

Exchange Mail

DATE-TIME 02/02/2000 2:46:10 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: letter from Menendez on Elian [UNCLASSIFIED]
TO Shapiro, Daniel B. (LEGIS)
DeRosa, Mary B. (LEGAL)

CARBON_COPY Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Stromseth, Jane E. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)

TEXT_BODY thanks, Dan. I'll make the change -- WLP

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

From: Shapiro,
Daniel B. (LEGIS)
Sent: Wednesday, February 02, 2000 2:40 PM
To: Patten,
Wendy L. (MULTI); DeRosa, Mary B. (LEGAL)
Cc: @INTERAM - Inter-American;
@LEGAL - Legal Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT
- Multilateral and Humanitarian Affairs

Subject: RE: letter from
Menendez on Elian [UNCLASSIFIED]

Wendy, Mary -- We in Leg. would
like to stick with "through legislation". Slightly less in-your-face.
I hope you guys can live with that. -- Dan

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

From: Patten,
Wendy L. (MULTI)
Sent: Wednesday, February 02, 2000 11:10 AM
To: DeRosa,
Mary B. (LEGAL); Shapiro, Daniel B. (LEGIS)
Cc: @INTERAM - Inter-American;
@LEGAL - Legal Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT
- Multilateral and Humanitarian Affairs
Subject: RE: letter from
Menendez on Elian [UNCLASSIFIED]

I share Mary's preference for
the same reason, but can live with either. Dan -- what's the final
word on this?

thanks -- WLP

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

From: DeRosa,
Mary B. (LEGAL)
Sent: Wednesday, February 02, 2000 11:08 AM
To: Shapiro,
Daniel B. (LEGIS); Patten, Wendy L. (MULTI)
Cc: @INTERAM - Inter-American;
@LEGAL - Legal Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT
- Multilateral and Humanitarian Affairs
Subject: RE: letter from
Menendez on Elian [UNCLASSIFIED]

I sort of like "in Congress"
better because the point is that this is just the wrong place for
this issue, but I'm ok with either.

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

From: Shapiro,
Daniel B. (LEGIS)
Sent: Wednesday, February 02, 2000 10:47 AM
To: Patten,
Wendy L. (MULTI)
Cc: @INTERAM - Inter-American; @LEGAL - Legal
Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT - Multilateral
and Humanitarian Affairs

Subject: FW: letter from Menendez on Elian
[UNCLASSIFIED]

same suggestion -- Mary are you okay with this?

-----Original

Message-----

From: Patten, Wendy L. (MULTI)

Sent: Tuesday, February

01, 2000 10:43 PM

To: Hollis, Caryn C. (INTERAM); Shapiro, Daniel

B. (LEGIS); DeRosa, Mary B. (LEGAL)

Cc: @INTERAM - Inter-American;

@LEGAL - Legal Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT

- Multilateral and Humanitarian Affairs

Subject: letter from Menendez

on Elian [UNCLASSIFIED]

<< File: 0422POTUSletMenendezEG.doc >>

Please clear asap. Letter is identical as one to Senators Mack et al. The Elian-related congressional correspondence will all be bundled together under one memo, so no SRB or POTUS memo unique to Menendez is coming your way (less to review -- thought you'd like that).

thanks -- WLP

Exchange Mail

DATE-TIME 02/04/2000 9:58:05 AM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT Updated Elian guidance [UNCLASSIFIED]
TO Hollis, Caryn C. (INTERAM)
DeRosa, Mary B. (LEGAL)
Shapiro, Daniel B. (LEGIS)

CARBON_COPY Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
Mclean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Stromseth, Jane E. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Fallin, James (PRESS)
Gobush, Matthew N. (PRESS)
Hammer, Michael A. (PRESS)
Hoelzer, Jennifer I. (PRESS/INTERN)
Huff, Lindsey E. (PRESS)
Leavy, David C. (PRESS)
Thinakaran, Prabhath (PRESS/INTERN)
Williams, Mary C. (ADMIN)
Wozniak, Natalie S. (PRESS)
Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)

TEXT_BODY

Please clear. thanks -- WLP

TRANSLATED_ATTACHMENT CubanboyPG15a.doc
CUBAN BOY
February 4, 2000

CONTEXT: Yesterday, Juan Gonzalez, Elian's father, sent a letter to the Attorney

General and INS Commissioner, requesting that INS transfer custody of the child to a different uncle in Miami while awaiting implementation of its decision to return the boy to him in Cuba. The letter also requests that manipulation and harassment of the child be stopped, and that INS provide detailed information on all persons visiting the home where the child presently resides. Last week, under INS instructions, Elian met with his grandmothers on January 26 at the Miami Beach home of Sister Jean O'Laughlin. Sister O'Laughlin has since stated that she now believes that the child should remain in the United States.

Sen. Mack has introduced a bill to confer citizenship on the boy, and Rep. McCollum introduced companion legislation in the House. Rep. Rangel is sponsoring a sense of Congress resolution saying that Congress should not interfere in this case and that INS should carry out its decision to return the boy to his father, and Rep. Menendez has introduced legislation to make the child

a lawful permanent resident. Action by Congress to confer citizenship or residency on the child would effectively divest INS of jurisdiction over the matter, leaving a Florida state court to resolve a custody case filed by the boy's great uncle against the boy's father in Cuba.

What is the INS decision in the Elian Gonzalez case? Do you support it?

* INS determined that Elian's father, Juan Gonzalez, has sole authority to speak on his son's behalf regarding his immigration status in this case. Mr. Gonzalez has asked that his son be returned to Cuba.

* INS very carefully assessed the law and the facts. We believe they handled this case in the appropriate manner and we support their decision.

[IF ASKED] Has Elian's father requested a change in custody, asking INS to transfer him to his great uncle, Manolo Gonzalez?

* Mr. Juan Gonzalez has sent a letter to the Attorney General and INS Commissioner Meissner. They are reviewing the letter, and I would direct you to them for further information.

What's your reaction to Sister Jean O'Laughlin's op-ed in the New York Times, stating that, based on what she observed, she now feels that Elian should not be returned to his father in Cuba?

* Everyone involved in this matter appreciates the role that Sister Jean O'Laughlin played in hosting the meeting between the grandmothers and their grandson.

[IF ASKED] Are you concerned that Cuban officials controlled the grandmothers' actions during their visit?

* All the officials from the Department of Justice and INS who have met with the grandmothers have been profoundly impressed by the genuineness of their desire to

see Elian and to have him return to his home in Cuba.

Congress is seeking to pass legislation that confers citizenship or permanent resident status on Elian Gonzalez. What's your stance on these bills?

* As the President said, we hope the challenge to the INS decision will be resolved in court, not in the Congress, and we strongly oppose legislation to confer citizenship on the child.

Will you veto such a bill?

* As the President has said, he has not made a decision on this question, but would not rule out a veto.

[IF ASKED] Why didn't the President meet with Elian's grandmothers before they returned to Cuba?

* The President has made clear from the beginning that he does not want to inject

politics into this issue. The Attorney General and INS Commissioner met with the

grandmothers, and they, of course, are representatives of the Administration.

The INS decision is being challenged in court, and it should be resolved there.

What is the next step in this case? What happens next in the federal lawsuit filed by attorneys for Elian's great uncle?

* This is a matter for the Justice Department to handle, and in keeping with normal policy, we cannot comment on pending litigation.

Does the White House support the Attorney General's view that the state courts don't have jurisdiction over the boy from Cuba?

* As we have said before, this matter is appropriately in the hands of the INS and the Department of Justice.

Were the political implications of the decision discussed at the senior levels?

* White House officials did not seek to, nor did they, influence the outcome of this decision, which, let me reiterate, was made solely by the responsible authorities following the law and INS rules and procedures. But we want to see it carried out.

What about Dan Burton's subpoena?

* The Justice Department is dealing with all the related legal developments in this case.

4

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Exchange Mail

DATE-TIME 02/04/2000 10:26:10 AM
FROM Lackey, Miles M. (LEGIS)
CLASSIFICATION UNCLASSIFIED
SUBJECT FW: call from COS office re: jackson-lee letter on Elian [UNCLASSIFIED]
TO Rudman, Mara E. (NSA)

CARBON_COPY

TEXT_BODY this is an example of what what we discussed yesterday

-----Original

Message-----

From: Patten, Wendy L. (MULTI)

Sent: Friday, February

04, 2000 10:23 AM

To: Rudman, Mara E. (NSA)

Cc: @RUDMAN; @LEGISLAT

- Legislative Affairs; @MULTILAT - Multilateral and Humanitarian
Affairs

Subject: call from COS office re: jackson-lee letter on
Elian [UNCLASSIFIED]

Mara -- FYI in case you receive a call from
Maria on the above.

Marge Tarmey called me this morning to inquire as to the status of our response to this letter. I told her that it went forward to our front office yesterday morning (I had emailed her to that effect yesterday). She also asked whether we had adequately responded to Jackson-Lee's two primary concerns: veto, and the grandmothers's request to meet the President. I explained that the letter states the President's view that the INS decision is now being challenged in court, and the matter should be decided there, not through legislation. On the meeting, the letter thanks Jackson-Lee for forwarding the grandmother's letter requesting a meeting, and says that he is pleased they were able to meet with the AG and INS Commissioner.

thanks
-- WLP

Exchange Mail

DATE-TIME 02/04/2000 11:33:03 AM
FROM Fallin, James (PRESS)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: any Elian questions this morning? [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)

CARBON_COPY

TEXT_BODY no no, thank you!

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

From: Patten, Wendy
L. (MULTI)

Sent: Friday, February 04, 2000 11:29 AM

To: Fallin,
James (PRESS)

Subject: RE: any Elian questions this morning? [UNCLASSIFIED]

thanks

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

From: Fallin, James (PRESS)

Sent: Friday, February
04, 2000 11:27 AM

To: Patten, Wendy L. (MULTI)

Subject: RE: any
Elia questions this morning? [UNCLASSIFIED]

no, but we were ready.

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

From: Patten, Wendy L. (MULTI)

Sent: Friday, February
04, 2000 11:18 AM

To: @PRESS - Public Affairs

Subject: any Elia
questions this morning? [UNCLASSIFIED]

Exchange Mail

DATE-TIME 02/04/2000 1:45:33 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: New Developments in Elian Gonzalez Case [UNCLASSIFIED]
TO Hollis, Caryn C. (INTERAM)

CARBON_COPY**TEXT_BODY**

not sure if they are cousins or not. I'll ask for more info next time we talk to DOJ.

thanks -- WLP

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

From: Hollis,
Caryn C. (INTERAM)
Sent: Friday, February 04, 2000 1:32 PM
To: Patten,
Wendy L. (MULTI)
Subject: RE: New Developments in Elian Gonzalez
Case [UNCLASSIFIED]

Tell me more about the "twin brothers" who
are they?

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

From: Patten, Wendy L.
(MULTI)
Sent: Friday, February 04, 2000 10:01 AM
To: Hollis, Caryn
C. (INTERAM); DeRosa, Mary B. (LEGAL); Shapiro, Daniel B. (LEGIS)
Cc: @MULTILAT
- Multilateral and Humanitarian Affairs; @LEGAL - Legal Advisor;
@LEGISLAT - Legislative Affairs; @INTERAM - Inter-American; @PRESS
- Public Affairs
Subject: New Developments in Elian Gonzalez Case
[UNCLASSIFIED]

Letter from Elian Gonzalez's Father

Summary:

Justice has just received a letter from Juan Gonzalez, Elian's father,
asking them to transfer custody of the child to a different uncle

in Miami while awaiting implementation of the INS decision to return the child to Cuba. The letter also requests an immediate end to manipulation and harassment of the child. Finally, Mr. Gonzalez requests that INS provide him detailed information on all persons visiting the house where the child now resides, and on any psychologists who are treating the child.

Letter: In the letter dated February 3, Mr. Gonzalez expresses his anguish over damage caused to his son's physical and emotional well-being by excessive media exposure and by manipulation by politicians and publicity agents, such as Ileana Ros-Lehtinen and Jose Basulto. He also complains that IINS is continuing to allow twin brothers with long criminal records to appear with the boy. He further notes that spokeswoman for those holding his son captive announced that psychologists are treating the child.

Citing his full and exclusive parental rights as recognized by INS, Mr. Gonzalez makes four requests:

1. that his child be returned to him;
2. that while awaiting implementation of the INS decision, his son be transferred to the home of his uncle, Manolo Gonzalez, who also resides in Miami;
3. that harassment, manipulation, psychological pressure, and violation of his son's privacy stop immediately; and
4. that INS fully and accurately provide him information detailing:

- * the names and qualifications of psychologists treating his son, treatment provided, and medications prescribed; and

- * the names, present occupations, and backgrounds of all persons visiting the child's present residence, of those who stay there, and of those who keep him company while he sleeps.

Justice is reviewing the letter.
AP has the story, but so far nothing on CNN.

thanks -- WLP

Exchange Mail

DATE-TIME 02/04/2000 1:54:39 PM

FROM Patten, Wendy L. (MULTI)

CLASSIFICATION UNCLASSIFIED

SUBJECT Revised guidance on Elian [UNCLASSIFIED]

TO Fallin, James (PRESS)
Gobush, Matthew N. (PRESS)
Hammer, Michael A. (PRESS)
Hoelzer, Jennifer I. (PRESS/INTERN)
Huff, Lindsey E. (PRESS)
Leavy, David C. (PRESS)
Thinakaran, Prabhath (PRESS/INTERN)
Williams, Mary C. (ADMIN)
Wozniak, Natalie S. (PRESS)

CARBON_COPY Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
Mclean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Stromseth, Jane E. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)

TEXT_BODY revised as per comments from Interam

TRANSLATED_ATTACHMENT

CubanboyPG16.doc
CUBAN BOY
February 4, 2000

CONTEXT: On February 3, Juan Gonzalez, Elian's father, sent a letter to the Attorney General and INS Commissioner, requesting that INS transfer custody of the child to a different uncle in Miami while awaiting implementation of its decision to return the boy to him in Cuba. The letter also requests that manipulation and harassment of the child be stopped, and that INS provide detailed information on all persons visiting the home where the child presently resides. Last week, under INS instructions, Elian met with his grandmothers on January 26 at the Miami Beach home of Sister Jean O'Laughlin. Sister O'Laughlin has since stated that she now believes that the child should remain in the United

States.

Sen. Mack has introduced a bill to confer citizenship on the boy, and Rep. McCollum introduced companion legislation in the House. Rep. Rangel is sponsoring a sense of Congress resolution saying that Congress should not interfere in this case and that INS should carry out its decision to return the boy to his father, and Rep. Menendez has introduced legislation to make the child

a lawful permanent resident. Action by Congress to confer citizenship or residency on the child would effectively divest INS of jurisdiction over the matter, leaving a Florida state court to resolve a custody case filed by the boy's great uncle against the boy's father in Cuba.

What is the INS decision in the Elian Gonzalez case? Do you support it?

* INS determined that Elian's father, Juan Gonzalez, has sole authority to speak

on his son's behalf regarding his immigration status in this case. Mr. Gonzalez has asked that his son be returned to Cuba.

* INS very carefully assessed the law and the facts. We believe they handled this case in the appropriate manner and we support their decision.

Has Elian's father requested a change in custody, asking INS to transfer him to his great uncle, Manolo Gonzalez?

* Mr. Juan Gonzalez has sent a letter to the Attorney General and INS Commissioner Meissner. They are reviewing the letter, and I would direct you to them for further information.

What's your reaction to Sister Jean O'Laughlin's op-ed in the New York Times, stating that, based on what she observed, she now feels that Elian should not be returned to his father in Cuba?

* Everyone involved in this matter appreciates the role that Sister Jean O'Laughlin played in hosting the meeting between the grandmothers and their grandson.

[IF ASKED] Are you concerned that Cuban officials controlled the grandmothers' actions during their visit?

* As you know, the Justice Department is handling this matter. We understand, though, that all the officials from the Department of Justice and INS who have met with the grandmothers have been profoundly impressed by the genuineness of their desire to see Elian and to have him return to his home in Cuba.

Congress is seeking to pass legislation that confers citizenship or permanent resident status on Elian Gonzalez. What's your stance on these bills?

* As the President said, we hope the challenge to the INS decision

will be
resolved in court, not in the Congress, and we strongly oppose
legislation to
confer citizenship on the child.

Will you veto such a bill?

* As the President has said, he has not made a decision on this
question, but
would not rule out a veto.

[IF ASKED] Why didn't the President meet with Elian's grandmothers
before they
returned to Cuba?

* The President has made clear from the beginning that he does not
want to inject

politics into this issue. The Attorney General and INS Commissioner
met with the

grandmothers, and they, of course, are representatives of the
Administration.
The INS decision is being challenged in court, and it should be
resolved there.

What is the next step in this case? What happens next in the federal
lawsuit
filed by attorneys for Elian's great uncle?

* This is a matter for the Justice Department to handle, and in keeping
with
normal policy, we cannot comment on pending litigation.

Does the White House support the Attorney General's view that the
state courts
don't have jurisdiction over the boy from Cuba?

* As we have said before, this matter is appropriately in the hands of
the INS
and the Department of Justice.

Were the political implications of the decision discussed at the senior
levels?

* White House officials did not seek to, nor did they, influence the outcome of this decision, which, let me reiterate, was made solely by the responsible authorities following the law and INS rules and procedures. But we want to see it carried out.

What about Dan Burton's subpoena?

* The Justice Department is dealing with all the related legal developments in this case.

4

3

Exchange Mail

DATE-TIME 02/04/2000 3:03:34 PM
FROM DeRosa, Mary B. (LEGAL)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: Jeb Bush letter on Elian Gonzalez [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)
Hollis, Caryn C. (INTERAM)

CARBON_COPY Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Stromseth, Jane E. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)

TEXT_BODY Looks good.

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

From: Patten, Wendy L.
(MULTI)

Sent: Friday, February 04, 2000 3:00 PM

To: DeRosa, Mary
B. (LEGAL); Hollis, Caryn C. (INTERAM)

Cc: @INTERAM - Inter-American;
@LEGAL - Legal Advisor; @MULTILAT - Multilateral and Humanitarian
Affairs

Subject: Jeb Bush letter on Elian Gonzalez [UNCLASSIFIED]

Mary
and Caryn,

Please clear on the attached package asap. I apologize for the quick turnaround, but I am being pressed from several quarters to send this forward by COB today. Mary -- the letter is the same as the prior version you saw. State and Justice are clearing now.

thanks
-- WLP

<< File: 0130BCmemoJebBushEG.doc >> << File:
0130POTUSletJebbushEG.doc
>> << File: 0130SRBJebBushEG.doc >>

Exchange Mail

DATE-TIME 02/07/2000 11:00:12 AM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: quick question re: Elian [UNCLASSIFIED]
TO Hollis, Caryn C. (INTERAM)

CARBON_COPY**TEXT_BODY**

thanks -- WLP

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

From: Hollis, Caryn
C. (INTERAM)

Sent: Monday, February 07, 2000 10:55 AM

To: Patten,

Wendy L. (MULTI)

Subject: RE: quick question re: Elian [UNCLASSIFIED]

There

was some press on it this weekend CNN reported that the Maimi relatives were asking to meet AG to reveal "new evidence". There may be a question on the status of the whole case. I'd do Q: What is the status.... A: refer the whole thing to justice as issue is in the courts.

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

From: Patten, Wendy L. (MULTI)

Sent: Monday, February 07, 2000 10:16 AM

To: Hollis, Caryn C.
(INTERAM)

Subject: quick question re: Elian [UNCLASSIFIED]

C

-- do you think this issue of the grandmothers' interaction with the child merits an IF ASKED question in the guidance? I'm just not sure.....

If so, I was thinking of something like; Waht's
your reaction to...

A: I have no knowledge of this, and would direct
you to DOJ for more info.

what do you think? I almost hate to
raise this issue since it has been so quiet up to now.

thanks
-- WLP

Exchange Mail

DATE-TIME 02/07/2000 12:33:19 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: Updated Elian guidance [UNCLASSIFIED]
TO DeRosa, Mary B. (LEGAL)

CARBON_COPY**TEXT_BODY**

nope -- came in a letter from bob Smith, urging AG to meet with them and hear their "new information" Justice is still deciding whether to meet. Justice press reports they have received a few calls both about the Smith letter/meeting request and the stuff in the Miami papers and a few wire services on grandmothers' interaction with the boy. I doubt we would get any questions on the latter since it's barely out there and no one really seems to be asking about it or reporting it.

thanks-- WLP

PS -- do you have comments
on the INS letter to Hill re: Elian, or should I just go ahead and
send my two minor comments?

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

From: DeRosa,
Mary B. (LEGAL)
Sent: Monday, February 07, 2000 12:32 PM
To: Patten,
Wendy L. (MULTI)
Subject: RE: Updated Elian guidance [UNCLASSIFIED]

Do
we know what kind of "new evidence" they say they have?

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

From: Patten, Wendy L. (MULTI)
Sent: Monday, February
07, 2000 12:21 PM
To: Hollis, Caryn C. (INTERAM); DeRosa, Mary
B. (LEGAL); @PRESS - Public Affairs
Cc: @MULTILAT - Multilateral
and Humanitarian Affairs; @LEGAL - Legal Advisor; @LEGISLAT -

Legislative
Affairs; @INTERAM - Inter-American
Subject: Updated Elian guidance
[UNCLASSIFIED]

<< File: CubanboyPG17.doc >>

Only one small
change to question re: next steps in the case. Please give any comments
directly to @press.

thanks - WLP

Exchange Mail

DATE-TIME 02/08/2000 1:19:02 PM
FROM Crocker, Bathsheba N. (NSA)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: Background for 2:30 Elian meeting [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)
CARBON_COPY DeRosa, Mary B. (LEGAL)

TEXT_BODY

thank you

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

From: Patten, Wendy L.

(MULTI)

Sent: Tuesday, February 08, 2000 1:17 PM

To: @NSA - Natl

Security Advisor

Cc: @LEGAL - Legal Advisor; @MULTILAT - Multilateral
and Humanitarian Affairs

Subject: Background for 2:30 Elian meeting
[UNCLASSIFIED]

Please pass to Jim. cc: Mara. Thank you.

Cleared

by Legal.

Background for 2:30 Meeting on Elian Gonzalez Case

I.

Status of Litigation

Federal Litigation: The schedule is as follows:

On the issue of whether the child has a constitutional right
to have his asylum application adjudicated:

Feb. 14 -- plaintiff's

reply brief due

Feb. 18 -- Justice reply brief due

Feb. 22 -- hearing

On
all other issues, except Justice's request for summary judgment to
dismiss the plaintiff's case:

Feb. 24 -- plaintiff's reply brief
due
Mar. 2 -- Justice reply brief due
week of Mar. 6 -- hearing

There
is at least some question, however, as to whether this schedule remains
firm. Justice argued at a status conference that all the issues
should be tried based on the existing record, and submitted a filing
to buttress its argument that no discovery is needed. The plaintiff
then filed his counterargument, contending that the court should
allow additional evidence. The parties were expecting a clarifying
order from the judge, but no such order has issued to date.

State
Court Litigation: A hearing on the great uncle's petition for temporary
custody is scheduled for March 6. To recall, a Miami-Dade County
family court granted emergency temporary custody to the great uncle
on an ex parte basis. Questions regarding service of the petition
on the father in Cuba remain.

II. Pending Requests

1. Letter
from Father: Elian's father sent a letter to Justice, asking them
to transfer custody of the child to a different uncle in Miami (Manolo
Gonzalez) while awaiting implementation of the INS decision to return
the child to Cuba. The letter also requests an immediate end to
manipulation and harassment of the child. In addition, the father
requests that INS provide him detailed information on all persons
visiting the house where the child now resides, and on any psychologists
who are treating the child.

2. Consular Access: The GOC requested
consular access to the child prior to the grandmothers' trip, and
have raised the issue again this week.

3. Telephonic Communication
between Elian and His Father: State received a diplomatic note yesterday
from the Cuban Interests Section, registering their concern over
the father's inability to make contact with Elian via telephone for
the previous two days. The line is either busy or there is no answer.

III. Issues for Discussion at Today's Meeting

1. need for USG commitment
to take the actions that will be required to enforce the INS decision
if upheld, remove the child from his great uncle's home, and return
him to his father

2. need for detailed development of scenarios
to accomplish the child's return

State feels strongly that it
cannot persuade the GOC to allow the father to come to the U.S. without
detailed answers to specific questions from the Cubans. The GOC
must be persuaded that we are committed to delivering the child,
and be provided with concrete information regarding logistical issues
such as:

- * where the father will stay while awaiting outcome of
the federal court litigation (a Cuban-American has approached State
to offer a home in New Hope, PA)
- * must the father travel to Florida,
or can the child be delivered to the father in another state, given
the state court order that bars his removal from the jurisdiction
- * who
will pay the father's expenses
- * will the father be provided with
an attorney
- * what is the timing of the various scenarios

3.
international consequences of persuading father to come and then
failing to deliver child

State has very serious concerns about
GOC action at the U.N., and in particular the U.N. Human Rights Commission.

4. consequences of a decision on the father's request to transfer
the child to a different uncle

5. how to respond to the consular
access request

This question becomes much less pressing if the
father comes, but we will have to address it if plans for the father
to travel here do not take shape soon.

6. how to handle the issue
of the father's telephonic access to Elian?

Wendy

Exchange Mail

DATE-TIME 02/09/2000 10:08:47 AM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT updated Elian guidance for clearance [UNCLASSIFIED]
TO Hollis, Caryn C. (INTERAM)
DeRosa, Mary B. (LEGAL)
Shapiro, Daniel B. (LEGIS)

CARBON_COPY Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Stromseth, Jane E. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)

TEXT_BODY

Please clear updated guidance -- includes AG and INS Comm. meeting
this morning (11am) with Miami relatives. Dan - no changes to leg
section. Mary -- please review the question re: involvement of White
House.

thanks -- WLP

TRANSLATED_ATTACHMENT CubanboyPG18.doc
CUBAN BOY
February 9, 2000

CONTEXT: In response to a request from Miami relatives,
transmitted via a letter

from Sen. Bob Smith, the Attorney General and INS Commissioner
will meet this
morning with Elian Gonzalez's Miami relatives, who claim they have
new
information to share. On February 3, Juan Gonzalez, Elian's father,
sent a
letter to the Attorney General and INS Commissioner, requesting that
INS transfer

custody of the child to a different uncle in Miami while awaiting
implementation
of its decision to return the boy to him in Cuba. The letter also
requests that
manipulation and harassment of the child be stopped, and that INS
provide
detailed information on all persons visiting the home where the child
presently
resides. On January 26, under INS instructions, Elian met with his
grandmothers
at the Miami Beach home of Sister Jean O'Laughlin. Sister O'Laughlin
has since
stated that she now believes that the child should remain in the United
States.

Sen. Mack has introduced a bill to confer citizenship on the boy, and
Rep.
McCollum introduced companion legislation in the House. Rep.
Rangel is
sponsoring a sense of Congress resolution saying that Congress
should not
interfere in this case and that INS should carry out its decision to
return the
boy to his father, and Rep. Menendez has introduced legislation to
make the child

a lawful permanent resident. Action by Congress to confer citizenship
or
residency on the child would effectively divest INS of jurisdiction
over the
matter, leaving a Florida state court to resolve a custody case filed by
the

boy's great uncle against the boy's father in Cuba.

What is the INS decision in the Elian Gonzalez case? Do you support it?

* INS determined that Elian's father, Juan Gonzalez, has sole authority to speak on his son's behalf regarding his immigration status in this case. Mr. Gonzalez has asked that his son be returned to Cuba.

* INS very carefully assessed the law and the facts. We believe they handled this case in the appropriate manner and we support their decision.

What are the implications of the Attorney General agreeing to meet with Elian's Miami relatives?

* I would direct you to the Justice Department on that issue.

Will the Justice Department grant Elian's father's request to transfer custody of

the child from the current Miami relatives to his great uncle, Manolo Gonzalez?

* Mr. Juan Gonzalez has sent a letter to the Attorney General and INS Commissioner Meissner. They are reviewing the letter, and I would direct you to them for further information.

What's your reaction to Sister Jean O'Laughlin's op-ed in the New York Times, stating that, based on what she observed, she now feels that Elian should not be returned to his father in Cuba?

* Everyone involved in this matter appreciates the role that Sister Jean O'Laughlin played in hosting the meeting between the grandmothers and their grandson.

[IF ASKED] Are you concerned that Cuban officials controlled the

grandmothers'
actions during their visit?

* As you know, the Justice Department is handling this matter. We understand, though, that all the officials from the Department of Justice and INS who have met with the grandmothers have been profoundly impressed by the genuineness of their desire to see Elian and to have him return to his home in Cuba.

Congress is seeking to pass legislation that confers citizenship or permanent resident status on Elian Gonzalez. What's your stance on these bills?

* As the President said, we hope the challenge to the INS decision will be resolved in court, not in the Congress, and we strongly oppose legislation to confer citizenship on the child.

Will you veto such a bill?

* As the President has said, he has not made a decision on this question, but would not rule out a veto.

What is the next step in this case? What happens next in the federal lawsuit filed by attorneys for Elian's great uncle?

* This is a matter for the Justice Department to handle, and in keeping with normal policy, we cannot comment on pending litigation.

Does the White House support the Attorney General's view that the state courts don't have jurisdiction over the boy from Cuba?

* As we have said before, this matter is appropriately in the hands of the INS and the Department of Justice.

Were the political implications of the decision discussed at the senior levels?

* White House officials did not seek to, nor did they, influence the outcome of the INS decision, which, let me reiterate, was made solely by the responsible authorities following the law and INS rules and procedures. But we want to see it carried out.

What about Dan Burton's subpoena?

* The Justice Department is dealing with all the related legal developments in this case.

4

3

Exchange Mail

DATE-TIME 02/09/2000 12:47:06 PM
FROM Leavy, David C. (PRESS)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: Change to Elian Guidance [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)

CARBON_COPY

TEXT_BODY thanks wendy

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

From: Patten, Wendy L.
(MULTI)

Sent: Wednesday, February 09, 2000 12:46 PM

To: @PRESS

- Public Affairs

Cc: @LEGAL - Legal Advisor; @LEGISLAT - Legislative
Affairs; @INTERAM - Inter-American; @MULTILAT - Multilateral and
Humanitarian Affairs

Subject: Change to Elian Guidance [UNCLASSIFIED]

Importance: High

Justice

DID NOT meet with the Miami relatives this morning. Meeting was
canceled late last night, but unfortunately no one I spoke to this
morning knew that. I'm updating the guidance right now.

thanks

-- WLP

Exchange Mail

DATE-TIME 02/11/2000 10:21:25 AM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT updated Elian guidance [UNCLASSIFIED]
TO Hollis, Caryn C. (INTERAM)
DeRosa, Mary B. (LEGAL)

CARBON_COPY Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Stromseth, Jane E. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)
Fallin, James (PRESS)
Gobush, Matthew N. (PRESS)
Hammer, Michael A. (PRESS)
Hoelzer, Jennifer I. (PRESS/INTERN)
Huff, Lindsey E. (PRESS)
Leavy, David C. (PRESS)
Thinakaran, Prabhath (PRESS/INTERN)
Williams, Mary C. (ADMIN)
Wozniak, Natalie S. (PRESS)

TEXT_BODY

Please clear. thanks -- WLP

TRANSLATED_ATTACHMENT CubanboyPG19.doc
CUBAN BOY
February 11, 2000

CONTEXT: On February 3, Juan Gonzalez, Elian's father, sent a letter to the Attorney General and INS Commissioner, requesting that INS transfer custody of the child to a different uncle in Miami while awaiting implementation of its decision to return the boy to him in Cuba. The letter also requests that manipulation and harassment of the child be stopped, and that INS provide detailed information on all persons visiting the home where the child presently resides. On January 26, under INS instructions, Elian met with his grandmothers at the Miami Beach home of Sister Jean O'Laughlin. Sister O'Laughlin has since stated that she now believes that the child should remain in the United States.

Sen. Mack has introduced a bill to confer citizenship on the boy, and Rep. McCollum introduced companion legislation in the House. Rep. Rangel is sponsoring a sense of Congress resolution saying that Congress should not interfere in this case and that INS should carry out its decision to return the boy to his father, and Rep. Menendez has introduced legislation to make the child

a lawful permanent resident. Action by Congress to confer citizenship or residency on the child would effectively divest INS of jurisdiction over the matter, leaving a Florida state court to resolve a custody case filed by the boy's great uncle against the boy's father in Cuba.

What is the INS decision in the Elian Gonzalez case? Do you support it?

* INS determined that Elian's father, Juan Gonzalez, has sole authority

to speak
on his son's behalf regarding his immigration status in this case. Mr.
Gonzalez
has asked that his son be returned to Cuba.

* INS very carefully assessed the law and the facts. We believe they
handled
this case in the appropriate manner and we support their decision.

What's your reaction to the great uncle's drunk driving record and the
criminal
convictions of Elian's Miami cousins?

* That's a matter for INS and the Justice Department, and we refer you
to them.

[IF ASKED] Are there secret negotiations going on with Cuban
government?

* There are no secret negotiations. We have continued to talk to
Cuban
authorities about this matter, but there are no secret negotiations.

Will the Justice Department grant Elian's father's request to transfer
custody of

the child from the current Miami relatives to his great uncle, Manolo
Gonzalez?

* Mr. Juan Gonzalez has sent a letter to the Attorney General and INS
Commissioner Meissner. They are reviewing the letter, and I would
direct you to
them for further information.

What's your reaction to Sister Jean O'Laughlin's op-ed in the New
York Times,
stating that, based on what she observed, she now feels that Elian
should not be
returned to his father in Cuba?

* Everyone involved in this matter appreciates the role that Sister Jean
O'Laughlin played in hosting the meeting between the grandmothers
and their
grandson.

[IF ASKED] Are you concerned that Cuban officials controlled the grandmothers' actions during their visit?

* As you know, the Justice Department is handling this matter. We understand, though, that all the officials from the Department of Justice and INS who have met with the grandmothers have been profoundly impressed by the genuineness of their desire to see Elian and to have him return to his home in Cuba.

Congress is seeking to pass legislation that confers citizenship or permanent resident status on Elian Gonzalez. What's your stance on these bills?

* As the President said, we hope the challenge to the INS decision will be resolved in court, not in the Congress, and we strongly oppose legislation to confer citizenship on the child.

Will you veto such a bill?

* As the President has said, he has not made a decision on this question, but would not rule out a veto.

What is the next step in this case? What happens next in the federal lawsuit filed by attorneys for Elian's great uncle?

* This is a matter for the Justice Department to handle, and in keeping with normal policy, we cannot comment on pending litigation.

Does the White House support the Attorney General's view that the state courts don't have jurisdiction over the boy from Cuba?

* As we have said before, this matter is appropriately in the hands of the INS and the Department of Justice.

Were the political implications of the decision discussed at the senior levels?

* White House officials did not seek to, nor did they, influence the outcome of the INS decision, which, let me reiterate, was made solely by the responsible authorities following the law and INS rules and procedures. But we want to see it carried out.

What about Dan Burton's subpoena?

* The Justice Department is dealing with all the related legal developments in this case.

4

3

Exchange Mail

DATE-TIME 02/15/2000 5:38:27 AM

FROM Laskowski, Gregory J. (WHSR)

CLASSIFICATION UNCLASSIFIED

SUBJECT RE: two new letters from Elian Gonzalez's father [UNCLASSIFIED]

TO Patten, Wendy L. (MULTI)
Bash, Brooks L. (EXSEC)
Bradtke, Robert A. (EXSEC)
Crocker, Bathsheba N. (NSA)
Gray, Wendy E. (NSA)
Jacobson, Tracey A. (ADMIN)
Joshi, M. Kay (EXSEC)
Millison, Cathy L. (EXSEC)
Moretz, Sheila K. (NSA)
Patterson, Pamela L. (NSA)
Rudman, Mara E. (NSA)
Scott-Perez, Marilyn L. (NSA)
Storey, Sharon V. (NSA)
Sutphen, Mona K. (NSA)

CARBON_COPY Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Stromseth, Jane E. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)
Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)

Bayley, Douglas C. (WHSR)
Blackburn, John (WHSR)
Bresnahan, Gary E. (WHSR/STP)
Broadwick, Bonnie . (WHSR)
Crowder, Stevan D. (WHSR/STP)
Erdahl, Douglas M. (WHSR)
Fuchs, Joachim D. (WHSR)
Jansen, Christian P. (WHSR)
Laskowski, Gregory J. (WHSR)
McGee, Jenny A. (WHSR)
Porterfield Patrick C. (WHSR)
Powell, Elliott (WHSR/EXSEC)
Reyes, David (WHSR)
Rogers, Elizabeth B. (WHSR)
Schrader, Joel M. (WHSR)
Sibley, Matthew W. (WHSR)
Sigler, Ralph H. (WHSR)

TEXT_BODY

Has been sent to Japan for Steinberg

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

From: Patten,

Wendy L. (MULTI)

Sent: Monday, February 14, 2000 10:49 PM

To: @NSA

- Natl Security Advisor

Cc: @MULTILAT - Multilateral and Humanitarian

Affairs; @LEGAL - Legal Advisor; @LEGISLAT - Legislative Affairs;

@INTERAM - Inter-American; @COMM - WHSR Comm Officers

Subject: two

new letters from Elian Gonzalez's father [UNCLASSIFIED]

Please

pass to Sandy, cc: Jim, Mara.

From Wendy Patten through Eric Schwartz

Sandy,

Late

today, the State Department received two additional letters from Juan Gonzalez, addressed to the Attorney General and INS Commissioner.

Second Letter: This letter laments the lack of a response to his first letter of February 3, noting that 10 days is a significant period of time when the mental and emotional health of a young child are at stake. Mr. Gonzalez also mentions new factors -- his uncles' alcohol consumption and his cousins' criminal records -- that, in

his view, give added weight to his request that his son be returned to him immediately. He questions why INS did not discover this information when it had so carefully investigated him and his relationship with his son.

He sharply criticizes efforts by his Miami relatives, to whom he refers as kidnapers throughout both letters, to secure the appointment of a guardian ad litem for the child in federal court, which he sees as a further dilatory tactic. (The relatives filed this motion on February 8).

He then reiterates the demands made in his first letter, calls for an end to the inexplicable tolerance of his relatives' actions to retain the child, and requests a quick response.

Third Letter: In a carefully worded letter, Mr. Gonzalez describes the history of the entire matter in detail, emphasizing his efforts to cooperate with INS and his various proposals to secure the return of the child, such as through his mother. He quotes a long passage from an affidavit filed in the federal case by State/Consular Affairs, and then concludes that the United States has not taken the steps required under U.S. and international law and universally accepted practice.

He further states that the Florida state court has no jurisdiction to hear a custody case involving a Cuban father and son, and notes that the Attorney General has refused to recognize the jurisdiction of the state court in this matter. In a passage that clearly suggests the involvement of legal counsel, Mr. Gonzalez states that his objection to the actions of the state court do not constitute, nor can they be interpreted in any way as a waiver of any of his rights.

The letter also criticizes legal maneuvers by the Miami relatives designed to block implementation of the INS decision, particularly their motion to seek appointment of a guardian ad litem in the federal case.

Mr. Gonzalez concludes by asserting that it is unacceptable and contrary to international law to allow his Miami relatives to use court proceedings to further victimize Elian and his family when these courts lack jurisdiction over a Cuban child who has never been legally admitted to the United States, and who cannot be so admitted against his father's express wishes. He calls on the Administration to put an immediate end to this kidnapping and return his son to him without further delay.

We will be in touch with Justice and INS to learn when they expect to

reply to these letters, as well as the earlier letter.

Wendy

Exchange Mail

DATE-TIME 02/17/2000 9:56:34 AM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT elian guidance for Univision interview (and today's regular guidance)
[UNCLASSIFIED]
TO Hollis, Caryn C. (INTERAM)
DeRosa, Mary B. (LEGAL)
Shapiro, Daniel B. (LEGIS)

CARBON_COPY Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Merletti, Roger D. (WHSR)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)

TEXT_BODY

Please clear ASAP for President's Univision interview today.

thanks
--- WLP

TRANSLATED_ATTACHMENT

CubanboyPG21.doc
CUBAN BOY
February 17, 2000

CONTEXT: On February 14, the Justice Department received two letters from Juan Gonzalez, Elian's father. One letter expresses concern over the great uncles' alcohol consumption and the cousins' criminal records, and requests a rapid response to his earlier letter of February 3, in which he asked INS to transfer custody of the child to a different uncle in Miami while awaiting his son's return, to stop the manipulation and harassment of his son, and to provide detailed information on all persons visiting the home where the child presently resides. The other letter argues that the U.S. has not complied with international law and practice, rejects the jurisdiction of the Florida court, criticizes dilatory tactics by the Miami relatives, and demands the child's immediate return. Mr. Gonzalez has also asked Cuba's foreign minister to request

that Cuban consular officials be granted access to the child.

Legislation to confer citizenship on the boy is pending in both houses of Congress. Action by Congress to confer citizenship or residency on the child would effectively divest INS of jurisdiction over the matter, leaving a Florida state court to resolve a custody case filed by the boy's great uncle against the boy's father in Cuba.

What is the INS decision in the Elian Gonzalez case? Do you support it?

* INS determined that Elian's father, Juan Gonzalez, has sole authority to speak on his son's behalf regarding his immigration status in this case. Mr. Gonzalez has asked that his son be returned to Cuba.

* INS very carefully assessed the law and the facts. We believe they

handled
this case in the appropriate manner and we support their decision.

* This is a very sad case. Elian saw his mother die, but his life was spared and

now must do what is right. This is about the bond between parent and child.

Will the Justice Department grant Elian's father's request to transfer custody of

the child from the current Miami relatives to his great uncle, Manolo Gonzalez?

* Mr. Juan Gonzalez has sent a letter to the Attorney General and INS Commissioner Meissner. They are reviewing the letter, and hope to respond soon.

I would direct you to them for further information.

What's your reaction to the new letters from Elian's father to the Attorney General and INS Commissioner?

* The Justice Department has received the letters, and is reviewing them. Any further questions should be directed to them.
What about Elian's father's contention that the U.S. has failed to comply with international law and practice by not returning the child to his father?

* The Justice Department is working hard to defend its decision to reunite the child with his father in federal court. Since litigation is pending, I cannot comment further.

The father has also requested that Cuban government officials be allowed consular

access to the child. Will the U.S. grant this request?

* INS is looking at it and a decision will be made shortly.

What's your reaction to the great uncle's drunk driving record and the

criminal
convictions of Elian's Miami cousins?

* I have no comment. This a matter for INS and the Justice Department, and I refer you to them.

What's your reaction to Sister Jean O'Laughlin's statements that, based on what she observed, she now feels that Elian should not be returned to his father in Cuba?

* Everyone involved in this matter appreciates the role that Sister Jean O'Laughlin played in hosting the meeting between the grandmothers and their grandson.

[IF ASKED] Are you concerned that Cuban officials controlled the grandmothers' actions during their visit?

* As you know, the Justice Department is handling this matter. We understand, though, that all the officials from the Department of Justice and INS who have met with the grandmothers have been profoundly impressed by the genuineness of their desire to see Elian and to have him return to his home in Cuba.

Congress is seeking to pass legislation that confers citizenship or permanent resident status on Elian Gonzalez. What's your stance on these bills? Will you

veto?

* [As the President said,] we hope the challenge to the INS decision will be resolved in court, not in the Congress, and we strongly oppose legislation to confer citizenship on the child.

* [As the President has said,] he has not made a decision on a veto, but would not rule it out.

What is the next step in this case? What happens next in the federal lawsuit filed by attorneys for Elian's great uncle?

* This is a matter for the Justice Department to handle, and in keeping with normal policy, we cannot comment on pending litigation.

Does the White House support the Attorney General's and Elian's father's view that the Florida state court does not have jurisdiction over the boy?

* As we have said before, this matter is appropriately in the hands of the INS and the Department of Justice.

Were the political implications of the decision discussed at the senior levels?

* White House officials did not seek to, nor did they, influence the outcome of the INS decision, which, let me reiterate, was made solely by the responsible authorities following the law and INS rules and procedures. But we want to see it carried out.

4

3

Exchange Mail

DATE-TIME 02/17/2000 10:14:11 AM
FROM Hollis, Caryn C. (INTERAM)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: elian guidance for Univision interview (and today's regular guidance)
[UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)

CARBON_COPY

TEXT_BODY My only suggestion would be to add some additional background on the entire case to refresh his memory.

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

From: Patten,

Wendy L. (MULTI)

Sent: Thursday, February 17, 2000 9:57 AM

To: Hollis,

Caryn C. (INTERAM); DeRosa, Mary B. (LEGAL); Shapiro, Daniel B. (LEGIS)

Cc: @LEGAL - Legal Advisor; @LEGISLAT - Legislative Affairs;
@INTERAM - Inter-American; @MULTILAT - Multilateral and Humanitarian Affairs

Subject: elian guidance for Univision interview (and today's regular guidance) [UNCLASSIFIED]

<< File: CubanboyPG21.doc >>

Please clear ASAP for President's Univision interview today.

thanks

--- WLP

Exchange Mail

DATE-TIME 02/22/2000 3:21:10 PM
FROM Leavy, David C. (PRESS)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: updated Elian guidance for clearance [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)

CARBON_COPY**TEXT_BODY**

this is crazy...

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

From: Patten, Wendy
L. (MULTI)

Sent: Tuesday, February 22, 2000 3:15 PM

To: Leavy,

David C. (PRESS)

Subject: RE: updated Elian guidance for clearance
[UNCLASSIFIED]

your welcome -- FYI new hearing date in federal
court is march 6 now -- will this ever end???

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

From:

Leavy, David C. (PRESS)

Sent: Tuesday, February 22, 2000 3:09 PM

To:

Patten, Wendy L. (MULTI)

Subject: RE: updated Elian guidance for
clearance [UNCLASSIFIED]

thanks wendy

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

From:

Patten, Wendy L. (MULTI)

Sent: Tuesday, February 22, 2000 10:04

AM

To: Hollis, Caryn C. (INTERAM); Shapiro, Daniel B. (LEGIS); DeRosa,
Mary

B. (LEGAL)

Cc: @INTERAM - Inter-American; @LEGAL - Legal Advisor;
@LEGISLAT -
Legislative Affairs; @MULTILAT - Multilateral and Humanitarian
Affairs;
@PRESS - Public Affairs
Subject: updated Elian guidance
for clearance [UNCLASSIFIED]

Exchange Mail

DATE-TIME 02/22/2000 9:05:58 PM
FROM Patterson, Pamela L. (NSA)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: Change in Hearing Schedule in Elian Gonzalez Case [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)

CARBON_COPY

TEXT_BODY Printed. Placed in Steinberg read file.

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

From: Patten,

Wendy L. (MULTI)

Sent: Tuesday, February 22, 2000 8:59 PM

To: @NSA

- Natl Security Advisor

Cc: @INTERAM - Inter-American; @LEGAL -

Legal Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT - Multilateral and Humanitarian Affairs

Subject: Change in Hearing Schedule in

Elian Gonzalez Case [UNCLASSIFIED]

Please pass to Sandy, Jim and
Mara. Thank you.

From Wendy Patten, cleared by Mary DeRosa

The

Elian Gonzalez case was not heard today as scheduled because Judge Hoeveler suffered a stroke over the weekend. The matter has been reassigned to Judge Micheal Moore, and will be heard on March 6.

At that time, Judge Moore will hear both the jurisdictional issues scheduled for today and the remaining issues (all but Justice's motion to dismiss) that had previously been scheduled for March 6.

Judge

Moore has a reputation for not being quite as deliberative as Judge Hoeveler. Justice is not unhappy with the assignment of the case to Judge Moore, and they do not think it will cause further delays in the schedule.

Exchange Mail

DATE-TIME 02/23/2000 9:50:34 AM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT FW: updated Elian guidance for clearance [UNCLASSIFIED]
TO Hollis, Caryn C. (INTERAM)

CARBON_COPY

TEXT_BODY I mean Caryn!!!! sorry

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

From: Patten,

Wendy L. (MULTI)

Sent: Wednesday, February 23, 2000 9:50 AM

To: Hollis,

Caryn C. (INTERAM); DeRosa, Mary B. (LEGAL); Shapiro, Daniel B.

(LEGIS); Orfini, Michael H. (VP)

Cc: @INTERAM - Inter-American;

@LEGAL - Legal Advisor; @LEGISLAT - Legislative Affairs;

@MULTILAT

- Multilateral and Humanitarian Affairs; @PRESS - Public Affairs

Subject: updated

Eliau guidance for clearance [UNCLASSIFIED]

Hi -- only significant

change from yesterday deals with connection between Cuban diplomat

ordered expelled and the Eliau case (raised in today's Post). Mary:

in light of Jamie's comments on Karen's draft guidance, is this

response acceptable, or should we simply defer to State? I'd rather

answer the question by quoting State and say there is no connection, but only if you think that's appropriate.

thanks -- WLP

TRANSLATED_ATTACHMENT

CubanboyPG23.doc

CUBAN BOY

February 23, 2000

CONTEXT: Yesterday's hearing in federal court was postponed until March 6 because the judge handling the case suffered a stroke over the weekend. Also this weekend, the ordered expulsion of a Cuban diplomat in connection with charges of espionage by a Miami INS official has raised questions about the involvement of the INS official in the Elian case. While INS cannot say definitively that he had no access to files in the case, he played no role

whatsoever in any of the decisions made in the matter. The PNG'd Cuban diplomat met with Elian's grandmothers during their U.S. visit. Yesterday, the Cuban newspaper Granma suggested that the ordered expulsion was a diversionary tactic just days before the first scheduled hearing in the Gonzalez case. State (Rubin)

dismissed the allegation as nonsense.

On February 18, the INS replied to a letter from Juan Gonzalez, Elian's father, in which he asked INS to transfer custody of the child to a different uncle in Miami while awaiting his son's return, and to provide detailed information on psychologists and others visiting the child's present home. In subsequent letters, Elian's father expressed concern regarding the great uncles' alcohol consumption and two cousins' criminal records, argued that the U.S. has not complied with international law and practice, rejected the jurisdiction of the Florida court, criticized dilatory tactics by the Miami relatives, and demanded the child's immediate return. INS determined that the great uncle's home where Elian presently stays is adequate for his temporary care while a federal court reviews the INS decision, and that it would be inadvisable to move the child to a

new and unfamiliar environment. INS will request information from the great uncle concerning Elian's psychological treatment and schooling.

Legislation to confer citizenship on the boy is pending in both houses of Congress. Action by Congress to confer citizenship or residency on the child would effectively divest INS of jurisdiction over the matter, leaving a Florida state court to resolve a custody case filed by the boy's great uncle against the boy's father in Cuba.

What is the INS decision in the Elian Gonzalez case? Do you support it?

* INS determined that Elian's father, Juan Gonzalez, has sole authority to speak on his son's behalf regarding his immigration status in this case. Mr. Gonzalez has asked that his son be returned to Cuba.

* INS very carefully assessed the law and the facts. We believe they handled this case in the appropriate manner and we support their decision.

What's your reaction to the delays in the federal case?

* Justice is handling this case as expeditiously as possible. Unfortunately, there has been an unavoidable delay, but Justice is doing all they can to ensure a fair and expeditious outcome.

Was the Miami INS official who has been accused of spying involved in the Elian Gonzalez case?

* He had no role whatsoever in any of the decisions made in the Elian Gonzalez case. I'd refer you to INS for more information.

[IF ASKED] Is there any connection between the Cuban diplomat who has been ordered expelled and the Elian Gonzalez case?

* As the State Department has said, there is no connection. Any further questions on the Cuban diplomat should be directed to State.

What's your reaction to the INS refusal of Elian's father's request to transfer custody of the child from the current Miami relatives to his great uncle, Manolo Gonzalez?

* INS is committed to resolving this matter as quickly as possible. The child's placement with his great uncle is only temporary while a federal court reviews the INS decision. After careful consideration, INS decided that it would be inadvisable to move the child to a new and unfamiliar environment after the trauma he has already suffered. I would direct you to them for further information.

What about Elian's father's contention that the U.S. has failed to comply with international law and practice by not returning the child to his father?

* The Justice Department is working hard to defend in federal court its decision to reunite the child with his father. Since litigation is pending, I cannot comment further.

The father has also requested that Cuban government officials be allowed consular

access to the child. Will the U.S. grant this request?

* INS and the State Department are looking at it.

What's your reaction to the great uncle's drunk driving record and the criminal convictions of Elian's Miami cousins?

* I have no comment. This a matter for INS and the Justice Department, and I refer you to them.

[IF ASKED] What's your reaction to Sister Jean O'Laughlin's statements that,

based on what she observed, she now feels that Elian should not be returned to his father in Cuba?

* Everyone involved in this matter appreciates the role that Sister Jean O'Laughlin played in hosting the meeting between the grandmothers and their grandson.

[IF ASKED] Are you concerned that Cuban officials controlled the grandmothers' actions during their visit?

* As you know, the Justice Department is handling this matter. We understand, though, that all the officials from the Department of Justice and INS who have met with the grandmothers have been profoundly impressed by the genuineness of their desire to see Elian and to have him return to his home in Cuba.

Congress is seeking to pass legislation that confers citizenship or permanent resident status on Elian Gonzalez. What's your stance on these bills? Will you

veto?

* As the President has said, we hope the challenge to the INS decision will be resolved in court, not in the Congress, and strongly oppose legislation to confer citizenship on the child.

* As the President has said, we have not made a decision on a veto, but would not rule it out.

What is the next step in this case? What happens next in the federal lawsuit filed by attorneys for Elian's great uncle?

* This is a matter for the Justice Department to handle, and in keeping with

normal policy, we cannot comment on pending litigation.

Does the White House support the Attorney General's and Elian's father's view that the Florida state court does not have jurisdiction over the boy?

* As we have said before, this matter is appropriately in the hands of the INS and the Department of Justice.

Were the political implications of the decision discussed at the senior levels?

* White House officials did not seek to, nor did they, influence the outcome of the INS decision, which, let me reiterate, was made solely by the responsible authorities following the law and INS rules and procedures. But we want to see it carried out.

4

2

Exchange Mail

DATE-TIME 02/24/2000 2:24:11 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: movement on Elian bill [UNCLASSIFIED]
TO Shapiro, Daniel B. (LEGIS)

CARBON_COPY Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Merletti, Roger D. (WHSR)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Allen, Charles A. (LEGAL)
Baker, James E. (LEGAL)
DeRosa, Mary B. (LEGAL)
Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)

TEXT_BODY

Issue was discussed at Immigration IWG today. The committee chose not to invite any Admin witnesses. Justice Leg will reach out to supportive members and discuss some helpful questions to ask. First panel will be on repression in Cuba in general, second will be friends and family of Elian and his Miami relatives.

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

From: Shapiro,
Daniel B. (LEGIS)
Sent: Thursday, February 24, 2000 1:55 PM
To: Patten,

Wendy L. (MULTI)
Cc: @INTERAM - Inter-American; @LEGAL - Legal
Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT - Multilateral
and Humanitarian Affairs
Subject: RE: movement on Elian bill [UNCLASSIFIED]

Yup,
sounds like a sure thing. At this point, no Administration witnesses.
My guess is we should try to keep it that way.

-----Original
Message-----
From: Patten, Wendy L. (MULTI)
Sent: Wednesday,
February 23, 2000 4:00 PM
To: Shapiro, Daniel B. (LEGIS)
Cc: @INTERAM
- Inter-American; @LEGAL - Legal Advisor; @LEGISLAT - Legislative
Affairs; @MULTILAT - Multilateral and Humanitarian Affairs
Subject: movement
on Elian bill [UNCLASSIFIED]

Dan -- just heard from Irene Bueno/DPC
that the SJC is going to hold a full hearing on Mack's bill next
Wed. Apparently Mack convinced Hatch to do so. Could you find out
the latest? thanks -- WLP

Exchange Mail

DATE-TIME 02/24/2000 2:44:56 PM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: movement on Elian bill [UNCLASSIFIED]
TO Shapiro, Daniel B. (LEGIS)

CARBON_COPY Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Merletti, Roger D. (WHSR)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)
Allen, Charles A. (LEGAL)
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Hunerwadel, Joan S. (LEGAL)
Krass, Caroline D. (LEGAL)
Burrell, Christina L. (LEGIS)
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Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
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Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)

TEXT_BODY I agree. that was clearly the tone of the discussion at the IWG

-----Original

Message-----

From: Shapiro, Daniel B. (LEGIS)

Sent: Thursday,

February 24, 2000 2:37 PM

To: Patten, Wendy L. (MULTI)

Cc: @INTERAM

- Inter-American; @LEGAL - Legal Advisor; @LEGISLAT - Legislative
Affairs; @MULTILAT - Multilateral and Humanitarian Affairs

Subject: RE:
movement on Elian bill [UNCLASSIFIED]

This is a loser hearing
for us. Better to stay away, although helping supportive members
is a good idea.

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

From: Patten, Wendy
L. (MULTI)
Sent: Thursday, February 24, 2000 2:24 PM
To: Shapiro,
Daniel B. (LEGIS)
Cc: @INTERAM - Inter-American; @LEGAL - Legal
Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT - Multilateral
and Humanitarian Affairs
Subject: RE: movement on Elian bill [UNCLASSIFIED]

Issue
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to invite any Admin witnesses. Justice Leg will reach out to supportive
members and discuss some helpful questions to ask. First panel will
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of Elian and his Miami relatives.

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Wendy L. (MULTI)
Cc: @INTERAM - Inter-American; @LEGAL - Legal
Advisor; @LEGISLAT - Legislative Affairs; @MULTILAT - Multilateral
and Humanitarian Affairs
Subject: RE: movement on Elian bill [UNCLASSIFIED]

Yup,
sounds like a sure thing. At this point, no Administration witnesses.
My guess is we should try to keep it that way.

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

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Sent: Wednesday,
February 23, 2000 4:00 PM
To: Shapiro, Daniel B. (LEGIS)
Cc: @INTERAM
- Inter-American; @LEGAL - Legal Advisor; @LEGISLAT - Legislative
Affairs; @MULTILAT - Multilateral and Humanitarian Affairs
Subject: movement

on Elian bill [UNCLASSIFIED]

Dan -- just heard from Irene Bueno/DPC
that the SJC is going to hold a full hearing on Mack's bill next
Wed. Apparently Mack convinced Hatch to do so. Could you find out
the latest? thanks -- WLP

Exchange Mail

DATE-TIME 02/25/2000 9:16:01 AM
FROM Patten, Wendy L. (MULTI)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: have you guys told Jim about the Elian hearing next week?
[UNCLASSIFIED]
TO Shapiro, Daniel B. (LEGIS)
CARBON_COPY
TEXT_BODY I forgot to tell Eric this am when he was asking about the latest
before he went to senior staff.....maybe Miles will remember to mention

-----Original
Message-----
From: Shapiro, Daniel B. (LEGIS)
Sent: Friday, February
25, 2000 9:10 AM
To: Patten, Wendy L. (MULTI)
Subject: RE: have
you guys told Jim about the Elian hearing next week? [UNCLASSIFIED]

Have
not yet. I will do a note and send to you for clearance. Thanks.

-----Original
Message-----
From: Patten, Wendy L. (MULTI)
Sent: Friday, February
25, 2000 9:07 AM
To: Shapiro, Daniel B. (LEGIS)
Subject: have
you guys told Jim about the Elian hearing next week? [UNCLASSIFIED]

Exchange Mail

DATE-TIME 02/25/2000 1:57:41 PM
FROM Shapiro, Daniel B. (LEGIS)
CLASSIFICATION UNCLASSIFIED
SUBJECT RE: Elian Hearing note [UNCLASSIFIED]
TO Patten, Wendy L. (MULTI)
Hollis, Caryn C. (INTERAM)

CARBON_COPY Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McLean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)

TEXT_BODY Good suggestions. Thanks. Will do.

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

From: Patten,
Wendy L. (MULTI)
Sent: Friday, February 25, 2000 12:11 PM
To: Shapiro,
Daniel B. (LEGIS); Hollis, Caryn C. (INTERAM)
Cc: @MULTILAT -
Multilateral and Humanitarian Affairs
Subject: RE: Elian Hearing
note [UNCLASSIFIED]

Dan -- You might want to tweak the note a little to remind Jim that Mack has introduced a bill to confer citizenship on Elian and that the legislation will factor prominently in the hearing (unless for some weird reason you've heard that it won't).

also,
second para second sentence: change "The anticipate" to "They anticipate"

otherwise
looks good. thanks -- WLP

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

From: Shapiro,
Daniel B. (LEGIS)
Sent: Friday, February 25, 2000 11:32 AM
To: Patten,
Wendy L. (MULTI); Hollis, Caryn C. (INTERAM)
Cc: Shapiro, Daniel
B. (LEGIS)
Subject: Elian Hearing note [UNCLASSIFIED]

Caryn,
Wendy -- Seek your clearance:

PLEASE PASS TO JIM

Sen. Mack
has convinced Sen. Hatch to hold a hearing in the Judiciary Committee
on the Elian Gonzalez case. It is scheduled for next Wednesday (March
1).

The Committee is not inviting any Administration witnesses.
The anticipate two panels: one consisting of Elian's Miami relatives
and family friends to talk about his specific case; and the other
consisting of high-profile Cuban exiles (they are seeking New York
Yankees pitcher Orlando "El Duque" Hernandez" and Castro's daughter)
to talk generally about oppression in Cuba and why someone would
risk their life and separation from their family to leave.

We
see no benefit to trying to get Administration witnesses included
in this hearing. It would be a complete no-win situation. State,
Justice, and INS are prepared to give some guidance to friendly Senators
as to helpful questions for them to ask and issues for them to raise.

Want
to make sure you are OK with this approach.

Exchange Mail

DATE-TIME 02/26/2000 1:31:37 PM
FROM Lackey, Miles M. (LEGIS)
CLASSIFICATION UNCLASSIFIED
SUBJECT FW: Elian note to JBS [UNCLASSIFIED]
TO Bash, Brooks L. (EXSEC)
Bradtke, Robert A. (EXSEC)
Crocker, Bathsheba N. (NSA)
Gray, Wendy E. (NSA)
Jacobson, Tracey A. (ADMIN)
Joshi, M. Kay (EXSEC)
Millison, Cathy L. (EXSEC)
Moretz, Sheila K. (NSA)
Patterson, Pamela L. (NSA)
Rudman, Mara E. (NSA)
Scott-Perez, Marilyn L. (NSA)
Storey, Sharon V. (NSA)
Sutphen, Mona K. (NSA)

CARBON_COPY Burrell, Christina L. (LEGIS)
Lackey, Miles M. (LEGIS)
Shapiro, Daniel B. (LEGIS)
Tavlarides, Mark J. (LEGIS)
Feldman, Daniel F. (MULTI)
Guarnieri, Valerie N. (MULTI)
Kale, Dora A. (MULTI)
McClean, Matthew K. (MULTI)
Naplan, Steven J. (MULTI)
Patten, Wendy L. (MULTI)
Schwartz, Eric P. (MULTI)
Vaccaro, Jonathan M. (Matt) (MULTI)
Wilcox, Richard M. (MULTI)
Avery, Dale R. (INTERAM)
Hollis, Caryn C. (INTERAM)
Merletti, Roger D. (WHSR)
Shannon, Thomas A. (INTERAM)
Snowden, Deniz (INTERAM)
Valenzuela, Arturo A. (INTERAM)

TEXT_BODY

PLEASE PASS TO JIM

(cleared by @multi and @interam)

Sen.

Mack has convinced Sen. Hatch to hold a hearing in the Judiciary Committee on the Elian Gonzalez case. It is scheduled for next Wednesday (March 1). You will recall that Mack has introduced a bill that would confer U.S. citizenship on Elian, and the bill will undoubtedly figure prominently in the hearing.

The Committee is not inviting any Administration witnesses. They anticipate two panels: one consisting of Elian's Miami relatives and family friends to talk about his specific case; and the other consisting of high-profile Cuban exiles (they are seeking New York Yankees pitcher Orlando "El Duque" Hernandez" and Castro's daughter) to talk generally about oppression in Cuba and why someone would risk their life and separation from their family to leave.

We see no benefit to trying to get Administration witnesses included in this hearing. It would be a complete no-win situation. State, Justice, and INS are prepared to give some guidance to friendly Senators as to helpful questions for them to ask and issues for them to raise.

Want to make sure you are OK with this approach.