

FOIA MARKER

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

Folder Title: Chron File - October 1993 #1 [4]				
Staff Office-Individual: Defense Policy-Bell, Robert				
Original OA/ID Number: 47				
Row: 31	Section: 3	Shelf: 2	Position: 3	Stack: v

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	Summary of Conclusions, IWG on Demining. (3 pages)	10/01/1993	P1/b(1)
002a. memo	Duplicate of vz4480_001a. Record ID: 9307520. (1 page)	10/01/1993	P1/b(1)
002b. memo	Duplicate of vz4480_001b. Record ID: 9307520. (2 pages)	10/01/1993	P1/b(1)
002c. draft	Duplicate of vz4474_002b. (1 page)	10/01/1993	P1/b(1)
002d. draft	Duplicate of vz4480_001d. Record ID: 9307520. (2 pages)	10/01/1993	P1/b(1)
003a. memo	Duplicate of 002a. (1 page)	10/01/1993	P1/b(1)
003b. memo	Duplicate of 002b. (2 pages)	10/01/1993	P1/b(1)
003c. draft	Duplicate of 002c. (1 page)	10/01/1993	P1/b(1)
003d. draft	Duplicate of 002d. (2 pages)	10/01/1993	P1/b(1)
004. letter	[Personally Identifiable Information] [partial] [Prueher] (1 page)	10/12/1993	b(6)
005a. letter	[Personally Identifiable Information] [partial] [Pagonis] (1 page)	09/24/1993	b(6)
005b. resume	Resume of Service Career of William Gus Pagonis. (3 pages)	08/27/1993	b(6)
006. report	Plan for a Stockpile Stewardship Under a Test Ban. (26 pages)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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.

~~CONFIDENTIAL~~
NSC/RMO PROFILE

RECORD ID: 9321093
RECEIVED: 02 OCT 93 12

TO: ITOH

FROM: GROSSMAN, M

DOC DATE: 01 OCT 93
SOURCE REF: 9322543

KEYWORDS: DEFENSE POLICY
SOC

IWG

PERSONS:

SUBJECT: SUMMARY OF CONCLUSIONS ON IWG MTG ON DEMINING

ACTION: FOR RECORD PURPOSES

DUE DATE: 06 OCT 93 STATUS: C

STAFF OFFICER: NONE

LOGREF:

FILES: IFM

NSCP:

CODES:

DOCUMENT DISTRIBUTION

FOR ACTION

FOR CONCURRENCE

FOR INFO

BELL
HAHN
JONES
KRECZKO
NSC CHRON
WALKER
WOLIN

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By VL NARA, Date 10/3/2016
7016-0102-2

COMMENTS: _____

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSJDA

CLOSED BY: NSJDA

DOC 1 OF 1

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

RECORD ID: 9321093

ACTION DATA SUMMARY REPORT

DOC ACTION OFFICER

CAO ASSIGNED ACTION REQUIRED

001

X 93100212 FOR RECORD PURPOSES

~~CONFIDENTIAL~~

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	Summary of Conclusions, IWG on Demining. (3 pages)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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
002a. memo	Duplicate of vz4480_001a. Record ID: 9307520. (1 page)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F
vz4481

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
002b. memo	Duplicate of vz4480_001b. Record ID: 9307520. (2 pages)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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
002c. draft	Duplicate of vz4474_002b. (1 page)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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
002d. draft	Duplicate of vz4480_001d. Record ID: 9307520. (2 pages)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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]

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.

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]

~~SECRET~~

~~SECRET~~

NATIONAL SECURITY COUNCIL

WASHINGTON, D.C. 20506

7520

MEMORANDUM FOR

MR. LEON FUERTH
Assistant to the Vice
President for National
Security Affairs

AMB. RICK INDERFURTH
Office of the U.S.
Representative to the United
Nations

MR. MARC GROSSMAN
Executive Secretary
Department of State

MR. JOHN A. LAUDER
Executive Secretary
Central Intelligence Agency

COLONEL ROBERT P. MCALEER
Executive Secretary
Department of Defense

COLONEL T.R. PATRICK
Secretary
Joint Chiefs of Staff

MS. ANN LAVIN
Director, Executive
Secretariat
Department of Energy

MS. BARBARA STARR
Executive Secretary
Arms Control and Disarmament
Agency

DR. GORDON M. ADAMS
Associate Director for
National Security &
International Affairs
Office of Management and
Budget

MR. DAMAR HAWKINS
Executive Assistant
Office of Science and
Technology Policy

SUBJECT: Policy Guidance and Press Release on U.S. Response to a
Chinese Nuclear Test ~~(S)~~

The President has approved the attached policy guidance and press
release on U.S. response to a Chinese nuclear test. The press
release will be issued from the White House immediately after the
Chinese test. ~~(S)~~

William Itoh
Executive Secretary

Attachments
Policy Guidance
Press Release

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By VL NARA, Date 10/3/2016
7016-052-f

~~SECRET~~

~~SECRET~~

UNCLASSIFIED
FAX TRANSMITTAL SHEET

THE NATIONAL SECURITY COUNCIL

FROM: Bob Bell

PHONE: (202) _____

FAX: _____

TO	FAX	PHONE
<u>Bill Hoehn</u>	<u>228-3780</u>	
<u>Sen Nunn</u>		
<u>ATTN: JAN WISE</u>		

NUMBER OF PAGES INCLUDING COVER SHEET 5

SPECIAL INSTRUCTIONS: _____

UNCLASSIFIED

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003a. memo	Duplicate of 002a. (1 page)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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
003b. memo	Duplicate of 002b. (2 pages)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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
003c. draft	Duplicate of 002c. (1 page)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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
003d. draft	Duplicate of 002d. (2 pages)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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.

~~SECRET~~

~~SECRET~~

NATIONAL SECURITY COUNCIL

WASHINGTON, D.C. 20508

7520

MEMORANDUM FOR

MR. LEON FUERTH
Assistant to the Vice
President for National
Security Affairs

AMB. RICK INDERFURTH
Office of the U.S.
Representative to the United
Nations

MR. MARC GROSSMAN
Executive Secretary
Department of State

MR. JOHN A. LAUDER
Executive Secretary
Central Intelligence Agency

COLONEL ROBERT P. MCALEER
Executive Secretary
Department of Defense

COLONEL T.R. PATRICK
Secretary
Joint Chiefs of Staff

MS. ANN LAVIN
Director, Executive
Secretariat
Department of Energy

MS. BARBARA STARR
Executive Secretary
Arms Control and Disarmament
Agency

DR. GORDON M. ADAMS
Associate Director for
National Security &
International Affairs
Office of Management and
Budget

MR. DAMAR HAWKINS
Executive Assistant
Office of Science and
Technology Policy

SUBJECT: Policy Guidance and Press Release on U.S. Response to a
Chinese Nuclear Test ~~(S)~~

The President has approved the attached policy guidance and
background sheet on U.S. response to a Chinese nuclear test. The
background sheet will be issued from the White House immediately
after the Chinese test. ~~(S)~~

William Itoh
Executive Secretary

Attachments
Policy Guidance
Background Sheet

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By ✓ NARA, Date 10/3/2016
2016-0152-F

~~SECRET~~

Declassify on: OADR

~~SECRET~~

LIST OF DEMINING IWG PARTICIPANTS

THOMAS E. MCNAMARA, CHAIR
Principal Deputy Assistant
Secretary of State
for Political/Military Affairs

PATRICIA IRVIN
Assistant Secretary of Defense
(Acting)
for Democracy and Peacekeeping

DOUGLAS J. BENNET
Assistant Secretary of State
for International Organizations

STEPHEN A. OXMAN
Assistant Secretary of State
for European & Canadian Affairs

ALEXANDER F. WATSON
Assistant Secretary of State
for Inter-American Affairs

GEORGE E. MOOSE
Assistant Secretary of State
for African Affairs

ROBIN RAPHEL
Assistant Secretary of State
for South Asian Affairs

EDWARD P. DJEREJIAN
Assistant Secretary of State
for Near East Asian Affairs

WINSTON LORD
Assistant Secretary of State
for East Asian/Pacific Affairs

WARREN ZIMMERMAN
Director
Office of Refugee Programs

DON MAHLEY
Assistant Director (Acting)
for Multilateral Affairs
Arms Control and Disarmament
Agency

LOIS RICHARDS
Assistant Administrator
for Food and Humanitarian Assistance
Agency for International Development

NAN BORTEN
Director
Office of Foreign Disaster
Assistance
Agency for International
Development

RAYMOND DOMINGUEZ
Assistant Secretary of Defense
(Acting)
for Special Operations and Low
Intensity Conflict

MIKE MATHESON
Legal Adviser (Acting)
Office of the Legal Adviser
State Department

LTG BARRY R. MCCAFFREY
DIRECTOR
for Strategic Plans and Policy J-5
Joint Chiefs of Staff

UNCLASSIFIED
NSC/RMO PROFILE

RECORD ID: 9308588
RECEIVED: 02 NOV 93 11

TO: PODESTA, J

FROM: LAKE

DOC DATE: 02 NOV 93
SOURCE REF:

KEYWORDS: MILITARY NOMINATIONS NAVY
 WH REFERRAL

PERSONS: PRUEHER, JOSEPH W

SUBJECT: MILITARY NOMINATION - REAR ADMIRAL JOSEPH W PRUEHER

ACTION: LAKE SGD WH REFERRAL DUE DATE: 05 NOV 93 STATUS: C

STAFF OFFICER: BELL LOGREF:

FILES: WH NSCP: CODES:

D O C U M E N T D I S T R I B U T I O N

FOR ACTION

FOR CONCURRENCE

FOR INFO

BELL
NSC CHRON

COMMENTS: _____

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSJDA CLOSED BY: NSJDA DOC 2 OF 2

UNCLASSIFIED

UNCLASSIFIED
ACTION DATA SUMMARY REPORT

RECORD ID: 9308588

DOC ACTION OFFICER

CAO ASSIGNED ACTION REQUIRED

001 BELL
001 LAKE
002

Z 93110212 PREPARE MEMO FOR LAKE
Z 93110214 FOR SIGNATURE
X 93110308 LAKE SGD WH REFERRAL

DISPATCH DATA SUMMARY REPORT

DOC DATE DISPATCH FOR ACTION

DISPATCH FOR INFO

002 931102 PODESTA, J

UNCLASSIFIED

PROOFED BY: _____ LOG # 8588
URGENT NOT PROOFED: _____ SYSTEM (PRS) NSC INT
BYPASSED WW DESK: _____ DOCLOG (H) A/O _____

	SEQUENCE TO	HAS SEEN	DISPOSITION
DepExecSec <u>(S376)</u>	<u>1</u>	<u>nan</u>	<u>A</u>
ExecSec			
Staff Director			
D/APNSA	<u>2</u>	Natl Sec Advisor has seen	
APNSA			
Situation Room			
West Wing Desk	<u>3</u>	<u>(H) 11/2</u>	<u>D</u>
NSC Secretariat	<u>4</u>		<u>N</u>

(A = Action) I = Information D = Dispatch R = Retain N = No Further Action

cc: VP McLarty Other _____

Should be seen by: _____
(Date/Time)

COMMENTS:

5 11 15 5:21

cc: NS

DISPATCH INSTRUCTIONS:

8588

Document No. 042107SS

WHITE HOUSE STAFFING MEMORANDUM

DATE: 11/1/93 ACTION/CONCURRENCE/COMMENT DUE BY: 11/8/93
 MILITARY NOMINATION: REAR ADMIRAL JOSEPH W. PRUEHER, USN
 SUBJECT: _____

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☐	PASTER	☐	☐
McLARTY	☐	☐	RASCO	☐	☐
NEEL	☐	☐	RUBIN	☐	☐
PANETTA	☐	☐	SEGAL	☐	☐
BAGGETT	☐	☐	SEIDMAN	☐	☐
EMANUEL	☐	☐	STEPHANOPOULOS	☐	☐
GEARAN	☐	☐	TYSON	☐	☐
GERGEN	☐	☐	VARNEY	☐	☐
GIBBONS	☐	☐	WATKINS	☐	☐
HALE	☐	☐	WILLIAMS	☐	☐
HERMAN	☐	☐	BOB BELL	☒	☐
LAKE	☐	☐	CLERK	☐	☒
LINDSEY	☐	☐		☐	☐
McGINTY	☐	☐		☐	☐
MYERS	☐	☐		☐	☐
NUSSBAUM	☐	☐		☐	☐

REMARKS:

Do you have any objections?

RESPONSE:

November 2, 1993

The National Security Council staff concurs with the attached military nomination.

Anthony Lake
 Anthony Lake

JOHN D. PODESTA
 Assistant to the President
 and Staff Secretary
 Ext. 2702

THE WHITE HOUSE

WASHINGTON

October 28, 1993

10:17:23 P1:08

MEMORANDUM FOR THE PRESIDENT

FROM: JOHN A. GAUGHAN *Ma*
DIRECTOR, WHITE HOUSE MILITARY OFFICE

SUBJECT: Flag Officer Nomination

Forwarded for your approval and signature is the nomination of Rear Admiral Joseph W. Prueher, United States Navy, for appointment to the grade of vice admiral and a recommendation for his assignment as Commander SIXTH Fleet/Commander Naval Striking and Support Forces, Southern Europe.

As required by title 10, United States Code, section 601 (2) (d) (1), the Deputy Secretary of Defense has attached an evaluation of Admiral Prueher's performance in a joint duty assignment from the Chairman of the Joint Chiefs of Staff.

This nomination has been staffed by the Secretary of the Navy and was approved by the Deputy Secretary of Defense.

Recommendation

That you approve and sign the attached.

Attachment



THE DEPUTY SECRETARY OF DEFENSE

WASHINGTON, D.C. 20301

28 OCT 1993

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Flag Officer Nomination

On behalf of the Secretary of Defense, I recommend you assign Rear Admiral Joseph W. Prueher, United States Navy, as Commander SIXTH Fleet/Commander Naval Striking and Support Forces, Southern Europe, a position of importance and responsibility previously designated to carry the grade of vice admiral, and nominate him for appointment to the grade of vice admiral. Admiral Prueher, age 50, currently serves as Commander Carrier Group ONE. He will succeed Vice Admiral Thomas J. Lopez, who is nominated for another position.

In order to carry out the duties and responsibilities of the proposed assignment, a flag officer must have demonstrated highly effective performance in senior leadership positions. He must possess a thorough understanding of the Atlantic command structure and the employment of strike and support forces. He must possess a thorough understanding of the requirements of the Mediterranean Sea, the Black Sea, and contiguous countries. Admiral Prueher meets these requirements.

This action will not cause the Navy to exceed the number of officers authorized to be serving in the grade of vice admiral.

As required by title 10, United States Code, section 601(d)(1), I have attached an evaluation of Admiral Prueher from the Chairman of the Joint Chiefs of Staff while assigned to a joint duty assignment.

A handwritten signature in cursive script, reading "William J. Perry", is positioned above the printed name.

William J. Perry

Attachment



CHAIRMAN, JOINT CHIEFS OF STAFF

WASHINGTON, D.C. 20318-0001

CN-298-93

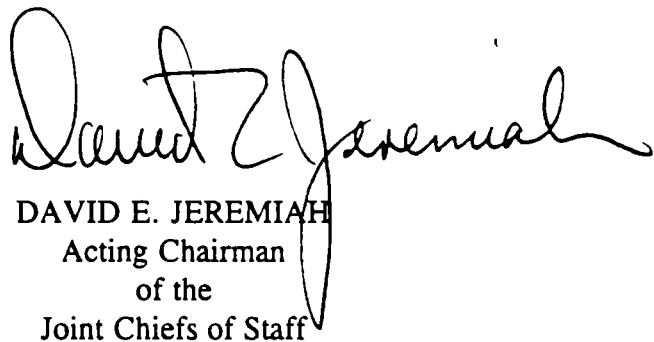
12 October 1993

MEMORANDUM FOR THE SECRETARY OF DEFENSE

Through: Deputy Secretary of Defense

Subject: Flag Officer Nomination

1. In accordance with the provisions of title 10, United States Code, and DOD Instruction 1320.4, the Secretary of the Navy has recommended Rear Admiral Joseph W. Prueher for assignment as Commander, SIXTH Fleet, and Commander, Naval Striking and Support Forces, Southern Europe, and appointment to the grade of vice admiral.
2. I have reviewed Rear Admiral Prueher's performance in one joint assignment. As Deputy Assistant Chief of Staff, Studies and Analysis, US Atlantic Command, Rear Admiral Prueher performed as an intelligent, productive, and innovative leader in a wide variety of projects from joint, navy, air force, army, and marine corps operations to command strategic planning. He also demonstrated his versatility in diverse areas ranging from intelligence collection programs to logistics studies. Rear Admiral Prueher further excelled while serving as Acting Chief of Staff during two turnover periods, demonstrating his capacity and potential for greater leadership opportunities. I am confident he is well qualified for this assignment and advancement.
3. After consultation with the other members of the Joint Chiefs of Staff, I concur in the Secretary's nomination of Rear Admiral Prueher for this assignment and appointment to the grade of vice admiral. Accordingly, I recommend you forward the enclosed nomination to the President approving these actions.


DAVID E. JEREMIAH
Acting Chairman
of the
Joint Chiefs of Staff

Enclosure

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004. letter	[Personally Identifiable Information] [partial] [Prucher] (1 page)	10/12/1993	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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]

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.

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]

The White House

Washington

To the Senate of the United States:

I nominate:

The following named officer for appointment to the grade of vice admiral while assigned to a position of importance and responsibility under Title 10, United States Code, Section 6015.

To be Vice Admiral

Rear Admiral Joseph W. Prueher, U. S. Navy, (b)(6) [004]

WHITE HOUSE STAFFING MEMORANDUM

DATE: 10/3/93 ACTION/CONCURRENCE/COMMENT DUE BY: _____

LTGEN WILLIAM G. PAGONIS, USA

SUBJECT: MILITARY NOMINATIONS: 11 OFFICERS FOR APPOINTMENT TO REAR ADMIRAL
AND REAR ADMIRAL (LOWER HALF), COAST GUARD

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☐	PASTER	☐	☐
McLARTY	☐	☐	RASCO	☐	☐
NEEL	☐	☐	RUBIN	☐	☐
PANETTA	☐	☐	SEGAL	☐	☐
BAGGETT	☐	☐	SEIDMAN	☐	☐
EMANUEL	☐	☐	STEPHANOPOULOS	☐	☐
GEARAN	☐	☐	TYSON	☐	☐
GERGEN	☐	☐	VARNEY	☐	☐
GIBBONS	☐	☐	WATKINS	☐	☐
HALE	☐	☐	WILLIAMS	☐	☐
HERMAN	☐	☐	BELL, Bob	☒	☐
LAKE	☐	☐	CLERK	☐	☒
LINDSEY	☐	☐		☐	☐
McGINTY	☐	☐		☐	☐
MONTOYA	☐	☐		☐	☐
NUSSBAUM	☐	☐		☐	☐

REMARKS:

Do you have any objections?

RESPONSE:

The National Security Council staff concurs in the attached military nominations.

Anthony Lake

JOHN D. PODESTA
Assistant to the President
and Staff Secretary
Ext. 2702

THE WHITE HOUSE

WASHINGTON

September 29, 1993
9.22

MEMORANDUM FOR THE PRESIDENT

FROM:  ~~JOHN A. GAUGHAN~~
DIRECTOR, WHITE HOUSE MILITARY OFFICE

SUBJECT: Coast Guard Officer Nomination

Forwarded for your approval and signature is a nomination containing the names of 11 officers for appointment to the grade of rear admiral, and rear admiral (lower half) as indicated, in the Regular Coast Guard.

This nomination has been staffed by the Commandant of the Coast Guard and approved by the Secretary of Transportation.

Recommendation

That you approve and sign the attached.

Attachment



THE SECRETARY OF TRANSPORTATION
WASHINGTON, D.C. 20590

September 27, 1993

The President
The White House
Washington, DC 20500

Dear Mr. President:

It is my recommendation that the following officers of the United States Coast Guard serving in the grade of rear admiral (lower half): Rudy K. Peschel, Gerald F. Woolever, Richard D. Herr, John W. Lockwood, Norman T. Saunders, and James C. Card, be appointed to the grade of rear admiral as provided for in Title 14, U. S. Code, Section 271.

I also recommend that the following officers of the United States Coast Guard serving in the grade of captain: John D. Spade, Douglas H. Teeson II, Edward J. Barrett, Robert C. North, and Timothy W. Josiah, be appointed to the grade of rear admiral (lower half) as provided for in Title 14, U. S. Code, Section 271.

If these appointments meet with your approval, the nominations are enclosed for transmittal to the United States Senate.

Respectfully,

A handwritten signature in cursive script, reading "Federico Peña", is written over a horizontal line.

Federico Peña

Enclosure

U.S. Department
of Transportation

United States
Coast Guard



Memorandum

CONTROL NO.

SIMS

S-10

Subject: ACTION: APPOINTMENT TO REAR ADMIRAL

Date: SEP 21 1993
1401

Bill
Admiral J. W. Kime
From: Commandant, U. S. Coast Guard

Reply to: G-MPC-opm
Attn. of: CAPT Volk
267-2533

To: The Secretary

Thru: The Deputy Secretary

ISSUE:

To nominate eleven officers for appointment to the next higher grade, rear admiral or rear admiral (lower half).

DISCUSSION:

Title 14, U. S. Code, Section 271, requires appointments to the grades of rear admiral or rear admiral (lower half) to be effected by the President, by and with the advice and consent of the Senate. Appointments to those grades occur as vacancies are created. These vacancies are filled by the next senior officer, rear admiral (lower half) or rear admiral (lower half) selectee serving on the Active Duty Promotion List authorized to be promoted to the next higher grade.

RECOMMENDATION:

That you sign the attached letter to the President forwarding the following nominations:

Officers of the United States Coast Guard serving in the grade of rear admiral (lower half) to be appointed to the grade of rear admiral as vacancies occur:

Rudy K. Peschel
Gerald F. Woolever
Richard D. Herr
John W. Lockwood
Norman T. Saunders
James C. Card

1401
SEP 21 1993

Officers of the United States Coast Guard serving in the grade of captain to be appointed to the grade of rear admiral (lower half) as vacancies occur:

John D. Spade
Douglas H. Teeson, II
Edward J. Barrett
Robert C. North
Timothy W. Josiah

That you sign the attached letter.

Attachment

The White House

Washington

TO THE SENATE OF THE UNITED STATES:

I nominate the following officers of the United States Coast Guard for appointment to the grade of rear admiral:

Rudy K. Peschel
Gerald F. Woolever
Richard D. Herr
John W. Lockwood
Norman T. Saunders
James C. Card

I nominate the following officers of the United States Coast Guard for appointment to the grade of rear admiral (lower half):

John D. Spade
Douglas H. Teeson, II
Edward J. Barrett
Robert C. North
Timothy W. Josiah

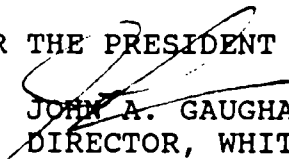
THE WHITE HOUSE

WASHINGTON

September 29, 1993- 07 / P5:22

MEMORANDUM FOR THE PRESIDENT

FROM:

JOHN A. GAUGHAN

DIRECTOR, WHITE HOUSE MILITARY OFFICE

SUBJECT:

General Officer Nomination

Forwarded for your approval and signature is the nomination of Lieutenant General William G. Pagonis, United States Army, for appointment to the grade of lieutenant general on the retired list.

This nomination has been staffed by the Acting Secretary of the Army and approved by the Deputy Secretary of Defense.

Recommendation

That you approve and sign the attached.

Attachment



THE DEPUTY SECRETARY OF DEFENSE
WASHINGTON, D.C. 20301-1000

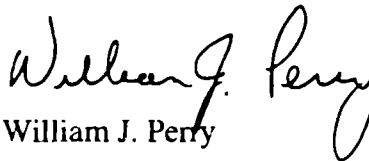


24 SEP 1993

MEMORANDUM FOR THE PRESIDENT

SUBJECT: General Officer Nomination

On behalf of the Secretary of Defense, I recommend you nominate Lieutenant General William G. Pagonis, United States Army, for appointment to the grade of lieutenant general on the retired list. General Pagonis, who is 52 years of age, is currently assigned as Commanding General, 21st Theater Army Area Command.


William J. Perry

Attachment

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005a. letter	[Personally Identifiable Information] [partial] [Pagonis] (1 page)	09/24/1993	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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]

The White House

Washington

To the Senate of the United States:

I nominate:

The following named officer to be placed on the retired list
in the grade indicated under the provisions of Title 10, United
States Code, Section 1370:

To be Lieutenant General

Lieutenant General William G. Pagonis, (b)(6) United States Army [005a]

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005b. resume	Resume of Service Career of William Gus Pagonis. (3 pages)	08/27/1993	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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]

IMMEDIATE RELEASE

No.
(703) 697-5131 (info)
(703) 697-3189 (copies)
(703) 697-5737 (public/
industry)

GENERAL OFFICER ANNOUNCEMENT

Secretary of Defense Les Aspin announced today that the President has nominated Lieutenant General William G. Pagonis, United States Army, to be placed on the retired list in his current grade. Lieutenant General Pagonis will retire after completion of more than 29 years of service. Since June 1992, he has been serving as the Commanding General, 21st Theater Army Area Command, United States Army Europe and Seventh Army.

Lieutenant General Pagonis was born on April 30, 1941, in Charleroi, Pennsylvania.

-END-

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20508

October 4, 1993

ACTION

MEMORANDUM FOR WILLIAM H. ITOH

THROUGH: ROBERT BELL *RB*

FROM: PETER FEAVER *PDF*

SUBJECT: Justice Conference Document RE HR 2401 / National
Defense Authorization Act FY 1994

At Tab II is a proposed report, prepared by the Department of Justice, objecting to certain portions of HR 2401, the National Defense Authorization Act, FY 1994.

The Department of Justice questions the constitutionality of two provisions of HR 2401. Section 551 of HR 2401 would amend Article 7 of the Uniform Code of Military Justice to require military law enforcement officials to apprehend individuals "upon reasonable belief" that an offense has been committed. Justice argues that this may violate the Fourth Amendment protection against unreasonable seizures if the "reasonable belief" standard is less stringent than the "probable cause" standard. Justice also argues that the requirement to apprehend unduly restricts executive privilege on law enforcement matters. Justice recommends substituting "is authorized to apprehend" for "shall apprehend."

Justice also argues that the provisions in section 1582 of HR 2401 that specify how to conduct appeals of security clearance denials unnecessarily burden the Department of Defense. Justice recommends that the executive branch retain the discretion on how to handle security clearance appeals.

Concurrences by: *AK* Alan Kreczko and *JR* Jeremy Rosner

RECOMMENDATION

That you sign and forward the memorandum at Tab I concurring in Department of Justice's proposed report.

Attachments

Tab I Memorandum for Signature
Tab II Incoming Correspondence

NATIONAL SECURITY COUNCIL

WASHINGTON, D.C. 20508

MEMORANDUM FOR RONALD K. PETERSON

FROM: WILLIAM H. ITOH

SUBJECT: Justice Conference Document RE HR 2401 / National
Defense Authorization Act, FY 1994

The National Security Council staff concurs in the proposed report.

7559

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
Washington, D.C. 20503

SPECIAL

October 1, 1993

LEGISLATIVE REFERRAL MEMORANDUM

LRM #1-1372

TO: Legislative Liaison Officer -

- ✓ DEFENSE - Samuel T. Brick, Jr. - (703) 697-1305 - 325
- NSC - William H. Itoh - (202) 395-3723 - 249
- ✓ OPM - James N. Woodruff - (202) 606-1424 - 331

FROM: RONALD K. PETERSON (for) *Ronald K. Peterson*
Assistant Director for Legislative Reference

OMB CONTACT: MIKE GOAD (395-7301)
Secretary's line (for simple responses): 395-6194

SUBJECT: Justice Conference Document RE: HR 2401,
National Defense Authorization Act, Fiscal
Year 1994

DEADLINE: 4:00 P.M., MONDAY, October 4, 1993

OMB requests the views of your agency on the above subject before
advising on its relationship to the program of the President, in
accordance with OMB Circular A-19.

Please advise us if this item will affect direct spending or
receipts for purposes of the the "Pay-As-You-Go" provisions of
Title XIII of the Omnibus Budget Reconciliation Act of 1990.

CC:

- J. Fish
- A. Donahue
- J. Schuhart
- D. Gessaman
- ✓ K. MacIntyre
- ✓ C. Sloan
- ✓ J. Palmieri
- ✓ H. Paster
- B. Rideout



U. S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

Honorable Ronald V. Dellums
Chairman
Committee on Armed Services
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

This presents the views of the Department of Justice on H.R. 2401, the "National Defense Authorization Act for Fiscal Year 1994." Although we defer to the affected agencies on the merits of this legislation, we write to express our view that one provision is constitutionally problematic and another provision raises constitutional policy concerns.

1. Our principal objection is to section 551 of H.R. 2401. Section 551 would amend 10 U.S.C. § 807 (article 7 of the Uniform Code of Military Justice) by adding the following new subsection:

(d) (1) In a case of domestic violence¹ in which a military law enforcement official at the scene determines that physical injury has been inflicted or a deadly weapon or dangerous instrument has been used, the military law enforcement official, upon reasonable belief that an offense has been committed by a person at the scene, shall apprehend that person, if the person is subject to this chapter, or detain that person and remove that person from the scene, if that person is not subject to this chapter.

(Emphasis added.) This provision raises concerns under the Fourth Amendment and the separation of powers.

The Fourth Amendment protects persons "against unreasonable . . . seizures" and has been interpreted to require all arrests to be based on the warrant requirement of "probable cause." We question whether the standard for arrest articulated in section

¹ Section 551 also would require the Secretary of Defense to define "domestic violence" for purposes of the new code subsection.

551, "upon reasonable belief," is as stringent as a probable cause standard. Because we believe the standard for arrest in section 551 is ambiguous, we recommend substituting "upon probable cause to believe" for "upon reasonable belief."

Our separation of powers objection is based on the mandatory nature of the arrest provision for persons subject to the Uniform Code of Military Justice (UCMJ). We have no constitutional objection to the requirement that a military law enforcement official detain or remove a person who has engaged in the specified conduct from the scene. However, the requirement that a person subject to the UCMJ who has engaged in the specified conduct must be arrested impermissibly interferes with the Executive's prosecutorial discretion, which is rooted in the separation of powers.

Although the division of federal power among the three branches of government is merely implicit in the Constitution, the Supreme Court has emphasized that the separation of powers "is at the heart of our Constitution" and has recognized "the intent of the Framers that the powers of the three great branches of the National Government be largely separate from one another." Buckley v. Valeo, 424 U.S. 1, 119-20 (1976). The fundamental responsibility and power of the executive branch is the duty to enforce the law. Article II, § 1 of the Constitution vests all of the executive power "in a President of the United States." Article II, § 3 commands the President to "take Care that the Laws be faithfully executed." Consequently, the Supreme Court has made clear that law enforcement is an inherently executive function and that the executive branch has the exclusive authority to enforce the laws. Buckley, 424 U.S. at 126, 137-41 (invalidating a provision of the Federal Election Act that vested law enforcement authority in commissioners who were not appointed by or subject to the supervision of the President).

The doctrine of prosecutorial discretion has a basis in common law and the Constitution. The constitutional dimensions of the doctrine are grounded in part on the fact that the faithful execution of the laws requires the President to exercise his discretion in the interpretation and application of the laws. See United States v. Nixon, 418 U.S. 683, 693 (1974) ("the Executive Branch has the exclusive authority and absolute discretion to decide whether to prosecute a case"); Fletcher v. Peck, 10 U.S. (6 Cranch) 87, 136 (1810) ("It is the peculiar province of the legislature to prescribe general rules for the government of society; the application of those rules to individuals in society would seem to be the duty of other departments."). The Executive's exclusive authority to prosecute violations of the law also gives rise to the corollary that neither the judicial nor legislative branch may directly interfere with the prosecutorial discretion of the Executive by directing the executive branch to prosecute particular

individuals. See Smith v. United States, 375 F.2d 243, 146-47 (5th Cir.), cert. denied, 389 U.S. 841 (1967) (recognizing that the Executive's "absolute" prosecutorial discretion was rooted in the separation of powers under the Constitution).

Statutes that purport to require the prosecution of all persons violating the civil rights laws, 42 U.S.C. § 1987, and all persons committing "offenses against the United States," 28 U.S.C. § 547, among others, have been uniformly interpreted not to interfere with normal prosecutorial discretion, in part to avoid a constitutional question. See, e.g., Powell v. Katzenbach, 359 F.2d 234, 234-35 (D.C. Cir 1965) (denying a mandamus petition against the Attorney General to prosecute a national bank), cert. denied, 384 U.S. 906 (1966); Inmates of Attica Correctional Facility v. Rockefeller, 477 F.2d 375, 381-82 (2d Cir. 1973) (holding that the statute which provided that U.S. Attorneys were "required . . . to initiate prosecutions" was not mandatory).

The Smith court has explained that the Executive's prosecutorial discretion is protected "no matter whether these decisions are made during the investigation or prosecution of offenses." 375 F.2d at 248. Then Judge Warren E. Burger further explained that the Executive's prosecutorial discretion includes "when and whether to institute criminal proceedings, or what precise charge shall be made" Newman v. United States, 382 F.2d 479, 480 (D.C. Cir. 1967) (emphasis added); see also United States v. Batchelder, 442 U.S. 114, 125 (1979) (whether to prosecute and what charge to file or bring before a grand jury are decisions that rest in the prosecutor's discretion); Bordenkircher v. Hayes, 434 U.S. 357, 364-65 (1978) (same).

The Executive's decision as to when and whether to arrest a suspect is equally protected, even where the prosecutor has probable cause to believe that an offense has been committed by the suspect. See United States v. Cox, 342 F.2d 167, 171 (5th Cir.) (en banc) (holding that a U.S. Attorney could refuse to prepare and sign an indictment even after the grand jury had found probable cause to believe that an offense had been committed and voted to return the indictment), cert. denied, 381 U.S. 935 (1965); Rockefeller, 477 F.2d at 376-77, 380 (prosecutorial discretion applies at any stage of the investigative process, even to the decision whether to begin an investigation at all and whether to make an arrest). This conclusion is reinforced by the fact that an arrest will trigger a suspect's speedy trial rights under the Constitution and laws. See U.S. Const., Sixth Amendment ("In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial . . ."); 18 U.S.C. §§ 3161-74 (Speedy Trial Act). The Executive, which has the duty to exercise the prosecutorial power in a responsible manner, must have, and does have, the discretion to decide when and whether to make an arrest.

For the foregoing reasons, we believe that a mandatory arrest requirement of section 551 would be unconstitutional. We recommend that section 551 be amended to replace the words "shall apprehend" with the words "is authorized to apprehend."

2. We are also concerned about the due process requirements imposed on the government in section 1582 of H.R. 2401. Section 1582 would provide civilian employees of the Department of Defense with the same procedural safeguards with respect to the denial or revocation of security clearances given to employees of defense contractors under Executive Order 10865. Executive Order 10865 addresses a decidedly different situation and requires the executive agency to conduct trial-type hearings, including confrontation and cross-examination of adverse witnesses and informants.

While concerns of simple fairness and open government suggest that the government should provide prospective and current civilian employees with a statement of its reasons for denial or revocation of a security clearance (when the national security permits) and an opportunity for the applicant to respond to the proposed denial or revocation, no particular procedures are constitutionally mandated. The trial-type hearings and right to cross-examine informants specified in Executive Order 10865 are certainly not constitutionally required in the case of a denial of a security clearance and would be unnecessary and burdensome as applied to executive branch employees and job applicants. We have serious reservations about the wisdom of imposing such burdensome and costly procedures on the Department of Defense, especially when there is no evidence suggesting that such a complex process affects the ultimate outcome of security clearance determinations. Executive branch agencies should retain discretion to determine the appropriate appeal process for the denial or repeal of a security clearance. Accordingly, we recommend that section 1582 be deleted.

We look forward to continuing to work with you on this legislation. Please call on us if we may be of further assistance.

The Office of Management and Budget has advised this Department that there is no objection to the submission of this report from the standpoint of the Administration's program.

Sincerely,

Sheila F. Anthony
Assistant Attorney General

~~SECRET~~

~~SECRET~~

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

October 4, 1993

MEMORANDUM FOR:

LYNN DAVIS
Department of State

FRANK WISNER
Department of Defense

JOHN KELIHER
Department of Energy

CRAIG CHELLIS
Central Intelligence Agency

MICHAEL RYAN
Joint Chiefs of Staff

THOMAS GRAHAM
Arms Control and Disarmament Agency

GORDON ADAMS
Office of Management and Budget

SUBJECT: Plan for Stockpile Stewardship: Draft PDD
and Task Force Report

The IWG met September 9 and approved in substance the Task Force Report on Stockpile Stewardship Under a Test Ban mandated by PDD-11. Attached is the Task Force's final report, which reflects comments from the September 9 IWG.

Based on this report, we have drafted a PDD (attached) to provide the appropriate Presidential guidance on stockpile stewardship. I am asking each of you to provide clearance for your agencies by COB Thursday, October 7 on the draft PDD (comments/clearance to Steve Andreasen, 395-5865). This will allow us to forward the PDD to the President for signature by the end of the week.

Finally, I want to thank each member of the Task Force for their effort on this project.

Robert G. Bell

Robert G. Bell
Special Assistant to the President
and Senior Director for Defense
Policy and Arms Control

~~SECRET~~

~~SECRET~~

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By *VC* NARA, Date *10/2/2016*

2016-0452-F

~~SECRET~~

DRAFT

October 2, 1993

PRESIDENTIAL DECISION DIRECTIVE/NSC-

MEMORANDUM FOR THE VICE PRESIDENT
THE SECRETARY OF STATE
THE SECRETARY OF THE TREASURY
THE SECRETARY OF DEFENSE
THE SECRETARY OF ENERGY
DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET
U.S. PERMANENT REPRESENTATIVE TO
THE UNITED NATIONS
CHIEF OF STAFF TO THE PRESIDENT
ASSISTANT TO THE PRESIDENT FOR NATIONAL
SECURITY AFFAIRS
DIRECTOR OF CENTRAL INTELLIGENCE
CHAIRMAN OF THE JOINT CHIEFS OF STAFF
DIRECTOR OF THE ARMS CONTROL AND
DISARMAMENT AGENCY

SUBJECT: U.S. Policy on Stockpile Stewardship Under an
Extended Moratorium and a Comprehensive Test Ban

~~(S)~~

This Presidential Decision Directive (PDD) establishes and directs the implementation of U.S. policy on the stewardship of the U.S. nuclear weapons stockpile under the conditions of an extended moratorium on U.S. nuclear testing and a Comprehensive Test Ban (CTB). ~~(S)~~

Background

PDD-11 (signed July 4, 1993) establishes and directs the implementation of U.S. policy on nuclear testing and a CTB. PDD-11 states the United States will seek to negotiate a multi-lateral nuclear test ban and extends the current U.S. nuclear testing moratorium through the first annual Congressional reporting and authorization period established in the Hatfield-Exon-Mitchell Amendment (i.e., through September 30, 1994). ~~(S)~~

PDD-11 also directs the Department of Energy to formulate a specific safeguard program to compensate for the effects of a CTB and protect the capability to resume U.S. nuclear testing. A Safeguards Task Force co-chaired by the Department of Energy and the Department of Defense was formed to implement this directive. The Task Force Report, "Plan for Stockpile Stewardship Under a Test Ban," was submitted to the Interagency Working Group (IWG) on Defense Policy and Arms Control on August 19, 1993 and approved by relevant agencies on October 7, 1993. ~~(S)~~

~~SECRET~~

DECLASSIFIED
PER E.O. 13526

2X 10/23/12

~~SECRET~~

~~SECRET~~

Plan for Stockpile Stewardship

The continued maintenance of a safe and reliable U.S. nuclear deterrent is a cornerstone of U.S. national security policy. The objective of the Plan for Stockpile Stewardship is to maintain the current high level of confidence in the safety, reliability and performance of the U.S. nuclear weapons stockpile in the absence of nuclear testing. (U)

Achieving this objective will require (a) continued use of current facilities and programs, (b) a limited set of new experimental and computational facilities and programs, (c) strengthened integration of all program areas and (d) a long term commitment to support these programs. (U)

The Plan will be structured around a strategy of using past nuclear test data in combination with future, nonnuclear test data and aggressive application of computational modeling, experimental facilities and simulators to further comprehensive understanding of the behavior of nuclear weapons and the effects of radiation on military systems. (U)

The Plan will include stockpile surveillance, experimental and research, development and engineering programs and the maintenance of a production capability to support these efforts. (U)

Program Elements

Specific program elements of the Stockpile Stewardship Plan will consist of:

- Stockpile surveillance and evaluation. Key elements include laboratory system testing, joint flight testing, laboratory component testing, retirement testing and reliability assessment. (U)
- Hydrodynamic testing and hydronuclear experiments. The loss of nuclear testing to assess and evaluate the safety, reliability and performance of the stockpile will require improved and expanded hydrodynamic testing and hydronuclear experiments at the NTS. (U)

Major new hydrodynamic testing programs will include developing baseline hydrodynamic experimental data for the enduring stockpile and increasing the number of hydrodynamic experiments as part of the stockpile sampling and aging programs. Hydrodynamic testing also will support a development program necessary to help retain and exercise weapon design engineering skills and to examine alternative weapon design concepts incorporating modern safety features, in case they are needed in the future. (U)

Guidance with respect to hydronuclear experiments remains the same as that articulated in PDD-11: the U.S. will seek

~~SECRET~~

~~SECRET~~

to negotiate a CTB Treaty that does not preclude the conduct of hydronuclear experiments similar to those conducted during the 1958-1961 U.S. testing moratorium. The NSC coordinated interagency legal and policy review mandated by PDD-11 on whether experiments for (a) rendering safe a mock terrorist device, (b) ensuring that a U.S. weapon that had been seized by unfriendly forces could not generate a nuclear yield and (c) other hydronuclear experiments can and should be conducted under the conditions of an extended moratorium should be submitted to me for decision no later than November 15, 1993. (S)

- Weapons physics experiments. Key elements include increasing the shot rate on existing laser and pulsed power facilities, as well as the construction of new facilities for simulation of nuclear secondary processes. (U)
- Military systems, radiation hardness and weapon effects simulation. Nuclear weapons and their components, nuclear capable missiles and aircraft and many other military systems must be hardened against adverse radiation environments. The Plan will ensure that the appropriate simulation capabilities are available for the radiation certification requirements for materials, subsystems, components and military systems. (U)
- Review and analysis of historical data. Key elements of such a program are researching, cataloging, analyzing and preserving the design, test, engineering and manufacturing data for weapons and weapon experiments, and developing and maintaining computer based archives to help maintain our scientific and technical knowledge base. Additional nonnuclear experiments may be necessary to complete the data base for modern stockpile devices and military systems. (U)
- Numerical simulation. The objective of this program will be to significantly enhance our numerical simulation capabilities through the use of advanced computers and new numerical simulation techniques. (U)
- Engineering design and development. Enhancements in the engineering design and development program will be required to provide effective stockpile stewardship. Current capabilities will focus on assessing and responding to aging effects, modifications in operations and logistics and changes in military requirements. Enhanced program elements will provide the information required for understanding the design, output and effects issues and solutions unique to nuclear weapon systems, a basis for addressing modifications to stockpiled weapons resulting from changes to logistics or system requirements and expansion of the current analytical tools to characterize warhead response to a broader set of normal, abnormal and combined environments. (U)

~~SECRET~~
4

~~SECRET~~

- Chemistry and materials. Key elements include improved characterization of both nuclear and nonnuclear material properties, aging studies and material compatibility issues. (U)
- Production capability. Production and Laboratory Capability Assurance Programs and Complex 21 Reconfiguration activities are evaluating changes to this capability and the nature of the residual complex is still being defined. In the near term, to support effective stockpile stewardship, additional production resources will be necessary to support an enhanced stockpile surveillance program, functional and environmental test requirements, hydrodynamic and hydronuclear experiments. (U)
- Safeguards. Safeguards are considered an essential element in ensuring the nation's ability to have the technical means and knowledge necessary to support the nuclear deterrent. The stockpile stewardship plan described in this PDD functionally satisfies the intent of the historical safeguards. (U)
- Maintaining the capability to resume testing. Under a CTB, keeping a viable infrastructure and staff at the Nevada Test Site, the Department of Energy's nuclear weapons laboratories and the Defense Nuclear Agency will be a fundamental requirement to retain the capability to resume nuclear test activities. Nevada Test Site resources should, therefore, include (1) those necessary to conduct the appropriate experimental activities, (2) infrastructure that would allow for future return to underground nuclear testing, (3) those which will permit other program efforts such as weapons disassembly, (4) the continuation of environmental and health related functions, and (5) activities to assure public safety and some reasonable level of physical protection. (U)

In order to resume underground nuclear tests, a capability to conduct a nuclear test within 6 months up to FY 1996, and to conduct a nuclear test within 2-3 years after that time will be assumed by the Department of Energy. (U)

Implementation

The Department of Energy, Department of Defense and Office of Management and Budget will ensure that sufficient resources are devoted to this objective. This will require stabilizing the DOE research, development and testing budget and the DNA budget for the next several years at or above the levels indicated in the Task Force Report submitted and approved by agencies (i.e., total annual operating funds for research, development and testing activities at approximately 1.2 billion dollars; total annual operating funds for the DNA at approximately 100 - 120 million dollars). It will also require approximately 1.3 billion

~~SECRET~~

~~SECRET~~

~~SECRET~~

~~SECRET~~
5

dollars over the next ten years for construction of new and upgraded experimental facilities as envisioned in the Report. (U)

On July 31 of each year, the Assistant Secretary of Energy for Defense Programs and the Assistant Secretary of Defense for Atomic Energy shall submit a Joint Report to the IWG that includes (a) a review of the stockpile stewardship plan for the first ten months of the current fiscal year, and (b) recommendations for the next fiscal year. These recommendations will be reviewed by the IWG and will then serve as a basis for planning for the next fiscal year. ~~(U)~~

The NSC shall ensure that the appropriate Members of Congress are briefed on this Plan and provided with annual updates. (U)

~~SECRET~~

~~SECRET~~

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006, report	Plan for a Stockpile Stewardship Under a Test Ban. (26 pages)	10/01/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 47

FOLDER TITLE:

Chron File - October 1993 #1 [4]

2016-0152-F

vz4481

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]