

FOIA MARKER

This is not a textual record. This is used as an administrative marker by the Clinton Presidential Library Staff.

Folder Title:

FBI Files Matter - Correspondence with House Government Reform & Oversight Committee
[1]

Staff Office-Individual:

Counsel's Office-Nemetz, Miriam

Original OA/ID Number:

CF 446

Row:	Section:	Shelf:	Position:	Stack:
20	2	9	2	v

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. list	Personally Identifiable Information [partial] (1 page)	08/07/1996	b(7)(C), b(6)
002. list	Personally Identifiable Information [partial] (1 page)	08/08/1996	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
Counsel Office
Miriam Nemetz
OA/Box Number: CF 446

FOLDER TITLE:

FBI Files Matter - Correspondence with House Government Reform & Oversight
Committee [1]

2006-1066-F

vz3558

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]

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

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

RR. Document will be reviewed upon request.

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]

THE WHITE HOUSE
WASHINGTON

September 24, 1996

BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

Dear Chairman Clinger:

I am enclosing copies of documents that we received this afternoon from the Office of the Independent Counsel (OIC), pursuant to a long outstanding request. The enclosed documents have been labeled with Bates numbers CGE 056055 through CGE 056328.

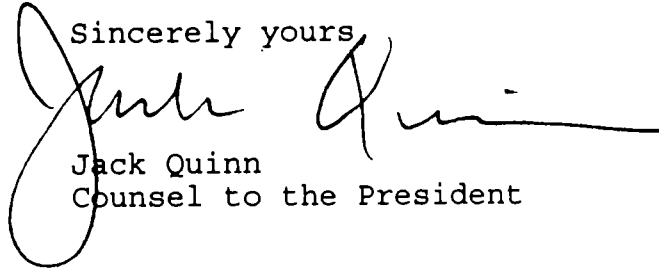
The enclosed documents were in the two boxes of files from the Office of Records Management that we provided to the FBI on June 6, 1996, when we learned the boxes contained FBI background files that had been requested mistakenly for people who no longer worked at the White House. At that time, we did not review or keep photocopies of these documents. We understand the FBI later provided the documents to the OIC. Having now received copies of the documents back from the OIC, we are in a position to transmit them to you.

The enclosed documents are a complete set of the documents we received today from the OIC. We have added our Bates number to the documents and have blacked out social security numbers to protect the privacy of those identified. The OIC has also provided us with full-sized color copies of the computer spreadsheets that are included in the production. We would be happy to make these copies available for review by the Committee.

Honorable William F. Clinger, Jr., Chairman
September 24, 1996
Page 2

Please feel free to call me if you have any questions.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Jack Quinn", written over the typed name and title.

Jack Quinn
Counsel to the President

Enclosures

cc: Honorable Cardiss Collins

THE WHITE HOUSE
WASHINGTON

September 24, 1996

BY HAND DELIVERY

The Honorable Orrin G. Hatch
Chairman
Committee on the Judiciary
United States Senate
Washington, D.C. 20510

Dear Chairman Hatch:

I am enclosing copies of documents that we received this afternoon from the Office of the Independent Counsel (OIC), pursuant to a long outstanding request. The enclosed documents have been labeled with Bates numbers CGE 056055 through CGE 056328. We understand these documents will be treated in accordance with the Protocol transmitted with Mark Disler's August 26, 1996 letter to Jane Sherburne.

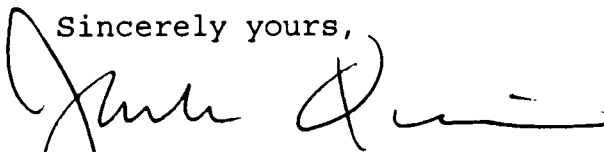
The enclosed documents were in the two boxes of files from the Office of Records Management that we provided to the FBI on June 6, 1996, when we learned the boxes contained FBI background files that had been requested mistakenly for people who no longer worked at the White House. At that time, we did not review or keep photocopies of these documents. We understand the FBI later provided the documents to the OIC. Having now received copies of the documents back from the OIC, we are in a position to transmit them to you.

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Honorable Orrin G. Hatch, Chairman
September 24, 1996
Page 2

Please feel free to call me if you have any questions.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Jack Quinn". The signature is fluid and cursive, with a large loop at the beginning and a long horizontal stroke at the end.

Jack Quinn
Counsel to the President

Enclosures

cc: Honorable Joseph R. Biden, Jr.

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

September 6, 1996

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MAJORITY—(202) 225-5074
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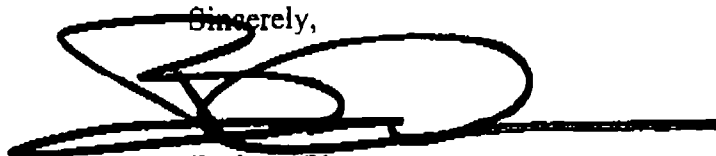
Jane C. Sherburne
Special Counsel to the President
The White House
Washington, D.C. 20005

Dear Ms. Sherburne:

We spoke last night about the recent White House production. I would like to reiterate my request for the year in which each phone message was taken. The Bates stamp numbers are CGE 054248 through CGE 054275. In addition, a member of my staff called earlier this week to request the year in which the message from Willie Nelson to Craig Livingstone was taken, Bates stamp number CGE 049928. Please provide the dates which correspond to the Bates numbered messages.

Thank you for your prompt attention to this matter.

Sincerely,



Barbara Olson
Chief Investigative Counsel

THE WHITE HOUSE
WASHINGTON

June 25, 1996

VIA FACSIMILE

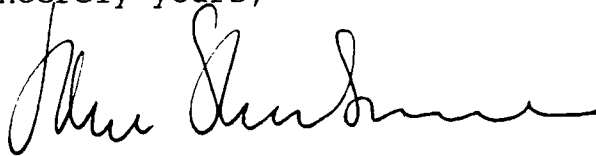
The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

We have received your request of last Friday afternoon for documents related to the FBI files matter. We are working as quickly as possible to gather material responsive to your requests. As we are able to collect it, we will provide it to you promptly.

A portion of the material requested in your letter calls for a review of records located in the Office of Personnel Security or in the room used by the Office of Records Management to store archived OPS documents. At the request of the Independent Counsel, these rooms have been secured. We will be unable to provide you with copies of responsive documents located in these rooms until we make appropriate arrangements with the Independent Counsel.

Sincerely yours,

A handwritten signature in dark ink, appearing to read 'Jane C. Sherburne', with a stylized, flowing script.

Jane C. Sherburne
Special Counsel to the President

cc: Hon. Cardiss Collins

FBI FILE /
Angel
am.

—

Subpena Duces Tecum

By Authority of the House of Representatives of the
Congress of the United States of America

To The White House, John Quinn

You are hereby commanded to produce the things identified on the attached schedule before the
..... Committee on Government Reform and Oversight
of the House of Representatives of the United States, of which the Hon. William F. Clinger, Jr.
..... is chairman, by producing such things in Room 2157 of the
Rayburn Building, in the city of Washington, on
Monday, August 19, 1996, at the hour of 10:00 a.m.
....., at the hour of

To Kevin Sabo, ...

to serve and make return.

Witness my hand and the seal of the House of Representatives
of the United States, at the city of Washington, this
2nd day of August, 1996

William F. Clinger, Jr. Chairman.

Attest:

Rolyn H. Carle
by Linda Nave Clerk.

RECEIVED
AUG 24 36 PM '96
U.S. MARSHAL
DISTRICT OF COLUMBIA

DOCUMENTS SUBPOENAED FROM THE WHITE HOUSE

1. All records relating to Craig Livingstone's employment or services at the White House, job performance, as well as any actions taken concerning his status at the White House, his role and duties at the White House, and any records of the hiring and retention of Craig Livingstone (excluding only his FBI background file)..
2. All communications and contacts by Craig Livingstone with other White House or EOP employees regarding White House passes, the White House Military office, advance work, FBI background investigations, or security clearance matters (excluding the contents of any FBI background files)..
3. All records relating to Anthony Marceca (excluding their FBI background file)..
4. All records relating to Lisa Wetzl (excluding their FBI background file)..
5. The names of all employees, detailees, assignees and/or interns who have worked in any capacity in the White House Office of Personnel Security from January 20, 1993 to present.
6. All records from December 1, 1995 to present relating to any contacts with any individual in the FBI General Counsel's office regarding any matters related to Craig Livingstone, Anthony Marceca, Lisa Wetzl, Bernard Nussbaum, the First Lady, Billy Dale, Gary Wright, Barney Brasseux, John McSweeney, John Dreylinger, Robert Van Eimeran and Ralph Maughan and any matter related to the White House Travel Office, Dennis Sculimbrene, or Gary Aldrich and any matters relating to FBI background investigations and any matters relating to the FBI background investigations of Anthony Marceca and Craig Livingstone.
7. All records from May 1, 1996 to present relating to any contacts or communications regarding any information contained in the FBI background file of Craig Livingstone or Anthony Marceca.
8. All records from October 1, 1995 to the present relating to any contacts with any individual in the U.S. Department of Justice regarding the release of FBI files to the White House or any records relating to the proposed plea agreement of Billy Ray Dale.
9. All records from December 1, 1995 to the present relating to any information provided to any individual at the White House regarding actual or potential books being considered for publication as well as any notes, talking points, or communications regarding such publications.
10. All records from January 20, 1993 to the present regarding the process by which White House passes are issued and delays in that process.

RECEIVED
AUG 2 4 33 PM '96
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

11. All records relating to the initiation and administration of the White House's individual random drug testing program developed at or around the spring of 1994.
12. All records relating to the implementation and administration of a new Security Clearance process in 1995.
13. All records relating to contacts that Craig Livingstone had with any Secret Service agent or law enforcement official regarding the death of Vincent Foster and all records of any contact or communication that Craig Livingstone had with anyone regarding Mr. Foster's office or documents in his office.

~~FBI~~

FBI File 710

Inv. /
Internal
memos

—

FILES CHECKED OUT FROM
OFFICE OF PERSONNEL SECURITY

FILE	DATE CHECKED OUT	CHECKED OUT TO	CURRENT LOCATION
Waldren, Cookie	Undated (10/93)	Saunders	D-2-8
Martin, Virginia	12/14/93	Saunders	D-5-1
Vaden, Erich Davis	12/31/93	Saunders	D-7-3
Bates, Melinda	12/31/93	Saunders	IC BOXES
Pierce, Dianna	1/4/93	Saunders	Box 1 D-Z
~~KUSHIN~~ Kusin, Michael	1/4/93	Saunders	R-6-4
Posey, Ada	1/12/93	Kennedy	R-8-7
Leavy, David	2/1/94	Kennedy	D-4-5
Aamodt, Richard	2/1/94	Kennedy	D-1-1
Seidl, Frank Joseph III	2/7/94	Saunders	R-10-2
Alexander, Dawn	2/7/94	Saunders	CF 281
Hoover, Jay Wendell	3/7/94	Saunders	CF-294
Bernstein, Elizabeth	3/7/94	Saunders	D-1-3
Johnson, Robert	3/7/94	Saunders	R-6-1
Farmer, Sharon	3/7/94	Saunders	R-4-1
Sarmiento, Jessamyn	3/7/94	Saunders	CF-306
Prince, Jonathan	3/7/94	Saunders	R-8-7
Paraoan, Maurice	3/11/94	Saunders	R-8-5
Castro, Ida Luz	3/11/94	Saunders	R-2-4

WALDREN,
FRANCIS
ERNA COOK
CF-309

**

*

	Engelberg, Noah	3/14/94	Saunders	R-3-6
✓	Laughlin, Keith	3/14/94	Saunders	R-6-5
***	Mcafee, Floydetta	3/14/94	Saunders	R-9-6
	Bushong, Thomas	3/14/94	Saunders	CF-284
✓	Saleh, Ronald	3/14/94	Saunders	R-10-1
	Gunter, John Arthur	3/14/94	Saunders	R-4-7
	Hanford, ^{HANFORD} Charles Bartlett	3/21/94	Kennedy	CF-292
	Zelman, Walter	3/21/94	Kennedy	
✓	Levitt, Lawrence	3/21/94	Saunders	
	Alswang, Ralph	3/21/94	Saunders	R-1-1
+	Hilton, Steven	3/21/94	Saunders	D-9 5
✓	Johnson, Robert	3/22/94	Kennedy	R-6-1
	Sarmiento, Jessamyn	3/22/94	Kennedy	CF-306
	Bernstein, Elizabeth	3/22/94	Kennedy	D-1-3
***	Hoover, Jay	3/22/94	Kennedy	
	Farmer, Sharon	3/22/94	Kennedy	R-4-1
***	Prince, Jonathan	3/22/94	Kennedy	R-8-7
	McCarthy, Jennifer	3/23/94	Saunders	D-5-3
+	Harlin, Kirk	3/23/94	Saunders	
✓	Grote, Sara Chase	3/24/94	Saunders	R-4-7
✓	Goldblatt, Roger	3/28/94	Saunders	R-4-5

	Horn, Stephen Karl	3/28/94	Saunders	R-5-4
	Cohen, Elizabeth Ann	3/28/94	Saunders	CF-286
	Carter, Mathew John	3/28/94	Saunders	R-2-4
+	Alexander, Dawn	3/29/94	Nolan/Cerda	CF-281
***	McAfee, Floydetta	3/29/94	Nolan/Cerda	R-9-6
*	Paradan, Maurice	3/29/94	Nolan/Cerda	R-8-5
**	Pierce, Dianna	3/29/94	Nolan/Cerda	Box 1-0-2
	Graham, Lottie	3/29/94	Nolan/Cerda	
	Laughlin, Keith	3/29/94	Nolan/Cerda	R-6-5
	Levitt, Laurence	3/29/94	Nolan/Cerda	
+	Lazarus, Edward	11/15/94	Nolan	R-6-5
	Brooks, John H.	11/30/94	Cerf	IC BOXES
	Rubin, Robert	12/12/94	Cerf	D-15-1
+	Feinerman, Gary	3/14/95	Cerf	D-3-1
+	Goodin, D. Stephen	3/30/95	Cerf	R-4-6
	Sutton, John	4/5/95	Cerf	R-10-7
	Legg, C. Joshua	7/31/95	Cerf	R-6-6
	McCoy, Elena	8/1/95	Cerf	D-5-3
	Bloch, Richard	8/11/95	Cerf	D-15-1
	Shuman, Stanley	8/11/95	Cerf	D-15-1
	Klein, Joel	8/11/95	Radd	CHECK'S SAFE
	Herman, Alexis	9/27/95	Cerf	SAFE Room 84

Satterfield, Lee Ann	9/27/95	Cerf	SAFE- Room 84
Jones, Laura	12/1/95	Cerf	R-6-1
Rosenberg, Scott	12/20/95	Cerf	D-6-4
Brasseaux, Barnaby	6/7/96	Sherburne	FBI
Dreylinger, John	6/7/96	Sherburne	FBI

FILES CHECKED OUT FROM
OFFICE OF PERSONNEL SECURITY

George's
notations

FILE	DATE CHECKED OUT	CHECKED OUT TO	CURRENT LOCATION
Waldren, Cookie	Undated (10/93)	Saunders	D-2-1 NO MEMO
Martin, Virginia	12/14/93	Saunders	D-5-1 NO MEMO
Vaden, Erich Davis	12/31/93	Saunders	D-7-3 NO MEMO DATE 5/26/94
Bates, Melinda	12/31/93	Saunders	NO MEMO
Pierce, Dianna	1/4/93	Saunders	3/23/94
Kusin, Michael	1/4/93	Saunders	NO MEMO
Posey, Ada	1/12/93	Kennedy	
Leavy, David	2/1/94	Kennedy	
Aamodt, Richard	2/1/94	Kennedy	D-1-1
Seidl, Frank Joseph III	2/7/94	Saunders	NO MEMO
Alexander, Dawn	2/7/94	Saunders	3/24/94
Hoover, Jay Wendell	3/7/94	Saunders	3/14/94
Bernstein, Elizabeth	3/7/94	Saunders	3/14/94
Johnson, Robert	3/7/94	Saunders	6/8/94
Farmer, Sharon	3/7/94	Saunders	~~5/27/94~~ 5/27/94
Sarmiento, Jessamyn	3/7/94	Saunders	3/14/94
Prince, Jonathan	3/7/94	Saunders	3/14/94
Paraoan, Maurice	3/11/94	Saunders	3/24/94
Castro, Ida Luz	3/11/94	Saunders	NO MEMO

Engelberg, Noah	3/14/94	Saunders	No Memo
Laughlin, Keith	3/14/94	Saunders	3/24/94
Mcafee, Floydetta	3/14/94	Saunders	8/29/94
Buskong, Thomas	3/14/94	Saunders	No Memo
Saleh, Ronald	3/14/94	Saunders	6/30/94
Gunter, John Arthur	3/14/94	Saunders	No Memo
Hanford, Charles Bartlett	3/21/94	Kennedy	~~3/28/94~~
Zelman, Walter	3/21/94	Kennedy	
Levitt, Lawrence	3/21/94	Saunders	3/28/94
Alswang, Ralph	3/21/94	Saunders	6/6/94
Hilton, Steven	3/21/94	Saunders	4/4/94
Johnson, Robert	3/22/94	Kennedy	
Sarmiento, Jessamyn	3/22/94	Kennedy	
Bernstein, Elizabeth	3/22/94	Kennedy	
Hoover, Jay	3/22/94	Kennedy	
Farmer, Sharon	3/22/94	Kennedy	
Prince, Jonathan	3/22/94	Kennedy	
McCarthy, Jennifer	3/23/94	Saunders	No Memo
Harlin, Kirk	3/23/94	Saunders	No Memo
Grote, Sara Chase	3/24/94	Saunders	3/30/94
Goldblatt, Roger	3/28/94	Saunders	1/18/95

Horn, Stephen Karl	3/28/94	Saunders	
Cohen, Elizabeth Ann	3/28/94	Saunders	
Carter, Mathhew John	3/28/94	Saunders	
Alexander, Dawn	3/29/94	Nolan/Cerda	
McAfee, Floydetta	3/29/94	Nolan/Cerda	
Paradan, Maurice	3/29/94	Nolan/Cerda	
Pierce, Dianna	3/29/94	Nolan/Cerda	
Graham, Lottie	3/29/94	Nolan/Cerda	
Laughlin, Keith	3/29/94	Nolan/Cerda	
Levitt, Laurence	3/29/94	Nolan/Cerda	
Lazarus, Edward	11/15/94	Nolan	
Brooks, John H.	11/30/94	Cerf	
Rubin, Robert	12/12/94	Cerf	
Feinerman, Gary	3/14/95	Cerf	
Goodin, D. Stephen	3/30/95	Cerf	
Sutton, John	4/5/95	Cerf	
Legg, C. Joshua	7/31/95	Cerf	
McCoy, Elena	8/1/95	Cerf	
Bloch, Richard	8/11/95	Cerf	
Shuman, Stanley	8/11/95	Cerf	
Klein, Joel	8/11/95	Radd	
Herman, Alexis	9/27/95	Cerf	

3/30/94
no memo
no memo

Satterfield, Lee Ann	9/27/95	Cerf	
Jones, Laura	12/1/95	Cerf	
Rosenberg, Scott	12/20/95	Cerf	
Brasseaux, Barnaby	6/7/96	Sherburne	FYI
Dreylinger, John	6/7/96	Sherburne	FYI

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

June 6, 1996

CARDISS COLLINS, ILLINOIS
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TIM HOLDEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
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MAJORITY—(202) 225-6074
MINORITY—(202) 225-6061

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JOHN SHADDEG, ARIZONA
MICHAEL PATRICK PLANAGAN, ILLINOIS
CHARLES F. BASS, NEW HAMPSHIRE
STEVE C. LATOURETTE, OHIO
MARSHALL "MARK" SANFORD, SOUTH CAROLINA
ROBERT L. EHRLICH, JR., MARYLAND

Mr. Jack Quinn
White House Counsel
The White House
Washington, D.C. 20500

Dear Mr. Quinn:

In light of the recent disclosures regarding the request for Billy Dale's FBI records, I am requesting the following information to be received by Monday, June 10, 1996 at 10a.m.:

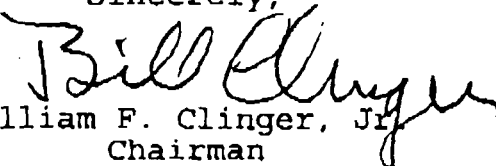
1. All calendars and phone records, message slips or phone logs reflecting contacts with, between or among and/or calls to or from any of the following individuals between December 1, 1993 and January 10, 1994:

Bernard Nussbaum, Bill Kennedy, Craig Livingstone, Mack McLarty, David Watkins, Webb Hubbell, Ricki Seidman, John Podesta, Bruce Lindsey, Mark Gearan, Bob Barnett, David Kendall, Cliff Sloan, Neil Eggleston, Harry Thomason, Todd Stern, Harold Ickes, George Stephanopoulos, Mike Berman, James Lyons, Susan Thomases, Betsey Wright and Skip Rutherford.

2. All calendars and phone records, message slips or phone logs reflecting any contact with any employee of the FBI between December 1, 1993 and January 10, 1994.

I appreciate your prompt response to these requests.

Sincerely,


William F. Clinger, Jr.
Chairman

cc: Rep. Cardiss Collins

M E M O

To: Chairman Clinger
From: Investigative Staff
Date: June 6, 1996
RE: Additional requests for calendars for DECEMBER 1993

In light of the Billy Dale FBI records search, we have already noted curious meetings and phone calls in December of 1993 that could be further enlightened by obtaining additional meeting and phone logs.

In December of 1993, Shaheen was getting shut out by the White House. (Shaheen tells us that Neil Eggleston was one of the most uncooperative people that they had to work with.

December 20, 1993 is the day the story broke on the fact that FOSTER'S FILES were moved out of his office to the Clinton attorneys. Lots of things were closing in on them and this happens.....

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

CHRISTIAN A. GILMAN, NEW YORK
JAMES E. GIBBS, VIRGINIA
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-0143

June 5, 1996

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CHARRA FAYAN, PENNSYLVANIA
BILL E. BREWSTER, CALIFORNIA
TIM WOLFE, PENNSYLVANIA

BERNARD SANDERS, VERMONT
DISSENT

MAJORITY—SEN. BOB DOLE
MINORITY—SEN. EDWARD M. BREWSTER

The President
The White House
Washington, D.C. 20500

Dear Mr. President:

On May 9, 1996, you took the extraordinary step of invoking executive privilege over a broad range of Travelgate documents numbering 3,000 pages. On May 30, 1996, approximately one-third of these documents were turned over to the Committee on Government Reform and Oversight. Among these records is an extremely troubling and curious document.

This document is a December 20, 1993 request to the Federal Bureau of Investigation (FBI) to provide all of Mr. Billy Ray Dale's confidential FBI background reports covering more than 32 years of Mr. Dale's life history to the White House. The reason indicated for obtaining these confidential records was to provide "access" into the White House for Mr. Dale. This is simply astonishing because you had wrongly fired Mr. Dale from the White House staff *seven months before* this request was made.

As you know, Mr. Dale was the subject on an ongoing FBI criminal investigation in December 1993 as a result of allegations made by Harry Thomason. Mr. Dale was quickly acquitted of all wrongdoing by a jury in November 1995.

I am troubled by the notion that any White House would seek confidential FBI background records of an individual whom the White House had unjustly accused of wrongdoing at the mere behest of a friend of the President. Such a practice chills individual freedom in an open and free democracy. The whole White House Travel Office debacle raises serious concerns about misuse of the FBI for political purposes. This action only compounds these impressions.

It is unfortunate that you chose to assert executive privilege over documents that demonstrate a vexing abuse of power engaged in by the White House. While I am pleased that you did not approve this inappropriate use of executive privilege with this particular document, it is very troubling that the White House Counsel's office withheld important documents from

The President
June 5, 1996
Page Two

numerous previous investigations, including those conducted by your Department of Justice. In addition, when my staff specifically asked the White House Counsel what documents were being withheld that related to privacy concerns, this document was not mentioned.

I am very interested in knowing why you chose to assert executive privilege over documents that demonstrate that the White House was seeking the confidential FBI background reports of a private citizen whom the White House had wrongfully accused of wrongdoing at the behest of your friend, Harry Thomason.

Ironically, it appears that at the same time that the White House was keeping Justice Department investigators at bay from documents detailing Harry Thomason's activities at the White House, the White House was seeking FBI confidential documents concerning Mr. Dale. It is also ironic that in December of 1993 when the White House was woefully negligent in obtaining background checks on new White House employees, that the White House would be seeking records of a former employee that your staff had fired.

I have written to the Attorney General requesting that they provide me with the names of all individuals involved in producing and approving the production of these records to the White House. I am also asking that they provide me with the names of all individuals not seeking employment or an appointment in the Administration for whom any White House official sought confidential background records since January 1993.

In light of these troubling developments, I would hope you would turn over the remaining 2000 pages of Travelgate documents that are being withheld under a claim of Executive Privilege. The policy in place for the use of the privilege does not support its use when there are matters of possible wrongdoing at issue.

I would like to conclude this investigation in an expeditious manner. As you may recall in 1993, when this matter first came to light you committed to Congress that you would fully cooperate with investigations into this matter. I would appreciate your requesting that your staff honor this pledge you made three years ago and immediately turn over the outstanding records.

Thank you for your prompt attention to this matter.

Sincerely,


William F. Clinger, Jr.

(we)

THE WHITE HOUSE
WASHINGTON

June 12, 1996

BY TELECOPY

Ms. Barbara Comstock, Investigator
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515

Dear Barbara:

At your request, I am sending you the July 7, 1993 memorandum from Nancy Gemmell to William Kennedy. We will forward the attachments to the memorandum when we have had the opportunity to redact them appropriately.

Sincerely yours,

Jane Sherburne
Jane C. Sherburne *KSP*
Special Counsel to the President

Encl.

cc: Don Goldberg

WASHINGTON

July 07, 1993

MEMORANDUM FOR: WILLIAM H. KENNEDY III
THRU: CRAIG LIVINGSTONE
FROM: NANCY GEMMELL
SUBJECT: Requests for Release or Review
of Background Investigations

Following are the basic guidelines previously used when considering release or review of background investigations to another government agency or department:

-Re Presidential Appointees:

A presidential appointee (PAS) must be confirmed by the Senate and appointed by the President before the background investigation is made available for REVIEW ONLY to the appropriate government agency or department. EXCEPTIONS: BI is releasible to State Department and to Justice thru the FBI. Please note TAB A.

A presidential appointee (PA) must be appointed by the President before the background investigation is made available for REVIEW ONLY to the appropriate government agency or department. EXCEPTIONS: BI is releasible to State Department and to Justice thru the FBI. Please note TAB A.

If a presidential nominee is already working in the position for which he has been nominated and requires security clearances to be granted to perform his work, Counsel considers the merits of each request for early review of background investigation on a case by case basis.

-Re Staff Applicants:

If a White House staff member is detailed to the White House from another government agency or department, the staff member's file must totally be completed before review is allowed. Example: The background investigation must be complete and adjudicated by counsel if necessary; the IRS investigation complete and any problems addressed to satisfaction of counsel; and if applicable, financials must have been received and signed off by counsel. Even if the BI is complete, if other components are not, we do not consider the investigation ready for review.

To set an appointment for review, a letter must be received from the respective government agency or department officially requesting review of BI. At time of review, the reviewer must show his or her credentials and sign a security pledge provided by Counsel's Office.

If a staff member leaves the White House and goes to another government agency or department, once confirmation has been received that said staff member has departed and that said individual is not being considered for a presidential appointment, the individual's background investigation may be released to the appropriate government agency or department. The physical release of the background investigation is done by the FBI. A letter requesting the release of the BI is to be dispatched from the appropriate government agency to us.

- Steps:
- 1) We receive letter from appropriate government agency or department requesting release of BI;
 - 2) If BI is determined to be releasible;
above mentioned letter is stamped,

~~AUTHORIZATION TO RELEASE~~
~~WHITE HOUSE SECURITY OFFICE~~
signed and forwarded to the FBI for handling;

- 3) When said BI is released by the FBI, the Bureau returns to us a copy of the letter we dispatched to them stating the date the information was released to said agency and exactly what material was released to them. Please note: We do not release material to another government agency or department if we do not have same material in our files.

-Exceptions:

At present if a staff member is detailed to us from the Department of State, his or her BI is releasible to State Department as long as detailee is on State Department payroll. This is a decision made previously by counsel.

Also, if a staff member is detailed to us from Department of Justice, again his or her BI has previously been releasible to Department of Justice.

Also, if an AT&T or C&P telephone company employee does some work at the Defense Department as well as here, since said employee is with private industry, BI has previously been made releasible to the Department of Defense on a case by case basis.

-Forms:

Attached are copies of two forms used to determine staff member's status:

- The first form is sent to USSS, Room 23 OEOB, to determine if individual is still a current pass-holder;
- The second form is sent to the FBI Spin Unit to determine if individual has ever had a background investigation and, if so, was he or she processed as a presidential or staff case. Normally, we would have the background investigation information in our files. However, at present we do not since all previous security files departed the White House prior to January 20, 1993. Therefore, in the future it would not be necessary to send the attached form to the FBI once files are reestablished.
- When the information is returned from the USSS and from the FBI, and BI is deemed releasable the appropriate letter is dispatched to the FBI, retaining a suspense copy here for followup if necessary as well as documenting our files.
- If it is determined that the BI is NOT releasable but for REVIEW ONLY, a call is made to the appropriate government agency or department scheduling the review.
- If the BI is not yet ready for review, a call is made to the appropriate office advising said BI is not yet available for review but that a "flag" has been placed in the individual's file and that a followup call will be made when BI is available.

-Additional Possibilities:

- Requests received to review BIs for contact purposes (usually received from the CIA) are automatically referred to Counsel for decision.
- Also, requests received to review BIs of spouses in connection with investigation of subject are automatically referred to Counsel for decision.

Basic guideline that we have previously followed is that release or review of BI should be for clearance purposes for subject of the background investigation.

-New Requests:

As promised I have also attached the four new requests received for action. With the exception of Mr. Catlett, I would be happy to process the other three requests for you if you would like.

Thank you.

(Attachments:

-2 Forms

-4 Letters of Request)

NAME

(YES OR NO-Y OR N)

ACTIVATED C OR D

NAME

TYPE AND DATE OF INVESTIGATION(S) PROCESSED AS STAFF (S) OR
AS PRESIDENTIAL (P)

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

August 29, 1996

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TIM HOLDEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY—(202) 225-5074
MINORITY—(202) 225-0961

Jane C. Sherburne
Special Counsel to the President
The White House
Washington, D.C. 20005

Dear Ms. Sherburne:

As you are aware, this Committee issued a August 2, 1996 subpoena to the White House which called for all records no later than Monday, August 19, 1996. At this time the White House is not in compliance with the subpoena. When I spoke with you last week, I requested a letter to the Chairman explaining the reason for your non-compliance. The Chairman has not received any explanation and I request that you offer an explanation to the Chairman why you have not produced the responsive documents.

You have raised questions about subpoena item No. 9. I want to make clear that we are not "negotiating" on this item. As you know, both Cheryl Mills and Chris Cerf have testified under oath that they were tasked with reviewing Gary Aldrich's book in the course of their duties in the Counsel's Office. These records, along with any other records related to Mr. Aldrich's book fall within this request. While we are primarily seeking records related to the receipt of Mr. Aldrich's book, we are not narrowing this subpoena item. As an accommodation, I proposed that the Committee would initially accept a listing of all books and an identification of the records related to each book. At that point, Chairman Clinger will request all relevant communications concerning these other books as appropriate.

Sincerely,

Barbara Olson
Barbara Olson
Chief Investigative Counsel

cc: Representative Cardiss Collins

THE WHITE HOUSE
WASHINGTON

July 31, 1996

VIA HAND DELIVERY

The Honorable William Clinger, Jr.
Chairman
Committee on Government Reform and Oversight
2172 Rayburn House Office Building
Washington, DC 20515

Dear Chairman Clinger:

This responds to your letter of July 19, 1996, in which you asked for information and materials related to "individual random drug testing" at the White House.

As you may now know, the President's policy on drug use by White House staff is absolutely clear: zero tolerance. All applicants are tested before they report for work. Anyone who tests positive for drugs will be immediately relieved of his or her duties. No one who uses drugs illegally will work at this White House. And, to enforce this drug-free policy, we have a rigorous random drug testing policy that applies to all White House staff.

Each day, when White House employees report to work, they know that they may receive a letter requiring that they report for a drug test that day. Each year, approximately 12 percent of our employees are tested. They never know in advance that they will be tested.

In addition to the random testing applicable to all employees, 21 of the approximately 3,000 individuals who have served in the Executive Office of the President since January, 1993 -- nine of whom still work in the Executive Office of the President -- have been subject to more frequent, regular, non-random, surprise testing because of their past drug use. None of these 21 has ever tested positive in these tests. And, I emphasize that this more frequent testing is not "random," as you describe it. It is unannounced like our standard random tests, but this effort provides for twice-a-year tests precisely for these particular employees. Hence, I refer to this testing in this letter as "special drug testing."

The White House's comprehensive zero tolerance policy, which includes the above-described drug testing, ensures that our workplace remains drug free. We commend our program to the Congress, which, I gather, has no testing program. ("Drug Tests Still a Rarity on the Hill", Roll Call, July 22, 1996).

The Honorable William Clinger, Jr.

July 31, 1996

Page 2

In preparing our response to your letter, we are mindful of your clear statement that you are not seeking information relating to particular individuals. As you have recognized, the disclosure of such information would raise serious privacy concerns. I am confident that we can nevertheless provide to you information to shed light on the President's drug-free workplace policy and, in particular, how it applies in the cases of those whose experiences with drugs in their past, and later commitment to a drug-free life, led to their being subjected to special drug testing.

Having said that, I must tell you that we have struggled to discern how we may be specifically responsive to your first and second requests without divulging information that would relate to particular individuals -- which you made clear you do not want us to do -- or leave you with documents that are so heavily redacted that they will not aid your understanding of the issues. Your second request, in particular, asks about four specific individuals by name. This request could be understood to suggest that you wish us to review these individuals' FBI background investigation files to see whether there is derogatory information of any sort that might have caused the Secret Service to raise a "concern". I invite you to call me to discuss these concerns.

In response to questions No. 3 and No. 4, I do want to make sure that you are informed about how special drug testing works. As part of its routine process for ascertaining the suitability of individuals for employment in the Executive Office of the President (EOP), all applicants are required to complete a pre-employment questionnaire, submit to a pre-employment security interview, and submit to a drug test¹. Within 30 days of entering on duty, employees are required to submit a *Questionnaire for Sensitive Positions* (SF-86) and appropriate releases so that the FBI can conduct a background investigation. Upon completion of that investigation, the FBI background investigation file and related materials are referred to the Secret Service and, as appropriate, a recommendation is made for the issuance of a permanent pass.

In a small number of instances, the Office of White House Counsel, in consultation with the Secret Service, determined that an individual should be issued a pass only if he or she agrees to be subject to the more frequent, non-random special drug testing protocol described above. This means being tested unannounced twice a year under the same conditions as the standard random testing program in the EOP's Drug-Free Workplace Plan. These individuals are so designated because information developed in the course of the security clearance process or supplied by the individual suggested that it would be prudent to

1 Only applicants for Testing Designated Positions (TDPs) pursuant to the Drug-Free Workplace Plan are required to submit to a drug test. All employees in the White House and well over 95% of EOP employees are in TDPs.

The Honorable William Clinger, Jr.

July 31, 1996

Page 3

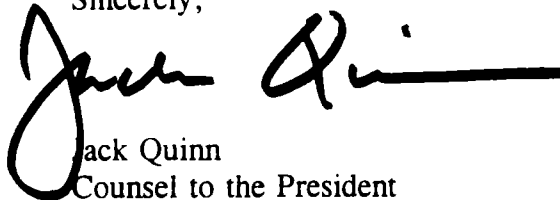
do so. **However, it bears emphasis that, as the Secret Service has acknowledged, the White House has never directed the Secret Service to issue a pass in circumstances where it was otherwise reluctant to do so.** See GAO Report B-265771, 18 (October 15, 1995) ("Personnel Security").

The White House Counsel's Office periodically advises the Office of Administration (OA), which administers the EOP random testing program, of the names of the individuals currently subject to special testing, to ensure that those individuals are included in unannounced tests twice each year. Periodically throughout the year, in the ordinary operation of its random testing program, OA draws a random sample of employees in TDPs. The individuals subject to special testing are called as part of that process and are tested under the same conditions as other EOP employees.

The White House Counsel Office staff who have been involved since 1993 in the overseeing or supervising of special drug testing are Bill Kennedy, Beth Nolan, and Chris Cerf. Of course, there are also career staff in OA who assist in administering the tests.

To aid your further understanding of how special drug testing works, I am enclosing copies of some of the relevant forms, including a sample of the agreement that a White House staff person subject to special drug testing would sign, and a copy of the EOP's Drug-Free Workplace Plan.

Sincerely,

A handwritten signature in black ink, appearing to read "Jack Quinn", with a long horizontal line extending from the end of the signature.

Jack Quinn
Counsel to the President

Enclosures

cc: The Honorable Cardiss Collins

THE WHITE HOUSE
WASHINGTON

~~PRIVILEGED AND CONFIDENTIAL~~
EYES ONLY

DETERMINED TO BE AN
ADMINISTRATIVE MARKING

2006-0066-F

INITIALS: VZ DATE: 6/10/15

MEMORANDUM FOR MARY BECK
OFFICE OF ADMINISTRATION

FROM: BETH NOLAN *bm*
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: Drug Testing

As we have discussed, the Counsel's Office will be notifying you from time to time of the names of individuals who should be subject to unannounced drug testing. Attached is a list of persons who should be scheduled for such testing this month. Please report to me that such testing has occurred. Any positive results should also be reported to me.

Please call me at 6-6229 if you have any questions.

MEMORANDUM FOR FILE

FROM: CRAIG LIVINGSTONE
DIRECTOR, WHITE HOUSE PERSONNEL SECURITY

RE: {Insert Name}

On April 25, 1994, {Insert Name} was interviewed by Craig Livingstone regarding drug abuse as set forth in the Federal Bureau of Investigation's full field background investigation dated {Insert Date}.

{Insert Name} acknowledged the drug use set forth in the investigation. {Insert Name} was informed that any { } {illegal use of controlled substances} would be grounds for and would result in immediate termination. {Insert Name} agreed to submit to random drug testing in the future, as may be requested by the Office of Management and Administration, and agreed adverse results of any such testing will be shared immediately with the United States Secret Service. Such random testing will consist of at least two tests per calendar year, to be administered by the Personnel Management Division of the Office of Management and Administration.

{Insert Name}, by the placing of {her or him or his} signature below, has acknowledged that (i) {he or she} has read and understood fully the matters addressed herein; (ii) has been advised that {he or she} is entitled to obtain the advice of counsel regarding the contents hereof prior to its execution, and has obtained such advice if deemed necessary; (iii) is executing this Memorandum in the exercise of {her or his} free will, with a full understanding of the meaning hereof and without duress or coercion, and (iv) agrees that the information contained herein may be released to the United States Secret Service.

Executed this ____ day of _____, 1994.

Signature

cc: SAIC/White House Division
United States Secret Service

THE WHITE HOUSE
WASHINGTON

December 18, 1996

BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

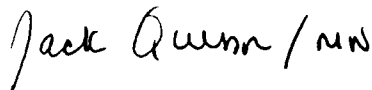
Dear Chairman Clinger:

Following the adjournment of Congress in October, we continued efforts to ensure that we had identified and provided all documents responsive to your Committee's August 2, 1996, subpoena relating to the FBI files matter. I am transmitting with this letter the few additional responsive documents we identified during an extensive review of files maintained by the Office of Records Management (CGE 056446-056452). I am also enclosing a letter dated June 14, 1996, from Howard Shapiro to Jane Sherburne (CGE 056453), which we inadvertently failed to produce earlier. The letter is identical to a letter from Mr. Shapiro to me of the same date, which we have previously produced (CGE 055276).

We request that you treat the enclosed documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

Please feel free to call me if you have any questions.

Sincerely yours,

A handwritten signature in black ink that reads "Jack Quinn / mw". The signature is written in a cursive, flowing style.

Jack Quinn
Counsel to the President

Enclosures

cc: Honorable Cardiss Collins

THE WHITE HOUSE
WASHINGTON

December 18, 1996

BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

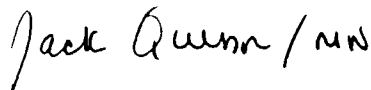
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Please feel free to call me if you have any questions.

Sincerely yours,

A handwritten signature in cursive script that reads "Jack Quinn / mn".

Jack Quinn
Counsel to the President

Enclosures

cc: Honorable Cardiss Collins

THE WHITE HOUSE
WASHINGTON

October 29, 1996

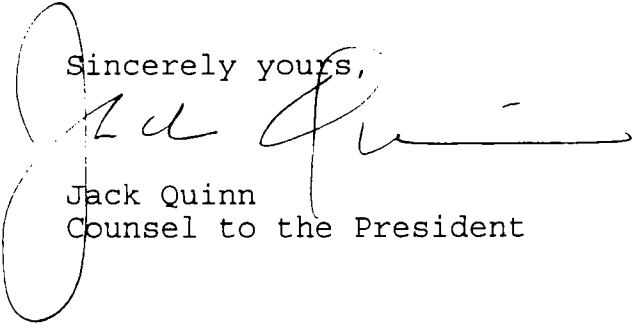
BY HAND

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

Dear Chairman Clinger:

This letter is in response to your letter to George Stephanopoulos of October 22, 1996. Enclosed are the documents you requested numbered CGE 56341-56445. We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams August 9, 1995 letter to Mr. Larsen.

Sincerely yours,



Jack Quinn
Counsel to the President

Enclosures

cc: Honorable Cardiss Collins (with enclosures)

THE WHITE HOUSE
WASHINGTON

September 10, 1996

BY TELECOPY

Barbara K. Olson
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

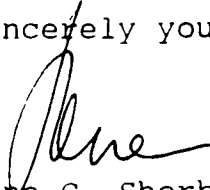
Dear Barbara:

In response to the voice mail you left for me I am providing another copy of DF 780340. If the telecopy is not legible, please let me know and I will have a legible copy hand delivered.

You also asked about notes related to the review of the Aldrich book. I understand that those who participated in such a review did not maintain notes.

Please let me know if you have further questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosure

cc: Donald Goldberg
Professional Staff Member

E-Mail

- ① Separate search for each week →
- ② Certain people → identify e-mail search parameters
- ③ Multiple requests from diff. sources.
- ④ Budgeting constraints → W7 agent for managing info.

They want to make sure
Time & people & key word → →

→ long - Jane
~~*~~

Rough estimate →

all names in
a week

① Reconstruct e-mails
for week → take 20,000
Search for words
Billy Dale

② Likelihood of how sent
or received e-mail

Very simple searches → →

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

September 10, 1996

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INDEPENDENT

MAJORITY—(202) 225-6074
MINORITY—(202) 225-6051

Jane C. Sherburne
Special Counsel to the President
The White House
Washington, D.C. 20005

Dear Jane:

In your letter to me, dated September 10, 1996, you stated that "those" who participated in a review of the Gary Aldrich book did not maintain notes. Please identify the individuals who participated in the review of the Aldrich book and whether there were notes at one time. If such notes or memoranda existed at one time, explain what happened to them.

Thank you for your cooperation in this matter.

Sincerely,



Barbara Olson
Chief Investigative Counsel

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

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EDWARD BA
CHIEF OF STAFF

MAJORITY -
MINORITY -

FACSIMILE TRANSMISSION

TO:

Jane Sherburne

FROM:

Barbara Olson

DATE:

9/10/96

PHONE:

225-5074

There will be a total of 2 pages, including this page.

Comments:

If there are any questions or problems
regarding this transmission, please call the sender
at (202) 225-5074.

THE WHITE HOUSE
WASHINGTON

September 6, 1996

BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

Dear Chairman Clinger:

This letter provides a status report on our response to the subpoena issued to the White House by the Committee on August 2, 1996. Although full compliance with the Committee's broad subpoena was not possible to achieve in the ten working days you provided for our response, we have been diligent in our efforts to collect and produce responsive material as promptly as possible. Indeed, since receiving the subpoena, we have produced over 3,000 pages to the Committee. We produced documents on August 20, August 21, August 27 and August 28, September 5, and are producing additional responsive material today. A production log is attached.

With our production today, we believe we are in substantial compliance with the subpoena.

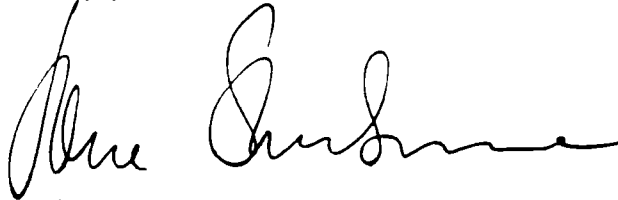
As we previously have explained, portions of our responses to the subpoena and your letter requests of June 12 and June 21, 1996 were delayed because the Office of the Independent Counsel had asked that we refrain from reviewing material in the Office of Personnel Security until they had completed their own review. With the exception of certain electronic records that we will review shortly, we now have completed our review of this material and are producing the remaining responsive material from that location today. In addition, although we reviewed files of former employees maintained by the Office of Records Management for responsiveness to the Committee's request of June 21, we must now review these records again for responsiveness to the Committee's subpoena. This is a time-consuming process that would have been accomplished more efficiently if your requests

Hon. William F. Clinger, Jr., Chairman
September 6, 1996
Page 2

for review of this material had not been staggered. Finally, should we locate any additional responsive material of which we are not now aware, we will produce it to the Committee promptly.

Our response with respect to each of the thirteen specific requests set forth in the August 2, 1996, subpoena is attached hereto. Please feel free to call me if you have any questions.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Jane C. Sherburne". The signature is fluid and cursive, with the first name "Jane" being more prominent and the last name "Sherburne" following in a similar style.

Jane C. Sherburne
Special Counsel to the President

Attachment
Enclosures

cc: Honorable Cardiss Collins

RESPONSE OF THE WHITE HOUSE TO THE AUGUST 2, 1996 SUBPOENA
TO THE WHITE HOUSE BY THE HOUSE COMMITTEE ON
GOVERNMENT REFORM AND OVERSIGHT

1. All records relating to Craig Livingstone's employment or services at the White House, job performance, as well as any actions taken concerning his status at the White House, his role and duties at the White House, and any records of the hiring and retention of Craig Livingstone (excluding only his FBI background file).

Response: We have provided all responsive White House records we have been able to locate. We have interpreted the limitation incorporated in the request to apply to all documents relating to Mr. Livingstone's clearance that reflect personal information.

(2) All communications and contact by Craig Livingstone with other White House or EOP employees regarding White House passes, the White House Military Office, advance work, FBI background investigations, or security clearances (excluding the contacts of any FBI background files).

Response: We have provided all responsive White House records we have been able to locate. To the extent the request calls for information regarding White House passes, FBI background investigations, and security clearances, we have interpreted the request consistently with our interpretation of Paragraph 6 of the Committee's June 21, 1996, request, as set forth in my letter dated July 9, 1996.

(3) All records relating to Anthony Marceca (excluding their FBI background file).

Response: We have provided all responsive records we have been able to locate. We interpret the limitation incorporated in the request to apply to all documents relating to Mr. Marceca's clearance that reflect personal information.

(4) All records relating to Lisa Wetzl (excluding their FBI background file).

Hon. William F. Clinger, Jr., Chairman
September 6, 1996
Attachment - Page 2

Response: We have provided all responsive records we have been able to locate. We interpret the limitation incorporated in the request to apply to all documents relating to Ms. Wetzl's clearance that reflect personal information.

(5) The names of all employees, detailees, assignees and/or interns who have worked in any capacity in the White House Office of Personnel Security from January 20, 1993, to the present.

Response: We provided the information available to us in my letter to the Committee dated July 9, 1996.

(6) All records from December 1, 1995, to present regarding contacts with any individual in the FBI General Counsel's office regarding any matters relating to Craig Livingstone, Anthony Marceca, Lisa Wetzl, Bernard Nussbaum, the First Lady, Billy Dale, Gary Wright, Barney Brasseux, John McSweeney, John Dreylinger, Robert Van Eimeran and Ralph Maughan and any matter related to the White House Travel Office, Dennis Sculimbrene, or Gary Aldrich and any matters relating to FBI background investigations and any matters relating to the FBI background investigations of Anthony Marceca and Craig Livingstone.

Response: We have provided all responsive White House records we have been able to locate.

(7) All records from May 1, 1996, to present relating to any contacts or communications regarding any information contained in the FBI background file of Craig Livingstone or Anthony Marceca.

Response: We have provided all responsive White House records we have been able to locate.

(8) All records from October 1, 1995 to the present relating to any contacts with any individual in the U.S. Department of Justice regarding the release of FBI files to the White House or any records relating to the proposed plea agreement of Billy Dale.

Hon. William F. Clinger, Jr., Chairman
September 6, 1996
Attachment - Page 3

Response: We have provided all responsive White House records we have been able to locate. We have not interpreted this request to seek information related to potential Presidential appointees.

(9) All records from December 1, 1995 to the present relating to any information provided to any individual at the White House regarding any actual or potential books being considered for publication as well as any notes, talking points, or communications regarding such publications.

Response: We asked your staff to focus this request so that we could avoid collecting material unrelated to your Committee's concerns. On Thursday, August 30, we received a letter from Ms. Olson informing us that the Committee would consider narrowing its request only after we had collected and identified to the Committee all material responsive to the current request. We promptly circulated the request as written to all staff of the Executive Office of the President. We will notify you when we have collected the responsive material.

Your staff indicated that you are interested primarily (although not exclusively) in the recently published book by Gary Aldrich. We have provided talking points and statements regarding Mr. Aldrich's book, which we prepared after publication of the book. The only document we have located relating to pre-publication review of Mr. Aldrich's book is the copy of the manuscript provided to White House Counsel Jack Quinn by FBI General Counsel Howard Shapiro. We do not know what, if any, material from this particular manuscript may have been deleted by Mr. Aldrich from the published book in response to any concerns that may have been raised by the FBI with Mr. Aldrich. In light of this

Hon. William F. Clinger, Jr., Chairman
September 6, 1996
Attachment - Page 4

consideration, we believe it appropriate to return the manuscript to the FBI, rather than provide it directly to the Committee.

(10) All records from January 20, 1993 to the present regarding the process by which White House passes are issued and delays in that process.

Response: Many documents relating to this issue were generated in the process of responding to the GAO audit and previous congressional inquiries relating to the pass issuance process. We have produced all of the responsive White House records we have located and processed to date. We expect to produce additional material shortly.

(11) All records relating to the initiation and administration of the White House's individual random drug testing program developed at or around the spring of 1994.

Response: We have provided records responsive to this request. We have interpreted your request not to call for documents that reveal information about individual participants in the program. AOs, we are not producing a few documents that describe methods of scheduling drug tests because their production may compromise the efficacy of the program. We will make the documents available for review by Committee staff upon request.

(12) All records relating to the implementation and administration of a new Security Clearance process in 1995.

Response: We have provided all responsive records we have been able to locate.

(13) All records relating to contacts that Craig Livingstone had with any Secret Service agent or law enforcement official regarding the death of Vincent Foster and all records of any contact or communication that Craig Livingstone had with anyone regarding Mr. Foster's office or documents in his office.

Hon. William F. Clinger, Jr., Chairman
September 6, 1996
Attachment - Page 5

Response: We have provided all responsive records we have been able to locate.

* * * * *

We have not interpreted the subpoena to call for draft or final communications with your Committee and other Congressional committees regarding the matters you are currently investigating or documents reflecting communications with or the investigative activities of the Office of Independent Counsel. We also have not provided internal memoranda relating to proposed amendments to the Treasury-Postal appropriations bill relating to the FBI files matter.

THE WHITE HOUSE
WASHINGTON

September 16, 1996

BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

Dear Chairman Clinger:

I am enclosing additional documents responsive to your requests and the subpoena dated August 2, 1996. A production log is attached. As stated in Ms. Sherburne's letter of September 6, 1996, we are still in the process of reviewing files from the Office of Records Management and electronic records from the Office of Personnel Security. The enclosed documents are the result of these efforts.

Several of the documents enclosed were printed from electronic files containing a date code. These documents therefore reflect the date when we first printed them for review prior to production -- September 5, 1996. For your information, we have placed on these documents a label indicating the date when the electronic record was last saved.

We have located multiple drafts of spreadsheets prepared in connection with the GAO audit of the pass issuance process, similar to documents we have already produced (such as, for example, CGE 055122-41 and CGE 055218-31). Please let us know if you are interested in receiving more of this material.

Please give me a call if you have any questions.

Sincerely yours,

Jack Quinn / MN

Jack Quinn
Counsel to the President

Attachment
Enclosures

cc: Honorable Cardiss Collins

DOCUMENTS PRODUCED TO THE
HOUSE COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
ON SEPTEMBER 16, 1996

BATES NUMBER	SOURCE
CGE 55295-55707	Chris Cerf
CGE 55708-55717, 55723-55751	Office of Personnel Security
CGE 55753-55756	William Kennedy
CGE 55757-55772	Office of Personnel Security

THE WHITE HOUSE
WASHINGTON

September 30, 1996

BY HAND

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

Dear Chairman Clinger:

This letter is in further response to your follow-up questions regarding Request No. 11 of the Committee's August 2, 1996 subpoena. In your meeting with Kathleen Wallman and me, Barbara Olson went through my September 24, 1996 letter to you and indicated that she desired the following additional information and documents.

1. Titles of the books for which there were requests for prefaces or forewords by, or interviews with, the President for various books in progress:

The President was requested to write forewords or prefaces for Yitzhak Rabin, 1922-1995; Take Charge of Your Student Loan and WIN: The Guerrilla Guide to Researching, Repaying and Ridding Yourself of Student Loan Debt; an untitled textbook on Arkansas social studies; and The Human Radiation Experiments: Final Report of the Advisory Committee on Human Radiation Experiments. Interviews with the President were requested for The Choice; an untitled book on strategies to help people perform more effectively; and an untitled book on the Middle East.

2. The title of the book for which a request for an interview with the White House Press Secretary was made:

The book in progress was an as-yet untitled book on budget politics.

The Honorable William F. Clinger, Jr.
September 30, 1996
Page 2

3. Copies of documents regarding publication of the book Blood Sport:

Enclosed are the documents regarding Blood Sport, bearing the bates numbers CGE 56328-40.

4. The title of any book for which there were communications regarding the policy against the use of the White House or likeness, images, words or activities of the President or First Family in commercial ventures:

There was correspondence regarding an untitled booklet, not a book, on colonial Williamsburg communicating the prohibitions on using the President's name or image in a commercial venture.

5. The titles for any books published by the President, the Vice President, Mrs. Clinton and Mrs. Gore:

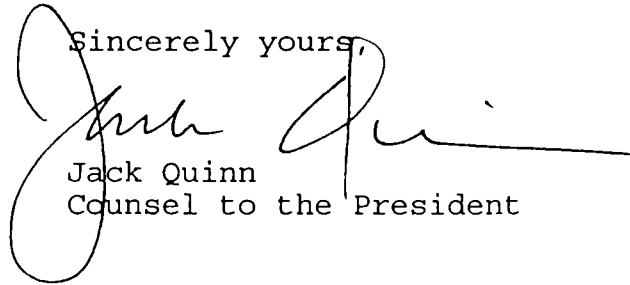
The President's book is entitled Between Hope and History; Mrs. Clinton's book is entitled It Takes a Village; and Mrs. Gore's book is entitled Picture This. Although published by the government, to the extent that the report generated by the National Performance Review, The Best Kept Secrets in Government, is considered a book authored by the Vice President, there are also responsive documents regarding that book.

Finally, after sending my September 24, 1996 letter, I received the following information which is also responsive to Request No. 11.

- The Vice President was requested to submit quotations, endorsements or forewords for the following books, all of which the Vice President declined: Electronic Democracy: Using the Internet to Influence American Politics; The Coming of the American Renaissance; Getting Your Children the Education They Deserve; The Natchez Trace Adventure Activity Book; Snoopy: Not Your Average Dog; and The Most Important Lessons in Life.

The Honorable William F. Clinger, Jr.
September 30, 1996
Page 3

Sincerely yours,

A handwritten signature in black ink, appearing to read "Jack Quinn", is written over the typed name and title. The signature is fluid and cursive, with a large loop at the beginning and a long horizontal stroke at the end.

Jack Quinn
Counsel to the President

Enclosures

cc: Honorable Cardiss Collins

DOCUMENTS PRODUCED TO THE
HOUSE COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
ON SEPTEMBER 30, 1996

BATES NUMBER	SOURCE
CGE 56328-56340	Chris Lehane

THE WHITE HOUSE
WASHINGTON

July 31, 1996

BY FACSIMILE

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

Dear Chairman Clinger:

A member of your staff has requested that we provide the addresses and telephone numbers of certain interns who worked in the Office of Personnel Security.

Ed Hughes and Jonathan Denbo are represented by Brad Berenson. Mr. Berenson's telephone number is 202/736-8498. Below are the last known addresses and telephone numbers for the other individuals:

Melissa Evantash
407 Conshohocken State Road
Balacynwyd, PA 19004
(703) 998-6415

Samantha Ziskind
23800 Larillo Street
Woodland Hills, IA 91367
(213) 624-1030

Joseph Foudy
415 Concord Street
Cresskill, NJ 07626
(201) 894-1161

Myong Grae Lee
20 Graffin Drive
Latham, NY 12110
(518) 783-5505

Emily Moulton
315 East 72nd Street
#21 L
New York, NY 10021
(212) 861-0105

Jennifer Dowdell
9520 Cove Drive
North Royalton, OH 44133
(202) 530-9827

Please give me a call if you have any questions.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Jane C. Sherburne", written in a cursive style.

Jane C. Sherburne
Special Counsel to the President

cc: Honorable Cardiss Collins

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

August 23, 1996

CARDISS COLLINS, ILLINOIS
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BILL K. BREWSTER, OKLAHOMA
TIM HOLDEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY—(202) 225-6074
MINORITY—(202) 225-5051

VIA FACSIMILE

Ms. Jane Sherburne
Special Counsel to the President
The White House
1600 Pennsylvania Avenue, Northwest
Washington, DC 20005

Dear Ms. Sherburne,

The following documents are missing from the August 21, 1996 White House production to the Government Reform and Oversight Committee:

34
CGE 52278-53477
CGE 53532
CGE 53533
CGE 53683

Please note that the above documents have been listed in the production log you have provided to the committee. I would appreciate receiving these documents as soon as possible. Please give me a call if you have any questions.

Sincerely,



Barbara Comstock
Investigative Counsel

THE WHITE HOUSE
WASHINGTON

August 22, 1996

BY HAND DELIVERY

Ms. Barbara Comstock
Investigative Counsel
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Barbara:

I am writing in response to your letter regarding documents that appeared to you to be missing from our August 21 production. There is a typographical error in the production log we provided to you which accounts for the first range of Bates numbers you identified as missing. The very first number on the log, CGE 052378, should be CGE 053478. A corrected log is enclosed. Thank you for bringing the error to our attention.

Our records indicate that the other "missing" documents were included in our production. The Bates number CGE 053683 is on the document that also has Bates number CGE 053684. There are two numbers because a separately numbered post-it note was attached to the original document. Additional copies of the other two documents you identified, CGE 053532 and CGE 053533, are enclosed.

Please call me if you have any questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

DOCUMENTS PRODUCED TO
COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
AUGUST 21, 1996
(CORRECTED VERSION)

BATES RANGE	SOURCE
CGE 053478-053533	Office of Records Management
CGE 053534-053537	Office of Personnel Security
CGE 053538-053540	Office of Administration
CGE 053541-053544	Office of Records Management
CGE 053545-053554	Mark Gearan
CGE 053555-053619	Office of Personnel Security
CGE 053620-053656	Chris Cerf
CGE 053657-053658	Office of Administration
CGE 053659-053660	Visitor's Office
CGE 053661-053665	Office of Records Management
CGE 053666-053673	Lisa Caputo
CGE 053674-053676	Kathleen Whalen
CGE 053677-053697	Office of Personnel Security
CGE 053698-053706	Office of Records Management
CGE 053707-053709	Kim Holmes
CGE 053710-053712	Patsy Thomasson

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. list	Personally Identifiable Information [partial] (1 page)	08/07/1996	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
Counsel Office
Miriam Nemetz
OA/Box Number: CF 446

FOLDER TITLE:

FBI Files Matter - Correspondence with House Government Reform & Oversight
Committee [1]

2006-1066-F
vz3558

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]

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

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

RR. Document will be reviewed upon request.

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]

MORPT
08/07/96

08:36:41 PM SEARCH REQUEST FOR MAY96

WAVES CENTER

PAGE 1

date	LNAME	FNAME	dob	VISITEE	REQUESTOR	ARRIVE TIME	BADGE #	ROOM
960503	HEATHERINGT	KATE	(b)(6)(b)(7)(c)	LIVINGSTONE	LIVINGSTONE	1253	34DA5D	WW
960507	TIRADO	FRANCISCO	(b)(6)(b)(7)(c)	LIVINGSTONE	LIVINGSTONE	1224	34BC93	WW
960507	SOTO	ARNALDO	(b)(6)(b)(7)(c)	LIVINGSTONE	LIVINGSTONE	1224	34D6B2	WW
960507	LOPEZ	SUZZETTE	(b)(6)(b)(7)(c)	LIVINGSTONE	LIVINGSTONE	1224	34D7E0	WW
960507	PAGAN	ZAIDEE	(b)(6)(b)(7)(c)	LIVINGSTONE	LIVINGSTONE	1224	34D94A	WW

[001]

CGE 053532

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. list	Personally Identifiable Information [partial] (1 page)	08/08/1996	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
Counsel Office
Miriam Nemetz
OA/Box Number: CF 446

FOLDER TITLE:

FBI Files Matter - Correspondence with House Government Reform & Oversight
Committee [1]

2006-1066-F
vz3558

RESTRICTION CODES

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

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MORPT
08/08/96

11:51:37 AM SEARCH REQUEST FOR JUN96

WAVES CENTER

PAGE 1

date	LNAME	FNAME	DOB	VISITEE	REQUESTOR	ARRIVE TIME	BADGE #	ROOM
960611	LIVINGSTONE	JIM	(b)(6)	LIVINGSTONE	QUICK	2003	34CB77	WW
960611	LIVINGSTONE	JUNE	(b)(7)C	LIVINGSTONE	QUICK	2003	34DB00	WW
960611	LIVINGSTONE	GINA		LIVINGSTONE	QUICK	2003	34E31E	WW

[002]

CGE 053533

THE WHITE HOUSE
WASHINGTON

August 21, 1996

BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
United States House of Representatives
Washington, D.C. 20515

Dear Chairman Clinger:

I am enclosing additional documents responsive to your requests of June 12, 1996, and June 21, 1996, and the subpoena dated August 2, 1996. A production log is attached. We will produce additional responsive material as quickly as we can.

Two of the enclosed documents (CGE 053598-9) have been redacted. These documents, which relate to the GAO audit of the pass issuance process, reflect the names of individual passholders whose records were analyzed by the GAO, using only an identifying number to protect their privacy. We have redacted the names from these documents.

Please give me a call if you have any questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Attachment
Enclosures

cc: Honorable Cardiss Collins

DOCUMENTS PRODUCED TO
COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
AUGUST 21, 1996

BATES RANGE	SOURCE
CGE 052378-053533	Office of Records Management
CGE 053534-053537	Office of Personnel Security
CGE 053538-053540	Office of Administration
CGE 053541-053544	Office of Records Management
CGE 053545-053554	Mark Gearan
CGE 053555-053619	Office of Personnel Security
CGE 053620-053656	Chris Cerf
CGE 053657-053658	Office of Administration
CGE 053659-053660	Visitor's Office
CGE 053661-053665	Office of Records Management
CGE 053666-053673	Lisa Caputo
CGE 053674-053676	Kathleen Whalen
CGE 053677-053697	Office of Personnel Security
CGE 053698-053706	Office of Records Management
CGE 053707-053709	Kim Holmes
CGE 053710-053712	Patsy Thomasson

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August 21, 1996

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CGE 053698-053706	Office of Records Management
CGE 053707-053709	Kim Holmes
CGE 053710-053712	Patsy Thomasson

THE WHITE HOUSE
WASHINGTON

August 21, 1996

BY TELECOPY

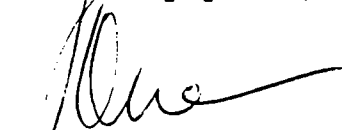
Barbara K. Olson
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

You called last night to request an unredacted copy of a telephone message from Willie Nelson to Craig Livingstone, dated February 25, 1994 and numbered CGE 049928. An unredacted copy of the message is attached.

For your information, we redacted material from telephone messages that appeared to be completely unrelated to any matters we are aware the Committee is investigating. Please let me know if you are investigating Willie Nelson!

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosure

cc: Donald Goldberg
Professional Staff Member

