

FOIA MARKER

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

Folder Title:

FBI Binder - FBI Files [3]

Staff Office-Individual:

Counsel's Office-Paxton, Sally

Original OA/ID Number:

CF 959

Row:	Section:	Shelf:	Position:	Stack:
20	5	2	3	v

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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001. memo	Secret Service [partial] (1 page)	05/09/1996	b(7)(C), b(7)(F), b(6)
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COLLECTION:

Clinton Presidential Records
Counsel Office
Sally Paxton
OA/Box Number: CF 959

FOLDER TITLE:

FBI Binder - FBI Files [3]

2006-1066-F

vz3586

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]

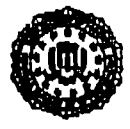
C. Closed in accordance with restrictions contained in donor's deed of gift.

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]



U.S. Department of Justice
Federal Bureau of Investigation

Washington, D.C. 20535

July 15, 1996

Manus M. Cooney
Staff Director
Committee on the Judiciary
United States Senate
Washington, D.C. 20746

Dear Mr. Cooney:

By letter dated July 12, 1996, from you to Director Freeh, you asked several questions concerning requests made by the White House for background investigations or five-year reinvestigations on White House employees.

I am providing the responses to questions one through five since you requested this information by COB today. I will be in touch with Melissa Riley for clarification with regard to the remaining question.

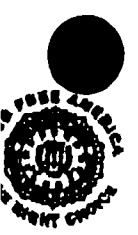
Please let me know if I can be of any further assistance.

Sincerely yours,

John E. Collingwood
Inspector in Charge
Office of Public and
Congressional Affairs

Margaret R. Owens
By: Margaret R. Owens
Unit Chief

Enclosure



RESPONSES TO JULY 12, 1996 LETTER

- 1 - The date the FBI received a request for previous FBI background reports on Mr. Emery.

A review of Christopher Beauregard Emery's background investigation folder reflects that a request was received from the White House on September 22, 1993 for previous reports.

A review of the informal work papers maintained in the Special Inquiry and General Background Investigations Unit (SIGBIU) (as it is now known) reflect that a second request for previous reports was made on January 6, 1994.

- 2 - The date the FBI forwarded copies of Mr. Emery's background investigation to the White House.

A review of Christopher Beauregard Emery's background investigative file reflects that on September 27, 1993, the FBI's Executive Agencies Subunit (EASU) (as it is now known), provided the White House with the March 11, 1986 Summary Memorandum reflecting the results of Mr. Emery's background investigation.

Further, on January 7, 1994, the SIGBIU provided the White House with another copy of the March 11, 1986 Summary Memorandum as well as a copy of the January 9, 1991 Summary Memorandum reflecting the results of the five year re-investigation.

- 3 - Provide the year(s) in which Mr. Emery was the subject of FBI background investigations.

A review of Mr. Emery's background investigation file reflects that a background investigation was received on February 10, 1986 and the Summary Memorandum was dated March 11, 1986. The five year re-investigation request was received on August 20, 1991 and the Summary Memorandum was dated January 9, 1991.

- 4 - Were all of Mr. Emery's FBI background reports forwarded to the White House?

Yes

If so, on what date(s)?

See answer to Number 2 above.

What office were the reports sent to?

The reports were provided to the White House Office of Security.

5 - According to Mr. Emery, he submitted completed SF-86 forms to the White House in December 1993 to initiate an update FBI background investigation. Please advise me regarding the following matters:

(a) Did the FBI ever receive Mr. Emery's 1993 SF-86 form?

A review of the informal work documents maintained in the SIGBIU reveal that the White House submitted a form dated December 15, 1993 requesting a full field investigation for Mr. Emery. Notations on the form show it was received on January 5, 1994. Attached to the form was a consent form for a background investigation dated November 15, 1993 and signed by Mr. Emery as well as a completed SF-86 which was signed on December 11, 1993. (Four other forms were received at that time as well.) By informal communication to Mary Anderson, White House Office of Security dated January 7, 1994, Mr. Emery's SF-86 and consent form was returned to the White House along with the other four requests and support documents. That informal communication noted that the White House may not have received the latest five year reinvestigation Summary Memorandum which was being enclosed along with the 1986 Summary Memorandum. Further, the White House was advised that the FBI was not initiating a background investigation on Mr. Emery or the other four individuals.

(b) Please provide the date the SF-86 form was received by the FBI.

January 5, 1994

(c) Was an FBI background initiated for Mr. Emery in 1993?

No

(d) Was a background investigation completed on Mr. Emery in 1993?

No

If not, was the investigation initiated but terminated prior to completion?

No investigation was initiated.

(e) If the investigation was terminated, please provide any correspondence or notification the FBI received to terminate the investigation. Provide the date the notification for termination was received.

Since the investigation was not initiated there was no termination date.

6 - Please provide any materials the FBI has on any efforts on the part of the White House since January 20, 1993 to initiate any other updates of background investigations prematurely, including those referenced in Mr. Bourke's interview and any others.

Response to this inquiry will be provided separately.

a/c

THE WHITE HOUSE
WASHINGTON

June 29, 1996

BY HAND DELIVERY

John D. Bates
Deputy Independent Counsel
Office of the Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

Re: Subpoena #2005

Dear John:

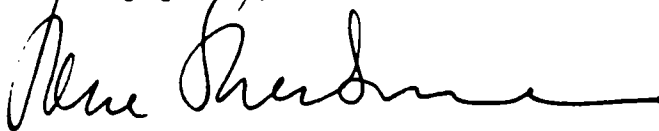
Enclosed are documents responsive to subpoena #2005 to the White House dated June 13, 1996. (T 5239-5354; T 5356-5605) A production log is enclosed.

We believe this production constitutes the vast bulk of White House records responsive to the subpoena -- my estimate is approximately 90 percent. However, we are continuing to collect documents responsive to the subpoena and will produce them by Friday, July 5, 1996. There are a few additional documents we have withheld for purposes of determining whether they are subject to a claim of privilege. We will make that determination in the course of the next week and either specifically identify any withheld documents or produce them with the others by July 5, 1996.

As with documents previously produced, we understand that your office will treat these documents and the information conveyed in this letter as confidential and entitled to all protection accorded by law, including Federal Rule of Criminal Procedure 6(e), to documents subpoenaed by a federal grand jury.

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

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

Independent Counsel Production
June 29, 1996
Documents Responsive to Subpoena #2005

Lloyd Cutler	T 5239 - 5346
Mark Middleton	T 5247
John Podesta	T 5248 - 5268
David Gergen	T 5269
Office of the First Lady	T 5270 - 5354 T 5356 - 5390
Cheryl Mills	T 5391 - 5393
Counsel's Office	T 5394 - 5395
Cheryl Mills	T 5396 - 5398
Counsel's Office	T 5399 - 5409
Abner Mikva	T 5410 -5416
Jack Quinn	T 5417 -5426
Leon Panetta	T 5427 - 5443
Mark Middleton	T 5444-5454
Mack McLarty	T 5455 - 5466
Counsel's Office	T 5467 - 5474
Office of Records Management	T 5475 - 5520
Lloyd Cutler	T 5521 - 5532
Dee Dee Myers	T 5533 -5541
Counsel's Office	T 5542 - 5547
Counsel's Office	T 5548 - 5564
David Fein	T 5565 - 5575
Joel Klein	T 5576 - 5583
Neil Eggleston	T 5584 - 5588
Counsel's Office	T 5589 - 5605

THE WHITE HOUSE
WASHINGTON

July 31, 1996

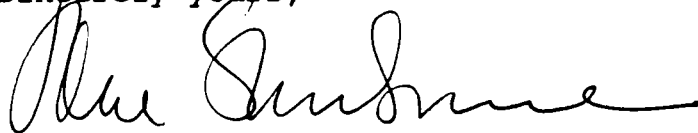
BY HAND DELIVERY

Michael A. Superata, Oversight Counsel
Committee On Ways And Means
U.S. House of Representatives
1102 Longworth Bldg.
Washington, D.C. 20515-6348

Dear Mr. Superata:

Enclosed are copies of White House records we understand you requested from the FBI; specifically, the contents of a folder provided by the White House to the FBI on June 6, 1996, labeled "IRS Returned March-April 1993." These documents bear Bates Numbers WM 000001-000006.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Janice Mays
Minority Chief Counsel (w/encl)

THE WHITE HOUSE
WASHINGTON

June 29, 1996

BY HAND DELIVERY

Eric A. Dubelier
Associate Independent Counsel
Office of the Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

Dear Eric:

You asked about the production of Mark Gearan's phone logs in response to your subpoena for Travel Office records. Indeed, as you suspected they might have been, these records were among the material we produced to you that we earlier had provided the House Government Reform and Oversight Committee. I enclose another set for your convenience.

Please call me if you have any questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures
cc: Justin Simon, Esq.

THE WHITE HOUSE
WASHINGTON

July 28, 1996

BY FACSIMILE

John D. Bates
Deputy Independent Counsel
Office of the Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490-North
Washington, D.C. 20004

Dear John:

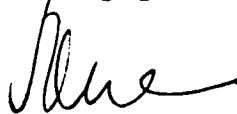
I received your letter of July 12, 1996 regarding the process for compliance with Paragraphs A and B of the Rider to your July 1, 1996 subpoena (D705) relating the the FBI files matter.

Although my characterization of the events as set forth in your letter would differ somewhat -- for example, I am not aware of any delay due to the order of review of the documents -- I agree with your description of our agreement. As we have discussed, both the Independent Counsel and the White House have legitimate interests to protect. I believe that the resolution we have reached protects those interests by allowing your Office the access it needs to review documents while preserving the White House's right to consider and, if necessary, assert privilege.

I am pleased that we were able to resolve the review and production of documents in the Office of Personnel Security and understand it has been proceeding smoothly.

Please call me if you have any questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

THE WHITE HOUSE
WASHINGTON

July 25, 1996

BY HAND DELIVERY

Manus Cooney, Esq.
Staff Director & Senior Counsel
Judiciary Committee
United States Senate
Washington, D.C. 20510

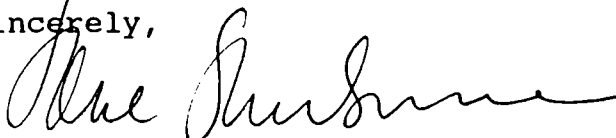
Dear Manus:

During our meeting on July 11, 1993, I agreed to provide to you copies of the correspondence with the House Government Reform Committee that reflected the protocols established by that Committee for handling White House documents. I also agreed to provide copies of the correspondence describing the White House's assertion of executive privilege in connection with documents under subpoena by that same Committee. Enclosed are those letters.

I have also received your letter of July 23, 1996. Please be assured that we are working on producing the documents we agreed to provide to the Judiciary Committee. I will respond further to your July 23, 1996 letter under separate cover.

Please give me a call if you have any questions. Congratulations on the new baby!

Sincerely,



Jane C. Sherburne
Special Counsel to the President

Enclosures

THE WHITE HOUSE
WASHINGTON

August 2, 1996

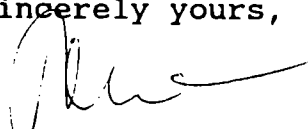
BY HAND

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 reviewing documents in preparation for her deposition, Cheryl Mills noted that the copy of one page of her notes as produced to the Committee did not include a margin note that appears on the original. A corrected copy of this page is enclosed (Bates No. CGE 043383A).

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosure

cc: Donald Goldberg
Professional Staff Member

August 2, 1996

FACT SHEET:

THE VERDICTS IN THE HILL-BRANSCUM TRIAL

The Verdicts

- ▶ "A federal jury today cleared two Arkansas bankers and longtime supporters of President Clinton of four felony charges involving their bank and Clinton's 1990 statewide campaign. The jurors deadlocked on seven remaining counts." Washington Post, August 2, 1996.
- ▶ "Betty I. Sweeden, a retired poultry inspector, said jurors were split 60-40 in favor of acquitting the defendants on all 11 charges." Washington Post, August 2, 1996.
- ▶ "One juror said tonight that a majority of the panel had leaned toward acquittal on all counts, but had deadlocked after highly antagonistic deliberations." New York Times, August 2, 1996.

Juror Comments

▶ About the Independent Counsel's Inquiry

- ♦ "Whitewater prosecutors should stop wasting taxpayers' money and give up the investigation, a juror said after the trial of two Arkansas bankers ended Thursday. 'I really think it's a waste of money,' said Mary Zinamon, 41, of Little Rock. 'I would hate to see the government waste more money on Whitewater.'" Arkansas Democrat-Gazette, August 2, 1996.
- ♦ "Juror Wesley Camp, 29, of Conway said he believes the power of the independent counsel's office is unlimited and prosecutors were too quick to turn people lives 'upside down.' 'They proved to me if anyone is untouchable it is the OIC (Office of the Independent Counsel). They are not responsible for any of their actions.'" Arkansas Democrat-Gazette, August 2, 1996.
- ♦ "[Juror] Leland Sullivan, 48, of Cabot said the independent counsel's office presented 'flimsy' evidence during the trial. 'If they're going to spend my tax dollars, they need to get stronger evidence,'

Sullivan said." Arkansas Democrat-Gazette, August 2, 1996.

► About the Independent Counsel's Case Against Hill and Branscum

- ♦ "Juror Mary M. Zinamon, 41, of Little Rock, said the government never proved to her the bank's payments to Branscum and Hill were improper. 'It was not really proven to me that they didn't do the work,' she said." Washington Post, August 2, 1996.
- ♦ "Another juror, Wesley J. Camp, of Conway, said the panel didn't have enough evidence to decide on seven of the charges. 'The government fell short,' he said. 'I personally didn't have enough testimony to decide.'" Washington Post, August 2, 1996.
- ♦ "Four jurors interviewed after the trial all agreed that prosecutors should not retry the deadlocked counts. No jury would be able to reach a decision on those counts, [juror] Camp said, because there was not enough evidence to prove whether the money involved belonged to Branscum and Hill or to the bank." Arkansas Democrat-Gazette, August 2, 1996.
- ♦ "'There was a lot of stuff in there that was really iffy, and I can see how it would draw red flags. But the government accused those guys of a crime and didn't prove it,' agreed juror Rick DeGroat, 35. 'I can't ruin guy's life over an assumption.'" Washington Post, August 2, 1996.

► About the Independent Counsel's Star Witness

- ♦ "Juror Betty I. Sweeden said the panel did not believe the government's star witness, former Perry County Bank President Neal T. Ainley, who testified against the defendants under a plea agreement. 'I guess it was because we felt like he was already in trouble and he was just trying to save himself.'" Washington Times, August 2, 1996.
- ♦ "[Juror Wesley Camp] said he felt that Ainley was a 'proven liar . . . and once a liar always a liar.'" Arkansas Democrat Gazette, August 2, 1996
- ♦ "[Juror Betty] Sweeden and another juror, Mary Margaret Zinamon, 41 of Little Rock, said the government's main witness wasn't very credible Mrs. Zinamon . .

. said Ainley told a good story, but she had questions about his reliability because of his plea bargain with the government. 'I think he didn't want to be tried for nothing and was very bitter with Branscum and Hill and decided if he was going to go down he was going to take them with him.'" AP Online, August 2, 1996 (04:33 Eastern Time).

► About President Clinton's Testimony

- ♦ "[Juror Leland Sullivan said] "I'm an anti-Clinton person myself. I would have loved for them to have a little more evidence, but they didn't." Arkansas Democrat-Gazette, August 2, 1996.
- ♦ "Juror David Fort, 35, of Beebe, Ark., said he based most of his decisions on documents and other evidence presented rather than on witness testimony. He said Clinton had little, if any, impact on his decision. 'His testimony, to me, didn't really add any light to anything,' Fort said. 'I don't believe the president had any knowledge of what was going on. He just seemed out of the loop.'" Dallas Morning News, August 2, 1996 [emphasis added].
- ♦ "Juror Mary M. Zinamon, 41, of Little Rock, . . . said the defense showed the bankers didn't need to curry favor with Clinton because both were already longtime supporters. 'It's politics,' she said. 'You normally appoint people to commission who are your supporters.'" Washington Post, August 2, 1996.

► About the Defendants

- ♦ "'They were nice people and they didn't mean any harm,' [Juror Betty Sweeden] said of the defendants." Washington Post, August 2, 1996.
- ♦ "'We thought they were family-type people,' Sweden said. 'They weren't trying to deceive anybody and they certainly weren't trying to hurt their bank.'" Arkansas Democrat-Gazette, August 2, 1996

What Others Are Saying

- David Jackson, Dallas Morning News, August 2, 1996:
"Acquittals in the latest Whitewater trial are a big win for President Clinton and a major defeat for independent counsel

Kenneth Starr, those familiar with the inquiry said Thursday."

- ▶ Bill Schneider, CNN political analyst, Dallas Morning News, August 2, 1996: "This confirms what a lot of people have been saying: There's nothing here."
- ▶ Robert L. Jackson, Los Angeles Times, August 2, 1996: "In a victory for President Clinton, a federal jury on Thursday acquitted two bankers of four fraud and conspiracy charges stemming from allegations they improperly used bank funds to help boost Clinton's political career when he was governor of Arkansas."
- ▶ Tom Squitieri, USA Today, August 2, 1996: "Two Arkansas bankers were acquitted Thursday of charges they used funds from their rural bank to support President Clinton's political career. The acquittals by the latest Whitewater jury delivered a political victory to the White House."
- ▶ R.H. Melton and Michael Haddigan, The Washington Post, August 2, 1996: "The verdicts were the first setback for independent counsel Kenneth W. Starr and an instant boost for the president, whose last gubernatorial reelection campaign was central in the case. The outcome was particularly good news for senior Clinton aide Bruce R. Lindsey, who was named by prosecutors as an 'unindicted co-conspirator' and now seems unlikely to face criminal charges from Starr's office."
- ▶ Stephen Labaton, The New York Times, August 2, 1996: "A Federal jury today handed a major setback to the Whitewater independent Counsel's office when it acquitted two Arkansas bankers of four felony counts, including charges that they conspired to conceal large cash withdrawals by Bill Clinton's 1990 campaign for Governor of Arkansas."
- ▶ Mark Rozell, political scientist, American University, Reuters, August 2, 1996 (06:56 Eastern Time): "If Republicans hoped that scandal would bring down Clinton, they were kidding themselves. Even before, voters were saying it was not much of an issue. Now, it becomes a complete non-issue."
- ▶ Jerry Seper, The Washington Times, August 2, 1996: "Defense attorneys called yesterday's acquittals a 'major victory' for their clients and for President Clinton and a 'setback' for Whitewater independent counsel Kenneth W. Starr, who brought the charges. 'A \$30 million prosecutorial machine was stopped dead in its tracks today in Little Rock,' said Dallas lawyer Dan Guthrie, who represents Mr. Branscum."

- ▶ Editorial, The Wall Street Journal, August 2, 1996: "Mr. Starr suffered his first setback in Little Rock, when the jury in the Whitewater case acquitted two Arkansas bankers on four counts of the charges concerning donations to Mr. Clinton's 1990 gubernatorial campaign."
- ▶ Reuters, August 2, 1996 (06:56 Eastern Time): "President Clinton was handed a political victory over Whitewater prosecutors and Republican critics Thursday when an Arkansas jury acquitted two of his political allies on fraud and conspiracy charges."
- ▶ Reuters, August 2, 1996 (06:56 Eastern Time): "Lindsey . . . took the stand to deny the allegations and jurors apparently believed him. Even lead prosecutor Hickman Ewing said the verdict was good news for the White House aide. 'Certainly, I think Mr. Lindsey would be encouraged by today's verdict,' he told reporters."

THE WHITE HOUSE
WASHINGTON

August 7, 1996

MEMORANDUM FOR LAURA CAPPS,
EXECUTIVE ASSISTANT TO THE SENIOR ADVISOR

FROM: ANNA M. CHAVEZ *me*
OFFICE OF THE COUNSEL TO THE PRESIDENT

RE: INDEPENDENT COUNSEL SUBPOENA NO. 2005

Per our conversation today, I am enclosing an additional copy of the Independent Counsel subpoena dated June 13, 1996. I would appreciate your assistance in collecting any responsive documents that Mr. Stephanopoulos may have in his possession. The Office of Records Management has already conducted a review of Mr. Stephanopoulos' archived files. If you have any questions regarding the scope of the subpoena, please do not hesitate to call on me. I can be reached at 6-5047. Thank you for your assistance.

cc: M. Nemetz

THE WHITE HOUSE

WASHINGTON

August 7, 1996

MEMORANDUM FOR LORI ANDERSON,
SPECIAL ASSISTANT TO THE PRESS SECRETARY

FROM: ANNA M. CHAVEZ *amc*
OFFICE OF THE COUNSEL TO THE PRESIDENT

RE: INDEPENDENT COUNSEL SUBPOENA NO. 2005

Per our conversation on July 17, 1996, I am enclosing a copy of the Independent Counsel subpoena dated June 13, 1996. I would appreciate your assistance in collecting any responsive documents that Mr. McCurry may have in his possession. If you have any questions regarding the scope of the subpoena, please do not hesitate to call on me. I can be reached at 6-5047. Thank you for your assistance.

cc: M. Nemetz

THE WHITE HOUSE

WASHINGTON

April 11, 1995

BY HAND DELIVERY

Mark H. Tuohey, III
Deputy Independent Counsel
Office of the Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490-North
Washington, D.C. 20004

Dear Mark:

Enclosed are documents responsive to paragraphs (1) and (2) of the March 20, 1995 federal grand jury subpoena issued to the White House. These documents are numbered F000349-F001494, F010001-F010136 and F010142-F010666.

To comply with this portion of the subpoena, we reviewed the Travel Office documents previously collected by the Counsel's Office in connection with the many investigations and reviews already conducted by others about this matter. This collection includes (1) the documents obtained and created in connection with the White House Travel Office Management Review files; (2) all materials obtained by the Counsel's Office in connection with the investigation undertaken by the Public Integrity Section of the Department of Justice; (3) all materials obtained by the Counsel's Office in connection with the inquiry by the Office of Professional Responsibility of the Department of Justice (OPR); (4) all materials obtained by the Counsel's Office in connection with the inquiry by the General Accounting Office (GAO); and (5) all materials gathered by the Counsel's Office in response to inquiries from the House Judiciary Committee, the then House Government Operations Committee and various individual Members of Congress. In addition, the Counsel's Office obtained all documents related to the Travel Office from each person interviewed in connection with the Management Review, the GAO investigation, and the OPR investigation.

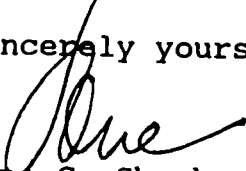
Today's production supplements the production of Vincent Foster's Travel Office file, which we provided to you last week. After we complete our review of documents in Vincent Foster's office, we expect to provide a small number of additional documents relating to the Travel Office that were in Vincent Foster's possession but were not in his Travel Office file.

Mark H. Tuohey, III
April 11, 1995
Page 2

We have withheld one document (F010587-88), a memorandum dated December 15, 1993 from Neil Eggleston to the file regarding GAO themes in questioning witnesses, on the grounds of the executive and work product privileges.

Please feel free to call if you have any questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the
President

Enclosures

Clinton Presidential Records Digital Records Marker

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

This marker identifies the place of a tabbed divider. Given our digitization capabilities, we are sometimes unable to adequately scan such dividers. The title from the original document is indicated below.

Requests

Divider Title: _____

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MARSHALL "MARK" SANDERS, SOUTH CAROLINA
ROBERT L. SHULTZ, JR., MARYLAND

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

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BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY--(202) 225-6874
MINORITY--(202) 225-6881

June 6, 1996

Jack Quinn, Esquire
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

RE: Bernard Nussbaum

Dear Mr. Quinn:

The White House document production to this Committee dated February 26, 1996, contained telephone logs of Bernard Nussbaum, identified with Bates stamp numbers CGE 34864-34882.

It appears that the Counsel's office has redacted large portions of the logs that it considered non-responsive, however, some messages that were unredacted are incomplete. The following is a listing of those documents and individual messages for which we are requesting more information. Since Mr. Nussbaum's deposition is scheduled for Wednesday, June 12, 1996, we will need all of the information requested by Monday, June 10, 1996.

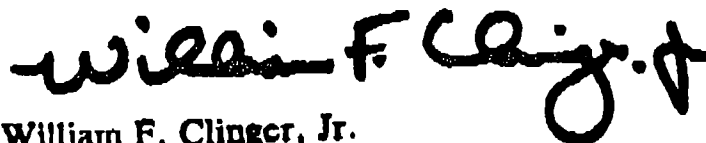
CGE 34870
CGE 34873
CGE 34880

Date and time of message from Hubbell
Date and time of message from Thomases
Date and time of message from Braver
Date and time of message from Kennedy

Quinn letter, Page 2

Thank you for your cooperation in assisting the Committee in obtaining this information.

Sincerely,

A handwritten signature in black ink, reading "William F. Clinger, Jr." with a stylized flourish at the end.

William F. Clinger, Jr.
Chairman

cc: The Honorable Cardiss Collins

Clinton Presidential Records Digital Records Marker

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

This marker identifies the place of a tabbed divider. Given our digitization capabilities, we are sometimes unable to adequately scan such dividers. The title from the original document is indicated below.

Correspondence

Divider Title: _____

SPEC Re #7

1/1/93
1/1/93

1993	FISHER	WAVES	OTHER
1/20	✓		
1/21	✓		
1/22	✓		
1/23	✓		
2/1		✓	
2/16	✓		
2/17	✓		
2/18	✓		
3/1		✓	
4/8	✓		
4/12	✓		
4/30	✓		
5/3		✓	
5/13	✓		
5/28	✓		
5/30			✓
6/1		✓	
6/4	✓		
6/30	✓		
7/1		✓	
7/27	✓		
8/2		✓	

(water is missing log)

DATES NEEDED FOR 3/25/96 SUBPOENA

1/20/93
1/21/93
1/22/93
1/23/93
1/26/93*
1/27/93#

2/1/93#
2/16/93*#
2/17/93*#
2/18/93#

3/1/93
3/11/93*
3/18/93*

4/8/93
4/12/93*
4/30/93#

5/3/93*
5/13/93
5/14/93
5/28/93#
5/30/93

6/1/93
6/4/93#
6/30/93

7/1/93
7/27/93

8/2/83

Rob -
Sorry for the
delay -

Ellen NC/
6-9566

* per Diary data base search for Susan Thomases.
per Diary date base search for Harry Thomason.

WILLIAM F. CLINGER, JR. PENNSYLVANIA
CHAIRMAN

BENJAMIN A. GALEMAN, NEW YORK
DAN BURTON, INDIANA
J. DENNIS HASTERT, ILLINOIS
COURTNEY A. MORELLA, MARYLAND
JIMMY H. SMITH, CONNECTICUT
JIMMY H. SMITH, NEW MEXICO
JIMMY H. SMITH, FLORIDA
JIMMY H. SMITH, NEW HAMPSHIRE
JOHN M. MCINNES, NEW YORK
STEPHEN MORAN, CALIFORNIA
JOHN L. MICA, FLORIDA
PETER BLUTE, MASSACHUSETTS
THOMAS M. DAVIS, VIRGINIA
DAVID M. MCINTOSH, INDIANA
JON D. FOX, PENNSYLVANIA
RANDY TATE, WASHINGTON
DICK CHRYSLER, MICHIGAN
GIL GUTKNECHT, MINNESOTA
MARK E. SOUDER, INDIANA
WILLIAM J. MARTINI, NEW JERSEY
JOE SCARBOROUGH, FLORIDA
JOHN SHADDEGG, ARIZONA
MICHAEL PATRICK PLANAGAN, ILLINOIS
CHARLES F. BASS, NEW HAMPSHIRE
STEVE C. LATOURNETTE, OHIO
MARSHALL "MARK" SANFORD, SOUTH CAROLINA
ROBERT L. ENRICH, JR., MARYLAND

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 18, 1996

CARDISS COLLINS, ILLINOIS
RANKING MINORITY MEMBER
HENRY A. WAXMAN, CALIFORNIA
TOM LANTOS, CALIFORNIA
ROBERT E. WISE, JR., WEST VIRGINIA
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TIM HOLDEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY—(202) 225-6074
MINORITY—(202) 225-6061

The Honorable Cardiss Collins
Ranking Minority Member
Committee on Government Reform
and Oversight
House of Representatives
Washington, D.C. 20515

Dear Cardiss:

Thank you for your willingness to act as an intermediary in negotiations with the White House over the production of documents responsive to the Committee's January, 1996, subpoenas. As you know, on May 30, 1996, White House Counsel Jack Quinn claimed executive privilege over approximately 2,000 pages of Travel Office related documents, purportedly on the instruction of President Bill Clinton. At that time, Mr. Quinn produced a log of documents which were being withheld under that claim.

Let me point out that I was more than a little disappointed with the quality of the President's executive privilege claim. Historically, Presidents personally have signed a declaration of executive privilege whenever it has been invoked. Most recently, President George Bush claimed executive privilege on August 8, 1991, when former Government Operations Committee Chairman John Conyers, Jr., sought documents regarding the deferment of certain financial obligations of a major defense contractor. Likewise, President Ronald Reagan signed an instruction to Environmental Protection Agency Administrator Anne Burford on November 30, 1982, to declare executive privilege over documents relating to the enforcement of certain environmental laws. President Reagan's written assertion of privilege occurred less than three weeks after he established presidential guidelines with respect to how the White House would assert such a claim. I fail to understand why President Clinton, as a former constitutional law professor, has been so reluctant to personally stand behind a legal theory that his Administration specifically has adopted.

In addition, Mr. Quinn's privilege log is insufficient in detail. The privilege index provided by the White House is analogous to a "Vaughn index" that courts require from agencies claiming one or more privileges under the Freedom of Information Act. The purpose of a "Vaughn index," the courts have stated, "is to afford . . . a meaningful opportunity to contest, and the district court an adequate foundation to review the soundness of the withholding." *Wiener v. FBI*, 943 F.2d 972, 977 (9th Cir. 1991). Further, "specificity is the defining requirement of the 'Vaughn index.' Unless the agency discloses 'as much information as possible without thwarting the [claimed] exemption's purpose,

The Honorable Cardiss Collins

Page Two

June 18, 1996

the adversarial process is unnecessarily compromised.' The purpose of the index is not merely to inform the requester of the agency's conclusion that a particular document is exempt from disclosure . . . , but to afford the requester an opportunity to intelligently advocate release of the withheld documents and to afford the court an opportunity to intelligently judge the contest." *Wiener*, at 979. See also, *King v. U.S. Department of Justice*, 830 F2d 210 (D.C. Cir. 1987); *Founding Church of Scientology v. Bell*, 603 F2d 945 (D.C. Cir. 1979).

I have found all of the documentation included in the May 30, 1996, privilege log to be lacking in the specificity necessary for this Committee to discern that a valid privilege could be applied. The purpose of a presidential privilege log must be to provide evidence that what is being withheld is essential to carrying out the constitutional prerogatives of the president without a description of the communication being protected. A simple exertion of privilege over a document being sent from one party to another is insufficient.

Finally, as I have stated before, I do not believe that Mr. Quinn has stated a valid claim of executive privilege. In *United States v. Nixon*, 418 U.S. 683 (1974), the Supreme Court recognized a constitutionally derived privilege which affords a rebuttable presumption of confidentiality to presidential communications sought by a coordinate branch of government. The sole issue before the Court in that case was whether a subpoena should be quashed because it would reveal "confidential conversations between a President and his closest advisors." 418 U.S. at 703 (emphasis added). This is certainly not the situation here. Indeed, there is no claim, or any indication, that the withheld documents were meant for the President's eyes, or, in fact, have ever even been seen by the President at all.

Moreover, the *Nixon* Court held that when a presidential claim of privilege "depends solely upon the broad, undifferentiated claim of public interest in the confidentiality of such conversations, a confrontation with other values arises. Absent a claim of need to protect military, diplomatic, or sensitive national security secrets, we find it difficult to accept the argument that even the very important interest in confidentiality of Presidential communications is significantly diminished by production of such material. . ." 418 U.S. at 706. No claim has been made that the communications in question involve any such sensitive matters.

In these circumstances no claim based on *Nixon* can be made that documents in the White House Counsel's Office can be cloaked from legitimate congressional scrutiny. The *Nixon* Court specifically reserved from decision any implication that its ruling in any way diminished recognized congressional oversight prerogatives: "We are not here concerned with the balance between the President's generalized interest in confidentiality . . . and congressional demands for information." 418 U.S. at 712, note 19. In *Eastland v. United States Servicemen's Funds*, 421 U.S. 491 (1975), decided shortly after *Nixon*, the Court reiterated the breadth of Congress' oversight powers: "The scope of the [congressional] power . . . is as penetrating and far reaching as the potential power to enact and appropriate under the Constitution." The Court also made it clear that the presence or absence of a "smoking gun" in agency documents, or of a specific legislative object, is completely irrelevant to a valid oversight request: "The very nature of the investigative function -- like any research -- is that it takes researchers up from 'blind alleys' . . . To be a valid legislative inquiry, there need be no predictable end result." 421 U.S. at 509.

The Honorable Cardiss Collins
Page Three
June 18, 1996

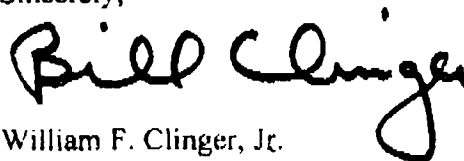
Given the recent disclosure that the White House sought the Federal Bureau of Investigation (FBI) background files for more than 400 former White House aides, including at least three fired Travel Office workers, the need for these documents appears obvious. As I told you in a letter on June 6, 1996, the practice of this White House to abuse the FBI "chills individual freedom in an open and free democracy." I further remind you that Mr. Quinn initially sought to protect the documents which revealed this abuse of the FBI by claiming executive privilege. Such actions cry out for intensive congressional oversight. We have also found at least two instances where known documents were not even listed on the privilege log. My arguments, and a summary of the over three years of efforts to reach a compromise on this matter, are more fully detailed in our Committee report.

Notwithstanding these deficiencies, I have sought to act in good faith and in a spirit of cooperation to review the limited information provided in the privilege log and identifying those documents which I am prepared to waive at this time. It is important that the White House understand, however, that the waiver of these documents is contingent on the White House producing all other documents included in the May 30, 1996 privilege log and certifying that no other documents remain outstanding.

I also received a letter from White House Counsel Jack Quinn on June 17, 1996 echoing your concerns over the deposition of current White House attorneys. As I stated to you recently, it would be my hope that we could proceed with the depositions, allowing the witnesses to make a claim of executive privilege to any question which they do not feel that they can answer. Those questions would be submitted to the witnesses by the Committee in writing and the President would be given the opportunity to formally invoke an executive privilege claim. I would be pleased to discuss this arrangement more fully with both you and Mr. Quinn in the context of our ongoing negotiations over withheld files.

Thank you again for your cooperation with this effort. Please contact me, or ask your staff to work with my General Counsel, Kevin Sabo, if you have any questions or concerns.

Sincerely,



William F. Clinger, Jr.
Chairman

Attachment

White House privilege log documents subject to Chairman Clinger's offer:

DF 780172-80 10/18/95 Natalie Williams
Analysis of potential hearing issues

DF 780181-87 Undated Natalie Williams
Analysis of potential hearing issues and issues to be
addressed in preparation for House GROC hearings.

DF 780215-18 8/3/95 Natalie Williams
Draft letter from Abner Mikva to William Clinger re:
custody of Foster Travel Office documents

DF 780641-42 8/3/95 Natalie Williams
Draft letter to Phil Larsen with handwritten edits re:
document protocols and productions.

DF 780691-99 9/26/95 Abner Mikva
Draft of privileged document log with handwritten notes
for House GROC and talking points for Committee
Members.

DF 780700 10/23/95 Abner Mikva
Draft of portion of memorandum to President on Travel
Office hearings

DF 781096-98 Undated Miriam Nemetz
Questions for Deborah Gorham developed in preparation
for Senate hearings re: Foster document handling matter

DF 781110 8/30/95
Memorandum re: preparation for possible assertions of
Executive Privilege

DF 781356-68 Undated
Notes analyzing vetting process of potential nominees
and vetting notes re: certain nominees

**White House privilege log documents subject to Chairman Clinger's offer
cont.**

DF 781445-47 10/23/95 Jane Sherburne to Abner Mikva
Analysis of issues related to upcoming House GROC
hearings with attached proposed talking points

DF 781532-42 Undated
Potential questions in preparation for the Senate and
House hearings

IC 1-2 7/5/94 - 1/4/96
Draft correspondence between the White House and OIC

IC 3-8 3/95, Undated
Material relating to responses to the OIC subpoenas

IC 9-28 3/95, 6/95
Material relating to the OIC interviews and grand jury
appearances

IC 29-33 3/95, Undated
Notes and memoranda relating to meetings with the OIC

IC 31-41 6/94 - 7/94
Material relating to OIC interviews and depositions of the
President and Mrs. Clinton

White House privilege log documents subject to Chairman Clinger's offer cont.

White House Privilege Log Attachment IV states that the White House is withholding an additional 32 pages of "Documents Reflecting Congressional Communications Otherwise Responsive to the January 11, 1996 Subpoenas."

[Note: Item numbers 1, 2 & 3 refer to notes and file memoranda concerning White House conversations with GROC Majority **STAFF only** and should be produced.]

No Bates-stamp numbers No date provided No author designated
5. Memorandum summarizing conversations with Democratic Members of GROC

No Bates stamp numbers No date provided No author designated
4. Notes of meetings and telephone conversations between White House staff and Democratic congressional staff members

No Bates-stamp numbers No date provided No author designated
6. Facsimiles to and from Democratic congressional staff and White House staff.

White House Privilege Log Attachment V lists an additional 50 pages withheld by the White House as "Documents Reflecting Communications with the Office of Independent Counsel Otherwise Responsive to the January 11, 1996 Subpoenas."

[Note: We do not know if this list contains the same documents listed on the Executive Privilege log with the IC numbers or not.]

No Bates-stamp numbers July/94 - January/96 No authors designated
Correspondence between the White House Counsel's Office and the OIC dated from July 1994 through January 1996.

**White House privilege log documents subject to Chairman Clinger's offer
cont.**

No Bates-stamp numbers March/95 - Jan./96 No authors designated
OIC subpoenas and related transmittal letters dated from
March 1995 through January 1996 maintained by the
Counsel's Office.

**Withheld documents that the Chairman is willing to consider further
discussion concerning the manner of production:**

DF 780238-38	
DF 780705-06	Undated Natalie Williams Analysis of document productions for Chairman Clinger meeting
DF 780663-78	9/5/95 Draft of privilege document log for House GROC with handwritten notations analyzing the basis of privilege determinations.
DF 780701-03	12/7/95 Analysis of document production issues for 12/8/95 Chairman Clinger meeting
DF 780920	Undated Miriam Nemetz Attorney notes regarding strategy for Congressional hearings
DF 781392-407	Undated
DF 781450-53	Analysis of Travel Office matter and document
DF 781883-92	production/privilege issues in preparation for meetings

Withheld documents that the Chairman is willing to consider further discussion concerning the manner of production:

with House GROC Chairman and staff

- DF 781408-44 Undated Vince Foster
Handwritten notes found in Vince Foster's briefcase concerning Executive Orders under consideration and vetting notes
- DF 781509-14 9/18/95
Attorney annotations on letter from Chairman Clinger re: requested documents
- DF 781550-57 Undated
Memoranda re: Travel Office issues in preparation for House GROC hearings
- DF 781571-784 Undated
Briefing book prepared for Senate hearings including analyses of witnesses' knowledge of Foster document handling matter
- DF 781785-817 Undated
Briefing book containing issue analyses and possible questions prepared for House GROC hearings

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	Secret Service [partial] (1 page)	05/09/1996	b(7)(C), b(7)(F), b(6)

COLLECTION:

Clinton Presidential Records
Counsel Office
Sally Paxton
OA/Box Number: CF 959

FOLDER TITLE:

FBI Binder - FBI Files [3]

2006-1066-F

vz3586

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]

May 9, 1996

NOTE TO WENDY WHITE

Re: March 25, 1996 Subpoena from the Independent Counsel
concerning the White House Travel Office

The subpoena rider requests eight categories of documents. Items 6 and 7 request entry and exit records: (1) All such records for May 10, 1993 through May 19, 1993, and (2) Such records for January 20, 1993 through September 1, 1993 that refer to Darnell Martens, Susan Thomases, or Harry Thomason.

[001]

Sandy has the records that have been retrieved to date and, as I mentioned to you, there may be one additional source for responsive records. Specifically, I talked with (b)(6)(b)(7)(c)(b)(7) in the WAVES office (456-6742) about whether records exist documenting entries and exits for people with "Hard Passes." He indicated that any request in that regard should be directed to Colleen Callahan in Room 14 of the OEOB (456-2443), who is a Special Agent in the White House Division of the Secret Service. 6-2443

I spoke with Colleen, who indicated that her office has provided similar information in response to other requests. She asked that the subpoena request be faxed to (b)(6)(b)(7)(c)(b)(7) in the Chief Counsel's Office of the U.S. Secret Service (b)(7)(c)(b)(7)(e). Phone: (b)(7)(c)(b)(7)(e). She spoke with Bill and indicated that the subpoena would be faxed to him. I gave Colleen your name as the contact in the Counsel's Office in case she has any further information or questions.

If you have any questions about this issue, let me know.

Rob

Rob Wexler

67242
Original
copy is with
IC subpoena I
gave to Sandy

Will call Friday

THE WHITE HOUSE

WASHINGTON

June 18, 1996

MEMORANDUM FOR WENDY WHITE
SPECIAL ASSOCIATE COUNSEL TO THE PRESIDENT

FROM: TERRY GOOD *T. Good*
DIRECTOR
OFFICE OF RECORDS MANAGEMENT

RE: USSS GATE LISTS

You have asked for the USSS Gate List for May 1993. We are prepared to make this information available to you in our office. We will work with you if you wish to consider making duplicate copies of any of this information. It may be worthwhile to consider having the printouts copied by the Duplicating Shop, under supervision, if you need copies of many pages. As in the past, I would suggest working with Tom Taggart of our office. He can be reached at 62242.

Attached is a very brief overview of the USSS Gate Lists. This may be helpful for new staff members to review.

The USSS sends to the Office of Records Management on a monthly basis information received and compiled during the previous month on the names of individuals who were provided to the USSS in anticipation of their entry into the White House, the OEOB, and the NEOB.

We understand that USSS undertakes an investigation of each of these individuals prior to granting them permission for entry.

Information in the box(es) generally includes computer printouts entitled:

- Entries for Visitee POTUS
- WAVES Visitor Summary
- WAVES Worker Summary
- WAVES Valid Work Orders

There are often folders containing additional information. For the month of May, 1993, there are folders labelled:

- Press Events
- Pantry Lists
- Volunteer Additions
- Work Orders

There is always an expandable file folder that contains paper requests for appointments. These are arranged chronologically by date for the month. These will contain paper records of clearance requests in various forms, hard copy, faxed, or e-mail. It is not known to me whether records of telephone requests, which are limited to five or fewer names, would be paper copied and included in this file.

There is another file that was initially included with the box(es). It is entitled the "F - 1 Logs" and contains information regarding movements to/from the First Family's living quarters in the Residence. During this Administration, it is being delivered to ORM separately and filed separately.

While ORM staff members have occasionally searched these records for information, I am hesitant to further describe their nature in instances where this information may be submitted as evidence in court or Congressional hearings. I would prefer to suggest that a fuller understanding of this information is available from the USSS. It will be able to answer questions regarding how the information is gathered and what the various printouts contain.

USSS could also address any questions regarding the accuracy and completeness of the information.

Also included in the box(es) is a computer tape that I understand contains much/all of the information mentioned above.

I understand that the information provided to ORM does not include entry/exit records of pass holders.

The White House Office of Counsel to the President

Facsimile Transmission Cover Sheet

Date: 5-30-96

To: Tim Foley

Facsimile Number: 435-6544

Telephone Number: _____

From: Wendy White

Telephone Number: 456-7361

Pages (with cover): 4

Comments: Please review Items 6-7

SENT AGAIN 6-5-96

Please Deliver as soon as Possible

The document(s) accompanying this facsimile transmittal sheet is intended only for the use of the individual or entity to whom it is addressed. This message contains information which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosure, dissemination, copying or distribution, or the taking of any action in reliance on the contents of this communication is strictly prohibited. If you have received this information in error, please immediately notify the sender at their telephone number stated above.



Office of the Independent Counsel

1001 Pennsylvania Avenue, N.W.
Suite 490-North
Washington, D.C. 20004
(202) 514-8888
Fax (202) 514-8802

March 25, 1996

Jack Quinn
Counsel to the President
The White House
Washington, D.C. 20500

Dear Mr. Quinn:

Pursuant to application of the Attorney General of the United States and the March 22, 1996, order of the Special Division of the United States Court of Appeals for the District of Columbia Circuit, this Office is investigating certain matters related to the firing of employees of the White House Travel Office on May 19, 1993. As part of our investigation, a grand jury subpoena has been issued to the Executive Office of the President for certain documents. The subpoena has a return date of April 12, 1996.

Thank you for your cooperation, and please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Bates", is written above the typed name.

John D. Bates
Deputy Independent Counsel

United States District Court

FOR THE DISTRICT OF COLUMBIA

TO: EXECUTIVE OFFICE OF THE PRESIDENT

SUBPOENA TO TESTIFY BEFORE GRAND JURY

SUBPOENA FOR:

☐ PERSON

☒ DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE United States District Court for the District of Columbia Third & Constitution Avenue, N.W. Washington, D.C.	COURTROOM Grand Jury, Third Floor DATE AND TIME April 12, 1996/10:00 a.m.
--	---

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

See attached rider.

Personal appearance not required if the requested documents are delivered on or before the return date to SA James T. Clemente at the Office of the Independent Counsel, Suite 490 North, 1001 Pennsylvania Avenue, N.W., Washington, D.C. 20004, telephone number (202) 514-8688, for submission to the Grand Jury.

☐ Please see additional information on reverse.

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

U.S. MAGISTRATE Nancy M. [Signature] (BY) DEPUTY CLERK	DATE March 25, 1996 (D472) (TO)
This subpoena is based upon application of the United States District Court for the District of Columbia.	NAME, ADDRESS AND PHONE NUMBER OF ASSISTANT U.S. ATTORNEY John D. Bates, Deputy Independent Counsel Office of the Independent Counsel 1001 Pennsylvania Avenue, N.W., Suite 490 North Washington, D.C. 20004 (202) 514-8688

Definitions and Instructions

1. Definitions

a. The term "document" or "documents" as used in this subpoena means all records of any nature whatsoever within your possession, custody or control or the possession, custody or control of any agent, employee, representative, or other person acting or purporting to act for or on your behalf or in concert with you, including but not limited to memoranda, records, reports, notes, books, files, summaries or records of conversations, meetings or interviews, summaries or records of telephone conversations, diaries, calendars, datebooks, telegrams, facsimiles, telexes, telefaxes, electronic mail, computerized records stored in the form of magnetic or electronic coding on computer media or on media capable of being read by computer or with the aid of computer related equipment, including but not limited to floppy disks or diskettes, disks, diskettes, disk packs, fixed hard drives, removable hard disk cartridges, mainframe computers, Bernoulli boxes, optical disks, WORM disks, magneto/optical disks, floptical disks, magnetic tape, tapes, laser disks, video cassettes, CD-ROMs and any other media capable of storing magnetic coding, microfilm, microfiche and other storage devices, voicemail recordings, and all other written, printed, recorded or photographic matter or sound reproductions, however produced or reproduced.

The term "document" or "documents" also includes any earlier, preliminary, preparatory or tentative version of all or part of a document, whether or not such draft was superseded by a later draft and whether or not the terms of the draft are the same as or different from the terms of the final document.

b. The term "communication" or "communications" is used herein in its broadest sense to encompass any transmission or exchange of information, ideas, facts, data, proposals, or any other matter, whether between individuals or between or among the members of a group, whether face-to-face, by telephone or by means of electronic or other medium.

c. "Possession, custody or control" means in your physical possession and/or if you have the right to secure or compel the production of the document or a copy from another person or entity having physical possession.

d. The term "referring or relating" to any given subject means anything that constitutes, contains, embodies, reflects, identifies, states, refers to, deals with, or is in any manner whatsoever pertinent to that subject including, but not limited to, documents concerning the preparation of other documents.

2. Instructions

a. If any original document cannot be produced in full, produce such document to the extent possible and indicate specifically the reason for your inability to produce the remainder.

b. Documents shall be produced as they are kept in the usual course of

business, as organized in the files.

c. File folders, labels and indices identifying documents called for shall be produced intact with such documents. Documents attached to each other should not be separated.

d. Except where otherwise indicated, the originals of all documents and communications must be produced, as well as copies within your possession, custody or control.

e. In reading this rider, the plural shall include the singular and the singular shall include the plural.

f. The words "and" and "or" shall be construed conjunctively or disjunctively as necessary to make the request inclusive rather than exclusive. The use of the word "including" shall be construed without limitation.

g. In the event that any document called for by this subpoena is withheld on the basis of any claim of privilege or similar claim, that document shall be identified in writing as follows: (a) author; (b) the position or title of the author; (c) addressee; (d) the position or title of the addressee; (e) any indicated or blind copies; (f) date; (g) a brief description of the subject matter of the document; (h) number of pages; (i) attachments or appendices; (j) all persons to whom the document, its contents, or any portion thereof, has been disclosed, distributed, shown or explained; and (k) present custodian. Each basis you contend justifies the withholding of the document shall also be specified. With respect to those documents or records as to which you may claim privilege, or attorneys' work product, set forth as to each such document the basis for such claim, the identity of each person who has been privy to such communication reflected in the document and whether you will submit the document to the Court for an in camera determination as to the validity of the claim.

h. In the event that any document called for by this subpoena has been lost, destroyed, deleted, altered, or otherwise disposed of, that document shall be identified in writing as follows: (a) author; (b) the position or title of the author; (c) addressee; (d) the position or title of the addressee; (e) indicated or blind copies; (f) date; (g) a brief description of the subject matter of the document; (h) number of pages; (i) attachments or appendices; (j) all persons to whom the document, its contents, or any portion thereof, had been disclosed, distributed, shown or explained; (k) the date of the loss, destruction, deletion, alteration or disposal and the circumstances thereof; (l) the reasons, if any, for the loss, destruction, deletion, alteration or disposal and the person or persons responsible.

i. If any information or data is withheld because such information or data is stored electronically, it is to be identified by the subject matter of the information or data and the place or places where such information is maintained.

THE WHITE HOUSE

WASHINGTON

June 6, 1996

MEMORANDUM FOR THE RECORD

RE: COUNSEL'S OFFICE REQUEST

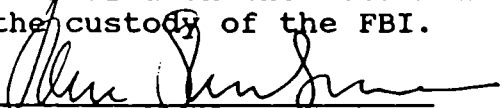
At the request of, and accompanied by Special Associate White House Counsel, Sally Paxton of the Counsel's Office, Terry Good and Lee Johnson of the Office of Records Management transferred from ORM's OEOB File Room 563 to Room 80 four cartons of files from the White House Security Office that ORM has identified as:

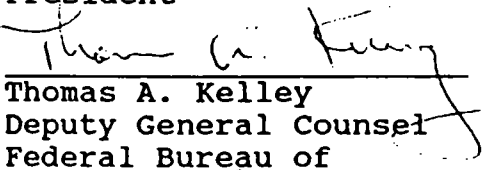
Oversize Attachments

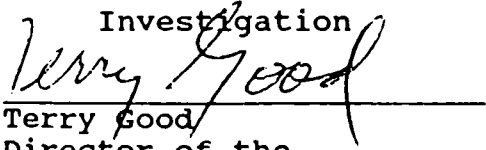
CF 159
CF 214
CF 215
CF 216

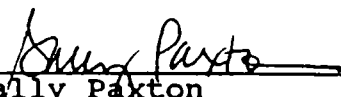
Subsequently, Thomas A. Kelley, Deputy General Counsel and Inspector David V. Kitchen of the Federal Bureau of Investigation, in the presence of Ms. Paxton and Special Counsel to the President, Jane Sherburne, reviewed the contents of these cartons in Room 80. They confirmed that the boxes contained White House Personnel Security Files and other material as identified on the attached list.

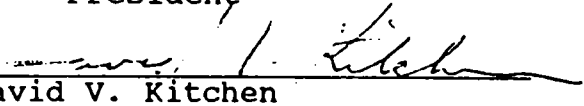
The containers and the entire contents of CF 159, 214, and 215 as identified on the attached list were removed and transferred to the custody of the FBI.


Jane Sherburne
Special Counsel to the
President


Thomas A. Kelley
Deputy General Counsel
Federal Bureau of
Investigation


Terry Good
Director of the
Office of Records
Management


Sally Paxton
Special Associate Counsel to the
President


David V. Kitchen
Inspector
Federal Bureau of Investigation


Lee Johnson
Deputy Director of the
Office of Records
Management

WHITE HOUSE SECURITY OFFICE - CRAIG LIVINGSTONE --
BOX 1 84 OEOB

- ✓ MASTER USSS ACCESS LISTS '93 (VOLUME 1)
- ✓ MASTER ACCESS LIST '93 (VOLUME 2)
- ✓ ACCESS LIST (VOLUME 1) 1993
- ✓ ACCESS LIST (VOLUME 2) 1993
- ✓ FBI RECEIPTS-1993
- ✓ INTERN NAMECHECK LISTS-1993
- ✓ IRS RETURNED MARCH-APRIL 1993
- ✓ NCIC LIST 8-93 - 12-93
- ✓ NCICS (VOLUME 1) '93
- ✓ NCICS (VOLUME II) '93
- ✓ NCICS (VOLUME 3) 1993
- ✓ PASS EXTENSIONS (VOL. 1) 1993
- ✓ SECURITY INTERVIEWS VOL (1) 1993
- ✓ SECURITY INTERVIEWS VOL (2) 1993

Read in ORN by Terry Hood on 12/1/94

ENCLOSURES FILED OVERSIZE ATTACHMENTS

CF 159

1 copy filed 12/2/94

I. WHITE HOUSE PERSONNEL SECURITY FILES STAFF PRIOR TO
01/20/93.

✓ABDOO, HELEN THERESA
✓ADAIR, DOUGLAS CONRAD
✓AGIN, JOSEPH WHITEHOUSE
✓AHEARN, FREDERICK LEONARD
✓ALVAREZ, RICHARD GUS
✓ANDERSON, ANN ELIZABETH
✓ANDERSON, CURTIS WILEY
✓ANDERSON, MARCY JEANNE
✓ARCHAMBAULT, MICHELE LORRAINE
✓AREY, LINDA LUGENIA
✓ARRONSON, PATRICIA SUE
✓ARSHT, LESLYE ALENE
✓ASARE, MARION LOUISE
✓AUEL, LISA BENKERT
✓AUTHER, SUSAN MARIE
✓AVRASHOV, LEONID
✓BACARISSE, CHARLES EDWARD
✓BACH, CRISTENA LYNN
✓BAILEY, MARY SMALLPAGE
✓BAKER, JAMES ADDISON
✓BALESTRIERI, JEAN ANN
✓BALFOUR, DEBORAH
✓BARLETTA, KATHRYN ANNE
✓BARREAUX, THEODORE CHARLES
✓BARRON, DONNA LOUISE
✓BATES, CHARLES EDWARD
✓BATES, LORRI JEANINE
✓BATT, ROCHELLE HEIDI
✓BATEMAN, PAUL WILLIAM
✓BATTAGLIA, LISA MARIA
✓BAUGHMAN, JULIA HARMON
✓BAUMEYER, MATTHEW SCOTT
✓BAUMSTEIN, AMY MEREDITH
✓BAYNARD, BRIAN CALLAWAY
✓BEATTY, JAYSON FRANK
✓BECKER, JEAN LORETTA
✓BECKER, JEROME DAVID
✓BEERS, PATRICK ADAM
✓BELBY, KATERI RAY
✓BELL, LILLIE MAE
✓BELL, LOUISE HELEN
✓BESERRA, RUDY MAX
✓BEVACQUA, ANITA CAROL
✓BIZIC, DANICA
✓BLACK, DAVID LEE
✓BLANKLEY, ANTHONY DAVID

ANN
PATRICIA/BARNETT
3/31/87

BLESSEY, STEPHANIE ELIZABETH
BLODGETT, SUZETTE A.
BOARD, ELIZABETH IDEN
BOLTEN, JOSHUA BREWSTER
BONINO, CAROLINA ORGEIRA
BORCHARD, SUSAN AILEEN
BOWEN, JAMES
BRACKNEY, MARGARET LOUISE
BREEDEN, RICHARD CARROLL
BRIDGMAN, MARJORIE ANNE
BRISCUSO, RAYMOND JOSEPH, JR.
BROCK, ANN CATHEY
BROTT, MICHELLE MARIE
BROWN, RONALD JAMES
BRYANT, CHESTER CORBETT JR.
BROWNE, SARA ANN
BRADLEY, ELLEN LORRAINE
BRADY, JAMES SCOTT
BRADY, KATHERINE CHRYSTIE
BREAUX, HARLEEN MARIE
BREEN, STACEY LYNN
BREINING, CARL RAY
BRENA, BETTINE CHRISTINE
BROOKS, CRYSTAL LYNN
BRYAN, PATRICIA MACK
BUCHHOLZ, TODD GLENN
BULL, CATHERINE ELEANOR
BULLOCK, KATJA
BUNTON, JEAN MARIE
BUREIKA, RITA DAIVA
BURGESS, MARY JANE
BURMEISTER, JANICE LEE
BURNHAM, NEALTON JAY
BURNS, FRANCINE MARIA
BUSCH, MICHAEL JOSEPH
BUSTARD, BRUCE IRVING
BUSHUE, SANDRA KAY
BUTLER, JUDITH ANN
BUTTERFIELD, DIANNE BURCH
BUTTERFIELD, WILLIAM JOSEPH
BYBEE, JAY SCOTT
BYRNE, PHYLLIS MCCOMMONS
CACCIA, MARGARET M.
CALDWELL, WILLIAM BURNS
CALHOON, LANE FELICE
CALIO, NICHOLAS E.
CAMARANO, LORRAINE R.
CAMMACK, MARTHA REED
CAMPBELL, JOYCE DIANE
CAMPBELL, SARAH LOUISE
CAMPBELL, VICTORIA ZIMA
CAMPOLIETO, SHIRLEY ANN
CANARY, WILLIAM JAMES JR.
CARLSON, NICHOL LEIGH

~~C~~ARMACK, TERRY ALAN
~~C~~ARNEY, DAVID MITCHELL
~~C~~ARNEY, HOWARD ALBION
~~C~~ARNEY, LUCY COLE
~~C~~AROLINA, JEFFERY KEITH
~~C~~ARPENDALE, ANDREW MICHAEL
~~C~~ARR, BOBBY GENE
~~C~~ARR, SALLIE WENNER
~~C~~ARRIERE, JOHN GERAND III.
~~C~~ARROLL, FLORA JENICE
~~C~~ARROLL, JEREMY ETHRIDGE
~~C~~ARROLL, MARY KATE
~~C~~ARROLL, RITA RAVEL
~~C~~ARTER, ALLYSON WEBB
~~C~~ASEY, ERLINDA ELIZABETH
~~C~~ASSE, DANIEL ANTHONY
~~C~~ASTLE, SHARA ANN
~~C~~AUDILL, GEORGE GRAY JR.
~~C~~AWLEY, CAROLYN MARIE
~~C~~ELEMTANO, GREGORY PHILLIP
~~C~~HACON, DOLORES LUMINA
~~C~~HANG, ALFRED WEI-KAUNG
~~C~~HAPMAN, JOHN CRANBROOK
~~C~~HAPMAN, ROBERT THOMAS
~~C~~HARLES, ROBERT BRUCE
~~C~~HEN, KEREDITH FERGUSON
~~C~~HILDS, MARY ELIZABETH
~~C~~HIRDON, DOUGLAS WAYNE
~~C~~HODOROV, JILL MELISSA

~~OUT~~ ~~CHONKA, GLORIA JEAN~~ LISA WETEL 7/20/95

~~C~~HRISTOFF, THERESA MARIE
~~C~~HUMACHENKO, KATHERINE CLARE
~~C~~IARLANTE, MAJORIE HEINS
~~C~~LARK, SHARON ELIZABETH
~~C~~LADWELL, GEORGE MARVIN
~~C~~LARKE, PAUL
~~C~~LAYTON, ELIZABETH HOPE
~~C~~LEALE, CATHERINE
~~C~~LINE, JOHN ANTHONY
~~C~~OCKING, JANE RUSK
~~C~~OFFINA, SCOTT ANDREW
~~C~~OHEN, BENEDICT SIMMS
~~C~~OHN, KAREN JOYCE
~~C~~OLDWELL, LISA TOWER
~~C~~OLEMAN, HERBERT HOLT
~~C~~OLLEY, CHRISTOPHER DAVID
~~C~~OLLINS JR., PAUL JOSEPH
~~C~~OLLINS, TRACEY REGENE
~~C~~OMPTON, ELIZABETH MARGARET
~~C~~ONNELL, KAREN ANN
~~C~~ONRAD, PATRICIA LYNN
~~C~~OOK, DAVID LAWRENCE
~~C~~OOK, MICHELLE DIANE
~~C~~OOKE, JULIE

✓ COOPER, B. JAY
 ✓ COOPER, JANET FELTON
 ✓ COOPER, MARSHALL
 ✓ COSTER, MICHELLE LYNN
 ✓ COTTRELL, JULIA MARIE
 ✓ COUGHLIN, CATHERINE CROWLEY
 ✓ COVINGTON, PAMELA JEAN
 ✓ COX, EMMA JEAN
 ✓ COX, PATRICIA HELEN
 ✓ COYLE, SUAN ALPERT
 ✓ CRAIG, GRAVEN WINSLOW
 ✓ CRAIG, JUDY A.D.
 ✓ CRITCHFIELD, CAROLINE MADDEN
 ✓ CROFT, FRANCEZ GABREY
 ✓ CRONHEIM, CAROL CATHERINE
 ✓ CROUSE, JANICE SHAW
 ✓ CROW, MATTHEW
 ✓ CROW, SHELLY LYNN
 ✓ CRIPPEN, DANNY LEE
 ✓ CROTON, TRACI MICHELLE
 ✓ CRYOR, ALLISON WHEATLAND
 ✓ CSORBA, LASZLO THOMAS
 ✓ CUDD, CONNIE KAY
 OWA ✓ CULBREATH, LUE ADDIE LISA WETZEL 2/3/95
 ✓ CULLEN, LESLEE BLAIR
 ✓ CULVAHOUSE, ARTHUR BOGGESS
 ✓ CUMMINS, CLAUDIA LYNN
 ✓ CUNNINGHAM, ERIN MICHELLE
 ✓ CURSEEN, JOSEPH PHILMORE
 ✓ CURTIN, THEODORE CHARLES
 OWA ✓ CURTIS, JANET FLORA LISA WETZEL 3/16/95
 ✓ CURTIS, RICHARD EDWARD
 ✓ CUSHMAN, JEFFERY ANDREW
 ✓ CUSTER, ELLEN MARY
 ✓ CUTSHALL, JENNIFER LEE
 ✓ CUTSHALL, RACHEL RAE
 ✓ BAILEY, BRIAN DANIEL
 OWA ✓ DALE, BILLIE RAY 6/6/96 CRAIG LIVINGSTONE
 ✓ DALE, SHARON RUTH
 ✓ DALEY, JOHN JOSEPH
 ✓ DALY, ALISON MICHELLE
 ✓ DALY, DOLORES MARGOT
 ✓ DALY, JOHN AUGUSTINE
 ✓ DAM, DAVID T.
 ✓ DAMGARD, JULIE MEAD
 ✓ DAMICO, KRISTIN ANN
 ✓ DANA, TIMOTHY EDWARD
 ✓ DANCE, STEPHANIE CLUNE
 ✓ DANDREA, JUSTINE
 OWA ✓ DANIELS, HILLIARD JR. - LISA WETZEL 2/1/95
 ✓ DANNERBECK, JOHN DAVID
 ✓ DANZANSKY, STEPHEN IRA
 ✓ DAVIDSON, DOUGLAS ALEXANDER

I. WHITE HOUSE PERSONNEL SECURITY FILES STAFF PRIOR TO
01/20/93 CONTINUED.

✓DAVIS, MARK WILLIAM
✓DAVIS, PATRICK JOSEPH
✓DAVIS, PORTER MANVEL
✓DAVIS, WILLIAM HAL
✓DAWSON, RHETT BREWER
✓DAWSON, SUSAN BRADSHAW
✓DEAN, DONALD RAY
✓DECAIN, JOAN CHENERY
✓DECAMP, SARAH GWATHMEY
✓DEE, KRIS MARIE
✓DEHART, LINDA SUSAN
✓DEL GROSSO, STACEY KAY
✓DELLINGER, DOROTHY RHEA
✓DEMAREST, DAVID FRANKLIN
✓DENNISTON, SUSAN RUSSELL
✓DEWHIRST, MARY KATHRYN
✓DIETZ, FRANCIS JOSEPH
✓DILLER, DANIEL CLIFFORD
✓DILLON, DIANA ELIZABETH
✓DOFFERMYRE, FAITH ELAINE
✓DOGGETT, JUANITA MAE
✓DOHERTY, EILEEN B
✓DOLAN, ANTHONY ROSSI
✓DONAHUE, MARLA MURPHY
✓DONATELLI, FRANK JOSEPH
✓DONOVAN, CHARLES ANTHONY
✓DONOVAN, TERESA ANN
✓DOOLEY, PEGGY ANN
✓DORSEY, CELESTINE SMITH
✓DORSEY, MATTHEW JOHN
✓DOUGLAS, KERI ANN
✓DRACOS, DIANE ELIZABETH
DREYLINGER, JOHN PAUL OUT - CRAIG LIVING 6/5/96
✓DROEHE, PHILIP CHARLES OUT - LIZZIE, USA WETZL 7/14/95
✓DUBE, CHRISTOPHER MORIN
✓DUBERSTEIN, KENNETH MARC
✓DUGAN-PIGOTT, PATRICIA JOAN
✓DUGGAN, JOSEPH PATRICK
✓DUGGAN, JUANITA DONAGHEY
✓DUNN, DEBRA ROMA
✓DUNN, ELIZABETH BROOKS
✓DUTCHER, CHARLES KERWIN
✓DUVALL, DOUGLAS PATTON
✓DUVALL, JACQUELINE ANDREA
✓DUNCAN, ROBERT MICHAEL
✓ELLIS, CATHLEEN MARIE

✓ELLIS, NANCY GAYLON
✓ELMETS, PAMELA KOEHLER
✓ENGLER, DANIEL JOSEPH
✓ENTHOVEN, MARCIA JEAN
✓ERBEN, AMY HEYDENREICH
✓ERKENBECK, JANE ISSAACSON
✓ERLAND, CHRISTINA LUCILLE
✓ERVIN, CLARK KENT
✓ESQUIVEL, AUDREY
OUT ~~EVANS, MADDELINE B.~~ LISA WETZL - 7/20/95
✓EVANS, THOMAS C.
✓FACKELMAN-MIN, MARY ANNE
✓FARISH, WILLIAM STAMPS
✓FARMER, CHAD DALEN
✓FARMER, HENRY EDWARD
✓FARISH, LAURA RICE
✓FAULK, JULIE ELIZABETH
✓FAULKNER, LINDA
✓FAUNCE, JILL SUZANNE
✓PEARING, JENNIFER LYNN
✓FENDLER, GARY ELLIS
✓PEE, JOHN
✓PEHRER, SARAH SHILL
✓PELZENBERG, ALVIN STEPHEN
✓FENNEL, ANNE CLAUD
✓FENTON, CATHERINE SCHARFEN
✓FERGUSON, ANDREW
✓FERRARA, VINCENT JASON
✓PERTIG-DYKES, SUSAN BEATRICE
✓PETROW, VALRY KEI
✓PIGG, JEANIE LUCILLE
✓PINCKEN, HEIDI ANN
✓PINDLAY, DONALD CAMERON
✓PINGER, AILEEN BETH
✓PIRESTONE, LAURIE ANN
✓FISH, JOHN HOWARD
✓FITCH, GREGORY HARLAND
✓FITZHENRY, JAMES ALAN
✓FITZPATRICK, SHARON ANN
✓FITZWATER, MARLIN
✓PLAGER, NICHOLAS RUSTER
✓PLANNES, MARTIN ALVIN
✓PLAUTT, FRANCES STEELE
✓FLEMING, SHELIE ESTELLE
✓FLETCHER, JEANNE DIANE
✓FLETECHER, LEE
✓FLETCHER, LYNNE MARGARET
✓PLICK, HEATHER GWEN
✓FLIPPEN, JOHN ALLISON
✓FOGEL, DAVID LOUIS
✓POLEY, JOHN PATRICK
✓POLEY, MATTHEW TODD
✓PONG, CLAYTON SEM
✓PONG, JESSIE TSUI-SHIH

POONBERG, STEVEN MARK
BUTFORD, JOSEPH KENNETH OUT LISA WETZEL 2/1/5
FORT, MICHELLE CATHERINE
POSTER, GARY LAYNE
FOSTER, PAUL THOMAS
FRANTZ, MARK ALEXANDER
FREEMAN, JUDITH BJORKMAN
FRITZ, MARY ELIZA
FULTON, YSELLA AYN
FURCHTIGOTT-ROTH, DIANA ELIZABETH
GABLE, ELIZABETH BRINTON
GALEN, CHRISTOPHER WILLIAM
GALLETTA, JOHN DAVID
GANNON, KELLEY LYNN
GARDNER, JOHN STEPHEN
GARIKES, MARGARET DANAHER
GARRETT, TRACY DAVIS
GARVENS, TYLER
GAY, CAROLYN SUE
GEAR, KRISTEN MOREAU
GEISSINGER, SPENCER EVAN
GEORGE, JOEY RUSSE
GERAGHTY, LEAH MERCER
GERSHOWITZ, GARY JAY
GIBSON, JOAN GHERING
GIBSON, STEVAN WILLIAM
GIORNO, KAREN ROSALIE
GITLIN, DAVID LAWRENCE
GLASSMAN, JON DAVIS
GOBER, ELLEN JANYCE
GOFF, KAREN LYNN
GOLAY, GAIL THRESA
GOLDBERG, CATHERINE ANNE
GOLDBERG, JULIE ANNE

UPDATE PROJECT AS OF 1/94-MARCECA

MSC →

ATT

C + P Telephone

CIA

GSA

Misc./Dir. for Non-Government Employee

White House Staff Personnel

Diversified Reporting

FBI

Other Government Employees/Cautious

NSC

Office of Executive
Residence

Update ledger 1990-

update ledger 88-8

THE WHITE HOUSE
WASHINGTON

June 7, 1996

BY HAND DELIVERY

Michael Chertoff, Special Counsel
United States Senate
Special Committee to Investigate Whitewater
Development Corporation and Related Matters
534 Dirksen Building
Washington, D.C. 20510-6075

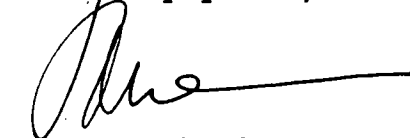
Dear Mike:

Enclosed please find the portions of notes taken by myself and Sheila Cheston of a July 1994 interview of Harold Ickes that you requested after your review of our complete notes of the interview. The portions of my notes that you requested are numbered S 12006 and 12011; Ms. Cheston's are numbered S 12057 and 12063.

Pursuant to the Committee's Security Procedures, we request that these documents be treated as "Highly Confidential." We would appreciate the opportunity to discuss with the Committee the basis for our request in the event the Chairman and Ranking Member consider redesignating any of this material.

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

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Richard Ben Veniste
Minority Special Counsel

THE WHITE HOUSE
WASHINGTON

June 10, 1996

BY HAND DELIVERY

Barbara 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 letter of Chairman Clinger dated June 6, 1996, concerning Bernard Nussbaum's telephone logs, I am enclosing new copies of the pages you identified. The information you requested can be found on these pages (CGE 34870A; CGE 34873A; and CGE 34880A).

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

June 10, 1996

BY TELECOPY

William F. Clinger, Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

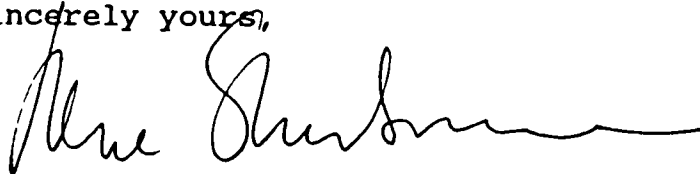
Dear Chairman Clinger:

I am writing in response to your letter to Jack Quinn of June 10, 1996 concerning the May 30, 1996 production.

The originals of the documents you identified, CGE 043641 and 043642, have been given to the Federal Bureau of Investigation. The only information redacted from the documents is Mr. Dale's social security number. We are unfamiliar with any material in the file that fits your description of "the standard 'Supplemental Information Sheet for Personnel Action' attachments."

The documents omitted from the Bates number sequencing are appropriate for neither production to the Committee nor a claim of executive privilege. These documents are either (1) non-responsive to the subpoenas; (2) duplicates; or (3) documents constituting Congressional correspondence that were identified on the list of such documents described at Attachment IV of Jack Quinn's May 30, 1996 letter to you. We note, however, what we believe is a typographical error in your list. CGE Nos. 431340 - 43149 were produced.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

June 10, 1996

BY TELECOPY

William F. Clinger, Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I am writing in response to your letter to Jack Quinn of June 10, 1996 concerning the May 30, 1996 production.

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Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

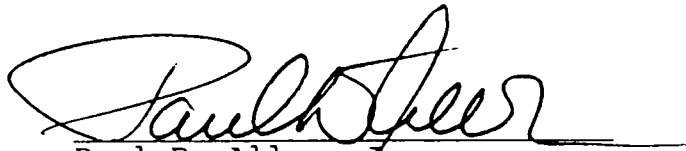
June 13, 1996

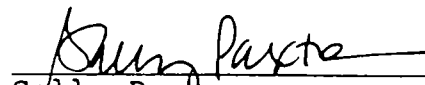
MEMORANDUM FOR THE RECORD

RE: COUNSEL'S OFFICE REQUEST

At the request of Special Associate White House Counsel, Sally Paxton, the Personnel Security Files of the attached individuals were retrieved from the vault of the Personnel Security Office and Room 563 of the Office of Records Management as indicated. These files were put into one box. Subsequently, Paul D. Allen, Jr. of the FBI, in the presence of Sally Paxton, reviewed the contents of the box and confirmed that they contained the Files identified on the attached list.

The entire contents of the box were removed and transferred to the custody of the FBI.


Paul D. Allen, Jr.
Assistant Inspector
Federal Bureau of
Investigation


Sally Paxton
Special Associate Counsel to
the President

Attachment 2

AARHUS, Carol Blym
ADDINGTON, David Spears
ALDERMAN, Clifford Thomas
ALEXANDER, Cara Leslie
ALLISON, James Newby - Archived in CF Box #281
ALLISON, Melissa Co - Archived in CF Box #281
ALSOBROOK, David Ernest
AMEND, Deborah Ann
AMICK, Joan Marie
ANDERSON, Debra Rae
ANDERSON, Rebecca Lee - Archived in CF Box #281
ANDERSON, Stanton Dean
ANDERSON, Susan Elizabeth - Archived in CF Box #281
ANDRES, Gary John
ARDLEIGH, Kirsten Clark
ARENDS, Jacqueline Grace
ARMENDARIZ, Rebecca Anne - Archived in CF Box #281
ARMPFIELD, Robert Kelly
ASTRUE, Michael James - Archived in CF Box #282
ATKINSON, Dennis Maurice
ATKINSON, Carolyn Florence
AUGUSTINE, Barbara McCauley
AUPPERLE, Tammy Bloo
BAKER, Barbara Wash
BARNES, Karen Lee
BARNETT, Jane Elizabeth
BARTH, Shanette Michael
BASSUK, Gregory David - Archived in CF Box #282
BATES, David Quentin - Archived in CF Box #282
BAUR, Kathleen Elizabeth
BEACH, Chester Paul
BECHERER, Thomas L. - Archived in CF Box #282
BEDARD, Catherine Therese
BENEDI, Antonio - Archived in CF Box #282
BEREZNY, Caroline Clare
BINION, Elizabeth Ann
BIZIC, Mark Gustav
BLACK, Judy Ann - Archived in CF Box #283
BLACKBURN, Barbara Ann
BLAKEY, Marion Clifton - Archived in CF Box #283
BLUMENTHAL, Gary Robert
BOSTICK, Gladys Rebecca
BRADY, Phillip Donley
CARLSON, Daniel Lee - Archived in CF Box #284
CARLSON, Kathleen Shaughnessy
CARNES, Kelly Hawkins - Archived in CF Box #285
CARPENTER, Judith Lee
CARPENTER, Margaret Van Wagenen - Archived in CF Box #285
CARR, Michael Damon - Archived in CF Box #285
CAVENDISH, Sara Joan - Archived in CF Box #285
CHANG, Jennifer - Archived in CF Box #285
CIPRIANI, Aida Marie - Archived in CF Box #286
COLBY, Clifford William
CORNICK, Susan Ann - Archived in CF Box #286

COURTEMANCHE, Jack L. - Archived in CF Box #286
CURRY, Dorothy Jane - Archived in CF Box #287
DIETZ, Kristine Marie
DONALDSON, Helen Colle - Archived in CF Box #288
DORN, Nancy Patricia - Archived in CF Box #288
DOYLE, Megan Eileen
EDDY, Laura Hersloff - Archived in CF Box #289
ELKINS, Lucy Mae - Archived in CF Box #289
EVANS, Gregory Charles - Archived in CF Box #289
FENDLER, Gary Ellis - Archived in CF Box #289
FOSTER, Patricia Helen
FREE, Charles Martin - Archived in CF Box #290
FULLER, Karen Hart - Archived in CF Box #290
GARLINGTON, Audey Joyce - Archived in CF Box #290
GERRARD, Constance - Archived in CF Box #291
GILLETTE, Katherine James - Archived in CF Box #291
GLEN, Alixe Reed - Archived in CF Box #291

Unless otherwise indicated, the files were retrieved from the
Personnel Security Office vault.

THE WHITE HOUSE
WASHINGTON

June 15, 1996

BY HAND DELIVERY

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

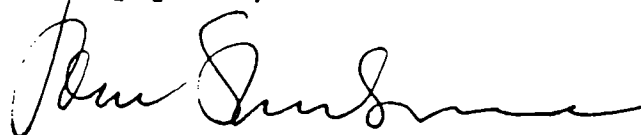
Dear Chairman Clinger:

This is in further response to your two letters of June 12, 1996.

In response to your letter concerning Anthony Marceca's detail to the White House, I am enclosing documents with Bates stamp numbers CGE 43810-43824. A production log is enclosed.

With respect to your letter requesting copies of the "Executive Office of the President Roster of Employees," we are continuing to work on the request and will provide the documents to you as soon as possible.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

June 18, 1996

BY HAND DELIVERY

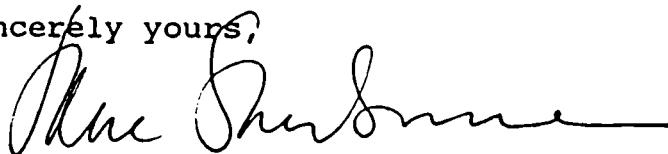
The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

In response to your letter of June 12, 1996, we are providing copies of Employee Rosters for the Executive Office of the President for each two-week pay period in calendar year 1993 and the first two months of calendar year 1994 (CGE 43825-46135). These materials were retrieved by the Human Resources Management Division of the Office of Administration.

The lists reflect the identification of EOP employees during the designated period. They do not include the names of detailees, volunteers, or interns who would appear on access lists and for whom some form of FBI background information routinely would be requested. In addition, the lists do not identify other persons working in the Executive Office of the President, who are not on the EOP payroll such as employees of GSA, AT&T, and Executive Residence employees.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Hon. Cardiss Collins

DAN BURTON
8TH DISTRICT INDIANA
COMMITTEES:
INTERNATIONAL RELATIONS
SUBCOMMITTEE
WESTERN HEMISPHERE
CHAIRMAN

GOVERNMENT REFORM AND OVERSIGHT

SUBCOMMITTEE
CIVIL SERVICE



Congress of the United States

House of Representatives

Washington, DC 20515-1406

June 21, 1996

WASHINGTON OFFICE:
2411 RAYBURN BUILDING
WASHINGTON, DC 20515-1406
TELEPHONE: (202) 225-2276

DISTRICT OFFICES:
8900 KEYSTONE AT THE CROSSING
SUITE 1050
INDIANAPOLIS, IN 46240
TELEPHONE: (317) 848-0201
TOLL-FREE: (800) 382-6020

435 EAST MAIN STREET
SUITE J-3
GREENWOOD, IN 46142
TELEPHONE: (317) 882-3640
TOLL-FREE: (800) 678-3642

The Honorable William J. Clinton
President of the United States
The White House
1600 Pennsylvania Avenue N.W.
Washington, D.C. 20500

Dear Mr. President:

As a result of the recent revelations concerning the White House's acquisition of former employees' FBI files, Congress and the American public need to know if the White House also requested the IRS or any other agency to provide information from these individuals' tax records. Toward this end, I request your responses to the following specific questions.

Did the White House request information from the IRS on Mr. Billy Dale or any of the other former White House Travel Office employees, or on any other White House employees who served in previous administrations? Did the White House obtain personal tax information on Mr. Dale or on anyone else from any source, including the IRS, the FBI, or another agency?

Did the IRS or any other agency disclose any tax information subject to the Privacy Act to the White House, in response to a White House request or otherwise? If so, under what authority was the information provided, and who on the White House staff made this request? Please provide a list of all people, if any, whose personal tax records were provided to the White House from any source.

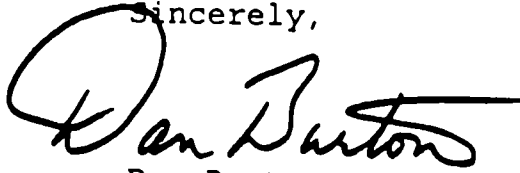
It is my understanding that other Federal agencies are, by law, expressly forbidden access to individual tax records without the written consent of the taxpayer, with an exception for criminal investigations by the Justice Department. Please advise if the White House is also exempt from this law.

Handwritten: Counsel
Handwritten: 12 JANS
Handwritten: For Reply

Handwritten: WJL

As you know, the Government Reform and Oversight Committee is currently holding hearings on this issue, and I would request an immediate reply with answers to the above questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan Burton". The signature is fluid and cursive, with a large initial "D" and a long horizontal stroke at the end.

Dan Burton
Member of Congress

DB:jts



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

OFFICE OF PUBLIC AND CONGRESSIONAL AFFAIRS FACSIMILE COVER PAGETO: Ms Jane Sherburne FAX NO. 456-1213

PHONE NO. _____

FROM: Maggie Owens PHONE NO. (202) 324-4510FAX NO. (202) 324-6490

DATE: _____, 1996

NUMBER OF PAGES: _____ (excluding transmittal page)--

CONTENTS: _____

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United States Senate

COMMITTEE ON THE JUDICIARY

WASHINGTON, DC 20510-8275

MARK R. DISLER, Chief Counsel
MANUS COONEY, Staff Director and Senior Counsel
CYNTHIA C. HOGAN, Minority Chief Counsel
KAREN A. ROSS, Minority Staff Director

June 24, 1996

The Honorable Louis J. Freeh
Director
Federal Bureau of Investigation
J. Edgar Hoover Building
9th Street and Pennsylvania Ave., N.W.
Washington, D.C. 20535

Dear Director Freeh:

During the Senate Judiciary Committee's hearing on June 20, I requested of your general counsel, Howard Shapiro, a copy of a document under the heading, "EPass Possible ADMIN Holdover Passholders BY NAME." The list is dated 31 March, 1993. It is contained in a box of documents related to the "Update Project" supplied to the bureau by the White House.

Mr. Shapiro responded at the hearing that he saw no reason to withhold the list other than if the independent counsel objected to its release. My purpose in writing to you is to formally request a copy of the list as chairman of the Administrative Oversight and the Courts subcommittee.

In addition, a member of my staff who reviewed the Update Project files noted that one file contained Internal Revenue Service (IRS) documents. Because of the confidential nature of IRS information, he did not open the file to review its specific contents. Instead, I request that you provide my subcommittee with only a general description of what type of information was included in the IRS file.

I would like a response to these requests no later than June 27. As always, I appreciate your continued cooperation in this matter.

Sincerely,



Charles E. Grassley
Chairman
Subcommittee on Administrative
Oversight and the Courts