

FOIA MARKER

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administrative marker by the William J. Clinton
Presidential Library Staff.**

Collection/Record Group: Clinton Presidential Records

Subgroup/Office of Origin: Counsel Office

Series/Staff Member: Chris Cerf

Subseries:

OA/ID Number: 6175

FolderID:

Folder Title:

Security Clearance & Vetting Project [1]

Stack:

S

Row:

107

Section:

3

Shelf:

3

Position:

2

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. notes	Personal (Partial); Personally Identifiable Information (Partial); Personnel (Partial) (8 pages)	n.d.	b(6)
002. fax	Personal (3 pages)	03/18/1995	b(6)

COLLECTION:

Clinton Presidential Records
Counsel Office
Chris Cerf
OA/Box Number: 6175

FOLDER TITLE:

Security Clearance & Vetting Project [1]

2006-1066-F

jm1372

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]
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- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

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3:00 PM Lyn
4:30 PM Edge
Lyn

CKAIC

New blue form since November

Once a month running awaiting pass list

- ① Volunteers - Once a month / will resume again
- ② Interns - 3 months
- ③ Awaiting Pass - Once a month
w/ David Watkins
cross-reference w/ payroll

Not Susan
Not Tommy

- ④ ~~Volunteers~~ - James, Mandy, Saul, Stan, David
submitting forms

Number of our staff with no permanent pass WHO
181

- ① ~~requesting~~ requesting permanent staff member
- ① 3 permanent staff 2 staffers - near quitting
 - ② 1 intern (not vetted)

- ② Disorganization of Files (BN, BK's, SEC. ^{must admit expect} w/ to do it)

- ③ If people do paperwork, it works.

- ④ Too crisis-oriented, e.g. Matt from DIA to Navy,
MIA status, no chain of command.

(b)(6)

[001]

- ⑤ Begging for no interns or volunteers, many top-secret docs
- ⑥ Chris Culp Matt Moore asking for SCI
unaware of security issues
they are not need to know
- ⑦ Make C.C. sign for their departments
- ⑧ Want more enforcement power, ~~stand~~ to drop
people from access that don't respond w/in 72 hours
when missing info
- ⑨ BK - Jim Burke, FBI
21 yr. old, with 2 month gap,
we don't send back all forms & errors
they're now very picky.
- ⑩ Raise for CH

Dennis/Edgar / Kathi / Lynn / Drew 278 / 450
9:30 +

Edgar → hyn

Vetting LYN

Personal Data

(IRS letters sometimes)

Public Vet

WH Vet / Telephone

(Statutory language on Boards / sometimes)

doesn't have enough info

Guidelines / Manual

- Criminal Statutes 18 USC 201-209 + 216 Remedies
- Government Standards of Conduct (part 2635)
- one title of ethics reform act not codified referred to on 278 form
- Reg. of OGE - part 2634
- all eggs on filling out 278 + vetting process ethics part (not tax part)

* hyn uses these guidelines + goes through conflict of interest.

* Need knowledge of background

* Need experienced lawyers b/c of case law

Different from previous admin

Old

Agency got copy of 278 before intent

* Puts agency official in awkward position / substantively better to have agency who knows area

* These people will be your ^{new} boss + you're facing "WH didn't have a problem with this."

New

278 + intent at same time

Some agencies are really slow, so if you send before intent, give a deadline. (perhaps)

avoids
hassles +
embarrassment
later

Focus on conducting preliminary review, privately
Agency reps prefer to not read about it first in
the paper.

detailer
discrepancy
in
review

* minor, technical problems not a big deal
pay attention to substance, not matter how little

For computer Problem w/ 278 + 450 Review (give 2 disks)
I. Nominations II. SF 278-450 Review

Give standard formats to Detailer

- advantages for searching
- no extra work
- computer v.s. longhand
- keeps knowledge even after detailers leave

Aphor's database geared to reading 278 + 450
better record than hard copy

Staff Manual

SUGGESTIONS

- & Plain English memo on post-employment
already has gifts
- need seeking employment
- & Hatch Act

Forms

ONE Doc list / ~~needed~~ - one's change

278

450

Copy instructions

Personal Data Questionnaire

1 to 7 forms / ^{see} ~~list~~ of adopt that system

More or front

attached samples from Lym summary

New disclosure rules for 450 files

New Clinton list - implementation

Big Picture Outline - new details must have
figuring out what they are in process

List of WH - ~~was~~ DAREs outdated - need update

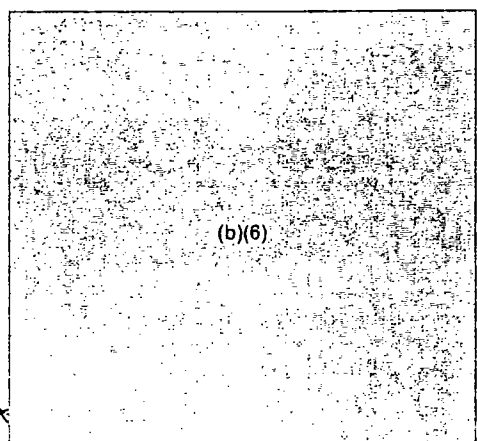
Alert list - get copy from Lym

Stats needed for info purposes - hi tech

After

~~March~~ Move to: Beth + lobby
or just: Beth

- Technical Review
- by other WH personnel
- benefit ed needs division made



(b)(6)

~~Non-secure
packet~~

~~forms~~

★
Keyhead
used in
binders

They may sit
for months until
it's ready

Edgar

Edgar

- ① - start memo, systems memo
- ②a - send paperwork to candidate
- ③ - question consultations:
going back to statute, authority stat, checking w/ Senate counsel
- ④ - nominees submit back
- ⑤a - check to see if SF 86 is complete + all other forms.
do see if returned in appropriate format (separate financial from vetting)
- ⑥ - put in envelope
PAS - red PA - blue SES - manual
- ⑦ - give Dennis stack of folders + vetters give Edgar list of where it is
- ⑧a - interview sheets to be filled out / 4-5 page
questionnaire returned w/ BKs approval
- ⑨ - draft memo to Antomella re: intent to nominate
- ⑩ - take all forms (financial) to financial 278 reviewers.
- ⑪ - bi's come to Edgar + logged in to Paradox, password
- ⑫a) prepare green folder & give to BK
b) WH bi's come in, marked WH, not logged & given to BK after separated
- ⑬ - kept in BKs safe until approved
- ⑭ - Take to Hill to Senators
- ⑮ - Throughout process, Edgar fields questions re: status

- b
send waiver
to IRS
Office of
Disclosure
+ answers for
questions for
them
Contact w/
IRS - set up
as official liaison.

8b)
namecheck
comes in
+ Edgar files
away if no
issues
if summary
he gives to
BK for his
review

All others
no pertinent
data.

* Paradox
logs namechecks,
IRS, + BIs.

Deals w/ Agency security officers

① - Agency security officers stressed re: FBI bi & security clearance, before they are done being nominated

② - Agency security clearance officers come over to review files in order to grant clearance.
Can we review B1?

① Are they confirmed? If so, they can review.

② Requests in writing

③ Agpt set to ~~review~~ ^{review} docs / Stephen oversees

④ If not ^{confirmed}, you can't review file.

(John Dannenhauer used to do it this way for Bush)

Criticisms

a) State & Justice get actual copies; all others have to come here. BK always said it was his lowest priority, need to appreciate their need to review. Hard to get file & get letter signed for State/Justice to release docs. BK's physical control prevented security officer duties of access to BIs for agencies.

b) simple review of BIs or namechecks, bottleneck adding middle person to authorize no issues & keep flowing / controversial or issues can wait review by Beth

- too many sit for lack of time when they're clear or have no issues

- Suggestion ~~to~~ need someone to definitely adjudicate issues vs. no issues, one secretariat needed to adjudicate straight security facts

In terms of WH cases, Craig did everyone else
BK did senior staff & Counsel's office.

Probably more efficient if Craig did all & allowed
to do more of his job. Decentralized files, BK too
much, maybe use you capable Director of Security.

Adjudicate

BK &
- name checks
from security
standpoint.

Courses on adjudication of backgrounds,
(thought - cc combine political & security?)

* Pitch for more reviewers, now seems like
need more 278 reviewers

- shifting review to agencies for 3-4x a year
Boards if possible, that would help backlog.

- Evaluate ~~need~~ for rethinking of part-time boards
& commission members.

Dennis

Dennis

We are
Counsel's Office:

Cliff has another
version of paradox
for tracking

- Office of Counsel, attends their senior staff meeting deals more w/ PPO
- detailed attorney report to me & also to Bill
- more centralized, more through Dennis to ease your burden

- ① OPP agree upon candidate, Russ signs PAS memo
Veronica " SES memos
- ② a) Edgar sees all for PAS
b) Edgar never sees SES memos

Need to
switch
signature

- ③ When Dennis sees stat memo, ~~gives it to the research~~
Cliff sends forms to SES candidates

- ④ Library of Congress for all PAS, takes a day, not serving purpose. Dennis took it upon himself to stop.
Lexis/Nexis for all - Ellie & for only 2 researchers
start public vetting from files - in addition pre-
note: decision vets at request of PPO / Phil Baker, etc.

- ⑤ Put together research file. Only work-up for bad issues.
End of September (that's a good thing, we don't
have time to write not read good etc). No longer
write good 1 page memos.

- ⑥ Dennis has to determine whether issue or not.
Standard has dropped, not necessarily a bad thing.
LE.g strong anti-Nafta for trade position.
Dep. Asst Sec. for Acquisition & Research - Nafta is
gonna cost us jobs. Now it won't be written up.

⑦ Vienna has time constraints, red dot + hard deliver to make sure it really gets ~~it~~ read.

⑤ Memo to Bill & Karen ^{cc: to} + Andrew
List of non-issue people

best of non-issue people

④ Dennis starting in by all candidate to answer questions for ~~as~~ SAS - rather than send to idgar - in order to be able to answer that's questions.
when info received, when published, when interviewed, who interviewed, when agreed.

⑨ Dennis starting to beg all candidates to answer questions for ~~an~~ SAS - rather than send to Edgar - in order to better to answer their questions.

PAS - Bureau distributed to all group / avoid dealing
 SES from immediate agency. Dennis, Laura ^{Harry} ^{Esther} (with all records),
 Jack, ^{Nancy} ^{Harry} Mawson, Steve (branch writing) interviewing
 SES & get done PAS.

Laura
could be used
much?
How?

10

Copy
from Bureau
Chadwick
1911

⑪ Lovers - hooking home. Bill only gets show-stoppers.
(So we really put a behavior following political issues on the table?)
(Again, another reason to remove a fighter before you)

[Redacted] - political embarrassment that would be
 [Redacted] (b)(6)

However, we
in case that
highly charged
into further
the big picture
numbers.

(12) Meet w/ Bill at 10:30 AM, sometimes
1-2 weeks w/o meeting. Super light to fly.
Don't mean to last too long.

(15) Briefed Bill on candidates w/ issues & w/o.

Meeting began w/ just the biggies, just the shoozappers.
Always wanted to know
Marty - household help, criminal arrests.

(14) SES - when no issue went to Bill, he's good to go,
files ~~then~~ went to Dennis (Bill never saw it -
that's a good thing) 5 times ~~less~~. Dennis
has signed (3x Bill asked him to, 2x he knew
Bill wanted to do it)

SES (15) Cliff updates Paradox for namecheck like Edgar
for clear files.

SES * (16) Give namechecks w/ attachments to Bill; I don't
look at them. [Note: sometimes innocuous, non-
damaging stuff. This is where we have a problem.
Same for B1's. ~~the~~ Bill puts it in a stack. Bill
has had for months. -- sometimes held up for
good reason, sometimes just sit cause no authority
to sign off.]

Suggestion: Have Bill or Beth send letter to FBI
authorizing Dennis to review, signed by Lloyd
or Mac. Would achieve success of
non-issue building up. We're having
consultants getting screwed. If
no issue, let's go with it. If
any issue, has to go back to you or Bill.
Set papertrail to avoid political heat.

⑨ Namechecks for SESs come back.

⑩ Memo signed by Bill clearing them to Vienna / Antioch
etc has been thing.

⑪ That paper drink for accepting/approving
No do a paper for rejects, & no passes
- BK calls, no way, no way to answer inquiries

(b)(6)

⑫ ^{PPS} ~~Board~~ 278 scores, etc. They designed stuff

Supplies:

① PPS push for implementing on PPS (blue files)

② Last time Board's recommendations

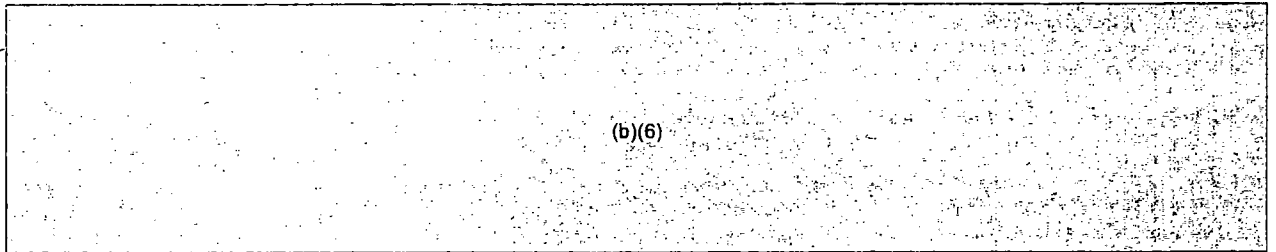
Agencies don't help it go faster - we should
don't bother or not do it. Let them. Let us see
how a group come to answer scores input.

③ 125 new start numbers. Do they all really
need to be settled? Answer, just let's it
be. No per position -

(b)(6)

(b)(6)

last same suggestion: I've got a great staff,
I have free time, I'll take as much
responsibility as you'll give me.



- Remove OED files to Dennis, expect if issue arises
counter argument = accountability.

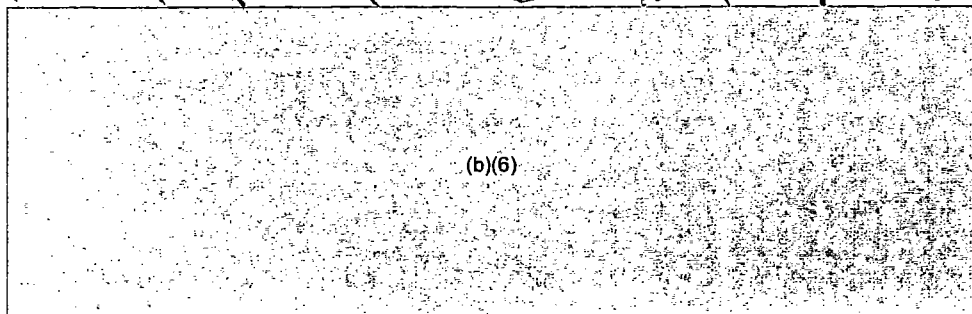
Must be delegated in writing - with an explicit
authority/responsibility.

Tonorrow

How can speed up pass process?

Waiting for info
drug test, IRS

Copy -



Names of A's & D's status for all of these.

- Letts - to Jim Hamilton / Joel Klein /
- Office space. Check w/ DA re: moving matters

* All people who read this today have SC clearance.

Todas - Standard Commissioned Officer

* 256 pending - many from Cal + Nor.
(others are investigations)

Multiplicated

PDS

PT

Financial

IRS

Ethics

Security

For Beth

- ① Change forms - "Counsel to the President 2"
* Political questions being asked of career NSC. office of
- ② Any changes to new Security form - NO
- ③ Most recent drop list
- ④ A copy of FBI cases pending + closed
- ⑤ Cases SF-86 pending corrections
- ⑥ Lloyd's assistant - if she can correct 14 tabs at her convenience will be happy to send out.
- ⑦ Updated Security Pass Statistics Clearance list
(500-1000 off this week)
- ⑧ Volunteer 2369 200+ East Wing Access
Intern ~~214100~~ Volunteer
Door
- ⑧ Maxine + I can help w/ adjudicated backgrounds
Counsel's Office most delinquent - any Bill said
give them passes.
- ⑨ Background - Review + Sign
Most ready, have issues in their B/S
financial, past drug use

Drew: Edgar

5 docs: 278

SF-86

PDS

IRS

WH interview

↓
Checklist ~~Agency~~

↓ By time I get file, Agency + OGE should already have it.

↓ Contact Agency or OGE where necessary

Helpful: One person should do all same agency, economies of scale arg.

↓ Memo w/ Checklist to Beth / Drew's format efficient

* DOD helps their nominees fill out all forms, helps w/ to know answers are already checked for consistency

- Perhaps, earlier receipt of file we diminish lag time
Is it issue of security, trust? Pros may outweigh cons.

to avoid re-inventing wheel per person & with turn around details Useful - to have collection of memos showing how it's been dealt with in the past. (delete non-conflict side) Possibly database.

Strong suggestion for electronic format - more helpful.

Helpful to go to Rabbi for preliminary scrub, then Beth
Notebook / database will help eliminate inconsistencies
even if more than one person reviewing.

Beth:
need
centralized
database of
status
avoid lots of
wasted energy.

* Internal Tracking - set-up for himself on conflict
side - so many people call for status.

* Status meeting helping, need some sort of
pre-notification mechanism. Otherwise
no way to know what's been done &
what hasn't.

* Would help to have 278 only public info as
quickly as possible, helps flag issues.

* One more person vs. earlier receipt of 278 ?

Need position description / could expedite process
Manual helpful - to give you better idea of agency
dealings and / a committee discrepancies.

My perception

Kathi

- ① PPO
- ② Edgar
- ③ files to reviewers whether or not 278 (PDS required in one day)
(no deadline on 278)
a) would like to see 278 more quickly
like 5 days
- one day likely not good because we want complete & accurate
- ④ Illegible handwriting from reviewers
Can't read ~~at~~ handwritten notes from files
- ⑤ Public record vet system not fully coordinated (unclear)
Perhaps a checklist -- just wants to make sure these things get done
- ⑥ files go back to Edgar, now get 278 + assigned to reviewers
- ⑦ Initial Review (Lyn & Drew)
PDS } review for consistency or lack thereof
278 }
SF86 }
- ⑧ Prepare memo to Bill or Beth } redundant? necessary?
"of note" section } again assess?
- ⑨ Contact OGE first on technical issues
OGE contacts agency directly, some overlap (but probably good thing)
278's only [OGE doesn't look at 450s]
- ⑩ Contact agency, try to resolve conflict analysis
* Very crucial to cross-reference 278 w/ PDS. (+ SF86s)
Please don't exclude financial info from PDS.
Please keep all docs in conflict review

Must
to nominate

- (11) Stephen sometimes overworked + can't get out all forms to CGE → Agencies
 [Right now, bottleneck at support issue.
 Stephen database from BSA, former-identical
 (b)(6) (read a Steven w/ lower stress)
 Need permanent plan answer.

- (12) State reviews 372 + classes it before we get to it.
 Defense helps other staff.
 There are get faster results.

- (13) Badu-List issued by BK, not BSA.

- (14) Suggestion: helpful to know when expected in order to pushing out processing of files

good practice ←

* we never disclose to an agency when the FBI report is in the

* agency, status of files, problem

* how communicate, when, what we communicate of status

agency /
 comments /
 biggest /
 complaint

viewers /
 better

- (15) Meeting necessary + helpful. For a week beneficial (difficult when no meetings)

- (16) Memo do both from Howard letter.

different memos // Davis macros is checklist

Perhaps more helpful if Edgar puts appropriate checklist on inside of file (have 23 types)

Memo doesn't need to have it.

Most helpful cause we don't know what's needed

Rather I
 don't care how
 many times
 you mention
 same thing
 it's
 better

I think
 + think
 see
 265

①7 Notification Lacking -- Sometimes get calls from agency ~~the~~ re: appointee & they've withdrawn & we don't know they have & agency doesn't know they have

①8 Kathi doesn't log consultations / helps?

①9 Provide them to her? when?

Cleaninghouse for files?

Signed off?

Need to set up new process?

Maybe me to sign off on all conflict's issues after having picked her mind. I've learned some, e.g. representational activities

Mental checklist /
do I can
create + correct
past missions

②0 Beth / Kathi looks at
Kathi " " ① PAS - Depts
② Boards + Commissions
③ Ambassadors

②1 Conflict Kathi - Final signature
Security Beth

Consider ↑ Kathi's role to include PAS or at least be final final on conflicts.

②2 Sec. personnel is notified. Ex. Clerk sec's materials
At some point, Ex. Clerk's makes their announcement.

②3 Occasionally, PBO announces. PAs before clearance.

② Also note to Stepan & Stephen, 278 or 456 and to
copy to OGE.

③ This & appear agreed as acceptable. See also by 278 to
OGE w/ 72 hrs for Senate approval & cert by 456.

④ Agree we don't discuss publicly or send out except away.
We need to look at ~~the~~ doing envelopes in advance,
copy 278s when its signed off, and to move them
faster. See Stephen's process.

⑤ Janice does all files as they're sent out. She's here
on days a week. Very precise Martha & Lauren
should be. ~~Theresa~~ Theresa would like going to it.
Stephen & Lauren would likely show for all - alternating
once in days 7

(b)(6)

General: Most when we have detainees constantly
evolving. Some procedures make sense but
Inherent flaws in use of detainees, manageable
but nonetheless a flaw.

Issue:
Hypocrite.

Roberts w/ John 2780s by another reader & getting
them to leave.

Also referencing letters & concerns again towards
demanding confession

Note: Details making political judgments.

- Adjudicated - **SS** + Counsel's Office
- Can we get log for all tonight; not just commissioned
-
-

What about NSC?

[Prior to SS Adjudication, however share all derogatory, potentially dangerous info w/SS immediately. e.g. JA's case.]

P = Permanent Badge
A = At Secret Service

NC = Name check

Aut = M & A authorization

SB = Security briefing

DT = Drug Testing

PDS = Personal Data Statement

H50/278 = same

B1 Data = FBI closed, submitted, pending.

By tomorrow morning: WHD log sheet, after Craig updates.

NSC numbers seem very high
processing problem 2

x578
53680

- Extending Detainees / beyond 90 day
- No paycheck til check out properly - can't track people who leave

Cleared
every 30
days

- Awaiting pass list - 3 weeks til namecheck if young
a) agency reps / employees 3-5 weeks of older or military
ST, TC volunteer newscips
- Temporary Badge after namecheck

Volunteer Newscips

NCIC

NCIC

Expanded NC for volunteer newscips

Staff w/ no paperwork - detainees
new staff

A-L

* Security interviews

MWF
9:30 AM
6:30 PM

~~Pros~~

- Beth, Veronica, PPC, Antmella / access
- centralization of files
- why do they have to move us?

privacy /

~~Cons~~

- historical precedent
- overuse of allocated space
- we still room for docs for subpoena compliance

Possibility - 1/2 / 1/2 compromise / room for others

Beth - Antonella - choice of DAEO vs political

PDS 2 Why not
Questions 2 Interviews
Public Record Vet

No issues arisen or
Issues have been resolved.

Mtg w/ COS + Independent Reg. Commission Heads
Schedule Training
Give list
Do we have authority to tell them
what to do w/ SES?

Tommy Rogers
John Carey
had all attys
pull that

Dennis Quinn
Research

★ Boards + Commissions - tracking on backend
for receipt of packages

B + Commissions - tax check, name check
no interview, ^{does that mean we} don't care?
e.g. Gabriel

1650

CLINTON LIBRARY PHOTOCOPY

NATIONAL SECURITY COUNCIL

Steve,

Suggest you refer this
to WH security.

Alan

TO: Records
Management

Withdrawal/Redaction Marker

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- 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]