALES, COUNSEL TO THE PRESIDENT *arg*
BRETT KAVANAUGH, ASSOCIATE COUNSEL TO THE PRESIDENT

CC: KAREN HUGHES
KARL ROVE
NICHOLAS CALIO

SUBJECT: PRESIDENTIAL RECORDS ACT—
REAGAN RECORDS OPENING

As you know, the Presidential Records Act of 1978 applies to certain official documents created or received by the President and other White House officials. At the end of a President's Administration, the Archivist of the United States takes control of the Presidential records.

Under the Act, the Archivist must open many documents for public release beginning 12 years after the end of the President's term (or second term in the event of a two-term Presidency). The Act specifically provides, however, that it shall not be construed to "confirm, limit, or expand any constitutionally-based privilege which may be available to *an incumbent or former President*." 44 U.S.C. 2204(c)(2). As Senator Percy stated at the time the Presidential Records Act was enacted in 1978, moreover, "[t]o what extent the concept of 'executive privilege' protects the confidentiality of a former or incumbent President's communications with his advisers is an open question. If some future President believes that the 12-year closure period does not suffice, that President could object to the release of some document in the 13th or 15th or 20th year." Cong. Record S36844 (Oct. 13, 1978).

Many documents from President Reagan's Administration are now subject to public release because the 12-year non-disclosure period has elapsed. We have been advised by President Reagan's representatives that many extraordinarily sensitive documents may be publicly released absent a legislative fix to this statute or an Executive privilege claim by either or both President Reagan and President Bush.

As a matter of law, both the former President (or his representatives) *and* the current President may raise and support a privilege claim as to a former President's documents. **The views of the current President are considered far weightier, however, because they are believed to reflect the long-term interests of the Executive Branch.** As the Supreme Court stated in a case involving President Nixon's papers, "the fact that

neither President Ford nor President Carter supports [Nixon's] claim detracts from the weight of his contention that the Act impermissibly intrudes into the executive function and the needs of the Executive Branch. This necessarily follows, for it must be presumed that the incumbent President is vitally concerned with and in the best position to assess the present and future needs of the Executive Branch, and to support invocation of the privilege accordingly." *Nixon v. GSA*, 433 U.S. 425, 449 (1978).

Since the Act took effect in 1981, this is the first time that the 12-year period from the end of a Presidency has elapsed. Yet the constitutional questions that Senator Percy identified in 1978 remain quite unsettled today. Therefore, the decision that President Bush makes on this constitutional issue -- whether to assert a privilege over some or all of the Reagan documents in question -- likely will set an important precedent for future Presidents.

Finally, it bears emphasis that there is a possibility of seeking a legislative solution to this matter. The Presidential Records Act provides that certain Freedom of Information Act exemptions (national security, personal privacy, and the like) continue to apply even after the 12-year period has expired. But Congress eliminated the most critical FOIA exemption -- the so-called (b)(5) exemption that protects documents reflecting the internal deliberative processes of the Executive Branch. If exemption (b)(5) were restored to the President Records Act and applied to the potential release of documents after the 12-year period had elapsed, there likely would be no need for a constitutional privilege claim now or in the future.

Given the importance of the issue to the long-term interests of the Executive Branch, I intend to take the following course of action.

Pursuant to Executive Order 12667, which was issued by President Reagan on January 16, 1989, I intend to instruct the Archivist not to release covered Reagan documents for at least 90 days. (The executive order requires the Archivist to delay openings at the instruction of the current President.) I have attached a draft letter to the Archivist for your review. The research community and media may raise some objections to this delay and in the interim may seek to influence the President's ultimate decision. In my view, however, we can rightly say for now that it would be entirely irresponsible for the President not to conduct a careful study of the many constitutional, legal, and policy issues implicated by the proposed opening of the Reagan records.

During the 90-day period, I will consult with Nick Calio and the Legislative Affairs office as to the possibility of a legislative solution. I also will consult with the Office of Legal Counsel at the Department of Justice on the privilege issues. In addition, I will seek the views of representatives of President Reagan and (to the extent appropriate) representatives of former Presidents Bush and Clinton on these issues. Finally, in consultation with the Department of Justice, I will prepare a recommendation for the President.

If you concur with this course of action, I will convey our position to the Archivist.

DRAFT

March __, 2001

Dear Mr. Carlin:

Section 2(b) of Executive Order 12667, issued by former President Ronald Reagan on January 16, 1989, requires the Archivist of the United States to delay release of Presidential records at the instruction of the current President.

On behalf of the President, I hereby instruct you to extend for 90 days until June __, 2001, the time in which the President may claim a constitutionally based privilege over the Presidential records that former President Reagan, acting under Section 2204(a) of Title 44, has protected from disclosure for the 12 years since the end of his Presidency.

Sincerely,

Alberto R. Gonzales
Counsel to the President

John W. Carlin
Archivist of the United States
National Archives and Records Administration
8601 Adelphi Road
College Park, MD 20740

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO: The Honorable Alberto Gonzales
(202) 456-6279

FROM: Martin F. McGann

COMPANY: National Archives & Records
Administration.

DATE: 05/09/01

FAX NUMBER: 301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER: 9

PHONE NUMBER: 301-713-6025, x262

SENDER'S REFERENCE NUMBER:

RE:

YOUR REFERENCE NUMBER:

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Brett -
Make sure you
stay on top of
this -

June



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

May 9, 2001

VIA FACSIMILE

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

In accordance with the requirements of the Presidential Records Act, 44 U.S.C. §§2201-2207, NARA's regulations, 36 C.F.R. §1270.46, and Executive Order 12667, this letter is our formal notice to the incumbent President of our intent to open Reagan presidential records in response to the following **Freedom of Information Act (FOIA) and Mandatory Review (MR)** requests:

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F99-066/2	Nicholas Laham	Immigration Reform & Control Act of 1986	2,814	22 (1 page classified)

The records proposed for release in this request pertain to issues of immigration by the White House staff, the Cabinet Council on Legal Policy (1982-85), and the Domestic Policy Council (1985-86). Subjects also include earlier immigration legislation proposed by Senator Simpson and/or Congressman Mazzoli, meetings with Senator Simpson, contacts with other members of Congress, and draft testimony by certain agency officials before Congress. Other documents proposed for release include fact sheets on the bill, information about the bill signing ceremony, correspondence from the general public, and the implementation of the new law.

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F99-084/2	Daniel J. B. Mitchell	Gold Standard	2,332	0

This request pertains to the Gold Standard and its potential re-instatement. The records proposed for release are from White House Staff and Office Files and include reports, memorandums, meeting minutes, correspondence, newspaper articles, briefing papers, press releases and fact sheets.

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F00-075/1	Robert Caplen	Bitburg	419	14 (14 pages classified)

This request pertains to President Reagan's visit to the military cemetery in Bitburg, Germany. The materials proposed for release are from WHORM: Subject File G1002 (Gifts to the President), the files of Rudy Beserra, William Lucy, and James Rentschler. The records include correspondence, memorandums, talking points papers, newspaper clippings, and reports on the foreign reaction to President's visit.

Case#	Researcher	Topic	Pages	Restricted
F01-028/1	Gareth Davies	Welfare Reform	471	II

This request is for select folders from the collections of Martin Anderson, Office of Policy Development, Robert Carleson, Peter Germanis, and J. Upshur Moorhead relating to welfare reform, the Fairness Doctrine, and HHS Block Grants. Materials proposed for release include news articles, memorandums, letters, reports, tables, briefing books, analyses of the working poor, the history of welfare, and the impact of the Reagan administration proposals.

Case#	Researcher	Topic	Pages	Restricted
F01-031/1	Gerhard Peters	State of the Union	2,192	4

This request pertains to the State of the Union message that President Reagan gave on January 26, 1982. The materials proposed for release include final speech copies, back-up speech copies, speech drafts, memorandums, research notes and other research materials.

Case#	Researcher	Topic	Pages	Restricted
F01-043/1	Rick Wartzman	Minimum Wage	2,433	0

This request pertains to Minimum Wage decisions. The materials proposed for release include volumes of the report of the Minimum Wage Study Commission located in WHORM subject file FG999, memorandums, notes, talking points papers, and reports from the files of Badow, Cribb, Crippen, Driggs, Hemel, Mecse and Smith.

Case#	Researcher	Topic	Tape	Restricted
F01-056	Grant Cameron	Judi Buckalew Exit Interview	43 min.	0

This request pertains to the exit interview for Judi Buckalew. It includes information concerning her role in the Office of Public Liaison as Special Assistant to the President; and documents her work as liaison for health care, senior citizens and youth groups.

Case#	Researcher	Topic	Pages	Restricted
F01-057	Grant Camcron	MEMCON	12	10 (10 pages classified)

This request pertains to a memorandum of conversation for the September 15, 1987, meeting between President Reagan and Eduard Shevardnadze. The pages that are now proposed for release include tab #1 and a memorandum to Mr. Carlucci describing the classified attachment.

Case#	Researcher	Topic	Pages	Restricted
F01-058	Grant Cameron	Select Speech Drafts	950	0

This request is for all speech drafts in Box 445 of the White House Office of Speechwriting: Speech Draft collection. The speech drafts include; Chamber of Commerce Luncheon for May 2, 1988; a Seminar on Religious Rights in the USSR and Signing Ceremony for Asian Pacific American Heritage Week on May 3, 1988; and a National Strategy Forum in Chicago on May 4, 1988. Materials proposed for release include memorandums, speech drafts and notes.

Case#	Researcher	Topic	Pages	Restricted
F01-060	Christopher Kelley	Signing Statements	119	0

This request pertains to a folder entitled "Signing Statements" in the Christopher Cox collection. The materials proposed for release include draft memorandums on presidential signing statements, the completed memorandum for the President, various notes and edited memorandums.

Case#	Researcher	Topic	Pages	Restricted
F01-078	Ralph Weber	Presidential Dictation	26	0

This request pertains to the transcripts of the Presidential Dictation tapes dated February 17, 1981, March 6, 1981, March 19, 1981, April 24, 1981, and April 27, 1981. The materials proposed for release include letters dictated by President Reagan to various individuals. Many of the letters have already been publicly released. Correspondence with H.M. McIntosh, Monica Mcade, Buddy Ebsen, and J.N. (Jack) Swanson have not been previously released.

Case#	Researcher	Topic	Pages	Restricted
F01-083	Garth Davies	Food Assistance	487	4

This request pertains to records on the Presidential Task Force on Food Assistance from the Carleson, Meloy and Roberts collections. The materials proposed for release include reports on various food assistance programs including school lunches, food stamps, WIC. It also includes memorandums from the above mentioned staff members about food assistance and applications with background information for various members of the Task Force.

Case#	Researcher	Topic	Pages	Restricted
F01-084	Katherine O'Connell	Lew Wasserman	9	0

This request is for the Speech Research folder regarding the taping of the President's message for Mr. and Mrs. Wasserman's 50th wedding anniversary. The material includes drafts of the speech with notes, the memorandum for presidential activities and a Lexis-Nexis article on Mr. Wasserman.

Case#	Researcher	Topic	Pages	Restricted
F01-087	Grant Cameron	Speech Drafts For Schmitt	92	0

This request pertains to the folder entitled "Reception: Senator Schmitt, Albuquerque, New Mexico (Parvin) 3/2/92" located in the Speech Draft collection. The folder contains a press release on the speech and drafts. The Reagan Library also processed a folder in the Speech Research collection regarding this same speech. Documents proposed for release in this folder include a memo of presidential activity, working copies of the speech with edits, background information on Senator Schmitt, and a handwritten outline of this speech.

Case#	Researcher	Topic	Pages	Restricted
S01-013	Reagan Systematic Review Project	Messages	5,798	12 (11 pages classified)

This is a Reagan Library systematic processing project of the WHORM: Subject File ME (Messages). This primary subject category contains information pertaining to messages, greetings, statements, and similar communications sent from President Reagan or on his behalf to individuals or organizations.

The Reagan Library is also proposing to make the following previously classified presidential records available to research. These records were requested through FOIA or MR requests and have been returned from the agencies of equity following review for declassification.

F94-021 from F. Owen Holmes Jr. Elizabeth Dole Files, records for Department of Energy budget appeals for FY1983. 46 pages to be opened.

F94-066/1 from Gary Williams. NSC Executive Secretariat: Country Files, situation reports on the invasion of Grenada, planning for Grenada withdrawal, and a radio transmitter for Grenada. 12 pages to be opened.

F95-023 from David Wills. Donald Fortier, James Stark, and Howard Teicher Files, records for covert actions in Libya during 1986. 19 pages to be opened.

F95-023/2 from David Wills. James Stark Files, records about the 1986 Situation Room morning summary on USSR, INF treaty and Europe, US hostages in Lebanon, Turkey and NATO, and Morocco-Israel negotiations. 3 pages to be opened.

F95-023/3 from David Wills. Elaine Morton Files, records about terrorism, Abu Nidal and Libya. 5 pages to be opened.

F95-040/3 from Lucy Komisar. NSC International Economic Affairs Directorate, records on Zaire and the IMF. 3 pages to be opened.

F95-041/3 from Robert Orr. Robert Kimmitt Files, records on the Reagan 1982 meeting with the Costa Rican President, and strategy for building democracy in communist/non-communist countries. 9 pages to be opened.

F95-069/4 from Edward Pfeiffer. Kenneth Hill Files and National Security Affairs: Chronological Files, records on the 1984 Summer Olympics in Los Angeles, security concerns, and concern about Soviet participation. 53 pages to be opened.

F96-003/1 from Major Robert Werthman. Roger Fontaine Files, records about the Falklands war. 3 pages to be opened.

F96-004/3 from Lucy Komisar. Oliver North Files, memo from William French Smith to Robert McFarlane on the investigation of Salvadoran death squad patrons. 2 pages to be opened.

F96-099/2 from Oliver Rathkolb. Peter Sommer Files, draft memo dated January 25, 1984, about International Institute for Applied Systems analysis. 1 page to be opened.

F96-112/2 from Joyce Battle. NSC Near East and South Asia Affairs Directorate, records about Pakistan in 1981 and 1984: meetings, briefings, VP trip, nuclear program report to Congress, and Head of State correspondence from President Reagan to President Zia. 47 pages to be opened.

F96-127/2 from Joyce Battle. NSC Executive Secretariat: Country Files, NSC profile about a memo of conversation on Iran/Iraq. 1 page to be opened.

F97-005/2 from Nick Cull. NSC Executive Secretariat: System File, NSC profile sheets on Voice of America coverage. 2 pages to be opened.

F97-006 from Nick Cull. NSC Executive Secretariat: Agency Files and Judy Mandell Files, records about Pakistani reaction to Media reports on CIA support of Afghan nationalists, and timetable for Soviet reforms. 4 pages to be opened.

F97-021 from Maria Christina Garcia. Robert Pastorino Files, records about analysis of documents and debriefings from a Sandanista defector about the Sandanista military. 12 pages to be opened.

F97-025/3 from Allida Black. NSC Executive Secretariat: System File, records on reading material for Mrs. Reagan for the Geneva Summit. 2 pages to be opened.

F97-030 from Dr. Habil Wolfgang-Uwe Friedrich. NSC Executive Secretariat: Country Files, memo for the record on the threat of violence in Berlin. 1 page to be opened.

F97-030/2 from Dr. Habil Wolfgang-Uwe Friedrich. NSC Executive Secretariat: Country Files, records about CIA reports on the Federal Republic of Germany attitude toward credit restrictions on Eastern bloc and Helmut Schmidt's views following Washington visit. 6 pages to be opened.

F97-045/2 from David Wills. Oliver North Files, records about a President Reagan letter to Prime Minister Thatcher on seizure of the Achille Lauro. 7 pages to be opened.

F97-047/1 from David Wills. NSC Executive Secretariat: National Security Decision Directives Files, National Security Planning Group Files, and National Security Affairs: Chronological Files, records about NSDD 109 (Bombing in Lebanon). 7 pages to be opened.

F97-048/2 from David Wills. NSC Executive Secretariat: Country Files, records about the hijacking of Kuwaiti Airline. 19 pages to be opened.

F97-059/2 from Anthony Wanis St. John. President's Special Review Board (Tower Board), records about a Planning Group meeting on terrorism. 7 pages to be opened.

F97-073 from LCDR Joseph Stanik. Geoffrey Kemp Files, records about strategy on Qadhafi. 2 pages to be opened.

F97-109/1 from David Wills. NSC Crisis Management Center Files, records on a situation report and hijacker demands of Egyptair 648. 3 pages to be opened.

F98-008/1 from Thomas Bowditch. NSC Executive Secretariat: Subject Files, records about Lebanon: Litmus test for US credibility and commitment, and Lebanon forcing the pace of Foreign withdrawal. 12 pages to be opened.

F98-018/1 from Stacy Hoffman. NSC Executive Secretariat: National Security Decision Directive Files and National Security Planning Group Files, records about military sales to Israel, security assistance for Lebanon, and MNF in Beirut. 32 pages to be opened.

F98-063 from Kenneth Mayer. WHORM: Subject File ND011-01 (National Security-Defense: Classified Information) and file ND011 (National Security-Defense: Security, Military), records about the protection of classified information and security at Department of Energy nuclear weapons facilities. 35 pages to be opened.

F98-070 from Kathryn Dunn Tenpas. James Baker Files, records about Nicaragua, FDN, and Guerilla warfare. 108 pages to be opened.

F99-025/2 from Lawrence Wittner. WHORM: Subject File ND018 (National Security-Defense: Weapons-Ordinance-Munitions), records on the meeting of Interagency Group on Nuclear Testing Limitations Policy, USIA public liaison affairs strategy in Europe over START and INF, East-West technology transfer, and Soviet compliance with arms control agreements. 47 pages to be opened.

F99-056/1 from Christopher Jespersen. David Laux and Douglas Paal Files, records about Taiwan: CIA reports on political and economic development, Taiwan arms sales, and China: CIA reports about attacks on aircraft and reaction to Taiwan arms sales CIA study on Taiwan policy toward US. 38 pages to be opened.

F99-077/1 from Raymond Zuber. NSC Executive Secretariat: Head of State Files, records on meetings and correspondence with the French President about French politics, D-Day ceremonies, 1982 economic summit, French participation in the Beirut MNF and briefing for VP visit to Paris and London in 1981. 26 pages to be opened.

F99-098/2 from David Yalof. Counsel to the President Files, records about the Aqaba Pipeline Independent Counsel investigation, index to Independent Counsel request for documents, and talking points papers on the investigation. 21 pages to be opened.

F00-085/1 from Ralph Weber. Nancy Risque Files, memo of conversation by Colin Powell for the March 23, 1987 meeting of President Reagan, William Webster, Edwin Meese, Howard Baker and Colin Powell about the cabinet status of CIA director and access to President. 1 page to be opened.

F00-117 from T. A. Heppenhimer. Gerald May Files, memo for Undersecretary of Defense for Research and Engineering about an announcement of National Aerospace Plane program. 1 page to be opened.

M00-001 from Kate Doyle. NSC Latin American Affairs Directorate, Situation Room notes about Guatemalan guerilla attack plans for military bases and embassies. 1 page to be opened.

M00-007 from Kate Doyle. NSC Latin American Affairs Directorate, records about foreign support to Guatemalan insurgents. 6 pages to be opened.

M00-009 from Kate Doyle. NSC Latin American Affairs Directorate, records about the Nicaraguan policy overview, and agenda for Guatemala peace plan. 7 pages to be opened.

M00-012 from Kate Doyle. Jacqueline Tillman Files, records about the Guatemalan communist party and Guerillas. 2 pages to be opened.

M00-021 from Ralph Weber. WHORM: Subject file FG006-02 (Federal Government - Organizations: CIA), thank you letter from Dr. Moise Tshombe to Wallace Clark Moessmer about service to Congo. 1 page to be opened.

S98-002 from Reagan Library. NSC Executive Secretariat: Country Files, records about a meeting with UK Defense Undersecretary Moberly, INF, Diego Garcia, Naval Cooperation, Poland, and Nuclear exports and technology. 9 pages to be opened.

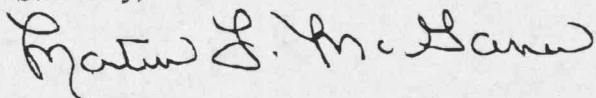
This material, consisting of 18,154 pages and 43 minutes of audio recordings have been reviewed for FOIA exemptions only, resulting in a total of 77 pages restricted in whole or in part. President Reagan's representative, Joanne Drake is also being notified of this proposed opening of Reagan presidential records.

In accordance with the requirements of Executive Order 12667, a final review has been conducted for any materials that might raise a substantial question of Executive privilege if opened, and the Reagan Library staff has not identified any such items.

Pursuant to section 2(b) of Executive Order 12667, we would like to disclose these Reagan Presidential records on June 11, 2001, unless we receive an objection or claim of privilege from your office or the Office of former President Ronald Reagan. The records subject to this notice contain no confidential communications requesting or submitting advice or other information that would normally have been withheld prior to January 20, 2001, under the PRA restrictions in 44 U.S.C. § 2204(a), as they were asserted and narrowed by President Reagan. Accordingly, as Associate Counsel to the President Brett Kavanaugh and NARA General Counsel Gary M. Stern have discussed, you may wish to consider approving the release of these records, notwithstanding your letter of March 23, 2001, to the Archivist of the United States extending for 90 days the review period for records of President Reagan and Vice President Bush.

If you have any questions about this proposed opening, please contact me at 301-713-6025, ext. 262, or Duke Blackwood, Director of the Reagan Presidential Library, at (810) 410-8354.

Sincerely,



MARTIN F. MCGANN
Access Officer for Presidential Materials
Office of the General Counsel

cc: Brett Kavanaugh,
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Mr. Brett Kavanaugh 202-456-1647	Martin F. McGann
COMPANY:	DATE:
National Archives & Records Administration.	05/02/01
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
301-713-6040	6
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
301-713-6025, x262	
RE:	YOUR REFERENCE NUMBER:
PRA NOTICE FOR CLINTON/BARAK CONVERSATIONS	

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

8601 ADELPHI ROAD
COLLEGE PARK, MARYLAND 20740-6001



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

VIA FACSIMILE

May 2, 2001

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

This letter is in further reference to a request, dated April 4, 2001, from Chairman Dan Burton, Committee on Government Reform, U.S. House of Representatives, and a subpoena from the United States District Court, Southern District of New York, dated February 22, 2001, to the Archivist of the United States, for records relating to telephone calls and other contact between President Clinton and Prime Minister Ehud Barak of Israel. Copies of these requests are enclosed.

In accordance with the Presidential Records Act (PRA), 44 U.S.C. § 2205(2)(A) and (C), the PRA regulations promulgated by the National Archives and Records Administration, 36 C.F.R. § 1270.44-46, and Executive Order 12667, § 2, we are providing you formal notification, on behalf of the incumbent President, of our intent to provide Clinton Presidential records to Chairman Burton and the U.S. Attorney for the Southern District of New York. As established by section 2(b) of Executive Order 12667, you have 30 days from the receipt of this notice to review the records in order to invoke Executive privilege with respect to any of the records.

We have also provided notice about these materials to Bruce Lindsey, the personal representative for former President Clinton.

If you have any questions relating to access or to this request, please do not hesitate to contact me at 301-713-6025, ext. 230, or Nancy Smith at 202-501-5700.

Sincerely,

AMY E. KRUPSKY
Associate General Counsel

Enclosures

cc: Brett Kavanaugh
Associate Counsel to the President
Brad Berenson
Associate Counsel to the President
Paul Colborn
Office of Legal Counsel

04/04/01 WED 13:13 FAX

DAN BURTON, INDIANA,
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ONE HUNDRED SEVENTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

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 FACSIMILE (202) 225-5031
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 JANICE D. SCHAKOWSKY, ILLINOIS
 WM. LACY CLAY, MISSOURI

BERNARD SANDERS, VERMONT,
 INDEPENDENT

April 4, 2001

John W. Carlin
 Archivist of the United States
 National Archives and Records Administration
 8601 Adelphi Road
 College Park, Maryland 20740

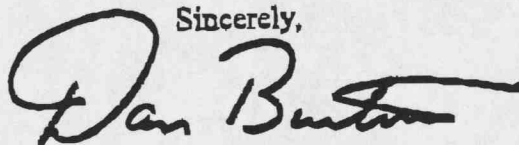
Dear Mr. Carlin:

Pursuant to its authority under Rules X and XI of the Rules of the House of Representatives, the Committee on Government Reform is conducting an investigation into certain pardons and commutations granted by President Clinton. The Committee hereby requests certain records.

Please produce to the Committee all records referring to contact between Prime Minister Ehud Barak and President Clinton between November 1, 2000, and January 20, 2001, regarding Marc Rich or Pincus Green. To the extent the requested records discuss matters unrelated to Marc Rich or Pincus Green, please redact any such material before the records are produced to the Committee.

Please produce the requested items by the close of business on April 18, 2001. If you have any questions about this request, please have your staff contact the Committee's Deputy Counsel, David A. Kass, at (202) 225-5074.

Sincerely,



Dan Burton
 Chairman

cc: Honorable Henry Waxman, Ranking Minority Member

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)	(b)(3) STATUTE(S)
Court Filing	[Subpoena] [with Attachment]	3	02/22/2001	P3/b3; P6/b6; b7c; b7f;	Rule 6(e), Federal Rules of Criminal Procedure

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

NARA (National Archives and Records Administration) Notices [Folder 1] [2]

FRC ID:

9632

FOIA IDs and Segments:

2018-0016-P

OA Num.:

1824

2017-0345-F

NARA Num.:

1742

RESTRICTION CODES

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

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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.

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

Records Not Subject to FOIA

Court Sealed - The document is withheld under a court seal and is not subject to the Freedom of Information Act.

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:

Mr. Brett Kavanaugh
202-456-1647

FROM:

Martin F. McGann

COMPANY:

National Archives & Records
Administration.

DATE:

04/11/01

FAX NUMBER:

301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER:

2/

PHONE NUMBER:

301-713-6025, x262

SENDER'S REFERENCE NUMBER:

RE:

Burton Request III

YOUR REFERENCE NUMBER:

☐ URGENT☐ FOR REVIEW☐ PLEASE COMMENT☐ PLEASE REPLY☐ PLEASE RECYCLE

NOTES/COMMENTS:



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

VIA FACSIMILE

April 11, 2001

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

This letter is in reference to the third request, dated March 8, 2001, from Chairman Dan Burton, Committee on Government Reform, U.S. House of Representatives, to the Archivist of the United States, for Clinton Presidential records relating to consideration of grants of executive clemency. A copy of this letter is enclosed.

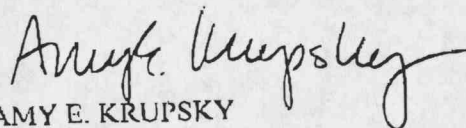
In accordance with the Presidential Records Act (PRA), 44 U.S.C. § 2205(2)(C), the PRA regulations promulgated by the National Archives and Records Administration, 36 C.F.R. § 1270.44-46, and Executive Order 12667, § 2, we are giving you formal notification, on behalf of President George W. Bush, of our intent to provide Clinton Presidential records to Chairman Burton. As established by section 2(b) of Executive Order 12667, you have 30 days from the receipt of this notice to review the records in order to invoke Executive privilege with respect to any of the records.

The responsive material located by the Clinton Presidential Project includes internal Government deliberations, as well as personal information about those requesting executive clemency and about other individuals.

We have also provided notice to former President Clinton's legal representative, Bruce Lindsey.

If you have any questions relating to access or to this request, or would like to arrange a time to review the records, please do not hesitate to contact me at 301-713-6025, ext. 230, or Nancy Smith at 202-501-5700.

Sincerely,


AMY E. KRUPSKY
Associate General Counsel

Enclosure

cc: Brett Kavanaugh
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel, U.S. Department of Justice

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Congress of the United States

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COMMITTEE ON GOVERNMENT REFORM

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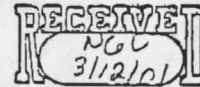
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RANKING MINORITY MEMBER

TOM LANTOS, CALIFORNIA
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THOMAS H. ALLEN, MAINE
JANICE D. SCHAKOWSKY, ILLINOIS
WM. LACY CLAY, MISSOURI

BERNARD SANDERS, VERMONT,
INDEPENDENT

March 8, 2001

John W. Carlin
Archivist of the United States
National Archives and Records Administration
8601 Adelphi Road
College Park, Maryland 20740

Dear Mr. Carlin:

Pursuant to its authority under Rules X and XI of the Rules of the House of Representatives, the Committee on Government Reform is conducting an investigation into certain pardons and commutations granted by President Clinton. The Committee hereby requests certain records.

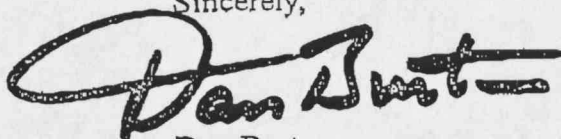
Please produce to the Committee the following records:

1. All records relating to the consideration of Executive Grants of Clemency for the following individuals:
 - a. Benjamin Berger;
 - b. Almon Glenn Braswell;
 - c. Jacob Elbaum;
 - d. Robert Clinton Fain;
 - e. David Goldstein;
 - f. Edgar Allen Gregory;
 - g. Vonna Jo Gregory;
 - h. Garland Lincecum;
 - i. Eugene Lum;
 - j. Nora Lum;
 - k. James Lowell Manning;
 - l. Joe McKernan;
 - m. Kalmen Stern;
 - n. Carlos Vignali;

- o. Thomas Waddell III;
 - p. Harvey Weinig;
 - q. Mitchell Couey Wood;
 - r. Phillip Young;
- 2. All records relating to any requests for clemency made by Hugh Rodham or Roger Clinton on behalf of any individual;
 - 3. All charts prepared for President Clinton between November 2000 and January 20, 2001, reflecting names of individuals being considered for Executive Grants of Clemency;
 - 4. All Worker and Visitor Entry System (a.k.a. "WAVES") records for the following individuals between November 1, 2000, and January 20, 2001:
 - a. Hugh Rodham;
 - b. Tony Rodham;
 - c. Roger Clinton;
 - d. Horatio Vignali;
 - 5. All Ushers' Logs for the White House residence for January 1, 2001, through January 20, 2001.

Please produce the requested items by the close of business on March 22, 2001. If you have any questions about this request, please contact the Committee's Deputy Counsel, David A. Kass, at (202) 225-5074.

Sincerely,



Dan Burton
Chairman

cc: Honorable Henry Waxman, Ranking Minority Member

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:

The Honorable Alberto Gonzales
(202) 456-6279

FROM:

Martin F. McGann

COMPANY:

National Archives & Records
Administration.

DATE:

04/11/01

FAX NUMBER:

301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER:

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PHONE NUMBER:

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SENDER'S REFERENCE NUMBER:

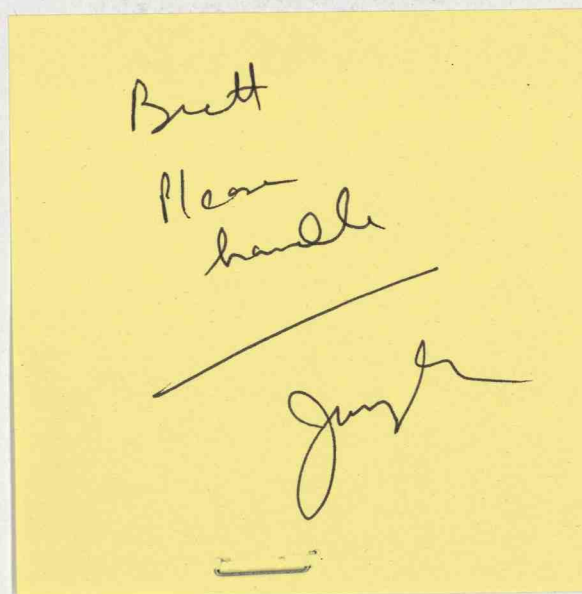
RE:

Burton Request III

YOUR REFERENCE NUMBER:

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NOTES/COMMENTS:





National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

VIA FACSIMILE

April 11, 2001

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

This letter is in reference to the third request, dated March 8, 2001, from Chairman Dan Burton, Committee on Government Reform, U.S. House of Representatives, to the Archivist of the United States, for Clinton Presidential records relating to consideration of grants of executive clemency. A copy of this letter is enclosed.

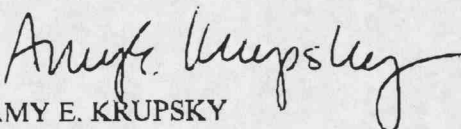
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If you have any questions relating to access or to this request, or would like to arrange a time to review the records, please do not hesitate to contact me at 301-713-6025, ext. 230, or Nancy Smith at 202-501-5700.

Sincerely,


AMY E. KRUPSKY
Associate General Counsel

Enclosure

cc: Brett Kavanaugh
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel, U.S. Department of Justice

DAN BURTON, INDIANA,
CHAIRMAN

BENJAMIN A. GILMAN, NEW YORK
CONSTANCE A. MORELLA, MARYLAND
CHRISTOPHER SMAYS, CONNECTICUT
ILCANA ROS-LEHTINEN, FLORIDA
JOHN M. McHUGH, NEW YORK
"N HORN, CALIFORNIA
VICA, FLORIDA
M. DAVIS, VIRGINIA
SOUDECH, INDIANA
SCARBOROUGH, FLORIDA
STEVEN C. LATOUCETTE, OHIO
BOB BARR, GEORGIA
DAN MILLER, FLORIDA
DOUG OSE, CALIFORNIA
RON LEWIS, KENTUCKY
JO ANN DAVIS, VIRGINIA
TODD RUSSELL PLATTS, PENNSYLVANIA
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ADAM H. PUTNAM, FLORIDA
C.L. "BUTCH" OTTER, IDAHO
EDWARD L. SCHROCK, VA

ONE HUNDRED SEVENTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM

2157 RAYBURN HOUSE OFFICE BUILDING

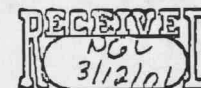
WASHINGTON, DC 20515-6143

MAJORITY (302) 225-5074
MINORITY (302) 225-5081
TTY (302) 225-6882

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WM. LACY CLAY, MISSOURI

BERNARD SANDERS, VERMONT,
INDEPENDENT

March 8, 2001

John W. Carlin
Archivist of the United States
National Archives and Records Administration
8601 Adelphi Road
College Park, Maryland 20740

Dear Mr. Carlin:

Pursuant to its authority under Rules X and XI of the Rules of the House of Representatives, the Committee on Government Reform is conducting an investigation into certain pardons and commutations granted by President Clinton. The Committee hereby requests certain records.

Please produce to the Committee the following records:

1. All records relating to the consideration of Executive Grants of Clemency for the following individuals:
 - a. Benjamin Berger;
 - b. Almon Glenn Braswell;
 - c. Jacob Elbaum;
 - d. Robert Clinton Fain;
 - e. David Goldstein;
 - f. Edgar Allen Gregory;
 - g. Vonna Jo Gregory;
 - h. Garland Lincecum;
 - i. Eugene Lum;
 - j. Nora Lum;
 - k. James Lowell Manning;
 - l. Joe McKernan;
 - m. Kalmen Stern;
 - n. Carlos Vignali;

- o. Thomas Waddell III;
 - p. Harvey Weinig;
 - q. Mitchell Couey Wood;
 - r. Phillip Young;
- 2. All records relating to any requests for clemency made by Hugh Rodham or Roger Clinton on behalf of any individual;
- 3. All charts prepared for President Clinton between November 2000 and January 20, 2001, reflecting names of individuals being considered for Executive Grants of Clemency;
- 4. All Worker and Visitor Entry System (a.k.a. "WAVES") records for the following individuals between November 1, 2000, and January 20, 2001:
 - a. Hugh Rodham;
 - b. Tony Rodham;
 - c. Roger Clinton;
 - d. Horatio Vignali;
- 5. All Ushers' Logs for the White House residence for January 1, 2001, through January 20, 2001.

Please produce the requested items by the close of business on March 22, 2001. If you have any questions about this request, please contact the Committee's Deputy Counsel, David A. Kass, at (202) 225-5074.

Sincerely,



Dan Burton
Chairman

cc: Honorable Henry Waxman, Ranking Minority Member



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

VIA FACSIMILE

April 6, 2001

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

This letter is in reference to a request, dated March 5, 2001, from Chairman Doug Ose, Subcommittee on Energy Policy, Natural Resources and Regulatory Affairs, U.S. House of Representatives, to the Archivist of the United States, for Clinton Presidential records relating to gifts. A copy of this letter is enclosed.

In accordance with the Presidential Records Act (PRA), 44 U.S.C. § 2205(2)(C), the PRA regulations promulgated by the National Archives and Records Administration, 36 C.F.R. § 1270.44-46, and Executive Order 12667, § 2, we are giving you formal notification, on behalf of President George W. Bush, of our intent to provide Clinton Presidential records to Chairman Ose. As established by section 2(b) of Executive Order 12667, you have 30 days from the receipt of this notice to review the records in order to invoke Executive privilege with respect to any of the records.

Following a preliminary, read-only review of the records by Chairman Ose's staff, the staff has informed NARA that the Chairman has modified his request, as follows:

1. Item (d) of the March 5 letter, "copies of the 'green sheets' for all items recalled from November 1, 1999 to January 20, 2001 and any information related to the return of any items to the White House by the Clintons after January 20, 2001." NARA has located approximately one cubic foot¹ of records in this category, which include both green sheets and any attached documentation.
2. Item (b) of the March 5 letter, "copies of the 'green sheets' for all items not yet included in" the NARA read-only database. NARA has located approximately one cubic foot of records in this category, which include both green sheets and any attached documentation.
3. Item (a) of the March 5 letter, an electronic copy of two of the six categories of the NARA read-only database, i.e., category 3, all domestic gifts, and category 5, all recalls. The NARA database consists of data from green sheets as the accompanying gifts were provided to NARA from the White House, and other data supplied by NARA. This database contains approximately 81,343 entries (in many cases, a single gift will have more than one entry, if, for example, it contains a

¹ One cubic foot of records equals approximately 2200 pages.

number of distinct items). Category 3 contains approximately 42,088 entries; category 5 contains approximately 6481 entries.

The Chairman is apparently most interested in the textual green sheets described in numbers 1 and 2 above. NARA has informed the Committee that the White House Gift Unit database is not yet physically accessible at NARA, and that we expect that it will be by the end of April 2001. The Chairman's requests for access to the Gift Unit database is, therefore, still pending. (NARA will provide you a separate notification for disclosure of that database after it becomes available for use.) The Chairman's staff has indicated that, to the extent the White House Gift Unit database contains more complete information than the NARA database, they may reconsider their need to obtain the NARA database.

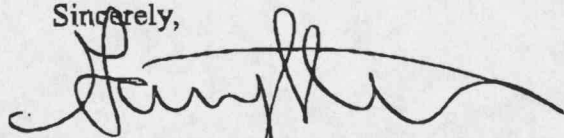
The Chairman's staff has also informed us that the Chairman's request for item (f), "all correspondence and e-mail relating to gifts received by the Clintons from January 20, 1993 to January 20, 2001," is on hold, but that he reserves the right to activate this request at a later date.

In addition, NARA has also located approximately 100 pages of records from the files of Marvin Krisloff and Tutti Fairbanks concerning the craft collection, as identified in item (c) of the March 5 letter, that are also available for your review at this time. NARA has already provided some Presidential records responsive to this item, as well as certain NARA agency records that are also responsive.

We have also provided notice to former President Clinton's legal representative, Bruce Lindsey.

If you have any questions relating to access or to this request, or would like to arrange a time to review the records, please do not hesitate to contact me at 301-713-6025, ext. 251, or Nancy Smith at 202-501-5700.

Sincerely,



GARY M. STERN
General Counsel

Enclosure

cc: Brett Kavanaugh
Associate Counsel to the President
Acting Assistant Attorney General
Office of Legal Counsel, U.S. Department of Justice

03/05/01 19:19

DAN QUAYTON, INDIANA,
Chairman

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CHRISTOPHER SHAYS, CONNECTICUT
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ONE HUNDRED SEVENTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

NAME: GFA: 205-6071
PHONE: (202) 506-6211
TTY: (202) 325-6032

www.house.gov/reform

March 5, 2001

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THOMAS H. ALLEN, UTAH
JANICE D. SCHROEDER, KANSAS
LUCY CLAY MISSOURI

BERNARD SANDERS, VERMONT,
1102 SENATOR

BY FACSIMILE

The Honorable John W. Carlin
Archivist of the United States
National Archives and Records Administration
8601 Adelphi Road - Room 4200
College Park, MD 20740-6001

Dear Mr. Carlin:

The Subcommittee on Energy Policy, Natural Resources and Regulatory Affairs is conducting an investigation of the laws, codified rules, and noncodified guidance documents governing gifts for the Executive Residence at the White House, the President, and the Presidential archival depositories. Under various authorities, the National Archives and Records Administration (NARA) accepts for deposit certain material (familiarily known as "courtesy storage"), accepts gifts for Presidential archival depositories, and deposits Presidential records in Presidential archival depositories.

Pursuant to the Constitution and Rules X and XI of the United States House of Representatives, please provide the Subcommittee by March 20, 2001 with: (a) access to all existing databases (including but not limited to NARA's read-only database and the White House Gifts Unit's database) about gifts for the President, Executive Mansion, or The William J. Clinton Presidential Center (including the Clinton Presidential Library) processed by the White House Gifts Unit from January 20, 1993 to January 20, 2001; (b) copies of the "green sheets" for all items not yet included in these databases; (c) copies of the deeds of gifts to NARA for all items in the White House Craft Collection or any other gifts (such as gowns) accepted by NARA for the Clinton Presidential archival depository and any information related to any of these items that may have been removed (including loans to the Clintons); (d) copies of the "green sheets" for all items recalled from November 1, 1999 to January 20, 2001 and any information related to the return of any items to the White House by the Clintons after January 20, 2001; and (e) any inventories, correspondence, e-mail or other information about any Clinton personal material for which NARA provided courtesy storage since January 20, 1993.

In addition, please provide the Subcommittee by April 5, 2001 with: (f) all correspondence and e-mail relating to gifts received by the Clintons from January 20, 1993 to January 20, 2001.

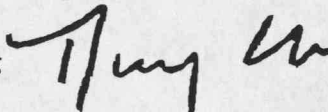
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Please contact Subcommittee Deputy Staff Director Barbara Kahlow at 226-3058 if you have any questions about this request. Please provide the requested information to the Subcommittee majority staff in B-377 Rayburn House Office Building and the minority staff in B-350A Rayburn House Office Building.

Thank you in advance for your attention to this request.

Sincerely,



Doug Ose
Chairman

Subcommittee on Energy Policy, Natural
Resources and Regulatory Affairs

cc: The Honorable Dan Burton
The Honorable John Tierney



National Archives & Records Administration

to: Brett Kavanaugh
fax #: 202-456-1647
re: PRA Notice on Clinton Gifts
date: 04/06/2001
pages: [5 Pages (including cover sheet)].

From the desk of...

Gary M. Stern
General Counsel
NARA
8601 Adelphi Road
College Park, MD 20740
Telephone: 301-713-6025
Fax: 301-713-6040
Email: garym.stern@arch2.nara.gov

National Archives and Records Administration



U. S. Department of Justice

Civil Division

Office of the Assistant Attorney General

Washington, D.C. 20530

April 6, 2001

BY TELEFAX - (202) 456-1647

Brett M. Kavanaugh, Esquire
Associate Counsel to the President
The White House
Washington, D.C. 20500

Dear Brett:

I am writing to ascertain whether the White House has any objection to our turning over in discovery certain documents which I am attaching to this letter.

For almost a decade we have been engaged in litigation arising from the default termination of a contract under which McDonnell Douglas Corporation (now Boeing) and General Dynamics Corporation were to build the A-12 Naval fighter aircraft. In August 1991, a Congressional subcommittee issued a subpoena for Department of Defense memoranda analyzing McDonnell Douglas Corporation's financial status and recommending the deferral of certain payments alleged to be due from McDonnell Douglas. On instructions from President Bush who invoked Executive Privilege, Secretary of Defense Cheney declined to produce the document.

During an earlier phase of the A-12 litigation, the plaintiff served the government with discovery to which the memoranda were responsive, but not highly probative on the issues then pending before the Court. In October 1994, we were advised by the Office of Counsel to the President and the Office of Legal Counsel that the President was not prepared to assert Executive Privilege in response to the discovery request but that it would be appropriate for us to assert the deliberative process privilege. The document was not produced.

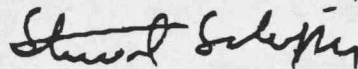
Following a remand from the Court of Appeals, we are scheduled shortly to go to trial, and the issues discussed in the subject memoranda are now highly relevant. Plaintiffs have filed

a motion to compel discovery of the memoranda. The Department of Defense has advised us that it no longer believes that there is any need for us to assert a claim of privilege, and we are prepared to release the documents to the plaintiffs.

Given the 1991 assertion by the President of Executive Privilege, I simply want to make sure that the White House has no present objection to our release of the documents. We have obtained an extension of time to respond to the motion to compel, but it would be very helpful if I could hear from you in the next several days.

Thank you for your assistance.

Sincerely,



Stuart E. Schiffer
Acting Assistant Attorney General

Attachments

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	McDonnell Douglas Corporation...	6	02/04/2001	P4/b4; P5; MAX 7/7/2005

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

NARA (National Archives and Records Administration) Notices [Folder 1] [2]

FRC ID:

9632

OA Num.:

1824

NARA Num.:

1742

FOIA IDs and Segments:

2018-0016-P

2017-0345-F

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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)]

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

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	Memorandum - To: H. Lawrence Garrett	2	02/04/2001	P4/b4; P5; <i>WAL 9/9/2005</i>

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

NARA (National Archives and Records Administration) Notices [Folder 1] [2]

FRC ID:

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OA Num.:

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NARA Num.:

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FOIA IDs and Segments:

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2017-0345-F

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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

THE WHITE HOUSE
WASHINGTON



August 8, 1991

MEMORANDUM FOR THE SECRETARY OF DEFENSE

SUBJECT: Congressional Subpoena for an Executive Branch Document

I have been advised that the Subcommittee on Legislation and National Security of the Government Operations Committee of the House of Representatives has issued a subpoena commanding you to produce a confidential, deliberative memorandum from the acting Under Secretary of Defense for Acquisition to the Deputy Secretary of Defense, dated February 4, 1991, regarding the deferment of certain financial obligations of a major defense contractor. I understand that the Subcommittee has received testimony from the Department regarding its ultimate decision in this matter, and that the General Accounting Office has concluded that the Department's decision was fully legal and appropriate. I further understand that, among other accommodations, you have offered to permit the Subcommittee's Chairman and Ranking Minority Member to read the memorandum in question.

It is my decision that you should not release this document. Compelled release to Congress of documents containing confidential communications among senior Department officials would inhibit the candor necessary to the effectiveness of the deliberative processes by which the Department makes decisions and recommendations concerning the national defense, including recommendations to me as Commander-in-Chief. In my judgment, the release of this memorandum would be contrary to the national interest because it would discourage the candor that is essential to the Department's decision-making process. Therefore, I am compelled to assert executive privilege with respect to this memorandum and to instruct you not to release it to the Subcommittee.

Please advise the Subcommittee of my decision. I also request that the Department remain willing to meet informally with the Subcommittee to provide such information as it can, consistent with these instructions and without violating the Constitutional doctrine of separation of powers.

Enc 2

004259



THE SECRETARY OF DEFENSE
WASHINGTON, THE DISTRICT OF COLUMBIA



August 9, 1991

Honorable John Conyers, Jr.
Chairman, Legislation and National
Security Subcommittee
Committee on Government Operations
House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

This is to advise you that the President has invoked executive privilege and directed me not to provide the document identified in the Subcommittee's Subpoena Duces Tecum dated August 1, 1991.

This document pertains to certain contract matters considered by the Department of Defense in the aftermath of the termination of the A-12 aircraft program, including a decision by the Department to defer, with the accrual of interest, collection of funds from a defense contractor until litigation over the liability for payment of those funds is resolved. The document contains candid and confidential predecisional advice and recommendations from numerous senior officials of the Department of Defense.

Officials of the Department have testified before your Subcommittee on the reasons for the deferral and the content of the document. The General Accounting Office has determined that the deferral was legal and reasonable. The General Counsel of the Department has offered on several occasions to make the document available to you and the ranking minority member of your Subcommittee for review. Moreover, the Chairman and a senior member of a subcommittee of the House Armed Services Committee and a representative of the GAO have reviewed the document pursuant to guidelines identical to those offered to your Subcommittee. You have rejected the General Counsel's offer without the explanation court decisions contemplate of why the accommodation proffered to your Subcommittee will not satisfy all valid legislative requirements.

I have asked the General Counsel of the Department of Defense to be prepared to meet with you, if you should so desire, to discuss whether the Subcommittee's needs with respect to this memorandum can be accommodated in any other manner, without violating the Constitutional doctrine of separation of powers.

Sincerely,

00426



DEPARTMENT OF DEFENSE
OFFICE OF GENERAL COUNSEL
WASHINGTON, D.C. 20301-1600



October 20, 1994

MEMORANDUM FOR DEPARTMENT OF THE NAVY, OFFICE OF GENERAL COUNSEL
(LITIGATION)

ATTN: DIRECTOR, A-12 TRIAL TEAM

SUBJECT: McDonnell Douglas Corporation and General Dynamics Corporation v. United States, Court of Federal Claims
No. 91-1204C, Release of Information in Discovery

This is in response to your request for our advice whether to assert formally a privilege with respect to the memorandum dated February 4, 1991, from Under Secretary of Defense Yockey to Deputy Secretary of Defense Atwood concerning "McDonnell Douglas Corporation (MDC) Financial Status and Recommendations" (Yockey memorandum).

The office of the Counsel to the President and the office of Legal Counsel, Department of Justice, have determined and advised the Principal Deputy General Counsel that the White House is not inclined to assert formally executive privilege with respect to release of the Yockey memorandum in the above-captioned A-12 litigation. Instead, they have advised that it is appropriate for the Department of Justice to assert deliberative process privilege. Because executive privilege was asserted by the President in response to the subpoena from the congressional subcommittee, the Yockey memorandum should only be released to the plaintiffs in the A-12 litigation in response to an order from the court to do so. I also recommend that you continue to challenge the relevance of the memorandum to the issues in this litigation.

Dennis H. Trosch
Deputy General Counsel
(Acquisition & Logistics)

Encl 4

015733



U. S. Department of Justice

Civil Division

Office of the Assistant Attorney General

Washington, D.C. 20530

FACSIMILE TRANSMITTAL COVER SHEET

DATE: April 6, 2001

TO: Brett Kavanaugh

FAX NO.: (202) 456-1647

TEL NO.: (202) 456-1647

FROM: Stuart Schiffer
Acting Assistant Attorney General
Civil Division

FACSIMILE NO.: (202) 305-3138

TELEPHONE NO.: (202) 514-3306

NO. OF PAGES: cover & 13 pages

COMMENTS:

RE: A-12 Litigation

NATIONAL ARCHIVES & RECORDS ADMINISTRATION
OFFICE OF THE GENERAL COUNSEL

FACSIMILE TRANSMITTAL SHEET

TO:

Mr. Brett Kavanaugh
202-456-1647

FROM:

Martin F. McGarrin

COMPANY:

National Archives & Records
Administration.

DATE:

04/09/01

FAX NUMBER:

301-713-6040

TOTAL NO. OF PAGES INCLUDING COVER:

5

PHONE NUMBER:

301-713-6025, x262

SENDER'S REFERENCE NUMBER:

RE:

Reagan PRA Notice
(CONTAINS ADVICE)

YOUR REFERENCE NUMBER:

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:



National Archives and Records Administration

8601 Adelphi Road
College Park, Maryland 20740-6001

April 9, 2001

VIA FACSIMILE

The Honorable Alberto R. Gonzales
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Gonzales:

In accordance with the requirements of the Presidential Records Act, 44 U.S.C. §§2201-2207, NARA's regulations, 36 C.F.R. §1270.46, and Executive Order 12667, this letter is our formal notice to the incumbent President of our intent to open Reagan presidential records in response to the following **Freedom of Information Act (FOIA) and Mandatory Review (MR)** requests:

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F97-025/4	Allida Black	Nancy Reagan	300 pages 14 audiotapes	54 (52 classified) 2 tapes restricted

This request pertains to Mrs. Reagan and her participation in the Soviet Summits, and certain White House Exit Interviews. The topics in the textual material include Mrs. Reagan's schedules, news clips, and background information. The Exit Interviews cover the administration, staffing, organization of the First Lady's Office, as well as drug abuse programs and the 1980 campaign.

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F00-104/1	Colleen Burke	David L. Boren	2,859	122 (67 classified)

These materials pertain to letters and petitions signed by or sent to Senator Boren, on issues such as agriculture, energy, trade, and US-USSR relations. Also included is legislation sponsored or co-sponsored by Senator Boren, including bills to strengthen Congressional oversight of intelligence activities; unclassified documents and published reports pertaining to the INF Treaty, Iran-Contra, and other issues addressed by Senate committees (Foreign Relations, Intelligence, Agriculture). Among the materials are unsolicited personnel recommendations from Senator Boren.
Contains advice.

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F00-135	Thomas Maddux	BIA	668	68

This request pertains to the Bureau of Indian Affairs. The materials proposed for opening are from WHORM: Subject File FG018-05 (Federal Government: Indian Affairs, Bureau of) and include correspondence, petitions, resolutions, memorandums and notarized statements relating to administrative and personnel actions; contractual disputes; investigations, and legislation regarding the American Indian, Alaska Native and Native Hawaiian Culture and Development Act.

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F00-129	David Yalof	EPA & Superfund	3,200	0

This request pertains to the Environmental Protection Agency and the Superfund. The records proposed for release include memorandums, reports, clippings, copies of court motions, and correspondence. A significant part of these files pertain to a Congressional investigation of the EPA's management of the Superfund, and a lawsuit involving Anne Burford, the EPA administrator, who was held in contempt of Congress for withholding documents responsive to the Congressional investigation. Additional topics include determining Superfund sites, financing of the Superfund, alternative financing for cleaning hazardous waste, and copies of legislation related to Superfund. **Contains advice.**

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F01-037	Thomas Hachey	Trip to Ireland	3,530	14 (14 classified)

This request contains material relating to President Reagan's speeches during his trip to Ireland. The records are from the Speechwriting Drafts and Research files, WHORM: SP 889, and the Office of Presidential Advance Trip Files. The materials include various speech drafts, research materials collected and used to write the speeches, various memorandums concerning edits to the speeches, and a trip book [The Trip of President Reagan to Ireland, Normandy, and the London economic Summit June 1-10, 1984]. The trip book includes background material about Ireland, Normandy, London and the economic summit and the participating countries.

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
F01-038	Thomas Maddux	Indian Gaming Regulatory Act	70	0

This request pertains to the Indian Gaming Regulatory Act (S 555). The material includes letters, memorandums, routing slips, and a copy of S 555.

<u>Case#</u>	<u>Researcher</u>	<u>Topic</u>	<u>Pages</u>	<u>Restricted</u>
S01-012	Reagan Library	Sherrie Cooksey	161	0

This is a systematic review of records to release additional documents from a folder in which a single document had been previously released. The materials consist of memorandums from Presidential Personnel to Legislative Affairs of intent to nominate certain individuals for office. Legislative Affairs would notify Congress and start to set up congressional courtesy calls if needed. Notations are on the memorandums regarding who was called and when. All the material is dated 1981.

The Reagan Library is proposing to make the following previously classified presidential records available to research. These records were requested through FOIA or MR requests and have been returned from the agencies of equity following review for declassification.

F95-029/4 from Lucy Komisar. Records from the files of Herman Cohen about South African reports on politics and elections. 47 pages to be opened.

F96-004/2 from Lucy Komisar. A letter from DCI Casey to OMB Stockman about CIA views on HR 2780 (Certification requirements for El Salvador) from WHORM: Subject File CO046 (Countries: El Salvador). 2 pages to be opened.

F96-069/1 from Bertil Haggman. Records from the National Security Decision Directive files of the NSC Executive Secretariat on NSDD 32 (US National Security Strategy) and NSDD 66 (East-West Relations and Poland Related Sanctions). 65 pages to be opened.

F96-099/2 from Oliver Rathkolb. Draft memo about the International Institute for Applied Systems Analysis from the files of Peter Sommer. 1 page to be opened.

F96-127/2 from Joyce Battle. A trip report of the military planning team about the Iranian threat report on Gulf States from the Country file of the NSC Executive Secretariat. 1 page to be opened.

F97-013/2 from Nicholas Cull. Talking points paper with notations on the use of blowpipe missiles in Nicaragua from the files of the NSC European and Soviet Affairs Directorate. 1 page to be opened.

F97-045/2 from David Wills. Foreign Broadcast Information Service report about the Achille Lauro from the files of Oliver North. 1 page to be opened.

F97-048 from David Wills. Records from the files of Oliver North about foreign and US media reports on the hijacking of Kuwaiti Airliner (1984) and retrospective reports on the hijacking. 38 pages to be opened.

F98-008/1 from Thomas Bowditch. A cable pertaining to an attack on marine positions from the Subject File of NSC Executive Secretariat. 1 page to be opened.

F99-004 from William Burr. Two reports on communist press reporting from the files of David Laux. 18 pages to be opened.

F00-013 from Jennifer Metzger. A memo from Ted Williams to Robert Sweet about stratospheric ozone negotiation questions. 1 page to be opened.

F00-047 from Michael Riordan. Two letters from the chronological files of William Graham about Office of Science and Technology Policy staff person detailed to CIA. 2 pages to be opened.

F00-056/1 from Richard Conley. Records from WHORM: Subject File CO141 (South Africa) about South Africa regional economic leverage and vulnerabilities. 7 pages to be opened.

F00-079 from John Hart. A memo from Secretary Weinberger to the Assistant to the President for National Security Affairs about monitoring treaty compliance and responding to violations from WHORM: Subject File ND017 (Warfare). 2 pages to be opened.

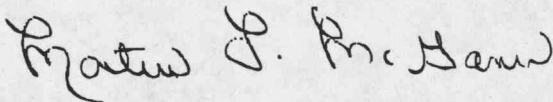
M00-012 from Kate Doyle. A report on international terrorism from the files of Jacqueline Tillman. 2 pages to be opened.

This material, consisting of 10,977 pages and 14 audiotapes, has been reviewed for FOIA exemptions, resulting in a total of 258 pages and 2 audiotapes restricted in whole or in part. The staff at the Reagan Library has located certain information within the material proposed for release the disclosure of which "may raise a substantial question of Executive privilege" as defined in Executive Order 12667. Classified documents are being referred to agencies for declassification review. President Reagan's personal representative, Joanne Drake is also being provided this notice.

Because the records subject to this notice contain confidential communications requesting or submitting advice or other information that normally would have been withheld prior to January 20, 2001, under the PRA restrictions in 44 U.S.C. § 2204(a), as they were asserted and narrowed by President Reagan, this notice is subject to your letter of March 23, 2001, to the Archivist of the United States extending for 90 days the review period for records of President Reagan and Vice President Bush, pursuant to section 2(b) of Executive Order 12667. Therefore, we do not intend to disclose these Reagan Presidential records until June 21, 2001, unless we receive an objection or claim of privilege from your office or the Office of former President Ronald Reagan, or an additional extension of time from you.

If you have any questions about this notice, please contact me at 301-713-6025, ext. 262 or Duke Blackwood, Director of the Ronald Reagan Presidential Library, at (810) 410-8354.

Sincerely,



MARTIN F. MCGANN
Access Officer for Presidential Materials
Office of the General Counsel

cc: Brett Kavanaugh
Associate Counsel to the President
Paul Colborn
Office of Legal Counsel



National Archives & Records Administration

to: Brett Kavanaugh
fax #: 202-456-1647
re: PRA
Date: 03/14/2001
pages: [@24 Pages (including cover sheet)].

Brett, enclosed is the floor debate on the PRA. I have tried to mark places where they discuss the 12 year limit and the lack of the FOIA (b)(5) exemption – see, e.g., p33860, col. 3; p.34895, cols. 1-2; p.36844, col. 3; p.38284, col. 1. Also enclosed is the cover page to the 1978 hearings. P.36845 also refers to the 1977 report of the National Study Commission on Records and Documents of Federal Officials, which was set up under the Presidential Recordings and Materials Preservation Act (PRMPA) of 1974, 44 U.S.C. § 2111 note.

Also enclosed are letters from former Presidents Bush and Reagan on narrowing the P2 and P5 exemptions, as well as a Bush letter on distinguishing personal for presidential record. Please call me at 301-713-6025, x.251 to discuss further this issue.

From the desk of...

Gary M. Stern
General Counsel
NARA
8601 Adelphi Road
College Park, MD 20740
Telephone: 301-713-6025
Fax: 301-713-6040
Email: garym.stern@arch2.nara.gov

SUBCHAPTER E—PRESIDENTIAL RECORDS

PART 1270—PRESIDENTIAL RECORDS

Subpart A—General Provisions

Sec.

- 1270.10 Scope of part.
- 1270.12 Application.
- 1270.14 Definitions.

Subpart B—Actions Taken on Behalf of Former Presidents

- 1270.20 Designation of person or persons to act for former President.
- 1270.22 When Archivist may act for former President.

Subpart C—Disposal of Presidential Records

- 1270.30 Disposal of Presidential Records by incumbent President.
- 1270.32 Disposal of Presidential Records in the custody of the Archivist.

Subpart D—Access to Presidential Records

- 1270.40 Identification of restricted records.
- 1270.42 Denial of access to public; right to appeal.
- 1270.44 Exceptions to restricted access.
- 1270.46 Notice of intent to disclose Presidential records.

Subpart E—Presidential Records Compiled for Law Enforcement Purposes

- 1270.50 Consultation with law enforcement agencies.

AUTHORITY: The Presidential Records Act of 1978, Pub. L. 95-591, 92 Stat. 2523-27, as amended by the National Archives and Records Administration Act of 1984, Pub. L. 98-497, sec. 107(b)(7), 98 Stat. 2287 (1984) (codified at 44 U.S.C. 2201-07).

SOURCE: 53 FR 50404, Dec. 15, 1988, unless otherwise noted.

Subpart A—General Provisions

§ 1270.10 Scope of part.

These regulations implement the provisions of the Presidential Records Act of 1978, Pub. L. No. 95-591, 92 Stat. 2523-27, as amended by Pub. L. No. 98-497, sec. 107(b)(7), 98 Stat. 2287 (1984) (codified at 44 U.S.C. 2201-07), by setting forth the policies and procedures governing preservation, protection, and

disposal of, and access to Presidential and Vice-Presidential records created during a term of office of the President or Vice President beginning on or after January 20, 1981. Nothing in these regulations is intended to govern procedures for assertion of, or response to, any constitutionally based privilege which may be available to an incumbent or former President.

§ 1270.12 Application.

(a) These regulations apply to all Presidential records created during a term of office of the President beginning on or after January 20, 1981.

(b) Vice-Presidential records shall be subject to the provisions of this part in the same manner as Presidential records. The Vice President's duties and responsibilities, with respect to Vice-Presidential records, shall be the same as the President's duties and responsibilities with respect to Presidential records. The Archivist's authority with respect to Vice-Presidential records shall be the same as the Archivist's authority with respect to Presidential records, except that the Archivist may, when he determines it to be in the public interest, enter into an agreement with a non-Federal archival repository for the deposit of Vice-Presidential records.

§ 1270.14 Definitions.

For the purposes of this part—

(a) The terms *documentary material*, *Presidential records*, *personal records*, *Archivist*, and *former President* have the meanings given them by 44 U.S.C. 2201 (1)-(5), respectively.

(b) The term *agency* has the meaning given it by 5 U.S.C. 551(1) (A)-(D) and 552(f).

(c) The term *Presidential archival depository* has the meaning given it by 44 U.S.C. 2101(1).

(d) The term *Vice-Presidential records* means documentary materials, or any reasonably segregable portion thereof, created or received by the Vice President, his immediate staff, or a unit or individual of the Office of the Vice President whose function is to advise and assist the Vice President, in the

National Archive

course of conduct relate to or have carrying out of statutory, or other duties of the term includes de of the kind incl Presidential record

(e) The term something is rec the official to wh

Subpart B—/ Behalf of Fo

§ 1270.20 Designations to act for

(a) A President may designate sc to exercise, upon the President or or all of the dis granted to the President by ch U.S.C.

(b) When a President designates a act for him pursu of this section, t be effective only received notice o fore the Presiden dies or is disabled

(c) The notice r (b) of this section and shall include mation:

(1) Name(s) of t designated to act former President;

(2) The current son or persons des

(3) The records. sonable specificity ignee(s) will exer authority.

§ 1270.22 When A former Preside

In those instanc has specified, in U.S.C. 2204(a), res Presidential recor a designation und part, the Archiv death or disabilit former President, tion or authority

course of conducting activities which relate to or have an effect upon the carrying out of the constitutional, statutory, or other official or ceremonial duties of the Vice President. The term includes documentary materials of the kind included under the term *Presidential records*.

(e) The term *filed* means the date something is received in the office of the official to whom it is addressed.

Subpart B—Actions Taken on Behalf of Former Presidents

§ 1270.20 Designation of person or persons to act for former President.

(a) A President or former President may designate some person or persons to exercise, upon death or disability of the President or former President, any or all of the discretion or authority granted to the President or former President by chapter 22 of title 44 U.S.C.

(b) When a President or former President designates a person or persons to act for him pursuant to paragraph (a) of this section, this designation shall be effective only if the Archivist has received notice of the designation before the President or former President dies or is disabled.

(c) The notice required by paragraph (b) of this section shall be in writing, and shall include the following information:

(1) Name(s) of the person or persons designated to act for the President or former President;

(2) The current addresses of the person or persons designated; and

(3) The records, identified with reasonable specificity, over which the designee(s) will exercise discretion or authority.

§ 1270.22 When Archivist may act for former President.

In those instances where a President has specified, in accordance with 44 U.S.C. 2204(a), restrictions on access to Presidential records, but has not made a designation under § 1270.20 of this subpart, the Archivist shall, upon the death or disability of a President or former President, exercise the discretion or authority granted to a Presi-

dent or former President by 44 U.S.C. 2204.

Subpart C—Disposal of Presidential Records

§ 1270.30 Disposal of Presidential records by incumbent President.

A President may, while in office, dispose of any Presidential records which in his opinion lack administrative, historical, informational, or evidentiary value if one of the following two sets of requirements is satisfied:

(a)(1) The President has obtained the written views of the Archivist concerning the proposed disposal; and

(2) The Archivist states in his written views to the President that he does not intend to request, with respect to the President's proposed disposal of Presidential records, the advice of the Committees on Rules and Administration and Governmental Affairs of the Senate, and the Committees on House Administration and Government Operations of the House of Representatives because he does not consider—

(i) The records proposed for disposal to be of special interest to the Congress; or

(ii) Consultation with the Congress concerning the proposed disposal to be in the public interest; or

(b)(1) The President has obtained the written views of the Archivist concerning the proposed disposal;

(2) The Archivist states in his written views either—

(i) That the records proposed for disposal may be of special interest to the Congress; or

(ii) That consultation with the Congress concerning the proposed disposal is in the public interest; and

(3) The President submits copies of the proposed disposal schedule to the Committees on Rules and Administration and Governmental Affairs of the Senate and the Committees on House Administration and Government Operations of the House of Representatives at least 60 calendar days of continuous session of Congress in advance of the proposed disposal date. For the purpose of this section, continuity of session is broken only by an adjournment of Congress *sine die*, and the days on which either House is not in session because of

an adjournment of more than 3 days to a day certain are excluded in the computation of the days in which Congress is in continuous session.

§ 1270.32 Disposal of Presidential Records in the custody of the Archivist.

(a) The Archivist may dispose of Presidential records which he has appraised and determined to have insufficient administrative, historical, informational, or evidentiary value to warrant their continued preservation.

(b) When Presidential records are scheduled for disposal pursuant to paragraph (a) of this section, the Archivist shall publish a notice of this disposal in the FEDERAL REGISTER at least 60 days before the proposed disposal date.

(c) The notice required by paragraph (b) of this section, shall include the following:

(1) A reasonably specific description of the records scheduled for disposal; and

(2) A concise statement of the reason for disposal of the records.

(d) Publication in the FEDERAL REGISTER of the notice required by paragraph (b) of this section shall constitute a final agency action for purposes of review under chapter 7 of title 5 U.S.C. (5 U.S.C. 701-706).

Subpart D—Access to Presidential Records

§ 1270.40 Identification of restricted records.

(a) If a President, prior to the conclusion of his term of office or last consecutive term of office, as the case may be, specifies durations, not to exceed 12 years, for which access to certain information contained in Presidential records shall be restricted, in accordance with 44 U.S.C. 2204, the Archivist or his designee shall identify the Presidential records affected, or any reasonably segregable portion thereof, in consultation with that President or his designated representative(s).

(b) The Archivist shall restrict public access to the information contained in those records identified as affected until—

(1) The date on which the former President waives the restriction on disclosure of the record or information contained within;

(2) The expiration of the period of restriction specified under 44 U.S.C. 2204(a) for the category of information under which a certain record, or a portion thereof, was restricted; or

(3) The Archivist has determined that the former President or an agent of the former President has placed in the public domain through publication a restricted record or a reasonably segregable portion thereof, if this date is earlier than either of the dates specified in paragraph (b)(1) or (2) of this section.

§ 1270.42 Denial of access to public; right to appeal.

(a) Any person denied access to a Presidential record (hereinafter *the requester*) because of a determination that the record or a reasonably segregable portion thereof was (1) properly restricted under 44 U.S.C. 2204(a), and (2) not placed in the public domain by the former President or his agent, may file an administrative appeal with the Assistant Archivist for Presidential Libraries (NL), Washington, DC 20408.

(b) Appeals shall be filed no later than 10 working days after the requester receives written notification that access to Presidential records has been denied.

(c) Appeals shall be in writing and shall set forth the reason(s) why the requester believes access to the records sought should be allowed. The requester shall identify the specific records sought.

(d) Upon receipt of an appeal, the Assistant Archivist for Presidential Libraries shall have 30 working days from the date an appeal is filed to consider the appeal and to respond in writing to the requester. The Assistant Archivist's response shall state whether or not the Presidential records requested are to be released and the basis for this determination. The decision of the Assistant Archivist to withhold release of Presidential records is final and not subject to judicial review.

§ 1270.44 Exceptions.

(a) Notwithstanding on access imposed pursuant to 2204 or these regulations to any rights, defenses which the United States or person may invoke, records shall be made available in the following instances:

(1) Pursuant to subjudicial process proper to a court of competent jurisdiction for purposes of any civil litigation or proceeding.

(2) To an incumbent's records sought continuing which is needed for the current business of his office, otherwise available;

(3) To either House of Congress, to the extent of matter under its jurisdiction, to a Congressional committee or subcommittee if the records contain information for the conduct of business within its jurisdiction and is not otherwise available.

(b) Requests by an individual, a House of Congress, a Congressional committee pursuant to paragraph (a) shall be addressed to the Archivist. All requests shall be made in writing, and, where practicable, records sought with specificity.

(c) Presidential records of the former President or his representative upon request shall be disclosed.

§ 1270.46 Notice of Presidential records.

(a) The Archivist shall notify a former President's designated representative of Presidential records that are disclosed.

(b)(1) The notice given by the Archivist or his designee shall include:

(i) Be in writing;

(ii) Identify the records with reasonable specificity;

(iii) State the reason for the restriction; and

(iv) Specify the date when the record will be disclosed.

§ 1270.44 Exceptions to restricted access.

(a) Notwithstanding any restrictions on access imposed pursuant to section 2204 or these regulations, and subject to any rights, defenses, or privileges which the United States or any agency or person may invoke, Presidential records shall be made available in the following instances:

(1) Pursuant to subpoena or other judicial process properly issued by a court of competent jurisdiction for the purposes of any civil or criminal investigation or proceeding;

(2) To an incumbent President if the records sought contain information which is needed for the conduct of current business of his office and is not otherwise available;

(3) To either House of Congress, or, to the extent of matter within its jurisdiction, to a Congressional committee or subcommittee if the records sought contain information which is needed for the conduct of business within its jurisdiction and is not otherwise available.

(b) Requests by an incumbent President, a House of Congress, or a Congressional committee or subcommittee pursuant to paragraph (a) of this section shall be addressed to the Archivist. All requests shall be in writing and, where practicable, identify the records sought with reasonable specificity.

(c) Presidential records of a former President shall be available to the former President or his designated representative upon request.

§ 1270.46 Notice of intent to disclose Presidential records.

(a) The Archivist or his designee shall notify a former President or his designated representative(s) before any Presidential records of his Administration are disclosed.

(b)(1) The notice given by the Archivist or his designee shall:

(i) Be in writing;

(ii) Identify the particular records with reasonable specificity;

(iii) State the reason for the disclosure; and

(iv) Specify the date on which the record will be disclosed.

(2) In the case of records to be disclosed in accordance with § 1270.44, the notice shall also:

(i) Identify the requester and the nature of the request;

(ii) Specify whether the requested records contain materials to which access would otherwise be restricted pursuant to 44 U.S.C. 2204(a) and identify the category of restriction within which the record to be disclosed falls; and

(iii) Specify the date of the request.

(c) If, after receiving the notice required by paragraph (a) of this section, a former President raises rights or privileges which he believes should preclude the disclosure of a Presidential record, and the Archivist nevertheless determines that the record in question should be disclosed, in whole or in part, the Archivist shall notify the former President or his representative of this determination. The notice given by the Archivist or his designee shall:

(1) Be in writing;

(2) State the basis upon which the determination to disclose the record is made; and

(3) Specify the date on which the record will be disclosed.

(d) The Archivist shall not disclose any records covered by any notice required by paragraph (a) or (c) of this section for at least 30 calendar days from receipt of the notice by the former President, unless a shorter time period is required by a demand for Presidential records under § 1270.44.

(e) Copies of all notices provided to former Presidents under this section shall be provided at the same time to the incumbent President.

Subpart E—Presidential Records Compiled for Law Enforcement Purposes**§ 1270.50 Consultation with law enforcement agencies.**

(a) For the processing of Presidential records compiled for law enforcement purposes that may be subject to 5 U.S.C. 552(b)(7), the Archivist shall request specific guidance from the appropriate Federal agency on the proper treatment of a record if there is no general guidance applicable, if the record is particularly sensitive, or if

the type of record or information is widespread throughout the files.

(b) When specific agency guidance is requested under paragraph (a) of this section, the Archivist shall notify the appropriate Federal agency of the decision regarding disclosure of the specific documents. Notice shall include the following:

(1) A description of the records in question;

(2) Statements that the records described contain information compiled

for law enforcement purposes and may be subject to the exemption provided by 5 U.S.C. 552(b)(7) for records of this type; and,

(3) The name of a contact person at NARA.

(c) Agency guidance under this section is not binding on the Archivist. The final determination on whether Presidential records may be subject to the exemption in 5 U.S.C. 552(b)(7) is the Archivist's responsibility.

SUBCHAPTER

PART 1275—PRESE PROTECTION OF TO THE PRESIDENT MATERIALS OF TH MINISTRATION

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1275.10 Purpose.
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1275.14 Legal custody.
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1275.18 Requests or dema

Subpart B—Preservatio

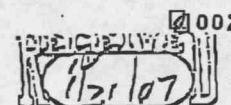
1275.20 Responsibility.
1275.22 Security.
1275.24 Archival processi
1275.26 Access procedures
1275.28 Extraordinary
emergencies.

Subpart C—Access to M President Nixon, F and for Use in Any Ju

1275.30 Access by former
1275.32 Access by Federal
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ceedings.

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1275.40 Scope of subpart.
1275.42 Processing period
opening.
1275.44 Rights and privile
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1275.46 Segregation and
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view Board.
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1275.50 Restriction of m
abuses of governmenta
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historical significan
abuses of governmenta
1275.54 Periodic review of
1275.56 Appeal of restricti
1275.58 Deletion of restric
1275.60 Requests for decla
1275.62 Reference room lo
rules.
1275.64 Reproduction of
Presidential conversat



GEORGE BUSH

January 6, 1997

Dear Mr. Carlin,

On October 3, 1989, I wrote to then Archivist Don W. Wilson, in accordance with the Presidential Records Act, 44 U.S.C. 2201-2207, specifying that access should be restricted to all categories of records set forth in Section 2204 (a) of the Act for 12 years after the termination of my service as President of the United States. On March 4, 1981, also in accordance with the Presidential Records Act, I had written to then Archivist Robert Warner specifying that those same six restriction categories be applied for the 12-year period to the records of my tenure as Vice President. I now wish to narrow the coverage for two of the restricted categories in accordance with my desire to provide the earliest possible research access to my Presidential and Vice Presidential records.

Generally, I wish the National Archives, and particularly the staff dealing with Bush Presidential and Vice Presidential records, to be aware as they apply the restrictions dealing with appointments to federal office (Section 2204 (a) (2)) and confidential communications between the President and his advisors or between advisors (Section 2204 (a) (5)), that I do not wish to restrict routine administrative or ministerial documents or information. Specifically, I am interested in waiving my restriction rights in Section 2204 (a) (2) (appointments to Federal office) to the following types of information:

- routine requests for positions;
- resumes (excepting personal data such as social security and home telephone numbers);
- routine ministerial materials conveying a final action dealing with appointments to office;
- announcements of appointments to office and accompanying press releases;

- routine letters of congratulations, resignations and acceptances of resignations;
- routine letters of recommendations for positions.

However, I wish to retain my right to restrict under Section 2204 (a) (2), for the entire restriction period, information consisting of confidential personnel information such as social security numbers, medical history, candid evaluations by a member of the White House staff or advisor to the President, FBI background checks on federal appointees, and any materials relating to preliminary deliberations about personnel. I note that these types of information also fall within Section 2204 (a) (5) (confidential communications between the President and his advisors or between advisors) and/or within Section 2204 (a) (6) (clearly unwarranted invasion of personal general privacy).

With regard to Section 2204 (a) (5) (confidential communications), I am interested in waiving my restriction rights to the following types of information.

- Presidential scheduling files including daily schedules, drafts, and proposals; routine background materials relating to schedules; movement logs, telephone logs; and other routine briefing materials;
- speech-related materials (speech drafts, background, research, clearance process and speech cards);
- draft press releases;
- "fact sheets," including drafts of and background for fact sheets;
- memoranda and reports provided to the President and his staff which are purely informational or factual in content, including position papers, reports and studies that examine an issue;
- memoranda between staff members which are purely informational or factual in content;

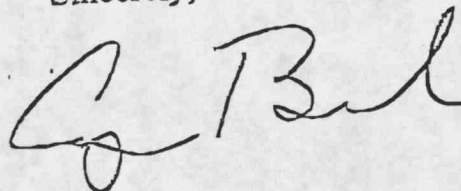
- requests and referrals from White House staff to other staff or agency officials for purely factual information and guidance in the preparation of routine responses to inquiries and the information received;
- memoranda and recommendations regarding routine congressional resolutions;
- routine memoranda analyzing and/or making recommendations regarding Administration positions on legislation or recommending Presidential approval or disapproval of legislation;
- routine White House Staffing Memorandums and comments;
- White House Correspondence Tracking Worksheets and routine annotations;
- background materials, preparatory materials and drafts regarding routine Presidential proclamations and Special Messages;
- background materials, preparatory materials and drafts regarding declarations, executive orders and other exercises of Presidential legal authority, prepared by the White House Executive Clerk's Office.

Of course, I still expect the archivists who are processing my Presidential and Vice Presidential records to review all of these records carefully and to continue to apply the Section 2204 (a) (5) restriction to protect substantive advice, opinions and recommendations that may be contained in these materials. In addition, the archivists should continue to be aware of other Presidential Records Act restrictions that may be applicable, particularly Section 2204 (a) (6) concerning the unwarranted invasion of an individual's personal privacy.

I am easing these restrictions to try to be as open as possible with the records of my Administration, while at the same time protecting information that is sensitive or was given to me in confidence. My expectation is that the easing of these two restriction categories will ensure that a significantly larger portion of the Bush Presidential and Vice Presidential records will be available at the earliest possible point. I would request your assistance in seeing that these changes regarding the

two Presidential restrictive categories be implemented immediately at the Bush Presidential Materials Project.

Sincerely,



The Honorable John W. Carlin
Archivist of the United States
National Archives and Records Administration
8601 Adelphi Road
College Park, Maryland 20740-6001

Governor -

Warm personal regards

As TB

GEORGE BUSH

December 15, 1998

Dear David:

As you know, in addition to the Bush Presidential and Vice Presidential records that the Bush Library holds, the Library also has physical custody of some of my and Mrs. Bush's personal records that were created during my administration. I want to clarify that the following are "personal records", in accordance with the requirements of the Presidential Records Act, Section 2201(3):

Records filed in the following Presidential and Vice Presidential Subject File categories: PP003, Presidential (Personal), Contributions by the President; all of PP005 - PP005-11, Family, Presidential and further sub-categories on individual family members names; PP006, Income Tax, President's; PP 9, Memberships, and all of the sub-categories; PP010-01 - PP010-06, Messages received by the President for the following events: Birthdays, Condolences, Election - Nomination, Holidays, Inaugurals, Anniversary, and Special First Family Events; PP 0011 Names in Honor of the President, PP 012, Personal Data, and all of the sub-categories; PP 13, Post-Administration Suggestions, Presidential; PP014, Preferences (Personal), and all of the sub-categories; PP 15, Voting, President's; and Political Affairs, PL, and all of the sub-categories.

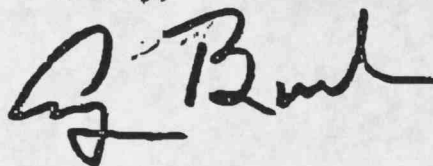
Please have your staff review these files and file separately any Presidential or Vice Presidential record items that may have been intermixed incorrectly in these personal record files.

In addition to these files, there may also be isolated, discrete documents of a personal or purely political nature that were incorrectly filed among the Presidential or Vice Presidential records, but that were always intended to be, and should be treated as, our personal records. In fact, in some cases these items even bear the typed or handwritten designation of "Personal".

Whenever any such clearly personal items are located in the Bush Presidential or Vice Presidential records, they should be segregated from the Presidential or Vice Presidential records and kept with my personal records.

It has always been my desire that my personal records remain segregated from my Presidential and Vice Presidential records. At this time, I am retaining ownership of those personal records. They are not to be disclosed at the present time without my written approval, or the approval of one of my representatives as previously designated in writing.

Sincerely,



Dr. David Alsobrook
Director
George Bush Presidential Library
Texas A & M University
College Station, TX 77842-0410

cc: James W. Cicconi



RONALD REAGAN

September 10, 1991

Dear Dr. Wilson:

Pursuant to the provisions of the "Presidential Records Act of 1978", and as referenced in my letter to you of June 28, 1991, I wish to reduce the restriction periods for certain categories of records. I hereby waive the 12-year restriction for certain documents, as described below, within the following two categories set forth in Section 2204(a) of the Act:

(2) relating to the appointments to Federal office; (and)

(5) confidential communications requesting or submitting advice, between the President and his advisers, or between such advisers.

My waiver of the 12-year restriction in Section 2204(a)(2) applies to all documents "relating to appointments to Federal office", unless either:

(a) the document contains clearly confidential personal information, such as a social security number, salary, medical history or other information that would otherwise require it to be restricted under category (6) of the Act, or

(b) the document comes from, or contains any substantive notation thereon from a member of the White House staff or other member of the Administration or other person who should be regarded as an "adviser" to the President (such as a Senator or Congressman who writes to the President as a personal friend and trusted adviser, rather than in his or her official capacity), or would otherwise require it to be restricted under category (5) of the Act.

The waiver of the 12-year restriction in Section 2204(a)(5) applies to the following ten categories of "confidential communications requesting or submitting advice, between the President and his advisers, or between such advisers" unless the document would otherwise be restricted under any of the categories in Sections 2204(a)(1), (2), (3), (4), or (6):

- (1) informational or factual materials provided to the President or staff member.
- (2) routine position papers, reports, or studies that examine an issue but do not advocate a particular decision or convey advice.
- (3) routine scheduling recommendation and plans that do not include advisory comments concerning the proposed visitor.
- (4) routine administrative requests for information, studies, or action, as well as information or studies submitted, from staff member or agency official to another staff member or agency official.
- (5) memoranda from staff members to other staff members that present proposals on routine administrative matters for approval or disapproval by a staff member.
- (6) documents reflecting conversations among staff members with other staff members, agency officials, or members of the public concerning administrative or factual matters.
- (7) requests from White House staff members to other staff members or agency officials for information and guidance on preparing routine responses to inquiries on specific subjects, and information received.
- (8) recommendations for approval of routine bills or resolutions.
- (9) staffing memorandum worksheets, action tracking worksheets, and similar document cover and transmittal sheets when these sheets give no substantive information.
- (10) routine editing of speeches, statements, or reports that do not result in a substantive change in the content of the speech, statement, or report.

I also wish to waive all claims of privilege on materials within the White House Office of Records Management Alpha File. It is

understood that NARA will review Alpha File material and apply applicable Act restrictions to access prior to opening these materials for public research. It is also understood that concurrence of the current Administration must be obtained by NARA for the above actions, as provided in the Act.

Sincerely,

Ronald Reagan

The Honorable Don W. Wilson
Archivist of the United States
National Archives and Records Administration
Washington, D.C. 20408