

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 #3 [3]

Staff Office-Individual:

Defense Policy-Bell, Robert

Original OA/ID Number:

48

Row:	Section:	Shelf:	Position:	Stack:
31	3	3	1	v

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	Legislative Referral Memorandum LRM #M-811. [CIA Act] [partial] (1 page)	10/25/1993	P3/b(3)
002a. memo	Duplicate of vz4493_001a. Record ID: 9308330. (2 pages)	10/26/1993	P1/b(1)
002b. talking points	Duplicate of vz4493_001b. (1 page)	10/26/1993	P1/b(1)
002c. talking points	Duplicate of vz4493_001c. (4 pages)	10/26/1993	P1/b(1)
003. memo	Duplicate of vz4493_003. Record ID: 9308164. (2 pages)	10/26/1993	P1/b(1)
004. letter	[Personally Identifiable Information] [partial] (1 page)	09/21/1993	b(6)
005. list	Duplicate of vz4492_002. (1 page)	10/23/1993	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F

vz4494

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]

TO: DICK CLARKE
NATIONAL SECURITY COUNCIL

October 27th

Dick:

This log item / action folder showed up unannounced in my in-box late this afternoon. It was tasked out here at NSC on 10/6 with a due date of 10/9. As you can see, it has been a wandering waif ever since. As best as I can determine, no one ever coordinated any of the "pass the buck's." We will answer the letter because it is a defense policy issue, but there should really be some coordination before items are just dumped into another office.

Bob Beel

FROM: BROWN, ~~GEORGE E~~ ^{COCCINE}

DOC DATE: 04 OCT 93
SOURCE REF:

KEYWORDS: SOMALIA
CO

DEFENSE POLICY

PERSONS:

SUBJECT: LTR TO PRES FM REP BROWN RE BENEFITS PCKG TO SOLDIERS IN SOMALIA

ACTION: PREPARE MEMO FOR LAKE

DUE DATE: 09 OCT 93 STATUS: S

STAFF OFFICER: CLARKE

LOGREF:

FILES: WH

NSCP:

CODES:

DOCUMENT DISTRIBUTION

FOR ACTION
CLARKE

FOR CONCURRENCE

BELL
GOTTEMOELLER
HAHN
ROSNER
WARD

FOR INFO

GROSS
ITOH
KENNEY

Krecker

→ Peter Faur

Received 10/27 1800
Def Pol + Arms Control Office

COMMENTS:

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSMEM

CLOSED BY:

DOC 1 OF 1

UNCLASSIFIED

TO: PETERSON, R

FROM: ITOH

DOC DATE: 27 OCT 93
SOURCE REF:

KEYWORDS: OPEN SKIES
LEGISLATIVE REFERRAL

FOIA

PERSONS:

SUBJECT: FOIA EXEMPTION FOR OPEN SKIES TREATY - REVISED PROPOSED AMENDMENT

ACTION: KENNEY SGD MEMO

DUE DATE: 26 OCT 93 STATUS: C

STAFF OFFICER: WITKOWSKY

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
EXECSEC
WITKOWSKY

COMMENTS:

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSWEA

CLOSED BY: NSGP

DOC 2 OF 2

NATIONAL SECURITY COUNCIL
WASHINGTON D.C. 20506

October 27, 1993

MEMORANDUM FOR RONALD K. PETERSON

FROM:

WILLIAM H. ITOH 

SUBJECT:

FOIA Exemption for Open Skies Treaty - Revised
Proposed Amendment

The NSC staff approves the proposed FOIA exemption language for the Open Skies Treaty.

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

October 26, 1993

ACTION

MEMORANDUM FOR WILLIAM H. ITOH

THROUGH: ROBERT BELL *RB*

FROM: ANNE WITKOWSKY *AW*

SUBJECT: FOIA Exemption for Open Skies Treaty - Revised
Proposed Amendment

The attached memorandum to OMB recommends approval of a proposed amendment for a FOIA exemption for data collected pursuant to the Open Skies Treaty. Senate Foreign Relations Committee staff has been working informally with agencies over the past few weeks to reach agreement on a text. This proposed amendment would take account of staff concerns that the exemption not be overly restrictive (as expressed by the ACLU) and is their preferred substitute to a draft the Administration had previously approved. We believe the language is consistent with our obligations under the terms of the Treaty.

Concurrences by: *AW* Neal Wolin and Don *DL* Cross

RECOMMENDATION

That you sign the attached memorandum.

Attachments

Tab I Memo to Ronald Peterson
Tab II Incoming Correspondence

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	Legislative Referral Memorandum LRM #M-811. [CIA Act] [partial] (1 page)	10/25/1993	P3/b(3)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F

vz4494

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

b(1) National security classified information [(b)(1) of the FOIA]
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b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

8210

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

URGENT

October 25, 1993

LEGISLATIVE REFERRAL MEMORANDUM

LRM #M-811

TO: Legislative Liaison Officer -

COMMERCE - Michael A. Levitt - (202)482-3086 - 324
DEFENSE - Samuel T. Brick, Jr. - (703)697-1305 - 325
CIA - (b)(3) [001]
STATE - Julia C. Norton - (202)647-4463 - 225
JUSTICE - Sheila F. Anthony - (202)514-2141 - 217
TRANSPORTATION - Tom Herlihy - (202)366-4687 - 226
ENERGY - Bob Rabben - (202)586-6718 - 209
NSC - William H. Itoh - (202)395-3723 - 249
ACDA - Barbara Starr - (202)647-8478 - 234

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

OMB CONTACT: Annette ROONEY (395-7300)
Secretary's line (for simple responses): 395-6194

SUBJECT: REVISED Proposed Amendment(s) on
FOIA exemption for Open Skies Treaty

DEADLINE: 3:00, Tuesday October 26, 1993

COMMENTS: This language is to be offered as an amendment to S.
1281, Foreign Relations Authorization Act.

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. Ashford
A. Donahue
S. Aitken
B. Damus
B. McConnell
A. Maldon
H. Paster
C. Cerda

RESPONSE TO LEGISLATIVE REFERRAL MEMORANDUM

If your response to this request for views is **simple** (e.g., concur/no comment) we prefer that you respond by **faxing** us this response sheet. If the response is **simple** and you prefer to call, please **call the branch-wide line** shown below (NOT the analyst's line) to leave a message with a secretary.

You may **also respond** by (1) calling the analyst/attorney's direct line (you will be connected to voice mail if the analyst does not answer); (2) sending us a memo or letter; or (3) if you are an OASIS user in the Executive Office of the President, sending an E-mail message. Please **include** the LRM number shown above, and the **subject** shown below.

TO: Annette ROONEY (395-7300)
 Office of Management and Budget
 Fax Number: (202) 395-5691
 Analyst/Attorney's Direct Number: (202) 395-7300
 Branch-Wide Line (to reach secretary): (202) 395-6194

FROM: _____ (Date)
 _____ (Name)
 _____ (Agency)
 _____ (Telephone)

SUBJECT: **REVISED** Proposed Amendment(s) on
 FOIA exemption for Open Skies Treaty

The following is the response of our agency to your request for views on the above-captioned subject:

_____ Concur
 _____ No objection
 _____ No comment
 _____ See proposed edits on pages _____
 _____ Other: _____
 _____ FAX RETURN of _____ pages, attached to this
 response sheet

OCT 10 '93 10:13 FROM DEPUTY SEC (IA) 13, DOD
11:36AM FROM FOREIGN RELATIONS TO 91030310

FOUO/VOUJ

PAGE.000

✓ For insertion in State Authorization Bill October 18, 1993

PROPOSED FOIA EXEMPTION FOR CERTAIN OPEN SKIES TREATY DATA

(a) **IN GENERAL.**--Data collected by sensors during observation flights conducted in connection with the Treaty on Open Skies, including flights conducted prior to entry into force of the Treaty, shall be exempt from disclosure under the Freedom of Information Act or any other Act--

(1) in the case of data with respect to a foreign country--

(A) if the country has not disclosed the data to the public; or

(B) if the country has not, acting through the Open Skies Consultative Commission or any other diplomatic channel, authorized the United States to disclose the data to the public; or

(2) in the case of data with respect to the United States, if disclosure of such data could be reasonably expected to cause substantial harm to the national defense as determined by the Secretary of Defense or to the foreign relations of the United States as determined by the Secretary of State.

(b) **EXTENSION OF WITHHOLDING OF CERTAIN DATA.**--(1) For purposes of subsection (a)(2), data held for a period of 5 years from the date of collection shall be deemed not to cause substantial harm to the national defense or foreign relations of the United States and shall be released unless the head of the agency that made the initial determination determines otherwise, in which case the data may be withheld for an additional period or periods of 5 years each.

(2) In no case may data be withheld under this subsection for more than 20 years from the date of collection.

(3) Determinations under this subsection may not be delegated.

(c) **STATUTORY CONSTRUCTION.**--This section constitutes a specific exemption within the meaning of section 552(b)(3) of title 5, United States Code.

(d) **DEFINITIONS.**--For the purposes of this section--

(1) the term "Freedom of Information Act" means the provisions of section 552 of title 5, United States Code;

OCT 18 '92 18:18 FROM DCCTW-CC (IA 13) DOD

PAGE 004

- 2 -

(2) the term "Open Skies Consultative Commission" means the commission established pursuant to Article X of the Treaty on Open Skies; and

(3) the term "Treaty on Open Skies" means the Treaty on Open Skies, signed at Helsinki on March 24, 1992.

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

October 28, 1993

ACTION

MEMORANDUM FOR ANTHONY LAKE

FROM: ROBERT BELL 
SUBJECT: President's Schedule for Veterans' Day

A number of ideas have been put forward by various agencies for the President's activities related to our commemoration of Veterans' Day (VA) this year (November 11), as recapitulated below. For each entry, I have indicated who suggested the activity and whether Nancy and I would support it. It is our view that if the President does some combination of events 2-4, no other activities are required.

1. Attend VA Band Concert at DAR Hall the preceding evening (suggested by VA/Herschel Gober; would not support).
2. Host breakfast 0800-0930, November 11, for leaders of major veterans organizations and spouses (suggested by VA/Gober; would support).
3. Invite 1-2 soldiers from units that were engaged in the fighting in Somalia to informal meeting in the Oval Office, 0930-1000, November 11 (suggested by Army/General Sullivan; would support). NOTE: These troops could also be invited to the VA breakfast and/or the ceremonies at Arlington.
4. Lay wreath at Arlington Cemetery, 1100, November 11 (suggested by VA/Gober; would support).
5. Dedicate opening of new VA hospital in Baltimore or visit VA hospital in D.C., afternoon, November 11 (suggested by VA/Gober; would support). NOTE: This event could have a health care focus and stress the VA's role in the President and First Lady's initiative.
6. Dedication of Womens' Vietnam Veterans Memorial on the Mall, 1400, November 11 (VA/Gober; would not support, since President already went to the Wall on Memorial Day).
7. Travel to Norfolk to christen new carrier, 1100, November 11 (suggested by OSD/Aspin). NOTE: This proposal was disapproved by Scheduling because it involved out-of-town travel.

8. Travel to Fort Benning, Georgia, to present individual medals and unit citations to Rangers for Somalia fighting, afternoon, November 11 (suggested by OSD/Perry and NSC/Soderberg and Bell; would support but unlikely to be approved because it would take the President out of town). NOTE: To avoid slighting other deserving units, this event would have to be paralleled by similar awards ceremonies on November 11 at home bases of the other major units involved in the Somalia fighting, with senior Defense Department officials traveling to those locations to make the awards.

RECOMMENDATION

That you indicate below which activities you want us to include on a new scheduling proposal from you to the President.

<u>Event</u>	<u>Yes</u>	<u>No</u>
1. Concert	_____	_____
2. VA Breakfast	_____	_____
3. Meeting with Troops	_____	_____
a. Also invite to breakfast?	_____	_____
b. Also invite to Arlington?	_____	_____
4. Wreath Laying	_____	_____
5. VA Hospital Visit	_____	_____
6. Women's Vietnam Memorial	_____	_____
7. Carrier Christening (disapproved)	_____	_____
8. Ft. Benning Visit	_____	_____

NATIONAL SECURITY COUNCIL

WASHINGTON, D.C. 20506

October 28, 1993

ACTION

MEMORANDUM FOR WILLIAM H. ITOH

THROUGH:

ROBERT BELL *RB*

FROM:

STEVEN R. JONES *SJ*

SUBJECT:

Revised Justice Proposed Report RE: H.R. 2200,
NASA Authorization Act, FY 1994-5 (LRM I-1529)

OMB requests views on the revised Justice report (Tab III) that raises objections to the NASA Authorization Act passed by the House.

Justice objects to a "Committee veto" provision contained in the legislation regarding the NASA External Tank Program. Justice claims that this provision is unconstitutional.

Justice also claims that language encouraging NASA to participate in the formation of industry-led consortia to develop advanced space technologies may present possible antitrust implications. Justice proposes a paragraph identical to that contained in the "National Competitiveness Act of 1993," which contains several provisions intended to encourage research, development, and commercialization of new technologies.

The NSC withheld concurrence on a previous version of this report (Tab II). The current version is a result of negotiations between NASA and Justice. I have checked with NASA and they are satisfied that this language will not be overly restrictive and inhibit the development of such partnerships.

Concurrence by:

Jeremy Rosner *JR*RECOMMENDATION

That you sign the memorandum at Tab I.

Attachments

Tab I Memorandum for Signature
Tab II Previous NSC Memo
Tab III Incoming Correspondence

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

MEMORANDUM FOR JAMES J. JUKES

FROM: WILLIAM H. ITOH

SUBJECT: Revised Justice Proposed Report RE: H.R. 2200,
NASA Authorization Report, FY 1994-5 (LRM I-1529)

The NSC has no objections to the revised Justice report on the
NASA Authorization Act.

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20508

September 27, 1993

MEMORANDUM FOR JAMES J. JUKES

FROM: WILLIAM H. ITOH *W*

SUBJECT: Revised Justice Proposed Report RE: H.R. 2200,
NASA Authorization Act FY 1994-1995

The National Security Council staff has reviewed the revised Justice Report commenting on the FY 1994-1995 NASA Authorization Act passed by the House.

The proposed Justice paragraph regarding industry-led consortia and antitrust implications should not unnecessarily restrict NASA in developing important new government-industry partnerships to advance space technologies.

.. It is our understanding that NASA and Justice are currently working out revised language for this proposed paragraph. The NSC would appreciate the opportunity to review this revision before providing final views on the Justice report.

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

September 23, 1993

ACTION

MEMORANDUM FOR WILLIAM H. ITOH

THROUGH: ROBERT G. BELL *RB*
FROM: STEVEN R. JONES *SJ*
SUBJECT: Revised Justice Proposed Report RE: H.R. 2200,
NASA Authorization Act FY 1994-1995

OMB requests NSC views on the attached Justice report that raises objections to the NASA Authorization Act passed by the House.

Justice objects to a "Committee veto" provision contained in the legislation regarding the NASA External Tank Program. Justice claims that this provision is unconstitutional.

Justice also claims that language encouraging NASA to participate in the formation of industry-led consortia to develop advanced space technologies may present possible antitrust implications. Justice proposes a paragraph, similar to that included in the "National Competitiveness Act of 1993," to clarify and resolve this issue.

We need to encourage the formation of government-industry partnerships to advance space-related dual-use technologies -- similar to those being initiated by ARPA's Technology Reinvestment Project. I am concerned that the proposed Justice paragraph is overly restrictive and could discourage the development of such partnerships.

I have learned from NASA (Mr. McGuire, 358-1942) that NASA is concerned that the Justice Department proposed paragraph may unnecessarily restrict the development of NASA research consortia, and that NASA is currently negotiating changes in this paragraph with Justice. The NSC should withhold concurrence on the Justice report until this revised paragraph is available for review.

Concurrences by: *RB* Alan Kreczko, Jeremy Rosner *JR*

RECOMMENDATION

That you sign the memorandum at Tab I.

Attachments

Tab I Memorandum for Signature
Tab II Incoming Correspondence

5 pages

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

September 15, 1993

LEGISLATIVE REFERRAL MEMORANDUM

LRM #I-1264

TO: Legislative Liaison Officer -

DEFENSE - Samuel T. Brick, Jr. - (703)697-1305 - 325
COMMERCE - Michael A. Levitt - (202)482-3086 - 324
ENERGY - Bob Rabben - (202)586-6718 - 209
NSC - William H. Itoh - (202)395-3723 - 249
CEA - Francine Obermiller - (202)395-5036 - 242
NASA - Jeff Lawrence - (202)358-1948 - 219
NEC - Sonia Mathews - (202)456-6722 - 429
OSTP - Chris Clary - (202)456-7116 - 288
SBA - Christine Swedin - (202)205-6702 - 315

FROM: JAMES J. JUKES (for) *Jil*
Assistant Director for Legislative Reference

OMB CONTACT: Jeffrey WEINBERG (395-3457) *Left messages 9/20, 9/22*
Secretary's line (for simple responses): 395-3454

SUBJECT: REVISED JUSTICE Proposed Report
RE: HR 2200, NASA Authorization Act, FYs
1994-95

DEADLINE: NOON ~~September 20, 1993~~ *Extended.*

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:
Howard Paster
C. Cerda
C. Walden
Dorothy Robyn, NEC
Bob Damus
Kathy Peroff
Jack Pellows
Steve Isakowitz
Bruce Campbell
Louisa Koch

_____ Concur

_____ No objection

_____ No comment

_____ See proposed edits on pages _____

_____ Other: _____

_____ FAX RETURN of _____ pages, attached to this
response sheet



U. S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

Honorable Ernest F. Hollings
Chairman
Committee on Commerce, Science, and Transportation
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

This letter presents the views of the Department of Justice on H.R. 2200, the "National Aeronautics and Space Administration Authorization Act, Fiscal Years 1994 and 1995," as passed by the House of Representatives. While we generally support the bill, we have several concerns that are further described below.

Section 119 of the bill provides that:

No funds authorized under this Act may be obligated or expended to transfer the management of the External Tank Program from the Marshall Space Flight Center unless thirty days have passed after the Administrator has made a report . . . to the Committee on Science, Space and Technology of the House of Representatives, and the Committee on Commerce, Science and Transportation of the Senate, and such Committees have raised no objection.

(Emphasis added.)

The committee veto provision is clearly unconstitutional under INS v. Chadha, 462 U.S. 919 (1983). The Supreme Court held in Chadha that all "legislative" action, which it defined as congressional "action that ha[s] the purpose and effect of altering the legal rights, duties, and relations of persons . . . outside the Legislative Branch," id. at 952, must comply with the constitutional requirements of passage by both Houses of Congress and presentment to the President for approval or veto. U.S. Const. art. I, §§ 1, 7. Since the committee action would not comply with the bicameralism and presentment requirements, the underlined provision in section 119 of the draft bill would be unconstitutional and should be deleted from the bill.

- 2 -

In addition, Title II of the bill requires the NASA Administrator to establish a "competitive program" to advance the capabilities of United States space technology. The bill specifically authorizes the Administrator to encourage the establishment of "industry-led consortia to develop advanced space technologies" that advance United States competitiveness in this area. Section 202(a)(2). The bill sets forth certain criteria to be used by the Administrator in selecting firms eligible for financial assistance under the program, including the potential for long-term commercial application of the technologies in nongovernmental markets. Section 202(c)(4).

Requiring the Administrator to establish such a program in which he encourages and participates in the formation and activities of industry consortia raises antitrust issues. The direct participation of government officials, or persons acting under government direction, control, or oversight, could give rise to an interpretation that Congress intended to authorize the formation and activities of such consortia notwithstanding the possible antitrust implications they may present.

This is not to say, of course, that such consortia or their activities would violate the antitrust laws. Moreover, the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 et seq. (NCRPA), already assures that qualifying joint ventures will be judged under the more lenient "Rule of Reason" standard, and gives firms the opportunity to reduce any possible antitrust exposure to actual as opposed to treble damages in the event that their actions are found to have violated the antitrust laws. Recently enacted Public Law 103-42 extended the NCRPA to production joint ventures.

Because of the anticipated involvement of government officials in the formation and activities of consortia under H.R. 2200, the Department of Justice believes it would be desirable to clarify that the bill is not intended to encourage or facilitate the formation or activities of industry consortia that would violate the federal antitrust laws. This objective can easily be achieved by adding a new subsection 207(f) of the bill as follows:

(f). The federal antitrust laws shall be applicable to any consortium encouraged, formed, or otherwise facilitated pursuant to this section. Such consortium shall be entitled to the protections of the National Cooperative Research and Production Act of 1993 (15 U.S.C. 4301 et seq.) if eligible for such protections under the provisions of that Act.

C /18/93 11:20

OLA

*** OMB JUNE3

004/004

- 3 -

This approach is consistent with that taken in S. 4 and H.R. 820, the "National Competitiveness Act of 1993." Those bills contain several provisions intended to encourage research, development, and commercialization of important new technologies, and contain antitrust savings clauses similar to the one suggested above.

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

Please do not hesitate to contact me if we can be of further assistance on this or any other matter.

Sincerely,

Sheila P. Anthony
Assistant Attorney General

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

October 26, 1993

LEGISLATIVE REFERRAL MEMORANDUM

LRM #I-1529

TO: Legislative Liaison Officer -

COMMERCE - Michael A. Levitt - (202)482-3086 - 324
ENERGY - Bob Rabben - (202)586-6718 - 209
CEA - Francine Obermiller - (202)395-5036 - 242
NASA - Jeff Lawrence - (202)358-1948 - 219
NEC - Sonia Mathews - (202)456-6722 - 429
NSC - William H. Itoh - (202)395-3723 - 249
OSTP - Chris Clary - (202)456-7116 - 288

FROM: JAMES J. JUKES (for) *Jim*
Assistant Director for Legislative Reference

OMB CONTACT: Jeffrey WEINBERG (395-3457)
Secretary's line (for simple responses): 395-3454

SUBJECT: REVISED JUSTICE Proposed Report
RE: HR 2200, NASA Authorization Act, FYs
1994-95

DEADLINE: NOON October 28, 1993

COMMENTS: Justice has revised its letter after the position was discussed at an interagency meeting.

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:
Howard Paster
C. Cerda
Kathy Peroff
Jack Fellows
Rich Dalbello
Kitty Gillman
John Goodman, NEC
Ken Schwartz
Louisa Koch
Randy Steer
Bob Damus

8341
4 pages
total



U. S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

Honorable Ernest F. Hollings
Chairman
Committee on Commerce, Science, and Transportation
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

This letter presents the views of the Department of Justice on H.R. 2200, the "National Aeronautics and Space Administration Authorization Act, Fiscal Years 1994 and 1995," as passed by the House of Representatives. While we generally support the bill, we have several concerns that are further described below.

Section 119 of the bill provides that:

No funds authorized under this Act may be obligated or expended to transfer the management of the External Tank Program from the Marshall Space Flight Center unless thirty days have passed after the Administrator has made a report . . . to the Committee on Science, Space and Technology of the House of Representatives, and the Committee on Commerce, Science and Transportation of the Senate, and such Committees have raised no objection.

(Emphasis added.)

The committee veto provision is clearly unconstitutional under INS v. Chadha, 462 U.S. 919 (1983). The Supreme Court held in Chadha that all "legislative" action, which it defined as congressional "action that ha[s] the purpose and effect of altering the legal rights, duties, and relations of persons . . . outside the legislative branch," id. at 954, must comply with the constitutional requirements of passage by both Houses of Congress and presentment to the President for approval or veto. U.S. Const. art. I, §§ 1, 7. Since the committee action would not comply with the bicameralism and presentment requirements, the underlined provision in section 119 of the draft bill would be unconstitutional and should be deleted from the bill.

- 2 -

In addition, Title II of the bill requires the NASA Administrator to establish a "competitive program" to advance the capabilities of United States space technology. The bill specifically authorizes the Administrator to encourage the establishment of "industry-led consortia to develop advanced space technologies" that advance United States competitiveness in this area. Section 202(a)(2). The bill sets forth certain criteria to be used by the Administrator in selecting firms eligible for financial assistance under the program, including the potential for long-term commercial application of the technologies in nongovernmental markets. Section 202(c)(4).

The Department of Justice believes it would be desirable to clarify that the bill is not intended to affect the applicability of the antitrust laws to such activities by reason of its authorization of government officials to participate in the formation and activities of industry consortia. This objective can easily be achieved by adding a new subsection 202(f) of the bill as follows:

(f). APPLICATION OF ANTITRUST LAWS. -- Nothing in this section shall be construed to create any immunity to any civil or criminal action under any Federal or State antitrust law, or to alter or restrict in any manner the applicability of any Federal or State antitrust law.

This language is identical to that contained in S. 4, the "National Competitiveness Act of 1993," which contains several provisions intended to encourage research, development, and commercialization of important new technologies.

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

Please do not hesitate to contact me if we can be of further assistance on this or any other matter.

Sincerely,

Sheila P. Anthony
Assistant Attorney General

~~CONFIDENTIAL~~
NSC/RMO PROFILE

RECORD ID: 9307455
RECEIVED: 29 SEP 93 16

TO: ITOH

FROM: DAILEY, J

DOC DATE: 22 OCT 93
SOURCE REF:

KEYWORDS: RUSSIA

PERSONS:

SUBJECT: NASA RESPONSE TO 13 OCT MEMO ON COLD WAR REGULATIONS

ACTION: FOR RECORD PURPOSES

DUE DATE: 02 OCT 93 STATUS: C

STAFF OFFICER: POTTS

LOGREF: 9308273

FILES: PA

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
BURNS
POTTS

DECLASSIFIED
E.O. 13526

White House Guidelines, September 11, 2006

By W NARA, Date 10/3/2006

2016-0152-F

COMMENTS: _____

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSWEA

CLOSED BY: NSWEA

DOC 6 OF 6

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~~CONFIDENTIAL~~
ACTION DATA SUMMARY REPORT

RECORD ID: 9307455

DOC ACTION OFFICER

CAO ASSIGNED ACTION REQUIRED

001	ITOH	Z	93101314	FOR SIGNATURE
002		X	93101318	ITOH SGD MEMO TO AGENCIES
003		X	93102020	FOR RECORD PURPOSES
004		X	93102512	FOR RECORD PURPOSES
005		X	93102617	FOR RECORD PURPOSES
006		X	93102713	FOR RECORD PURPOSES

DISPATCH DATA SUMMARY REPORT

DOC DATE DISPATCH FOR ACTION

DISPATCH FOR INFO

002	931013	GROSSMAN, M
002	931013	KNIGHT, E
002	931013	MCALEER, R
002	931013	MARGOLIS, D
002	931013	SCHNOOR, K
002	931013	DAS, A
002	931013	HIGGINS, K
002	931013	ROQUE, M
002	931013	LAVIN, A
002	931013	ADAMS, G
002	931013	LAUDER, J
002	931013	WILLIAMS, A
002	931013	STARR, B
002	931013	HECHT, A
002	931013	GOW, W
002	931013	DAILEY, J
002	931013	CHILK, S
002	931013	CONNELL, M
002	931013	LAXAGUE, J
002	931013	RAVENSCROFT, D
002	931013	MONTGOMERY, F
002	931013	BERG, J
002	931013	BRODY, K
002	931013	PATRICK, T

~~CONFIDENTIAL~~

National Aeronautics and
Space Administration
Office of the Administrator
Washington, DC 20546-0001

class staff

7455



OCT 22 1993

8376

The Honorable William H. Itoh
Executive Secretary
National Security Council
Washington, DC 20506

Dear Mr. Itoh:

NASA welcomes the opportunity to comment upon proposed changes to regulations that unnecessarily specify disparate treatment for Russia and the other independent states of the former Soviet Union, in response to your memorandum of October 13, 1993.

In view of President Clinton's decision to expand cooperation with Russia in the fields of aeronautics, space science, and human space flight, NASA in general urges appropriate modifications to regulations that inhibit the flow of people, hardware, and data between the two countries in these fields. As more fully explained in the enclosure, NASA recommends deletion of Russia from the list of countries (appearing at 22 CFR 126.1) subject to the general prohibition of exports and sales pursuant to the International Traffic in Arms Regulations (ITAR).

The NASA point of contact for future interagency meetings on this subject is Ms. June W. Edwards, NASA Associate General Counsel, who can be reached at (202) 358-2432.

Sincerely,


J. R. Dailey

Acting Deputy Administrator

Enclosure

NASA Recommendation

22 CFR 126.1 prohibits exports and sales of items and services covered by the ITAR to certain countries. Russia and other states of the former Soviet Union are among those prohibited destinations. NASA considers that retention of this provision is inconsistent with the Administration's policy direction to NASA to expand space cooperation with Russia. Exports of NASA technical data and hardware, as well as imports of Russian data and hardware, are required to carry out the intent of existing cooperative agreements that were subject to Circular-175 review and approved by the Department of State prior to negotiation and signature. Consistent with NASA's standard approach in such international cooperative efforts, in each case the Russian government assumes explicit responsibility in the agreement for control of NASA data and hardware within Russia. Thus control in Russia over NASA's data and hardware is exercised by the cooperative government agency, and is not dependent solely on the existence, absence, or effectiveness of the Russian export control regime. Frequent and timely exchanges of additional data, hardware, and personnel continue to be essential for NASA to carry out effective planning with Russian counterparts for potential Russian participation in the U.S.-led international Space Station program, for continued cooperation in Space Shuttle-Mir activities, and for other activities under the Gore-Chernomyrdin Commission. While NASA also recognizes that retention of the subject provision is seen as leverage in U.S. efforts to promote establishments by Russia of an effective export control regime, on balance the Agency supports deletion of Russia from the provision.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002a. memo	Duplicate of vz4493_001a. Record ID: 9308330. (2 pages)	10/26/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F

vz4494

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

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002b. talking points	Duplicate of vz4493_001b. (1 page)	10/26/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F

vz4494

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]
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October 13, 1993

From: Tommy Glakas
To: Ike Skelton

Subj: Topics of Discussion for your visit to White House

**Issue 1: Skelton Concern About Peacekeeping and the Threat
Posed by Rising Commitments**

o The Cold War has ended, force structure is being reduced by 35% or more, defense budgets are going down by roughly 40%, yet commitments are increasing. This is a formula for breaking the military.

o Present commitments to Europe, Korea, and Panama total 125,000 Army soldiers. Peacekeeping now involves us in Sinai, Somalia, Macedonia. Possible other peacekeeping commitments could include Haiti, Bosnia, and Golan Heights. This is not all the President's doing. He inherited most of it, but will be held accountable for all of it.

o You simply want to caution him that it is easy for the State Department to commit U.S. military forces to a peacekeeping mission. But it is increasingly difficult for the military to accommodate those new missions with fewer forces and reduced budgets.

**Issue 2: Skelton Concern About Excessive Reduction of Military
Force Structure and the National Military Strategy**

o You have expressed this concern since the end of the Persian Gulf War. In testimony before the House Armed Services Committee in early 1992 General Powell admitted to you that after the reductions to arrive at the Bush Base Force, the military would be stretched to the breaking point if it had to respond to simultaneous contingencies in Korea and the Persian Gulf.

o The threat of increasing peacekeeping commitments is that those commitments will undo the national military strategy of being able to fight two Major Regional Conflicts (MRC). We won't even be able to fight one MRC. For example, in Somalia today the 10th Division, the 24th Division, and the 101st Division each have elements tied up supporting that commitment. Each of those divisions is part of the contingency corps of five divisions ready to respond to a major regional conflict. Yet three of the five divisions have forces engaged in peacekeeping operations. The 101st also has a battalion in the Sinai. Each unit involved in peacekeeping duties requires an additional two units to help manage the commitment - one unit on station, one preparing to go, and a third recovering from its recent deployment.

o The Bottom-Up Review made the assumption that a unit engaged in peacekeeping could be redeployed almost immediately for use in a combat situation. The truth is that such a unit needs to be trained for peacekeeping and be re-trained for combat. Retraining could take up to six months.

**Issue 3: Skelton Concern About Excessive Reduction of Army
Force Structure and Budget**

o You are convinced that the Army especially is being reduced below what it is being called upon to do. In other words

there is a strategy/forces mismatch. Ten active Army divisions and 15 Reserve Enhanced Readiness Brigades cannot fight two MRCs and also do peacekeeping. Peacekeeping missions will degrade the ability to fight one MRC; two MRCs would be out of the question.

o Even at the 10 active Army division level, the programmed budget to accomplish modernization of weapons, adequate personnel and unit training, and infrastructure upkeep is not enough.

Readiness of deployed forces has been maintained by underfunding investment at home. Some \$400 million has been diverted to fund operations in Somalia, Southwest Asia, and crises at home. The Army needs approximately \$15 billion in research, development, and acquisition (RDA). It is getting less than \$10 billion now. The Army procurement budget is 60% less than where it was expected to be three years ago (\$18.7 billion vs \$6.8 billion).

LOCATION	ACTIVE DIVISION	ACTIVE BRIGADES	ROUNDOUT BRIGADE	ROUNDUP BRIGADE	COMMENTS
<u>OUTSIDE CONUS</u>					
KOREA (TONGDUCHON)	2ND INF DIV	2		81ST BDE	
HAWAII (SCHOFIELD BARRACKS)	25TH LT INF DIV	3			
GERMANY (BAD KREUZNACH)	1ST ARMD DIV	3			BOSNIA → 1 Div. Commitment 2 Div. Rotation 3 Divisions
(WURZBURG)	3RD MECH INF DIV	3			
<u>CONUS - CONTINGENCY FORCE - OCT. 1, 1993</u>					
FT. CAMPBELL (KY)	101ST ABN ASSLT DIV	3			> Sinai XVIII CORPS 1 BDE (101ST ABN ASSLT DIV) 2 BDE (101ST ABN ASSLT DIV)
FT. BRAGG (NC)	82ND ABN DIV	3			XVIII CORPS 1 BRIGADE
FT. STEWART (GA)	24TH MECH INF DIV	3		48TH BDE	XVIII CORPS
FT. HOOD (TX)	1ST CAV ARMD DIV	3		155TH BDE	SOMALIA Element of 10TH DIV
FT. DRUM (NY)	10TH LT INF DIV	2	27TH BDE (inactivates FY957)		10TH REPLACING 7TH AS A PART OF CONTINGENCY FORCE.
<u>CONUS - SCHEDULED DEACTIVATION - FY94</u>					
FT. LEWIS (WA)	7TH LT INF DIV	3			ONE LT INF BRIGADE TO REMAIN.
FT. WAINWRIGHT (AK)	8TH LT INF DIV	2	206TH BDE (inactivates FY957)		ONE LT INF BRIGADE TO REMAIN
<u>CONUS - OCT. 1, 1993</u>					
FT. HOOD (TX)	2ND ARMD DIV	2	256TH BDE		→ GOLAN HEIGHTS 1 BRIGADE (256TH BDE) 2 BRIGADE (256TH BDE)
FT. CARSON (CO)	5TH MECH INF DIV	2	116TH BDE		1 DIVISION
FT. RILEY (KS)	16TH MECH INF DIV	2	218TH BDE		

DOD BUDGET TRENDS
(Budget Authority)

Year	FY86	FY87	FY88	FY89	FY90	FY91	FY92	FY93	FY94
Current \$ in Billion	281	279	283	290	292	276	281	259	250
DOD Outlays as % of GDP	6.5	6.3	6.0	5.9	5.4	5.2	4.8	4.5	4.2

ARMY BUDGET TRENDS

Year	FY86	FY87	FY88	FY89	FY90	FY91*	FY92	FY93	FY94
Army % of DoD Budget	26	26.5	26.7	26.8	26.8	33.4	26.1	24	24

* Funding for Desert Storm.

MODERNIZATION

Modernization provides major leverage in achieving a decisive warfighting capability - the smaller the force, the more modern it must be. Yet, Army research, development and acquisition is being squeezed. The Army needs about \$15 billion per year to modernize in an adequate manner. It is falling \$2 to \$3 billion short.

FY94 BUDGET FOR RESEARCH, DEVELOPMENT AND ACQUISITION

AIR FORCE	-	\$33.3B (R&D ALONE EXCEEDS ARMY TOTAL RDA)
NAVY	-	\$26.1B (OVER TWICE AS LARGE AS ARMY)
ARMY	-	\$12.1B

BOTTOM LINE

Need Army of 12 active divisions with 550,000 soldiers
Need a 2% increase in the Army share of DoD budget,
approximately \$64B per year. The FY94 budget request is \$60.7B.

Background

- o You have supported military since election to Congress
 - supported Reagan build up of early 1980s (Though voted against Reagan budget proposal in summer of 1981 because you thought tax cuts would lead to massive budget deficits. You were very unpopular back home for a while because of that vote.)
 - key supporter of Goldwater-Nichols Department of Defense Reorganization Act of 1986 (Pentagon civilian and military leadership completely against effort. It took power from services and gave it to Chairman JCS and Unified Commanders. A few years later, Secretary Cheney and General Schwarzkopf expressed their support for the Goldwater-Nichols legislation after the Persian Gulf War.)
 - In May 1990, prior to the Persian Gulf Crisis of August 1990, you spoke to Army leaders at Ft. Monroe and told them that they should be prepared to fight the big war not just become another Marine Corps and be concerned about only guerrilla wars. Less than a year later US armored forces were fighting in the desert.
 - You supported the Congressional Resolution in January 1991 to allow the President to employ US military force in support of the UN Resolution authorizing the use of force to eject Iraqi forces from Kuwait.
- o Skelton trying to help the President
 - voted for his budget in August
 - wrote letter in early September to warn President about peacekeeping pitfalls in Bosnia
 - will probably support him on NAFTA
 - you got no votes for Goldwater-Nichols; you get no votes for this

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002c. talking points	Duplicate of vz4493_001c. (4 pages)	10/26/1993	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F
vz4494

RESTRICTION CODES

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

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

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

RR. Document will be reviewed upon request.

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

October 28, 1993

ACTION

MEMORANDUM FOR WILLIAM H. ITOH
THROUGH: ROBERT BELL *RGB*
FROM: KEITH HAHN *KH*
SUBJECT: Significant Military Exercise FUERTES CAMINOS 94
NORTH - GUATEMALA

Attached at Tab I is a proposed memorandum to the Executive Secretary, Department of Defense, approving military exercise FUERTES CAMINOS 94 NORTH - GUATEMALA. At Tab II Defense recommends approval and State concurs.

FUERTES CAMINOS 94 NORTH - GUATEMALA consists of the deployment, employment and redeployment of an engineering joint task force which will work with host nation forces to build six schools, a health clinic, drill water wells and upgrade existing farm-to-market roads in designated areas. It will take place in the Baja Verapaz and Alta Verapaz provinces in Guatemala January 8 through July 2, 1994.

The critical cancellation date is November 3, 1993.

Concurrence by: Lawrence Rossin *LRR*

RECOMMENDATION

That you sign the memorandum at Tab I approving the exercise.

Attachments

Tab I Memorandum for Signature
Tab II OSD Executive Secretary Memorandum, October 25, 1993

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

MEMORANDUM FOR COL. ROBERT P. MCALEER
Executive Secretary
Department of Defense

SUBJECT: Significant Military Exercise FUERTES CAMINOS 94
NORTH - GUATEMALA

Military exercise FUERTES CAMINOS 94 NORTH - GUATEMALA is
approved.

William H. Itoh
Executive Secretary



OFFICE OF THE SECRETARY OF DEFENSE

WASHINGTON, D.C. 20301

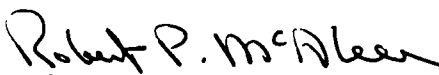
25 OCT 1993

MEMORANDUM FOR EXECUTIVE SECRETARY, NATIONAL SECURITY COUNCIL

SUBJECT: Significant Military Exercise -
FUERTES CAMINOS 94 NORTH-GUATEMALA

The Department of Defense recommends NSC approval of the attached Significant Military Exercise Brief, Exercise FUERTES CAMINOS 94 NORTH-GUATEMALA. The Department of State concurs with this recommendation.

Please note the critical cancellation date is 3 November 1993. Should you have any questions, our action officers for significant exercise briefs are Lieutenant Colonel Stan Hoppe, (703)614-2616, or Lieutenant Colonel(P) Clif Ripperger, (703)697-5454.


Robert P. McAleer
Executive Secretary

Attachment:
As stated

JOINT STAFF
INFO SERVICE CENTER

PRIORITY ZYUW RHLBAAR5791 2790737

P 060121Z OCT 93

FM USCINCSO SCJ3 QUARRY HEIGHTS PM//

TO JOINT STAFF WASHINGTON DC//J7-JETD//
JOINT STAFF WASHINGTON DC//J3-CNOO/J4/J5/PA//
SECDEF WASHINGTON DC//USDP:ISA/ASD:PA/SP/EP//
SECSTATE WASHINGTON DC//PM-ISP/ARA/INM//
DIA WASHINGTON DC//J5-CAJIT-SC/CSP-1//
CMC WASHINGTON DC//PM-ISP//
USCINTRANS SCOTT AFB IL//TCJ3-J4-ORX//
USCINCLANT NORFOLK VA//J34//
CINCLANTFLT NORFOLK VA//N3/N3LA/N5/N5LA//
MARFORLANT NORFOLK VA//G3// HQ ACC LANGLEY AFB VA//DOXE//
HQ USSOUTHAF DAVIS-MONTHAN AFB AZ
DO/CX/LG/CE//
CINCLANTFLT DET SO FT AMADOR PM//N3//
COM SECOND MCB LITTLE CREEK VA//N3//
USCINCSOC MACDILL AFB FL//SOJ3-T//
USCINCFOR FT MCPHERSON GA//FCJ3-OX//
CDRUSARSO FT CLAYTON PM//SOC/SOCM/SOOP//
CDRMTMC FALLS CHURCH VA//MTIT-X/O//
COMSC WASHINGTON DC//N3/N81//
SOUTHAF FWD HOWARD AFB PM//AOC//
HQ AMC TACC SCOTT AFB IL//DOOX//
AMEMBASSY GUATEMALA CITY GT USMILGP GUATEMALA CITY GT

UNCLAS

0000

SECTION 01 OF 02

SUBJECT: PART I SIGNIFICANT MILITARY EXERCISE BRIEF (SMFB) (U)

1. EXERCISE NAME: FUERTES CAMINOS 94 NORTH-GUATEMALA (FC94 N-GT).

2. GEOGRAPHIC AREA: BAJA VERAPAZ AND ALTA VERAPAZ PROVINCES IN GUATEMALA.

3. DATES: 08 JAN - 02 JUL 1994.

4. CRITICAL CANCELLATION DATE (CCD) 03 NOV 94.

NOTE: DUE TO CONTRACTING CONSIDERATIONS CCD IS SIXTY (60) DAYS PRIOR TO EXERCISE START DATE

5. TYPE: A JOINT/COMBINED EXERCISE. CJCS PART I, USSOUTHCOM SPONSORED, COMBINED/JOINT ENGINEERING FTX. PRIMARY EFFORT TO BE ENGINEER ORIENTED WITH PARTICIPATION FROM NATIONAL GUARD AND RESERVE UNITS WITH ACTIVE DUTY AUGMENTATION. THE EXERCISE CONSISTS OF DEPLOYMENT, EMPLOYMENT, REDEPLOYMENT OF AN ENGINEERING JTF WORKING WITH HN FORCES BUILDING SIX SCHOOLS, A HEALTH CLINIC, DRILLING WATER WELLS, AND UPGRADING EXISTING FARM-TO-MARKET ROADS IN DESIGNATED AREAS, SELECTED BY THE HN.

6. PURPOSE:

A. OVERALL EXERCISE OBJECTIVES

(1) ENHANCE THE READINESS OF PARTICIPATING U.S. AND HN

UNITS.

(2) PROVIDE U.S. FORCES WITH THE OPPORTUNITY TO DEPLOY TO REMOTE OCONUS LOCATION.

JOINT STAFF V1

ACTION J7-JETD(3)

(U,6,7,F)

INFO SJS-N(1) CJCS-PA-J(1) NMCC-CWO(1) J3(3) NIDS(1)
J4(5) J4-LPEILD3-J(1) J4-SMEDENG-J(1) J7(6)
J4-SMEDSUST-J(1) J5(1) J5-CBB-J(1) QUAL CONTROL(1)
J7-JECG-J(1) USCINCSO LO(1) J5-NUC-J(1) J5-DDIN-J(1)
J6E-J(1) J33-CNOO-J(1) J5-ASIA-J(1) J8-FD-J(1)
J8-PBAD-J(1) J8-NFAD-J(1)
+NATS PENTAGON WASHINGTON DC
+NEACP

37

SECDEF V2

ACTION USDP:RSA(1)

(U,7,F)

INFO SECDEF-N(1) USDA:P&L(1) USDA:TS(1) ASD:PA(1)
USDP:SP(1) USDP:IA(1) USDP:DSAA(1) USDP:ESN(1)
USDP:PPEAP(1) USDP:SCC(1) USDP:EP(1) USDP:NF&ACP(1)
USDP:PP(1)
+USDP:CCC

14

DIA V3

ACTION CS(1)

(U,6,7,F)

INFO DSO-2C(1) DIA/MMRB(1)
+STOC
+SAFE

3

(3) EXPOSE U.S. ENGINEER UNITS TO A BARE-BASE ENVIRONMENT.
(4) DEVELOP A POSITIVE IMAGE IN THE HN TOWARD THE U.S. GOVERNMENT AND ITS ARMED FORCES THROUGH HCA ACTIVITIES.
(5) PROMOTE ECONOMIC INFRASTRUCTURE DEVELOPMENT WITHIN THE HN.

(6) FOSTER MILITARY-TO-MILITARY RELATIONSHIPS BETWEEN THE U.S. AND HN.

(7) FAMILIARIZE U.S. FORCES WITH THE USSOUTHCOM AOR.

(8) EXERCISE USARSO COMMAND AND CONTROL/LOGISTICS SUPPORT SYSTEMS.

(9) CONDUCT COMBINED/JOINT ENGINEER TRAINING.

(10) CONDUCT JOINT OPERATIONS TO ENHANCE INTEROPERABILITY BETWEEN US FORCES.

(11) DEVELOP A TPEDD THROUGH THE USE OF JOPES TO ENSURE SUCCESSFUL DEPLOYMENT AND REDEPLOYMENT OPERATIONS.

(12) DEVELOP A PUBLIC AFFAIRS AND MIST PLAN DESIGNED TO CREATE THE CONDITIONS NECESSARY TO CONDUCT A SUCCESSFUL EXERCISE

(13) EVALUATE LOGISTICAL SUSTAINMENT OPERATIONS.

(14) DEMONSTRATE CONTINUING US SUPPORT FOR GUATEMALA.

(15) ENHANCE THE READINESS OF PARTICIPATING US AND HN ELEMENTS.

B. JMETS EXERCISE

(1) PLAN AND COORDINATE THE SUSTAINMENT OF ASSIGNED AND AUGMENTING FORCES COMMITTED INTO THEATER.

(2) CONDUCT FOREIGN INTERNAL DEFENSE (FID) AND NATION ASSISTANCE OPERATIONS.

(3) IMPROVE MILITARY-TO-MILITARY RELATIONS AND INTEROPERABILITY BETWEEN U.S. AND HOST NATION FORCES.

(4) IMPROVE RESPECT FOR HUMAN RIGHTS AND SUPPORT FOR CIVILIAN, DEMOCRATIC RULE.

7. OPLAN EXERCISED: N/A

8. POLITICAL IMPLICATIONS:

A. NO FORMAL AGREEMENTS OR COMMITMENTS WITH REGIONAL FORCES CONCERNING THIS EXERCISE HAVE BEEN MADE. DIPLOMATIC DOCUMENTS ARE BEING NEGOTIATED WITH THE GOVERNMENT OF GUATEMALA

B. DATE COMMITMENTS MADE: N/A

C. OTHER POLITICAL IMPLICATIONS:

(1) THIS INCREASED COOPERATION WILL STRENGTHEN AND UNDERScore U.S. SUPPORT FOR DEMOCRATIC INSTITUTIONS IN GUATEMALA, AND WILL IMPROVE U.S. AND HOST NATION FORCE READINESS.

(2) THE EXERCISE WILL SERVE TO DEMONSTRATE U.S. RESOLVE WITHIN THE REGION AND ASSIST GUATEMALA IN IMPROVING THEIR ENGINEERING/HUMANITARIAN CIVIC ACTION CAPABILITIES

9. POLITICAL-MILITARY SCENARIO SUMMARY: JTF DIRIGO WILL DEPLOY BY SEA AND AIR TO GUATEMALA DURING THE PERIOD DEC 93 - JUL 94 TO CONDUCT A COMBINED JOINT ENGINEER FIELD TRAINING EXERCISE (FTX). THE FTX EXERCISES WILL INVOLVE CONVENTIONAL ENGINEER FORCES WORKING SIDE-BY-SIDE WITH HN ENGINEERING FORCES TO BUILD SIX SCHOOLS, A HEALTH CLINIC, WELL DRILLING, AND UPGRADE FARM-TO-MARKET ROADS.

10. SUMMARY OF KEY EXERCISE EVENTS:

A. PHASE I. PREDEPLOYMENT (01 DEC 92 - 01 DEC 93).

B. PHASE II. EQUIPMENT/RESOURCE DEPLOYMENT (01 DEC 93 - 15 JAN 94).

C. PHASE III. ADVANCE DETACHMENT OPERATIONS (15 JAN - 12 FEB 94)

D. PHASE IV. EXECUTION (12 FEB - 04 JUN 94)

E. PHASE V. REDEPLOYMENT (04 JUN - 02 JUL 94)

F. PHASE VI. POST EXERCISE ACTIONS (JUL - AUG 94).

11. DIRECTING HEADQUARTERS: USSOUTHCOM AND EXECUTIVE AGENT IS USARSO.

12. PARTICIPATING COMMANDS, HEADQUARTERS, AND FORCES:

A. US FORCES (APP 530 PERS)

(1) USSOUTHCOM

(A) THEATER SUPPORT ELEMENT/PAO

(B) PUBLIC AFFAIRS DETACHMENTS

(C) MIST TEAM

(D) JTF B

(2) USARSO

(A) 41ST ASG (-)

(B) 106 SIGNAL BDE (-)

(3) USSOUTHAF:

(A) 307TH RED HORSE AFRES/ANG

(B) 101ST CESQ - ANG PRIME BEEF TEAMS

(C) C-130 (TBD)

(4) FORSCOM

(A) PORT SUPPORT ACTIVITY

MCN=93279/02801

TOR=93279/0638Z

TAD=93279/0059Z

CDSN=MAZ566

UNCLASSIFIED

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060121Z OCT 93
02 SECT MSG

UNCLASSIFIED

JOINT STAFF
INFO SERVICE CENTER

- (B) CONUSA
 1) EN JTF (TF DIRIGO)
 TF HQ
 EN CO (HORIZONTAL)
 EN PLT (6 VERTICAL)
 AVN ELEMENT
 362ND PUBLIC AFFAIRS DET

- 2) CS/CSS UNITS
 (6) USSOCOM
 (A) USASOC
 1) 413 CA BN (-)

BT
 UNCLAS
 OOOO

FINAL SECTION OF O2

SUBJECT: PART I SIGNIFICANT MILITARY EXERCISE BRIEF (SMEB) (U)

- 2) 10 POB
 (7) USTRANSCOM
 (A) MSC: DEPLOYMENT/REDEPLOYMENT SEALIFT
 (B) MTMC: PORT OPERATIONS SUPPORT
 (C) AMC: DEPLOYMENT/REDEPLOYMENT AIRLIFT
 (8) CINCLANTFLT DET SOUTH: COMSECONDD NCB
 - NMCB (WD) - TBD
 (9) ACC: C-130
 (10) HOST NATIONS:
 (A) MINISTRY OF EDUCATION
 (B) MINISTRY OF HEALTH
 (C) GUATEMALA MILITARY FORCES
13. SCOPE OF ANTICIPATED PARTICIPATION:
 A. USCINCSO IS SUPPORTED CINC.
 B. US ASSIGNED FORCES TO THE US MILITARY SERVICES: N/A.
 C. OTHER FEDERAL AGENCIES/DEPARTMENTS: US EMBASSY/USMILGP IN
 GUATEMALA WILL MONITOR/COORDINATE POLITICAL-MILITARY ACTIVITIES
 RELATED TO THE EXERCISE.
 14. SIMULATED USE OF NUCLEAR WEAPONS: N/A.
 15. COORDINATION EFFECTED WITH OTHER UNIFIED, SPECIFIED, OR
 SERVICE COMMANDS, GOVERNMENTAL DEPARTMENTS, AGENCIES, OR
 REPRESENTATIVES THEREOF: COORDINATION BETWEEN USSOUTHCOM, USSOUTHAF,
 FORSCOM, USTRANSCOM, CINCLANTFLT, AND AMEMBASSY GUATEMALA HAS
 OCCURRED.
 A. CINCFOR, USSOCOM, CINCLANTFLT, AND USSOUTHAF WILL PROVIDE
 FORCES; TRANSCOM WILL PROVIDE INTERTHEATER TRANSPORTATION FOR
 DEPLOYMENT/REDEPLOYMENT.
 B. UNASSIGNED FORCES TO THE US MILITARY SERVICES: N/A.
 16. RECOMMENDED PUBLIC AFFAIRS POLICY: USSOUTHCOM WILL PURSUE AN
 ACTIVE PUBLIC AFFAIRS POLICY. PUBLIC AFFAIRS ACTIVITIES WITHIN THE
 CERTAIN THEATER OF OPERATIONS WILL OCCUR IN CONCERT WITH USSOUTHCOM
 POLICY AND WITH THE CONCURRENCE OF AMEMBASSY, GUATEMALA. APPROVED
 PUBLIC AFFAIRS GUIDANCE, INCLUDING TEXT OF PUBLIC ANNOUNCEMENTS WITH
 QUESTIONS AND ANSWERS, WILL BE AVAILABLE FOR SIMULTANEOUS RELEASE BY
 THE GOVERNMENT OF GUATEMALA AND THE US AFTER APPROVAL BY OASD (PA).
 USSOUTHCOM PAO WILL PUBLISH DETAILED PUBLIC AFFAIRS GUIDANCE
 SEPARATELY FOLLOWING COORDINATION BETWEEN USSOUTHCOM PUBLIC AFFAIRS
 AND HOST NATION TEAMS.
 17. GENERAL POLICY CONSIDERATIONS:
 A. DIPLOMATIC INFORMATION: AMEMBASSY, GUATEMALA, SHOULD NOTIFY
 THE HN GOVERNMENT AND GOVERNMENTS OF THE REGION ON A PRIVATE BASIS, IN
 ADVANCE OF ANY PUBLIC ANNOUNCEMENT.
 B. SECURITY RESTRICTIONS: USSOUTHCOM HAS DOWNGRADED EXERCISE
 INFORMATION TO "FOR OFFICIAL USE ONLY" (FOUO). FOR PLANNING AND
 COORDINATING PURPOSES, PLANNER MAY SHARE FC94 N-(GT) INFORMATION WITH
 HN GOVERNMENT AND MILITARY OFFICIALS.
 18. PERCEPTION MANAGEMENT: (ASSESSMENT OF PERCEPTION OF US AND
 ALLIED STRATEGY AND MILITARY CAPABILITY.) THIS EXERCISE WILL
 STRENGTHEN UNDERSTANDING THAT THE US IS WILLING TO HELP THE
 DEMOCRATIC COUNTRIES IN LATIN AMERICA TO DEVELOP A BASE FOR THEIR
 INTERNAL GROWTH.
 19. ADDITIONAL REMARKS:
 A. DESIRED OR ALTERNATE ROUTING OF FLIGHTS FOR BOTH DEPLOYMENTS
 AND RETURN ROUTE: NONE PREFERRED.
 B. NUMBER OF AIRCRAFT HOURS, SEA AND AIRLIFT FUNDS INVOLVED FOR
 FC94 -N (GT):
 (1) AIRLIFT..... \$2.920M
 (2) SEALIFT..... \$2.266M
 C. ENROUTE SUPPORT REQUIREMENTS: NONE.

D. PREDEPLOYMENT SITE SURVEY REQUIREMENTS: USSOUTHCOM ENGINEERS
 HAVE MADE INITIAL SITE SURVEYS. JTF DIRIGO WILL CONDUCT FOLLOW-ON
 SURVEYS.

E. NUMBER OF US FORCES AND EQUIPMENT REMAINING IN COUNTRY AS A
 RESULT OF ANY PREVIOUS EXERCISE NONE

F. NUMBER OF US FORCES AND EQUIPMENT REMAINING IN COUNTRY AS A
 RESULT OF THIS EXERCISE NONE

G. U.S. FORCES WILL OPERATE IN SUPPORT OF U.S./GT
 MILITARY TRAINING OBJECTIVES. USSOUTHCOM AUTHORIZES U.S. PERSONNEL
 TO ACCOMPANY HOST COUNTRY UNITS/PERSONNEL ON ALL ENGINEER OPERATIONS
 WITHIN DESIGNATED DEPLOYMENT AREAS. HOWEVER, U.S. PERSONNEL WILL NOT
 PARTICIPATE IN ANY HN OPERATIONS WHOSE MISSION IS OUTSIDE THE
 SCOPE OF FC94 N-GT.

20. POCS FOR THE HQ: SCJ3-DDX, LTC PLEASANT, USA OR MAJ REESE USA,
 282-4901/4904; SCEN IS MAJ PAULSON, 285-6001.

DECLASS: ODAR BT

MCN=93279/02861

TOR=93279/0638Z

TAD=93279/0650Z

CDSN=MAZ566

UNCLASSIFIED

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NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

October 27, 1993

ACTION

MEMORANDUM FOR ANTHONY LAKE

THROUGH: ROBERT BELL *RB*

FROM: KEITH HAHN *KH*

SUBJECT: Invitation to Attend the 1993 JASON Fall Meeting

You have been invited to attend the 1993 JASON Fall Meeting on November 19 and 20 at The MITRE Corporation in McLean, VA. The JASONS are a group of distinguished scientists from academia, government and industry who come together to address mostly long-range technology issues.

Although the two day agenda covers several interesting topics, we do not recommend that you attend. If you are interested in any of the subjects on the agenda at Tab II, we can arrange for you to receive a separate brief.

Concurrence by: Steve Jones *1*

RECOMMENDATION

That you sign the letter at Tab I declining the invitation to attend the meeting.

Attachments

Tab I Letter to Curtis G. Callan, Jr.
Tab II Incoming Correspondence

THE WHITE HOUSE

WASHINGTON

Dear Mr. Callan:

Thank you for your invitation to attend the 1993 JASON Fall Meeting on November 19-20. You have assembled an ambitious agenda and a distinguished list of speakers.

I regret that I will be unable to attend the proceedings, but I would be very interested in receiving the recordings of the conference if they will be made available.

Sincerely,

Anthony Lake
Assistant to the President
for National Security Affairs

Mr. Curtis G. Callan, Jr.
The MITRE Corporation
JASON Program Office
7525 Colshire Drive
McLean, VA 22102-3481



stat
8531

Curtis G. Callan, Jr.
Chairman, JASON Steering Committee

October 15, 1993

Mr. Anthony Lake
National Security Council
WWing
1600 Pennsylvania Avenue NW
Washington, DC 20500

Dear Mr. Lake,

You are cordially invited to attend the 1993 JASON Fall Meeting on November 19 & 20, at The MITRE Corporation. Hayes Auditorium (South lobby entrance), 7525 Colshire Drive, McLean, Virginia (map enclosed).

Please respond by November 8th to the JASON Program Office by dropping the enclosed response card in the mail. You may also call 703/883-6883 and leave a message on the recorder.

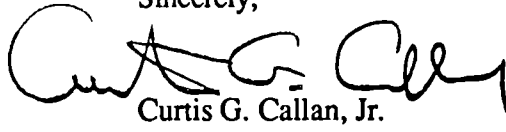
Since several of the presentations may be classified, please forward confirmation of your TOP SECRET clearance to the MITRE Security Office (address below) by November 1st. Reference JASON Fall Meeting on your clearance verification letter (visit request).

Please send ONLY CLEARANCE INFORMATION to:

The MITRE Corporation
ATTN: Toni Halstead
Mail Stop W511
7525 Colshire Drive
McLean, VA 22102
703/883-7272, FAX 703/883-1767

While you are attending the meeting, messages may be left for you at 703/883-6123. A TENTATIVE agenda is enclosed. If you have any questions, please call 703/883-6997.

Sincerely,



Curtis G. Callan, Jr.

vsj
Enclosures: Response Card
Map
Disclosure Card
Tentative Agenda

CC-F93-1001

The MITRE Corporation
JASON Program Office
7525 Colshire Drive
McLean, Virginia 22102-3481
(703) 883-6997

JASON Fall Meeting

November 19 & 20, 1993

The MITRE Corporation
Hayes Building Auditorium

Phone: (703) 883-6123 (for messages)

Follow signs to South Lobby

Directions to The MITRE Corporation (Hayes Building)

From Dulles Airport Take the Dulles Airport Access Road and Toll Road to Exit 10. Take Exit 10A and follow the signs to Route 123 South, Tysons Corner. Bear right onto Route 123 (also called Dolley Madison Boulevard). Immediately after entering Route 123 move to the left lane and make a left turn at the first traffic light, onto Colshire Drive. Follow Colshire Drive to MITRE's Hayes Building (at the top of the hill).

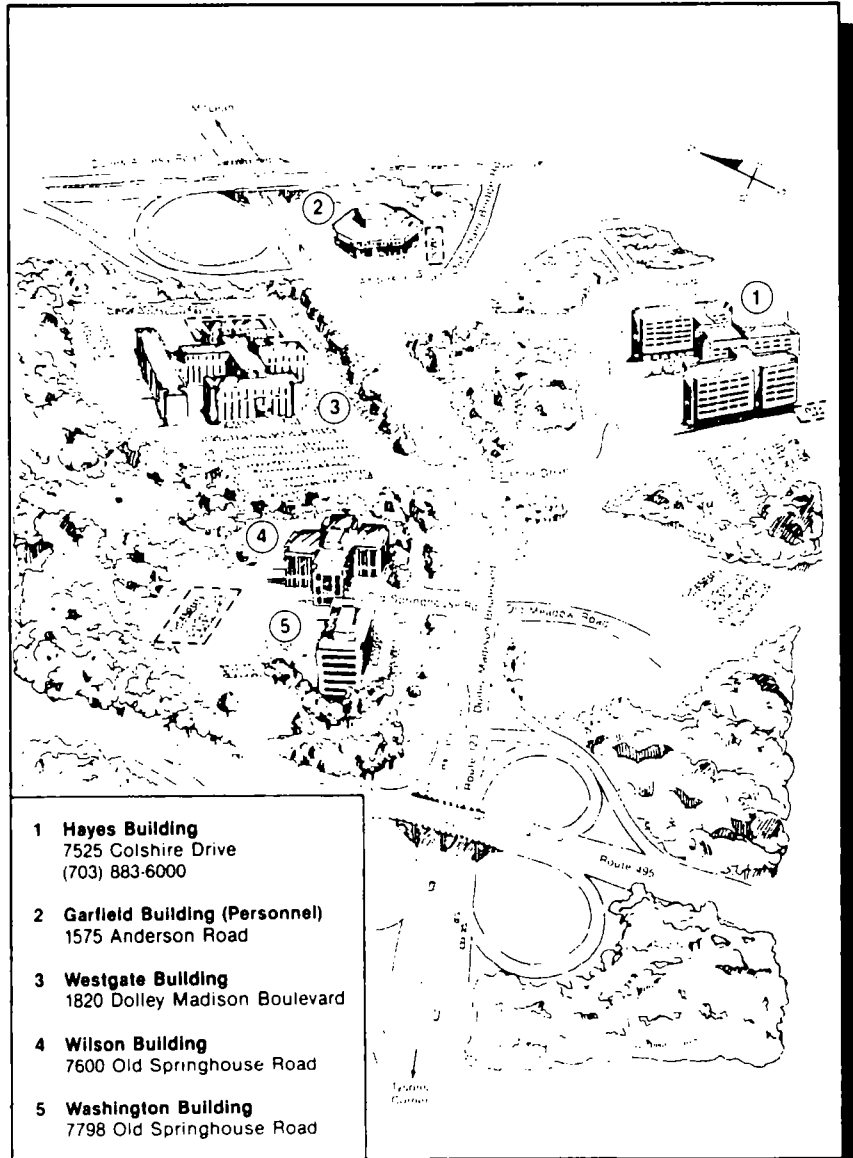
From National Airport Take the George Washington Parkway approximately 6 miles to the Route 123 South, McLean exit. Exit onto Route 123 (also called Dolley Madison Boulevard) and follow it south for approximately 4 miles to its intersection with Colshire Drive. Turn left onto Colshire Drive and follow it to MITRE's Hayes Building at the top of the hill.

OR

Take I-66 West. Exit at Route 267 (Dulles Airport extension). Take Route 123 (Exit 10A) towards Tysons Corner. Turn left at second traffic light on Route 123 (Colshire Drive).

From Route 495 (Beltway) from Maryland
Coming from Maryland on Route 495, take Exit 11A (McLean, Route 123). Take Route 123 north to the second traffic light (at Colshire Drive). Go right onto Colshire Drive and follow it to MITRE's Hayes Building at the top of the hill.

From Route 495 (Beltway) from Virginia
Coming from Virginia on Route 495, take Exit 11 (McLean, Route 123). After turning onto Route 123 north, go to the second traffic light (at Colshire Drive). Go right onto Colshire Drive and follow it to MITRE's Hayes Building at the top of the hill.



**1993 JASON FALL MEETING
19 & 20 November 1993
THE MITRE CORPORATION
Hayes Building, South Lobby
7525 Colshire Drive
McLean, Virginia**

PRELIMINARY AGENDA

Friday, 19 November

0800	Breakfast	
0900	<i>Technology Thrusts (S)</i>	Larry Lynn, DOD
1000	<i>Navy Technology Program (S)</i>	Art Bisson, ONR
1100	Break	
1130	TBA ()	
1230	Lunch	
1330	<i>DOD Bottom Up Review (S)</i>	John Deutch, DOD
1430	<i>Custom SAR Processors (U)</i>	Bill Dally, MIT
1530	Break	
1600	TBA ()	

Saturday, 20 November

0800	Breakfast	
0900	<i>Information Super Highway (U)</i>	Mike Nelson, OSTP
1000	<i>Nuclear Command and Control in the Former Soviet Union (U)</i>	Bruce Blaire, Brookings Inst.
1100	Break	
1130	<i>OTH Radar for Ocean Monitoring (U)</i>	Tom Georges, NOAA
1230	Lunch	
1330	<i>Unattended Ground Sensors (S)</i>	Nate Lewis, CAL TECH
1430	<i>Accelerator Burning of Plutonium (U)</i>	Ed Arthur, LANL

NATIONAL SECURITY COUNCIL

WASHINGTON, D.C. 20506

October 28, 1993

ACTION

MEMORANDUM FOR ANTHONY LAKE

FROM:

ROBERT BELL *RbB*

SUBJECT:

SecDef Recommendations on C-17 Program

Late last night, Secretary Aspin sent the President a memorandum (Tab A) advising him of a number of changes the Secretary is considering in the Air Force's C-17 acquisition program. Although the Defense Acquisition Board is not scheduled to decide the future of this program until mid-November, Under Secretary Deutch previewed these changes in closed briefings to congressional defense committees this week. News of the briefings and the proposed changes leaked today (see Tab II).

Defense apparently hoped the briefings would restore confidence in the Congress in the future of this trouble-plagued program and help the Senate conferees in both the authorization and the appropriations conferences persuade House conferees to restore the deep C-17 funding cuts the House made in both bills. My information, though, is that the briefings met with a decidedly mixed reaction.

While I understand what Defense hoped to accomplish, I have expressed my displeasure to Rudy DeLeon about our being put in a situation where congressional committees are being briefed on a major change in the single largest procurement program in the President's defense budget before the White House is consulted on the possible changes. It is also disturbing that we first learned about the briefings in the Wall Street Journal.

The changes Secretary Aspin proposes in the C-17 program include:

- Continue the current procurement program for another two years at the rate of six aircraft per year but make no commitment for additional purchases after this. Together with the 20 C-17s already under contract and the 6 C-17s proposed in our FY 1994 request, that would mean committing the U.S. Government to a fleet of only 38 aircraft, rather than the 120 now planned or the 210 originally envisioned.
- In November 1995, the Administration would decide, based on contractor performance and flight test results, whether to terminate or continue the program. If the Administration decides to continue the program, it would plan on buying a total of about 120 C-17s as well as some number of commercially-available wide-body transports to meet our overall airlift enhancement requirements.

- The prospect of the profits that would accrue from a potential 120 aircraft buy would give the prime contractor, the McDonnell Douglas Aircraft Corporation (MDC), incentives to get the program back on track.
- As part of an overall package of financial trade-offs, MDC would drop \$1.2 billion in potential claims against the U.S. Government and make new corporate investments of about \$456 million to complete flight testing and improve technical performance. In return, the Air Force would make a \$348 million payment to MDC to settle outstanding claims and cover its portion of flight test costs.
- In what will undoubtedly provoke sharp criticism in some quarters on the Hill, the Air Force would "significantly relax" some performance specifications that the C-17 has proven unable to meet (e.g., wing stress loadings) but which Defense now believes would not "compromise its operational requirements."

Secretary Aspin notes that he believes "this settlement is attainable with MDC." The larger question is whether the compromise plan will be attainable with Congress.

Congress will most likely divide into five camps on this proposal:

- "Good government" champions such as Senator Levin will charge that by relaxing the C-17 contract specifications we have "moved the goal posts" forward to make it easier for MDC to score.
- Defense-minded Members who appreciate that a successful C-17 program provides a critical underpinning to our new "win-win, nearly simultaneously" strategy will support the changes.
- Liberals who think our two-war strategy is misguided and excessively robust will decry the necessity for spending billions more for this plane.
- Members with constituencies that have a substantial economic interest in the future of the program (18,000 jobs in Long Beach alone and another 25,500 elsewhere) will rally behind the plan.
- Senator Nunn will question whether we gave adequate consideration to other, lower-cost alternatives to the C-17, such as relying more on sealift or buying commercially available wide-body transports.

My sense is that this will be very close. We could see an outcome wherein the Senate and House appropriators agree to fund the C-17 in FY 1994 at or close to our requested amount (\$2.3 billion) but the Senate authorizers refuse to drop their provision requiring that the plane meet (or substantially meet) the original contract specifications if the appropriated funds

are to be released. This would leave the program in limbo and be tantamount to killing it.

I believe the key issue here is the extent to which Defense proposes to relax the C-17's performance standards. I think we should be cautious in endorsing this set of changes until we are briefed on the plan and are assured that no significant operational requirements would be forfeited. I have requested such a briefing as soon as possible.

RECOMMENDATION

That you forward the memorandum at Tab I to the President with Secretary Aspin's memo attached.

Attachments

Tab I Memorandum to the President
 Tab A 10/27 Memo from Secretary Aspin
Tab II Article from 10/28 WSJ

THE WHITE HOUSE

WASHINGTON

INFORMATION

MEMORANDUM TO THE PRESIDENT

FROM: ANTHONY LAKE

SUBJECT: Secretary Aspin's Memo on the C-17 Program

Purpose

To forward to you Secretary Aspin's October 27 memo outlining various changes in the C-17 aircraft program that are under consideration in the Defense Department.

Background

The changes Secretary Aspin proposes in the C-17 program include:

- Continue the current procurement program for another two years at the rate of six aircraft per year but make no commitment for additional purchases after this. Together with the 20 C-17s already under contract and the 6 C-17s proposed in our FY 1994 request, that would mean committing the U.S. Government to a fleet of only 38 aircraft, rather than the 120 now planned or the 210 originally envisioned.
- In November 1995, the Administration would decide, based on contractor performance and flight test results, whether to terminate or continue the program. If the Administration decides to continue the program, it would plan on buying a total of about 120 C-17s as well as some number of commercially-available wide-body transports to meet our overall airlift enhancement requirements.
- The prospect of the profits that would accrue from a potential 120 aircraft buy would give the prime contractor, the McDonnell Douglas Aircraft Corporation (MDC), incentives to get the program back on track.
- As part of an overall package of financial trade-offs, MDC would drop \$1.2 billion in potential claims against the U.S. Government and make new corporate investments of about \$456 million to complete flight testing and improve technical performance. In return, the Air Force would make a \$348 million payment to MDC to settle outstanding claims and cover its portion of flight test costs.
- In what will undoubtedly provoke sharp criticism on the Hill, the Air Force would "significantly relax" some performance specifications that the C-17 has proven unable to meet (e.g., wing stress loadings) but which Defense now believes would not "compromise its operational requirements."

Secretary Aspin notes that he believes "this settlement is attainable with MDC." The larger question is whether the compromise plan will be attainable with Congress.

Congress will most likely divide into five camps on this proposal:

- "Good government" champions such as Senator Levin will charge that by relaxing the C-17 contract specifications we have "moved the goal posts" forward to make it easier for MDC to score.
- Defense-minded Members who appreciate that a successful C-17 program provides a critical underpinning to our new "win-win, nearly simultaneously" strategy will support the plan.
- Liberals who think the two-war strategy is misguided and excessively robust will decry the necessity for spending billions more for this plane.
- Members with constituencies that have a substantial economic interest in the future of the program (18,000 jobs in Long Beach alone and another 25,500 elsewhere) will rally behind the proposal.
- Senator Nunn will question whether we gave adequate consideration to other, lower-cost alternatives to the C-17, such as relying more on sealift or buying commercially available wide-body transports.

My sense is that this will be very close. We could see an outcome wherein the Senate and House appropriators agree to fund the C-17 in FY 1994 at or close to our requested amount (\$2.3 billion) but the Senate authorizers refuse to drop their provision requiring that the plane meet (or substantially meet) the original contract specifications if the appropriated funds are to be released. This would leave the program in limbo and be tantamount to killing it.

Recommendation

The key issue raised by Secretary Aspin's proposal is the extent to which we would be relaxing performance requirements for the aircraft. I am arranging to have the NSC staff briefed on this issue immediately. Assuming we are satisfied that no significant operational requirements will be forfeited, I recommend that we advise Secretary Aspin that we support his plan.

Agree _____

Disagree/Other _____

Attachment

Tab A Memo from Secretary Aspin



THE SECRETARY OF DEFENSE

WASHINGTON, DC 20301-1000

27 OCT 1993

MEMORANDUM FOR THE PRESIDENT

SUBJECT: The C-17 Aircraft Program

The C-17 is a modern military transport airplane, designed to move rapidly military personnel and equipment required for any contingency. The airplane is built by the McDonnell Douglas Aircraft Corporation (MDC) in Long Beach California; currently 18,000 are employed in California and another 25,500 are employed by MDC and its principal subcontractors in other areas of the country.

The program has been plagued by cost over-runs, schedule slips, and technical problems since its launch in 1985. We believe there are three reasons for the program difficulties:

(1) the disincentives for contract performance that arise when a fixed-price development contract goes over ceiling;

(2) the lack of adequate management and technical attention by MDC; and

(3) poor program management by the Air Force.

Present plans call for purchase of about 120 C-17s at a unit cost of over \$300 million per aircraft. Over \$9 billion has been spent so far. There has been significant Congressional opposition to continuation of the C-17 program, and since the C-17 is the largest acquisition program in the DOD five-year program there is a temptation to cancel the program.

However, the "Bottom-up" Review confirmed the critical need for modern airlift capability to prevail in Major Regional Conflicts. If the C-17 were to be cancelled, there would be an urgent need to embark on an alternative military transport program that could ultimately prove more costly, delay the availability of much needed airlift, and result in job loss in California and elsewhere.

In May, I instructed John Deutch, the Under Secretary for Acquisition, to undertake a complete review of the program. This

review included a "Cost and Operational Effectiveness Analysis" (COEA) that systematically examined alternative mixes of aircraft for providing the needed airlift. It also included the report of an independent Defense Science Board task force of government and industry experts to identify measures needed to make the C-17 program work. John has made recommendations to me that I believe are sensible from all points of view.

The analysis leads us to a comprehensive approach both to meeting the airlift requirement and dealing with the program and business aspects of the C-17 situation that is not "business as usual." Here are the specifics.

Our critical need is the ability to deliver to austere and often congested airfields enough of the very large pieces of cargo we would need in the early days of a major regional conflict. To meet this mission we examined every conceivable mix of airlift aircraft types, including the C-17, C-5B, C-141 service life extension, and various commercial wide body aircraft like 747s and DC-10s. Our analysis shows that the optimum solution would be a fleet of about 120 C-17s, assuming the aircraft work according to specifications and don't cost too much. But the analysis also shows that a mixed fleet of C-17s and commercial wide body aircraft can reasonably meet the military requirement. It is this latter point that gives us the flexibility we need to bring this matter to a successful conclusion.

Our strategy would be to continue the C-17 program for a two-year interim period at the current production rate of six aircraft per year until key performance and program milestones could be demonstrated. For example, we need to complete flight testing and determine the reliability and maintainability of the C-17 to see if the aircraft can live up to the kind of performance that would justify buying up to 120 units. Similarly, we need to be assured that cost and schedule are within control before committing to large numbers of C-17s.

At the interim production rate of six aircraft per year, the government would commit to less than the minimum number of C-17s indicated in the analysis of the mixed fleet airlift solution. Additionally, we will get the information we need between now and November 1995 to make the right decision about buying more C-17s than in this mixed fleet.

To make this happen we need to fix what's broken in this program, beginning with creating incentives for success. A comprehensive settlement of all outstanding contract and management issues with MDC is the critical element here. Under this settlement:

(1) MDC would drop \$1.2 billion in potential claims against the government.

(2) MDC would make new expenditures of about \$456 million, under which they would complete flight testing and make management and technical improvements in the program. There would be no change in the aircraft delivery schedule.

(3) The government would make new expenditures of \$348 million, including \$237 million to settle outstanding claims, and to cover its portion of the flight test program.

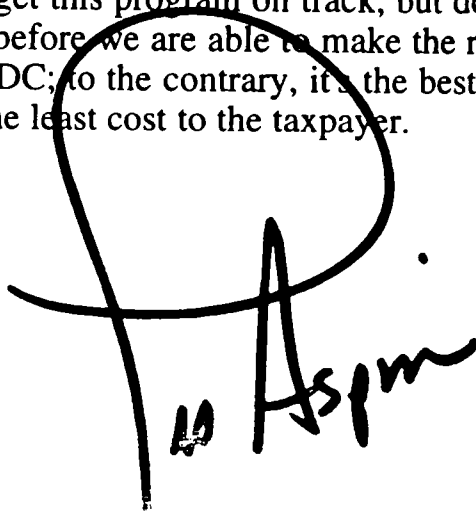
(4) The government would significantly relax some performance specifications that the C-17 cannot meet, but that do not compromise its operational requirements.

We believe this settlement is attainable with MDC. It requires certain congressional authorizations, as well as additional appropriated funds.

Substantial changes were also needed in Air Force management of this program. They have been made. We will continue to monitor management closely.

As to incentives for MDC, if they can make this program successful in terms of cost, schedule and aircraft performance, they can anticipate favorable consideration of a profitable, multi-year contract for the larger number of C-17s our analysis shows is preferable.

To summarize: Our need for airlift is great. Analysis shows there are different mixes of aircraft types that could meet our needs, with the C-17 being key to all of them. Our proposed settlement gives MDC every incentive to get this program on track, but doesn't commit us to buying more C-17s before we are able to make the right choices. This is not a bailout of MDC; to the contrary, it's the best solution to getting the airlift we need at the least cost to the taxpayer.

A large, stylized handwritten signature in black ink, appearing to read "J. Aspin". The signature is written over the bottom portion of the text block.

Pentagon Cuts Order for C-17 Planes, Tells McDonnell to Boost Performance

By THOMAS E. RICKS
And JEFF COLE

Staff Reporters of THE WALL STREET JOURNAL

WASHINGTON — The Pentagon plans to buy only about 40 C-17 military cargo aircraft for now, and will then cancel the controversial program if McDonnell Douglas Corp. doesn't improve its performance, several congressional and Pentagon aides said.

The 40 planes would be one-third of the 120 aircraft the Pentagon has been planning to buy for \$40 billion.

In addition, the Pentagon is contemplating making a \$400 million payment to McDonnell Douglas if the company in turn agrees not to file most of the \$1.6 billion in claims it had threatened to seek against the government. Negotiations to resolve the claims are expected to be concluded by the middle of next month, when the Pentagon's Defense Acquisition Board will meet to complete plans for the future of the program, according to a defense official familiar with the situation.

To make the \$400 million payment more palatable to congressional opponents of the C-17, the Pentagon plans to attach several strings to it, such as requiring that it be used to make manufacturing improvements at the company's plant in Long Beach, Calif.

Finally, aides said, the government is likely to accept for the most part the company's claim that the wings of the C-17, which have buckled twice in tests, have substantially met their contractual requirements.

A Concrete Indication

The changes in the C-17 program are significant not only because they address the Pentagon's single most nettlesome acquisition problem, but also because they provide some concrete indication of how the Clinton administration hopes to reform defense acquisition. Most notably, said one Defense Department official, the package builds in incentives to reward the company for improved performance, as well as imposing the traditional penalties for failure.

John Deutch, the Pentagon's top acquisition official, told members of Congress in several closed briefings this week that he wants to adopt a "carrot-and-stick" approach to the C-17 program, aides said. The "carrots" would be the \$400 million payment and a promise to extend the program if the company's manufacturing performance improves. The "stick" is the threat to cancel the program as soon as it is cost-effective to do so, Mr. Deutch said.

It wouldn't be economical to cancel the program now, but cost-effectiveness would be reached by producing about 40 aircraft, Mr. Deutch told members of the Senate and House Armed Services Committees this week. Roughly 20 aircraft already are in production, so producing six a year for three more years would place the term payback point in early 1995.



Congressional aides were quick to point out that Mr. Deutch's proposed schedule would put the ultimate decision after the 1996 presidential and congressional elections. They noted that sinking the program and the thousands of manufacturing jobs it supports in Southern California would be far easier then. The Southern California economy already has been socked by defense cutbacks, and capturing the state is believed to be crucial if the Democrats are to hold on to the White House in 1996.

The defense official conceded that the Pentagon is aware of the jobs problem, but denied that the production schedule was determined by politics. Rather, he argued, the schedule will be determined by how well McDonnell Douglas meets a variety of performance guideposts the Pentagon plans to establish.

The number of planes produced "could be more than 40," he said. "It depends on how they [McDonnell Douglas] perform. That will determine the mix between C-17 and some alternatives — wide-body commercials or C-5s." As reported, the Air Force has looked into hedging the C-17 program by purchasing Boeing Co. 747 freighters and other big cargo jets.

Congressional staffers differed over whether Congress will go along with Mr. Deutch's plan. McDonnell Douglas has few fans on Capitol Hill. But pro-defense Republicans are swayed by the military's argument that strategic airlift is badly needed. And objections of many Democrats who would like to see the defense budget cut are muted by concerns about jobs.

'The Optimum Plan'

Rep. Joe Skeen (R., N.M.), who tracks the C-17 for the House defense appropriations subcommittee, said he expects Congress to approve the plan. "The number of aircraft keeps them in business, but it puts the burden on McDonnell to perform," he said. "It's the optimum plan."

Some in Congress may attempt to impose a ceiling on the per-plane cost of the C-17. The unit cost is currently estimated at about \$330 million, but that will rise if the production run is curtailed.

Even if Congress does approve the revamped C-17 program, McDonnell Douglas could face problems elsewhere in Washington. The enforcement staff of the Securities and Exchange Commission is still looking into the company's financial disclosures, and expects to take some action by year end, a congressional aide said. Laura Singer, an SEC enforcement attorney involved in the investigation, declined to comment, as did a company executive.

TO: CALLAN, CURTIS G

FROM: LAKE

DOC DATE: 29 OCT 93
SOURCE REF:

KEYWORDS: ANSA
MP

MARITIME

PERSONS:

SUBJECT: INVITATION TO ATTEND JASON FALL MTG 19 - 20 NOV

ACTION: LAKE SGD LTR / REGRET

DUE DATE: 29 OCT 93 STATUS: C

STAFF OFFICER: HAHN

LOGREF:

FILES: WH

NSCP:

CODES:

DOCUMENT DISTRIBUTION

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FOR CONCURRENCE

FOR INFO

BELL
HAHN
HALL
NSC CHRON
VEIT

COMMENTS:

DISPATCHED BY

DATE

BY HAND

W/ATTCH

OPENED BY: NSASK

CLOSED BY: NSMEM

DOC 3 OF 3

THE WHITE HOUSE

WASHINGTON

October 29, 1993

Dear Mr. Callan:

Thank you for your invitation to attend the 1993 JASON Fall Meeting on November 19-20. You have assembled an ambitious agenda and a distinguished list of speakers.

I regret that I will be unable to attend the proceedings, but I would be very interested in receiving the recordings of the conference if they will be made available.

Sincerely,



Anthony Lake
Assistant to the President
for National Security Affairs

Mr. Curtis G. Callan, Jr.
The MITRE Corporation
JASON Program Office
7525 Colshire Drive
McLean, VA 22102-3481

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

October 27, 1993

ACTION

MEMORANDUM FOR ANTHONY LAKE

THROUGH: ROBERT BELL *RLB*
FROM: KEITH HAHN *KH*
SUBJECT: Invitation to Attend the 1993 JASON Fall Meeting

You have been invited to attend the 1993 JASON Fall Meeting on November 19 and 20 at The MITRE Corporation in McLean, VA. The JASONS are a group of distinguished scientists from academia, government and industry who come together to address mostly long-range technology issues.

Although the two day agenda covers several interesting topics, we do not recommend that you attend. If you are interested in any of the subjects on the agenda at Tab II, we can arrange for you to receive a separate brief.

Concurrence by: Steve Jones *[Signature]*

RECOMMENDATION

That you sign the letter at Tab I declining the invitation to attend the meeting.

Attachments

Tab I Letter to Curtis G. Callan, Jr.
Tab II Incoming Correspondence

**JASON
MITRE**

Staff
8531

Curtis G. Callan, Jr.
Chairman, JASON Steering Committee

October 15, 1993

Mr. Anthony Lake
National Security Council
WWing
1600 Pennsylvania Avenue NW
Washington, DC 20500

Dear Mr. Lake,

You are cordially invited to attend the 1993 JASON Fall Meeting on November 19 & 20, at The MITRE Corporation, Hayes Auditorium (South lobby entrance), 7525 Colshire Drive, McLean, Virginia (map enclosed).

Please respond by November 8th to the JASON Program Office by dropping the enclosed response card in the mail. You may also call 703/883-6883 and leave a message on the recorder.

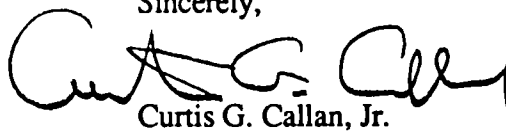
Since several of the presentations may be classified, please forward confirmation of your TOP SECRET clearance to the MITRE Security Office (address below) by November 1st. Reference JASON Fall Meeting on your clearance verification letter (visit request).

Please send ONLY CLEARANCE INFORMATION to:

The MITRE Corporation
ATTN: Toni Halstead
Mail Stop W511
7525 Colshire Drive
McLean, VA 22102
703/883-7272, FAX 703/883-1767

While you are attending the meeting, messages may be left for you at 703/883-6123. A TENTATIVE agenda is enclosed. If you have any questions, please call 703/883-6997.

Sincerely,


Curtis G. Callan, Jr.

vsj

Enclosures: Response Card
Map
Disclosure Card
Tentative Agenda

CC-F93-1001

The MITRE Corporation
JASON Program Office
7525 Colshire Drive
McLean, Virginia 22102-3481
(703) 883-6997

JASON Fall Meeting

November 19 & 20, 1993

The MITRE Corporation
Hayes Building Auditorium

Phone: (703) 883-6123 (for messages)

Follow signs to South Lobby

Directions to The MITRE Corporation (Hayes Building)

From Dulles Airport Take the Dulles Airport Access Road and Toll Road to Exit 10. Take Exit 10A and follow the signs to Route 123 South, Tysons Corner. Bear right onto Route 123 (also called Dolley Madison Boulevard). Immediately after entering Route 123 move to the left lane and make a left turn at the first traffic light, onto Colshire Drive. Follow Colshire Drive to MITRE's Hayes Building (at the top of the hill).

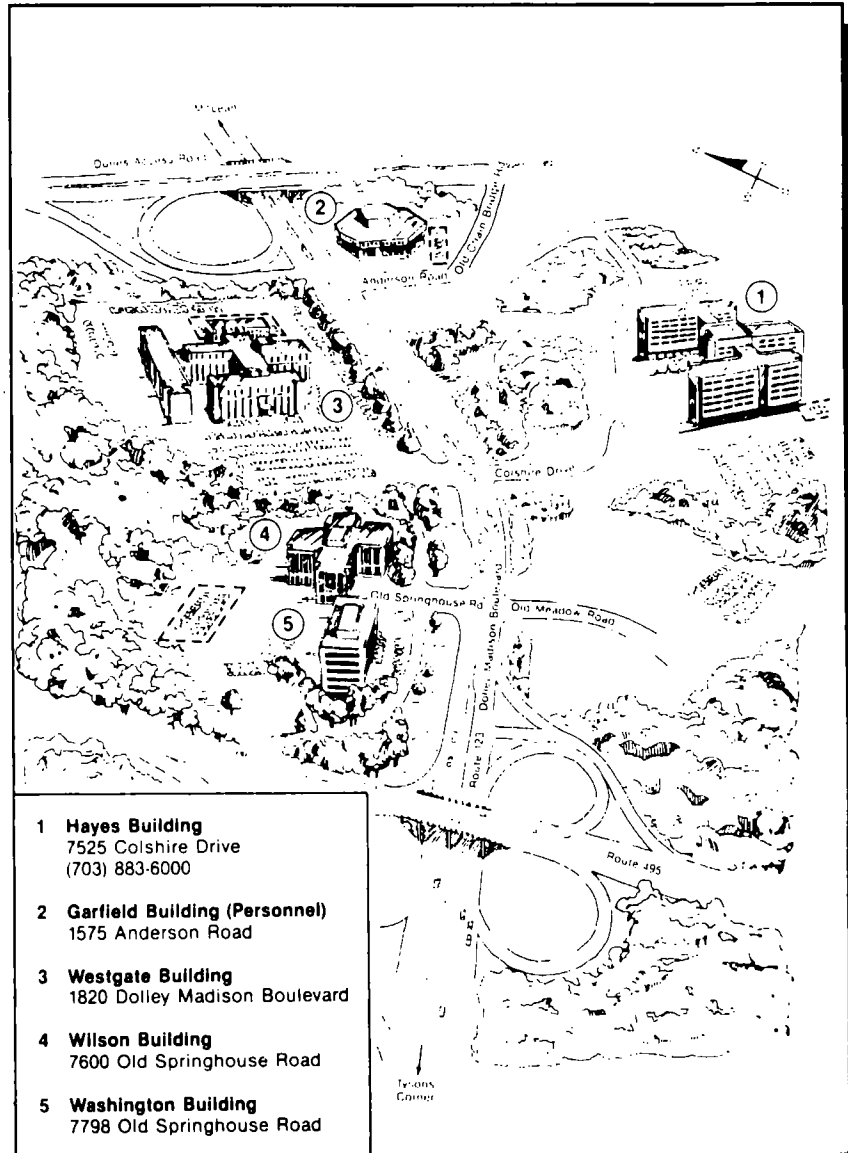
From National Airport Take the George Washington Parkway approximately 6 miles to the Route 123 South, McLean exit. Exit onto Route 123 (also called Dolley Madison Boulevard) and follow it south for approximately 4 miles to its intersection with Colshire Drive. Turn left onto Colshire Drive and follow it to MITRE's Hayes Building at the top of the hill.

OR

Take I-66 West. Exit at Route 267 (Dulles Airport extension). Take Route 123 (Exit 10A) towards Tysons Corner. Turn left at second traffic light on Route 123 (Colshire Drive).

From Route 495 (Beltway) from Maryland
Coming from Maryland on Route 495, take Exit 11A (McLean, Route 123). Take Route 123 north to the second traffic light (at Colshire Drive). Go right onto Colshire Drive and follow it to MITRE's Hayes Building at the top of the hill.

From Route 495 (Beltway) from Virginia
Coming from Virginia on Route 495, take Exit 11 (McLean, Route 123). After turning onto Route 123 north, go to the second traffic light (at Colshire Drive). Go right onto Colshire Drive and follow it to MITRE's Hayes Building at the top of the hill.



**1993 JASON FALL MEETING
19 & 20 November 1993
THE MITRE CORPORATION
Hayes Building, South Lobby
7525 Colshire Drive
McLean, Virginia**

PRELIMINARY AGENDA

Friday, 19 November

0800	Breakfast	
0900	<i>Technology Thrusts (S)</i>	Larry Lynn, DOD
1000	<i>Navy Technology Program (S)</i>	Art Bisson, ONR
1100	Break	
1130	TBA ()	
1230	Lunch	
1330	<i>DOD Bottom Up Review (S)</i>	John Deutch, DOD
1430	<i>Custom SAR Processors (U)</i>	Bill Dally, MIT
1530	Break	
1600	TBA ()	

Saturday, 20 November

0800	Breakfast	
0900	<i>Information Super Highway (U)</i>	Mike Nelson, OSTP
1000	<i>Nuclear Command and Control in the Former Soviet Union (U)</i>	Bruce Blaire, Brookings Inst.
1100	Break	
1130	<i>OTH Radar for Ocean Monitoring (U)</i>	Tom Georges, NOAA
1230	Lunch	
1330	<i>Unattended Ground Sensors (S)</i>	Nate Lewis, CAL TECH
1430	<i>Accelerator Burning of Plutonium (U)</i>	Ed Arthur, LANL

TO: LAKE

FROM: JONES
BELL

DOC DATE: 26 OCT 93
SOURCE REF:

KEYWORDS: CAL LUNCH

DEFENSE POLICY

PERSONS:

SUBJECT: CAL LUNCH - AIR DEFENSE IN MIAMI AREA

ACTION: NOTED BY LAKE

DUE DATE: 29 OCT 93 STATUS: C

STAFF OFFICER: JONES

LOGREF:

FILES: PA

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
JONES
NSC CHRON

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By ML NARA, Date 10/3/2016
2016-0152 -2

COMMENTS: _____

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OPENED BY: NSGP

CLOSED BY: NSMEM

DOC 1 OF 1

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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003. memo	Duplicate of vz4493_003. Record ID: 9308164. (2 pages)	10/26/1993	P1/b(1)
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COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F

vz4494

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]
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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.

8472

WHITE HOUSE STAFFING MEMORANDUM

DATE: 10/28/93 ACTION/CONCURRENCE/COMMENT DUE BY: 11/03/93

SUBJECT: MILITARY NOMINATION: MAJOR GENERAL RICHARD M. SCOFIELD, USAF

	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	☒	☐
LAKE	☐	☐	CLERK	☐	☒
LINDSEY	☐	☐		☐	☐
McGINTY	☐	☐		☐	☐
MYERS	☐	☐		☐	☐
NUSSBAUM	☐	☐		☐	☐

REMARKS:

Do you have any objection?

RESPONSE:

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

Anthony Lake

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

THE WHITE HOUSE

WASHINGTON

October 26, 1993 15:00

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 Major General Richard M. Scofield, United States Air Force, for appointment to the grade of lieutenant general and a recommendation for his assignment as Commander, Space and Missile Systems Center, Air Force Materiel Command.

General Scofield's selection for promotion to brigadier general was based primarily on scientific and technical qualifications; he has not served in a joint duty assignment. It is for that reason that the Chairman of the Joint Chiefs of Staff did not provide an evaluation of General Scofield's performance in a joint duty assignment as he would normally do.

This nomination has been staffed by the Secretary of the Air Force 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



21 SEP 1993

MEMORANDUM FOR THE PRESIDENT

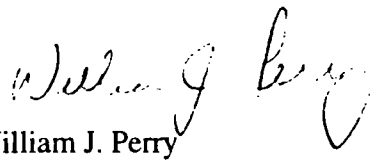
SUBJECT: General Officer Nomination

On behalf of the Secretary of Defense, I recommend you assign Major General Richard M. Scofield as Commander, Space and Missile Systems Center, Air Force Materiel Command, an authorized lieutenant general position, and nominate him for appointment to the grade of lieutenant general. General Scofield, age 55, is currently serving as Program Executive Officer, Strategic Systems, Air Force Program Executive Office, Office of the Secretary of the Air Force. He will succeed Lieutenant General Edward P. Barry, Jr., United States Air Force, who is retiring.

In order to carry out the duties and responsibilities of the proposed assignment, a general officer must have demonstrated effective performance in senior leadership positions involving the planning, programming, managing, and acquisition of Air Force weapons systems and related support equipment. General Scofield meets these requirements.

This action will not cause the Air Force to exceed the number of officers authorized to be serving in the grade of lieutenant general.

Because General Scofield's selection for promotion to brigadier general was based primarily on scientific and technical qualifications, he has not served in a joint duty assignment. Therefore, the Chairman of the Joint Chiefs of Staff did not provide a joint duty evaluation of General Scofield.


William J. Perry

Attachment

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004. letter	[Personally Identifiable Information] [partial] (1 page)	09/21/1993	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F

vz4494

RESTRICTION CODES

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

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

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

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.

The White House

Washington

To the Senate of the United States:

I nominate:

The following named officer for appointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601:

To be Lieutenant General

Major General Richard M. Scofield, (b)(6)
United States Air Force

[004]

TIME STAMP

NATIONAL SECURITY COUNCIL
EXECUTIVE SECRETARIAT STAFFING DOCUMENTSYSTEM LOG NUMBER: 8472ACTION OFFICER: HahnDUE: 11/3/93 9:00☒ Prepare Memo For Lake/Berger☐ Prepare Memo For Podesta☐ Prepare Memo _____☐ Appropriate Action☐ Prepare Memo For Itoh

to _____

CONCURRENCES/COMMENTS*

PHONE* to action officer at ext. _____

Concur

FYI

☐ Andreassen☐ Andricos☐ Aoki☐ Barth☐ Beers☒ Bell☐ Burns☐ Canas☐ Clarke☐ Clarke, P.☐ Claussen☐ Farrell☐ Fauver☐ Feinberg☐ Forsythe☐ Fry☐ Gati☐ Gottemoeller☐ Gross☐ Hahn

Concur

FYI

☐ Harris☐ Holl☐ Hooker☐ Hull☐ Indyk☐ Jett☒ Jones☐ Kelly☐ Kristoff☐ Kupchan☐ Kyle☐ Lowenkron☐ Menan☐ Merchant☐ Morley☐ O'Leary☐ Owens-Kirkpatrick☐ Poneman☐ Primosch☐ Rice

Concur

FYI

☐ Riedel☐ Rosner☐ Saeed☐ Sanner☐ Schwartz☐ Sheehan☐ Spalter☐ Tenet☐ Tilley☐ Van Eron☐ Waguespack☐ Walker☐ Walsh☐ Wayne☐ Wiedemann☐ Wilson☐ Witkowski

INFORMATION

☒ Itoh☒ Kenney☐ Soderberg☒ Exec Sec Desk☐ Lake☐ Berger☒ Records Mgmt.

COMMENTS

Logged By _____

Return to Records Mgmt.
379 OEOB

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

8258

NATIONAL SECURITY COUNCIL

WASHINGTON, D.C. 20506

October 23, 1993

ACTION

MEMORANDUM FOR ANTHONY LAKE

FROM: ROBERT BELL *RGB*

SUBJECT: President's Visit to Walter Reed

The President and Mrs. Clinton will visit ten soldiers injured in the recent fighting in Somalia at Walter Reed hospital Sunday morning at 0900. The group includes seven Rangers, two Special Forces personnel and one soldier from the 10th infantry division.

I have advised OSD (Colonel McAleer) that the President wants to keep this visit private and extremely low key. No press will accompany the President in the hospital, though the pool can photograph him entering and departing the building. I have asked OSD to ensure that no official photographs of the President with the soldiers are taken by photographers from OSD, the Army or the hospital.

I have advised OSD that no senior OSD or Army officials are to be present and that there be no reception committee other than the Hospital Commander and one doctor from the soldiers' ward, who will serve as the President's guide and be able to answer his questions about the soldier's injuries. I also understand there will be no representative of the NSC present during this visit.

I informed OSD that any immediate members of the injured soldiers' families who are present in the area are welcome to be at bedside during the President's visit. I am sure this would mean a great deal to the soldiers. I also suggested that OSD alert the injured soldiers to the President's visit in sufficient time to ensure that any who are ambulatory or granted liberty over the weekend could return to the ward for the visit.

Recommendation

That you send the attached memorandum to the President providing background on the visit.

Attachments

Tab I Memorandum for the President
Tab A List of Injured Soldiers at Walter Reed

~~CONFIDENTIAL~~

Declassification: OADR

~~CONFIDENTIAL~~

DECLASSIFIED

E.O. 13526

White House Guidelines, September 11, 2006

By *V2* NARA, Date *10/3/2016*

2016-0152-F

THE WHITE HOUSE

WASHINGTON

October 23, 1993

INFORMATION

MEMORANDUM FOR THE PRESIDENT

FROM: ANTHONY LAKE

SUBJECT: Visit to Injured Soldiers at Walter Reed

Background

You and the First Lady are scheduled to visit ten U.S. Army servicemen who were wounded in the recent fighting in Somalia at Walter Reed Army Medical Center Sunday morning at 0900. The group includes seven Rangers, two Special Forces personnel and one soldier from the 10th Light Infantry Division. The names of the ten soldiers, their unit assignment and a description of their injuries is attached (Tab A).

We have advised the Department of Defense (DOD) that you want to keep this visit private and extremely low key. Dee Dee Myers understands that no press will accompany you into the hospital, though the pool can photograph you entering and departing the building. We have asked DOD to ensure that no official photographs are taken of you with the injured soldiers by photographers from OSD, the Army or the hospital. We recommend that you make no formal remarks to the press and that if questions are shouted you simply state that this is a private visit.

We have also emphasized that there is to be no DOD or Army senior officials present and no reception committee other than the Hospital Commander and one doctor from the soldiers' ward, who will serve as your guide and be able to answer your questions about their injuries.

We have informed DOD that any immediate members of the injured soldiers' families who are present in the area are welcome to be in the ward during your visit. I am sure this would mean a great deal to the servicemen.

Attachment

Tab A List of Injured Soldiers at Walter Reed

~~CONFIDENTIAL~~

Declassify on: OADR

~~CONFIDENTIAL~~

DECLASSIFIED
E.O. 13526
White House Guidelines, September 11, 2006
By W NARA, Date 10/1/2016
2016-0152-F

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. list	Duplicate of vz4492_002. (1 page)	10/23/1993	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Defense Policy and Arms Control (Robert Bell)
OA/Box Number: 48

FOLDER TITLE:

Chron File - October 1993 #3 [3]

2016-0152-F

vz4494

RESTRICTION CODES

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

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

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

RR. Document will be reviewed upon request.