

George W. Bush Presidential Library

Collection: Executive Clerk, Office of the

Series: Saunders, G. Timothy (Tim) - Bill Files

Folder Title: 01/10/2002 [H.R. 2506] [2]

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Memorandum	Foreign Operations, Export Financing, and Related Programs Appropriations Act, FY 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	4	01/04/2002	P5;
002	Statement	[Draft re: H.R. 2506]	2	N.D.	P5;
003	Memorandum	Foreign Operations, Export Financing, and Related Programs Appropriations Act, FY 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	4	01/04/2002	P5;
004	Statement	[Draft re: H.R. 2506]	2	N.D.	P5;
005	Statement	[Draft re: H.R. 2506]	2	N.D.	P5;
006	Statement	[Draft re: H.R. 2506]	2	N.D.	P5;
007	Memorandum	Foreign Operations, Export Financing, and Related Programs Appropriations Act, FY 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	4	01/04/2002	P5;

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Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/10/2002 [H.R. 2506] [2]

FRC ID:

782

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]
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WHITE HOUSE STAFFING MEMORANDUM

02 JAN 8 PM 1:02

Date: 1-4-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-7-02 NOON

ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS, EXPORT FINANCING, AND
 Subject: RELATED PROGRAMS APPROPRIATIONS ACT, FY 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	HUGHES	☒	☐
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☒	☐	JOHNSON	☐	☐
CALIO	☒	☐	LINDSEY	☒	☐
CONNAUGHTON	☒	☐	MIERS	☐	☒
DANIELS	☐	☒	RICE	☒	☐
FLEISCHER	☒	☐	RIDGE	☒	☐
GERSON	☐	☐	ROVE	☒	☐
GONZALES	☒	☐	SPELLINGS	☒	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☒	☐		☐	☐

REMARKS:

Please forward comments directly to Beth Rossman, x54790, fax x53729, no later than Monday, January 7, 2002, with a cc to us. Thanks.

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702

Withdrawal Marker

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WHITE HOUSE STAFFING MEMORANDUM

Date: 1-9-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pMSIGNING STATEMENT - ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS
EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS ACT, FYSubject: 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☒	HUBBARD	☐	☐
CARD <i>ah</i>	☐	☒	HUGHES	☐	☒
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☐	☒	JOHNSON	☐	☐
CALIO <i>ok</i>	☐	☒	LINDSEY	☐	☐
CONNAUGHTON	☐	☐	MIERS	☐	☐
DANIELS	☐	☒	RICE	☐	☒
FLEISCHER	☐	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☐	☒
GONZALES <i>OK</i>	☐	☒	SPELLINGS	☐	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

THE ATTACHED IS FORWARDED FOR YOUR INFORMATION. HOWEVER, IF YOU SHOULD HAVE ADDITIONAL COMMENTS, PLEASE FORWARD YOUR COMMENTS TO THE STAFF SECRETARY, EXTENSION 62702, NO LATER THAN 2:00 PM TODAY AND SEND A COPY TO BETH ROSSMAN. AS A REMINDER, THE SIGNING STATEMENT NEEDS TO BE READ IN CONJUNCTION WITH THE ENROLLED BILL MEMO. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

STATEMENT BY THE PRESIDENT

Today I have signed into law H.R. 2506, the "Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2002." The legislation both provides the funds needed to support U.S. foreign policy objectives abroad and reflects the restraint on spending that has been a key goal of my Administration.

I appreciate the bipartisan effort that has gone into producing this Act. It abides by the agreed upon aggregate funding level for Fiscal Year 2002 of \$686 billion. The Act will provide \$15.4 billion, largely along the lines of my request, and includes essential funding to support America's war on terrorism. The Act supports such key Administrative initiatives as the campaign against HIV/AIDS, with up to \$100 million available for the global fund to fight HIV/AIDS, malaria, and Tuberculosis and an additional \$100 million provided by the Labor, Health, and Human Services appropriations bill.

I also welcome the additional flexibility that the Act provides through the reduction in earmarks and added waiver authorities, including the changes to the annual counternarcotics certification process and the waiver provision allowing me the flexibility to provide additional assistance to Azerbaijan. This flexibility will allow my Administration to meet the diplomatic requirements stemming from the September 11th attacks, as well as to continue to address the ever-changing foreign policy challenges we face.

The Act does not interfere with our policies regarding bilateral international family planning assistance, and ensures that U.S. funds are not made available to organizations supporting or participating in the management of a program of coercive abortion or involuntary sterilization. The Act provides additional discretion to determine the appropriate level of funding for UNFPA.

Several provisions of the Act purport to direct or burden the conduct of negotiations by the Executive branch with foreign governments, international organizations, or other entities abroad, or otherwise interfere with the President's constitutional authority to conduct the Nation's foreign affairs. These include sections 514, 560, and 581(a), and the appropriations heading related to the International Development Association, which purport to direct the Secretary of the Treasury to require the U.S. representatives to take particular positions for the United States in international organizations or require the Secretary to accord priority to a particular objective in negotiations with such an organization. Another such provision is Section 567(b), which purports to

direct the Secretary of State to consult certain international organizations in determining the state of events abroad. These provisions shall be construed consistent with my constitutional authorities to conduct foreign affairs, participate in international negotiations, and supervise the Executive branch.

Section 573 of the Act calls for the Department of State to provide regular and detailed briefings to congressional committees on any discussions between the executive branch and a particular government abroad on any potential purchase of defense articles or defense services by that government. This provision shall be construed as advisory only, given the constitutional powers of the President to supervise the unitary executive branch and to conduct the Nation's foreign affairs, which includes the authority to determine what information about international negotiations may, in the public interest, be made available to Congress and when such disclosure should occur. The Secretary of State will, however, as a matter of comity between the executive and legislative branches, keep Congress appropriately informed of the matters addressed by Section 573.

Finally, Section 577 requires that the President direct executive agencies possessing information relevant to specified deaths abroad to declassify and release that information. I will direct the Attorney General to coordinate the implementation of this section within the Executive branch, so as to produce the requested information in a manner consistent with my constitutional and statutory responsibilities to protect various kinds of sensitive information.

Many provisions of the Act make funds available for particular purposes subject to, in accordance with, or under "the regular notification procedures of the Committee on Appropriations." The Executive branch shall construe the reference to the "regular notification procedures" to be a reference to the procedures in Section 515 of the Act.

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Date: 1-9-02ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pM

ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS EXPORT FINANCING AND
 Subject: RELATED PROGRAMS APPROPRIATIONS ACT, FY 2002

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CALIO	☐	☒	LINDSEY	☐	☐
CONNAUGHTON	☐	☐	MIERS	☐	☐
DANIELS	☐	☒	RICE CHAVEZ	☐	☒
FLEISCHER	☐	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☐	☒
GONZALES	☐	☒	SPELLINGS	☐	☒
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RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-9-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pMSubject: ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS EXPORT FINANCING AND
RELATED PROGRAMS APPROPRIATIONS ACT, FY 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☒	HUBBARD	☐	☐
CARD	☐	☒	HUGHES	☐	☒
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☐	☒	JOHNSON	☐	☐
CALIO	☐	☒	LINDSEY	☐	☐
CONNAUGHTON	☐	☐	MIERS	☐	☐
DANIELS	☐	☒	RICE	☐	☒
FLEISCHER	☐	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☐	☐
GONZALES	☐	☒	SPELLINGS	☐	☒
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

THE ATTACHED IS FORWARDED FOR YOUR INFORMATION. HOWEVER, IF YOU SHOULD HAVE ADDITIONAL COMMENTS, PLEASE FORWARD YOUR COMMENTS TO BETH ROSSMAN, EXTENSION 54790 (FAX 53790), NO LATER THAN 2:00 PM TODAY AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	Foreign Operations, Export Financing, and Related Programs Appropriations Act, FY 2002 - To: POTUS - From: Mitchell E. Daniels, Jr.	4	01/04/2002	P5;

**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:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

01/10/2002 [H.R. 2506] [2]

FRC ID:

782

OA Num.:

733

NARA Num.:

1459

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.

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 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 1528
 CONNECTION TEL 51005
 CONNECTION ID
 ST. TIME 01/09 11:33
 USAGE T 02'25
 PGS. SENT 5
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-9-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pM

ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS EXPORT FINANCING AND
 Subject: RELATED PROGRAMS APPROPRIATIONS ACT, FY 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☒	HUBBARD	☐	☐
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RESPONSE: _____

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
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TRANSMISSION OK

TX/RX NO 1526
 CONNECTION TEL 66212
 CONNECTION ID
 ST. TIME 01/09 11:25
 USAGE T 01'28
 PGS. SENT 3
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-9-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pM

SIGNING STATEMENT - ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS
 EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS ACT, FY

Subject: 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☒	HUBBARD	☐	☐
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BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☐	☒	JOHNSON	☐	☐
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GERSON	☐	☐	ROVE	☐	☒
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HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☐	☐	_____	☐	☐

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WHITE HOUSE STAFFING MEMORANDUMDate: 1-9-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pM**SIGNING STATEMENT - ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS
EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS ACT, FY**Subject: 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☒	HUBBARD	☐	☐
CARD	☐	☒	HUGHES	☐	☒
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☐	☒	JOHNSON	☐	☐
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RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

STATEMENT BY THE PRESIDENT

Today I have signed into law H.R. 2506, the "Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2002." The legislation both provides the funds needed to support U.S. foreign policy objectives abroad and reflects the restraint on spending that has been a key goal of my Administration.

I appreciate the bipartisan effort that has gone into producing this Act. It abides by the agreed upon aggregate funding level for Fiscal Year 2002 of \$686 billion. The Act will provide \$15.4 billion, largely along the lines of my request, and includes essential funding to support America's war on terrorism. The Act supports such key Administrative initiatives as the campaign against HIV/AIDS, with up to \$100 million available for the global fund to fight HIV/AIDS, malaria, and Tuberculosis and an additional \$100 million provided by the Labor, Health, and Human Services appropriations bill.

I also welcome the additional flexibility that the Act provides through the reduction in earmarks and added waiver authorities, including the changes to the annual counternarcotics certification process and the waiver provision allowing me the flexibility to provide additional assistance to Azerbaijan. This flexibility will allow my Administration to meet the diplomatic requirements stemming from the September 11th attacks, as well as to continue to address the ever-changing foreign policy challenges we face.

The Act does not interfere with our policies regarding bilateral international family planning assistance, and ensures that U.S. funds are not made available to organizations supporting or participating in the management of a program of coercive abortion or involuntary sterilization. The Act provides additional discretion to determine the appropriate level of funding for UNFPA.

Several provisions of the Act purport to direct or burden the conduct of negotiations by the Executive branch with foreign governments, international organizations, or other entities abroad, or otherwise interfere with the President's constitutional authority to conduct the Nation's foreign affairs. These include sections 514, 560, and 581(a), and the appropriations heading related to the International Development Association, which purport to direct the Secretary of the Treasury to require the U.S. representatives to take particular positions for the United States in international organizations or require the Secretary to accord priority to a particular objective in negotiations with such an organization. Another such provision is Section 567(b), which purports to

direct the Secretary of State to consult certain international organizations in determining the state of events abroad. These provisions shall be construed consistent with my constitutional authorities to conduct foreign affairs, participate in international negotiations, and supervise the Executive branch.

Section 573 of the Act calls for the Department of State to provide regular and detailed briefings to congressional committees on any discussions between the executive branch and a particular government abroad on any potential purchase of defense articles or defense services by that government. This provision shall be construed as advisory only, given the constitutional powers of the President to supervise the unitary executive branch and to conduct the Nation's foreign affairs, which includes the authority to determine what information about international negotiations may, in the public interest, be made available to Congress and when such disclosure should occur. The Secretary of State will, however, as a matter of comity between the executive and legislative branches, keep Congress appropriately informed of the matters addressed by Section 573.

Finally, Section 577 requires that the President direct executive agencies possessing information relevant to specified deaths abroad to declassify and release that information. I will direct the Attorney General to coordinate the implementation of this section within the Executive branch, so as to produce the requested information in a manner consistent with my constitutional and statutory responsibilities to protect various kinds of sensitive information.

Many provisions of the Act make funds available for particular purposes subject to, in accordance with, or under "the regular notification procedures of the Committee on Appropriations." The Executive branch shall construe the reference to the "regular notification procedures" to be a reference to the procedures in Section 515 of the Act.

WHITE HOUSE STAFFING MEMORANDUM

Date: 1-9-02

ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pM

ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS EXPORT FINANCING AND
 Subject: RELATED PROGRAMS APPROPRIATIONS ACT, FY 2002

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RESPONSE:

De Miers

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702

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WHITE HOUSE STAFFING MEMORANDUMDate: 1-9-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pM**SIGNING STATEMENT - ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS
EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS ACT, FY**Subject: 2002

02 JAN 9 PM 5:54

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☒	HUBBARD	☐	☐
CARD	☐	☒	HUGHES	☐	☒
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
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RESPONSE:

Legislative Affair (Howard) - dk

Harriet E. Miers
Assistant to the President
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Ext. 62702

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WHITE HOUSE STAFFING MEMORANDUMDate: 1-9-02ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pM**SIGNING STATEMENT - ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS
EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS ACT, FY**Subject: 2002

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☒	HUBBARD	☐	☐
CARD	☐	☒	HUGHES	☐	☒
BLAKEMAN	☐	☐	IRASTORZA	☐	☐
BOLTEN	☐	☒	JOHNSON	☐	☐
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FLEISCHER	☐	☐	RIDGE	☐	☐
GERSON	☐	☐	ROVE	☐	☒
GONZALES	☐	☒	SPELLINGS	☐	☐
HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

THE ATTACHED IS FORWARDED FOR YOUR INFORMATION. HOWEVER, IF YOU SHOULD HAVE ADDITIONAL COMMENTS, PLEASE FORWARD YOUR COMMENTS TO THE STAFF SECRETARY, EXTENSION 62702, NO LATER THAN 2:00 PM TODAY AND SEND A COPY TO BETH ROSSMAN. AS A REMINDER, THE SIGNING STATEMENT NEEDS TO BE READ IN CONJUNCTION WITH THE ENROLLED BILL MEMO. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

STATEMENT BY THE PRESIDENT

Today I have signed into law H.R. 2506, the "Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2002." The legislation both provides the funds needed to support U.S. foreign policy objectives abroad and reflects the restraint on spending that has been a key goal of my Administration.

I appreciate the bipartisan effort that has gone into producing this Act. It abides by the agreed upon aggregate funding level for Fiscal Year 2002 of \$686 billion. The Act will provide \$15.4 billion, largely along the lines of my request, and includes essential funding to support America's war on terrorism. The Act supports such key Administrative initiatives as the campaign against HIV/AIDS, with up to \$100 million available for the global fund to fight HIV/AIDS, malaria, and Tuberculosis and an additional \$100 million provided by the Labor, Health, and Human Services appropriations bill.

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 *** TX REPORT ***

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WHITE HOUSE STAFFING MEMORANDUM

Date: 1-9-02 ACTION / CONCURRENCE / COMMENT DUE BY: 1-9-02 2:00 pMSIGNING STATEMENT - ENROLLED BILL H.R. 2506 - FOREIGN OPERATIONS
EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS ACT, FYSubject: 2002

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HAGIN	☐	☐	CLERK	☐	☒
HAWKINS	☐	☐		☐	☐

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