

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	From Eric Schwartz re: Haiti: PC Meeting on Monday (3 pages)	12/18/1993	P1/b(1)
002. email	From Lawrence Rossin re: Haiti Update (4 pages)	12/30/1993	P1/b(1)
003. email	From Rossin re: POTUS Haiti Questions (3 pages)	03/31/1994	P1/b(1)
004. email	Schwartz to Rossin and Richard Feinberg re: Haiti Redraft (6 pages)	04/18/1994	P1/b(1)
005. email	Joan Hunerwadel to Schwartz and Rossin re: Haiti Interdiction (4 pages)	04/20/1994	P1/b(1)
006. email	Barbro Owens-Kirkpatrick to Feinberg and Schwartz re: Urgent Castro for your Clearance (2 pages)	04/20/1994	P1/b(1)
007. email	From Owens-Kirkpatrick re: Castro Rumors (2 pages)	04/20/1994	P1/b(1)
008. email	From Schwartz re: Please for you Comments Quick (7 pages)	04/21/1994	P1/b(1)

1

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F
rs1846

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]

NATIONAL SECURITY COUNCIL

15-Dec-1993 10:46 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: Press Qs and As on Haiti

Haiti: Migration Issues

[Background: The New York Times reports this morning that John Shattuck, Assistant Secretary of State for Human Rights and Humanitarian Affairs, has publicly endorsed a review of our policy regarding return of Haitian boat people without first providing them with the chance to make refugee claims. According to the Times, John told reporters that "I'm going back with a view that a policy review is necessary." You are likely to get questions on this. We have not seen a transcript of John's comments and have not been able to reach him this morning.]

Q. Are Mr. Shattuck's comments, as reported in the Times, accurate, and will the Administration be reviewing Haiti migration policy?

A. We have not seen the transcript of Mr. Shattuck's comments so I cannot comment on their accuracy.

What I can say is that the Administration has determined that the current policy is the appropriate one under current circumstances and that this continues to be our position.

In particular, we have been deeply concerned about encouraging massive boat departures in unseaworthy vessels, which could result in the loss of hundreds if not thousands of lives.

Our information indicates that the large majority of those who seek to leave by boat are not refugees but economic migrants seeking a better life outside of Haiti. Moreover, there is no indication of a practice of punishment of returnees for unauthorized departure.

We have also instituted a range of procedures designed to provide safe opportunities for Haitians within Haiti, including returnees, to apply for refugee status.

Some 70,000 Haitians have inquired about our in-country processing program and some 12,000 Haitians have received refugee interviews from INS.

To be sure, our practices in general, and the security

situation in Haiti in particular, is under continuous review. Under present circumstances, however, we believe that our current policy provides Haitians the safest and most feasible alternatives.

[ONLY IF ASKED]

Q. How many Haitians have been granted refugee status and come to the U.S. under the in-country program.

A. Since February of 1992, about 1830.

Q. The Times reports that a massive boat exodus may be imminent. Does the Administration believe this to be the case?

A. No. We do not have such indications.

Q. Can you confirm reports that the Refugee Processing Center in Port-au-Prince is now restricting the numbers of applications for refugee status that may be filed every day.

A. The Processing Center in Port-au-Prince can now process more than 1000 applications per week and is doing so. Other Centers in Cap Haitien and Les Cayes can also process hundreds of applications per week.

There has indeed been a very recent upsurge in applications. On days when demand has been particularly high, the processing center in Port-au-Prince has asked some Haitians to return to the processing center to have their applications processed in subsequent days.

At the same time, we still identify and process quickly high priority cases that are referred to us by NGOs and others.

Q. Doesn't the upsurge in applications indicate a heightening of repression?

Not necessarily. There is no question that economic conditions in Haiti are very difficult and this, by itself, may be spurring Haitians to try to leave via the U.S. in-country refugee program.

Distribution:

FOR: Richard E. Feinberg	(FEINBERG)
FOR: Lawrence G. Rossin	(ROSSIN)
CC: Records	(RECORDS)
CC: Kathy Leahy	(LEAHY)
CC: Richard A. Clarke	(CLARKER)
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CC: Eric P. Schwartz	(SCHWARTZ)

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Additional Header Information Follows

Date Created: 15-Dec-1993 10:45
Deletable Flag: Y
DOCNUM: 023415
VMS Filename: OA\$SHARE40:ZUZPFEJGB.WPL
A1 Folder: DEC93
Message Format:
Message Status: READ
Date Modified: 15-Dec-1993 10:45
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

15-Dec-1993 12:54 EDT

~~SECRET~~

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: Haiti Memo: Need sign off on #9046, with APSNA sinc

JIM:

WE'VE BEEN WAITING (AND ASKING) FOR SANDY TO SIGN OUT THE TASKINGS CONTAINED IN ACTION 9046, WHICH HAS BEEN IN THE APNSA OFFICE SINCE NOVEMBER 22 ACCORDING TO THE SECRETARIAT.

SANDY SENT US A MESSAGE YESTERDAY THAT HE DID NOT RECALL SEEING IT. WOULD YOU CHECK TO SEE IF YOU HAVE IT? IF NOT, I'LL SEND ANOTHER.

I'VE ENCLOSED FOR YOUR INFORMATION A COPY OF THE COVER PAGE OF THE MEMO.

THIS HAS TAKEN ON A SPECIAL URGENCY IN VIEW OF THE REPORTS THAT CONDITIONS WILL SERIOUSLY DETERIORATE AFTER THE NEW YEAR.

ERIC

November 19, 1993

ACTION

MEMORANDUM FOR SAMUEL R. BERGER

THROUGH: RICHARD CLARKE

FROM: ERIC SCHWARTZ

SUBJECT: Haiti: Migration Contingency Planning

I have attached compartmented taskings to agencies regarding Haitian migration contingency planning. The taskings request development of various contingency plans in the event that repatriation becomes impossible in the short-term given our current operating procedures. With such plans developed, the President and/or Principals would be in a much better position to identify, assess and implement options.

I propose the following courses of action:

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E.O. 13526
White House Guidelines, September 11, 2006
By W NARA, Date 3/24/11
101-1039-F

- You discuss these taskings with Frank Wisner, Webb Hubbell, John Shalikashvili and Tim Wirth (and/or Peter Tarnoff) to ensure the cooperation of their agencies. (I have already informed their subordinates that they might receive such taskings.)
- I pull together a very small group (of about 5-7 persons from the involved agencies) to coordinate the effort on these issues at the working level. This is necessary as many of the taskings have an interagency component to them.
- We develop for you an options paper on this issue that would contain, as annexes, the contingency plans prepared by the agencies.

I should point out that OSD/Global Affairs expressed concern about tasking OSD to develop a plan to secure a disembarkation area (the first bullet in the OSD/JCS tasking). Pat Irvin, the DAS in Global Affairs, thought that this option is not realistic (i.e., we would never try to return Haitians in the face of on-shore resistance). She also expressed concern that if our developing such an option were to leak, it would be damaging politically.

We don't agree that this option is necessarily unrealistic if done properly (though it may not be our preferred course of

action). And while there is always the possibility of a leak, we need to plan on this issue if we are to be prepared to responsibly deal with a change of circumstances.

Concurrences by: Richard Feinberg, Barbro Owens, Alan Kreczko

RECOMMENDATIONS

That you approve this course of action and sign the attached taskings to agencies.

Approve _____ Disapprove _____

Attachments

Tab I	Tasking: OSD/JCS
Tab II	Tasking: State
Tab III	Tasking: Justice

Distribution:

FOR: James W. Reed	(REED)
FOR: Mary C. Emery	(EMERY)
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CC: Records (RECORDS)

Additional Header Information Follows

Date Created: 15-Dec-1993 12:53
Deletable Flag: Y
DOCNUM: 023440
VMS Filename: OA\$SHARE50:ZUZPIGAJK.WPL
A1 Folder: DEC93
Message Format:
Message Status: READ
Date Modified: 15-Dec-1993 12:53
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

15-Dec-1993 15:27 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: Congressionals

Jane:

In looking over the list of overdue congressionals, I can only express my admiration for your steadfastness in putting things in their proper perspective.

I'm embarrassed to say that I have no similar degree of courage. With--

-- Haiti falling apart and we without any serious migration contingency planning,

-- Federal Court cases on refugee standards for Chinese asylum-seekers coming down the pike and we without any ready policy response,

-- Overdue policy reviews on humanitarian assistance and refugees still not signed out;

-- etc., etc.,

I busied myself this week with responding to the musings of 22 year old congressional staffers who have mastered the use of their bosses' autopens.

I salute you.

Eric

Distribution:

FOR: Jane E. Holl	(HOLL)
FOR: Richard A. Clarke	(CLARKER)
FOR: Richard L. Canas	(CANAS)
FOR: Wanda D. Lindsey	(LINDSEY)
FOR: Rand R. Beers	(BEERS)
FOR: Eric P. Schwartz	(SCHWARTZ)
FOR: Ernest J. Wilson III	(WILSON)
FOR: Susan E. Rice	(RICE)
FOR: Marcia G. Norman	(NORMAN)
FOR: O. Ruth Stalcup	(STALCUP)
FOR: Sean J. Darragh	(DARRAGH)
FOR: Nicholas J. Rasmussen	(RASMUSSEN)
CC: Records	(RECORDS)
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Additional Header Information Follows

Date Created: 15-Dec-1993 15:20
Deletable Flag: Y
DOCNUM: 023456
VMS Filename: OA\$SHARE42:ZUZPM3HAA.WPL
A1 Folder: DEC93
Message Format:
Message Status: READ
Date Modified: 15-Dec-1993 15:27
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

16-Dec-1993 19:37 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: John Shattuck's Comments on Haiti

Memorandum

December 16, 1993

To: Samuel Berger
Fr: Eric Schwartz

Subject: John Shattuck's Comments in Haiti

As you can imagine, I spoke to John on a number of occasions yesterday and today. He does feel that the story in the Times was inaccurate -- addressing the issue of repatriation when he was talking about in-country processing.

He notes to me that the story inaccurately extrapolated from two points he had made in his comments --

First, that human rights conditions on the ground in Haiti were bad; and

Second, that, in light of this, we need to be sure that what we are doing on the ground in Haiti is adequate.

In comments to the press today, McCurry made it clear that John was not sent to the wood-shed (despite a New York Times story reporting that he was). McCurry also said that we are indeed reviewing how we can improve processing on the ground in Haiti.

- - - - -

In fact, the processing center in Port-au-Prince has been overloaded with applicants in recent days. Some 800 showed up on one day earlier this week. At a meeting at State on Tuesday, we agreed to some short-term measures (such as limiting applicants to 200 per day in Port-au-Prince, sending more officers down to Haiti as soon as possible), but the situation -- with fuel expected to run out in the country in February -- could get worse before it gets better.

As you know, we held an interagency meeting on migration contingency planning today, which will be the subject of another E-mail.

In the meantime, I will have the memo you requested on the status of in-country processing tomorrow morning.

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E.O. 13526White House Guidelines, September 11, 2006
By *N* NARA, Date *3/26/11*

2011-1034-F

Distribution:

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Additional Header Information Follows

Date Created: 16-Dec-1993 19:37
Deletable Flag: Y
DOCNUM: 023600
VMS Filename: OA\$SHARE11:ZUZQS1XOZ.WPL
A1 Folder: DEC93
Message Format:
Message Status: READ
Date Modified: 16-Dec-1993 19:37
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

Withdrawal/Redaction Marker

Clinton Library

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001. email	From Eric Schwartz re: Haiti: PC Meeting on Monday (3 pages)	12/18/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F
rs1846

RESTRICTION CODES

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

P1 National Security Classified Information [(a)(1) of the PRA]
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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)]

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

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Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	From Lawrence Rossin re: Haiti Update (4 pages)	12/30/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F

rs1846

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NATIONAL SECURITY COUNCIL

06-Jan-1994 10:56 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Eric P. Schwartz

(SCHWARTZ)

FROM:

Lawrence G. Rossin
(ROSSIN)

SUBJECT:

IAHCR/Haiti Refugees

Eric, I was called by Michele Klein-Solomon of State/L re the approach to be taken, whether or not to request an extension for a filing on the merits. I gathered she had already spoken with you. I suggested that from a timing point of view concerning our overall policy, when sanctions would be biting, seeking to divine where the political process might be down the road, etc., that it would be best to seek a 60-day extension, until March 14, rather than 30 days until Feb 14. That would put the actual judgment off quite far.

My suggestion was adopted; a 60 day extension has been sought. HOWEVER, USOAS and L indicate that the IAHCR is likely to deny our request for an extension and to render its (negative) judgment at the end of January or early February. By doing so without allowing us time to submit our argument on merits, they give us a basis on which to diminish the significance of the decision. The bottom line is whether the IAHCR renders its verdict sooner or later, we are going to lose; past handling of the case by the IAHCR makes it clear that they have already made up their minds.

CC: Records

(RECORDS)

Additional Header Information Follows

Date Created: 06-Jan-1994 10:47
Deletable Flag: Y
DOCNUM: 024946
VMS Filename: OA\$SHARE4:ZVALFMZ20.WPL
A1 Folder: JAN94
Message Format:
Message Status: READ
Date Modified: 06-Jan-1994 10:47
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

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E.O. 13526

White House Guidelines, September 11, 2006

By MM NARA, Date 3/25/16

101-1039-F

NATIONAL SECURITY COUNCIL

17-Jan-1994 15:23 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: Eric Schwartz's issues: Where Things Are

Memorandum

1/17/94

To: Samuel Berger
Fr: Eric Schwartz

Subject: My departure: where things stand on various issues

I'm taking leave tonight and will be back on the evening of the 31st. (It was either that or my marriage.)

Here is a status report on where things stand on various issues and who in our office will be handling them while I'm gone.

1. Asylum and Coercive Family Planning: We are awaiting a paper from State/Justice. Alan Kreczko will forward to Sandy a draft memo for the President that he and I have prepared. After Sandy receives it, he may want to call a meeting with Webb, Tim Wirth, George S. and others. Alan will communicate with your office on that.

2. Haiti: Refugee Processing and Migration Planning: I have drafted a memo to the President for your consideration. The memo is now circulating among NSC staff. Randy will handle that.

3. Justice Department Immigration Emergency Plan: My memo on that should be with Tony.

4. UN Human Rights Commission (begins at the end of the month): I've completed a memo to you which is now circulating among NSC staff.

5. Interamerican Commission on Human Rights (which meets later this month and will deal with difficult issues such as migrant interdiction): State is sending us a memo which Richard Feinberg will get to you. It will discuss our suggested approaches (legal and political) to issues at the Commission.

6. Comprehensive Plan of Action for Indochinese Refugees: At meetings last week in Washington, we received conflicting information on what the UNHCR was proposing on the issue of return of screened-out asylum-seekers. (What is at issue is the degree of compulsion that will be envisioned in the document to which we are being asked to agree.) State has asked me to hold off sending anything forward on this until we get clarification

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E.O. 13526

White House Guidelines, September 11, 2006

By *N1* NARA, Date *3/28/16**201-1031-F*

on this issue. The Geneva meeting is in mid-late February, so we have time.

7. Burma policy review: Action is with Sandy. Might we schedule a DC on this after I return?

8. Indonesia policy review: You should be getting a memorandum on this from Kent shortly. We have tried to craft a strategy that recognizes the importance of Indonesia but is sensitive to important human rights concerns and will withstand congressional scrutiny.

Distribution:

FOR: W. Anthony K. Lake	(LAKE)
FOR: Samuel R. Berger	(BERGER)
FOR: Mary C. Emery	(EMERY)
FOR: Wilma G. Hall	(HALL)
FOR: Kristen K. Cicio	(CICIO)
FOR: Katherine M. Veit	(VEIT)
FOR: James W. Reed	(REED)
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FOR: Kristie A. Kenney	(KENNEY)
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CC: Susan E. Rice	(RICE)
CC: Marcia G. Norman	(NORMAN)
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Additional Header Information Follows

Date Created: 17-Jan-1994 15:21
Deletable Flag: Y
DOCNUM: 025768
VMS Filename: OA\$SHARE16:ZVAWLZG21.WPL
A1 Folder: JAN94
Message Format:
Message Status: READ
Date Modified: 17-Jan-1994 15:21
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

29-Jan-1994 13:32 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Eric P. Schwartz

(SCHWARTZ)

FROM:

Randy R. Beers
(BEERS)

SUBJECT:

turnover

eric,

1. Lautenberg - awaiting action by sandy (see my e-mail to sandy, you and dick are info)
2. Immigration - see same e mail
3. Meeting in Miami on immigration - see invite
4. Human Rights memo - sent forward friday
5. Haiti migration contingencies - carlos has done a redraft.
6. Alan has been working ONE CHILD, memo has been sent interagency for formal views, also Helms has submitted DeConcini amendment again and Alan has sent a memo to President (we all said take no position and let it pass, as is likely).

CC: Records

(RECORDS)

CC: Richard A. Clarke

(CLARKER)

Additional Header Information Follows

Date Created: 29-Jan-1994 12:55

Deletable Flag: Y

DOCNUM: 026921

VMS Filename: OA\$SHARE27:ZVBIJCCRA.WPL

A1 Folder: JAN94

Message Format:

Message Status: READ

Date Modified: 29-Jan-1994 12:55

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

31-Jan-1994 11:04 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM: Lawrence G. Rossin
(ROSSIN)

SUBJECT: Haiti: No sign of Port Closure

NOTE FOR SANDY BERGER

FROM: LARRY ROSSIN

SUBJECT: Report of Haitian Port Closure to Migrants Not Borne Out

As soon as I flagged this report to State earlier this morning they called Amb. Swing. He said there is absolutely no/no sign of any such port closure. They will be alert but do not give this report much credence as of now.

NB: While it is appropriate for the reporting officer at Guantanamo who collected this info to report it (any rumor of port closure is important), this is about as weakly sourced and undetailed an intel report as I have ever seen.

Distribution:

FOR: Mary C. Emery	(EMERY)
FOR: Wilma G. Hall	(HALL)
FOR: Kristen K. Cicio	(CICIO)
FOR: Katherine M. Veit	(VEIT)
FOR: William H. Itoh	(ITOH)
FOR: Kristie A. Kenney	(KENNEY)
FOR: M. Brooke Darby	(DARBY)
FOR: Cathy Millison	(MILLISON)
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CC: Richard E. Feinberg	(FEINBERG)
CC: Carlos A. Burgos	(BURGOS)
CC: Richard A. Clarke	(CLARKER)
CC: Eric P. Schwartz	(SCHWARTZ)
CC: Susan E. Rice	(RICE)
CC: Barbro A. Owens-Kirkpatrick	(OWENS)
CC: George J. Tenet	(TENET)
CC: Donald K. Steinberg	(STEINBERG)
CC: Calvin A. Mitchell	(MITCHELL)
CC: James A. Carman	(CARMAN)

Additional Header Information Follows

Date Created: 31-Jan-1994 10:57
Deletable Flag: Y
DOCNUM: 026970
VMS Filename: OA\$SHARE30:ZVBKFTJIJ.WPL

DECLASSIFIED
E.O. 13526

White House Guidelines, September 11, 2006
By W NARA, Date 3/24/16

201-1039-F

A1 Folder: JAN94

Message Format:

Message Status: READ

Date Modified: 31-Jan-1994 10:57

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

09-Feb-1994 10:42 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Lawrence G. Rossin

(ROSSIN)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

For your review...please get back to me.

Haiti: Migration Issues

Q. What is your response to President Aristide's criticism of your policy on Haitian refugees.

A. Our current policy in this area is designed to avoid the humanitarian tragedy that would result from massive boat departures.

We believe it is necessary to save the lives of thousands of Haitians who might otherwise attempt to leave Haiti in unseaworthy vessels.

Moreover, we have instituted a range of procedures designed to provide safe opportunities for Haitians within Haiti, including returnees, to apply for refugee status.

Tens of thousands of Haitians have inquired about our in-country processing program and well over 10,000 have received refugee interviews from INS.

Q. Do you anticipate any review of policy in the migration area?

At this time, we do not anticipate any change in the practice of direct return.

CC: Records

(RECORDS)

Additional Header Information Follows

Date Created: 09-Feb-1994 10:42

Deletable Flag: Y

DOCNUM: 028135

VMS Filename: OA\$SHARE51:ZVBTFAMUM.WPL

A1 Folder: FEB94

Message Format:

Message Status: READ

Date Modified: 09-Feb-1994 10:42

Forward Flag: YES

Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

10-Feb-1994 17:13 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Lawrence G. Rossin
(ROSSIN)

SUBJECT: REVISED Draft Haiti guidance

NOTE FOR SANDY BERGER

FROM: LARRY ROSSIN

SUBJECT: REVISED Draft Press Guidance - Haiti

There follows revised draft Haiti press guidance, superseding that in my e-mail of 10 Feb 94 15:50 EDT. The changes are in the first and fifth ticks of the Sanctions element, updating to reflect that the Canadians have approved the draft Friends' UN resolution on additional sanctions. FM Ouellet agreed to retention of the assembly industry exemption as the price for retaining the provision on transit cargoes they sought. The draft now will be presented to the Latins (GRULAC) tomorrow morning, then to the full UNSC.

Haiti

POINTS

Efforts to Achieve a Political Solution

- The President is committed to the restoration of democracy and the return of President Aristide to Haiti. Our diplomatic efforts and those of the international community are working toward that end.

(Sanctions)

- The Four Friends (the U.S., Canada, France, Venezuela) have prepared a draft resolution imposing additional sanctions for discussion with members of the Security Council. We anticipate Security Council action sometime next week.
- Our sanctions have had a severe impact on Haiti's economy. The country has run out of fuel and economic activity is rapidly fading.
- To minimize the impact of our sanctions on the Haitian people, we are maintaining an active program of humanitarian assistance, providing food and basic medical care to hundreds of thousands of people.
- The sanctions are not an end in themselves, but a means to

an end: the peaceful restoration of democracy and return of President Aristide.

- (IF ASKED ONLY) The resolution the Friends have prepared includes new comprehensive trade sanctions modeled on the existing OAS embargo, globalized targeted sanctions against the military and its supporters and a ban on non-scheduled air traffic.
- (IF ASKED ONLY) Detailed consultations have been essential to ensure that these measures will be actively supported and implemented by all UN member states. Such consultations take time but without worldwide backing the new sanctions' effectiveness would be diminished.

(Political Negotiations)

- Our existing sanctions and the looming new measures have intensified pressure within Haiti for a solution which will restore democracy and enable President Aristide's return. The Haitian military is feeling that pressure.
- This evolution is precisely what sanctions have aimed to spark. It is manifested in the current talks between President Aristide and a delegation of Haitian politicians.
- We are counseling President Aristide to name a Prime Minister who will form a broad-based coalition government dedicated to the restoration of democracy and his return.
 - o (IF ASKED ONLY) We do not ask President Aristide to agree to any political role for the military in the new government.
- We believe it is essential that President Aristide seize the opportunity the sanctions are creating. Only the Haitian parties can take key steps required to end this crisis peacefully through a political settlement.
- As we urge President Aristide to work with democratic elements within Haiti, we repeat our demand that the Haitian military comply with its Governor's Island commitments.
- The military bears full responsibility for the sanctions as well as its unabated abuses against the Haitian people.
- There can be no end to sanctions and no solution to Haiti's problems, including the migrant problem, until the Haitian military subordinates itself to elected civilian authority and carries out its constitutional responsibilities.

Migration Issues

- We anticipate no change in the practice of direct return accompanied by in-country refugee processing.
- Our current policy of direct return of migrants is designed to save the lives of thousands of Haitians who would be imperiled if they left Haiti in unseaworthy vessels.

- We have procedures to give Haitians within Haiti, including returnees, safe opportunities to apply for refugee status.
 - o Tens of thousands of Haitians have inquired about our in-country processing program since it began in 1992. The program at the three processing centers was recently augmented due to a rise in applicants.
 - o Cases involving over 12,000 people have been adjudicated by the INS. Over 2,200 people have been granted refugee status; some 1,900 are now in the U.S.
- (IF ASKED ONLY) We regret President Aristide's statement criticizing our policy on Haitian migrants. It disservices those Haitians who might thereby be tempted to undertake the dangerous sea voyage.
 - o We do not intend to let disagreement over migrant policy interfere with continuing efforts to work with President Aristide to achieve our shared political objectives in Haiti.

Distribution:

FOR: Mary C. Emery	(EMERY)
FOR: Wilma G. Hall	(HALL)
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Additional Header Information Follows

Date Created: 10-Feb-1994 17:12
Deletable Flag: Y
DOCNUM: 028407
VMS Filename: OA\$SHARE52:ZVBUOM0MS.WPL
A1 Folder: FEB94
Message Format:
Message Status: READ
Date Modified: 10-Feb-1994 17:12

Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

28-Feb-1994 12:21 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: Monday Meeting on Humanitarian Issues

Monday Humanitarian Meeting

1. SUDAN

AID/FHA will provide us with information on UN appeal and on the question of "where are the refugees."

2. Bosnia

Tuzla airport cable redraft being put together by State.

Suspension of relief convoys/airlift -- 24 hours. Will then reassess.

AID/OFDA coming up with a proposal for contributions to reconstruction of Sarajevo in response to expected Major inquiry. AID said that 1) we don't have much money and 2) it should be multilateral, involving EU.

3. Eliason's successor

Peter Hanson. Not bad, we could have done a lot worse.

4. China Asylum -- Administration Position

I told the group it's on the way.

5. TPS for Guatemalans

Conference call with Justice/State today or tomorrow.

6. Comprehensive Plan of Action for Indochinese Refugees

NGOs will provide State with proposals for dealing with compelling cases; State and Justice will then consult on appropriate procedures.

7. Haiti

The authorities have told us no access to detained migrants on return. State/RP will talk to ARA about an appropriate approach. We will discuss just how much the situation upon return has changed.

Conference call at 2 pm regarding latest interdiction.

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By M NARA, Date 3/16/16

201-1039-F

Distribution:

FOR: Morton H. Halperin	(HALPERIN)
FOR: Richard A. Clarke	(CLARKER)
FOR: Richard L. Canas	(CANAS)
FOR: Wanda D. Lindsey	(LINDSEY)
FOR: Rand R. Beers	(BEERS)
FOR: Eric P. Schwartz	(SCHWARTZ)
FOR: Ernest J. Wilson III	(WILSON)
FOR: Susan E. Rice	(RICE)
FOR: Marcia G. Norman	(NORMAN)
FOR: O. Ruth Stalcup	(STALCUP)
FOR: Sean J. Darragh	(DARRAGH)
CC: Records	(RECORDS)

Additional Header Information Follows

Date Created: 28-Feb-1994 12:21
Deletable Flag: Y
DOCNUM: 030217
VMS Filename: OA\$SHARE54:ZVCMHNT3Y.WPL
A1 Folder: FEB94
Message Format:
Message Status: READ
Date Modified: 28-Feb-1994 12:21
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

23-Mar-1994 09:06 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Lawrence G. Rossin
(ROSSIN)

SUBJECT: Haiti guidance FYI re NYT Ad

Eric, here is the latest press guidance on Haiti which includes a brief section on migrants. I did this in response to the CBC letter of 3/18 which is briefly reported at the bottom of page A11 of the NYTimes today, opposite the nearly full-page ad on migrant policy now at issue. I see no need to amend the political aspects of this guidance to respond to the ad, but there may be new migrant angles you'll want to address. Let me know if you need anything further from me.

Larry

cc: Don Steinberg
Calvin Mitchell

Haiti

Q: The Congressional Black Caucus has criticized Administration Haiti policy and called for tough new sanctions and an end to direct return of migrants. Reactions?

A:

FUNDAMENTAL SUPPORT FOR DEMOCRACY/ARISTIDE RETURN

This Administration has unwaveringly supported the restoration of democracy and return of President Aristide to Haiti within the Governor's Island framework.

The usurpation of power by Haiti's military leadership and the abuses it continues to commit against the Haitian people must end. These are fundamental objectives of our policy.

Our determination to see this through is manifest in the tough sanctions we have maintained on Haiti in spite of the hardships they are causing for the Haitian people, in the humanitarian aid we are providing to the most vulnerable Haitians and in our unrelenting efforts to help the Haitian parties themselves develop a peaceful political solution to their country's crisis.

SANCTIONS

We have been in continuing close contact with the Black Caucus and other interested members of Congress to exchange views on strategies to resolve the crisis. We value congressional ideas and indeed have imposed some of the sanctions the CBC has mentioned.

We are prepared to impose tighter sanctions in the context of active political efforts among all the Haitian parties. The UN has before it a new sanctions resolution in that vein sponsored by the U.S., Canada, France and Venezuela.

We are also undertaking active measures to enhance the integrity of the existing sanctions and to stop leakage from whatever source.

NEED FOR A POLITICAL PROCESS TO RESOLVE CRISIS

However, while sanctions are an essential component of our Haiti strategy, they alone can never restore democracy and bring about President Aristide's return to Haiti. There must be a complementary political process.

The pressure of sanctions has produced political movement to resolve the Haitian crisis. We believe the plan proposed by democratically-elected Haitian parliamentarians can lead to achievement of the objectives we and the Black Caucus share -- provided all the Haitian parties including President Aristide actively led their support.

- o The plan aims to achieve key Governor's Island objectives including the retirement of General Cedras, installation of a Prime Minister and enactment of key legislation needed to complete the process.
- o The group which prepared it, representing a range of Haitian parties both pro- and anti-Aristide, was not "selected" by the United States. The organization which hosted their visit has been funded by USAID for some time to bring members of parliament, private sector representatives and others to the U.S. in support of political dialogue.
- o The parliamentary plan has been endorsed by business, labor, religious and political groups in Haiti as well as the lower house of the parliament, again both pro- and anti-Aristide elements. We are urging Haiti's Senate to consider the plan at the earliest opportunity.

We will continue to urge all the Haitian parties to take the steps they must -- and only they can -- to end their country's crisis.

DIRECT RETURN OF MIGRANTS

We anticipate no change in the practice of direct return accompanied by in-country processing.

Our current policy of direct return of migrants is designed to save the lives of thousands of Haitians who would be imperilled if they left Haiti in unseaworthy vessels.

We have procedures to give Haitians within Haiti, including returnees, safe opportunities to apply for refugee status.

- o Tens of thousands of Haitians have inquired about our in-country processing program since it began in 1992. Staff at the three in-country centers was recently augmented due to a rise in applicants.
- o Cases involving over 12,000 people have been adjudicated by the INS. Over 2,200 people have been granted refugee status; some 1,900 are now in the U.S.

ALLEGATIONS THAT THE U.S. ABETTED THE 1991 COUP

Q: President Aristide has accused the United States of complicity in the 1991 coup which overthrew him. Some members of Congress have echoed that allegation. Any comment?

A: Such charges have been made in the past. They are unfounded and unworthy of those who have made them.

We actively supported the elections which brought President Aristide to power and enjoyed cooperative relations with him and his government. Significant economic assistance manifested our support for Haiti's new democracy.

The U.S. Government had no advance knowledge of the coup and sought to discourage it once it began. The U.S. Ambassador in Haiti took extraordinary measures to ensure that no harm befell President Aristide at the hands of the coup perpetrators, at some risk to his own personal safety, and was instrumental in President Aristide's safe departure from the country.

Our rapid implementation of sanctions in 1991, first unilaterally and then in execution of the OAS embargo, as well as the strong support we have given for efforts to reverse the coup ever since, are indicative of our consistent and complete opposition to this illegal assault on democracy.

Distribution:

FOR: Eric P. Schwartz (SCHWARTZ)
CC: Records (RECORDS)
CC: Richard E. Feinberg (FEINBERG)
CC: Natalie S. Wozniak (WOZNIAK)
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CC: Calvin A. Mitchell (MITCHELLC)
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Additional Header Information Follows

Date Created: 23-Mar-1994 09:05
Deletable Flag: Y
DOCNUM: 033075
VMS Filename: OA\$SHARE49:ZVDJD07SN.WPL
A1 Folder: MAR94
Message Format:
Message Status: READ
Date Modified: 23-Mar-1994 09:05
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

23-Mar-1994 13:44 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: HAITI GUIDANCE: REVISED

CAL:

THIS IS A SLIGHTLY MODIFIED VERSION OF WHAT I JUST SENT YOU. THE
THIRD BULLET IS CHANGED TO MAKE IT MORE PRECISE.

ERIC

Haiti

DIRECT RETURN OF MIGRANTS

Q: Some 100 prominent individuals signed a New York Times
advertisement this morning alleging that U.S. policies toward
Haitians are driven by considerations of race. Any comment?

We reject this contention.

During the last 12 years almost 200,000 Haitians have
been granted legal permanent residence in the United
States.

In terms of the number of immigrants admitted to the
U.S. as a percentage of their native country's
population, Haiti ranks among the top in the world.

Our main goals in Haiti are the restoration of
democracy, the saving of human lives and the
establishment of a system for fair treatment of genuine
refugees.

While we are pursuing these actions, we believe we have
no alternative but to discourage Haitians from taking
the risk of departing Haiti in unseaworthy vessels.

Our current policy of direct return of migrants is
designed to save the lives of thousands of Haitians who
would be imperilled if they left Haiti in unseaworthy
vessels.

We would be prepared to end direct return only when we
were confident that doing so would not contribute to a
humanitarian tragedy.

We have procedures to give Haitians within Haiti,
including returnees, safe opportunities to apply for

refugee status.

Moreover, we can and do expedite processing of qualified Haitian applicants so that high priority cases can be brought quickly to the United States.

- o Tens of thousands of Haitians have inquired about our in-country processing program since it began in 1992. Staff at the three in-country centers was recently augmented due to a rise in applicants.
- o Cases involving over 12,000 people have been adjudicated by the INS. Over 2,200 people have been granted refugee status; some 1,900 are now in the U.S.

[If asked about comparisons between treatment of Cubans, who are brought directly to the United States if rescued at sea, and treatment of Haitians:]

Cubans and Haitians are in different situations and are treated differently.

There is a statutory penalty of up to three years imprisonment for leaving Cuba without permission, whereas there is no policy of such punishment in Haiti for returning Haitians.

CBC CRITICISM OF POLICY ON HAITI

Q: The Congressional Black Caucus has criticized Administration Haiti policy and called for tough new sanctions and an end to direct return of migrants. Reactions?

A:

FUNDAMENTAL SUPPORT FOR DEMOCRACY/ARISTIDE RETURN

This Administration has unwaveringly supported the restoration of democracy and return of President Aristide to Haiti within the Governor's Island framework.

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NEED FOR A POLITICAL PROCESS TO RESOLVE CRISIS

However, while sanctions are an essential component of our Haiti strategy, they alone can never restore democracy and bring about President Aristide's return to Haiti. There must be a complementary political process.

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- o The plan aims to achieve key Governor's Island objectives including the retirement of General Cedras, installation of a Prime Minister and enactment of key legislation needed to complete the process.
- o The group which prepared it, representing a range of Haitian parties both pro- and anti-Aristide, was not "selected" by the United States. The organization which hosted their visit has been funded by USAID for some time to bring members of parliament, private sector representatives and others to the U.S. in support of political dialogue.
- o The parliamentary plan has been endorsed by business, labor, religious and political groups in Haiti as well as the lower house of the parliament, again both pro- and anti-Aristide elements. We are urging Haiti's Senate to consider the plan at the earliest opportunity.

We will continue to urge all the Haitian parties to take the steps they must -- and only they can -- to end their country's crisis.

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Distribution:

FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Natalie S. Wozniak	(WOZNIAK)
FOR: Donald K. Steinberg	(STEINBERG)
FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Tara D. Sonenshine	(SONENSHINE)
CC: Records	(RECORDS)

Additional Header Information Follows

Date Created: 23-Mar-1994 13:44
Deletable Flag: Y
DOCNUM: 033142
VMS Filename: OA\$SHARE45:ZVDJMLXI.WPL
A1 Folder: MAR94
Message Format:
Message Status: READ
Date Modified: 23-Mar-1994 13:44
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

28-Mar-1994 20:06 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Eric P. Schwartz

(SCHWARTZ)

FROM:

Barbro A. Owens-Kirkpatrick
(OWENS)

SUBJECT:

#1845 letter from Graham on Cuba

Eric: I recall passing this to you for action since it's clearly on refugees. Do you have the package? I'm just trying to track this since it still appears on the books as my overdue and even though I don't mind taking the heat, I want to make sure you actually have the folder and consider it yours. Cheers. barbro

CC: Records

(RECORDS)

CC: Christina L. Funches

(FUNCHES)

Additional Header Information Follows

Date Created: 28-Mar-1994 20:03

Deletable Flag: Y

DOCNUM: 033813

VMS Filename: OA\$SHARE50:ZVDOSQN40.WPL

A1 Folder: MAR94

Message Format:

Message Status: READ

Date Modified: 28-Mar-1994 20:03

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	From Rossin re: POTUS Haiti Questions (3 pages)	03/31/1994	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F
rs1846

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]

NATIONAL SECURITY COUNCIL

06-Apr-1994 12:11 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: HAITI: REVISED GUIDANCE PER SANDY'S COMMENTS

Sandy:

Revised guidance per your comments. (I don't yet have answers to all your questions.)

In particular, we do not yet have an answer about the legality of direct return in the absence of an interdiction agreement. On the other hand, any question about what we would do is hypothetical, as termination does not take place for six months. Using this fact, I think I have gone about as far as I can go to accommodate what I think you want in an answer.

To Press office: After I hear from Sandy, I will contact you with any final changes he suggests.

Haiti

Q: Has the White House received a letter from President Aristide formally renouncing the migrant interdiction agreement?

A: A letter from President Aristide to President Clinton was received at the White House on Monday.

We are reviewing the letter and are not prepared to comment on it.

Q: Does the letter notify the Administration that the migrant agreement is being renounced by the Haitian Government?

The letter discusses several complex issues relating to Haitian refugees which are being reviewed.

We are not prepared to comment on it.

Q: If the agreement is terminated, will the Administration stop returning Haitians directly to Haiti?

This is a hypothetical question about which I am not prepared to comment.

Under any circumstances, however, this Administration will take necessary and

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By MI NARA, Date 3/26/16

2011-1039-F

appropriate actions on the high seas to protect human life and deter massive boat departures in unseaworthy vessels.

[GENERAL POINTS TO MAKE ON MIGRANT POLICY AND HUMAN RIGHTS]

We believe our current migration policy toward Haiti serves an overriding humanitarian interest in saving human lives. At the same time, we have acted as best we can to establish a system for fair treatment of genuine refugees.

We have no alternative but to discourage Haitians from taking the risk of departing Haiti in unseaworthy vessels.

Our current policy of direct return of migrants is designed to save the lives of thousands of Haitians who would be imperilled if they left Haiti by boat.

We would be prepared to end direct return only

when we were confident that doing so would not spark a humanitarian tragedy.

We have procedures to give Haitians within Haiti, including returnees, safe opportunities to apply for refugee status.

- o Some 55,000 Haitians have inquired about our in-country processing program since it began in 1992. These are 55,000 people who might have otherwise considered departing in unseaworthy vessels.
- o We opened two additional Refugee Processing Centers last year, and staff at all three of our in-country centers was recently augmented.
- o Cases involving over 12,000 people have been adjudicated by the INS. Over 2,500 people have been granted refugee status.
- o We provide questionnaires to applicants prior to disembarkation from Coast Guard cutters; these are reviewed by U.S. officials who can identify high priority cases for prompt processing.

[HUMAN RIGHTS]

We are deeply troubled by the recent increase in violence against innocent Haitian citizens.

We abhor and denounce the brutality of human rights abuses which the military commits and

allows to occur.

Conscious of potential for human rights abuses linked to migrant return, our Embassy monitors returned migrants at the time of return and in follow-up visits to ensure that they are not harassed or abused.

[IF ASKED:]

Our Embassy monitors especially closely the cases of those detained upon return.

Nearly all such individuals have been released within seventy-two hours.

Distribution:

FOR: Samuel R. Berger	(BERGER)
FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Natalie S. Wozniak	(WOZNIAK)
FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Tara D. Sonenshine	(SONENSHINE)
FOR: Thomas B. Ross	(ROSS)
CC: Records	(RECORDS)
CC: Lawrence G. Rossin	(ROSSIN)

Additional Header Information Follows

Date Created: 06-Apr-1994 12:10
Deletable Flag: Y
DOCNUM: 035041
VMS Filename: OA\$SHARE4:ZVDXHFFRJ.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 06-Apr-1994 12:10
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

06-Apr-1994 14:25 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: HAITI: BERGER-CLEARED PRESS GUIDANCE-READY TO GO

Haiti

Q: Has the White House received a letter from President Aristide formally renouncing the migrant interdiction agreement?

A: A letter from President Aristide to President Clinton was received at the White House on Monday.

We are reviewing the letter and are not prepared to comment on it.

Q: Does the letter notify the Administration that the migrant agreement is being renounced by the Haitian Government?

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We are not prepared to comment on it.

Q: If the agreement is terminated, will the Administration stop returning Haitians directly to Haiti?

The policy of direct return is unchanged.

This Administration will continue to take necessary and appropriate actions on the high seas to protect human life and deter massive boat departures in unseaworthy vessels.

[GENERAL POINTS TO MAKE ON MIGRANT POLICY AND HUMAN RIGHTS]

We believe our current migration policy toward Haiti serves an overriding humanitarian interest in saving human lives. At the same time, we have acted as best we can to establish a system for fair treatment of genuine refugees.

We have no alternative but to discourage Haitians from taking the risk of departing Haiti in unseaworthy vessels.

Our current policy of direct return of migrants is designed to save the lives of thousands of Haitians who would be imperilled if they left Haiti by boat.

The problem of boat departures can only be fully solved by first resolving the underlying need for a return to democracy in Haiti, which we will continue to press for.

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- o We provide questionnaires to applicants prior to disembarkation from Coast Guard cutters; these are reviewed by U.S. officials who can identify high priority cases for prompt processing.

[HUMAN RIGHTS]

We are deeply troubled by the recent increase in violence against innocent Haitian citizens.

We abhor and denounce the brutality of human rights abuses which the military commits and allows to occur.

Conscious of potential for human rights abuses linked to migrant return, our Embassy monitors returned migrants at the time of return and in follow-up visits to ensure that they are not harassed or abused.

[IF ASKED:]

Our Embassy monitors especially closely the cases of those detained upon return.

Nearly all such individuals have been released within seventy-two hours.

Distribution:

FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Natalie S. Wozniak	(WOZNIAK)
FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Tara D. Sonenshine	(SONENSHINE)
FOR: Thomas B. Ross	(ROSS)
CC: Records	(RECORDS)
CC: Lawrence G. Rossin	(ROSSIN)
CC: M. Brooke Darby	(DARBY)

CC: Nancy Soderberg (SODERBERG)
CC: Morton H. Halperin (HALPERIN)

Additional Header Information Follows

Date Created: 06-Apr-1994 14:24
Deletable Flag: Y
DOCNUM: 035080
VMS Filename: OA\$SHARE39:ZVDXKMCCD.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 06-Apr-1994 14:24
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

06-Apr-1994 15:49 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM: Lawrence G. Rossin
(ROSSIN)

SUBJECT: Cubans interdicted, repat to bahamas

USCG yesterday stopped a boat 14 miles off Bimini carrying 19 Cuban migrants. The boat was determined through strong circumstantial evidence to have sailed from the Bahamas, not Cuba. USCG convened a PD-27 conference call (in which I participated) and all agreed with USCG's proposal that the Bahamas Govt be contacted and asked to take the Cubans back. Surprisingly, the GCOB agreed to do so, and the USCG took them to Nassau.

This is the first such repatriation of Cubans that anyone can remember. There may be fallout from the Cuban-Americans in Florida, where the boat was bound and where some of the migrants have family. State is stressing that the migrants were undocumented and that they and their families have to bring them to the U.S. by legal means if they can qualify. (There are already some similar Cubans in a rather plush GCOB facility who are not being allowed into the U.S. and about whom the GCOB is taking Cuban-American flak. The GCOB is torn; it doesn't want to pay their upkeep, we won't take them and the GCOB is really afraid of C-A flak if it sends them back to Cuba, about which it is ambivalent on the merits.)

Distribution:

FOR: Eric P. Schwartz	(SCHWARTZ)
FOR: Barbro A. Owens-Kirkpatrick	(OWENS)
FOR: Richard E. Feinberg	(FEINBERG)
CC: Records	(RECORDS)
CC: Calvin A. Mitchell	(MITCHELLC)
CC: George M. Andricos	(ANDRICOS)

Additional Header Information Follows

Date Created: 06-Apr-1994 15:16
Deletable Flag: Y
DOCNUM: 035107
VMS Filename: OA\$SHARE14:ZVDXMMMD9S.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 06-Apr-1994 15:16
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By *AM* NARA, Date *3/29/16*
101-1059-F

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

07-Apr-1994 10:54 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM: Lawrence G. Rossin
(ROSSIN)

SUBJECT: mtg on Haiti migrants

Are you planning on convening a mtg this week on handling the Haitian migrant issue in the wake of Aristide's letter? (we heard from State that NSC was going to hold a mtg.) If so, pls invite both Richard Feinberg and me. Thanks.

Distribution:

FOR: Eric P. Schwartz	(SCHWARTZ)
CC: Records	(RECORDS)
CC: Records	(RECORDS)
CC: Richard E. Feinberg	(FEINBERG)
CC: Vicki M. Clark	(CLARKV)
CC: Marcia G. Norman	(NORMAN)

Additional Header Information Follows

Date Created: 07-Apr-1994 10:52
Deletable Flag: Y
DOCNUM: 035219
VMS Filename: OA\$SHARE13:ZVDYFLJ9H.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 07-Apr-1994 10:53
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By MS NARA, Date 3/28/16

101-1031-F

NATIONAL SECURITY COUNCIL

08-Apr-1994 11:31 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: PRESS GUIDANCE ON HAITI TO DISTRIBUTE

CAL:

I JUST DID A TELECONFERENCE ON HAITI ISSUES WITH STATE, JUSTICE, DEFENSE, JCS, COAST GUARD. I WENT OVER THE ATTACHED GUIDANCE. THEY ALL ASKED ME TO ENSURE THAT YOU HAVE SENT THIS GUIDANCE TO EACH OF THEIR AGENCIES' PRESS OFFICES.

MAY I ASK YOU TO DO THAT?

Haiti

Q: Has the White House received a letter from President Aristide formally renouncing the migrant interdiction agreement?

A: A letter from President Aristide to President Clinton was received at the White House on Monday.

We are reviewing the letter and are not prepared to comment on it.

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The letter discusses several complex issues relating to Haitian refugees which are being reviewed.

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The policy of direct return is unchanged.

This Administration will continue to take necessary and appropriate actions on the high seas to protect human life and deter massive boat departures in unseaworthy vessels.

[GENERAL POINTS TO MAKE ON MIGRANT POLICY AND HUMAN RIGHTS]

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[IF ASKED:]

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FOR: Natalie S. Wozniak	(WOZNIAK)
FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Tara D. Sonenshine	(SONENSHINE)
FOR: Thomas B. Ross	(ROSS)
CC: Records	(RECORDS)
CC: Lawrence G. Rossin	(ROSSIN)

Additional Header Information Follows

Date Created: 08-Apr-1994 11:30
Deletable Flag: Y
DOCNUM: 035437
VMS Filename: OA\$SHARE37:ZVDZGGJDK.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 08-Apr-1994 11:30
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

08-Apr-1994 12:33 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Richard E. Feinberg

(FEINBERG)

FROM:

Lawrence G. Rossin
(ROSSIN)

SUBJECT:

Haiti migrants mtg Monday 4/11

Eric Schwartz will host an interagency mtg on Haitian migrants
Monday 3:15 - 4:30 in Room 208. I plan to attend. You are also
invited.

CC: Records

(RECORDS)

CC: Vicki M. Clark

(CLARKV)

CC: Veronica B. Turner

(TURNERV)

CC: Eric P. Schwartz

(SCHWARTZ)

Additional Header Information Follows

Date Created: 08-Apr-1994 12:31

Deletable Flag: Y

DOCNUM: 035456

VMS Filename: OA\$SHARE18:ZVDZHXPA3.WPL

A1 Folder: APR94

Message Format:

Message Status: READ

Date Modified: 08-Apr-1994 12:31

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By MS NARA, Date 3/24/16

1011-1034-F

NATIONAL SECURITY COUNCIL

10-Apr-1994 11:20 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Alan J. Kreczko

(KRECZKO)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

MEETING ON MONDAY ON HAITI

Alan:

We had a conference call on Friday regarding Monday's meeting. Here is what happened.

I first briefed agencies on the Aristide letter and provided our guidance to them, which is attached FYI. Notice that we are not discussing the text of the letter.

I also told them that we (you and I) would discuss when and in what manner to provide agencies with the Aristide letter. However, I learned later on Friday that our Ex Sec has provided it to State, so I expect that there won't be a problem with our providing it to other agencies at this point. We should check with Nancy on that.

On renunciation of the migrant interdiction agreement, I said we would ask State what their initial thoughts are about our legal authority to directly return after six months in light of the Aristide letter, what additional questions need to be answered, and who (which agency) needs to answer them. I said that we would decide on Monday about whether we need a written product but that I expect that the work would largely be pulled together by State. State said they would need help from Coast Guard and Justice on issues relating to domestic authority to return.

On direct return from internal Cuban and Cuban territorial waters, I asked Coast Guard to be prepared to brief on our practices in this respect prior to and after the Kennebunkport EO; I asked State to report on whether we ever actually joined the policy issue in these areas or whether we have just proceeded on the basis of assumptions regarding policy; and I asked all agencies to report on what they believe our posture should be in these areas (which means we will have policy people at the Monday meeting as well as lawyers). State again said that they would need the domestic agencies to discuss their own legal authorities.

Would you call me on Monday on the following issues: sharing the Aristide letter with agencies, whether we should seek a written product, at what point we should inform Sandy, litigation, and anything else we can think of.

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By W NARA, Date 3/23/16

101-10347

Haiti

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[IF ASKED:]

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CC: Records

(RECORDS)

Additional Header Information Follows

Date Created: 10-Apr-1994 11:19
Deletable Flag: Y
DOCNUM: 035583
VMS Filename: OA\$SHARE13:ZVEBG794P.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 10-Apr-1994 11:19
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

11-Apr-1994 17:14 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Kristie A. Kenney

(KENNEY)

FROM:

Lawrence G. Rossin
(ROSSIN)

SUBJECT:

Aristide letter(s)

Depends on which letter you are referring to.

If it is the Aristide letter to POTUS on migrants (#2666), I defer to Eric Schwartz who has action on this issue.

If it is the Aristide letter to Lake on the proposal presented by the VP (#2499), then it needs no reply at all. I have returned it to NSC/S with "NFAR" noted. Followup to that letter is occurring in other ways.

Always a complication when it comes to Haiti!

Larry

CC: Eric P. Schwartz

(SCHWARTZ)

CC: Records

(RECORDS)

CC: Richard E. Feinberg

(FEINBERG)

Additional Header Information Follows

Date Created: 11-Apr-1994 17:11

Deletable Flag: Y

DOCNUM: 035736

VMS Filename: OA\$SHARE5:ZVECOMX3Q.WPL

A1 Folder: APR94

Message Format:

Message Status: READ

Date Modified: 11-Apr-1994 17:11

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

11-Apr-1994 17:00 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Lawrence G. Rossin

(ROSSIN)

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By Mr NARA, Date 3/28/16

201-1032-F

FROM: Kristie A. Kenney
(KENNEY)

SUBJECT: Aristide letter

CC: Records (RECORDS)

Larry:

My counterparts with State want to know if we want to task State to do a presidential answer to the latest Aristide letter. I wanted to check with you before I responded since I thought you might already be handling..

Your advice/thoughts?

Kristie

NATIONAL SECURITY COUNCIL

12-Apr-1994 10:50 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Eric P. Schwartz
(SCHWARTZ)

SUBJECT: Nixing a Cuba Program

We are not nixing anything.

Some in the Cuban-American community want us to change a migration program so that the Cubans will be given additional benefits, beyond the extra benefits they already receive.

I have no passionate feelings on this, but I am not prepared to clear this until I obtain agency views, as this change could have important policy implications and agencies have a right to express their views before decisions like this are made. For your information, my DPC counterpart strongly opposes the Cuban proposal, which the African-American community will certainly criticize and compare unfavorably to our treatment of Haitians.

I have told the Political people that I will know agency views by Wednesday. Joe Valasquez seemed satisfied with this. I will then circulate a memo on this issue.

Briefly, the issue is as follows: Cubans who leave Cuba by boat and end up in third countries can now come to the U.S. via a special program funded by the Cuban community. In order to discourage dangerous boat departures in unseaworthy vessels, the program has had "cut-off" dates -- that is, dates after which Cubans leaving Cuba by boat for third countries would not be able to access this benefit. Such Cubans would not be returned to Cuba, but would have to come into the U.S. from third countries through regular immigration means.

The Cuban American community wants us to push back the current cut-off date from 1992 to 1994. There are several possible problems with doing this, not the least of which is that we may be sending a signal to Cubans that boat departure to third countries will forever be an appropriate means of leaving Cuba. In view of the fact that boat departures have doubled since last year, I think it would not be responsible to approve this change without hearing from the agencies.

Distribution:

FOR: M. Brooke Darby	(DARBY)
FOR: Nancy Soderberg	(SODERBERG)
CC: Records	(RECORDS)
CC: Barbro A. Owens-Kirkpatrick	(OWENS)
CC: Lawrence G. Rossin	(ROSSIN)
CC: Richard E. Feinberg	(FEINBERG)
CC: Richard A. Clarke	(CLARKER)
CC: Richard L. Canas	(CANAS)

CC: Wanda D. Lindsey (LINDSEY)
CC: Rand R. Beers (BEERS)
CC: Eric P. Schwartz (SCHWARTZ)
CC: Ernest J. Wilson III (WILSON)
CC: Susan E. Rice (RICE)
CC: Marcia G. Norman (NORMAN)
CC: O. Ruth Stalcup (STALCUP)
CC: Sean J. Darragh (DARRAGH)

Additional Header Information Follows

Date Created: 12-Apr-1994 10:34
Deletable Flag: Y
DOCNUM: 035844
VMS Filename: OA\$SHARE5:ZVEDFHS7H.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 12-Apr-1994 10:50
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

12-Apr-1994 09:06 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Eric P. Schwartz (SCHWARTZ)

FROM: M. Brooke Darby
(DARBY)

SUBJECT: note from nancy

CC: Non Records (NONRECORD)
CC: Marcia G. Norman (NORMAN)

NOTE FROM NANCY:

The Political folks are calling to complain that we are nixing long-standing program of helping Cubans from third world countries settle here. Please call me asap on this.

NATIONAL SECURITY COUNCIL

12-Apr-1994 12:29 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM: Lawrence G. Rossin
(ROSSIN)

SUBJECT: Haiti: POTUS Interview Points

HAITI

Background

Efforts to promote a political process to restore democracy and return President Aristide to Haiti have been stalemated by continuing military intransigence and Aristide's rejection of our most recent proposal. He felt it did not offer sufficient guarantees. We are reviewing our strategy and engaging in serious dialogue with Aristide. As we work on future strategy issues we are working to strengthen enforcement of existing sanctions, especially to bring about joint UN/Dominican Republic monitoring of the Dominican border with Haiti.

Human rights violations have worsened in recent weeks. We have publicly denounced them. The abuses and the lack of progress on a political settlement are increasing Congressional pressure on our migrant policy, including among moderates. The Black Caucus and other African-American activists are launching a campaign to force an end to the "racist" direct return policy. They also seek total sanctions, following a strategy similar to that which resulted in the South Africa sanctions in 1986. Aristide's notification of intent to abrogate the migrant return agreement after six months has fueled this pressure and TransAfrica President Randall Robinson announced a hunger strike on Tuesday.

Points

- I remain actively committed to the restoration of democracy and return of President Aristide to Haiti and deeply troubled by the recent increase in violence there against Haitian citizens.
- We are exerting strong pressure on the Haitian military by enforcing the most stringent sanctions ever in this hemisphere. We are taking several steps, including in cooperation with the neighboring Dominican Republic, to ensure the maximum effectiveness of the existing sanctions.
- The impact of the sanctions has created widening agreement in Haiti that the military must relinquish political power.
- A political process involving all legitimate Haitian actors is needed to transform that positive evolution into a peaceful restoration of democracy and to create conditions

for Aristide's safe return.

-- We are currently reviewing our strategy options for achieving those fundamental objectives and we are engaged in a serious, on-going dialogue with President Aristide.

- o [If pressed:] I do not find it useful to rule any option in or out or to highlight any particular option including increased sanctions.

- o [If pressed:] We have had differences with Aristide -- over strategy, not objectives. We have suggested approaches to meet his legitimate concerns. We continue to seek a common strategy with him.

- o [If pressed:] We have never asked Aristide to share political power with the Haitian military or its thuggish allies. The military must subordinate itself to civilian authority as Haiti's constitution and their Governor's Island commitments require.

-- I am concerned that the Haitian humanitarian situation is deteriorating and that human rights abuses are increasing. Those abuses must end; the Haitian military must respect internationally recognized human rights.

-- The human rights and humanitarian deterioration, like the problem of boat departures, can be effectively addressed only by achieving the return to democracy in Haiti, for which I will continue to work.

-- The policy of direct return of Haitian migrants is continuing because it serves the overriding purpose of saving human lives. If there is a boat exodus from Haiti thousands will die.

- o [If pressed:] We have received President Aristide's recent letter on migrant-related issues. We are reviewing it and are not prepared to comment on its content or speculate on its implications.

- o Conscious of the potential for abuses linked to migrant returns, our Embassy monitors the status of returned migrants closely.

- o We have procedures to give Haitians within Haiti, including returnees, safe opportunities to apply for refugee status. (NOTE: Our in-country program seeks out and expedites high-risk cases. INS has adjudicated cases of over 12,000 people since 1992. Over 2,500 have been granted refugee status.)

Q: What is your reaction to Randall Robinson's hunger strike against your migrant policy and for tougher sanctions?

-- I respect the depth of Randall's commitment. We share common objectives for Haiti even if we disagree on some aspects of how to handle the problem. There are no easy answers, especially to the migrant situation. I have no

choice but to continue direct return of migrants to avert a humanitarian catastrophe. We are looking at our overall Haiti strategy in order to revitalize the effort to restore democracy and facilitate President Aristide's return. We can then work with him to ameliorate the underlying conditions which lead Haitians to take such risks to try to leave their country.

Distribution:

FOR: Natalie S. Wozniak	(WOZNIAK)
FOR: Calvin A. Mitchell	(MITCHELLC)
FOR: Tara D. Sonenshine	(SONENSHINE)
FOR: Thomas B. Ross	(ROSS)
CC: Records	(RECORDS)
CC: Richard E. Feinberg	(FEINBERG)
CC: Eric P. Schwartz	(SCHWARTZ)
CC: Morton H. Halperin	(HALPERIN)

Additional Header Information Follows

Date Created: 12-Apr-1994 12:24
Deletable Flag: Y
DOCNUM: 035872
VMS Filename: OA\$SHARE12:ZVEDHUO8C.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 12-Apr-1994 12:24
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

12-Apr-1994 12:32 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Eric P. Schwartz

(SCHWARTZ)

FROM:

Lawrence G. Rossin
(ROSSIN)

SUBJECT:

URGENT re POTUS Haiti points

I've sent @press points for the POTUS Wednesday interviews on Haiti. Included are migrant points and a last Q/A on Randall Robinson's hunger strike. Please let me know ASAP if you have any edits to suggest.

CC: Records

(RECORDS)

CC: Records

(RECORDS)

CC: Richard E. Feinberg

(FEINBERG)

Additional Header Information Follows

Date Created: 12-Apr-1994 12:30

Deletable Flag: Y

DOCNUM: 035873

VMS Filename: OA\$SHARE40:ZVEDHX8TU.WPL

A1 Folder: APR94

Message Format:

Message Status: READ

Date Modified: 12-Apr-1994 12:32

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

13-Apr-1994 16:17 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Richard A. Clarke

(CLARKER)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

FOR YOUR APPROVAL/CONCURRENCE -- ACTION DOCUMENT

April 13, 1994

ACTION

MEMORANDUM FOR ANTHONY LAKE

THROUGH:

RICHARD CLARKE

FROM:

ERIC SCHWARTZ

SUBJECT:

Haiti: Migration Issues

I. MEETING REQUEST: DORIS MEISSNER

INS Commissioner Doris Meissner has asked to see you regarding migration issues in Haiti. As INS Commissioner, she is responsible for adjudications under the in-country refugee processing program in Haiti.

Doris is highly regarded within the White House, the Congress and among the NGO community. Before the inauguration, she was one of the moderate opponents of direct return, arguing that it needed to be ended but acknowledging that the policy reversal could not be immediate -- that we would first need to put in place a processing capacity outside of Haiti.

Based on conversations I have had with Doris, I expect she will tell you that it is not now reasonable to argue that in-country processing by itself provides adequate protection for Haitians who fear persecution.

To be sure, Doris has always had serious misgivings about in-country processing as the sole recourse for Haitians who fear persecution. However, she argues that stepped up repression, combined with operational and logistical difficulties in Haiti, now makes the in-country system even less tenable as the sole means of exit than it was, say, six months ago. In particular, she would probably make reference to the following factors:

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By *M* NARA, Date *3/23/16*

141-1039-F

-- THE IMPLICATIONS OF MISTAKES AND OMISSIONS IN THE IN-COUNTRY PROCEDURES

The large number of applicants in Haiti require that we pre-screen applicants and adjudicate only those who seem to have reasonable prima facie claims. While bonafide claimants who are initially screened out can request reconsideration, they remain in jeopardy until their cases have been reconsidered.

In a country of first asylum, these applicants would at least be protected during such reconsideration.

-- SECURITY FOR THOSE WHO SEEK REFUGEE STATUS

There is increasing concern that some Haitians may find it impossible to use in-country procedures, despite efforts we have made to make the program more accessible. Particularly vulnerable would be those without NGO contacts (NGOs often refer cases) as well as those from areas far from the refugee processing centers.

-- SERIOUS OBSTACLES IN THE FACT-FINDING PROCESS

A number of factors make it extremely difficult for adjudicators to verify claims and conduct the kind of considered fact-finding that would yield useful information on the credibility of claimants. These factors include lack of phone service and transport, difficulties in conducting on-site investigations due to the security situation and risks inherent in applicants carrying documentation that would tend to verify claims.

These kinds of problems exist in any in-country processing system. The two principal differences in Haiti are that in-country processing is the only recourse for those who fear persecution (as opposed to being an alternative to flight) and that the situation is more chaotic, violent and unstable than in other countries where we maintain in-country procedures.

I think you should see Doris and hear her out. While we may not be able to accommodate her concerns, it is important that the INS Commissioner believes that the White House -- which is responsible for the policy she is implementing -- is willing to listen.

II. WHAT WE MIGHT DO ON THIS ISSUE

I share Doris's concerns, particularly as the factors described above greatly increase the chance that applicants denied refugee status will be killed and that some returned boat people will be victimized.

As you know, there is increasing anger in the African-American community about direct return and a number of organizations led by TransAfrica have begun a major campaign against the policy. Without some sort of major political initiative on Haiti, we will quickly come under political pressures greater than any we have experienced to change the current migrant policy.

With or without such an initiative, I believe that we need to take another close look at alternatives to direct return. Doris will likely suggest a serious effort to develop a third country processing alternative. I have my own ideas -- both about alternatives and about a public affairs strategy -- which I will be putting into a limited distribution memorandum for you and Sandy this week (and before you sit down with Doris should you agree to the meeting).

Concurrence by: Richard Feinberg, Larry Rossin, Mort Halperin

RECOMMENDATION

That you agree to see Doris Meissner as she has requested.

Approve _____ Disapprove _____

CC: Records	(RECORDS)
CC: Morton H. Halperin	(HALPERIN)
CC: Richard E. Feinberg	(FEINBERG)
CC: Lawrence G. Rossin	(ROSSIN)

Additional Header Information Follows

Date Created: 13-Apr-1994 16:16
Deletable Flag: Y
DOCNUM: 036147
VMS Filename: OA\$SHARE14:ZVEENABXT.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 13-Apr-1994 16:16
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

13-Apr-1994 18:26 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Eric P. Schwartz

(SCHWARTZ)

FROM:

Lawrence G. Rossin
(ROSSIN)

SUBJECT:

Haiti Migration memo

Eric, I clear this but I have a couple of comments and suggestions:

1. In your first subtick re "The implications of mistakes ..." are there many who are found in a second hearing to have been improperly screened out the first time around? I.e., is this a demonstrated problem or a theoretical one? Also, your sentence re "In a country of first asylum..." is the first place where you put out the idea of third country handling; I think this sentence needs some explanation or predicate.

2. Re Security (second subtick, again is this a demonstrated or theoretical problem?

Under your "What we might do..." section:

One of the objectives in the meeting with Meissner ought to be to try to pin down how sure we are that the viability of in-country processing really has diminished. How sure are we that the rise in HR problems has impacted on its workability. As above, are the concerns demonstrated or theoretical? Do we know of cases of victimization of returned boat people? How many, and is it a number which argues for the conclusion? Concluding that in-country processing no longer works is a major step with many ramifications; we should so conclude if the facts warrant but should not let press reports and CBC pressure stampede us if we can still make a case that it works. I think you should reflect this line in your memo (will you be doing talking points or is this memo all you would give Tony for the meeting?)

Isn't it important to say straight out that third country is almost certainly a chimera no matter how serious the effort?

Finally, is it "alternatives" or "adjustments" to direct return we can explore? What we were discussing outside 208, of having better screening on the cutters, seems more an adjustment than an alternative to me.

Look forward to the chance to input into your memo on alternatives.

CC: Records

(RECORDS)

DECLASSIFIED
E.O. 13526White House Guidelines, September 11, 2006
By mi NARA, Date 3/28/11

101-1034-F

CC: Richard E. Feinberg (FEINBERG)
CC: Morton H. Halperin (HALPERIN)

Additional Header Information Follows

Date Created: 13-Apr-1994 18:04
Deletable Flag: Y
DOCNUM: 036169
VMS Filename: OA\$SHARE10:ZVEEQCXSM.WPL
A1 Folder: APR94
Message Format:
Message Status: READ
Date Modified: 13-Apr-1994 18:04
Forward Flag: YES
Read-Receipt Requested: NO
Delivery-Receipt Requested: NO
Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

14-Apr-1994 16:08 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Alan J. Kreczko

(KRECZKO)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

STATE DEPARTMENT POSITION ON MIGRANT INTERDICTION

Alan:

This suggests that State has gone further on the legal study than they told us.
What gives?

Eric

CC: Records

(RECORDS)

Additional Header Information Follows

Date Created: 14-Apr-1994 16:04

Deletable Flag: Y

DOCNUM: 036346

VMS Filename: OA\$SHARE29:ZVEFN2R3Y.WPL

A1 Folder: APR94

Message Format:

Message Status: READ

Date Modified: 14-Apr-1994 16:04

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

14-Apr-1994 15:23 EDT

UNCLASSIFIED

MEMORANDUM FOR: SEE BELOW

FROM:

Lawrence G. Rossin
(ROSSIN)

SUBJECT:

Alec Watson/Obey Haiti hearing

Eric, this says that Watson said State's lawyers agree that
Aristide can end the migrant agreement. Have we gotten the legal
readout we have been awaiting from State?

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By N NARA, Date 3/24/16

101-104-F

Distribution:

FOR: Eric P. Schwartz (SCHWARTZ)
CC: Records (RECORDS)
CC: Richard E. Feinberg (FEINBERG)
CC: Morton H. Halperin (HALPERIN)
CC: Alan J. Kreczko (KRECZKO)
CC: Neal S. Wolin (WOLIN)
CC: James A. Carman (CARMAN)
CC: William C. Danvers (DANVERS)
CC: George M. Andricos (ANDRICOS)

NATIONAL SECURITY COUNCIL

14-Apr-1994 14:23 EDT

UNCLASSIFIED

MEMORANDUM FOR:

ROSSIN@A1@OEOB
BURGOS@A1@OEOB

FROM: White House Situation Room
(WHSR@A1@WHSR)

SUBJECT: r w AP-US-Haiti 04-14 0589

<DIST>

SIT: BURGOS NODIST ROSSIN

<ORIG>

AP

<TOR>

940414141258 A0794856

<SUBJ>

r w AP-US-Haiti 04-14 0589

<TEXT>

v51703exec

r w AP US Haiti 04 14 0589

AP-US-Haiti,590

Key Congressman Calls For Invasion of Haiti

By DAVID BRISCOE=

Associated Press Writer=

WASHINGTON (AP) _ A House committee chairman called Thursday for a U.S. invasion of Haiti to arrest and jail its military leaders.

Assistant Secretary of State Alexander F. Watson said he would immediately relay the advice of Appropriations Committee Chairman David R. Obey to Secretary of State Warren Christopher, who, he said, is working on yet another strategy for dealing with Haiti.

Obey, D-Wis., who said he has opposed unilateral U.S. intervention all his public life, said Haiti ``really isn't a country any more, it's a condition.''' He gave the advice to Wagner and other administration officials testifying at a hearing on U.S. aid to Latin America.

President Clinton has asked for \$15 million in fiscal 1995 for

Haiti, on the assumption that military rulers who ousted President Jean-Bertand Aristide in September 1991 will no longer be in power.

Obey said American troops should be sent in to get rid of ``that useless, sick, poor excuse for a government.'' He added: ``Haitians are being ground up like hamburger because the clowns who run that government don't know how to behave like adults.''

Obey said Aristide, who has been living in exile since his ouster, should not return to Haiti behind a U.S. invasion. Instead, he said, the ousted leader should call for a post-invasion election, which he surely would win. Aristide got 70 percent of the vote but served only a few months before his overthrow.

A U.S. invasion, Obey said, should be followed by a multinational Latin American force that would stay for a decade or more to help secure public safety and restore democratic institutions.

``If we don't do something like this, we are going to be imprisoned by a situation in which our own national policy is imprisoned by someone else's behavior,'' Obey said.

Rep. Nita Lowey, D-N.Y., said she and several other members of the Appropriations subcommittee on foreign operations, which Obey also heads, endorse the chairman's proposal.

Rep. Bob Livingston, R-La., prior to hearing Obey's proposal, said the United States should abandon Aristide.

``He's sitting up here with \$1.5 million a month, enjoying life with no great incentive to go back to Haiti,'' Livingston said. ``I think we should tell him to take a walk.'' He did not specifically endorse the idea of an invasion but said U.S. officials should then work on solving the crisis in the Caribbean country.

Wagner, testifying with officials from the Defense Department and the Agency for International Development, said State Department lawyers agree that Aristide has the power to end an agreement under which Haitian refugees are turned back, but he said the practice would continue anyway.

Aristide, who has rejected any suggestions for compromise with the military, has served notice that he will rescind the refugee agreement in six months.

Wagner said U.S. officials knew of only two Haitians persecuted after returning _ one who had been poked in the eyes and another who was chased down by police but rescued before he was injured.

Rep. Nancy Pelosi, D-Calif., said that with reports of widespread killings, it was difficult to believe returning refugees had suffered so little repression.

Wagner then said there was one other case in which a refugee who returned was ``apparently killed.'' But he said most refugees flee because of economic pressure rather than political.

APTV-04-14-94 1413EDT

v51713exec

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004. email	Schwartz to Rossin and Richard Feinberg re: Haiti Redraft (6 pages)	04/18/1994	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F

rs1846

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]

NATIONAL SECURITY COUNCIL

19-Apr-1994 08:07 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Richard A. Clarke

(CLARKER)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

RACE CONVENTION

FYI:

The issue at hand:

Whether, when we ratify the Race Convention, we should take a reservation that says we will not submit to the jurisdiction of the World Court (ICJ). A major argument for a reservation is that countries can take us to the Court and may do so on discriminatory aspects of our death penalty and/or Haiti migration policy. Also, we argue there are other mechanisms through which disputes can be managed.

The argument against a reservation is that we should be willing to bind ourselves to the standards we say we support.

But do we want to say we will submit to ICJ jurisdiction and then reject an ICJ finding later?

Our Democratic friends in the Senate urge us to go with the reservation to get the Convention through painlessly. We thought that this was State's position, and prepared to proceed on this basis. Then we heard that Shattuck was urging a rethinking of the position, and Alan thus drafted an options memo for our principals. I have since heard that Shattuck is backing down, thus obviating the need for our (NSC) memo.

Capice?

CC: Records

(RECORDS)

Additional Header Information Follows

Date Created: 19-Apr-1994 08:01

Deletable Flag: Y

DOCNUM: 036734

VMS Filename: OA\$SHARE44:ZVEKBLJSV.WPL

A1 Folder: APR94

Message Format:

Message Status: READ

Date Modified: 19-Apr-1994 08:01

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

19-Apr-1994 08:00 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Alan J. Kreczko

(KRECZKO)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

RACE CONVENTION

CC: Records

(RECORDS)

CC: Records

(RECORDS)

CC: Morton H. Halperin

(HALPERIN)

I have not moved your memo on the Race Convention as I believe that the issue may not make it to the Secy. at State. Shattuck seems to be folding, willingly. If he does, we need not send anything up, I don't think.

(In other words, while I am preparing to support an agency position in favor of more serious consideration of a no reservation option, I don't feel I need to be purer than John on this. My inclination is bolstered by what I hear from my buddies in the Senate, though Rickard seems more agnostic than Stetson, who urges us strongly to go with a reservation.)

I kind of think that Mort feels the same, but he can let you know.

Eric

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. email	Joan Hunerwadel to Schwartz and Rossin re: Haiti Interdiction (4 pages)	04/20/1994	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F
rs1846

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]

NATIONAL SECURITY COUNCIL

20-Apr-1994 13:14 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Lawrence G. Rossin

(ROSSIN)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

YOUR QUESTIONS

On the legislation introduced on this issue:

If it is the same piece of legislation I think it is (the same as the Meek bill?), then it is a rehash of a brilliant bill that was drafted by one of those bright staffers who used to work for Solarz on the Foreign Affairs Committee (Schwartz). I thus can probably answer some of your questions if you want to call. As I recall, the drafting of the State Department's comments against the bill was supervised by one of those State/L low-lives (Kreczko).

CC: Records

(RECORDS)

CC: Alan J. Kreczko

(KRECZKO)

Additional Header Information Follows

Date Created: 20-Apr-1994 13:11

Deletable Flag: Y

DOCNUM: 037003

VMS Filename: OA\$SHARE39:ZVELIWXYB.WPL

A1 Folder: APR94

Message Format:

Message Status: READ

Date Modified: 20-Apr-1994 13:11

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

20-Apr-1994 10:12 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

Joan S. Hunerwadel

(HUNERWADEL)

FROM:

Lawrence G. Rossin
(ROSSIN)

SUBJECT:

RE: Haiti Interdiction

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By *ME* NARA, Date *3/28/06*

201-1034-F

CC: Records (RECORDS)
CC: Records (RECORDS)
CC: Eric P. Schwartz (SCHWARTZ)
CC: Richard E. Feinberg (FEINBERG)

A question and a suggestion:

1. Under int'l law we can only interdict Haitian flag vessels with Haitian consent, Haiti has exclusive jurisdiction over its vessels in int'l waters, etc. Question: what about stateless vessels? My understanding is that most of the boats intercepted are unregistered, unflagged, therefore stateless.

2. Legislation introduced in the House (HR. 4114, Dellums et al.) and Senate (# unknown, Dodd et al.) would inter alia require the US to comply with a variety of international conventions prohibiting refoulement. The Aristide-POTUS letter accuses us of refoulement.

My understanding is that we hold the AMIO to be consistent with all such conventions. How is that affected by the worsening situation in Haiti, specifically the perception that as politically-motivated random killings spread to encompass people who themselves are not politically-active, any Haitian -- including any migrant we might return, even ones not demonstrating or even claiming political refugee motives -- becomes subject to political persecution?

The AMIO refers to the protocol relating to the status of refugees done at NY 31/1/67. It states the USG intent not "to return to Haiti any Haitian migrants who [we] determine to qualify for refugee status." That would not require us to take everybody even in the event of atrocious conditions in Haiti as described above. But would the 1967 protocol or other int'l conventions to which we are signatories? If so would they not override the AMIO exchange of letters?

A lot of questions -- this is another legality aspect of the Aristide-POTUS abrogation letter which my suggestion would be that the interagency review might wish to answer, esp. as the concerns I cite have been raised at high levels.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006. email	Barbro Owens-Kirkpatrick to Feinberg and Schwartz re: Urgent Castro for your Clearance (2 pages)	04/20/1994	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F
rs1846

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]
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information [(b)(4) of the FOIA]
b(6) Release would constitute a clearly unwarranted invasion of
personal privacy [(b)(6) of the FOIA]
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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]

NATIONAL SECURITY COUNCIL

20-Apr-1994 17:13 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Marcia G. Norman

(NORMAN)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

meeting monday

please check and confirm

CC: Records

(RECORDS)

Additional Header Information Follows

Date Created: 20-Apr-1994 17:12

Deletable Flag: Y

DOCNUM: 037049

VMS Filename: OA\$SHARE35:ZVELOLW6M.WPL

A1 Folder: APR94

Message Format:

Message Status: READ

Date Modified: 20-Apr-1994 17:12

Forward Flag: YES

Read-Receipt Requested: NO

Delivery-Receipt Requested: NO

Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

20-Apr-1994 17:12 EDT

UNCLASSIFIED

MEMORANDUM FOR:

Eric P. Schwartz

(SCHWARTZ)

Lawrence G. Rossin

(ROSSIN)

FROM:

Richard E. Feinberg
(FEINBERG)

SUBJECT:

Florida and Migrants

CC: Records

(RECORDS)

CC: Records

(RECORDS)

CC: Vicki M. Clark

(CLARKV)

Lula Rodriguez would like to brief us on attitudes in Florida

with regard to immigration from Cuba and Haiti. We have set
aside 4:00 - 4:45 p.m. on Monday in my office. Is that okay?

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
007. email	From Owens-Kirkpatrick re: Castro Rumors (2 pages)	04/20/1994	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F
rs1846

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]
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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)]

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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
008. email	From Schwartz re: Please for you Comments Quick (7 pages)	04/21/1994	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
A1-Record (Jan 93-Sept 94) ([Schwartz and Cuba...])
OA/Box Number: 570000

FOLDER TITLE:

[12/15/1993-04/21/1994]

2011-1039-F
rs1846

RESTRICTION CODES

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

P1 National Security Classified Information [(a)(1) of the PRA]
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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]

NATIONAL SECURITY COUNCIL

21-Apr-1994 17:00 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR:

M. Brooke Darby

(DARBY)

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

HAITI MEMO I'D LIKE NANCY TO SEE

BROOKE:

I'D BE GRATEFUL IF YOU WOULD GIVE NANCY A LOOK AT THIS ONE.

ERIC

CC: Records

(RECORDS)

Additional Header Information Follows

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Message Priority: FIRST_CLASS

NATIONAL SECURITY COUNCIL

21-Apr-1994 16:58 EDT

~~CONFIDENTIAL~~

MEMORANDUM FOR: SEE BELOW

FROM:

Eric P. Schwartz
(SCHWARTZ)

SUBJECT:

HAITIAN MIGRATION: INTERDICTION OF 300 NEAR FLORIDA

MEMORANDUM TO SAMUEL BERGER

THROUGH RICHARD CLARKE

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By *MI* NARA, Date *3/28/16*
201-1039-f

FROM ERIC SCHWARTZ

There is a Haitian vessel in international waters near Port Everglades with about 300 Haitians on board. The ship was not responding to Coast Guard requests to stop so the CG put a line in its propeller and the ship is now at rest. Coast Guard has several ships on scene and is deploying a 270 foot cutter to secure transfer of the migrants for repatriation. ETA for the cutter is 2138 this evening.

This incident is likely to get considerable press attention on this evening's broadcast news and in tomorrow morning's papers.

Sandy, we need to sit down to discuss the content of the memos you have been receiving from us on this. I have some ideas on how we should be responding on the Haiti migration front, but we need to begin to act quickly.

Kris has set up a pre-brief meeting with you just before the Meissner meeting tomorrow.

Dick and I wonder whether we couldn't talk even before then.

Distribution:

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