

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Wendy Patten to Mary Tierney re: Contingency Planning for Mass Migration in the Carribean (7 pages)	10/05/2000	P1/b(1)
002. email	Tierney to Anthony Banbury re: Can You Email This??? FW: Contingency Planning for a Mass Migration in the Carribean (7 pages)	10/10/2000	P1/b(1)
003. email	Patten to Matthew McLean re: FW: CP IWG SOC (3 pages)	10/19/2000	P1/b(1)
004. email	Patten to Eric Schwartz re: FW: Mass Migration Deputies Paper (8 pages)	10/26/2000	P1/b(1)
005. email	Patten to Wendy Gray re: FW: Cuab [sic] Gaming Seminar (3 pages)	11/29/2000	P1/b(1)
006. email	Patten to Caryn Hollis re: Cuba Meeting [partial] (1 page)	10/30/2000	P3/b(3)
007. email	Hollis to Patten and McLean re: FW: Cuab [sic] Gaming Seminar (3 pages)	12/01/2000	P1/b(1)
008. email	Patten to McLean re: FW: Mass Migration Deputies Paper (8 pages)	12/13/2000	P1/b(1)
009. email	McLean to Schwartz re: Mass Migration Contingency Planning Appendix (3 pages)	12/18/2000	P1/b(1)
010. email	Patten to McLean re: FW: Cuba Paper (3 pages)	12/18/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

RESTRICTION CODES

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

Freedom of Information Act - [5 U.S.C. 552(b)]

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]

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]

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.

Exchange Mail

DATE-TIME 09/27/2000 5:59:48 PM
FROM Krass, Caroline D. (LEGAL)
CLASSIFICATION UNCLASSIFIED
SUBJECT FW: FOR URGENT CLEARANCE -- refugee admissions PD [UNCLASSIFIED]
TO Wiegmann, John B. "Brad" (LEGAL)

CARBON_COPY**TEXT_BODY**

FYI

-----Original Message-----

From: Patten, Wendy L. (MULTI)

Sent: Wednesday, September 27, 2000 9:32 AM

To: Krass, Caroline
D. (LEGAL)

Subject: FW: FOR URGENT CLEARANCE -- refugee admissions
PD [UNCLASSIFIED]

C -- could you make your changes on top of Jo's?
thanks -- WLP

-----Original Message-----

From: Hunerwadel, Joan
S. (LEGAL)

Sent: Wednesday, September 27, 2000 8:37 AM

To: Patten,
Wendy L. (MULTI)

Subject: FW: FOR URGENT CLEARANCE -- refugee admissions
PD [UNCLASSIFIED]

Wendy, I put in "smart quotes" for you in (the
"Act") and moved the Presidential Determination to where it should
be -- helps to avoid having ExecSec return package for corrections.

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From: Patten, Wendy L. (MULTI)

Sent: Tuesday, September
26, 2000 9:47 PM

To: Krass, Caroline D. (LEGAL); Shapiro, Daniel
B. (LEGIS)

Cc: Bash, Brooks L. (EXSEC); @MULTILAT - Multilateral
and Humanitarian Affairs; @LEGISLAT - Legislative Affairs;
@LEGAL
- Legal Advisor
Subject: FOR URGENT CLEARANCE -- refugee admissions
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Dan, Caroline -- please clear first thing Wed.
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to use in consultations with Hill back in July, and which were cleared
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-- WLP

TRANSLATED_ATTACHMENT 6010 PD on FY 01 refugees.doc

Presidential Determination
No. _____

MEMORANDUM FOR THE SECRETARY OF STATE

SUBJECT: Presidential Determination on FY 2001 Refugee
Admissions Numbers and
Authorizations of In-Country Refugee Status Pursuant to Sections 207
and
101(a)(42), Respectively, of the Immigration and Nationality Act, and
Determination Pursuant to Section 2(b)(2) of the Migration and
Refugee Assistance
Act, as Amended

In accordance with section 207 of the Immigration and Nationality
Act (the "Act")
(8 U.S.C. 1157), as amended, and after appropriate consultation with
the
Congress, I hereby make the following determinations and authorize
the following
actions:

The admission of up to 80,000 refugees to the United States during FY 2001 is justified by humanitarian concerns or is otherwise in the national interest; provided, however, that this number shall be understood as including persons admitted to the United States during FY 2001 with Federal refugee resettlement assistance under the Amerasian immigrant admissions program, as provided below.

The 80,000 admissions numbers shall be allocated among refugees of special humanitarian concern to the United States in accordance with the following regional allocations; provided, however, that the number allocated to the East Asia region shall include persons admitted to the United States during FY 2001 with Federal refugee resettlement assistance under section 584 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act of 1988, as contained in section 101(e) of Public Law 100-202 (Amerasian immigrants and their family members); provided further that the number allocated to the former Soviet Union shall include persons admitted who were nationals of the former Soviet Union, or in the case of persons having no nationality, who were habitual residents of the former Soviet Union, prior to September 2, 1991:

Africa.....	20,000
East Asia.....	6,000
Eastern Europe.....	20,000
Former Soviet Union.....	17,000
Latin America/Caribbean.....	3,000
Near East/South Asia.....	10,000
Unallocated.....	4,000

The 4,000 unallocated numbers shall be allocated as needed to regional ceilings where shortfalls develop. Unused admissions numbers allocated to a particular region may be transferred to one or more other regions if there is an overriding need for greater numbers for the region or regions to which the numbers are being transferred. You are hereby authorized and directed to consult with the

Judiciary Committees of the Congress prior to any such use of the unallocated numbers or reallocation of numbers from one region to another.

Pursuant to section 2(b)(2) of the Migration and Refugee Assistance Act of 1962, as amended, 22 U.S.C. 2601(b)(2), I hereby determine that assistance to or on behalf of persons applying for admission to the United States as part of the overseas refugee admissions program will contribute to the foreign policy interests of the United States and designate such persons for this purpose.

An additional 10,000 refugee admissions numbers shall be made available during FY 2001 for the adjustment to permanent resident status under section 209(b) of the Immigration and Nationality Act (8 U.S.C. 1159(b)) of aliens who have been granted asylum in the United States under section 208 of the Act (8 U.S.C. 1158), as this is justified by humanitarian concerns or is otherwise in the national interest.

In accordance with section 101(a) (42) of the Act (8 U.S.C. 1101(a) (42)) and after appropriate consultation with the Congress, I also specify that, for FY 2000, the following persons may, if otherwise qualified, be considered refugees for the purpose of admission to the United States within their countries of nationality or habitual residence:

- a. Persons in Vietnam
- b. Persons in Cuba
- c. Persons in the former Soviet Union

You are authorized and directed to report this determination to the Congress immediately and to publish it in the Federal Register.

cc: The Attorney General
The Secretary of Health and Human Services

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TRANSLATED_ATTACHMENT 6010 POTUS memo.doc

ACTION

MEMORANDUM FOR THE PRESIDENT

THROUGH: THE EXECUTIVE CLERK

FROM: SAMUEL R. BERGER
CHARLES BRAIN

SUBJECT: Refugee Admissions for FY 2001

Purpose

Sign the Presidential Determination for FY 2001 Refugee Admissions.

Background

Refugee Program: The Immigration and Nationality Act requires that you determine, after appropriate Congressional consultations, the number of refugee admissions to the United States that is justified by humanitarian concerns or is otherwise in the national interest.

Program Proposal: After consultations with Congress, we are recommending that you approve an overall ceiling for FY 2000 of 80,000, which includes

20,000 from Africa, 6,000 from East Asia, 20,000 from Eastern Europe, 17,000 from the former Soviet Union, 10,000 from the Near East and South Asia, 3,000 from Latin America and the Caribbean, and 4,000 for a reserve that can be allocated to any region.

Consistent with past practice, the Determination also would authorize 10,000 refugee slots for the adjustment to permanent resident status of persons who have been granted asylum in the United States, and would designate successful applicants from Cuba, Vietnam, and the former Soviet Union as refugees even though they will still be within their country of nationality when these determinations are made.

Highlights: A notable element of this year's Determination is another increase in the Africa ceiling - this year from 18,000 to 20,000 -- which reflects our effort to do more in this refugee-producing region. (This number was only 7,000 three years ago.) In addition, we have again increased the ceiling for the Near East and South Asia, which will permit expansion of our resettlement efforts for Afghan women at risk, as well as for Iranian and Iraqi refugees in the region.

Congressional Reaction: On July 6, you authorized the Secretary of State to consult with Congress on our proposed refugee admissions ceiling of 80,000, with the same regional breakdown discussed above. The proposal was forwarded to the Congress on July 12. We have since obtained views from relevant House and Senate Judiciary Committee members, including Representatives Hyde, Conyers and Jackson-Lee, and Senator Abraham.

The members were generally supportive, though Chairman Hyde questioned whether other countries were doing their fair share to support refugee resettlement. Representatives Conyers and Jackson-Lee voiced concern that the proposed

admission ceilings reflect a reduction from levels of earlier years, although they were enthusiastic about our proposal's increase in the Africa ceiling. Senator Abraham urged that we maintain our overall ceiling at as high a level as appropriations would support, and was pleased that we are again increasing the ceiling for the Near East/South Asia region.

Nongovernmental Organizations (NGOs): State has conducted extensive consultations with NGOs and they, too, generally support this proposal. While many advocacy groups would like to return to the higher admissions numbers of the early 1990s, this would be difficult to accomplish given the natural decline of the two major programs of that period (Vietnam and the former Soviet Union) and current budgetary constraints. We intend to continue to work closely with these groups to orient the program toward those refugees in greatest need of resettlement.

RECOMMENDATION

That you sign the Presidential Determination attached at Tab A.

Attachments

Tab A Presidential Determination

Tab B Memorandum from the Acting Secretary

2

6010

cc: Vice President
Chief of Staff

TRANSLATED_ATTACHMENT 6010 SRB memo.doc

September 27, 2000

ACTION

MEMORANDUM FOR SAMUEL BERGER

THROUGH: ERIC SCHWARTZ

FROM: WENDY PATTEN

SUBJECT: Refugee Admissions for FY 2001

Attached at Tab I is a memorandum to the President recommending that the President sign the Presidential Determination on Refugee Admissions for FY 2001.

This Determination must be signed by midnight on September 30 or important refugee admissions operations will have to be suspended.

This package could not move any earlier as State has had difficulty in completing the statutorily required consultations with the Congress.

Concurrence by: Caroline Krass, Dan Shapiro

RECOMMENDATION

That you sign the attached memorandum to the President at Tab I.

Attachments

Tab I Memorandum to the President

Tab A Presidential Determination

Tab B Memorandum from the Acting Secretary

3

6010

Exchange Mail

DATE-TIME 09/27/2000 6:45:04 PM
FROM Wiegmann, John B. "Brad" (LEGAL)
CLASSIFICATION UNCLASSIFIED
SUBJECT FW: FOR URGENT CLEARANCE -- refugee admissions PD [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)

CARBON_COPY DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Scharfen, Jonathan R. (LEGAL)
Wiegmann, John B. "Brad" (LEGAL)
Williams, Mary C. (ADMIN)
Banbury, Anthony "Tony" N. (MULTI)
Mclean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Peterson-Becker, Augustine "Gusti" (ADMIN)
Schwartz, Eric P. (MULTI)
Shea, Dorothy C. (MULTI)
Smith, Peter D. R. (MULTI)
Tierney, Mary "Theresa" T. (MULTI)
Wilcox, Richard M. (MULTI)
Shapiro, Daniel B. (LEGIS)
Bash, Brooks L. (EXSEC)

TEXT_BODY Legal is ready to clear this package, subject to minor edits/typos shown below, but still have not received the incoming package to review.

-----Original Message-----

From: Krass, Caroline D.
(LEGAL)

Sent: Wednesday, September 27, 2000 6:00 PM

To: Wiegmann,

John B. "Brad" (LEGAL)

Subject: FW: FOR URGENT CLEARANCE -- refugee admissions PD [UNCLASSIFIED]

FYI

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Wendy L. (MULTI)
Sent: Wednesday, September 27, 2000 9:32 AM
To: Krass,
Caroline D. (LEGAL)
Subject: FW: FOR URGENT CLEARANCE -- refugee
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on top of Jo's? thanks -- WLP

-----Original Message-----

From: Hunerwadel,
Joan S. (LEGAL)
Sent: Wednesday, September 27, 2000 8:37 AM
To: Patten,
Wendy L. (MULTI)
Subject: FW: FOR URGENT CLEARANCE -- refugee admissions
PD [UNCLASSIFIED]

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Cc: Bash, Brooks L. (EXSEC); @MULTILAT - Multilateral
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TRANSLATED_ATTACHMENT 6010 PD on FY 01 refugees.doc

Presidential Determination
No. _____

MEMORANDUM FOR THE SECRETARY OF STATE

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Admissions Numbers and
Authorizations of In-Country Refugee Status Pursuant to Sections 207
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Determination Pursuant to Section 2(b)(2) of the Migration and
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interest;
provided, however, that this number shall be understood as including
persons
admitted to the United States during FY 2001 with Federal refugee
resettlement
assistance under the Amerasian immigrant admissions program, as
provided below.

The 80,000 admissions numbers shall be allocated among refugees of
special
humanitarian concern to the United States in accordance with the
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regional allocations; provided, however, that the number allocated to
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Asia region shall include persons admitted to the United States during
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An additional 10,000 refugee admissions numbers [Is this a term of art? Do you mean an additional 10,000 in refugee admissions?] shall be made

available during
FY 2001 for the adjustment to permanent resident status under section
209(b) of
the Immigration and Nationality Act (8 U.S.C. 1159(b)) of aliens who
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for the purpose of admission to the United States within their
countries of
nationality or habitual residence:

- a. Persons in Vietnam
- b. Persons in Cuba
- c. Persons in the former Soviet Union

You are authorized and directed to report this determination to the
Congress
immediately and to publish it in the Federal Register.

cc: The Attorney General
The Secretary of Health and Human Services

ACTION

MEMORANDUM FOR THE PRESIDENT

THROUGH: THE EXECUTIVE CLERK

FROM: SAMUEL R. BERGER
CHARLES BRAIN

SUBJECT: Refugee Admissions for FY 2001

Purpose

Sign the Presidential Determination for FY 2001 Refugee Admissions.

Background

Refugee Program: The Immigration and Nationality Act requires that you determine, after appropriate Congressional consultations, the number of refugee admissions to the United States that is justified by humanitarian concerns or is otherwise in the national interest.

Program Proposal: After consultations with Congress, we are recommending that you approve an overall ceiling for FY 2001 of 80,000, which includes 20,000 from Africa, 6,000 from East Asia, 20,000 from Eastern Europe, 17,000 from the former Soviet Union, 10,000 from the Near East and South Asia, 3,000 from Latin America and the Caribbean, and 4,000 for a reserve that can be allocated to any region.

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decline of
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current budgetary constraints. We intend to continue to work closely
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RECOMMENDATION

That you sign the Presidential Determination attached at Tab A.

Attachments

Tab A Presidential Determination

Tab B Memorandum from the Acting Secretary

2

6010

cc: Vice President
Chief of Staff

TRANSLATED_ATTACHMENT 6010 SRB memo.doc

September 27, 2000

ACTION

MEMORANDUM FOR SAMUEL BERGER

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Tab A Presidential Determination

Tab B Memorandum from the Acting Secretary

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DATE-TIME 09/28/2000 4:06:41 PM
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TO Tierney, Mary "Theresa" T. (MULTI)

CARBON_COPY**TEXT_BODY**

T -- this is the latest version. Brad will send us any changes he has to this asap. thanks -- WLP

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- a. Persons in Vietnam
- b. Persons in Cuba
- c. Persons in the former Soviet Union

You are authorized and directed to report this determination to the Congress immediately and to publish it in the Federal Register.

cc: The Attorney General
The Secretary of Health and Human Services

ACTION

MEMORANDUM FOR THE PRESIDENT

THROUGH: THE EXECUTIVE CLERK

FROM: SAMUEL R. BERGER
CHARLES BRAIN

SUBJECT: Refugee Admissions for FY 2001

Purpose

Sign the Presidential Determination for FY 2001 Refugee Admissions.

Background

Refugee Program: The Immigration and Nationality Act requires that you determine, after appropriate Congressional consultations, the number of refugee admissions to the United States that is justified by humanitarian concerns or is otherwise in the national interest.

Program Proposal: After consultations with Congress, we are recommending that you approve an overall ceiling for FY 2001 of 80,000, which includes 20,000 from Africa, 6,000 from East Asia, 20,000 from Eastern Europe, 17,000 from the former Soviet Union, 10,000 from the Near East and South Asia, 3,000 from Latin America and the Caribbean, and 4,000 for a reserve that can be allocated to any region.

Consistent with past practice, the Determination also would authorize 10,000 refugee slots for the adjustment to permanent resident status of persons who have been granted asylum in the United States, and would designate successful applicants from Cuba, Vietnam, and the former Soviet Union as refugees even

though they will still be within their country of nationality when these determinations are made.

Highlights: A notable element of this year's Determination is another increase in the Africa ceiling - this year from 18,000 to 20,000 -- which reflects our effort to do more in this refugee-producing region. (This number was only 7,000 three years ago.) In addition, we have again increased the ceiling for the Near East and South Asia, which will permit expansion of our resettlement efforts for Afghan women at risk, as well as for Iranian and Iraqi refugees in the region.

Congressional Reaction: On July 6, you authorized the Secretary of State to consult with Congress on our proposed refugee admissions ceiling of 80,000, with the same regional breakdown discussed above. The proposal was forwarded to the Congress on July 12. We have since obtained views from relevant House and Senate Judiciary Committee members, including Representatives Hyde, Conyers and Jackson-Lee, and Senator Abraham.

The members were generally supportive, though Chairman Hyde questioned whether other countries were doing their fair share to support refugee resettlement. Representatives Conyers and Jackson-Lee voiced concern that the proposed admission ceilings reflect a reduction from levels of earlier years, although they were enthusiastic about our proposal's increase in the Africa ceiling. Senator Abraham urged that we maintain our overall ceiling at as high a level as appropriations would support, and was pleased that we are again increasing the ceiling for the Near East/South Asia region.

Nongovernmental Organizations (NGOs): State has conducted extensive consultations with NGOs and they, too, generally support this proposal. While many advocacy groups would like to return to the higher admissions numbers of the

early 1990s, this would be difficult to accomplish given the natural decline of the two major programs of that period (Vietnam and the former Soviet Union) and current budgetary constraints. We intend to continue to work closely with these groups to orient the program toward those refugees in greatest need of resettlement.

RECOMMENDATION

That you sign the Presidential Determination attached at Tab A.

Attachments

Tab A Presidential Determination

Tab B Memorandum from the Acting Secretary

2

6010

cc: Vice President
Chief of Staff

TRANSLATED_ATTACHMENT 6010 SRB memo.doc

September 27, 2000

ACTION

MEMORANDUM FOR SAMUEL BERGER

THROUGH: ERIC SCHWARTZ

FROM: WENDY PATTEN

SUBJECT: Refugee Admissions for FY 2001

Attached at Tab I is a memorandum to the President recommending that the President sign the Presidential Determination on Refugee Admissions for FY 2001.

This Determination must be signed by midnight on September 30 or

important
refugee admissions operations will have to be suspended.

This package could not move any earlier as State has had difficulty in
completing
the statutorily required consultations with the Congress.

Concurrence by: Brad Wiegmann, Dan Shapiro

RECOMMENDATION

That you sign the attached memorandum to the President at Tab I.

Attachments

Tab I Memorandum to the President

Tab A Presidential Determination

Tab B Memorandum from the Acting Secretary

3

6010

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Wendy Patten to Mary Tierney re: Contingency Planning for Mass Migration in the Carribean (7 pages)	10/05/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

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]

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Tierney to Anthony Banbury re: Can You Email This??? FW: Contingency Planning for a Mass Migration in the Carribean (7 pages)	10/10/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

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]
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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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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	Patten to Matthew McLean re: FW: CP IWG SOC (3 pages)	10/19/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F

rs1862

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]
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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)]

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

Exchange Mail

DATE-TIME 10/25/2000 7:45:18 AM
FROM Schwartz, Eric P. (MULTI)
CLASSIFICATION ~~SECRET~~
CLASSIFICATIONREASON 1.5(d)
DATECLASSIFIEDON 10/24/2000
DECLASSIFYON 10/25/2010
SUBJECT RE: Annex V Cuba appendix -- need your review [~~SECRET~~]
TO Mclean, Matthew K. (MULTI)

CARBON_COPY Patten, Wendy L. (MULTI)
Hollis, Caryn C. (INTERAM)

TEXT_BODY

may not happen until cob today.

-----Original Message-----

From:

McLean, Matthew K. (MULTI)

Sent: Tuesday, October 24, 2000 6:53

PM

To: Schwartz, Eric P. (MULTI)

Cc: Mclean, Matthew K. (MULTI);

Patten, Wendy L. (MULTI); Hollis, Caryn C. (INTERAM)

Subject: Annex

V Cuba appendix -- need your review [~~SECRET~~]

Importance: High

ERIC

-- please find a two-page appendix to wendy's larger migration paper that addresses the more sensitive issues related to Cuba deliberate plan Annex V. This paper has been through Wendy and Caryn Hollis. We also sat down with J-7 and OSD to go over this line by line; they are very satisfied that this appendix, combined with the larger migration paper, will fill the bill for the annex v stuff, particularly since we tee up the question of additional planning to deputies. I need you to bless this so i can send this out Wednesday morning so folks can get it in advance of the restricted CP IWG meeting in your office Thursday at 4:00.

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By *W* NARA, Date *3/28/16*

2011-1031-F

<< File: 001019 CP IWG Cuba-1.doc

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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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004. email	Patten to Eric Schwartz re: FW: Mass Migration Deputies Paper (8 pages)	10/26/2000	P1/b(1)
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COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

RESTRICTION CODES

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

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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]

Exchange Mail

DATE-TIME 10/27/2000 7:41:21 PM

FROM Hollis, Caryn C. (INTERAM)

CLASSIFICATION UNCLASSIFIED

SUBJECT CUBA Univsion Q & A [UNCLASSIFIED]

TO Countryman, Mary Ellen (PRESS)

CARBON_COPY Anderson, Brooke D. (NSCCOMM)
Countryman, Mary Ellen (PRESS)
Crowley, Philip J. (PRESS)
Cruise, Daniel L. (PRESS)
Hammer, Michael A. (INTERAM)
Pisar, Leah F. (NSCCOMM)
Wozniak, Natalie S. (PRESS)
Hammer, Michael A. (INTERAM)
Hanley, Timothy P. (INTERAM/INTERN)
Hollis, Caryn C. (INTERAM)
Mattingly, Amanda C. (INTERAM/Intern)
Merletti, Roger D. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Wallace, Joanna B. (INTERAM)
Williams, Mary C. (ADMIN)
Banbury, Anthony "Tony" N. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Peterson-Becker, Augustine "Gusti" (ADMIN)
Schwartz, Eric P. (MULTI)
Shea, Dorothy C. (MULTILAT)
Smith, Peter D. R. (MULTI)
Tierney, Mary "Theresa" T. (MULTI)
Wilcox, Richard M. (MULTI)
DeRosa, Mary B. (LEGAL)
DeVine, Stephen (Legal)
Hunerwadel, Joan S. (LEGAL)
Scharfen, Jonathan R. (LEGAL)
Wiegmann, John B. "Brad" (LEGAL)
Williams, Mary C. (ADMIN)

TEXT_BODY Mary Ellen, Cleared by Multi still haven't heard from Jock. Hey Jock any changes you have please send directly to @press.....thx all, caryn

TRANSLATED_ATTACHMENT Univision Questions_.doc
Cuba Policy

Q: Can you tell us about your Cuba policy?

A: Our Cuba policy is a reflection of a bipartisan consensus spanning more than three decades. The policy is to keep pressure on the Cuban government to change - through the economic embargo and diplomatic efforts - while reaching out to the Cuban people to encourage the development of an independent, vibrant civil sector.

Q: What about the embargo? How do you justify maintaining the embargo on Cuba?

A: The Cuban Liberty and Democratic Solidarity Act, or Helms-Burton Act, which became law in the wake of Cuba's shootdown of two U.S. civilian aircraft in international airspace in February 1996, codified the economic embargo. Helms-Burton was intended to increase pressure on the Castro government to undertake democratic reforms and to better protect the rights of U.S. citizens whose property in Cuba was illegally confiscated and later used by foreign investors.

Q: Tell us about your people-to-people outreach.

A: While the economic embargo receives the most media and international attention, support for the Cuban people is the central theme of my policy. The key here is to provide support for the Cuban people without strengthening the Cuban government. For example, we encourage cultural exchanges between the U.S. and Cuban people like the Washington Ballet visit in Havana last week -- the first ballet exchange in over forty years. Thousands of American students, artists, church groups, and academics have met with Cuban counterparts as part of this outreach to the Cuban people. This effort supports independent,

nongovernmental activity and promotes the emergence of civil society.

In March 1998 and in January 1999, I authorized steps to facilitate increased

people-to-people contact, ease the humanitarian plight caused by the Cuban

government's failed policies, and help the Cuban people prepare for a democratic

future. This included agricultural and medicine sales to non-government entities

along with increased remittances, expanded charter flights from more locations in

the United States, and efforts to establish direct mail service.

Q: Migration is a key matter between Cuba and the United States, involving

rafters and other illegal migration. Can you tell us about your migration

policy.

A: Another key issue in our Cuba policy has been to promote safe, legal, and

orderly migration. The 1994 migrant crisis -- when thousands of Cuban and

Haitian migrants flooded the Florida Straits -- made it clear to me that we

needed to do everything possible to prevent people from risking their lives in

dangerous migration attempts. In 1994 and 1995, we signed accords with the

Cubans that allow for 20,000 visas to be issued to Cuban citizens who want to

come to the United States. These accords also allow the U.S. Coast Guard to

interdict at sea those who attempt to migrate illegally and return them to Cuba.

As the tragic events surrounding the case of little Elian Gonzalez taught us,

illegal migration is a dangerous and potentially lethal undertaking.

Our

cooperation with the Cubans through implementation of the migration accords and

annuals talks between our two governments helps to encourage safe and orderly

migration, while discouraging dangerous boat departures from Cuba.

Q: Don't you think there has been a change of position by the American people on

Cuba policy? Isn't it time to end the embargo?

A: It appears to me there is a growing belief among the American people that we

should change our current approach in dealing with Cuba. But, that

change in
attitude does not change the basis of our policy. I have often said that
if Cuba
makes fundamental, systemic changes, then I would be willing to
consider changes
in our policy. So far I have seen little indication that the Cuban
government is
prepared to make such moves.

1

2

Exchange Mail

DATE-TIME 10/30/2000 2:10:44 PM

FROM Siberell, Justin H. (NSA)

CLASSIFICATION UNCLASSIFIED

SUBJECT Univision Guidance [UNCLASSIFIED]

TO Anderson, Brooke D. (NSCCOMM)
Countryman, Mary Ellen (PRESS)
Crowley, Philip J. (PRESS)
Cruise, Daniel L. (PRESS)
Hammer, Michael A. (INTERAM)
Pisar, Leah F. (NSCCOMM)
Wozniak, Natalie S. (PRESS)

CARBON_COPY Hammer, Michael A. (INTERAM)
Hanley, Timothy P. (INTERAM/INTERN)
Hollis, Caryn C. (INTERAM)
Mattingly, Amanda C. (INTERAM/Intern)
Merletti, Roger D. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Wallace, Joanna B. (INTERAM)
Williams, Mary C. (ADMIN)
DeRosa, Mary B. (LEGAL)
DeVine, Stephen (Legal)
Hunerwadel, Joan S. (LEGAL)
Scharfen, Jonathan R. (LEGAL)
Wiegmann, John B. "Brad" (LEGAL)
Williams, Mary C. (ADMIN)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Walldorff, Rebecca L. (LEGIS)
Banbury, Anthony "Tony" N. (MULTI)
McLean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Peterson-Becker, Augustine "Gusti" (ADMIN)
Schwartz, Eric P. (MULTI)
Shea, Dorothy C. (MULTILAT)
Smith, Peter D. R. (MULTI)
Tierney, Mary "Theresa" T. (MULTI)
Wilcox, Richard M. (MULTI)
Bash, Brooks L. (EXSEC)

Bradtke, Robert A. (EXSEC)
Gray, Wendy E. (NSA)
Haas, Dean J. (ADMIN)
Joshi, M. Kay (EXSEC)
Kale, Dora A. (NSA)
Millison, Cathy L. (EXSEC)
Moran, Kevin S. (NSA)
Moretz, Sheila K. (NSA)
NSA Email
Rudman, Mara E. (NSA)
Scott-Perez, Marilyn L. (NSA)
Siberell, Justin H. (NSA)
Storey, Sharon V. (NSA)

TEXT_BODY

as cleared by SRB. He asks that you add a q & a re the Nethercutt amendment. Clear with Mara/Miles. --Justin

TRANSLATED_ATTACHMENT

UNIVISION POTUS QandA_____.doc
For UNIVISION Interview DRAFT DRAFT DRAFT
pending final clearance from NEC/NSC

What has been your contribution to relations between the U.S. and Mexico? How would you characterize the state of U.S. Mexican relations?

* Relationship between United States and Mexico during my administration strong as it has ever been. A new relationship of understanding and trust that benefits people on both sides of the border.

* NAFTA has been a solid success. Tremendous increase in trade and investment during the last five years. Free trade has created millions of jobs in both countries and contributed significantly to both countries' prosperity.

* The United States was supportive and respectful of Mexico during difficult months before 1994 election, supporting Mexican efforts to establish a more open and competitive electoral process.

* Most difficult bilateral challenge was Mexico's 1995 financial crisis. The United States led an international effort that provided \$50 billion support package, critical to Mexico's quick recovery and continued positive

economic performance. (Impressively, Mexico paid off its debt early and with interest.)

- * Governments have advanced mechanisms of multilateral and regional cooperation, including the U.S.- Mexico Binational Commission.

- * Working together on border issues, including migration, environmental concerns, and fighting crime. Tried to address these issues with sensitivity and respect for each countries' borders and laws.

- * Sought to open a new chapter of dialogue, respect, and progress for the United States and Mexico that I hope to leave as one of my legacies.

Can you tell us about your Cuba policy?

- * Our Cuba policy reflects a bipartisan consensus spanning more than three decades. Keep pressure on the Cuban government to change - through the economic embargo and diplomatic efforts - while reaching out to the Cuban people to encourage development of independent, vibrant civil society.

What about the embargo? How do you justify maintaining the embargo on Cuba?

- * The Cuban Liberty and Democratic Solidarity Act, or Helms-Burton Act, which became law after Cuba shot down two U.S. civilian aircraft in international airspace in February 1996, codified the economic embargo. Helms-Burton is intended to increase pressure on the Castro government to undertake democratic reforms and to better protect the rights of U.S. citizens whose property in Cuba was illegally confiscated and later used by foreign investors.

Tell us about your people-to-people outreach.

- * While the economic embargo receives most media and international attention, support for the Cuban people is central theme of my policy. The key is to provide support for the Cuban people without strengthening the Cuban government.

This effort supports independent, nongovernmental activity and promotes the emergence of civil society.

* We encourage cultural exchanges between the U.S. and Cuban people, like the Washington Ballet visit in Havana last week -- the first ballet exchange in over forty years. Thousands of American students, artists, church groups, and academics have met with Cuban counterparts as part of this outreach to the Cuban people..

* In March 1998 and in January 1999, I authorized steps to increase people-to-people contact, ease the humanitarian plight caused by the Cuban government's failed policies, and help the Cuban people prepare for a democratic future. This included agricultural and medicine sales to non-government entities along with increased remittances, expanded charter flights from more locations in the United States, and efforts to establish direct mail service. Migration is a key matter between Cuba and the United States, involving rafters and other illegal migration. Can you tell us about your migration policy.

* Safe, legal, and orderly migration has been a top priority of our Cuba policy.

The 1994 migrant crisis -- when thousands of Cuban and Haitian migrants flooded the Florida Straits -- made it clear we needed to do everything possible to prevent dangerous migration attempts.

* In 1994 and 1995, we signed accords allowing for 20,000 visas to be issued to Cubans who want to come to the United States. These accords also allow the U.S. Coast Guard to interdict at sea those who attempt to migrate illegally and return them to Cuba.

* As the events surrounding the case of Elian Gonzalez taught us, illegal migration is a dangerous undertaking. Our cooperation with the Cubans on the migration accords and annuals talks between our two governments help to encourage safe, orderly migration, while discouraging dangerous boat departures from Cuba.

Don't you think there has been a change of position by the American people on

Cuba policy? Isn't it time to end the embargo?

* There may be a growing belief among the American people that we should change our approach dealing with Cuba. But, change in attitude does not change the basis of our policy.

* I have often said that if Cuba makes fundamental, systemic changes, then I would be willing to consider changes in our policy. So far I have seen little indication that the Cuban government is prepared to make such moves.

2

2

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. email	Patten to Wendy Gray re: FW: Cuab [sic] Gaming Seminar (3 pages)	11/29/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F

rs1862

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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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.

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

Exchange Mail

DATE-TIME 10/30/2000 5:16:00 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION ~~SECRET~~
CLASSIFICATIONREASON 1.5(d)
DATECLASSIFIEDON 10/30/2000
DECLASSIFYON 10/31/2010
SUBJECT RE: Cuba Meeting [~~SECRET~~]
TO Hollis, Caryn C. (INTERAM)

CARBON_COPY

TEXT_BODY

on a conf call -- will catch you later

-----Original Message-----

From: Hollis,
Caryn C. (INTERAM)
Sent: Monday, October 30, 2000 5:14 PM
To: Patten,
Wendy L. (MULTI)
Subject: RE: Cuba Meeting [~~SECRET~~]

Hi I'm
here.....same time, Cordellhull

-----Original
Message-----

From: Patten, Wendy L. (MULTI)
Sent: Monday, October
30, 2000 4:26 PM
To: Hollis, Caryn C. (INTERAM)
Subject: RE: Cuba
Meeting [~~SECRET~~]

call me and I'll pop over and we can discuss
who would be best from DOJ. meeting still same time?

-----Original
Message-----

From: Hollis, Caryn C. (INTERAM)
Sent: Monday, October

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

2011-10357

30, 2000 2:57 PM

To: Beardsworth, Richard R. (Randy) (DEFENSE);
Patten, Wendy L. (MULTI); Mclean, Matthew K. (MULTI)
Subject: RE:
Cuba Meeting [~~SECRET~~]

Bob Bach is in the private sector now.
Rick Coffin might be the appropriate person. Don't want to get to operational. Want to examine the big picture...then let Matt take over and integrate all the plans and get it approved.

-----Original
Message-----

From: Beardsworth, Richard R. (Randy) (DEFENSE)
Sent: Monday,
October 30, 2000 2:53 PM
To: Patten, Wendy L. (MULTI); Hollis,
Caryn C. (INTERAM); Mclean, Matthew K. (MULTI)
Subject: RE: Cuba
Meeting [~~SECRET~~]

Caryn, I no longer know who is the right person
from Justice/INS....Rick certainly knows the Distant Shore playbook.
What about Bob Bach?

-----Original Message-----

From: Patten,
Wendy L. (MULTI)
Sent: Monday, October 30, 2000 2:40 PM
To: Hollis,
Caryn C. (INTERAM); Beardsworth, Richard R. (Randy) (DEFENSE);
Mclean,
Matthew K. (MULTI)
Subject: RE: Cuba Meeting [~~SECRET~~]

think

we might want Rick Coffin there? It might make sense to have someone
from Justice/INS who can speak to migration aspects of this issue.
Either Rick or someone from the DAG's office (Castello or Lee?).
What do you think?

-----Original Message-----

From: Hollis,
Caryn C. (INTERAM)
Sent: Monday, October 30, 2000 2:18 PM
To: Beardsworth,
Richard R. (Randy) (DEFENSE); Patten, Wendy L. (MULTI); Mclean,
Matthew K. (MULTI)
Subject: Cuba Meeting [~~SECRET~~]

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006. email	Patten to Caryn Hollis re: Cuba Meeting [partial] (1 page)	10/30/2000	P3/b(3)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

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]

All,
I will
host a close hold meeting on Cuba contingency planning Wed Nov 1,
10:00-11:30 am , Rm 476. This will primarily be a brain storming
session to toss around some ideas for the paper I promised Eric Schwartz
on alternative scenarios for Cuba contingency planning.

I intend
to invite Fulton Armstrong; John Christiansen from OSD; (b)(3)
from DIA; and Charles Shapiro and Susan Snyder from State.

ANy
other suggestions? caryn

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
007. email	Hollis to Patten and McLean re: FW: Cuab [sic] Gaming Seminar (3 pages)	12/01/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

RESTRICTION CODES

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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.

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- 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]

Exchange Mail

DATE-TIME 12/04/2000 2:36:14 PM
FROM Moran, Kevin S. (NSA)
CLASSIFICATION ~~CONFIDENTIAL~~
CLASSIFICATIONREASON 1.5(d)
DATECLASSIFIEDON 12/04/2000
DECLASSIFYON 12/05/2010
SUBJECT RE: Cuban Migration [~~CONFIDENTIAL~~]
TO Rudman, Mara E. (NSA)

CARBON_COPY

TEXT_BODY

will do

-----Original Message-----

From: Rudman, Mara E. (NSA)

Sent: Monday, December 04, 2000 2:17 PM

To: Moran, Kevin S. (NSA);

@RUDMAN

Subject: RE: Cuban Migration [~~CONFIDENTIAL~~]

why don't

you ask don to give me a call on it if he'd like an update.

-----Original Message-----

From: Moran, Kevin S. (NSA)

Sent: Monday,

December 04, 2000 2:15 PM

To: @RUDMAN

Subject: RE: Cuban Migration
[~~CONFIDENTIAL~~]

Mara... Is there anything new on this that I should
share with Don? k

-----Original Message-----

From: Rudman,

Mara E. (NSA)

Sent: Monday, December 04, 2000 10:08 AM

To: Schwartz,

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By: *pm* NARA, Date *3/26/16*

201-1034-F

Eric P. (MULTI); @NSA - Natl Security Advisor
Cc: @RUDMAN
Subject: RE:
Cuban Migration [CONFIDENTIAL]

we did discuss. i have calls
out to colleagues at state and dod on it. would be happy to discuss
with you in more detail by phone.

-----Original Message-----

From:
Schwartz, Eric P. (MULTI)
Sent: Monday, December 04, 2000 10:07
AM
To: @NSA - Natl Security Advisor
Cc: @RUDMAN
Subject: Cuban
Migration [CONFIDENTIAL]

Please pass to Don and Mara

Don and
Mara:

Have you had the chance to discuss with one another the
Cuba migration planning exercise that JCS had hoped to undertake?

My personal view is that delay for a situation-specific reason
could be appropriate, but I would advise against indefinite delay.

Eric

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
008. email	Patten to McLean re: FW: Mass Migration Deputies Paper (8 pages)	12/13/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

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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.

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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]

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
009. email	McLean to Schwartz re: Mass Migration Contingency Planning Appendrix (3 pages)	12/18/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Schwartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

RESTRICTION CODES

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

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

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

Exchange Mail

DATE-TIME 12/18/2000 3:08:07 PM
FROM Hollis, Caryn C. (INTERAM)
CLASSIFICATION ~~SECRET~~
CLASSIFICATIONREASON 1.5(d)
DATECLASSIFIEDON 12/18/2000
DECLASSIFYON 12/19/2010
SUBJECT RE: Mass Migration Contingency Planning Appendix [~~SECRET~~]
TO Mclean, Matthew K. (MULTI)

CARBON_COPY

TEXT_BODY Hey Matt, what went on at the meeting this morning ? Didn't know about it and had a conflict.

-----Original Message-----

From: Mclean,
Matthew K. (MULTI)
Sent: Monday, December 18, 2000 1:46 PM
To: Schwartz,
Eric P. (MULTI)
Cc: Patten, Wendy L. (MULTI); Mclean, Matthew
K. (MULTI); Hollis, Caryn C. (INTERAM)
Subject: Mass Migration
Contingency Planning Appendix [~~SECRET~~]

ERIC -- i cut down the
appendix to a single page.

(caryn, i took the two-pager that
we worked on before regarding the more sensitive issues and got it
to one page for the deputies on wed.)

<< File: 001220 CP IWG
Cuba appendix.doc >>

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By AL NARA, Date 3/25/11
2011-1039-F

Exchange Mail

DATE-TIME 12/18/2000 4:27:15 PM
FROM Mclean, Matthew K. (MULTI)
CLASSIFICATION ~~SECRET~~
CLASSIFICATIONREASON 1.5(d)
DATECLASSIFIEDON 12/18/2000
DECLASSIFYON 12/19/2010
SUBJECT RE: Mass Migration Contingency Planning Appendix ~~[SECRET]~~
TO Hollis, Caryn C. (INTERAM)

CARBON_COPY

TEXT_BODY

did i seriously not inform you??? geeez, i am sorry. however, you didn't miss anything new. on the migration stuff, we will just recommend that deputies task 1) the cp iwg to develop a more detailed (10-15 pages) pol-mil plan for migration and 2) a nsc-led restricted small group to develop a more detailed plan (10-15 pages) on the more sensitive issues, as outlined in the two-pager we worked out -- and is now down to one page.

-----Original Message-----

From: Hollis,
Caryn C. (INTERAM)
Sent: Monday, December 18, 2000 3:08 PM
To: Mclean,
Matthew K. (MULTI)
Subject: RE: Mass Migration Contingency Planning
Appendix ~~[SECRET]~~

Hey Matt, what went on at the meeting this morning
? Didn't know about it and had a conflict.

-----Original Message-----

From: Mclean,
Matthew K. (MULTI)
Sent: Monday, December 18, 2000 1:46 PM
To: Schwartz,
Eric P. (MULTI)
Cc: Patten, Wendy L. (MULTI); Mclean, Matthew
K. (MULTI); Hollis, Caryn C. (INTERAM)
Subject: Mass Migration
Contingency Planning Appendix ~~[SECRET]~~

DECLASSIFIED
E.O. 13526

White House Guidelines, September 11, 2006

By M NARA, Date 2/28/16

2011-1031-F

ERIC -- i cut down the
appendix to a single page.

(caryn, i took the two-pager that
we worked on before regarding the more sensitive issues and got it
to one page for the deputies on wed.)

<< File: 001220 CP IWG
Cuba appendix.doc >>

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
010. email	Patten to McLean re: FW: Cuba Paper (3 pages)	12/18/2000	P1/b(1)

COLLECTION:

Clinton Presidential Records
NSC Emails
Exchange-Record (Sept 97-Jan 01) ([Scwhartz and Cuba...])
OA/Box Number: 620000

FOLDER TITLE:

[09/27/2000-01/12/2001]

2011-1039-F
rs1862

RESTRICTION CODES

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RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

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- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
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- 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]

Exchange Mail

DATE-TIME 1/11/01 6:55:41 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT FW: Matt's Guide to Migrant Ops [UNCLASSIFIED]
TO Banbury, Anthony "Tony" N. (MULTI)
Mclean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Peterson-Becker, Augustine "Gusti" (ADMIN)
Schwartz, Eric P. (MULTI)
Shea, Dorothy C. (MULTILAT)
Smith, Peter D. R. (MULTI)
Tierney, Mary "Theresa" T. (MULTI)
Wilcox, Richard M. (MULTI)

CARBON_COPY**TEXT_BODY**

fyi

-----Original Message-----

From: Patten, Wendy L. (MULTI)

Sent: Thursday, January 11, 2001 6:55 PM

To: Mclean, Matthew K.
(MULTI)

Subject: FW: Matt's Guide to Migrant Ops [UNCLASSIFIED]

Matt

-- please feel free to call me at home or at DOJ after 2-12 with
any questions you may have.

-----Original Message-----

From: Patten,

Wendy L. (MULTI)

Sent: Friday, June 23, 2000 8:53 PM

To: Mclean,
Matthew K. (MULTI)

Subject: Matt's Guide to Migrant Ops [UNCLASSIFIED]

Key

people to call:

1. Scott Busby -- State/PRM - 663-3954

calls
on any and all subjects related to migrants

2. Caryn Hollis --
6-9137

always coordinate with her. She handles Cuba and Haiti, generally familiar with migrant ops, knows players, can help with who to call at State/Office of Cuban Affairs and the Haiti Working Group there if you should need someone. She will defer to us on migration and protection issues but needs to be in the loop for diplomatic and foreign policy aspects.

3. Lt. Greg Magee -- USCG 267-1766

he
sends daily updates and is your first call if you want to know exactly where Coast Guard stands with a particular interdiction. He is the most helpful of all USCG staff. I've asked him to send daily sitrep to you.

4. Scott Genovese -- USCG liaison State/INL -- convenor of PD-27

Scott is the convenor of the PD-27 conference calls, so he will call you if they determine they need NSC. Also, if you decide you need to pull together a PD-27, call Scott to set it up.

5. Comdr. Chris Carter -- 267-1178

if you can't reach Greg
and you need someone Coast Guard, call Chris.

6. INS/Intl Affairs
- Haitian cases -- Maryann Marts -- 305-2754

The key policy issue
is that there must be a Creole speaker on board the cutter. Everyone knows this, but I always double check with Coast guard whenever I do a PD-27.

7. INS/Intl Affairs - Cuban cases -- Janelle Jones
-- 305-2757

great person -- knows all there is to know about policy
and process in Cuban cases.

8. INS/OGC -- Kelly Ryan -- 514-3211

You
probably will not need to call general counsel, but if you do, you
should go thru our legal shop and have one of them on the line

9.
State/INL -- Jim Puleo -- 736-4376

for Chinese boats, he will
take the lead in coordinating and can explain all policy and process
to you. Used to be in senior position at INS as well.

10. DOJ/Deputy
AG's office -- James Castello, 514-3392

it is unlikely you will
need to call him, but if you (or combination of you Eric, Caryn,
Mary DeRosa) think there is some big issue, you want to make sure
that not just INS but Main Justice is in the loop. If in doubt,
call Scott for guidance. Note that James leaves Justice on Jan 20
and may not know his successor. You might call him on his last day
to see, or be sure to be in touch with the career INS folks listed
here who will know who is taking over immigration issues in the Deputy's
Office or in Main Justice more generally.

11. Coast Guard Ops
center -- 267-2100

for reaching people after hours

12. INS
command center -- 616-5000

for reaching people after hours

13.
Friday Cuba SVTS at noon. Notice will come thurs saying if it is
on or canceled. Agenda will come Friday am if it is on. Caryn attends
as well. Migration is almost always a topic. You should look at
the agenda and attend at least the migration portion (which is almost
always first).

Lastly, am giving you the transition folder (hard
copy) of documents related to migration and interdiction.

thanks
and you'll do great -- WLP

Exchange Mail

DATE-TIME 1/12/01 11:01:00 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION ~~CONFIDENTIAL~~
CLASSIFICATIONREASON 1.5(d)
DATECLASSIFIEDON 01/12/2001
DECLASSIFYON 01/12/2011
SUBJECT Migrant Interdiction TTransition paper [~~CONFIDENTIAL~~]
TO Schwartz, Eric P. (MULTI)

CARBON_COPY Banbury, Anthony "Tony" N. (MULTI)
Mclean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Peterson-Becker, Augustine "Gusti" (ADMIN)
Schwartz, Eric P. (MULTI)
Shea, Dorothy C. (MULTILAT)
Smith, Peter D. R. (MULTI)
Tierney, Mary "Theresa" T. (MULTI)
Wilcox, Richard M. (MULTI)

TEXT_BODY

Eric -- my final act. The red transition folder in my top drawer (T can get combo) contains the migration and interdiction related docs we selected to keep as transition docs, and they are the ones referenced in this paper. Ask Ts to give them to you so you can check them as needed as you review this paper.

Call me if you
need me. thanks -- WLP

TRANSLATED_ATTACHMENT MIGRATION TRANSITION MEMO.doc
TRANSITION PAPER: Migrant Interdiction, Mass Migration
Preparedness, and Related Issues

Current Interdiction Policy

Our objective has been to manage effectively the challenges of attempted illegal entry by sea while preserving basic protections for refugees. PDD-9, issued by President Clinton in 1993 in response to

DECLASSIFIED
E.O. 13526

White House Guidelines, September 11, 2006

By *ML* NARA, Date *3/25/16*

201-1039-F

the flow of illegal Chinese migrants, provides the policy basis for interdiction of migrants away from our shores. PDD-9 affirms the importance of refugee protection principles, which have long undergirded our efforts in this area. (U - Eric: check if should be C)

Worldwide guidance issued by President Nixon in 1972 continues to govern the handling of claims for asylum. It provides that a foreign national who requests asylum or temporary refuge must be given a full opportunity to have their request considered on the merits. The Kennebunkport Order (E.O. 12307) issued by President Bush in 1992 in response to the Haitian migration crisis temporarily altered the Nixon guidance insofar as it authorized, but did not compel, the suspension of screening procedures for all persons interdicted outside U.S. territory. (CHECK my reading of the order, but I believe it is correct) The Nixon guidance was abrogated only with regard to Haitians, but the policy of direct return of became virtually impossible to defend given the number of human rights abuses in Haiti and the historic commitment of the U.S. to provide protection to persons fleeing persecution. President Clinton opted for safe haven at Guantanamo Bay and subsequently reinstituted the Nixon guidance for Haitians. (See McKinley Memo, Apr. 12, 1985; Memo to Berger, Jan. 4, 1996). (U)

While our overall interdiction policy requires screening of anyone who seeks protection against return, specific screening procedures vary. There are three distinct categories. First, Chinese migrants interdicted at sea are given a written questionnaire that elicits information regarding their fear of return. INS asylum officers then conduct credible fear screenings of those migrants who raised issues relating to fear of return in their questionnaires. Interviews can take place aboard ship or on land as logistically necessary. Those who are found to have a credible fear are paroled into the mainland U.S. in order to apply for asylum, which claim is then adjudicated by an immigration judge. These procedures were developed in consultation with UNHCR in response to an increasing flow of Chinese migrants interdicted in the Pacific in 1993. (U)

Second, INS asylum officers offer the possibility of screening at sea to all interdicted Cubans to determine whether they have a credible fear of persecution. If so, they are taken to Guantanamo for a full refugee screening, based on the international legal standard (well-founded fear of persecution based on one of five enumerated grounds). If they are found to meet this standard, they are granted protection at the base and resettled in third countries. If they should fail to establish either a credible or a well-founded fear, they are returned to Cuba. These procedures were developed in careful consultation with UNHCR in 1995, after the U.S. ended its policy of bringing all Cuban migrants into the U.S. amidst the Cuban boat crisis. (See Memo on Seaborn Migration from Cuba and Protection, May 19, 1995). (U)

Third, all other migrants interdicted at sea who express a fear of return are screened and, if determined to have a credible fear, are brought quietly into the United States in order to apply for asylum. The Coast Guard seeks to ensure that an officer who speaks the language of the migrants (e.g, Creole for Haitians) is present on the cutter, so that any person who has concerns can raise them. (See McKinley Memo, above). (U)

UNHCR, refugee groups, and certain Members of Congress have been concerned about the apparent inequity of applying these differing procedures to each of these groups. The issue requires interagency consultation and INS is currently reviewing whether a common procedure might be developed, or whether differences among the procedures could be minimized. (U)

Another issue that the new administration will have to address is interagency burden sharing, particularly with regard to the relative responsibilities of DoD and Justice/INS for managing the Cuban migrant camp at Guantanamo. While a 1998 Berger memo sets forth a proposed framework for resolving this long-standing issue, the key lies in securing funding for INS to assume lead responsibility for offshore migrant operations at Guantanamo and elsewhere, especially the Pacific. The Administration unsuccessfully sought \$25 million for this purpose for FY 01. The failure to resolve this issue has posed obstacles to our efforts to respond in a timely fashion to migrant issues and has exacerbated tensions among the agencies. (U)

Mass Migration Planning

The USG is presently engaged in planning to deter, prepare for, and handle mass migration emergencies in the Caribbean (notably Cuba and Haiti). The Contingency Planning IWG is leading this effort at the direction of Deputies, who authorized development of interagency plan that integrates existing plans of individual agencies. (C)

The 1998 Berger memo makes clear that, with regard to mass migrations, the proposed burden sharing framework does not apply and that the Administration will draw upon the resources of various relevant agencies, including DoD, as the President deems appropriate. (U)

Other Refugee Protection and Migration-Related Issues

The new administration will need to address both the extension of existing designations of Temporary Protected Status (TPS) to numerous countries, from Honduras and Nicaragua (expires July 5) to Sierra Leone (expires November 3), and Deferred Enforced Departure (DED) for Liberians (expires September 28). It will likely have to grapple with the issue of whether to grant TPS for Colombian nationals. Moreover, those governments whose nationals residing in

the U.S. would have benefited from passage of the Latino and Immigrant Fairness Act will continue to press the USG for relief, insisting that our foreign policy objectives toward their countries will be compromised if some form of permanent relief is not granted. (U)

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