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104th Congress
2nd Session

} HOUSE OF REPRESENTATIVES

CORRESPONDENCE BETWEEN THE WHITE
HOUSE AND CONGRESS IN THE PROCEED-
INGS AGAINST JOHN M. QUINN, DAVID
WATKINS, AND MATTHEW MOORE

AS PART OF

THE COMMITTEE INVESTIGATION INTO THE
WHITE HOUSE TRAVEL OFFICE MATTER

A REPORT

BY THE

COMMITTEE ON GOVERNMENT REFORM
AND OVERSIGHT

HOUSE OF REPRESENTATIVES



MAY 1996

Printed for the use of the Committee on Government Reform and
Oversight

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FORWARD

**HOUSE OF REPRESENTATIVES,
*Washington, DC, May 1996.***

On May 9, 1996, the Committee on Government Reform and Oversight voted 27-19 to hold, inter alia, White House Counsel John M. Quinn in contempt of Congress under Title Two of the United States Code, Sections 192 and 194. This Committee Print provides a copy of the relevant correspondence leading up to the vote of the House of Representatives on this matter. The first piece of correspondence seeking information on the White House Travel Office matter is dated June 1, 1993, nearly three years before the Committee held Mr. Quinn in contempt.

**WILLIAM F. CLINGER, Jr.,
*Chairman.***

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¹ John Conyers, at the time of this letter, was the Chairman of the House Committee on Government Operations. He is currently the Ranking Minority Member of the House Committee on the Judiciary.

² William F. Clinger, at the time of this letter, was the Ranking Minority Member of the House Committee on Government Operations. He is currently Chairman of the House Committee on Government Reform and Oversight.

³ Thomas F. McLarty, at the time of this letter, was the White House Chief of Staff.

⁴ Robert Michel, at the time of this letter, was the Minority Leader in the U.S. House of Representatives. He is currently retired from the U.S. House.

⁵ Newt Gingrich, at the time of this letter, was the Minority Whip in the U.S. House of Representatives. He is currently the Speaker of the U.S. House.

⁶ Richard Armye, at the time of this letter, was the Chairman of the Republican Conference in the U.S. House of Representatives. He is currently the Majority Leader of the U.S. House.

⁷ Henry Hyde, at the time of this letter, was a member of the House Committee on the Judiciary. He is currently the Chairman of that committee.

⁸ Jack Brooks, at the time of this letter, was Chairman of the House Committee on the Judiciary. He is currently retired from the U.S. House.

⁹ Bernard W. Nussbaum, at the time of this letter, was the White House Counsel.

¹⁰ Frank Wolf, at the time of this letter, was the Ranking Minority Member of the House Appropriation's Subcommittee on Treasury, Postal Service and General Government.

¹¹ Janet Reno is the Attorney General of the United States.

¹² Joel Kline is the Deputy Counsel to the President.

¹³ Kevin Sabo is the General Counsel of the House Committee on Government Reform and Oversight.

¹⁴ Philip Lader, at the time of this letter, was the White House Deputy Chief of Staff.

¹⁵ Steven Riewerts is the interim director of the White House Travel Office.

¹⁶ Tichenor and Associates is a management accounting firm.

¹⁷ Abner J. Mikva, at the time of the letter, was the White House Counsel. He is currently retired from the U.S. Government.

¹⁸ Phil Larsen, at the time of this letter, was the Chief Investigator of the House Committee on Government Reform and Oversight. He is currently retired from the U.S. Government.

¹⁹ Jonathan R. Yarowsky is an Associate Counsel at the White House.

²⁰ Barbara Comstock is an Investigative Counsel with the House Committee on Government Reform and Oversight.

²¹ Natalie R. Williams, at the time of this letter, was an Associated Counsel at the White House.

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²² Jane C. Sherburne is a Special Counsel at the White House.

²³ Barbara K. Bracher is the Chief Investigative Counsel with the House Committee on Government Reform and Oversight.

²⁴ Terry Good is the Director of the White House Office of Records Management.

²⁵ John M. Quinn is the White House Counsel.

²⁶ Christopher D. Cerf is an Associate Counsel at the White House.

²⁷ David E. Kendall is a private attorney representing the President and First Lady.

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ONE HUNDRED THIRD CONGRESS

Congress of the United States House of Representatives

COMMITTEE ON GOVERNMENT OPERATIONS

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

June 1, 1993

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MAJORITY—(203) 228-6061
MINORITY—(202) 228-6074

Honorable John Conyers, Jr.
Chairman
Committee on Government Operations
2157 Rayburn House Office Building
Washington, D.C. 20515

Dear John:

I am writing to urge that the Committee on Government Operations convene hearings to examine the facts surrounding the firing and eventual re-hiring of travel office staff at the White House.

What once seemed like a simple case of alleged wrongdoing on the part of a few individuals in the travel office, now involves questions about the appropriateness of actions taken by senior officials at the White House, Department of Justice, Federal Bureau of Investigation and Internal Revenue Service.

With its broad oversight jurisdiction for each of these Federal agencies and departments, as well as for the Executive Office of the President, the Committee on Government Operations is probably the only House Committee able to undertake a comprehensive review of all of the issues involved in this matter.

Full-Committee hearings should be held for the purpose of identifying the facts of the case, determining whether policies, regulations, and laws governing executive branch activities have been violated, and resolving whether executive branch agencies have been inappropriately politicized. Most important, we should determine whether the American people are being told the truth regarding this serious matter.

I appreciate your consideration of this request and look forward to working with you in an effort to shed some much needed light on this affair.

With warm personal regards.

Sincerely,



William F. Clinger, Jr.
Ranking Republican
Committee on Government Operations

Congress of the United States
Washington, DC 20515

June 16, 1993

Mr. Thomas F. McLarty
Chief of Staff
The White House
Washington, D.C. 20500

Dear Mr. McLarty:

We understand from press accounts that you have been asked by the President to investigate allegations that White House officials attempted to politicize federal law enforcement agencies in connection with the dismissal of seven career employees of the White House Travel Office.

We too are concerned about these allegations and among the questions that we believe need to be answered are the following:

1. Who authorized or directed Associate Counsel to the President William Kennedy to summon FBI officials to the White House and to propose that the FBI investigate the White House Travel Office?
2. How did Associate Counsel to the President William Kennedy know whom to contact at the FBI to set up a meeting to propose that the FBI investigate the White House Travel Office?
3. Who authorized or directed FBI officials to attend the White House meetings convened by Associate Counsel to the President William Kennedy?
4. What was said at those meetings, and in particular, how did the FBI officials respond to the proposal that the FBI investigate the Travel Office?
5. Who authorized or directed Associate Counsel to the President William Kennedy to discuss with an official of the Federal Bureau of Investigation the possibility that the Internal Revenue Service would be used to investigate the White House travel office if the Federal Bureau of Investigation did not do so?
6. What was the response of the official of the Federal Bureau of Investigation to the suggestion that the Internal Revenue Service be used to investigate the White House travel office?

Mr. Thomas F. McLarty
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7. How was it decided to have the Peat Marwick accounting firm audit the Travel Office? When was that decision made? What relationship, if any, exists between the audit and Vice President Gore's national performance review?
8. Who within the FBI decided whether to investigate the Travel Office, and who was consulted about this decision?
9. Who authorized or directed White House officials to summon FBI Congressional and Public Affairs Director John Collingwood to the White House to discuss the nature of the FBI's investigation of the Travel Office?
10. Who authorized or directed FBI Congressional and Public Affairs Director John Collingwood to meet with White House officials? In particular, was FBI Director William Sessions aware that the meeting had been requested?
11. What was said at the White House meeting, and in particular, how was it decided that a press statement on the stationery of FBI Director William Sessions would be issued confirming that an FBI criminal investigation of the Travel Office was underway?
12. Who drafted the press statement, to what extent was it revised, and who was consulted about its contents?
13. Who authorized or directed FBI Congressional and Public Affairs Director John Collingwood to issue the press statement?
14. Did release of the press statement violate the Privacy Act, 5 U.S.C. 552a, or federal regulations thereunder, and if so, are the Act's civil and criminal penalties applicable in this case?
15. Would the FBI ordinarily issue a press statement confirming that a criminal investigation was underway when the investigation was only at the preliminary stage that the Travel Office investigation had reached?
16. Was the future status of Federal Bureau of Investigation Director William Sessions a consideration in any of the discussions that led to asking the Federal Bureau of Investigation to intercede?

Mr. Thomas F. McLarty
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17. What action originally was taken against the seven employees of the Travel Office, how was this action modified subsequently, and what is the current status of the employees?

18. Who made the decision to take the original action against the seven employees, who made the decision to modify the original action, who was consulted with respect to each of these decisions, and upon what information were these decisions based?

19. To what extent were the White House officials involved with the investigation of the Travel Office aware of the interest of campaign workers such as Catherine Cornelius in assuming control of the Office, and how did they become aware of such interest?

20. To what extent were the White House officials involved with the investigation of the Travel Office aware of the interest of campaign contributors such as Harry Thomason in obtaining contracts with the Office, and how did they become aware of such interests?

21. Did the White House officials involved with the investigation of the Travel Office inform the FBI of the interest of campaign workers such as Catherine Cornelius and campaign contributors such as Harry Thomason in obtaining control of the Office or contracts with it at the time that they requested the FBI to investigate the Office? If not, why was this information withheld?

22. What financial arrangements or understandings existed in connection with the employment of Penny Sample in the White House Travel Office, and how did she come to receive a commission for her work in the Office?

23. Was Harry Thomason a special government employee within the meaning of 18 U.S.C. 202(a) by virtue of the fact that he had a White House residence pass, daily access to the White House, and an office in the Old Executive Office Building?

24. If Harry Thomason was a special government employee, did his efforts to obtain contracts with the Travel Office violate the conflict of interest restrictions of 18 U.S.C. 208, which prohibit government employees, including special government employees, from participation personally and substantially in particular matters in which they have a financial interest?

Mr. Thomas F. McLarty
Page 4

25. Did Penny Sample or any other person interested in obtaining contracts with the Travel Office violate the conflict of interest restrictions of 18 U.S.C. 208?

26. When will a final determination be made regarding the continued tenure of Director Sessions?

We believe that any investigation of this affair must provide accurate and complete answers to these questions, among others. We also believe that your investigation should be completed and your report publicly released as soon as possible so as to permit Congress and the President to take prompt remedial action if required.

In this connection, we would appreciate your providing us with answers to the above stated questions and your best estimate as to when your investigation will be completed and your report publicly released.

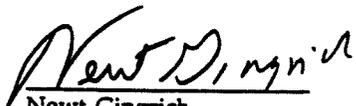
Finally, we would appreciate your assurance that you have acted to require the White House staff, the Departments of Justice and Treasury, the FBI, and the Internal Revenue Service to preserve all records and other evidence to this matter so as to prevent any obstruction of Congress' ability ultimately to get to the bottom of this affair.

We would appreciate your prompt response.

Sincerely,



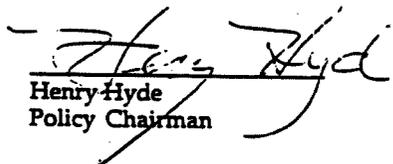
Bob Michel
Republican Leader



Newt Gingrich
Republican Whip



Dick Arney
Conference Chairman



Henry Hyde
Policy Chairman



Bill Clinger
Ranking Republican
Committee on Government Operations

THE WHITE HOUSE
WASHINGTON

June 18, 1993

The Honorable Bill Clinger
United States House of Representatives
Washington, DC 20515

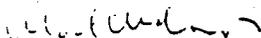
Dear Representative Clinger:

I appreciate your recent inquiry regarding the White House travel office.

At the President's request, Leon Panetta and I are conducting a management review of the events and decisions involving the travel office, and expect to complete our work towards the end of June. We fully expect to apprise you of our findings once they are completed.

Thank you for your interest in this matter.

Personally,



Mack McLarty

THE WHITE HOUSE
WASHINGTON

July 2, 1993

The Honorable Bob Michel
Republican Leader
US House of Representatives
Washington, DC 20515

Dear Congressman Michel:

Today, Leon Panetta and I released a management review of actions by the White House staff regarding the White House Travel Office. A copy of the report is attached.

This report is both candid and thorough. It details mistakes that were made, and identifies actions that were ill-advised. It also points to several significant problems in the Travel Office, which we have taken steps to rectify. Changes have been made to improve the financial procedures of the office and reduce costs to the public and the press.

Finally, the report contains several findings with respect to contact with the FBI, and makes recommendations regarding future contacts. I intend to implement these recommendations immediately.

I appreciate the interest of you and your colleagues in this matter.

Personally,



Attachment

cc: Congressman Newt Gingrich
Congressman Dick Armey
Congressman Henry Hyde
Congressman Bill Clinger

THE WHITE HOUSE
WASHINGTON

July 13, 1993

The Honorable Jack Brooks
Chairman
Committee on Judiciary
House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

I understand that your Committee will soon be considering a resolution, H. Res. 198, relating to the White House Travel Office. In connection with the pending resolution, you have inquired about what steps the Administration has taken to review decisions and events surrounding the dismissal of seven employees from the White House Travel Office and what actions may be taken in the future.

As you are aware, Chief of Staff Mack McLarty and OMB Director Leon Panetta undertook an intensive review of actions by the White House staff regarding the White House Travel Office. A copy of the Report of that review was provided to you on July 2, 1993.

Mr. McLarty and Mr. Panetta also asked Attorney General Reno to review the report.

The Attorney General asked David Margolis, a career prosecutor, to review the report. Mr. Margolis found that the report was in substance consistent with the FBI's own internal review. The Attorney General also confirmed that no contact occurred between the White House and the IRS concerning this matter.

The Attorney General is in the process of reviewing any matters relating to the Travel Office and you can be assured that the Attorney General will have the Administration's full cooperation in investigating those matters which the Department wishes to review.

Sincerely,

Rice Clinton

JOHN CONYERS, JR., MICHIGAN
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ONE HUNDRED THIRD CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT OPERATIONS

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WASHINGTON, DC 20615-8143

July 15, 1993

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JOHN L. INCHA, FLORIDA

BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY—(202) 225-6091
MINORITY—(202) 225-6074

Honorable William F. Clinger, Jr.
Ranking Minority Member
Committee on Government Operations
Washington, D.C. 20515

Dear Bill:

I regret the delay in responding to your letter of June 1 requesting an examination of the White House travel office affair. As our staffs have discussed, I felt it appropriate to wait for the White House report in order to determine what questions remained to be answered and whether this Committee needed to undertake further review. That report has been released, and it appears that there may be some additional questions which need to be addressed.

I believe that the first course of action is for the majority and minority staffs to identify areas where questions remain, and to pose those questions to the White House staff who drafted the report. I have directed majority staff to set up this meeting as soon as possible.

At the same time, the General Accounting Office has been directed through the Supplemental Appropriations Act of 1993 to conduct a broad investigation of the affair and to report its findings to Congress in September. I have requested the GAO to brief our staffs on the scope of that inquiry early next week so that duplication of efforts can be avoided.

Once these discussions take place, we can then determine what issues are unresolved and are appropriate for this Committee to review.

Sincerely,


John Conyers, Jr.
Chairman

Congress of the United States
 Washington, DC 20515

93 AUG 10 All : 19

August 6, 1993

The Honorable William Clinton
 President
 The White House
 1600 Pennsylvania Ave., N.W.
 Washington, D.C. 20500

Dear Mr. President:

We are writing in response to your letter to House Judiciary Committee Chairman Jack Brooks of July 12, submitted in connection with the Committee's consideration of H. Res. 198, a resolution of inquiry regarding the events surrounding the firing of the seven employees of the White House travel office.

As you know, this matter will come before the House, perhaps in September. To reach a fair judgment at that time, every Member of the House will need to understand clearly all the facts as best we can ascertain them.

This is especially true with regard to the statement in your letter that "[t]he Attorney General also confirmed that no contact occurred between the White House and the IRS concerning this matter."

We are sure you can appreciate our concern about the IRS dimension of the travel office "affair." According to the report issued by Chief of Staff Thomas McLarty, a White House lawyer told the FBI on May 13 that he was considering involving the IRS in the travel office investigation (page 8). Eight days later, on May 21, IRS agents appeared unannounced with an administrative summons at the Smyrna, Tennessee office of Ultrair, the travel office's principal contractor.

The question does arise as to whether these two events were linked. Members of Congress, as well as the public, need to know whether that action by the IRS was totally coincidental, or whether it was in some way related to anything done or said by any member of the White House staff. The assertion that "no contact occurred between the White House and the IRS" begs the question. It seems to address a technicality, rather than candidly facing the heart of the matter.

That is the still unanswered question of how the IRS came to investigate Ultrair. Does Attorney General ...

was no relationship whatsoever between that investigation and the White House investigation of the travel office? If so, precisely how did the IRS come to investigate Ultrair?

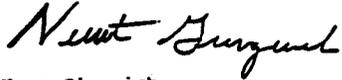
We assure you we have no wish to needlessly draw out this unfortunate episode. At the same time, we are sure you appreciate our obligation to secure the facts of the case, especially in light of future action, by the full House, on our resolution of inquiry.

Thank you for your assistance on this matter.

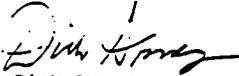
Sincerely,



Bob Michel
Republican Leader



Newt Gingrich
Republican Whip



Dick Arney
Conference Chairman



Harry Hyde
Policy Committee Chair



William Clinger
Ranking Republican Member
Government Operations Committee

THE WHITE HOUSE
WASHINGTON

August 24, 1993

The Honorable William F. Clinger
United States Congress
2160 Rayburn Building
Washington, D.C. 20515

Dear Representative Clinger:

Thank you very much for your letter to the President of August 6, 1993 regarding H. Res. 198.

Your inquiry concerns the Internal Revenue Service and actions taken with respect to the White House Travel Office. As the White House Travel Office Management Review reports, "there is no evidence that the White House contacted the Internal Revenue Service in connection with either the Travel Office or any charter company engaged by the Travel Office." (p. 19)

You also ask about Attorney General Reno's confirmation that no contact occurred between the Internal Revenue Service and the White House concerning this matter. With respect to your interest in that subject, we have forwarded your letter to the Department of Justice.

Personally,



Mack McLarty
Chief of Staff to the President

THE WHITE HOUSE
WASHINGTON

October 11, 1993

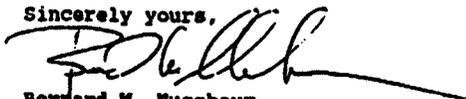
Hon. William F. Clinger, Jr.
United States House of Representatives
Committee on Government Operations
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Congressman Clinger:

Stephen Potts, Director of the Office of Government Ethics, has forwarded to me your request for information about the official status and conduct of Mr. Harry Thomason with respect to matters related to the White House Travel Office.

As you know, the Department of Justice is reviewing various actions taken with regard to the Travel Office. During the pendency of this review, I regret that I am unable to address your specific questions.

Sincerely yours,



Bernard W. Mussbaum
Counsel to the President

cc: Hon. Stephen D. Potts
Director
Office of Government Ethics

JOHN CORNYN, JR., MISSOURI
 (MISSOURI)

CAROLINE COLLINS, ALABAMA
 CLAYTON CRUTCHER, OREGON
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ONE HUNDRED THIRD CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT OPERATIONS

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October 15, 1993

WILLIAM F. CLINGER, JR., PENNSYLVANIA
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BERNARD BARNETT, VERMONT
 MISSOURI

MISSOURI—(202) 225-4001
 MISSOURI—(202) 225-3474

The Honorable Bernard Nussbaum
 Counsel to the President
 The White House
 Washington, D.C. 20500

Dear Mr. Nussbaum:

I am in receipt of your letter of October 11 responding to my request to Office of Government Ethics (OGE) Director Stephen Potts inquiring about the employment status of Mr. Harry Thomason.

I appreciate your confirmation that the Department of Justice is continuing its investigation of activities relating to the travel office. However, my September 22 letter to Director Potts did not request information relating to the travel office.

The September 21 letter to me from the OGE Director confirms that "guidelines require agencies who use the services of a consultant, adviser, or other temporary or intermittent employee to determine that person's status at the time of the person's original appointment and at each reappointment thereafter." [Emphasis added]. I am seeking information to determine if the White House Office complied with this requirement and determined the status of Mr. Thomason "at the time" his services were requested. I do not believe that your fulfillment or lack of fulfillment of that obligation could possibly be subject to the Justice Department investigation of the travel office.

Therefore, provide my office with any information, including documents, regarding the compliance of the White House Office with the express obligation to determine Mr. Thomason's employment status between January 20, 1993 and the present. You need not indicate the activities performed by Mr. Thomason during this period. Please provide this information to me no later than close of business on Friday, October 22. You may contact myself or Kevin Sabo, my committee counsel, at 225-5074 if you have any questions regarding this request.

Sincerely,

W. F. Clinger
 William F. Clinger, Jr.
 Republican Chairman

THE WHITE HOUSE
WASHINGTON

October 26, 1993

Dear Congressman Clinger:

This responds to your letter of October 15, which was received in my office on October 21, 1993, inquiring about the employment status of Mr. Harry Thomason. You have asked specifically whether and when the White House made any determination with respect to that status.

While I recognize and respect your interest in this matter, we continue to believe that it would not be appropriate to comment while the investigation referred to in my letter of October 11 is continuing. Once that matter is concluded, we will be able to reconsider your questions.

I regret that we are unable to be of more assistance at this time.

Sincerely yours,



Handwritten signature of Bernard W. Nussbaum, Counsel to the President.

Bernard W. Nussbaum
Counsel to the President

The Honorable William F. Clinger, Jr.
Congress of the United States
House of Representatives
Committee on Government Operations
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Congress of the United States
House of Representatives
Washington, DC 20515
February 24, 1994

The President
The White House
Washington, D.C. 20500

Dear Mr. President:

Several members of your staff are refusing to cooperate with a Congressionally-mandated General Accounting Office (GAO) investigation. You need to know about their stonewalling, which casts an unnecessary shadow of suspicion over the entire White House.

Last year the GAO initiated a review of the events and circumstances surrounding the termination of the staff of the White House Travel Office on May, 19, 1993. GAO has reported that the White House Counsel's office has been less than cooperative in scheduling interviews as a part of this ongoing review.

According to GAO, long standing requests to schedule interviews with Messrs. McLarty, Panetta, Stephanopoulos, Podesta, Stern and Gearan have been ignored. Further, GAO has also told us that a request to interview the First Lady is also pending and that Harry Thomason has refused to respond to any questions.

The one year anniversary of the termination of the Travel Office employees is rapidly approaching, yet the questions surrounding that unfortunate event remain unresolved. We do not believe it serves any useful purpose to have them unanswered indefinitely.

From the outset, we have insisted that this matter be reviewed completely and the findings be made public no matter where, and upon whom, the chips may fall. We request that you join us in this effort by instructing your Counsel to schedule interviews with these individuals at the earliest possible date.

Your favorable response will be appreciated.

Sincerely,



William F. Clinger, Jr.



Frank R. Wolf
House 1700

And A.

Congress of the United States
House of Representatives
 Washington, DC 20515
 February 24, 1994

Honorable Janet Reno
 Attorney General of the United States
 Suite 5111
 Constitution Avenue and 10th Street, N.W.
 Washington, D.C. 20530

Dear Attorney General Reno:

The way your Department is handling the investigation of the Travelgate Affair can only cast another cloud of suspicion over several of the Administration's most prominent personages.

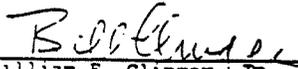
Information provided to us appears to suggest that the concentration of your investigation is on the allegations against the former employees of the Travel Office. Other aspects of the incident, involving members of the Administration and the Clinton/Gore campaign, may not be receiving similar scrutiny. It is particularly disturbing to know that one DoJ employee has told congressional staff that criminal charges would probably be filed against one or more of the former Travel Office employees. We have to wonder about the appropriateness and timing of that remark and hope that it is not consistent with Department policy.

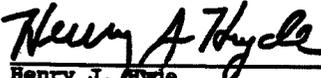
Recent conversations with staff of the General Accounting Office and others have raised concerns about whether the ongoing DoJ investigations into the Travelgate Affair are sufficiently comprehensive in scope. We hope our concern proves to be groundless, but we are sufficiently concerned to bring it to your attention.

From the beginning of this episode, all of the questions we have raised have been turned aside because of the ongoing DOJ investigation. Although it has been nearly a year since the former White House employees were fired, we have waited patiently for you to complete your work. Our patience is now waning, especially in light of our concerns expressed herein.

We request that you give these matters your urgent, personal attention and would appreciate a response by March 2, 1994.

Sincerely,


 William F. Clinger, Jr.


 Henry J. Hyde



JOHN EDWARDS, JR., MICHIGAN
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ONE HUNDRED THIRD CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT OPERATIONS

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September 13, 1994

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BRUNO BARNER, VERMONT
REPRESENTATIVE

MAJORITY—(205) 225-6061
MINORITY—(205) 225-6074

Joel I. Klein
Deputy Counsel to the President
The White House
Washington, D.C. 20500

VIA FAX: 456-2883

Dear Joel:

In mid-July, Neil Eggleston received the attached letter from the General Accounting Office (GAO) informing him of the Government Operations Committee's interest in reviewing GAO files being held at the White House regarding their White House Travel Office report. On August 10, Neil promised me a quick answer yet we still have not received a reply to this request.

To assist us in our review of the GAO work product on this matter, I would greatly appreciate the opportunity to review these documents. I am certain that we can resolve any concerns you may have regarding possession, copies, or handwritten notes. Please review this matter and contact me at 202-225-5074 to discuss further.

Thank you for your attention to this issue.

Sincerely,



Kevin M. Sabo
Minority General Counsel

Attachment

JOHN CANTWELL, JR., MISSISSIPPI
CHIEF CLERK

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ONE HUNDRED THIRD CONGRESS
Congress of the United States

House of Representatives
COMMITTEE ON GOVERNMENT OPERATIONS

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

September 20, 1994

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CHIEF CLERK
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JOHN L. STY, ARIZONA
CHRISTOPHER BARTY, CONNECTICUT
STEVEN SCOTT, NEW MEXICO
C. CHRISTOPHER COE, CALIFORNIA
DAVE THOMAS, TEXAS
BLANKA BOGALSKA, FLORIDA
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JOHN L. MESA, FLORIDA
KEE FORTYMAN, OHIO

BERNARD SANDER, VERMONT
REPRESENTATIVE

MAJORITY—(202) 225-6001
MINORITY—(202) 225-6074

Mr. Philip Lader
Deputy Chief of Staff
The White House

VIA FAX: 456-1121

Dear Mr. Lader:

On July 20, 1994, the General Accounting Office wrote former Associate Counsel Neil Eggleston requesting access for my staff to workpapers related to the White House Travel Office. Unfortunately, we have not received a reply to that request and repeated calls to your Counsel's office have gone unanswered.

The Government Operations Committee is seeking to review these workpapers in furtherance of our ongoing oversight of the General Accounting Office report on this matter. I ask that you give this matter your immediate attention.

Your staff can contact my general counsel, Kevin Sabo, at 202-225-5074 to discuss this request.

Sincerely,


William F. Clinger
Ranking Republican

Attachment: GAO 6-20-94 Letter

TICHENOR & ASSOCIATES
CERTIFIED PUBLIC ACCOUNTANTS and MANAGEMENT CONSULTANTS

WASHINGTON OFFICE
12531 CLIFFER DRIVE SUITE 202
WOODBRIDGE VA 22192

PARTNERS
WILLIAM R. TICHENOR
JONATHAN D. CROWDER

BUSINESS (703) 490-1004
METRO (703) 352-1417
FAX (703) 491-9426

April 24, 1995

Mr. Steven E. Riewerts
Director, White House Travel Office
Room 87, Old Executive Office Building
Washington, D.C. 20500

Subject: Management Letter
Delivery Order No. S-OPRAQ-94-0469-02
White House Travel Office (WHTO) Press Fund

Dear Mr. Riewerts:

In conducting the financial statement audit for the year ending December 31, 1994 (see Independent Auditors' Report dated April 24, 1995), we noted several management issues that we wish to bring to your attention. These issues are matters for further review and are not included in the Independent Auditors' Report.

1. WHTO Should Establish Formal Agreements with the Press Corps and Other Government Organizations
 - A. Press Corps

The WHTO has operated a press fund for a number of years without a signed agreement with the press corps. An agreement with the press corps would allow for consistent handling of transactions, and assurance that the management of the press fund was being performed consistent with policies agreed to by the press corps.

We recommend that the WHTO enter into a signed agreement with the press corps that would include various policies governing the allowability and allocability of fund travel costs. Continued participation by a press corp member in this press fund should be based on their acceptance of, and future compliance with, the formal policies.

Mr. Steven E. Riewerts
Page 2

B. Government Organizations

Several government organizations act as billing agents for the WHTO Press Fund. There is no signed agreement with these entities covering the authorization and reimbursement of expenses billed to the press corps.

We recommend that the White House Travel Office enter into a signed agreement with appropriate government organizations on behalf of WHTO Press Fund which details who can authorize costs for the press corps and the documentation required when submitting invoices to the WHTO Press Fund.

2. WHTO Needs to Continue Use of Written Policies and Procedures for the Press Fund

In February 1994, the WHTO started developing written policies and procedures for its accounting functions. These policies may need to be modified to accommodate the proposed agreements with the press corps and other government organizations.

We recommend that WHTO continue to use and improve these policies and procedures to ensure the integrity of WHTO accounting functions for the press fund.

3. WHTO Needs to Utilize Accounting Expertise in Press Fund Management

Until October of 1994, the WHTO did not employ experienced accounting personnel to support the management of the press fund. However, WHTO utilized several detailees with accounting experience throughout the year.

We recommend that the WHTO ensure that personnel with adequate accounting experience are employed and that they be consulted in conjunction with decisions that have any impact on the financial operations and records of the press fund. This would include non-traditional transactions or entries, adjustments to accounts or account balances, or agreements which involve allocation of costs.

4. WHTO Should Strengthen Controls Over Accounts Receivable for the Press Fund

Testing of accounts receivable (A/R) balances by both independent confirmation and trip/customer testing disclosed weaknesses in internal controls which need to be addressed. Revisions in the internal control system will ensure more timely collections and more accurate accounting.

Mr. Steven E. Riewerts

Page 3

We recommend that the WHTO adopt a procedure to rebill A/R invoices not paid within 60 days. We also recommend that collection efforts on older balances be pursued, and policies be developed (see No. 1 above) to determine when the balance should be reallocated to the press corps and the delinquent traveller removed from the travel list. Files should be created for each customer containing each invoice for that customer, and the A/R balance by trip should be periodically reconciled to the A/R balance by customer.

5. WHTO Should Identify in Separate Accounts Press Corps Receipts and Expenses From Other WHTO Travel Transactions

Our audit of the WHTO Press Fund disclosed that transactions for government travellers were being handled through the press fund. While the system clearly identifies costs by traveller and does not produce inaccurate costs for any traveller, the press fund is set up for the press corps. Separating the press costs from other travel costs and reporting them separately on the financial statements would be more appropriate.

We will review the status of these comments during our next audit engagement. We have already discussed many of these comments and suggestions with various WHTO personnel, and we will be pleased to discuss them in further detail at the exit conference, to perform any additional study of these matters, or to assist you in implementing the recommendations.

Sincerely,


TICHENOR & ASSOCIATES

WHITE HOUSE
TRAVEL OFFICE
PRESS FUND

Audited Financial Statements

Year Ended December 31, 1994

TICHENOR & ASSOCIATES
CERTIFIED PUBLIC ACCOUNTANTS and MANAGEMENT CONSULTANTS

WHITE HOUSE TRAVEL OFFICE PRESS FUND

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TICHENOR & ASSOCIATES
CERTIFIED PUBLIC ACCOUNTANTS and MANAGEMENT CONSULTANTS

WASHINGTON OFFICE
12531 CLIPPER DRIVE SUITE 202
WOODBRIDGE VA 22192

PARTNERS
WILLIAM R. TICHENOR
JONATHAN D. CROWDER

BUSINESS (703) 490-1004
METRO (703) 352-1417
FAX (703) 491-9426

INDEPENDENT AUDITORS' REPORT

Mr. Steven E. Riewerts
Director, White House Travel Office
Room 87, Old Executive Office Building
Washington, D.C. 20500

We have audited the accompanying statement of financial position of the White House Travel Office Press Fund as of December 31, 1994 and the related statements of activities and cash flows for the year then ended. These financial statements are the responsibility of the Fund's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with generally accepted auditing standards. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the financial statements present fairly, in all material respects, the financial position of the White House Travel Office Press Fund as of December 31, 1994, and the results of its activities and cash flows for the year then ended in conformity with generally accepted accounting principles.


TICHENOR & ASSOCIATES
Woodbridge, Virginia
April 24, 1995

WHITE HOUSE TRAVEL OFFICE PRESS FUND**STATEMENT OF FINANCIAL POSITION**

December 31, 1994

ASSETS

| | |
|---------------------|----------------------------|
| Cash | \$ 97,905 |
| Accounts Receivable | <u>5,623,843</u> |
| TOTAL ASSETS | <u>\$ 5,721,748</u> |

LIABILITIES AND FUND BALANCE

| | |
|---|----------------------------|
| Accounts Payable | <u>\$ 5,721,748</u> |
| Total Liabilities | \$ 5,721,748 |
| Fund Balance | <u>0</u> |
| TOTAL LIABILITIES AND FUND BALANCE | <u>\$ 5,721,748</u> |

The accompanying notes are an integral part of these statements.

WHITE HOUSE TRAVEL OFFICE PRESS FUNDSTATEMENT OF ACTIVITIES
For the Year Ended December 31, 1994REVENUES

| | |
|---------------------------|---------------------|
| Transportation and Ground | <u>\$10,443,091</u> |
| Total Revenues | <u>\$10,443,091</u> |

EXPENSES

| | |
|---------------------------|---------------------|
| Transportation and Ground | <u>\$10,443,091</u> |
| Total Expenses | <u>\$10,443,091</u> |

| | |
|---|-------------|
| EXCESS (DEFICIENCY) OF REVENUES OVER EXPENSES | <u>\$ 0</u> |
|---|-------------|

The accompanying notes are an integral part of these statements.

WHITE HOUSE TRAVEL OFFICE PRESS FUNDSTATEMENT OF CASH FLOWS
For the Year Ended December 31, 1994

CASH FLOW FROM OPERATING ACTIVITIES

| | |
|---|------------------|
| Excess (Deficiency) of Revenues Over Expenses | \$ 0 |
| Accounts Receivable | (5,623,843) |
| Accounts Payable | <u>5,721,748</u> |
| NET CASH PROVIDED BY OPERATING ACTIVITIES | <u>\$ 97,905</u> |
| CASH AT BEGINNING OF THE YEAR | <u>0</u> |
| CASH AT END OF THE YEAR | <u>\$ 97,905</u> |

The accompanying notes are an integral part of these statements.

WHITE HOUSE TRAVEL OFFICE PRESS FUNDNOTES TO FINANCIAL STATEMENTS
For the Year Ended December 31, 1994NOTE A: NATURE OF ACTIVITIES

The White House Travel Office (WHTO) Press Fund was established to manage expenses associated with travel for members of the press corps who accompany the President, Vice President, and First Lady on domestic and foreign trips. WHTO employees manage the press fund under authorizing legislation Public Law 95-570 and annual appropriations (Fiscal Year 1994 ending September 30, 1994: Public Law 103-123 and Fiscal Year 1995 ending September 30, 1995: Public Law 103-329). In 1993 various records were removed from the WHTO as part of another review and the press fund contained certain contingencies at December 31, 1993. For accounting and reporting purposes, the WHTO therefore established a new press fund as of January 1, 1994.

NOTE B: SIGNIFICANT ACCOUNTING POLICIES

The WHTO policy is to prepare the press fund financial statements on an accrual basis of accounting in accordance with generally accepted accounting principles. Under this basis revenues are recognized in the period in which they become due and expenses are recognized in the period in which the related liability is incurred.

All transactions for the fund involve press corps travel and related press corps expenses at the visitation sites. The press corps reimburses related expenses to the fund upon being invoiced by the WHTO.

No assets of the press fund are restricted.

An allowance for bad debts has not been established because all expenses are the responsibility of the users of the press fund.

NOTE C: FINANCIAL STATEMENT ORGANIZATION

The financial statements include accounts which have been combined for presentation purposes.

See independent auditors' report.

THE WHITE HOUSE
WASHINGTON

May 4, 1995

The Hon. William F. Clinger, Jr.
Chairman
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515

Dear Mr. Chairman:

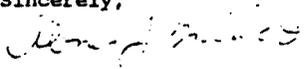
Phil Larsen of your Committee staff has indicated to us your intention to review the work performed by GAO in connection with its May 1994 Report to Congress on White House Travel Office Operations. In that regard, we understand you are requesting that we make available to your staff the materials provided by the White House to GAO to assist their audit.

We are happy to make this material available for review by your staff (as well as staff of the minority). Your staff has indicated that you have agreed to review these materials under the same terms and procedures they were made available by the White House to GAO. Please have your staff contact Jonathan Yarowsky (456-7911) to make arrangements.

As always, I am glad that we could be of assistance to the Committee on this matter.

With best wishes,

Sincerely,


Abner J. Mikva
Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE

WASHINGTON

May 11, 1995

BY TELECOPY

Mr. Phil Larsen
Chief Investigator
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515

Dear Phil:

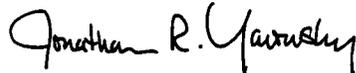
Prior to the Committee staff review of Travel Office materials made available by the White House to GAO in connection with its May 1994 Report to Congress, I thought it would be useful to restate our shared understandings about the procedures and conditions that will apply to such review.

As we discussed, GAO staff will be present whenever majority or minority staff are reviewing materials housed in 4103 New Executive Office Building (NEOB). The procedures applicable to Committee staff will be the same as those followed by the GAO in conducting its audit: (1) summarizing or descriptive notes may be taken, but whole documents or large portions of any document may not be transcribed; (2) no photocopying of documents is permitted; and (3) no document may be removed from Room 4103 NEOB.

After you have worked out a schedule with GAO, please call Kim Holliday of our staff (456-2615) to make arrangements for authorized Committee staff to receive clearance to enter the NEOB.

Please do not hesitate to call me at any time.

Sincerely yours,



Jonathan R. Yarowsky
Associate Counsel to the
President

cc: Donald F. Goldberg,
Professional Staff Member

BILL CLINGER JR. PENNSYLVANIA
 CHAIRMAN
 DELBERT L. GALEAN NEW YORK
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 ROBERT P. BYRNE JR. MARYLAND

ONE HUNDRED FOURTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
 2157 RAYBURN HOUSE OFFICE BUILDING
 WASHINGTON, DC 20515-6143
 May 31, 1995

CAROL COLLINS ILLINOIS
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 TOM LANTER CALIFORNIA
 ROBERT F. WELLS JR. WEST VIRGINIA
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 DEAN BRIDEN TEXAS
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 CHINA FATTAH PENNSYLVANIA
 EDWARD SANDERS VERMONT
 INDEPENDENT
 MAJORITY - (205) 225-6141
 MINORITY - (205) 225-6141

The Honorable Abner Mikva
 White House Counsel
 The White House
 Washington, D.C. 20500

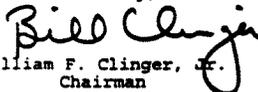
Dear Judge Mikva:

Pursuant to our investigation into the White House Travel
 Office matter we request copies of any and all SF 50s, any and
 all financial disclosure statements, and any conflict of interest
 documents for the following individuals who work or who have
 worked at the White House since January 1993:

- | | | |
|-------------------|-----------------|-----------------------|
| John Podesta | Todd Stern | Mack McLarty |
| Leon Panetta | William Kennedy | Jeff Eller |
| Patsy Thomasson | David Watkins | Catherine Cornelius |
| Margaret Williams | Lisa Caputo | Brian Foucart |
| Dee Dee Myers | Mark Gearan | George Stephanopoulos |
| Clifford Sloan | Beth Nolan | Neil Eggeston |
| Craig Livingstone | Matt Moore | Bernard Nussbaum |
| Jennifer O'Connor | David Levy | Bruce Lindsey |
| Clarissa Cerda | Steve Neuwirth | Ricki Seidman |
| Darnell Martens | Harry Thomason | Marjorie Tarmey |
| Ira Magaziner | Betta Carney | Steve Davidson |
| Penny Sample | Rahm Emmanuel | Reta Lewis |
| Larry Herman | Vincent Foster | |

In addition, please provide all SF 50s, any and all
 financial disclosure statements and any conflict of interest
 documents for all of the employees of the White House Counsel's
 office since January 20, 1993. Copies of these items are
 requested by Wednesday, June 7, 1995. Thank you for your
 assistance.

Sincerely,


 William F. Clinger, Jr.
 Chairman

cc: Cardiss Collins

THE WHITE HOUSE
WASHINGTON

June 1, 1995

RECEIVED
JUN 5 1995
HOUSE COMMITTEE ON
GOVERNMENT REFORM AND OVERSIGHT

The Hon. William F. Clinger, Jr.
Chairman
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515

Dear Mr. Chairman:

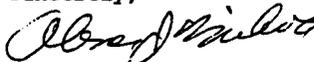
The White House Counsel's Office has recently received a number of Committee requests for documents and for interviews with White House staff in connection with your investigation into the GAO's May 1994 Report to Congress on the operations of the White House Travel Office.

I think it is important that we meet at your earliest convenience to discuss these requests and your plans with respect to Committee hearings in this area. At that time, we can review interview arrangements and the purpose and scope of the Committee's document request.

As always, I look forward to hearing from you.

With best wishes,

Sincerely,



Abner J. Mikva
Counsel to the President

WILLIAM F. CLINGER, JR. PENNSYLVANIA
CANADIAN

BENJAMIN A. GLASSER NEW YORK
DAN BURTON INDIANA
CONSTANCE A. MCDONELL MARYLAND
CHRISTOPHER BOWEN CONNECTICUT
STEVEN SCOFF NEW MEXICO
*JIM RICKLEIGH NEW FLORIDA
MAY N. BILLYE, JR. NEW HAMPSHIRE
*TOM BURNHAM NEW YORK
*ANDY MOHR CALIFORNIA
*JIM MCCA FLORIDA
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JOHN SHADROSS ARIZONA
MICHAEL PATRICK FLORIDA ALABAMA
CHARLES F. BASS NEW HAMPSHIRE
STEVE C. LUDWIGTTE MISS
MARGARET "MARTI" BARNFORD, SOUTH CAROLINA
ROBERT L. BRIDEN, JR. MARYLAND

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

June 14, 1995

CAROLINE COLLINS ILLINOIS
BARRY GOLDENBERG NEW YORK
HENRY A. WAXMAN CALIFORNIA
TOM LANTIER CALIFORNIA
ROBERT T. WISE, JR. WEST VIRGINIA
MAURICE R. ORSHAN NEW YORK
SCOTT PETERS TEXAS NEW YORK
JOHN M. SPRATT, JR. SOUTH CAROLINA
LOUISE BARTON MISSOURI
PAUL E. SANDERS PENNSYLVANIA
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COLLEEN C. PETTERSON MINNESOTA
KAREN L. THURMAN FLORIDA
CAROL D. MALONEY NEW YORK
THOMAS H. SURETT WISCONSIN
SHEA TAYLOR MISSOURI
BARBARA ROSE COLLINS MICHIGAN
SLEAHOE HOLMES HOFFMAN DC
JAMES P. HENRY VIRGINIA
ORIN GRIFFIN TEXAS
CAROL P. HALE FLORIDA
FRANK MASCARA PENNSYLVANIA
DORIS PATTON PENNSYLVANIA

REPRESENTATIVE VOUCHER
INDEPENDENT

MAILING—(202) 225-6143
ADDRESS—(202) 225-6141

Judge Abner Mikva
White House Counsel
The White House
Washington, D. C.

Dear Judge Mikva:

I appreciated the opportunity last week to discuss with you our investigation into the White House Travel Office matter. As I hope you understand, I take this investigation very seriously and appreciate the cooperation of your office with this effort.

As my staff relayed to Associate Counsel John Yarowsky in discussions last week following our meeting of June 6, it was our understanding that the only interviews that the Committee would attempt to coordinate through the White House would be those with current White House employees.

As far as counsel or representation for White House employees, we did discuss in our meeting the difficult role for White House Counsel in handling this kind of situation where the interests of the White House and the individual interviewee could potentially diverge. To that end, I would like to suggest consideration of the following procedures: The interviewees may, if they choose, be represented by counsel. Counsel may be either a White House attorney acceptable to the interviewee or a private attorney. The attorney need not be an attorney from the White House Counsel's office, and perhaps should not be from Counsel's office. Regardless of whether a private attorney or a White House attorney is selected, the relationship between the interviewees and counsel will be the same. Counsel will represent the interests of the interviewee and will not disclose the contents of the interview, unless asked to do so by his or her client (i.e. the interviewee) or required to do so by law or by the rules of professional responsibility.

For scheduling of interviews my staff will contact John Yarowsky and work through his office to the extent practicable. For those employees with private counsel, we might expect that they would want to handle the scheduling themselves. Finally, as we discussed in our meeting, there will be a number of interviews that

my investigative staff will wish to conduct separately from the minority staff but in many cases we hope to work out joint arrangements for interviews.

Regarding documents that we request from the White House, the attached list details the documents my staff discussed with Mr. Yarowsky and additional documents identified in some of the various reviews of the Travel Office matter and other ongoing Congressional investigations which overlap this investigation.

Receipt of these documents is requested by June 23, 1995. As we discussed in our meeting, if there is a need for additional time in gathering a particular document or identifying particular information, this can be discussed at the staff level and worked out accordingly.

Thank you for your assistance and cooperation with this matter.

Sincerely,


William F. Clinger, Jr.
Chairman

cc: Rep. Cardiss Collins

DOCUMENTS AND RECORDS REQUESTED FROM THE WHITE HOUSE

1. All records, documents, drafts, memorandums, e-mails, notes regarding the White House Travel Office Management Review conducted by John Podesta, including the interview notes or summaries of any and all witnesses and a complete list of all individuals interviewed and the date on which they were interviewed and including records of all correspondence or communications between Mr. Podesta and the Justice Department regarding access to FBI or Justice Department information regarding the Travel Office.
2. All records, documents (memos, letters, e-mails) regarding any requests to or from the Justice Department, FBI, Treasury Department, IRS regarding the White House Travel Office firings either before or after May 19, 1993.
3. All records, documents, memos, work products or descriptions of the work conducted by Harry Thomason while at the White House, including, but not limited to, the document referred to as "The White House Project" and other memos referred to in such document and all records, documents or memos of any contacts made by Harry Thomason to any White House personnel or the First Lady and the President and any record of meetings that Harry Thomason had with any White House personnel or the First Lady or the President regarding any Travel Office or travel related matters.
4. All records, documents, memos, etc. of Darnell Martens relating to any contacts with White House personnel and/or the President and First Lady and any record of any meetings that Darnell Martens had at the White House.
5. All notes or records of meetings with any and all FBI personnel and any and all Peat Marwick auditors taken by William Kennedy, Vincent Foster, Patsy Thomason, David Watkins, Brian Foucart, Jennifer O'Connor and Catherine Cornelius.
6. The June 3, 1993, Memo to David Watkins from Vincent Foster regarding conversation with Dayton Lehman at the Department of Transportation with attachments included in copy to Bruce Overton, Counselor to the Office of Administration (included in GAO documents at the NEOB).
7. The unredacted version of the May 26, 1994 White House memo prepared by Tom Castleton regarding his transfer of documents from Vince Foster's office.
8. Any record, listing, index, description or categorization of any matters worked on by Deputy Counsel Vince Foster during his tenure at the White House.

9. Any record, listing, index, description or categorization of the documents in Vince Foster's office on July 20, including any documents removed at any time on or after July 20, 1993.

THE WHITE HOUSE
WASHINGTON
June 16, 1995

BY TELECOPY AND FIRST CLASS MAIL

Ms. Barbara Comstock, Investigator
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515

Dear Barbara:

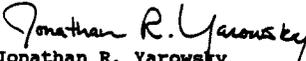
In our last telephone conversation, you indicated your expectation that the White House would be providing you with documents requested in the Chairman's May 31 letter. However, at our June 6 meeting and in ensuing telephone conversations, I understood you were considering revising your request to focus it on a more limited time frame and a more targeted group of employees. We will be happy to respond promptly to such a restated request. Please give me a call so we can quickly resolve this issue.

I also wanted to acknowledge to you that we are in receipt of Chairman Clinger's June 14 letter and request for documents. We will be collecting responsive documents and will deliver non-privileged material to you and the minority staff. Of course, we need to work with you to establish protocols that will ensure the confidentiality of this material. We understand the Committee's requests to be for documents in each category described that relate to the Travel Office; and while June 23 is an ambitious deadline, we will respond as promptly as possible.

In addition, your June 14 letter makes a suggestion about how the interests of the White House might be represented at Committee interviews of present and former White House employees. We will respond to the Chairman's suggestion in a separate letter.

I look forward to talking to you and Phil soon.

Sincerely yours,


Jonathan R. Yarowsky
Special Associate Counsel
to the President

cc: Phil Larsen
Chief Investigator
Donald Goldberg
Professional Staff Member

THE WHITE HOUSE

WASHINGTON

June 29, 1995

VIA FACSIMILE

The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I have received a letter dated June 26, 1995, from the Committee's General Counsel, Kevin M. Sabo, regarding our responses to your Committee's document requests in connection with its Waco and Travel Office inquiries. Mr. Sabo's letter expressed concerns about the security and use procedures in place with the House Government Reform Subcommittee on National Security, International Affairs and Criminal Justice and the House Judiciary Subcommittee on Crime for White House documents provided in response to their Waco-related request. These same procedures currently are being used by other congressional committees handling White House records, including the Senate Judiciary Committee in its Waco and Ruby Ridge inquiry.

As explained to your staff, we are ready to provide documents responsive to the Committee's request dated May 31, 1995, in connection with the Travel Office inquiry, as soon as appropriate security measures are established. We recognize that Travel Office documents sought by the Committee in its two requests to date vary in terms of sensitivity, and have suggested procedures that take account of those differences.

Because the documents we are ready to produce in response to the May 31 request contain less sensitive material, we have proposed that they simply be maintained in a secure Committee office and not be disseminated or disclosed beyond the Committee. However, for highly confidential and sensitive material sought by the Committee in its Travel Office inquiry, security and use procedures, such as those outlined for Waco-related documents in Ms. Mills' letter to Mr. Bell, should be adopted.

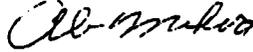
This Office recognizes the legitimate oversight responsibilities of the Committee, and accordingly has provided and will continue to provide White House records for review. Maintaining security for and the integrity of White House

The Hon. William F. Clinger, Jr.
June 29, 1995
Page 2

documents, however, is a paramount concern, which I am sure you appreciate. My staff will continue to work with yours in devising appropriate document protocols where such arrangements are not already in place.

With best regards.

Sincerely,



Abner J. Mikva
Counsel to the President

cc: The Honorable Cardiss Collins
The Honorable William H. Zeff, Jr.
The Honorable Karen L. Thurman
The Honorable Bill McCollum
The Honorable Charles E. Schumer

THE WHITE HOUSE
WASHINGTON

July 7, 1995

BY TELECOPY

Kevin Sabo, Esq.
General Counsel
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515

Dear Kevin:

Under cover of this letter, the White House is transmitting documents responsive to the Committee's request dated May 31, 1995. As you are aware, we have been ready to provide these documents as soon as appropriate confidentiality measures were established for these materials. You and I agreed to such procedures after the June 30, 1995 meeting with Chairman Clinger, Congressman Zeff and Judge Mikva. Accordingly, we are providing documents responsive to the May 31, 1995 request only for use by the Committee in its official business with respect to its Travel Office inquiry. Further, we understand that these materials will be maintained in a secure Committee office and will not be disclosed or disseminated beyond the Committee.

Office documents sought by the Committee in its second request dated June 14, 1995, are more sensitive; and we have alerted you that we will need to work out additional use and security procedures consistent with those used by other congressional committees handling similarly sensitive White House documents. In this regard, we appreciate receiving from you yesterday some suggested procedures with regard to highly sensitive documents, and will be in contact with you shortly to talk further about these matters.

Pursuant to Chairman Clinger's May 31, 1995 written request, we are transmitting with this letter all SF-50 forms (Bates numbers CGE 1-120) in the custody of the White House for those employees specifically identified in the Chairman's letter.

However, of this group, six individuals (Darnell Martens, Penny Sample, Harry Thomason, Betty Carney, Larry

Kevin Sabo, Esq.
July 7, 1995
Page 2

Herman, Steven Davidson) were never White House employees and thus no SF-50 forms are on file. Two individuals (Matt Moore and Brian Foucart) left the White House to work at federal agencies, and their official personnel files (including SF-50 forms) were transferred to those agencies. Two individuals (Dee Dee Myers and David Watkins) left the White House for the private sector, and their official personnel files (including SF-50 forms) were sent to the Federal Records Center in St. Louis, Missouri.

We also are providing SF-50 forms (Bates numbers CGE 871-86) in the custody of the White House for lawyers not specifically identified in the May 31st request who have served in the Counsel's Office during the period of January 20, 1993 to December 31, 1994 -- the time period during which concurrent or overlapping reviews of the Travel Office were being conducted by the White House, the GAO, and the Department of Justice. Of this group, four individuals (Ronald Klain, Joel Klein, Peter Pappas and Natalie Markman) left the White House to work at federal agencies; and their official personnel files (including SF-50 forms) were transferred to those agencies.

In accordance with our agreement, information has been redacted from the SF-50 forms identifying social security numbers, personal addresses, dates of birth and other personal employee data. As was acknowledged by Phil Larsen and Barbara Comstock, such information raises important privacy concerns and is unnecessary for the Committee's inquiry into the Travel Office operations.

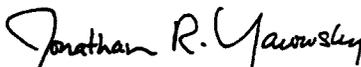
We are also providing to the Committee SF-278 financial disclosure forms (Bates numbers CGE 121-870) for identified White House employees as well as lawyers in the Counsel's Office for the time period January 20, 1993 through December 31, 1994. Also covered by this request are four White House employees (Matt Moore, Craig Livingstone, Clarissa Cerda and Reta Lewis) who were required to file confidential financial disclosure forms (SF-450s). At this time, we are not providing such forms to the Committee. If, however, the Committee wishes to request particularized and relevant information that appears on those forms, we will consider ways in which we might provide such information for confidential review by the Committee.

As I have explained to Phil Larsen and Barbara Comstock, the Committee must file the enclosed Office of Government Ethics request form to receive SF-278 requests.

Kevin Sabo, Esq.
July 7, 1995
Page 3

They assured me that such a filing will be made promptly after receipt of the enclosed documents.

Sincerely yours,



Jonathan R. Yarowsky
Special Associate Counsel
to the President

Enclosure: (OGE Form 20)

cc: Donald Goldberg, Professional Staff Member
Phil Larsen, Chief Investigator
Barbara Comstock, Investigator

WILLIAM F. CLINGER, JR., PENNSYLVANIA

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-8143

July 13, 1995

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BERNARD SANDERS, VERMONT

INDEPENDENT

MACHINERY—GEO 228-281

MACHINERY—GEO 228-281

VIA FACSIMILE AND MAIL

The Honorable Abner Mikva
 White House Counsel
 The White House
 Washington, D.C. 20500

Dear Judge Mikva:

I was disappointed to learn that over the past weekend White House lawyers allowed reporters to inspect the files of Vincent Foster regarding the White House Travel Office firings. After weeks of negotiations with you and your staff, this committee still awaits production of documents from the White House in this matter that were due to this committee on June 23, 1995. I request that of a copy of Mr. Foster's Travel Office notebook and files be provided immediately to this Committee and trust we will soon be receiving our previously requested documents. Thank you for your prompt attention to this matter.

Sincerely,

William F. Clinger, Jr.
 William F. Clinger, Jr.
 Chairman

cc: Rep. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

July 15, 1995

VIA FACSIMILE AND MAIL

Hon. William F. Clinger, Jr., Chairman
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

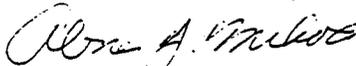
Dear Chairman Clinger:

I received your letter of July 13, 1995 requesting documents of Vincent Foster pertaining to the Travel Office. We are ready to provide those documents to the Committee as soon as security protocols are in place for this material.

I am enclosing a copy of the document protocols adopted by the Senate Special Committee to Investigate Whitewater. The Senate Committee is treating Mr. Foster's Travel Office documents as "confidential" under these protocols. They may provide a useful starting point for discussions with the Committee.

We are preparing our response to your second document request and expect to be ready with this material shortly. Please have your staff contact Jon Yarowsky (456-7911) or Natalie Williams (456-5079) to work out the protocols for receiving the Vincent Foster Travel Office documents.

Sincerely,



Abner J. Mikva
Counsel to the President
Associate Counsel to the President

Enclosure
cc: The Honorable Cardiss Collins

UNITED STATES SENATE

SPECIAL COMMITTEE TO INVESTIGATE
WHITEWATER DEVELOPMENT CORPORATION
AND RELATED MATTERSSECURITY PROCEDURES
JUNE 13, 1995.1. **Categories of documents**

Highly Confidential Documents (i.e., national security documents or other documents produced to the Special Committee for which a compelling need exists for restricted access, e.g., their disclosure would impede the Independent Counsel's investigation).

Confidential Documents (i.e., all other documents produced to the Special Committee pursuant to document requests or subpoenas, and all transcripts of depositions and interviews conducted by the Special Committee's staff).

2. **Access to documents**A. **Original production sets:**

The Chief Clerk will maintain the original production sets of all documents produced to the Special Committee, including both Highly Confidential and Confidential Documents, in a safe that will be used only for that purpose and that can be opened only by the Chief Clerk.

B. **Highly Confidential Documents:**

The Chief Clerk will initially make only four copy sets of Highly Confidential Documents. Two copy sets will be maintained in a specially-designated secure document room for the Majority Special Committee staff and two copy sets will be maintained in a specially-designated secure document room for the Minority Special Committee staff. The secure document rooms for Highly Confidential Documents will be subject to the following security protocols:

- i. The four copy sets of Highly Confidential Documents will be copied by the Chief Clerk onto special paper bearing a shaded "SHC" (for "Senate Highly Confidential") pattern. During the preliminary phase of the Committee's investigation (i.e., prior to public hearings), the Committee will not permit: (a) any further copying of Highly Confidential Documents without the approval of the Chairman or the Ranking Member; or (b) the removal of Highly Confidential Documents from the specially-designated secure document rooms for Highly Confidential Documents (except for depositions and witness interviews or for review by the Chairman or Ranking Member, as provided in Paragraph 2.B.iv.).

- ii. Only designated staff will have access to the secure document rooms containing the Highly Confidential Documents. The designated staff will be limited to the Majority and Minority Special Counsels to the Special Committee and the Majority and Minority Staff Directors, Chief Counsels and the Chief Clerk of the Banking Committee. In addition, the Chairman and Ranking Member, respectively, may each designate not more than six additional persons employed by either the Special Committee or the Banking Committee to have access to Highly Confidential Documents. The Chairman and Ranking Member may agree to increase the number of designated persons who may review Highly Confidential Documents during the period prior to public hearings. A 24-hour Capitol Police guard (discussed in Paragraph 5) will control access to the specially-designated secure document rooms for the Highly Confidential Documents and will maintain an access log for those rooms.
- iii. The specially-designated secure document rooms for Highly Confidential Documents may contain computers and printers, but will not contain telephones, copiers or telecopy machines.
- iv. Only designated staff can transport Highly Confidential Documents to depositions and witness interviews, or to the offices of the Chairman and Ranking Member for their personal review. The designated staff will be limited to the Majority and Minority Special Counsels to the Special Committee and the Majority and Minority Staff Directors, Chief Counsels and the Chief Clerk of the Banking Committee. In addition, the Chairman and Ranking Member, respectively, may each designate not more than three additional persons employed by either the Special Committee or the Banking Committee to transport Highly Confidential Documents. After the removal of any such Highly Confidential Documents from the specially-designated secure document rooms, the documents must be returned promptly to those rooms. No copies of Highly Confidential Documents will be made while they are removed from the specially-designated secure document rooms, and no copies of Highly Confidential Documents will be attached to deposition transcripts.
- v. The persons designated in Paragraph 2.B.ii. may remove work product, including computer disks, from the specially-designated secure document rooms. Work product must be prepared on non-white paper, and the confidentiality of any such work product must be maintained.

C. Confidential Documents:

All copies of Confidential Documents will be maintained within specially-designated secure document rooms in the Majority and Minority Special Committee respective suites of offices at all times (except for depositions and witness interviews or review by the Chairman or Ranking Member). The secure document rooms for Confidential Documents will be subject to the following security protocols:

- i. The copy sets of Confidential Documents maintained in the specially-designated secure document rooms will be copied by the Chief Clerk onto special paper bearing a shaded "SC" (for "Senate Confidential") pattern.
- ii. The specially-designated secure document rooms for Confidential Documents may contain computers, printers, and copiers, but will not contain telephones or telecopy machines. Telephones and telecopy machines may be maintained within the Majority and Minority office suites outside of the specially-designated secure document rooms.
- iii. Only Special Committee staff who have signed confidentiality agreements (as provided for in Paragraph 4) will have access to Confidential Documents. Such staff may copy Confidential Documents, but must maintain those copies within the specially-designated secure document rooms, except as provided for in Paragraph 2.C.iv.
- iv. Designated staff (as defined in Paragraph 2.B.iv.) can transport Committee Confidential Documents to depositions and witness interviews, or to the offices of the Chairman and Ranking Member for their personal review. After the removal of any such Confidential Documents from the specially-designated secure document rooms, the documents must be returned promptly to those rooms. No copies of Confidential Documents will be made while they are outside of the specially-designated secure rooms in the Majority and Minority office suites, and no copies of Confidential Documents will be attached to deposition transcripts.
- v. The persons designated in Paragraph 2.C.iii. may remove work product, including computer disks, from the specially-designated secure document rooms. Work product must be prepared on non-white paper, and the confidentiality of such work product must be maintained.

3. Classification of documents

The producing agency or party will designate documents as Highly Confidential or Confidential, subject to Committee review and, where appropriate, taking into account the views of the Independent Counsel. The Chairman and Ranking Member also may designate documents as Highly Confidential.

4. **Confidentiality agreements**

All Special Committee staff, as defined by section 6(d) of S. Res. 120, shall have access to confidential documents only after entering into a confidentiality agreement (a form of that agreement is attached). Any staff member who violates these confidentiality procedures shall be immediately subject to sanctions, including removal from employment.

5. **Capitol Police Security**

A 24-hour Capitol Police officer will be posted at the specially-designated secure document rooms containing the Highly Confidential and Confidential Documents. The Police Officers will control access to the specially-designated secure document rooms containing the Highly Confidential and Confidential Documents and will restrict access to those document rooms to designated staff. The police officers will permit only designated staff to remove documents from the secure document rooms only for depositions, witness interviews, or review by the Chairman or Ranking Member. When a designated staff member removes documents for this purpose, the staff member will sign the officer's log book and indicate the time and purpose of the removal of documents, but will not be required to identify the specific documents that are being removed. All staff (except staff members designated in Paragraph 2.B.ii.) will be required to permit the Capitol police officers to search handbags, briefcases and file folders taken from the specially-designated secure document rooms.

UNITED STATES SENATE
SPECIAL COMMITTEE TO INVESTIGATE
WHITEWATER DEVELOPMENT CORPORATION
AND RELATED MATTERS

CONFIDENTIALITY AGREEMENT

I have read and understand Section 6 of Senate Resolution 120 (104th Congress), Paragraph 5 of Senate Rule XXIX, and the Security Procedures of the Special Committee to Investigate Whitewater Development Corporation and Related Matters ("Special Committee"). I will abide by those confidentiality requirements and maintain the confidentiality of all materials and information of which I become aware related to the Special Committee's investigation and study pursuant to S. Res. 120, unless I am authorized to disclose such materials by the Special Committee or by both the Chairman and the Ranking Member of the Special Committee. I understand that I will be subject to sanctions, including removal from employment, if I disclose confidential information or materials of the Special Committee without such authorization.

Signature

Name (Printed)

Office or Committee

Social Security Number

Date

WILLIAM F. CLINGER, JR. PENNSYLVANIA
 QUINCY
 BRUNSWICK A. GILMAN NEW YORK
 DAN BURTON INDIANA
 CONNORS & MURIELA MARYLAND
 CHRISTOPHER B. CURTIS GEORGIA
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ONE HUNDRED FOURTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
 2157 RAYBURN HOUSE OFFICE BUILDING
 WASHINGTON, DC 20515-6143

July 17, 1995

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BE BOUND BY THESE TERMS
 UNLESS YOU RECEIVE A SEPARATE NOTICE
 MAILING - 000 200-8000
 000000 - 0000 200-8000

Judge Abner Mikva
 White House Counsel
 The White House
 Washington, D.C.

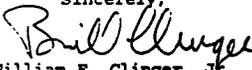
Dear Judge Mikva:

On July 13, 1995 I wrote you requesting copies of certain documents pertaining to the White House Travel Office that were in the possession of the late Vincent Foster (copy attached). I became aware of their existence as a result of New York Times and Newsweek articles published on July 10, 1995 (copies attached). Both articles report that on Sunday, July 9, 1995 the White House invited several media representatives to review a variety of documents formerly in the possession of Mr. Foster.

In your July 15, 1995 response (copy attached), you conditioned the delivery of these documents on the Committee's acceptance of certain specified "security protocols". Further, you said that the White House wants the Committee to treat these particular documents as "confidential".

I will not agree to the stipulations you have placed on these specific documents. This Committee is attempting to negotiate a workable arrangement to obtain other related White House documents as part of its ongoing Travel Office investigation. However, it is preposterous to claim that the documents I requested on July 13, 1995 must be subjected to complicated and bureaucratic safekeeping. The White House voluntarily placed those documents in the public domain when it made them available to the press.

Accordingly, I insist that my request of July 13, 1995 be honored without further delay.

Sincerely,

 William F. Clinger, Jr.
 Chairman

cc: Rep. Cardiss Collins
 attachments

White House Offers Documents to New Whitewater Hearings

By TODD S. PURDUM

WASHINGTON, July 9 — On the eve of new Congressional hearings into the Whitewater affair, the White House today made available some documents from the office of Vincent W. Foster Jr., the former deputy White House counsel who committed suicide in 1993, in an effort to buttress its case that there was no link between his death and the controversy over the failed Arkansas land deal.

Breaking months of silence imposed by the special Whitewater prosecutor, Kenneth W. Starr, White House lawyers summoned reporters to review pager records, security logs and Secret Service reports on the handling of access to Mr. Foster's office and papers in the hours and days after his death on July 20, 1993.

They also allowed reporters to inspect the file of around 90 pages relating to Whitewater that was in Mr. Foster's office at the time of his death. The handling of that file later became a matter of controversy after it was removed several days later and stored with other Clinton files from Mr. Foster's office in a locked chest in the White House residence before being turned over to the Clintons' personal lawyer.

The White House lawyers acknowledged there were some inconsistencies in recollections among White House aides about the removal of the file. It contained mostly routine corporate records and was



Vincent W. Foster Jr.

Stringing to prove that a land deal is not linked to an aide's suicide.

Congressional Republicans in particular. The White House lawyers said that they were speaking out now because Mr. Starr had allowed Congressional Whitewater hearings to proceed and that they wanted to make their case in advance of the next round, which begins next week under the direction of Senator Alfonse M. D'Amato, Republican of New York.

"The subject matter of these hearings has been reviewed by two independent counsel that have had enormous resources at their disposal," said Mark Fabiani, an associate White House counsel who handles Whitewater matters. "The fact is, these hearings will duplicate everything the independent counsel's office has done."

People familiar with the investigation said there would undoubtedly be some contradictions highlighted in Mr. D'Amato's hearing, including the assertion of a Secret Service guard that he saw Maggie Williams, chief of staff to Hillary Rodham Clinton, carry a stack of documents from Mr. Foster's office on the night of his

death. Ms. Williams and other witnesses deny this and she passed a lie detector test for Mr. Starr last fall.

The White House lawyers also allowed reporters to inspect Mr. Foster's file on the firing of the White House travel office staff in the spring of 1993 and on the subsequent controversy. His handwritten notes show some concern that the White House correctly explain the extent of Mrs. Clinton's knowledge and involvement in the matter. On June 26, 1993, Mr. Foster wrote that "I.R.C. is perceived as being involved in decisions and events in which she has no participation."

The lawyers also released a list summarizing the contents of 23 other files relating to the Clintons' personal affairs that were removed from Mr. Foster after his death.

David E. Kendall, the Clintons' personal lawyer, said in a telephone interview that those files "concern such matters as the Clintons' income taxes, their billed trust, the President's Federal financial disclosure forms and proposals for 'Arkansas White House... a residence for the Clintons in Arkansas that was never set up."

**GIVE A PRICELESS GIFT:
THE FRESH AIR FUND**

NATIONAL AFFAIRS

The Night Foster Died

White House: Attempting to protect the Clintons, panicked aides fueled the Whitewater scandal

By MICHAEL ISINOFF

MAGGIE WILLIAMS'S BEEPER went off at about 9:45 p.m. Hillary Rodham Clinton was calling, and the news was devastating. Vince Foster, the White House deputy counsel and one of the Clintons' oldest friends, had been found dead, an apparent suicide, in Fort Marcy Park across the Potomac River from Washington. As the First Lady's chief of staff, Williams kept a low profile but wielded a large influence in the Clinton White House; she, too, thought of Foster as a friend. Half in shock, she left her home and went to Foster's office in the White House's West Wing. Patsy Thomasson, another staffer, was already there. Williams collapsed on the sofa, sobbing about being unable to imagine the office without Vince, Foster's boss. White House Counsel Bernard Nussbaum, came in and saw Thomasson behind Foster's desk. "I am here looking for a

note," Thomasson told him. Nussbaum helped her, but they found nothing. Then, all three say, they left Foster's office without taking anything from it.

Like virtually every other aspect of Whitewater, this version of history is in dispute—and next week it will be the focus of Senate hearings chaired by Sen. Al D'Amato of New York. Since the July 1993 night when Foster killed himself, the White House has been vague about what, exactly, happened in and around his office—especially about the fate of papers related to the Clintons' Whitewater real-estate dealings. Now, on the eve of the new congressional inquiry, NEWSWEEK has reviewed Foster's Whitewater file and key Secret Service documents and interviewed White House aides, other witnesses and lawyers involved in the case. What emerges is a detailed account of how aides—driven in part by a desire to protect the Clintons from any embarrassment—reacted after Foster's

A Tale of Bungling—Or Something Worse?

Whitewater investigators have ruled Vince Foster's death a suicide. The Senate's inquiry will start by untangling the mystery of what happened at the White House. The key events:



July 28, 1993, 5:45 P.M. Foster's body is found near a cannon in Fort Marcy Park.

8:30 P.M. The Secret Service beeps David Watkins, then a senior White House administrator, in a movie theater. Watkins

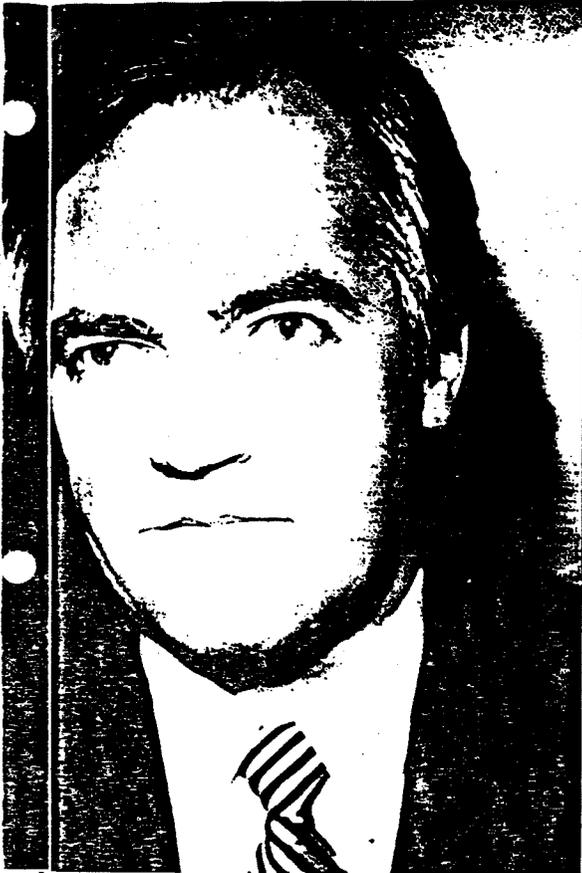


and two Park Police officers go to Foster's home to tell Lisa Foster about her hus-

band's death. One policewoman says she was prevented from questioning family members.

8:40 P.M. White House chief of staff Mack McLarty calls Hillary Clinton in Arkansas, who in turn

calls her. Williams, 10:34 P.M. Park Police asked him room. Williams, Thomasson, to suicide note Foster's office



death. White House officials concede that the staff was sloppy, but deny any attempt to cover up or obstruct justice.

The possibility that Whitewater caused Foster's death is the holy grail for right-wing conspiracy theorists, and the hearings will revive all the unanswered questions about the sputtering scandal—and raise new ones as well. D'Amato, Republican to the core, has a rock-'em, sock-'em style and, NEWSWEEK has learned, a witness who says Maggie Williams carried a carton full of papers out of Foster's office that night. She denies it, and others explain the conflicting stories as the product of the confusion of those hectic hours. "People were shocked, upset, confused [by Foster's death], and their recollections differ," says Mark Fabiani, a White House associate counsel. "Nobody should be surprised about that."

There's more: The main issue is whether Clinton's staff exercised enough care in preserving evidence after Foster's death—and specifically, whether anything was removed from his office that suggests Foster killed himself over Whitewater. NEWSWEEK's reporting shows that Clinton aides consistently hindered U.S. Park Police officers who were investigating Foster's death, and that Nussbaum ignored a torn note in Foster's briefcase—even after aides pointed it out to him. That note turned out to be the best evidence about Foster's state of mind. But NEWSWEEK has uncovered no evidence that Foster's death was in any way connected to the Whitewater scandal. Nussbaum, who left the administration in 1994, says the Senate investigation is "much ado about nothing." But a senior White House adviser concedes that the hearings are likely to be "messy."

The mess began at about 8:30 on the evening of July 20, 1993, when Park Police informed the Secret Service that the dead man in Fort Marcy Park was a White House official. David Watkins, director of White House management, was at the movies with his family when the Secret Service beeped him. Watkins went to Foster's house in Georgetown and gave the bitter news to Foster's wife, Lisa, who instantly broke down. Soon, a number of administration officials and old Arkansas friends came

calls her aide Maggie Williams (right).
10:34 P.M. Though Park Police say they'd asked him to seal the room, Watkins tells an aide, Patsy Thomasson, to look for a suicide note in Foster's office. Bernard



Nussbaum (right), then White House counsel, arrives within the hour to find Williams sobbing on the sofa and Thomasson at the desk. They leave at 11:41 p.m., having found no note. A Secret Service



agent claims Williams took away a box; she says nothing was removed.

July 21, Nussbaum refuses to let Park Police search the office or interview White House aides. He then posts a Secret Service guard at the office door.

July 22, Nussbaum sorts Foster's files while investigators sit at a distance. He opens Foster's briefcase and pronounces it empty. But five days later the White House turns over scraps of paper it says was in the briefcase.

ANALYSIS OF MICRATAG LETTERS (TOP, LEFT TO RIGHT) PAUL FETTERS; LARRY DOMINGUE; (NEWSWEEK WALLS) MICHAEL FOR NEWSWEEK; LARRY DOMINGUE; (NEWSWEEK)

to console the family—and in the confusion, Park Police officers Cheryl Braun and John Rolla gently tried to interview family members about Foster's suicide.

They got little or no cooperation. Braun told Senate investigators that Webster Hubbell, the former associate attorney general who was one of Foster's colleagues at the Rose Law Firm in Little Rock, "came up and shoved me out of the way" when she tried to question Foster's sister. Braun also testified she asked Watkins to seal off Foster's White House office. Watkins says he can't recall Braun's request. But he did hear Lisa Foster ask if her husband had left a suicide note and, at 10:34 p.m., Watkins reached Thomasson to ask her to search Foster's office.

Flash point: That was how she, Nussbaum and Williams wound up together in the West Wing that night—and brief as it was, their intrusion may be a flash point in the Senate hearings. NEWSWEEK has learned that a uniformed Secret Service guard, Henry O'Neill, has told FBI and Senate investigators that Maggie Williams was carrying a box of documents when she left the room. Williams denies it—and investigators for the Whitewater special prosecutor, Kenneth Starr, gave her a lie-detector test last year to try to settle the question Williams passed, and White House sources say O'Neill may be mixed up about the timing. But O'Neill has told investigators he is certain he saw Williams carrying the box at night—and if he's right, that could only have been the evening of Foster's death.

The mess got worse the next day. Park Police were well aware of Foster's importance within the administration; obviously, his suicide could have political repercussions. An investigative team arrived at the White House to look for evidence. First, the cops were forced to cool their heels in the basement. Then they learned that Nussbaum, Thomasson and Williams had already been in Foster's office. At that point, "good police work was out the window," says one of the Park Police investigators—the evidence, he claims, had already been "contaminated." The cops complained through channels to the Department of the Interior,



Grist for conspiracy buffs: Foster's proximity to the Clintons—and his suicide—are at the dark heart of the Whitewater scandal.



Rock 'em, sock 'em: D'Amato's hearings will ask whether White House aides knowingly obstructed justice—or merely panicked.

which consulted the Justice Department. Justice and the White House finally agreed that the police, accompanied by FBI agents, would be allowed to observe while Nussbaum and other White House lawyers searched Foster's office.

This was more reasonable and less sinister than it sounds—Foster's office was crammed with sensitive information, most of it protected by executive privilege. But the negotiations delayed the search for a full day, and the cops and some Justice Department officials were angry at the way it was conducted. The investigators

were forced to sit in chairs around the periphery of the office while Nussbaum puffed through Foster's papers, sorting them in piles. Some were clearly personal; they went to Foster's family. Some were Bill and Hillary Clinton's private records; they went to the Clintons' outside legal counsel. And some, like a list of prospective nominees for the Supreme Court, were top-secret records of the Clinton presidency that were shielded by executive privilege. At one point, an FBI agent stood up from his chair. "I hope you're not trying to get a peek," said White House Associate Counsel Cliff Sloan.

Straight arrow: Somehow, they missed the only piece of evidence that suggests Foster was depressed—the shredded note that described his agony at the political snafu that, to Beltway veterans, is simply part of the job. Foster was a private man—a straight arrow who took great pride in his own rigorous ethical standards. But at the White House, he saw his old friends Bill and Hillary—and himself—subjected to criticism. One issue was the purge of the White House travel office, which made the Clinton crowd look like patronage hacks. Foster had seemed obsessed by it. Nussbaum, during his search, unloaded Foster's briefcase and turned it upside down. "It's empty," he said.

It wasn't. As NEWSWEEK sources tell it, Cliff Sloan called Nussbaum's attention to scraps of paper in the bottom of the briefcase—but only after the Park Police and the FBI had left. Mike Spafford, a lawyer for the Foster family, told investigators that Nussbaum brushed Sloan off. Nussbaum and Sloan say they don't recall the incident. It wasn't until four days later that another White House lawyer, Steven Newirth, discovered the shreds and assembled them into the note investigators now believe offers the clearest clue about Foster's state of mind. "I made mistakes from ignorance, inexperience and overwork," it read in part. "I did not knowingly violate any law or standard of conduct." Foster's wife says the note was probably her husband's draft for a statement on the travel-office flap—not

Whitewater. (NEWSWEEK has also reviewed a previously undisclosed handwritten notebook in which Foster painstakingly detailed his actions in the travel-office controversy.)

Foster's file on Whitewater, which was moved from his office to a closet in the White House residence after his death and kept there for three days, consists of 32 pages of documents. The papers are mostly routine—stock certificates, the Whitewater company's corporate charter and the financial records used to prepare an in-house report on Whitewater that was largely ignored by the press and public during the 1992 campaign. The file does include some

curious details, at least one of which could be embarrassing to the Clintons. There's a 1990 warning from the Clintons' accountant that says the company's books were a shambles. And there is a memo written by Foster suggesting that, ironically, he got involved in Whitewater only because Clinton financial adviser Jim Blair missed a crucial December 1992 meeting after Blair's plane couldn't land because of fog at the Little Rock airport. But there is no document, memo, note or scrap of paper suggesting that Foster, the Clintons or anyone else was orchestrating a cover-up.

The White House is now in the impos-

ible position of trying to prove a negative. Nussbaum, Thomasson and Williams cannot demonstrate that Foster's papers did not contain an incriminating memo, they can only say they never saw one. The Senate hearings, meanwhile, will show that Nussbaum, Watkins, Thomasson and other aides quite plainly bungled the investigation of Foster's death. All suicides leave a mess behind, but this mess, with its implications for the 1996 campaign, is larger than most. The sad part, for those who know Foster, is that his private tragedy has now become a very public embarrassment for his friends.

BY TOM MORGENTHAU in New York

Don Nixon's Strange Trip in Castro's Cuba

DONALD NIXON FONDLY remembers the carefree days of his youth, when backstage keys to Disneyland obtained through "Uncle Dick" enabled him to entertain his girlfriends at night in the Magic Kingdom's tunnels. The same connections served him as a fledgling businessman. In his early 20s, he was given a job in Geneva with the highest-flying financier of Richard Nixon's presidency: Robert Vesco, who later skipped to Cuba just ahead of a huge federal fraud indictment—and charges he contributed illegally to Nixon's '72 campaign. Little wonder, then, that there's a whiff of the fantastic about Don Nixon's latest caper, which climaxed with a month of house arrest in Havana. Nixon was caught up in Vesco's sudden arrest by Cuban authorities on May 31, but he told NEWSWEEK the only reason he was there was to develop a drug that the U.S. medical establishment dismisses as snake oil. Nixon says it boosts the immune system against everything from AIDS to psoriasis and "is going to change the economic and social structure of the world."

The full story of Vesco's 12-year exile in Cuba remains a mystery. Early speculation that Castro would offer Vesco up to hasten the Clinton administration's modest relaxation of U.S. trade sanctions

proved premature. Nixon's account, however, offers a glimpse into how life under one of the world's last communist dictators can resemble a carnival funhouse. A key to the recent Vesco mystery, Nixon suggests, is a struggle for control of the "miracle" drug Trioxidal.

Cuba watchers think Ves-

co set out to make his nation a world power in biotechnology. Along with production of interferon and vaccines, the Cubans produce a drug called PPG that's urged on tourists as an anti-cholesterol agent that also stimulates sexual potency. Nixon says he turned to Cuba—and to Vesco—three years ago, after being rebuffed

country wired," says Nixon.

The deal was pressed politically, according to Nixon. He says the Cuban drug company developing Trioxidal is directed by Castro's nephew. And Cuba was to manufacture the new drug in return for all the Trioxidal the Cuban people needed. But two weeks after the lab finally mass-produced pure samples, Nixon says, Cuban counterintelligence agents stormed into the house where

he was staying with Vesco and took the fugitive financier away. Nixon was held in a seedy hotel and subjected to a series of 22-hour interrogations until he signed a statement acknowledging he had bottled, labeled and distributed Trioxidal from Vesco's home, he says. He claims he's positive the Cubans double-crossed him and Vesco because they got greedy. (As for the possibility Nixon himself was breaking the U.S. embargo on trade with Cuba, the Feds say only they are "checking into it.") For his part, Nixon is unapologetic. Acknowledging a reporter's skepticism, he furrows his eyebrows, thrusts out his hands in a double peace sign and exclaims: "I am not a crook." And smiles.

DANIEL GLICK in SEME AND with Bureau reports



A fantastic tale: Don Nixon, the ex-president's nephew, after being released from Havana last week, and Robert Vesco, on the lam in 1974

co's troubles are a lot more complicated than that, but it is true that Cuba is the perfect place for anyone peddling a medical miracle. For decades, Castro has been obsessed with wonder drugs. And in the early 1980s, Castro

by U.S. drug companies in his efforts to test a compound derived from the citromella plant that allegedly helped his wife recover from cancer. Nixon claims Vesco arranged to make Trioxidal in Cuba for clinical trials. "He had the whole

on is unapologetic. Acknowledging a reporter's skepticism, he furrows his eyebrows, thrusts out his hands in a double peace sign and exclaims: "I am not a crook." And smiles.

DANIEL GLICK in SEME AND with Bureau reports

THE WHITE HOUSE
WASHINGTON

08163

July 19, 1995

BY HAND DELIVERY

Mr. Phil Larsen, Chief Investigator
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

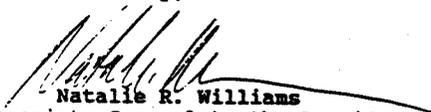
Dear Mr. Larsen:

In response to Chairman Clinger's request dated July 13, 1995, we are providing the Committee with a copy of the documents in Vincent Foster's Travel Office file that were reviewed by the press (CGE 894-1041, 1045-96, 1106-1199, 1240).

These documents are being provided pursuant to our agreement that they not be copied by the Committee, but may be made available to Members or staff working on the Travel Office investigation. A copy of the documents is being provided to the Minority subject to the same conditions.

Best regards.

Sincerely,



Natalie R. Williams
Associate Counsel to the President

Enclosures

cc: Honorable Cardiss Collins
Kevin Sabo
Donald Goldberg

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of RepresentativesCOMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143
(202) 225-6074

July 20, 1995

Judge Abner Mikva
White House Counsel
The White House
Washington, D.C.

Dear Judge Mikva:

I am in receipt of the documents generally identified as the "Vince Foster Travel Office file." I request a written description detailing the chain of custody of these documents indicating the persons who may have had possession of these documents or copies thereof between July 1, 1993 to the present. In addition, I would like a listing by name and affiliation of every person whom the White House has provided access to these documents during the same time frame.

If you or your staff have any questions regarding this matter please contact Phil Larsen or Barbara Comstock at 225-5074.

Sincerely,


William F. Clinger, Jr.
Chairman

cc: Rep. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

July 25, 1995

Hon. William J. Clinger, Chairman
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Re: Vincent Foster's Travel Office File

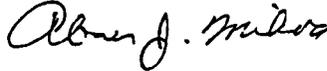
Dear Chairman Clinger:

I have received your letter dated July 20, 1995, and write in response to your questions concerning custody of and access to Vincent Foster's Travel Office file from July 1, 1993 to the present.

The actual documents in Mr. Foster's Travel Office file remained in the custody of the Counsel's Office from the time of his death on July 20, 1993 until they were provided to Independent Counsel Kenneth Starr. We have provided copies of documents from the file to the Office of Public Integrity of the Department of Justice and the Senate Special Committee to Investigate Whitewater Development Corporation and Related Matters in response to their document requests. In addition, beginning on July 6, 1995, interested members of the press have been allowed to review copies of documents from the file in our offices.

Best regards.

Sincerely,



Abner J. Mikva
Counsel to the President

cc: Hon. Cardiss Collins
Phil Larsen
Kevin Sabo
Don Goldberg

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

(202) 225-8074

July 26, 1995

Judge Abner Mikva
White House Counsel
The White House
Washington, D.C.

Dear Judge Mikva:

I am in receipt of your letter of July 25 faxed to my office on July 26, 1995 regarding my request for a written description detailing the chain of custody of the Vince Foster Travel Office file documents.

In my request I asked for the "chain of custody of these documents indicating the persons [not offices] who may have had possession of these documents or copies thereof between July 1, 1993 to the present." In addition, I requested a listing by name and affiliation of every person whom the White House has provided access to these documents during the same time frame. This request would include all staff who had access to these documents and on what dates and any outside counsel such as Mr. Kendall or Mr. Bennett who may have had access to these documents or copies thereof at any time. Your letter of July 25, 1995 is not responsive to this request.

Your response fails to identify the person or persons who found, had custody of and access to these files or copies thereof. Furthermore you have not provided the dates as to when each person and/or office found, had custody of and/or access to these files or copies thereof. Since I presume the White House Counsel's office has already provided detailed accounts of these documents to other investigative bodies, I request the same courtesy be provided this committee investigation immediately.

In addition, I request that my staff be provided access to the original copy of this file (if still in the possession of the Counsel's office) or if that is not available, an unredacted copy of Mr. Foster's Travel Office file. I appreciate receiving the copy of these documents you recently provided. Unfortunately, the copy quality of some of these pages was poor. Despite your cooperation in providing additional copies of specific pages, these copies also had certain sections which were not fully copied or otherwise unreadable. Further, I understand that Senate Counsel was provided access to unredacted copies of Mr. Foster's office files and again, would request the same courtesy in this matter.

The Honorable Abner Mikva
Page Two
July 26, 1995

As you know we still await production of documents due to this Committee on June 23, 1995, and trust that you will make every effort to further delay production of these documents. If you or your staff have any questions regarding this matter please contact Phil Larsen or Barbara Comstock at 225-5074.

Sincerely,


William F. Clinger, Sr.
Chairman

cc: Rep. Cardiss Collins

WILLIAM F. CLINGER, JR., PENNSYLVANIA
Chairman

SEBASTIANA GELMAN, NEW YORK
DAN BURTT, INDIANA
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

August 1, 1995

CARDIS COLLINS, ILLINOIS
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HENRY A. WAXMANN, CALIFORNIA
TOM LANTIERO, CALIFORNIA
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CHAS PATTON, PENNSYLVANIA
BILLY C. BRUBAKER, OREGON

BERNARD SANDERS, VERMONT
REPRESENTATIVE

MAJORITY - (202) 225-2324
MINORITY - (202) 225-2001

VIA FAX AND MAIL

Ms. Natalie Williams
White House Counsel's Office
The White House
Washington, D.C.

Dear Ms. Williams:

I am in receipt of your letter dated August 1, 1995.

As we have discussed, the investigative staff (five professional staff members), and Committee General Counsel will be the only staff to have access to the documents sought in the White House Travel Office matter. We understand you will be providing copies to minority investigative staff also. The Justice Department has already provided sensitive documents in this matter and I believe we have treated their requests for appropriate confidentiality in a responsible and professional manner without resorting to detailed, written agreements with unworkable pre-conditions that may unnecessarily limit the full investigative and oversight responsibilities of the Committee.

The majority investigative staff does have a safe in their office with access to that safe limited to the investigative staff. For those documents which the White House deems "highly confidential" (which we presume are a limited number of the larger volume of documents requested) we will keep these documents and one work copy (necessary for efficient review of the matter) in that safe. Appropriate confidentiality of all documents will be maintained in the course of the investigation in keeping with the desire of the Committee to bring out all of the facts in hearings held later this year. As I am sure you can understand, individual members of the Committee may wish to review various documents and our Committee rules provide them with the right to do so. Only investigative staff will transport these documents for review by Committee members or for use in depositions. These designated staff will promptly return the documents to the safe when the review is completed.

Ms. Natalie Williams
Page 2
August 1, 1995

Of course, documents which are now or subsequently become publicly available or to which public access is made available, may be copied and will no longer fall within the definition of this agreement. The Chairman may determine in his discretion which documents, if any, are "publicly available." Nothing set forth here should be construed as in any fashion waiving or diminishing the right and authority of the Chairman in his discretion to maintain, handle, store, disseminate or otherwise make use at any time of any document received by the Committee.

We believe the Committee has balanced competing concerns regarding sensitive documents appropriately in the past and will continue to do so. We hope we can move forward on a good faith, professional basis and would appreciate prompt receipt of documents requested almost two months ago and hope there will be no further delay.

Sincerely,



Phil Larsen
Chief Investigator

THE WHITE HOUSE
WASHINGTON

05658

August 2, 1995

Mr. Phil Larsen
Chief Investigator
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Mr. Larsen:

Under cover of this letter, we are providing documents relating to the White House Travel Office matter that are responsive to Chairman Clinger's request dated June 14, 1995 (CGE 1264-1460, 1469-1705). In addition, although the document does not pertain to the Travel Office, we are providing a copy of the "The White House Project" memorandum specifically requested in paragraph 3 of the Chairman's request (CGE 1461-68). A production log for this material is enclosed.

Two copies of the documents are being provided to both the Majority and the Minority subject to our agreement that no additional copies shall be made. We are designating documents Bates Numbered CGE 1305-1314, 1433-98 as "Highly Confidential." Accordingly, those documents shall be subject to the protocols set forth in your letter dated August 1, 1995, Jon Yarowsky's letter dated July 7, 1995, and my agreement with Ms. Comstock that prior to any change in those protocols or redesignation of any "Highly Confidential" document, the Committee and the White House will discuss any such change or redesignation. The August 1, 1995 letter does not modify the protocols set forth in the White House's letters to the Committee dated July 7, 1995 and July 19, 1995, for the treatment of less sensitive documents.

As Judge Mikva discussed with Chairman Clinger earlier today, we are not providing material responsive to paragraph 1 of the request. That request seeks material generated during the White House internal review reflecting the deliberative processes involved in a self-examination -- a process that should be encouraged and not chilled. However, we have and will continue to provide the Committee with non-privileged responsive material collected during the internal review process, so that the Committee may have access to the same material that was available to the White House for its internal review.

Paragraph 7 seeks a document that does not relate to the Travel Office matter. Mr. Castleton's memorandum relates solely to the transfer of documents from Vincent Foster's office and makes no reference to Travel Office documents. With respect to paragraph 8, Mr. Foster's work as Deputy White House Counsel is relevant to the Committee's investigation as it pertains to the Travel Office. His other duties have no bearing on that inquiry. Mr. Foster was involved in the Travel Office matter; we provided the Committee with his Travel Office documents on July 19, 1995.

Finally, enclosed are copies of additional SF-50s you requested (CGE 1262-63). These documents have been redacted in the manner agreed to previously, and the Committee's handling of them shall be governed by the agreement set forth in our July 7, 1995 letter. I have requested the remaining SF-50s from the National Personnel Records Center, and hope to be receiving those documents shortly. I did not, however, request Vincent Foster's records, since in our conversation on July 27, 1995, you stated you no longer needed additional SF-50s for Mr. Foster.

As discussed with Barbara Comstock, we will provide you shortly with any additional responsive material that we may identify. Please call if you have any questions.

Sincerely,



Natalie R. Williams
Associate Counsel to the President

Enclosures

cc: Barbara Comstock, Investigative Counsel
Kevin Sabo, General Counsel
Don Goldberg, Professional Staff Member

THE WHITE HOUSE
WASHINGTON

August 9, 1995

Mr. Phil Larsen
Chief Investigator
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Mr. Larsen:

Under cover of this letter, we are providing additional documents responsive to Chairman Clinger's request dated June 14, 1995 (CGE 1717-2085). A supplemental production log for this material is enclosed.

Two copies of the documents are being provided to both the Majority and the Minority subject to our agreement that no additional copies shall be made. We are designating documents Bates Numbered CGE 2055-67, CGE 2073 and CGE 2081 as "Highly Confidential." Accordingly, those documents shall be subject to the protocols set forth in your letter dated August 1, 1995, Jon Yarowsky's letter dated July 7, 1995, and my agreement with Ms. Comstock that prior to any change in those protocols or redesignation of any "Highly Confidential" document, the Committee and the White House will discuss any such change or redesignation.

I also have enclosed the remaining SF-50 forms you requested (CGE 1706-16, 68-72). These documents have been redacted in the manner agreed to previously, and the Committee's handling of them shall be governed by the agreement set forth in our July 7, 1995 letter.

As discussed with Ms. Comstock, we will provide

additional responsive material shortly.

Best regards.

Sincerely,

A handwritten signature in black ink, appearing to read "Natalie Williams", written over a horizontal line.

Natalie Williams
Associate Counsel to the President

Enclosures

cc: Hon. Cardiss Collins
Kevin Sabo
Don Goldberg

WILLIAM F. CLAYTON, JR. PENNSYLVANIA
Tennessee

BRUCE A. BELLAMY NEW YORK

DAVID BARTON MICHIGAN

J. BOBROW BARTYTT, ILLINOIS

CONSTANCE A. BODENLA MARYLAND

CHRISTOPHER BOVENS CONNECTICUT

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OL. SUTHERLAND, MISSISSIPPI

MARK E. ROSENBERG, INDIANA

WILLIAM J. HARTNETT NEW JERSEY

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MICHAEL PATRICK FLORIDA

CHARLES F. BASS NEW HAMPSHIRE

STEVE C. LUDWIGETTE, OHIO

MICHAEL "MARK" SANDERS, SOUTH CAROLINA

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-8143

August 17, 1995

CAROLINE COLLINS ILLINOIS
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DAVID BARTON CALIFORNIA
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MAURICE H. OWENS NEW YORK
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ELIZABETH HOLMES NORTH CAROLINA
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ORIN GREEN TEXAS
CAROL P. HESS, FLORIDA
FRANK MARAZITA PENNSYLVANIA
DANNA PATTON PENNSYLVANIA
BILL A. BRIDGEMAN OREGON

BERNARD SANDERS VERMONT
INDEPENDENT

MAJORITY—DEB 225-629
MINORITY—DEB 225-631

The Honorable Abner Mikva
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Mikva:

On August 10, 1995, the General Counsel and the Investigative Staff of the Committee on Government Reform and Oversight met with you and members of your staff. The purpose of the meeting was to develop procedural guidelines with respect to the production of documents requested by the Committee, and the process of interviewing individuals that would be followed during the Committee's investigation of the firing of the White House Travel Office (WHTO) employees and related matters. This letter memorializes our discussions and sets forth certain proposals that the Committee staff would recommend for adoption by the Chairman.

A. Scope of the Committee's Investigation:

At the conclusion of the August 10, 1995 meeting, you were provided with the Chairman's October 7, 1994 letter to then-Chairman Conyers, which outlined several specific areas of the WHTO matter which needed further review. This document outlines the scope of the Committee's investigation as of that time. Subsequently, we have added three additional areas of inquiry. These include, but are not limited to: (1) fact-finding to determine the role of the First Lady concerning events leading up to and including the dismissal of the WHTO employees; (2) assessment of the initial findings and conclusions of the various reviews conducted by the White House, the Department of Justice's Office of Professional Responsibility, the Federal Bureau of Investigation, and the General Accounting Office (GAO); and (3) the management of White House administrative operations by Assistant to the President, David Watkins and his Deputy Patsy Thomasson. As our investigation progresses we will provide your office with information concerning additional areas of fact-finding to enable you to search for all relevant documentation and make fully-informed representations concerning the President's position with respect to the documents requested.

The Honorable Abner Mikva
August 17, 1995
Page Two

B. White House Request for Notification of all Committee Interviews conducted in the Investigation:

The Committee's staff agreed to suspend contacts with current and former Executive Office of the President (EOP) employees for the purpose of setting up informal interviews until we provided your office with a proposal of the procedures the Committee would agree to follow when contacting these persons. The following procedures are recommended:

1. Committee staff will notify your office of the identity, date, time and place of all EOP employees that have agreed to be interviewed and have not objected to our making such notification. (As we discussed, the term "EOP Employee" will include persons detailed to the EOP and the other categories of individuals specified on pages 3 and 4 of the GAO Report entitled PERSONNEL PRACTICES: Schedule C and Other Details to the Executive Office of the President, (GAO/GGD-93-14, November 6, 1992), EOP volunteers and those persons specifically designated as Special Government Employees.)

2. In the event an "EOP employee" has retained private counsel, the Committee will extend the invitation to be interviewed to that counsel. The interviewee's counsel will be advised that the White House Counsel has requested that it be notified prior to the date of the interview. The Committee will view this as a matter between the White House Counsel and the interviewee's counsel and will not, therefore, notify the White House Counsel of our contact with the prospective interviewee.

3. The White House Counsel's Office will not receive notice when the Committee contacts a former "EOP employee" for the purpose of setting up an interview. In this instance, Committee staff believes that the matter of notifying the White House Counsel is the prerogative of the individual. However, Committee staff will inform the prospective interviewee, or his or her counsel, of the White House Counsel's request to be contacted by the prospective interviewee, but will explain that their compliance with your request is voluntary.

4. The Committee expects that it will be necessary to contact other government employees who work at the EOP complex in the fulfillment of the mission of another Federal agency (e.g., White House Communications Agency, United States Secret Service, General Services Administration, etc.). In such instances, and if the prospective interviewee approves, we will also contact the counsel of that agency. In those instances where we are permitted to contact the agency counsel, we will inform the agency counsel of your desire to receive notice however, we will explain that such contact is not mandated by the Committee. The Committee staff will not make specific notification to the White House Counsel.

The Honorable Abner Mikva
August 17, 1995
Page Three

5. Committee staff will also advise each individual of the general scope and nature of our interviews, that each interviewee may seek the advice of counsel and may be accompanied to the interview by their personal attorney. Committee staff will also inform all interviewees that they may notify any supervisory personnel as they deem appropriate. A copy of the Committee Rules will be provided to the interviewee upon request.

6. As have been the policy and practice in this investigation, minority counsel will be invited to attend all interviews as may be appropriate in accordance with the procedures agreed upon earlier.

C. White House Counsel Attendance at Informal Interviews:

1. Repeatedly, you have expressed your concern about executive privilege and your desire to have a representative of your office at all of the Committee's interviews of current and former "EOP employees". The Committee staff believes that since the actions of former and some current members of your office are the subject of the Committee's investigation, the presence of White House attorneys might have a chilling effect and may raise questions of potential conflicts of interest. The Committee will leave it to your discretion as to the propriety of White House attendance at these interviews. If your office wishes to attend, and the interviewee agrees, the Committee will allow a designated White House counsel to attend the interview. At the start of the interview, the interviewee will be informed that your presence is to protect the interests of the office of the President and not in the capacity of counsel for the interviewee.

2. White House counsel who attend Committee interviews must agree that all information acquired from these interviews will not be provided, shared or reviewed in any manner with any other person, except for discussions within the White House Counsel's Office in those instances when a claim of executive privilege has been made during an interview. White House counsel will not use information obtained during the interviews to brief or prepare other interviewees.

3. During the interview, White House counsel will not be permitted to question or raise objections pertaining to the scope of the Committee's investigation or the relevancy of the Committee's questions. All communications during an interview will be directed to the Committee staff. Interviewees will not be instructed in any manner.

4. All concerns of executive privilege will be directed to the Committee's investigative staff. Committee staff will stop all questioning into matters for which executive privilege has been claimed. White House counsel agrees to provide, in writing, a statement claiming executive privilege within five work days following the date of the interview in which the executive privilege claim was raised.

The Honorable Abner Mikva
August 17, 1995
Page Four

5. White House counsel will not be permitted to sit in on the interviews with any interviewee who has expressed an objection to White House counsel's presence or those who have requested confidentiality. In conformance the procedures set forth herein (C.1 through C.5), White House Counsel will be permitted to attend the interviews of those categories of interviewees described in B.1 through B.3 above, only if the interviewee (or his or her private counsel) has provided the Committee with written permission to that effect at least 24 hours prior to the scheduled interview.

D. Production of Documents requested by the Committee:

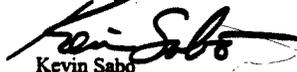
As discussed in our meeting, extraordinary delays in making executive privilege determinations and providing the Committee with the executive privilege log results in unacceptable and unnecessary delays to the Committee's work. To illustrate the seriousness of this problem, we note that we are still waiting to receive the executive privilege log for all documents you intend to withhold pursuant to the Committee's request of June 14, 1995.

Accordingly, we suggest that upon receipt of all future requests for documents, the White House Counsel will provide, within five working days, a privilege log identifying those requested documents for which it will claim executive privilege. All other documents will be provided to the Committee within 15 working days from the date of the Committee's request.

The Committee staff believes these proposed procedures represent the best possible way to conduct the Committee's investigation without resorting to hearings and subpoenas in order to obtain documents and individual interviews. We also believe these proposed procedures will give the Administration full opportunity to exercise its executive privilege and other concerns in a manner that will not delay or interfere with the Committee's statutory oversight responsibilities.

I appreciate your willingness to cooperate to resolve these issues and ask that you respond to this letter in writing not later than August 23, 1995.

Sincerely,



Kevin Sabo
General Counsel

cc: The Honorable William F. Clinger, Jr.
The Honorable Cardiss Collins

THE WHITE HOUSE
WASHINGTON

August 23, 1995

BY TELECOPY

Kevin Sabo, General Counsel
Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Kevin:

I am writing in response to your letter of August 17, 1995 to White House Counsel Abner Mikva. We appreciate the Committee's willingness reflected in your letter to work with us to find ways to accommodate the needs of both the Committee and the White House regarding witness interviews and document production in connection with the Committee's investigation of the White House Travel Office matter.

Our response to the Committee's proposals follows.

A. Scope of the Committee's Investigation

We found the clarification you have provided regarding the scope of the Committee's review helpful. After studying the Chairman's October 7, 1994 letter, I believe it may be useful for us to meet, perhaps sometime after Labor Day, to discuss whether there are ways we could assist the Committee in resolving lingering questions about at least some of the matters identified in the Chairman's letter.

B. White House Notification of Witness Interviews

We appreciate the Committee's agreement to suspend efforts to interview current and former EOP employees until we have resolved the procedures that the Committee will follow when contacting these persons. We will work to accomplish such a resolution expeditiously.

We accept the proposal described in Section B.1, regarding Committee interviews of current EOP employees, but would add that such notification would occur at least one week before an interview is scheduled to take place. This would permit time for any necessary review of privilege issues that might arise with respect to a particular interview and, hopefully, enable their resolution prior to the commencement of

Kevin Sabo, General Counsel
August 23, 1995
Page 2

the interview. Further, such notice would allow the interviewee an appropriate opportunity to seek the assistance of private counsel.

We do not see a basis for developing a different procedure for represented or former EOP employees. With respect to represented employees, the B.1 procedure could apply, except that the Committee would be communicating with the employee through counsel, rather than directly. Similarly, because the institutional interests are not extinguished when an employee terminates EOP service, we believe the B.1 procedure appropriately should apply to Committee requests to interview former EOP employees about the performance of their official duties.

Accordingly, we are proposing a much simpler notification process that appears to meet the concerns of the Committee and the White House: the Committee staff would simply ask all former and present EOP employees or their counsel if they object to the Committee notifying the White House of the scheduled interview. If no objection were made, the Committee would notify the White House of the interview at least one week in advance of its scheduled date.

The proposed procedure described in Section B.4 for contacting other government employees who work at the EOP is acceptable. Likewise, the proposal stated in Section B.5 is acceptable. However, rather than provide a copy of the Committee Rules upon request, we propose that the Committee provide -- or at least offer -- the Committee Rules to all interviewees as they may not know that such Rules are available.

The proposal stated in Section B.6, related to attendance at interviews by minority counsel is acceptable. We assume minority counsel will receive prompt notice of any scheduled interview.

C. White House Counsel Attendance at Interviews

We are in basic agreement with your proposal stated in Section C.1 regarding the presence of a White House lawyer at the interviews of current and former EOP employees. We believe our presence is required in order to protect the institutional interests of the Office of the President. See Representation of White House Employees, 1980 OLC LEXIS 84, *10-11, 4 Op. O.L.C. (Vol. B) 749, 753 (Aug. 27, 1980) ("legitimate governmental interests . . . arise whenever executive branch employees are called to testify before the Congress" and "[o]rdinarily, these interests are monitored by agency counsel"). As an accommodation to the Committee, however, we will agree to limit such attendance

Kevin Sabo, General Counsel
August 23, 1995
Page 3

to those interviews where the interviewee has not objected to our presence. Accordingly, we would expect to make plain to all former and current EOP employees who consent to our attendance that we are not representing their personal interests and that our role is solely to represent the institutional interests that inhere in their performance of official duties or knowledge of official matters.

We cannot agree to the limitations set forth in the first sentence of Section C.2 of your letter. The proposal appears to direct the types of communications White House lawyers would be permitted to have with one another and with our client. Apart from the separation of powers issues implicated by such a proposal, we ethically cannot enter into an agreement that prejudices our client's rights. With respect to the second sentence of Section C.2, we certainly can agree that we will not disclose improperly to others any information obtained during an interview.

With respect to Section C.3 of your letter, we agree to limit our objections to those regarding privileges and other protections, and to address questions regarding scope and relevancy outside the context of the interview. We believe that instructions to witnesses will be unnecessary as you have agreed to suspend questioning in areas where we raise privilege concerns.

As for the proposal stated in Section C.4, we believe we may be able to work out a more efficient process for resolving privilege issues. For example, perhaps prior to an interview the Committee could inform us in general terms of anticipated lines of questioning. This would enable us to identify potential privilege concerns that we can discuss with Committee staff in an effort to reach a mutually acceptable accommodation in advance of the interview. If, despite our best efforts to anticipate issues, specific interview questions raise other privilege issues, Committee staff would cease questioning in that area. As soon as possible, perhaps even during a break, we would undertake to resolve the issue with Committee staff. Such a process should minimize disruption of the interviews and maximize opportunities to accommodate the interests and needs of the White House and the Committee.

D. Document Production

The timetables set forth in Section D of your letter regarding the production of documents and privilege logs are reasonable goals; however, their feasibility in a particular case, of course, will depend upon the nature of the request. We

Kevin Sabo, General Counsel
August 23, 1995
Page 4

will attempt to meet these deadlines, and will inform the Committee promptly if it appears that we cannot.

Again, I believe that we can resolve these and other issues in a satisfactory and cooperative manner. As memorialized in correspondence dated August 2, 1995, Committee and White House staff were able to work out acceptable document protocols, and I am confident that we also will be able to resolve any other issues that may arise.

I look forward to hearing from you.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Hon. William F. Clinger
Hon. Cardiss Collins

WILLIAM F. CLINGER, JR. PENNSYLVANIA
Chairman

DEBRA LEE BISHOP NEW YORK

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ROBERT L. DUNCAN, JR. MISSISSIPPI

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

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BILL K. SWEETSER OREGON

EDWARD SANDERS VERMONT

REPRESENTATIVE

TELEPHONE—(202) 225-6841

TELETYPE—(202) 225-6841

August 24, 1995

By TELECOPY

The Honorable Abner Mikva
Counsel to the President
The White House
Washington, D.C. 20500

Dear Judge Mikva:

I am writing in response to the August 23, 1995 letter from the Special Counsel to the President, Jane C. Sherburne. Although we appreciate your willingness to accommodate the Committee's needs to interview witnesses and receive documents in connection with the White House Travel Office matter, the letter posed certain questions and contained misrepresentations that I believe should be corrected for the record.

Your August 23rd letter incorrectly recounts the Committee's explicit agreement made to you at the August 10, 1995, meeting. At that meeting we agreed to suspend setting up future EOP interviews until we provided your office with our proposal of the procedures that the full Committee investigative staff intends to follow when contacting these persons. See Committee's August 17, 1995 Letter to The Honorable Judge Mikva at 2. Your letter implies that the Committee agreed to suspend efforts to interview current and former EOP employees until "we have resolved" the procedures that this Committee has determined it will follow in contacting these persons. See August 23, 1995 Letter at 1. As we resolved at the August 10, 1995 meeting, the Committee simply cannot halt all interviews with EOP employees while you consider our proposals.

We appreciate your acceptance of our offer to notify the White House Counsel's office after we have set interviews with current EOP employees. However, the Committee cannot guarantee that we will be able to provide you with the one-week advance notice you requested. See August 23, 1995 Letter at 2. In recognition of your need for time to review executive privilege issues and to allow the interviewees time to seek private

counsel, we suggest that your office begin these reviews now and notify any current and former EOP employees having any involvement in the White House Travel Office matter. For your assistance, we have attached a preliminary list of all EOP personnel identified by our staff. Of course, this list likely will undergo revisions as the investigation progresses. If you decide it necessary to advise all potential interviewees to obtain private counsel, we suggest that you do so immediately to avoid any further delays.

We appreciate your concern for the White House's "institutional interests" when former and current EOP employees are interviewed. The Committee believes, however, that former EOP employees, or their counsel if retained, should be allowed to determine whether or not they wish to notify the White House of their interview. In an effort to accommodate your concerns, the Committee staff will notify all former EOP employees that the White House Counsel Office's wishes to be contacted concerning all pending interviews related to the White House Travel Office and that you recommend they obtain private counsel. It is ultimately the decision of the former employee to notify the White House of their interviews if they so desire.

The Committee agrees to your request that all interviewees receive a copy of the Committee rules. We will provide a copy of these rules prior to the start of each interview.

Your August 23, 1995, letter described several concerns involving White House counsel presence at our Committee's informal interviews. These concerns focused on our request that any White House counsel present agree not to "provide, share, or review in any manner with any other person except for discussions within the White House Counsel's Office in those instances when a claim of executive privilege has been made." Committee's Letter of August 17, 1995 at 3. In that letter, you indicated that White House presence at these interviews, absent the ability to discuss the substance of the interviews, might violate certain separation of powers principles and ethical obligations to divulge information gleaned from these interviews to your "client" the President. Of course, you would not be presented with any separation of powers or representational conflicts if the White House did not attend informal congressional interviews. Moreover, we are not aware of any other "protections" available to the White House beyond executive privilege. See August 23, 1995 Letter at 3.

We are sure that you appreciate our need to conduct this Committee's investigation in a manner that allows your staff as well as other EOP employees to provide first-hand information rather than confuse personal knowledge with information received from discussions of previous interviews. Thus, the Committee must ask any White House counsel attending our informal

interviews to agree not to divulge any information other than that which an executive privilege has been claimed. Once you have made a determination whether ethical or separation of powers concerns precludes your attendance at these interviews, we would appreciate notice of your intent to attend as soon as possible.

Finally, the Committee is concerned with your response to the Committee's need to limit White House objections to those of executive privilege and to have those objections directed to Committee staff rather than to the witness. Your August 23, 1995, letter suggests that White House counsel in attendance at the Committee's interviews would "address questions regarding scope and relevancy" of our questions to the interviewees. Of course, the Committee staff will abide by any interviewee's (or personal counsel's) decision not to answer questions involving particular areas of inquiry. It is important, however, that the White House not place itself in the position of a judge as to the scope or relevance of a congressional investigation, particularly when that investigation involves the actions of White House employees, including the White House Counsel's office. Similarly, the Committee believes that your request to receive notice "of anticipated lines of questioning" prior to the interviews of your employees is untenable. See August 23, 1995 Letter at 3. We do not believe that additional meeting on our interview procedures or the scope of our investigation would be helpful at this time.

Again, we hope to continue to conduct this investigation in a cooperative manner. We look forward to the receipt, as soon as possible, of the privilege logs of all documents currently withheld by the White House from production. We have been assured that Ms. Sherburne is completing the chain-of-custody letter for the Poster travel office files as well.

Sincerely,



Kevin Sabo
General Counsel

cc: The Honorable William F. Clinger, Jr.
The Honorable Cardiss Collins

Attachment

Committee on Government Reform & Oversight
The White House Travel Office Investigation
List of Likely Interviewees

Barney Brasseur
Bill Burton
Lisa Caputo
Clarissa Cerda
Catherine Cornelius
David Dreyer
John Dreylinger
Jeff Eller
Neil Eggleston
Rahn Emmanuel
Donna Ferrantello
Brian Foucart
Mark Gearan
David Gergan
Terry Good
Deborah Gorham
Janet Greene
Jurg Hochuli
Dwight Holton
Tom Hufford
Andy Kalnins
Bill Kennedy
Joel Klein
Reta Lewis
Bruce Lindsey
Craig Livingstone
Jim McDonald
Mack McLarty
John McSweeney
Ralph T. Maughan
Cheryl Mills
Matt Moore
Dee Dee Myers
Roy Neel
Steve Neuwirth
Bernie Nussbaum
Beth Nolan
Jennifer O'Connor
Andre Oliver
Bruce Overton
John Podesta
Ricki Seidman
Cliff Sloan
George Stephanopoulos
Todd Stern
Frank Stidham
Patsy Thomasson
Linda Tripp
David Watkins
Maggie Williams
Gary Wright

THE WHITE HOUSE
WASHINGTON

August 25, 1995

Mr. Phil Larsen, Chief Investigator
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Mr. Larsen:

In its June 14, 1995 request, the Committee has requested all electronic mail "regarding the White House Travel Office Management Review" and "any requests to or from the Justice Department, FBI, Treasury Department, [and the] IRS regarding the White House Travel Office firings." We have no objection to providing the Committee with printed copies of electronic mail. (To date, we have not found any hard copies of electronic mail that are responsive to the Committee's request.)

As we have discussed, retrieval of electronic mail where no printed copy exists is a much more complicated matter. Earlier I forwarded for your review a memorandum describing the retrieval process. For security reasons, please return this memorandum to me, without making additional copies, after you have had a chance to review it.

The memorandum describes the process to retrieve a week of electronic mail. Nearly all this process must be repeated for each week of electronic mail data to be restored, making the retrieval process both expensive and time-consuming. By way of example, we recently retrieved electronic mail for 28 individuals for days stretching over a two-week period. This required about 4 1/2 days of round-the-clock work of up to eight technicians using offsite equipment with more than four times the capacity of that in-house. This effort cost over \$23,000, in actual expenses and diverted resources, and would not have been possible in that time period absent the use of such powerful equipment. That equipment may not be available for such use in the future. Using our more limited internal capacity, the process would have been significantly slower.

As I explained, specific search parameters are required before we can assess the feasibility of retrieving electronic mail data from the back-up tapes. First, the Committee would have to identify a specific time period to be searched because the data is stored on weekly back-up tapes. Given the time and expense involved in retrieving such data, it would not be feasible to search electronic mail records covering more than a

narrow time period. Our staff has estimated that if done internally, retrieving the electronic mail records of 20-30 individuals would require approximately three days of full-time work of up to eight technicians for each week of electronic mail restored, not including the 24-hour system preparation time. Other work and system demands as well as competing requests for electronic mail might alter these estimates. The costs associated with such an undertaking, in terms of actual expenses and diverted resources, are substantial and would be multiplied for each week of electronic mail data retrieved.

Second, the Committee should identify individuals whose electronic mail records should be searched. A rather crude word or term search, requiring separate iterations for each term identified, can be performed for the electronic mail records of specified individuals. A more global search by individual is preferable, since a term search would miss documents of interest to the Committee if the identified terms did not appear in a relevant document. Moreover, a term search that is not limited to the records of specific individuals would require approximately two weeks of full-time effort of up to eight technicians just to restore the more than 20,000 electronic mail messages sent each week; additional time would be required to complete the retrieval process for each week of electronic mail data sought.

Please call me with any questions. Once you have identified search parameters, we can provide an estimate of the time and cost required to retrieve the requested data. As I have mentioned, current demands for electronic mail retrieval from a host of congressional and other investigative bodies on a wide variety of subjects involving numerous individuals necessarily will be a factor affecting the feasibility of such an effort.

Best regards.

Sincerely,



Natalie Williams

THE WHITE HOUSE
WASHINGTON

August 25, 1995

BY TELECOPY

Ms. Barbara Comstock, Investigative Counsel
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Ms. Comstock:

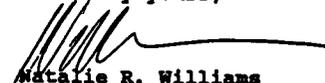
You have asked for an opportunity to review redacted portions of Vince Foster's Travel Office notebook and certain other documents found along with the notebook that we did not provide to the Committee because the material is unrelated to the Travel Office matter (CGE 1200-11a, 1042-43). We are happy to make this material available for your review with the understanding that you will take notes only for mnemonic purposes (and not verbatim) and that the Committee will not assert, on the basis of such review, that the White House has waived any applicable privileges or protections.

For your further information, certain other documents found along with the notebook concerned matters entirely unrelated to the Travel Office on subjects such as vetting, Executive Orders and staffing decisions. These documents account for the remaining gaps in the Bates numbers of the Foster Travel Office documents we provided to the Committee (CGE 1044, 1097-1105, 1212-1239).

I look forward to seeing you today at 5:00 p.m.

Best regards.

Sincerely yours,



Natalie R. Williams
Associate Counsel to the President

LEAHY BENDER, JR., PENNSYLVANIA
LAWRENCE

BE HARRIS A. SALMAN NEW YORK
DICK BARTON INDIANA
J. DENNIS WALTERS ILLINOIS
CONSTANCE A. SORRELLA MASSACHUSETTS
CAMPION R. BUNYAS CONNECTICUT
STEVEN SCHIFF NEW MEXICO
LEAHY BENDER, JR. PENNSYLVANIA
WILLIAM H. ZELFF, JR. NEW HAMPSHIRE
JOHN W. MURPHY NEW YORK
STEPHEN HORN CALIFORNIA
JOHN J. MICA FLORIDA
PETER BLUNT CARROLL IOWA
NICHOLAS M. BAILEY VIRGINIA
DAVID W. BONIOR INDIANA
JOHN D. WELLS MISSISSIPPI
RANDY TATE MISSOURI
DICK CHAFFETZ WISCONSIN
GIL DUTCHESNEAU CONNECTICUT
MARK E. BOWLER INDIANA
WILLIAM J. MARTINI NEW JERSEY
JOE SCARBOROUGH FLORIDA
JOHN SHAWNEE ARIZONA
MICHAEL PATRICK FLANNAGAN ILLINOIS
CHARLES F. BASS NEW HAMPSHIRE
STEVE C. LITVINOFF OHIO
MARSHALL "MARK" SANDFORD SOUTH CAROLINA
ROBERT L. DUNLAP, JR. MARYLAND

ONE HUNDRED FOURTH CONGRESS
Congress of the United States
House of Representatives
COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

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OF THE TAYLOR MISSISSIPPI
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MILK A. SHREVE, OHIO

REPHASED BARRON, VERMONT
INDEPENDENT

MAJORITY—(201) 225-1074
MINORITY—(202) 225-6211

August 25, 1995

Ms. Natalie Williams
Associate Counsel to the President
The White House
Washington, D.C. 20500

Dear Ms. Williams:

Pursuant to our recent telephone conversations, I have agreed to modify the Chairman's request of June 14, 1995 regarding E-mail messages sent and received by staff of the Executive Office of the President regarding the White House Travel Office. The modified request follows, but before getting to that I would like to make an observation and a suggestion.

As I stated to you, I do not understand why this matter was not addressed at our meeting of August 10, 1995. It is clear that the White House was then aware there were difficulties in complying with our request. It is unfortunate that we have this problem some two months after our original request.

As I understand the EOP E-mail system a user may save messages by (1) not deleting them from their "mailbox" or (2) saving the message to another file. Perhaps the easiest way to comply with our request would be to search the computers of the individuals identified in Kevin Sabo's letter to Judge Mikva of August 24, 1995. I suggest you examine the feasibility of this process and let me know the results. If this approach is not feasible, our request, as modified, would be as follows.

- 1. The period of time to be covered is January 20, 1993 through August 31, 1993.

Ms. Natalie Williams
 August 25, 1995
 Page Two

2. The subject matters or key words and phrases of the E-mails to be located and produced are White House Travel Office, travel office, KPMG Peat Marwick (or any derivative thereof, eg. Peat Marwick, Peat, etc.), audit or auditors (with reference to the KPMG Peat Marwick review), General Accounting Office (GAO), Office of Professional Responsibility (Department of Justice), World Wide Travel, Air Advantage, Ultra Air, Billy Dale, Gary Wright, Barney Brasseux, John Drylinger, John McSweeney, Ralph "Moe" Maughan, Gary Wright, Harry Thomason, Darnell Martens, Penny Sample, Nancy Kingsbury, Tom Carl, Richard Wade, or Larry Herman.

3. The search should include E-mails sent to or received by the following individuals:

| | | |
|---------------------|-------------------|-----------------|
| Clarissa Cerda | Craig Livingstone | Matt Moore |
| Catherine Cornelius | Jennifer O'Connor | Andre Oliver |
| Jeff Eller | Ricki Seidman | Cliff Sloan |
| Neil Eggeston | Harry Thomason | Patsy Thomasson |
| Brian Foucart | David Watkins | Terry Good |
| Deborah Gorham | Janet Greene | Tom Hufford |
| Andy Kalnins | William Kennedy | Rita Lewis |
| David Levy | Steve Neuwirth | John Podesta |
| Todd Stern | Linda Tripp | |

Sincerely,



Phillip D. Larsen
 Chief Investigator

THE WHITE HOUSE
WASHINGTON

August 28, 1995

BY HAND

Barbara Comstock
Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

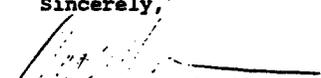
Dear Ms. Comstock:

Under cover of this letter, we are providing additional documents responsive to Chairman Clinger's request dated June 14, 1995 (CGE 2086-2105). Pursuant to paragraph 8 of the June 14 request, which you clarified during our August 10, 1995 meeting, we are also providing material indicating that Mr. Foster had Travel Office related documents in his office (CGE 2106-2144). supplemental production log is enclosed.

Two copies of the documents are being provided to both the Majority and the Minority subject to our agreement that no additional copies shall be made. We are designating documents Bates Numbered CGE 2086-2144 as "Highly Confidential." Accordingly, those documents shall be subject to the protocols set forth in your letter dated August 1, 1995, Jon Yarowsky's letter dated July 7, 1995, and my agreement with Ms. Comstock that prior to any change in those protocols or redesignation of any "Highly Confidential" document, the Committee and the White House will discuss any such change or redesignation.

Best regards.

Sincerely,


Natalie R. Williams
Associate Counsel to the President

Enclosures

on
11/11

RECEIVED

THE WHITE HOUSE
WASHINGTON

AUG 31 1995

HOUSE COMMITTEE ON
GOVERNMENT REFORM AND OVERSIGHT

August 30, 1995

Hon. William F. Clinger, Chairman
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Re: Custody of Mr. Foster's Travel Office Documents

Dear Chairman Clinger:

I have received your letter dated July 26, 1995, requesting additional information regarding Travel Office documents of Mr. Foster.

At the outset, I should clarify that the documents we have loosely described as Mr. Foster's Travel Office "file" were not in a discrete file when they were found. Rather, they apparently constitute the contents of Mr. Foster's briefcase, most of which pertained to the Travel Office matter. A few documents among this material are unrelated to the Travel Office (CGE 1044, 1097-1105, 1212-1239). Barbara Comstock of your staff has reviewed these documents except for those that relate to vetting, Executive Orders, and staffing and appointment decisions (CGE 1200-11a, 1042-43). Ms. Comstock also reviewed the redacted portions of Mr. Foster's Travel Office notebook.

You have asked for a description of the chain of custody of these Foster Travel Office documents from July 1, 1993 to the present. The documents were located in Mr. Foster's briefcase on July 22, 1993 by Mr. Nussbaum who removed them in the presence of investigators and, after generally describing them, placed them on Mr. Foster's desk. We have no knowledge of how or where Mr. Foster maintained this material prior to this date.

Thereafter, Mr. Nussbaum retained the documents himself and kept them in his office. Either at some point prior to or around the time of Mr. Nussbaum's departure from the White House in March 1994, the Foster Travel Office documents were moved to a file cabinet in the secretarial suite associated with the Counsel's Office.

Hon. William F. Clinger, Chairman
 August 30, 1995
 Page 2

As far as we have been able to determine, the documents remained in the secretarial suite until July 1994, shortly after Independent Counsel Fiske released his report that attributed Mr. Foster's suicide in large part to his concerns over the Travel Office matter. At that time, then-White House Counsel Lloyd Cutler reviewed the file with members of the staff and placed it in a safe in his office. The documents remained in the safe until April 1995, when they were removed and reviewed to be numbered and copied for production to Independent Counsel Starr on April 5, 1995.

As far as we have been able to determine, after July 22, 1993, and prior to their production to Mr. Starr, Mr. Foster's Travel Office documents were reviewed by the following:

| | |
|---|-----------|
| Lloyd N. Cutler Special Counsel | July 1994 |
| Joel Klein Deputy Counsel | July 1994 |
| John Podesta Staff Secretary | July 1994 |
| Jane Sherburne Special Counsel | July 1994 |
| Sheila Cheston Special Associate Counsel | July 1994 |
| Neil Eggleston Associate Counsel | May 1994 |

As I indicated earlier, we have made the Travel Office documents available for review by interested members of the press since July 6, 1995. Finally, neither Mr. Bennett nor Mr. Kendall have reviewed Mr. Foster's Travel Office documents. However, if a lawyer representing a present or former White House official asks for an opportunity to review this material, we will make it available under the same conditions we have made it available for review by members of the press.

Hon. William F. Clinger, Chairman
August 30, 1995
Page 3

If you have further questions about these matters,
please contact me or Jane Sharburne.

Best regards.

Sincerely,



Abner J. Mikva
Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

September 1, 1995

BY TELECOPY

Ms. Barbara J. Comstock, Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

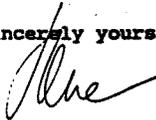
Dear Barbara:

In our letter to Chairman Clinger of July 25, 1995, we indicated that the White House had provided documents from the Foster Travel Office file to the Public Integrity Section of the Department of Justice. Yesterday, you asked for additional information regarding this production.

In response to a request, the White House provided the Public Integrity Section with the portions of Mr. Foster's Travel Office file that relate to Harry Thomason and Darnell Martens. Subsequently, the White House provided Public Integrity with the Foster Travel Office material we were permitting the press to review.

If you have further questions about material made available by the White House to Public Integrity, we urge you to direct them to the Department of Justice. Please let me know if I can be of further help.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg, Professional Staff Member

THE WHITE HOUSE
WASHINGTON

September 1, 1995

BY TELECOPY

Kevin Sabo, General Counsel
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Kevin:

Thank you for your letter of August 24, 1995. It, and subsequent conversations with Barbara Bracher, suggest we are close to reaching accord on how to proceed with Committee interviews of present and former White House officials in connection with the Travel Office matter.

With respect to White House notification of witness interviews, we believe the Committee has arrived at a process that satisfies our concerns. That process would have four components:

1. The Committee would notify the White House of the identity, interview date, time and place of all unrepresented EOP employees who have agreed to be interviewed and have not objected to such notification.
2. With respect to represented EOP employees, the Committee would advise their counsel that the White House has requested notification prior to the date of the interview, leaving such notification up to the interviewee's counsel.
3. Similarly, the Committee would inform former EOP employees (whether or not represented) that the White House would like to be notified in advance of the interview.
4. With your August 24 letter, you provided a list of present and former EOP staff that the Committee may interview. Barbara indicated that this list is likely to change and agreed to let us know as it does.

Regarding the presence of White House lawyers at Committee interviews. After further discussions with Barbara, I understand that you are principally concerned that White House lawyers would use information obtained from sitting in on an interview to prepare others who are being interviewed later by

Kevin Sabo, General Counsel
September 1, 1995
Page 2

the Committee. We are prepared to represent to you that we will not do so, and that we will keep confidential any information we obtain as a result of our presence at an interview so that it is not accessible by others for use in preparing future interviews. Please let me know if such a representation will satisfy your concerns.

Finally, I believe we are in agreement with respect to your request that we do not raise scope and relevancy objections in the course of an interview. To the extent privilege concerns are raised at the interview, we understand from your earlier correspondence that you would expect to suspend questioning in that area. As we indicated earlier, we believe we should be able to resolve privilege issues on a case-by-case basis outside the interview.

I look forward to hearing from you.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg, Professional Staff Member

THE WHITE HOUSE
WASHINGTON

September 5, 1995

BY HAND DELIVERY

Barbara Comstock
Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

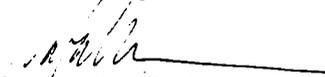
Dear Ms. Comstock:

As discussed during our August 10, 1995 meeting, there are certain documents responsive to the Committee's request that are subject to claims of privilege. I have enclosed a log identifying such documents. We will be happy to consider particularized requests for documents identified on the log if, in the course of the Committee's investigation, the Committee identifies a need to review specific documents.

We request that you treat the log, which has been numbered CGE 002145 to CGE 002159 as a "Highly Confidential" document in accordance with the protocols set forth in my August 9, 1995 letter to Mr. Larsen.

Best regards.

Sincerely,



Natalie Williams
Associate Counsel to the President

Enclosure

cc: Donald F. Goldberg
Professional Staff Member

WILLIAM F. CLARKE, JR., PENNSYLVANIA
CHAIRMAN

CAROLINE COLLINS ELKINDS
RANKING MEMBER

ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

(202) 225-5074

September 6, 1995

By Telefax and Mail

The Honorable Abner Mikva
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Judge Mikva,

We received the September 5, 1995, White House privilege log itemizing the travel office documents being withheld from production to the Committee. This privilege log identifies approximately 907 pages of documents withheld under the doctrine of executive privilege. Let me say at the outset, that I am extremely disappointed with the exhaustive amount of documents that are being withheld from production to the Committee for its investigation. At the time of the firings of the White House Travel Office, the President expressed his desire to fully cooperate with any investigations into this matter. The extent of documents being withheld will seriously impair the ability of this Committee to conduct a full and complete investigation of the matter. I hope that the President will reconsider the invocation of his privilege and allow the Committee to have access to these documents.

In order to fully evaluate the information in the September 5, 1995 log, please identify the current White House guidelines and established procedures under which the White House is asserting executive privilege. It is my understanding that the White House has adopted and continues to follow Executive Order No. 12356 for all claims of executive privilege. Accordingly, I assume that the invocations of executive privilege in this privilege log are being made with the specific approval of the President and under your authority as Counsel to the President.

The privilege log fails to specify certain names of authors of documents withheld from production. Please provide the names of all authors, including the identity of the author of any handwritten or typed notations, listed in the privilege log.

The Honorable Abner Mikva
September 6, 1995
Page 2

We believe that the documents identified in the privilege log are not only relevant to allow a full investigation of this matter but are central to our ongoing investigation. For example, the withholding of the White House's interviews of more than 50 persons conducted within 4 weeks of the travel office firings, denies the Committee access to these individuals' most contemporaneous recollections of events. Similarly, the White House Counsel Office analysis of special government employee and conflict of interest issues regarding Harry Thomason has been a subject of our inquiry since the beginning of this investigation. Accordingly, we request production of all documents described in the September 5, 1995 privilege log.

I appreciate your immediate attention to this matter and I hope that we can continue to conduct this investigation in a cooperative manner.

Sincerely,



William F. Clinger, Jr.
Chairman

cc: The Honorable Cardiss Collins

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

(202) 225-6074

September 6, 1995

Ms. Jane C. Sherburne
Special Counsel to the President
The White House
Washington, D.C. 20500

Dear Jane:

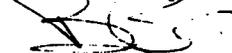
I am in receipt of your September 1, 1995 letter regarding additional information on the chain of custody of the Foster Travel Office file.

Your September 1, 1995 letter fails to identify when the initial request from the Public Integrity Section was made and when the White House responded, who was responsible for reviewing the documents at that time, and when they were turned over to the Department of Justice. I would appreciate your clarification and confirmation of this representation made in your initial request. Your letter also fails to clarify who reviewed the documents prior to the release of April 5, 1995 to Independent Counsel Ken Starr and any and all individuals who were provided access to or knew of the documents at any time prior to April 5, 1995.

In addition, your letter fails to note if the White House provided Public Integrity with the complete file last month unsolicited or if there was a request from the Department of Justice to do so. Also your letter fails to identify the date on which the complete file was provided to Public Integrity or others at the Department of Justice. We would appreciate this additional clarification as to all parties reviewing these documents and when they reviewed and/or received the documents.

Thank you for your assistance.

Sincerely,



Barbara K. Bracher
Chief Investigative Counsel

cc: Rep. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

RECEIVED

SEP 11 1995

September 8, 1995

HOUSE COMMITTEE ON
GOVERNMENT REFORM AND OVERSIGHTBY FACSIMILE AND MAIL

Honorable William F. Clinger, Chairman
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Chairman Clinger:

I have received your letter dated September 6, 1995 regarding our September 5, 1995 log of documents subject to claims of privilege. Let me be clear: the President has not invoked executive privilege. Before such an assertion, the Committee and the White House should engage in an effort to find an accommodation that satisfies the Committee's legitimate investigative needs without unduly compromising executive functions critical to this and future administrations. The log is the starting point -- not the conclusion -- of such an effort.

As you may recall, I called you in early August to tell you that our response to your document request would not include material that constituted the actual work product of the individuals who conducted the White House internal management review of the Travel Office matter. I explained that this material reflects internal deliberative processes of the Presidential advisors charged with examining White House operations and the conduct of White House officials. Their review was for the purpose of providing a basis for sound Presidential decision-making. The material created throughout the course of this review, which the Committee is seeking, is plainly the type of material subject to claims of executive privilege. At the conclusion of our conversation, we agreed to work together to find an appropriate way to provide the Committee with the material necessary to its investigation.

Thereafter, on August 10, 1995, I and members of my staff met with your staff to initiate such a process. At that meeting, your staff indicated, quite understandably, that it was difficult for the Committee to evaluate its need for the management review material without a more complete description of the documents. We agreed to provide a descriptive log that would form the basis of further discussions with the Committee about the Committee's interest in and need for this material.

Honorable William J. Clinger, Chairman
September 8, 1995
Page 2

In light of these conversations, your September 6 letter pretermits the process I thought we envisioned. The procedure we set in place on August 10 is consistent with the way this Administration -- and those preceding us -- have worked through such matters with the Congress. As described by then-Assistant Attorney General William F. Barr:

The process of accommodation requires that each Branch explain to the other why it believes its needs to be legitimate. Without such an explanation, it may be difficult or impossible to assess the needs of one Branch and relate them to those of the other. At the same time, requiring such an explanation imposes no great burden on either Branch. If either Branch has a reason for needing to obtain or withhold information, it should be able to express it.

Congressional Requests for Confidential Executive Branch Information, 13 Op. O.L.C. 185, June 19, 1989.

With all deference we think that simply saying you need privileged material is not sufficient. As noted by Attorney General William French Smith:

The accommodation required is not simply an exchange of concessions or a test of political strength. It is an obligation of each branch to make a principled effort to acknowledge, and if possible to meet, the legitimate needs of the other branch.

Opinion of the Attorney General for the President, Assertion of Executive Privilege in Response to a Congressional Subpoena, 5 Op. O.L.C. 27, 31 (1981) (Smith Opinion).

We are prepared to engage with you in such an effort. I look forward to meeting with you at your earliest convenience.

Sincerely,



Abner J. Mikva
Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

13146

September 12, 1995

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

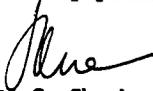
Dear Barbara:

At Barbara Comstock's request, we provided the Committee with an opportunity to review redacted portions of Vincent Foster's Travel Office notebook and certain other documents found along with the notebook that we did not provide to the Committee because the material is unrelated to the Travel Office matter. You requested that we provide the Committee with copies of certain of these documents. I am enclosing the documents you requested.

We request that you treat the enclosed documents, which have been numbered CGE 001200-1211a and CGE 000899a, as "Highly Confidential" documents in accordance with the protocols set forth in Ms. Williams's August 9, 1995 letter to Mr. Larsen.

Please feel free to call me if you have any questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

September 15, 1995

BY TELECOPY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

I have received your letter of September 6, 1995, requesting additional information about the Foster Travel Office file.

After the Public Integrity Section of the Justice Department began its investigation of matters related to the Travel Office in the summer of 1993, it made oral requests for documents reflecting the roles of, or related to services provided by, Harry Thomason and Darnell Martens. Public Integrity made its request with respect to Mr. Thomason in writing on September 30, 1993. Its request regarding Mr. Martens was made in writing on January 13, 1994. On March 14, 1994, Public Integrity made its first request for all documents relating to Harry Thomason and Darnell Martens.

Neil Eggleston, who was an Associate White House Counsel at the time, reviewed the Foster Travel Office file after learning of its existence in May 1994 to determine whether it was responsive to outstanding requests from the Independent Counsel. Thereafter, he reviewed the file to identify the portions responsive to the March 14, 1994 Public Integrity request. He provided the responsive material to Public Integrity on August 12, 1994. On July 28, 1995, Public Integrity made an oral request for the entire Foster Travel Office file. The White House provided the file to Public Integrity the same day.

Your letter states that we have "failed to clarify" who reviewed the Foster file prior to its release to the Independent Counsel in April 1995. We provided a response to this question in Judge Mikva's August 30, 1995 letter to Chairman Clinger (page two, second paragraph). We have learned that, in addition, Mr. Eggleston reviewed the file in July 1994 and that Associate Counsel Chris Cerf and then-Assistant Counsel Marvin Krislow reviewed the file in September 1994. We are unaware of anyone

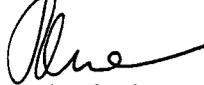
Barbara K. Bracher
Chief Investigative Counsel
September 15, 1995
Page 2

else who was "provided access" to this file prior to the review of the file in connection with its production to Mr. Starr in April 1995.

You also now ask that we "clarify" who "knew of the documents" at any time prior to April 5, 1995. We are unable to respond precisely. This file was removed from Mr. Foster's briefcase and disclosed to a room full of investigators and others on July 22, 1993. In addition, the White House provided notes of former Associate Counsel, Cliff Sloan, that reflected this disclosure, to the Senate Banking Committee during the summer of 1994. (The notes of Michael Spafford, a lawyer for the Foster family who was present on July 22, 1993, also reflect this disclosure of the Travel Office file.) After determining that the file was not responsive to any request made by the Independent Counsel, the White House never the less offered the file to Mr. Fiske on July 5, 1994, shortly after he released his report concluding that the Travel Office matter was a major cause of Mr. Foster's depression. These various disclosures make it impossible for us to identify for you in any useful way the universe of people who "knew of the documents" by April 5, 1995.

Please let me know if you have further questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

September 18, 1995

BY HAND DELIVERY

Barbara K. Bracher, Chief Investigative Counsel
House Committee on Government Reform & Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

As you are aware, we have been in discussions with Phil Larsen about the Committee's interest in obtaining electronic mail communications responsive to paragraphs 1 and 2 of Chairman Clinger's June 14, 1995 document request. In an August 25, 1995 letter to Natalie Williams, Mr. Larsen suggested that we examine the feasibility of searching the computers of certain individuals to determine whether they saved any electronic mail responsive to the Committee's request.

We determined that, while such a search was feasible for current employees, it would not capture electronic mail records of former employees. On September 6, 1995, in the absence of Mr. Larsen, Ms. Williams informed Barbara Comstock of this limitation. Ms. Comstock asked that we proceed with the search with respect to the current employees identified in the attachment to an August 24, 1995 letter from Kevin Sabo related to witness interviews. We proceeded according to Ms. Comstock's request. This search has not yielded any responsive records.

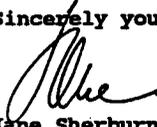
We need to discuss with you how to proceed from here. Mr. Larsen's August 25 letter proposes an alternative that makes the original request somewhat more manageable, but still would require the retrieval of over seven months of electronic mail records. We would like to review with you the technical and financial complexity involved in responding to this request and to determine whether there is a way to further tailor it so that we can provide the information you need in the most efficient and cost effective way possible.

Finally, with this letter we are transmitting documents responsive to paragraph 3 of the Committee's June 14, 1995 request related to the "White House Project" (CGE 2160-76, 2191-2222). In addition, in connection with paragraph 4, we are providing additional documents related to the activity of Mr. Martens at the White House (CGE 2223-82, 2333-38). Although

Barbara K. Bracher, Chief Investigative Counsel
September 18, 1995
Page 2

these records are unrelated to the Travel Office matter, you have indicated that the Committee's request was not intended to be so limited. Please note that there is additional privileged material related to this production that we are prepared to discuss at your convenience. We request that you treat these documents as "Highly Confidential", in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

Sincerely yours,



Jane Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg, Professional Staff Member

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

BENJAMIN A. GELMAN, NEW YORK
DAN BURTON, INDIANA
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MICHAEL PATRICK FLANNAGAN, ILLINOIS
CHARLES F. BASS, NEW HAMPSHIRE
STEVE C. LACROIX, OHIO
MARSHALL "MARK" BAMPFORD, SOUTH CAROLINA
ROBERT L. BYRICK, JR., MARYLAND

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-8143

September 18, 1995

CARRIE COLLINS, ILLINOIS
BARBARA MIKOVITZ, MISSOURI
HENRY A. HAGEDORN, CALIFORNIA
TOM LANTOS, CALIFORNIA
ROBERT W. SHIMM, JR., WEST VIRGINIA
MAGUIR H. SPENCER, NEW YORK
EDOUARD TOUSSAINT, NEW YORK
JOHN W. SPRATT, JR., SOUTH CAROLINA
LOUISE BERTON, MISSOURI
LOUISE BERTON, MISSOURI
GARY A. GOSSETT, CALIFORNIA
COLLIN C. PETERSON, MINNESOTA
DANIEL L. TORRES, MISSISSIPPI
CAROLYN B. MALONEY, NEW YORK
THOMAS H. BARNETT, MISSOURI
OSBE TAYLOR, MISSISSIPPI
BARBARA ROSE COLLINS, MISSISSIPPI
ELIZABETH HOLMES, MONTANA, DC
JAMES P. HEDDER, VIRGINIA
GENE SMITH, TEXAS
CARRIE P. HINDS, FLORIDA
FRANK BRUNO, PENNSYLVANIA
CHARRA PATTON, PENNSYLVANIA
BILL R. BRUNSTED, CALIFORNIA
BERNARD BARNETT, VERMONT
INDEPENDENT
MAJORITY—(205) 225-6000
MINORITY—(202) 225-6861

By Telefax and Mail

The Honorable Abner Mikva
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Judge Mikva,

The Committee on Government Reform and Oversight is continuing its investigation of the White House Travel Office matter. This investigation is conducted pursuant to the Committee's authority under House Rules X and XI of the House of Representatives.

As you know, our initial June 14, 1995 document request was a limited request for documents relating largely to the internal White House Management Review and Harry Thomason's activities at the White House. We are in receipt of approximately 400 pages of the 907 pages of documents previously withheld and trust we will soon be receiving the remaining documents as requested.

The following is an additional request for documents in the custody, control, or possession that relate to all matters relevant to this investigation. Your response should include, but is not limited to, the following:

Definitions and Instructions

(1) For the purposes of this request, the word "record" or "records" shall include but shall not be limited to any and all originals and identical copies of any item whether written, typed, printed, recorded, transcribed, punched, taped, filmed, graphically portrayed, video or audio taped, however produced or reproduced, and includes but is not limited to any writing, reproduction, transcription, photograph, or video or audio recording, produced or stored in any fashion, including any and all computer entries, memoranda, diaries, telephone logs, telephone message slips, tapes, notes, talking points, letters, journal entries, reports, studies, drawings, calendars, manuals,

telephone message slips, tapes, notes, talking points, letters, journal entries, reports, studies, drawings, calendars, manuals, press releases, opinions, documents, analyses, messages, summaries, bulletins, e-mail, disks, briefing materials and notes, cover sheets or routing cover sheets or any other machine readable material of any sort whether prepared by current or former employees, agents, consultants or by any non-employee without limitation. "Record" shall also include redacted and unredacted versions of the same record.

(2) For purposes of this request, "The White House Travel Office matter" refers to all events leading to the May 19, 1993 firings of the White House Travel Office; all actions taken both prior to and after the firings by the Federal Bureau of Investigation (including the actions taken by any field office personnel and any White House involvement in coordinating or sitting in on interviews) and the Department of Justice; all reviews of the firings conducted by any agency including, but not limited to the White House Management Review, the FBI Weldon Kennedy/I.C. Smith review, the FBI OPR review, the Justice Department OPR review, the General Accounting Office review, the proposed U.S. House of Representatives "Resolution of Inquiry" considered and voted on in the House Judiciary Committee in July 1993, and any other documents related to these matters; and all events relating to or describing the investigation and subsequent acts and activities of any kind by the White House, the Treasury Department, the IRS, the General Services Administration, the General Accounting Office, the Federal Bureau of Investigation and the Department of Justice up to the date of this letter.

(3) For purposes of this request, the terms "refer" or "relate" and "concerning" as to any given subject means anything that constitutes, contains, embodies, identifies, deals with, or is in any manner whatsoever pertinent to that subject, including but not limited to records concerning the preparation of other records.

(4) For purposes of this request "White House" refers to any and all White House Office employees; the First Lady and her office; consultants, whether paid or not paid; volunteers; and all employees of the executive branch assigned to, or working at the White House, regardless of designation describing their service at the White House.

DOCUMENTS REQUESTED

1. Any records related to the White House Travel Office matter or the White House Project from the following individuals and/or their offices: The First Lady, Maggie Williams, Lisa Caputo, Neel Lattimore, Isabelle Tapia, Mary Beck, Vince Foster, Deborah Gorham, Linda Tripp, Bill Kennedy, David

Watkins, Catherine Cornelius, Clarissa Cerda, Jeff Eller, Patsy Thomason, Ricki Seidman, Mark Gearan, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Brian Foucart, Janet Greene, Beth Nolan, Clifford Sloan, Mack McLarty, Bill Burton, David Dreyer, Anne Edwards, Rahm Emmanuel, David Leavey, Bruce Lindsey, Darnell Martens, Matt Moore, Dee Dee Myers, Lloyd Cutler, Jane Sherburne, Tom Hufford, Roy Neel, John Podesta, Rita Lewis, David Gergen, Craig Livingstone, Marjorie Tarmey, Bernard Nussbaum, Jennifer O'Connor, Penny Sample, Ricki Seidman, George Stephanopoulos, Frank Stidman, Harry Thomason, Lorraine Voles, Jeremy Gaines, Dale Helms, David Gergen, Joel Klein, Neil Eggleston, Steve Neuwirth, and Cheryl Mills, Jurg Hochuli, Andris Kalnins, Matt Moore, and Bruce Overton, Chris Cerf, Marvin Krislov, Harold Ickes and Mark Fabiani.

2. All records related to the General Accounting Office review of the White House Travel Office.
3. All records related to the Justice Department's Office of Professional Responsibility review of the White House Travel Office.
4. Any records related to American Express obtaining the White House Travel Office business including all records related to any contact with GSA or American Express up to the time of this letter relating to the original contract and subsequent renewals by the White House.
5. All records (and subsequent contacts) related to the Peat Marwick review of the White House Travel Office and any subsequent reviews such as that performed by Tichenor and Associates.
6. Any records related to any actions taken by the IRS regarding UltraAir and any other White House charter company, any of the fired seven travel office employees, or any other IRS matter related to the White House Travel Office.
7. All records related to the Treasury Inspector General's investigation of the IRS audit of UltraAir completed in March 1994.
8. Any records relating to efforts to provide "an independent source of financing" for allowing the White House to "increase the number of people" on staff at the White House including, but not limited to, any records relating to the discussion in Harry Thomason's memo entitled the "White House Project" regarding this effort, any references to volunteers paid by outside sources, and any records of efforts by David Watkins, Harold Ickes, Michael Berman or others working at the White House or working on behalf of

the White House on any such matter and any records regarding any institution such as the Brookings Institution or any other non-profit or outside group assisting with such a project and any efforts to use Presidential Inaugural Funds in a project such as this and any records of efforts to obtain OLC opinions on this matter.

9. Any records relating to or mentioning the finding of the note in Mr. Foster's briefcase following his death, any Travel Office records of Mr. Foster's and any records relating to the finding of or existence of or explanations of any files of Mr. Foster's relating to the White House Travel Office matter, Special Government Employees, issues of nepotism, the use of volunteers or any efforts to obtain Office of Legal Counsel opinions on any of these matters.
10. Any records relating to Mr. Thomason, Mr. Martens, Ms. Penny Sample, Ms. Betta Carney and Mr. Steve Davison and any other World Wide Travel employees or Air Advantage employees including, but not limited to, all records indicating what these individuals did while at the White House, any documents relating to issues arising out of any actions they took while at the White House, any personnel records, requests for passes or pass forms, requests for office space and any forms related to office space, phones or other equipment, and any records relating to any actions taken by these individuals regarding the White House Travel Office. (For Ms. Sample, this request would also include all trip files for trips she had any involvement with while at the White House.)
11. All videotapes produced by Mr. Thomason or any associates of his for the White House, the Bill Clinton for President Committee or the Clinton/Gore '92 Committee and all billings and financial statements relating to such work.
12. All calendars and phone records, message slips or phone logs for the following individuals from May 10, 1993 through August 1, 1993: Bill Kennedy, Vince Foster, Mack McLarty, Ricki Seidman, John Podesta, Brian Foucart, Bruce Lindsey, Matt Moore, Beth Nolan, Cliff Sloan, Bernard Nussbaum, David Watkins, Catherine Cornelius, Jennifer O'Connor, George Stephanopoulos, Harry Thomason, Darnell Martens, Dee Dee Myers, Clarissa Cerda, Jeff Eller, Patsy Thomasson, Mark Gearan, Harry Thomason, Maggie Williams and The First Lady.
13. The documents identified by Mr. Kendall on page three of his September 5, 1995 letter (cc to Jane Sherburne) responding to document requests to this Committee and any documents in the file in which these documents were found.
14. The Executive Order documents located in Mr. Foster's files

and/or briefcases if such documents in any way relate to any matters connected with transportation, travel, GSA, procurement, contracting, the White House Travel Office operations or The White House Project or any efforts to use an outside source of funding to assist the White House staff.

15. All records related to Harry Thomason and/or Darnell Martens pursuing contracts with GSA, all records related to ICAP, all records related to any Executive Orders connected with any changes in contracting or procuring or related to National Performance Review efforts.

Obviously some of these categories overlap but in the course of our investigation it has become apparent that there are individuals and offices involved in this matter that were not previously known to us and the method in which their records were kept is also unknown to us.

MANNER OF PRODUCTION

To the extent that White House personnel have gathered records from individuals and locations throughout the White House, please indicate where and from whom each of those records was obtained. We would also appreciate your continuing to use the production log of records you are providing so that the Committee and your office have a common list of records supplied by the White House.

The Committee's staff is available to meet with you and your staff to explain and expedite your response to this request and to answer any questions you may have regarding documents sought in each category and where and how they might be located. Should you decide to withhold any documents, please identify the document and provide the legal basis for it being withheld. In addition, please indicate any documents which you know existed but cannot be located or have been destroyed.

Receipt of these additional documents is requested by 5 p.m. Thursday, September 28, 1995 in Room 2157 of the Rayburn House Office Building. If there are particular documents that for some reason that might take additional time for production please contact my staff promptly to let them know of particular documents that may take additional time.

Sincerely,


William F. Clinger, Jr.
Chairman

The Honorable Abner Mikva
September 18, 1995
Page 2

responsive to Executive Branch sensitivities, the Committee's efforts, and our staff, have been met with delays, evasions, and frustrations. The frustrations expressed by Assistant Attorney General Shaheen of the Office of Professional Responsibility demonstrate that the White House has responded similarly to other investigations in the past.

It is important that you understand that while we will continue to respect you, the President, and the White House, we are resolute in our commitment to conduct a thorough investigation of this matter and we will not be prevented or delayed further in our efforts to do so. Indeed, the obstacles that have been placed before us, and the inferences that inevitably must be drawn from those impediments to our investigation, have only served to make the Committee more determined to proceed with and complete this investigation. We hope that you will now give us the "full cooperation" that President Clinton promised more than two years ago.

As you know, this Committee has been delegated by the House of Representatives with jurisdiction over all executive agencies and departments, including the Executive Office of the President. It is the chief investigative Committee of the House of Representatives. Our jurisdiction includes the economy and efficiency of operations and activities at all levels of government. See House Rules X(1)(g); X(2)(b)(2). In addition, the "the Committee on Government Reform and Oversight may at any time conduct investigations of any matter." House Rule X(4)(c)(2).

As you also know from your service in the legislature, Congress has the constitutional responsibility to enact all laws, to appropriate all funds for the operation of government, including the White House, and to oversee the execution of those laws and the expenditure of all appropriated funds. There can be no doubt whatsoever, as the Supreme Court repeatedly has affirmed, that Congress has the responsibility, indeed the duty, to the American public to investigate whenever there have been suggestions that power has been abused, appropriated funds have been misspent or wasted, or where existing laws need to be re-examined to prevent or to redress conduct that is inappropriate. Congress does not need to explain this function in order to perform it. It is constitutionally self-evident.

As the White House itself has conceded, the Travel Office incident involved highly questionable conduct by individuals in the White House, and by persons purportedly acting in concert with White House employees, "Special Government Employees" and

The Honorable Abner Mikva
September 18, 1995
Page 3

volunteers. The Federal Bureau of Investigation was brought into this incident, under highly questionable circumstances, by various individuals, including I might add, individuals employed in the White House Counsel's Office. The "need" for this investigation is clear, and even President Clinton has recognized it.

Production of Documents Withheld by the White House under Claim of Executive Privilege

As stated in the foregoing paragraphs, this Committee is committed to performing a thorough review of the Travel Office matter. We cannot properly assess the events leading up to the White House Travel Office firings or the actions taken by the White House as a result of or in conjunction with those firings unless we have access to all White House records concerning this matter.

As you know, our initial June 14, 1995 document request was a limited request for documents relating largely to the internal White House Management Review and Mr. Harry Thomason's activities at the White House. The Committee has now received approximately 400 pages of the 907 pages of documents previously withheld. But it has consumed over three months for these documents to be produced. Now that we have begun our examination of them, and in light of your representations at our initial meeting in June that you expected very few documents to be withheld, we are increasingly concerned with the amount and nature of the documents being withheld -- and we cannot understand the delays we have been forced to endure to date.

Throughout June and July, the Committee staff engaged in lengthy negotiations to obtain these documents and were given every indication that the Committee would receive full production once document protocols had been established. Unfortunately, the Committee's agreement to requested protocols, particularly the protocols that you have established for what you have described as "highly confidential" documents (a term that has never been fully defined and which appears to connote some sort of national security implications, for which these documents are not appropriate candidates), produced few substantive documents.

Your reliance on Department of Justice, Office of Legal Counsel and Attorney General opinions does not support any

The Honorable Abner Mikva
September 18, 1995
Page 4

further delays in producing the records we have requested. The Committee staff has made every effort over the past three months to "accommodate" your concerns through repeated discussions with your staff and the establishment of protocols in order to obtain these documents. The Department of Justice emphasizes in its opinions that in virtually all instances, Executive Branch documents must be produced in response to requests by properly authorized congressional inquiries. This is especially the case where documents relate to alleged Executive Branch wrongdoing. No national security interests are implicated here and the President has repeatedly denied any personal involvement in the Travel Office matter. Therefore, while Congress is not bound by opinions by Executive Branch lawyers, those opinions all require your cooperation with our requests.

The first White House document production under the agreed-upon protocols did not occur until August 2, 1995. Approximately ninety percent of that production consisted of public or previously produced documents. Since most of this production consisted of press releases and copies of public reports concerning the White House Travel Office matter, we are very disturbed by the delays in producing them.

The letter accompanying the August 2, 1995 production went on to declare that the White House had withheld certain categories of documents that you characterized as potentially privileged or believed by you to be beyond the scope of this Committee's investigation. Your most recent September 13, 1995 production raises serious doubts concerning the basis for those assertions.

The September 13, 1995 production of documents was limited to handwritten and typed notes of interviews conducted in connection with the White House internal management review of the White House Travel Office matter. This production omitted certain interviews and contained unexplained redactions. By no means were these documents properly subject to any valid claim of executive privilege and none were beyond the scope of our investigation. Therefore, we question the characterizations contained in the August 2, 1995 letter and we are left without any reasonable explanation for the delay in producing these latest documents.

We are particularly troubled by your resistance to producing documents relevant to Mr. Harry Thomason's work at the White House. Mr. Thomason's role has never been fully explored in any other investigation. We have previously explained at length why all of Harry Thomason's work at the White House is relevant,

The Honorable Abner Mikva
September 18, 1995
Page 5

inter alia, to whether or not he was a Special Government Employee. I presume that you are aware that President Clinton's counsel, Mr. Kendall, already has recognized that documents related to Harry Thomason and his "White House Project" are relevant and has begun to provide such documents. Accordingly, it is inconceivable to us that you would consider throwing a veil of executive privilege over Mr. Thomason's activities. Furthermore, since Mr. Thomason has never even been labelled, at least as far as we know, a government official, any executive privilege claim for his activities is unacceptable on its face.

For all the foregoing reasons, the Committee insists that all remaining withheld documents from the June 14, 1995 production be produced to the Committee offices by the close of business on Wednesday, September 20, 1995. We will assume that any documents not produced by then have been determined by President Clinton to be subject to a claim of executive privilege. Please notify us, as to each document not produced, if a privilege claim is based other than on a decision made personally by the President and, if so, whether President Clinton has decided to abandon the November, 4, 1982 policy concerning presidential invocations of executive privilege.

Despite our reservations, as noted above concerning the propriety of your labels and the justification for special treatment, Committee staff will accord the same level of security for the remaining documents as identified in your document protocols for "highly confidential" documents if they are so marked.¹

I am sure that you understand that it is simply not possible for me to review and digest each of these documents personally or to limit the review to a single Committee staff member at your offices. My responsibilities as Chairman of the Government Reform and Oversight Committee as well as Representative of my District require that I rely on my Committee staff, just as you rely on your staff, to make the initial review of these materials and spend the hours necessary to assimilate, organize and summarize the materials for the Members of the Committee. The President has delegated to you and your staff the responsibility to deal with this matter. Congress has similarly delegated its responsibility to this Committee and its staff. Moreover, we are not dealing here with state secrets, national security, diplomatic exchanges or military matters. This matter involves firing long-term government employees and publicly calling their honesty and integrity into question. Thus, the production should continue in accordance with the protocols to

The Honorable Abner Mikva
September 18, 1995
Page 6

Committee Informal Interviews with Current and Former Executive
Office of the President Employees

Following the August 10, 1995 meeting with Committee staff, we proposed guidelines that would allow you to determine the propriety of having a member of your office to attend interviews with former and current EOP employees. Presence by a representative of your staff at these interviews was conditioned on several factors, most importantly, your agreement that none of the information obtained from these interviews would be shared with anyone outside the interview except to the extent that claims of executive privilege were to be made.

That restriction was necessary to assure that the Committee receive information independent of other interviews and outside sources of information. We must insist that our investigation not be influenced by special pre-interview briefings or coordination between witnesses. This concern is not unfounded. In light of the controversy surrounding your predecessor and some of his staff with respect to their use of Treasury IG interview transcripts in preparing for last summer's Whitewater hearings, we must insist on eliminating any possible communication concerning our informal interviews with other persons who might ultimately become witnesses in our investigation. We are particularly sensitive to any appearance that our investigation might not be independent of the previous reviews and reports concerning this matter.

Unfortunately, recent developments in our investigation require that we exclude White House Counsel from attendance at our informal interviews. Current White House Counsel staff participated in the previous White House internal management review and attended the interviews and reviewed materials relating to the GAO and Department of Justice, Office of Professional Responsibility reviews of White House Travel Office matter. We now have learned that pertinent information was withheld from those investigators. Furthermore, current as well as former White House Counsel Office staff are listed on the chain-of-custody for the recently produced Vince Foster Travel Office files. Accordingly, current White House Counsel staff are fact witnesses, thus precluding attendance at future interviews.

We have provided you with a list of the EOP employees the Committee intends to interview. We cannot preclude your office

produce two copies to Committee staff and two copies to designated Minority staff.

The Honorable Abner Mikva
September 18, 1995
Page 7

from having discussions with these individuals prior to our interviews and suggest that you discuss any executive privilege claims with their personal attorneys, who may attend the interviews. The Committee staff will continue to notify your office of any additions to the interview list.

Given the President's expression of cooperation with the investigation of this matter, we have every reason to believe that the White House will cooperate fully with our investigation. We expect to produce a full and fair accounting of the events surrounding the White House Travel Office matter to the public and we continue to presume that you support that goal. We cannot emphasize enough, however, that the impediments and the delays that have greeted our efforts in the past can no longer be accepted, and that this Committee will take all steps necessary to assure that we can proceed now to discharge the duties vested in us by the Constitution.

Sincerely,



William F. Clinger, Jr.
Chairman

cc: The Honorable Cardiss Collins

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHIEF

BERNARD A. BILAM, NEW YORK
DAN BURTON, INDIANA
J. DENNIS HARTSTY, ILLINOIS
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TEVERN SCOFF, NEW JERSEY
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PETER BLUTE, MASSACHUSETTS
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JOHN SPENCER, ARIZONA
MICHAEL PATRICK FLEMING, ILLINOIS
CHARLES F. BARR, NEW HAMPSHIRE
STEVE C. LACOMETTE, OHIO
BARNHILL "BANK" SANDFORD, SOUTH CAROLINA
ROBERT L. BULLOCK, JR., MARYLAND

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20615-6143

September 20, 1995

CAROLINE COLLINS, ILLINOIS
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TOM LAYTON, CALIFORNIA
ROBERT T. WELLS, JR., MISSOURI
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DORIS PATTON, PENNSYLVANIA
BILL H. BRANTNER, CALIFORNIA

BERNARD BRACHER, VERMONT
SECRETARY
SECURITY - (202) 225-6221
SECURITY - (202) 225-6221

Ms. Jane Sherburne
Special Counsel
The White House
Washington, D.C. 20500

Dear Jane:

I am in receipt of your September 15, 1995 letter modifying the earlier explanation on the "chain of custody" of the Vince Foster Travel Office file.

This letter indicates that the White House "offered the file to Mr. Fiske on July 5, 1994, shortly after he released his report." Judge Mikva's August 30, 1995 letter had not included this information. I understand the White House sent a letter at this time to the Independent Counsel regarding this offer and would appreciate receiving this letter immediately and any other related correspondence.

Thank you for your assistance.

Sincerely,



Barbara Bracher
Chief Investigative Counsel

THE WHITE HOUSE
WASHINGTON

September 20, 1995

BY HAND DELIVERY

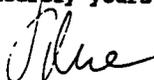
Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Pursuant to the representations made by Chairman Clinger to Judge Mikva today, and in accordance with the accommodation process involved when Congress seeks Executive branch material that is subject to claims of privilege, we are providing, under cover of this letter, two copies of notes reflecting interview questions prepared in connection with the White House internal management review. These documents are identified on our September 6, 1995 log as CGEPR 1-84.

We request that you treat these documents as "Highly Confidential" documents in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. We are also providing two copies of the documents to the Minority subject to the same conditions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

September 22, 1995

BY TELECOPY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

You have asked for a copy of a letter from the White House to the Independent Counsel dated July 5, 1994. The letter was written by then-Deputy White House Counsel Joel Klein and addressed to then-Associate Independent Counsel Mark Stein. The letter includes references to matters other than the Foster Travel Office file. The references related to the Foster Travel Office file are as follows:

"In addition, as we discussed this morning, I am sending a copy of the May 11, 1994 index of Vince Foster's files that I had previously provided to you. Upon the commencement of our inquiry after the release of your report on Thursday, June 30, 1994, we discovered that three of Foster's files had been left off this list: (1) WH Travel Office; (2) War Powers; and (3) Renovation/Oval Office and Executive Residence.... As to the third file, the "Travel Office" file, Mr. Nussbaum advised Mr. Eggleston of this file and its location in the Counsel's Office central files several weeks ago. Mr. Eggleston reviewed these three files and concluded that they contained no documents responsive to your subpoena as narrowed by our agreement. Mr. Eggleston did not know of the list of files that I had provided to you and thus did not undertake to submit a supplemental list informing you of the existence of the above three files."

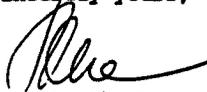
If the Chairman feels it necessary to verify our representations about the contents of this letter, we are prepared to provide an opportunity for him to review the entire letter. Of course you are free to question Mr. Klein about his discussion with Mr. Stein related to this matter on the morning of July 5, as referenced in his letter.

You also have asked for an opportunity to review the original Foster Travel Office file, as portions of the copy we

Barbara K. Bracher
September 22, 1995
Page 2

provided the Committee are unreadable. Please identify the Bates Numbers of the pages you cannot read and we will undertake to obtain better copies from the Independent Counsel or, if necessary, the original pages for your review.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

September 25, 1995

Ms. Barbara Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

As a result of our September 22, 1995 meeting, we have agreed to provide the Committee with copies of certain privileged documents for which the Committee has stated an investigative need. The deliberative content of this material is relatively limited. We are enclosing two copies, Bates numbered CGEPR 513-26, 529, 546, 558-60, 593, 625-26, 673-78, 725-29, 733-34, 844-52, 861-906. The documents have been designated "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. We also are providing two copies to the Minority subject to the same conditions.

We recognize that the Committee maintains an interest in reviewing other privileged material that is more deliberative in nature. As discussed on Friday, Judge Mikva will talk to Chairman Clinger about the Committee's need for this material and a procedure for making it available for review.

Sincerely yours,



Jane Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

September 27, 1995

BY TELECOPY

The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Mr. Chairman:

I write to confirm the substance of my telephone conversation with you about the letter you sent to Deputy Attorney General Jamie Gorelick on September 25, 1995. As we discussed, I was present at the September 22, 1995 meeting. The meeting was tense. Ms. Sherburne made a comment, entirely in jest, about recent press reports of the Shaheen memorandum provided to the Committee. Her comment met with much-needed laughter that, for a brief moment, broke the tension.

The suggestion that Ms. Sherburne was making any allegation whatsoever that the Department of Justice is creating documents for your investigation is plain nonsense.

Sincerely yours,



Abner J. Mikva
Counsel to the President

cc: Hon. Jamie S. Gorelick
Michael E. Shaheen, Jr.
Hon. Cardiss Collins, Ranking Member

THE WHITE HOUSE
WASHINGTON

September 28, 1995

BY HAND DELIVERY

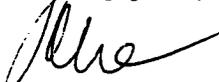
Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to Chairman Clinger's request dated September 18, 1995 (CGE 002339-005948). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

We will provide a production log and additional responsive material shortly.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

October 4, 1995

BY TELECOPY AND HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

As discussed during our September 29, 1995 meeting, we are providing a copy of the two chronologies, without handwritten notations, identified on our September 5, 1995 log spanning Bates numbers CGEPR 561-86. We request that you treat the enclosed documents, which bear the Bates numbers CGEPR 570a-571a and 582a-586a, as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. An identical set will be provided to the Minority subject to the same conditions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

October 5, 1995

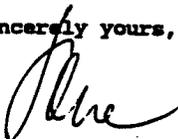
BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to Chairman Clinger's request dated September 18, 1995 (CGE 6934-7276, 7278-304, 7306-12, 7314-531, 7535-43, 7545-700). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

WILLIAM F. CLINGER, JR., PENNSYLVANIA
Chairman

BENJAMIN A. Gilman, NEW YORK
BOB BURTON, INDIANA
J. DENNIS HASTERT, ILLINOIS
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CHARLES F. BASS, NEW HAMPSHIRE
STEVE C. LATHROP, OHIO
MARSHALL "MARK" SAMPSON, SOUTH CAROLINA
ROBERT L. SHIMMEL, JR., MARYLAND

ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

October 11, 1995

CAROLINE DELLEGHE, ALABAMA
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KEVIN A. WELLS, CALIFORNIA
YON LARSEN, CALIFORNIA
ROBERT E. WELLS, JR., WEST VIRGINIA
MADOLEN E. BROWN, NEW YORK
EDOUARD YOUNG, NEW YORK
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KAREN L. TOLSON, FLORIDA
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THOMAS E. BARNETT, MISSISSIPPI
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BARBARA BOE COLLINS, MICHIGAN
ELIZABETH HOLMES, MICHIGAN
JAMES P. MOHRAN, VIRGINIA
DANIEL GIBSON, TEXAS
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DILL K. BREWSTER, DELAWARE
THE HOLLERS, PENNSYLVANIA

EDOUARD YOUNG, VERMONT
INDEPENDENT
MADOLEN E. BROWN, NEW YORK
MADOLEN E. BROWN, NEW YORK

Mr. Terry Good
Director, Office of Records Management
The White House
Washington, D.C. 20500

Dear Mr. Good:

The Committee on Government Reform and Oversight is conducting an investigation into the White House Travel Office and related matters. We are conducting this investigation pursuant to the Committee's authority under Rules X and XI of the U.S. House of Representatives.

Pursuant to a request that we have made to the Secret Service and Treasury Department for records of visits of particular individuals to the White House in 1993, we have been informed that your office is the office from which we need to obtain these records.

We understand that records are kept of all visits/appointments at the White House and request the arrival and departure times for the following individuals for the time period January 20, 1993 - July 29, 1993:

| | | |
|--------------------|-------------------|-------------------------|
| Steve Davison | Penny Sample | Susan Thomas |
| Fan Dozier | Darnell Martens | James Carville |
| Harry Thomason | Betsy Wright | David Gergen |
| Robert Barnett | Larry Herman | Jack Miller |
| Mike Berman | James (Jim) Lyons | Markie Post |
| Mary Leslie Casson | Carolyn Rawdon | Daniel Russell |
| Bobby Ferguson | Betta Carney | Lawrence Godwin |
| Roger Johnson | Jack Williams | Carole Fletcher-Fitchko |
| Shirley Provinse | Marte Stevenson | |

We request this information by 5p.m. Monday, October 16, 1995. Thank you for your assistance.

Sincerely,

William F. Clinger Jr.
William F. Clinger Jr.
Chairman

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

BENJAMIN A. GALANAN, NEW YORK
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JOHN D. PICK, PENNSYLVANIA
BARRY YATE, WASHINGTON
DICK CHRYSLER, INDIANA
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WILLIAM J. MARTIN, NEW JERSEY
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-8143

October 11, 1995

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CAROLYN B. MALONEY, NEW YORK
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GENE TAYLOR, MISSISSIPPI
BARBARA ROSE COLLINS, INDIANA
ELIZABETH HOLMES HORTON, DC
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GENE SMITH, TEXAS
CURTIS P. WISN, FLORIDA
ORRIN GATTON, KENTUCKY
BILL K. BREWSTER, OKLAHOMA
TODD HOLDEN, VIRGINIA

BERNARD BAKER, VERMONT
INDEPENDENT

MAJORITY—(205) 225-6274
MINORITY—(205) 225-6281

The Honorable Abner Mikva
White House Counsel
The White House
Washington, D.C. 20500

Dear Judge Mikva:

As you know, we have scheduled an opening hearing on October 24, 1995, to address outstanding issues regarding the White House Travel Office matter.

While two of the Committee's investigative counsels had the opportunity to review approximately 65 pages of the almost 300 pages of White House Management documents still withheld pursuant to our June 14, 1995 document request, to continue to review documents in this manner with the hearing two weeks away is not feasible. The outstanding 240 pages of documents consist of lengthy and detailed chronologies, drafts and legal analyses that simply cannot be reviewed by myself or my staff in any manner that will be of assistance in our upcoming hearings. Likewise, this applies to the documents withheld pertaining to Harry Thomason and Darnell Martens and the unknown number of documents from our September 18, 1995 document request.

Any documents not produced to the Committee by noon of Friday, October 13, 1995, we will assume to be unavailable for use in our October 24, 1995 hearing.

Sincerely,


William F. Clinger, Jr.
Chairman

cc: Rep. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

October 12, 1995

BY TELECOPY

Kevin Sabo, General Counsel
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Kevin:

Chairman Clinger and Judge Mikva spoke this morning about completing the process of reviewing with the Chairman privileged White House records related to the Committee's inquiry into the Travel Office matter. Judge Mikva told the Chairman that, on the basis of the Chairman's earlier representations about the Committee's need, we are prepared to produce some of the remaining documents to the Committee and make the rest available immediately for the investigative staff to review.

Judge Mikva also offered to make the legal memoranda available to the staff to review for the purpose of determining the facts on which the legal analysis was based.

Barbara Bracher has since informed me that the staff will not review this material prior to the scheduled October 24 hearing. I offered to Barbara -- and the offer stands -- to bring this material to the staff anytime, day or night, prior to the hearing. I suggested the staff may want to review the description of the remaining documents on the log or take a quick tour through the documents themselves for the purpose of identifying any in particular they may want to review more carefully in advance of the hearing. We are still willing to work with you; the material remains available for review.

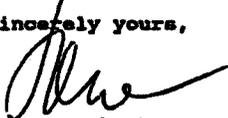
We also learned that the Committee staff informed Cliff Sloan they were cancelling his scheduled interview because the White House had not provided necessary documents. I told Barbara Bracher that we were mystified by this action and unaware of documents related to Mr. Sloan that we had withheld from the Committee. I told Barbara that if she would describe what she thought had been withheld, we could determine whether the material could be made available promptly and the interview could

go forward. We remain willing to work with you to provide documents you believe are necessary for Mr. Sloan's interview to proceed.

Finally, Judge Mikva discussed with the Chairman the Committee's interest in certain additional White House records unrelated to the Travel Office matter. Judge Mikva agreed to provide these documents and we will get them to you tomorrow. Judge Mikva and Chairman Clinger also agreed that you could review two privileged documents among this group. Please give me a call to make the arrangements.

I look forward to hearing from you.

Sincerely yours,



John C. Sharburne
Special Counsel to the President

cc: Barbara Bracher, Chief Investigative Counsel
Donald F. Goldberg, Professional Staff Member

THE WHITE HOUSE
WASHINGTON

October 13, 1995

BY TELECOPY

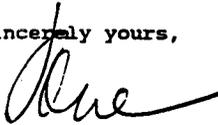
Barbara Bracher, Chief Investigative Counsel
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Barbara:

We learned this morning that the Committee informed Joel Klein that it was cancelling the interview scheduled for this afternoon because the White House had not provided necessary documents. I am unaware of documents related to Mr. Klein that we have not provided the Committee. If you let me know what you believe we owe the Committee that relates to your interview of Mr. Klein, we would be happy to undertake to make such material available promptly so that the interview could go forward.

If there are other scheduled interviews that you are cancelling for similar reasons, please let me know so I can work with you to make available any material necessary for such interviews that you believe you have not yet received.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Kevin Sabo, General Counsel
Donald F. Goldberg, Professional Staff Member

WILLIAM F. CLINGER, JR., PENNSYLVANIA
Chairman

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J. DENNIS HEASTY, ILLINOIS
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JAMA ROSS-LEWIS, FLORIDA
WILLIAM H. DELBT, JR., NEW HAMPSHIRE
JOHN H. BOGGS, NEW YORK
STEPHEN HORNE, CALIFORNIA
JOHN L. MICA, FLORIDA
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JIM D. COX, OHIO
FRANKY STATE, MISSISSIPPI
BOB CAYLOR, MISSISSIPPI
BIL LUTHERGUT, MINNESOTA
MARK E. SOLOMON, GEORGIA
WILLIAM H. MARTIN, NEW JERSEY
JOE SCARBOROUGH, FLORIDA
JOHN BRADNER, VIRGINIA
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Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
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BILL K. BRIDEN, DELAWARE
TOM KOLBE, PENNSYLVANIA
DORRIS SANDERS, VERMONT
DESPERIGHT
MURPHY--SIB 22-221
MURPHY--SIB 22-221

October 13, 1995

By Telecopy

Jane Sherburne
The White House
Washington, D.C.

Dear Jane:

I received your letter this evening regarding your offer to make previously withheld documents available so that the Committee may reinstate the interviews that had to be cancelled because the White House has not provided documents we find necessary for the interviews. While I appreciate your offer to make "available" the material necessary for such interviews, it is no longer practical for me or the any of the Committee staff to sit in the presence of you or your paralegal to read documents that we are not allowed to retain.

Likewise, it is not fair to the interviewees for the Committee staff to ask questions about documents that we neither have in our possession nor have the ability to allow them to review. Once it became apparent that the periodic White House document productions contained documents covering many of the topics that we had already presented to the witnesses, we cancelled all future interviews until the White House produced the Committee's original June 14, 1993 and the September 18, 1995 document request.

Although you do not believe that you have withheld documents relating to the witnesses cancelled, this has not been our experience. For example, after we had to cancel Cliff Sloan's interview, you told me that you did not believe that the White House had documents concerning him. This evening's White House document production, however, contains numerous documents relating to issues that would have been utilized in any meaningful interview with Mr. Sloan.

As we enter the final week before the Committee's announced hearing, it is no longer possible or practicable for the staff to

Ms. Jane Sherburne
Page 2
October 13, 1995

adequately review and assimilate any new White House documents at this time. Moreover, we have not received any production logs from the White House for the past several hundred pages of document productions and therefore, cannot identify exactly what documents we have received or from whom these documents are produced. As a consequence, we have had to cancel all remaining interviews until the completion of this hearing.

Sincerely yours,



Barbara K. Bracher

THE WHITE HOUSE
WASHINGTON

October 13, 1995

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to Chairman Clinger's request dated September 18, 1995 (CGE 7701-13, 7718-70, 7811-8810, 8812-8954). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

We will provide additional responsive material shortly.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

October 13, 1995

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

In accordance with Chairman Clinger and Judge Mikva's agreement yesterday, and my letter to Kevin Sabo dated October 12, 1995, we are providing documents Bates Numbered CGEPR 830, 843, CGE 2283-32, 8956-64.

The documents have been designated "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. We also are providing two copies to the Minority subject to the same conditions.

Sincerely yours,



Jane Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

October 16, 1995

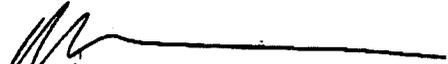
VIA FACSIMILE

Barbara Comstock
Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

As we discussed, I am enclosing a production log for the documents we provided to the Committee on September 18 and 25, 1995.

Sincerely,



Natalie R. Williams
Associate Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

October 17, 1995

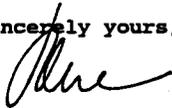
BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to Chairman Clinger's request dated September 18, 1995 (CGE 8965-9274, 9277-81). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

October 18, 1995

VIA FACSIMILE

The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I thought it might be useful to review the status of the White House response to the Committee's various documents requests related to the Travel Office matter.

As far as we are aware, the White House has responded fully to the Committee's first 2 requests, with production of 3000 pages of material. Our production was essentially complete on September 18, 1995, with the exception of about 1000 pages of privileged material that you and I have been discussing. We agreed to place a priority on resolving the Committee's interest in this material, as it is relevant to the Committee's October hearing.

As a result of our discussions, we provided you with copies of approximately 600 pages of privileged material and your staff has reviewed, in camera, another 23 documents (95 pages). On October 12, 1995, we made the remaining 15 documents (225 pages) available to your staff and the staff of the Minority to review in their offices at their convenience. (The Minority has since completed its review of this material.) Thus, I believe we have provided you copies of or access to all of the documents from your first 2 requests that you indicated are relevant to your upcoming hearing on the various reports on the Travel Office matter.

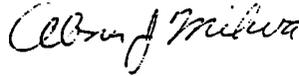
We also have been working to provide you with the material requested in your September 18, 1995 request. Including the material we are providing today, the White House has produced close to 7000 pages of documents in response to this request. Your September 18 request asked for a production log, which we will be providing shortly. As a courtesy, we already have provided the Committee with a production log describing the material produced in response to the Committee's first 2 requests.

Hon. William F. Clinger, Jr., Chairman
October 18, 1995
Page 2

Although I believe our production to date brings us close to full compliance with your September 18 request, there are a few issues raised by that request that I need to discuss with you before we can complete our search for responsive material. I would like to resolve these matters before I leave at the end of the month. Please let me know when you are available to meet.

I look forward to hearing from you soon.

Sincerely yours,



Abner J. Mikva
Counsel to the President

cc: Hon. Cardiss Collins

WILLIAM F. CLAYTON, JR., PENNSYLVANIA
Chairman

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-8143

October 20, 1995

CANDICE COLLINS, ILLINOIS
BARBARA BLOOMBERG MERZETT
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TOM LANTOS, CALIFORNIA
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MAJOR R. OWENS, NEW YORK
SCOTT P. TONGER, NEW YORK
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BARBARA ROSE COLLINS, MICHIGAN
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GISE DREHN, TEXAS
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DINA PATTON, PENNSYLVANIA
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TIM HOLDEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY—(205) 225-6070
MINORITY—(202) 225-6061

Ms. Jane Sherburne
Special Counsel
The White House
Washington, D.C. 20500

Dear Jane:

We are in receipt of an October 20, 1995 letter from Secretary Rubin indicating that the Treasury Department has provided you with the records of the arrival and departure records of certain passholders. I understand that you also have the records we requested from the White House Records Management Office regarding certain individuals with appointments at the office.

I understand from our discussion earlier today that the White House is not withholding these documents pursuant to any Executive Privilege. As you had indicated earlier that you would be available day or night to make records available we would appreciate prompt delivery of these documents to the Committee.

Sincerely,



Barbara K. Bracher
Chief Investigative Counsel

THE WHITE HOUSE
WASHINGTON

October 21, 1995

BY TELECOPY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

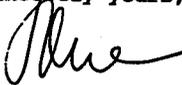
Dear Barbara:

I received your letter of yesterday about your requests to the Treasury Department. The letter reflects a misunderstanding that I believe I was able to clear up this afternoon in a conversation with Barbara Comstock.

The Treasury Department believes that its response to one of the Committee's requests may be subject to a claim of executive privilege. We have not received this material from Treasury so we do not yet have a response to the issue they have flagged. We advised Treasury that its response to the other requests of the Committee need not wait for resolution of the executive privilege issue.

With respect to your request for White House records maintained by the Office of Records Management, Mr. Good has not yet completed his search. We understood from your letter of October 13, 1995 that you were not pressing for additional White House material prior to the hearing -- "it is no longer possible or practicable for the staff to adequately review and assimilate any new White House documents at this time." However, pursuant to my conversation with Barbara Comstock, I agreed to determine the status of Mr. Good's efforts on Monday and undertake to obtain for you, on Monday if possible, any responsive records related to Harry Thomason.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg
Professional Staff Member

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

BENJAMIN A. BRADLEY, NEW YORK
DAVE BOUTCH, INDIANA
J. DENNIS HASTERT, ILLINOIS
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MICHAEL PATRICK FLANNAGAN, ILLINOIS
CHARLES F. BASS, NEW HAMPSHIRE
STEVE C. LYTOUNETT, OHIO
MARSHALL "MARK" BAUFORD, SOUTH CAROLINA
ROBERT L. BRADLEY, JR., MARYLAND

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

October 23, 1995

CARLOS COLLINS, ILLINOIS
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TONY LANTOS, CALIFORNIA
ROBERT E. WISE, JR., WEST VIRGINIA
MAJOR H. CROSBY, NEW YORK
EDGAR ALLAN TOWNES, NEW YORK
JOHN H. SPINNEY, JR., SOUTH CAROLINA
LOUISE MCINTOSH BLAUGHTER, NEW YORK
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CAROLYN B. MALONEY, NEW YORK
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SHEILA TAYLOR, MISSISSIPPI
BARBARA ROSE COLLINS, MICHIGAN
ELIZABETH HOLMES MORTON, DC
JAMES P. HONAN, VIRGINIA
GENE GREEN, TEXAS
CHAMPA PATTAN, PENNSYLVANIA
BILL E. BRUNSTER, CALIFORNIA
TERRY COOPER, PENNSYLVANIA

BARBARA BROWDER, VERMONT
BROWDER007

MAJORITY—(202) 225-6204
MINORITY—(202) 225-6211

The Honorable Abner Mikva
White House Counsel
The White House
Washington, D.C. 20500

Dear Judge Mikva:

The following is an updated document analysis of the documents we have received to date. While we have received thousands of pages, we still have many pages that have not been adequately identified by the White House or for which production logs have not been provided. As you know this has been a long and difficult process to get these documents and after two years of this being looked into, I believe it is very important to have a complete document production to this Committee.

I would appreciate your staff meeting with my staff as soon as possible to determine these outstanding document issues.

Sincerely,



William F. Clinger, Jr.
Chairman

June 14, 1995 Document Request

DOCUMENTS AND RECORDS REQUESTED FROM THE WHITE HOUSE

JUNE 14 REQUEST

1. All records, documents, drafts, memorandums, e-mails, notes regarding the White House Travel Office Management Review conducted by John Podesta, including the interview notes or summaries of any and all witnesses and a complete list of all individuals interviewed and the date on which they were interviewed and including records of all correspondence or communications between Mr. Podesta and the Justice Department regarding access to FBI or Justice Department information regarding the Travel Office.

WHITE HOUSE RESPONSE: CLOSE TO 300 PAGES STILL OUTSTANDING OF PODESTA DOCUMENTS. WHITE HOUSE HAS SAID STAFF CAN REVIEW IN CAMERA

2. All records, documents (memos, letters, e-mails) regarding any requests to or from the Justice Department, FBI, Treasury Department, IRS regarding the White House Travel Office firings either before or after May 19, 1993.

WHITE HOUSE RESPONSE: E-MAILS WILL TAKE MONTHS OR YEARS TO PRODUCE...STILL AT STANDSTILL

3. All records, documents, memos, work products or descriptions of the work conducted by Harry Thomason while at the White House, including, but not limited to, the document referred to as "The White House Project" and other memos referred to in such document and all records, documents or memos of any contacts made by Harry Thomason to any White House personnel or the First Lady and the President and any record of meetings that Harry Thomason had with any White House personnel or the First Lady or the President regarding any Travel Office or travel-related matters.

WHITE HOUSE RESPONSE: WHILE WE BELIEVE WE HAVE GOTTEN MOST HARRY THOMASON/DARNELL MARTENS MATERIAL, WE WOULD STILL LIKE TO DISCUSS WITH STAFF ANY REMAINING ISSUES.

4. All records, documents, memos, etc. of Darnell Martens relating to any contacts with White House personnel and/or the President and First Lady and any record of any meetings that Darnell Martens had at the White House.

WHITE HOUSE RESPONSE: WHILE WE BELIEVE WE HAVE GOTTEN MOST HARRY THOMASON/DARNELL MARTENS MATERIAL, WE WOULD STILL LIKE TO DISCUSS WITH STAFF ANY REMAINING ISSUES.

5. All notes or records of meetings with any and all FBI personnel and any and all Peat Marwick auditors taken by William Kennedy, Vincent Foster, Patsy Thomason, David Watkins, Brian Foucart, Jennifer O'Connor and Catherine Cornelius.

WHITE HOUSE RESPONSE: WE APPEAR TO HAVE THIS MATERIAL

6. The June 3, 1993, Memo to David Watkins from Vincent Foster regarding conversation with Dayton Lehman at the Department of Transportation with attachments included in copy to Bruce Overton, Counselor to the Office of Administration (included in GAO documents at the NEOB).

WHITE HOUSE RESPONSE: RECEIVED

7. The unredacted version of the May 26, 1994 White House memo prepared by Tom Castleton regarding his transfer of documents from Vince Foster's office.

WHITE HOUSE RESPONSE: RECEIVED

8. Any record, listing, index, description or categorization of any matters worked on by Deputy Counsel Vince Foster during his tenure at the White House.

WHITE HOUSE RESPONSE: WE HAVE NOT RECEIVED ALL INDEXES FROM WHITE HOUSE YET

9. Any record, listing, index, description or categorization of the documents in Vince Foster's office on July 20, including any documents removed at any time on or after July 20, 1993.

WHITE HOUSE RESPONSE: WE HAVE NOT RECEIVED ALL INDEXED FROM WHITE HOUSE YET

SEPTEMBER 18, 1995

DOCUMENTS REQUESTED

1. Any records related to the White House Travel Office matter or the White House Project from the following individuals and/or their offices: The First Lady, Maggie Williams, Lisa Caputo, Neel Lattimore, Isabelle Tapia, Mary Beck, Vince Foster, Deborah Gorham, Linda Tripp, Bill Kennedy, David Watkins, Catherine Cornelius, Clarissa Cerda, Jeff Eller, Patsy Thomason, Ricki Seidman, Mark Gearan, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Brian Foucart, Janet Greene, Beth Nolan, Clifford Sloan, Mack McLarty, Bill Burton, David Dreyer, Anne Edwards, Rahm Emmanuel, David Leavey, Bruce Lindsey, Darnell Martens, Matt Moore, Dee Dee Myers, Lloyd Cutler, Jane Sherburne, Tom Hufford, Roy Neel, John Podesta, Rita Lewis, David

Gergen, Craig Livingstone, Marjorie Tarmey, Bernard Nussbaum, Jennifer O'Connor, Penny Sample, Ricki Seidman, George Stephanopoulos, Frank Stidman, Harry Thomason, Lorraine Voles, Jeremy Gaines, Dale Helms, David Gergen, Joel Klein, Neil Eggleston, Steve Neuwirth, and Cheryl Mills, Jurg Hochuli, Andris Kalnins, Matt Moore, and Bruce Overton, Chris Cerf, Marvin Krislov, Harold Ickes and Mark Fabiani.

WHITE HOUSE RESPONSE: SINCE WE DO NOT HAVE PRIVILEGE LOGS FOR ALL DOCUMENTS WE ARE UNABLE TO DETERMINE THIS

We do not know if all of the individuals named have turned over all relevant documents. The White House has indicated that many documents related to this matter had previously been compiled in the Counsel's office. The White House claims they don't necessarily know whose office many documents came from. We still await final production logs.

2. All records related to the General Accounting Office review of the White House Travel Office.

WHITE HOUSE RESPONSE: We have received the letters back and forth with GAO but it does not seem that we have received notes of interviews that White House Counsel sat in on. Neil Eggleston indicated he had taken notes of the GAO interviews.

3. All records related to the Justice Department's Office of Professional Responsibility review of the White House Travel Office.

WHITE HOUSE RESPONSE: We do not appear to have many documents related to the OPR review. Neil Eggleston who sat in on these interviews said he took notes and that they should be in the Counsel's office.

4. Any records related to American Express obtaining the White House Travel Office business including all records related to any contact with GSA or American Express up to the time of this letter relating to the original contract and subsequent renewals by the White House.

WHITE HOUSE RESPONSE: We have received some GSA documents but it is not clear we have received all. There was a meeting that Patsy

Thomasson had with American Express on May 21, 1993 and we do not believe we have received any records of this meeting.

5. All records (and subsequent contacts) related to the Peat Marwick review of the White House Travel Office and any subsequent reviews such as that performed by Tichenor and Associates.

WHITE HOUSE RESPONSE: It appears we have a lot of drafts and documents related to the Peat Marwick report. Vince Foster, Bill Kennedy, Ricki Seidman and others edited the Peat Marwick report and it does not appear that we have received the edited copies or if we have they have not been identified as such by the White House.

6. Any records related to any actions taken by the IRS regarding UltraAir and any other White House charter company, any of the fired seven travel office employees, or any other IRS matter related to the White House Travel Office.

WHITE HOUSE RESPONSE: We have received very little in the way of IRS documents. Since the White House should not have 6103 documents unless the President has requested them it would not appear that there should be problems in this area.

7. All records related to the Treasury Inspector General's investigation of the IRS audit of UltraAir completed in March 1994.

WHITE HOUSE RESPONSE: We do not appear to have received documents related to this investigation but White House personnel were not interviewed for this matter. If you do not have any documents responsive to this request please indicate so.

8. Any records relating to efforts to provide "an independent source of financing" for allowing the White House to "increase the number of people" on staff at the White House including, but not limited to, any records relating to the discussion in Harry Thomason's memo entitled the "White House Project" regarding this effort, any references to volunteers paid by outside sources," and any records of efforts by David Watkins, Harold Ickes, Michael Berman or others working at the White House or working

on behalf of the White House on any such matter and any records regarding any institution such as the Brookings Institution or any other non-profit or outside group assisting with such a project and any efforts to use Presidential Inaugural Funds in a project such as this and any records of efforts to obtain OLC opinions on this matter.

WHITE HOUSE RESPONSE: *The White House has provided "White House Project" documents and several memos by Mr. Berman. The memos by Mr. Berman were in the Clinton personal files that had been provided to the personal attorney of the President and First Lady. We would appreciate receiving an explanation as to how these documents ended up being in the personal files of the First Family, all parties that reviewed such documents and any other documents that were in the particular file from which these memos originated. We have received information that Mr. Barnett and Ms. Thomases reviewed these documents prior to their going to Williams and Connolly and would appreciate any knowledge the White House Counsel's office has about how Presidential records were transferred in the personal files.*

9. Any records relating to or mentioning the finding of the note in Mr. Foster's briefcase following his death, any Travel Office records of Mr. Foster's and any records relating to the finding of or existence of or explanations of any files of Mr. Foster's relating to the White House Travel Office matter, Special Government Employees, issues of nepotism, the use of volunteers or any efforts to obtain Office of Legal Counsel opinions on any of these matters.

WHITE HOUSE RESPONSE: *We appear to have received some of this information but would like to confer with staff to see where we stand on this matter.*

10. Any records relating to Mr. Thomason, Mr. Martens, Ms. Penny Sample, Ms. Betta Carney and Mr. Steve Davison and any other World Wide Travel employees or Air Advantage employees including, but not limited to, all records indicating what these individuals did while at the White House, any documents relating to issues arising out of any actions they took while at the White House, any personnel records, requests for passes or pass forms, requests for office space and any forms related to office space, phones or

other equipment, and any records relating to any actions taken by these individuals regarding the White House Travel Office. (For Ms. Sample, this request would also include all trip files for trips she had any involvement with while at the White House.)

WHITE HOUSE RESPONSE: *We appear to have a number of records but would again, like to review with staff with production logs available.*

11. All videotapes produced by Mr. Thomason or any associates of his for the White House, the Bill Clinton for President Committee or the Clinton/Gore '92 Committee and all billings and financial statements relating to such work.

WHITE HOUSE RESPONSE: NONE RECEIVED

We have not received any response to this request. If there are no such tapes please indicate. While we did specify "videotapes", we would like to modify this request to include all "tapes" either produced, recorded, or in any way created by Mr. Thomason or others at the White House that have any connection with individuals in the Travel Office, White House Project or any activities Mr. Thomason was involved in at the White House. Mr. Foster's Travel Office file indicates in a number of different places the existence of "HT tapes" and questions about "tapes."

12. All calendars and phone records, message slips or phone logs for the following individuals from May 10, 1993 through August 1, 1993: Bill Kennedy, Vince Foster, Mack McLarty, Ricki Seidman, John Podesta, Brian Foucart, Bruce Lindsey, Matt Moore, Beth Nolan, Cliff Sloan, Bernard Nussbaum, David Watkins, Catherine Cornelius, Jennifer O'Connor, George Stephanopoulos, Harry Thomason, Darnell Martens, Dee Dee Myers, Clarissa Cerda, Jeff Eller, Patsy Thomasson, Mark Gearan, Harry Thomason, Maggie Williams and The First Lady.

WHITE HOUSE RESPONSE: *We have not received these documents.*

13. The documents identified by Mr. Kendall on page three of his September 5, 1995 letter (cc to Jane Sherburne) responding to document requests to this Committee and any documents in the file in which these documents were

found.

WHITE HOUSE RESPONSE: RECEIVED

14. The Executive Order documents located in Mr. Foster's files and/or briefcases if such documents in any way relate to any matters connected with transportation, travel, GSA, procurement, contracting, the White House Travel Office operations or The White House Project or any efforts to use an outside source of funding to assist the White House staff.

WHITE HOUSE RESPONSE: NOT RECEIVED

The White House has said no one has reviewed the Executive Order documents in Mr. Foster's files. These were Executive Orders located in his Travel Office file. Initially the White House said these documents were unrelated to anything having to do with the Travel Office or Harry Thomason. Now they are saying that these are core privilege documents.

15. All records related to Harry Thomason and/or Darnell Martens pursuing contracts with GSA, all records related to ICAP, all records related to any Executive Orders connected with any changes in contracting or procuring or related to National Performance Review efforts.

WHITE HOUSE RESPONSE:*The White House has said they have turned all of these documents over except for two documents that they want to provide on a "review only" basis.*

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
 2157 RAYBURN HOUSE OFFICE BUILDING
 WASHINGTON, DC 20515-6143

November 2, 1995

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BARBARA COMSTOCK, VERMONT
 CHIEF OF STAFF
 (202) 225-6244
 (202) 225-6245

Ms. Jane Sherburne
 Special Counsel
 The White House
 Washington, D.C. 20500

Dear Jane:

Confirming our conversation this evening, Natalie will be bringing the remaining documents for review tomorrow (Friday, November 3, 1995) at 10p.m. in Rayburn 2157. We would also appreciate if she could also bring the documents previously reviewed in camera (approximately 65 pages) for comparison purposes if needed.

Pursuant to your request, we have narrowed our requests of arrival and departure records of individuals involved in the Travel Office matter and related matters. You agreed to provide all of the previously requested information for outside individuals and for reprimanded employees (David Watkins, Catherine Cornelius, Bill Kennedy, Jeff Eller) and Patsy Thomason and Clarissa Cerda. We agreed to review the requests of other White House employees and narrow where possible. Attached is the narrowed request identifying the individuals and the time periods requested for each individual.

Sincerely,

Barbara Comstock
 Barbara Comstock

Patsy Thomason
 All identified time periods (previously identified as May 10-June 2, 1993; June 28-July 2, 1993; and July 20-July 29, 1993.)

David Watkins
 All identified time periods

Jennifer O'Connor
 May 10-June 2, 1993 only

Matt Moore
 May 10-June 2, 1993 only

Catherine Cornelius
 All identified time periods

Mark Gearan
 All identified time periods

Brian Foucart
 May 10-June 2, 1993 and June 28-July 2, 1993 only

John Dreylinger
 May 10-June 2, 1993 only

Gary Wright
 May 10-June 2, 1993 only

Robert Van Eimeran
 May 10-June 2, 1993 only

Darnell Martens
 All identified time periods

Bernard Nussbaum
 All identified time periods

Peter Segal
 May 10-June 2, 1993

Jeff Eller
 All identified time periods

Dale Helms
 May 10-June 2, 1993 and June 28-July 2, 1993

Ricki Seidman
 All identified time periods

Todd Stern
 May 19, 1993 - June 2, 1993 and June 28-July 2, 1993 only

John Podesta
 All identified time periods

Beth Nolan
 All identified time periods

Susan Thomases
 All identified time periods

Bill Burton
 July 20-July 29, 1993

Betsey Wright
 All identified time periods

Vincent Foster
 All identified time periods

William Kennedy
 All identified time periods

Thomas "Mack" McLarty
 All identified time periods

Bruce Lindsey
 All identified time periods
 Roy Neel
 All identified time periods
 Clarissa Cerda
 All identified time periods
 John McSweeney
 May 10-June 2, 1993 only
 Billy Ray Dale
 May 10-June 2, 1993 only
 Barnaby Brasseux
 May 10-June 2, 1993 only
 Harry Thomason
 All identified time periods
 James Carville
 All identified time periods
 Paul Toback
 May 10-June 2, 1993 only
 George Stephanopoulos
 All identified time periods
 Dee Dee Myers
 All identified time periods
 Jack Kelly
 May 10-June 2, 1993 and June 28-July 2, 1993 only
 Andre Oliver
 May 19-June 2, 1993 and June 28-July 2, 1993 only
 Dwight Holton
 May 19-June 2, 1993 and June 28-July 2, 1993 only
 Cliff Sloan
 All identified time periods
 Steve Neuwirth
 All identified time periods
 Mark Gearan
 All identified time periods
 David Gergen
 All identified time periods
 Robert Barnett
 All identified time periods

THE WHITE HOUSE
WASHINGTON

November 6, 1995

VIA FACSIMILE

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

On Friday, November 3, 1995, you and Barbara Comstock reviewed all documents identified on the privilege log dated September 5, 1995, that had not already been produced in response to Chairman Clinger's request dated June 14, 1995.

We understand that the Chairman has requested a copy of these documents. With the exception of one category of material, we are prepared to provide such documents to the Committee, provided the Chairman agrees to maintain them in a secure Committee office and not to disclose, describe, or disseminate them to anyone other than the Members or designated majority and minority investigative staff. A copy of these documents will be provided to the minority subject to the same conditions.

The exception involves six documents that constitute legal analysis prepared by members of the Counsel's Office (Bates CGEPR 0803-29, 0821a-0821k, 0831-42). As Chairman Clinger and Judge Mikva discussed, the Committee's interest in this material relates solely to a determination of the facts on which the analysis is based. You have indicated that such material would be useful in connection with interviews of the authors of the documents about the facts on which they relied. In accordance with our conversation last Friday, we are prepared to make these documents available for the Committee's use 24 hours prior to a scheduled interview with an author, with the understanding they will be returned at the interview's completion.

Please let me know whether these arrangements are acceptable.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'Jane C. Sherburne', with a long, sweeping horizontal line extending to the right.

Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg
Professional Staff Member

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Congress of the United States House of Representatives

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2157 RAYBURN HOUSE OFFICE BUILDING

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November 8, 1995

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MAILSTOP—CDS 225-601
MAILSTOP—CDS 225-601

Ms. Jane C. Sherburne
The White House
1600 Pennsylvania Avenue, Northwest
Washington, D.C.

Dear Ms. Sherburne:

As your November 6, 1995 letter indicates, the Committee's investigative counsels reviewed the remaining 300 pages of withheld documents for more than six hours in the presence of White House Counsel's designated intern, Mr. Michael Massey. In the course of the review, Committee staff looked at each document to determine whether it contained information relevant to this Committee's investigation of the White House Travel Office matter or the activities of Harry Thomason.

The overwhelming majority of the documents contain factual information and data that directly relates to issues in the Committee's ongoing investigation. Chairman Clinger has requested that all remaining documents be produced to the Committee offices no later than close of business on Wednesday, November 8, 1995.

The Committee agrees to treat these documents in the same manner as it consistently has done in accordance to the "Highly Confidential" protocols set forth by the White House Counsel's Office in the August 9, 1995 letter to this Committee.

Pursuant to your request concerning the following five documents: (1) CGEPR 803-809, Memo to Todd Stern from Beth Nolan and Cliff Sloan re: Legal Issues Identified in June 28, 1993 Draft Report on White House Travel Office; (2) CGEPR 809-811, July 13, 1993, Talking Points on Harry Thomason's Status as a Possible Special Government Employee; (3) CGEPR 812-821, July 13, 1993, Preliminary Thoughts on the Travel Office Report, Re: Harry Thomason; (4) CGEPR 822-829, Review of Criminal Conflict of Interest Statuses as Related to Harry Thomason, Penny Sample, and Catherine Cornelius; (5) CGEPR 853-856, Office of Legal Counsel Opinion, Re: Process for Requesting and Providing Federal Employees with Private Counsel at Federal Expense; the Committee

Ms. Jane C. Sherburne
November 8, 1995
Page Two

agrees to treat these documents in a manner which allows the Committee to obtain the documents twenty-four hours prior to relevant interviews or depositions and to return these documents upon completion of these interviews and depositions.

In your letter, you reference two documents, Bates stamp numbers CGEPR 821a-821k and CGEPR 831-842. According to the notes taken during our November 3, 1995 review of the withheld documents, these Bates stamp numbered documents were not among the documents shown to us. However, if you would allow us to review these two documents, I am sure that we similarly can agree upon an appropriate categorization of the documents for subsequent production.

All remaining withheld documents will be considered to be withheld under a claim of executive privilege. Please accompany your production of the above documents with a log indicating from where these documents were produced and any documents withheld. I understand that the White House will provide a copy of these documents to the Minority subject to the same conditions.

Please feel free to contact me if you need any further assistance.

Very truly yours,

A handwritten signature in black ink, appearing to read 'B. Bracher', is written over a horizontal line. The signature is fluid and cursive.

Barbara K. Bracher
Chief Investigative Counsel

NO. 1160 P "JAMES, JR. PENNSYLVANIA
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November 13, 1995

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INDEPENDENT

MAILGRTY-080 225-2004
 MAILGRTY-080 225-2001

VIA FACSIMILE

Ms. Jane C. Sherburne
 Special Counsel to the President
 The White House
 1600 Pennsylvania Avenue, Northwest
 Washington, D.C.

Dear Ms. Sherburne:

I am in receipt of your November 8, 1995 letter responding to the Committee's repeated requests for the remaining 300 pages of withheld documents. Although you assert that the White House is willing "to provide or make available for [our] use all documents identified on the privilege log dated September 5, 1995," we still have not received a single page of those documents.

Consistent with my November 8, 1995 response to your letter and subsequent telephone calls with White House counsel, the Committee is willing to receive these documents under the White House's "highly confidential" document protocols. The Committee further agrees to the White House's additional requested document protections for legal memoranda concerning the special government employee status of Harry Thomason and Penny Sample as well as the memoranda outlining applicable criminal and ethical code violations incurred as a result of certain White House employee actions.

Despite the White House's attempt to establish new protocols for the remaining documents, the Committee sees no basis whatsoever to consider its request. The White House's previously established document protocols sufficiently protect against the disclosure or dissemination of these materials to outside parties. The protocols also guard against your apprehension that "a defendant currently on trial" might benefit from this information. As I discussed with Mr. Yarowsky in your absence, the White House Counsel's Office is responsible for any decision to release or to withhold information from the prosecution and

Ms. Jane C. Sherburne
November 13, 1995
Page Two

ultimately will be held accountable for its decision. The Committee will abide by the agreed-upon protocols and does not intend to arrogate the White House's responsibility in this matter.

Finally, although you may well believe that the intern from your office shared the two Bates stamped documents in question, I can only say that my notes list every document that was viewed by Committee staff and those document numbers are not among them. We would, therefore, request to view these two documents at your earliest convenience.

Very truly yours,

A handwritten signature in black ink, appearing to be 'BKB', written over the typed name Barbara K. Bracher.

Barbara K. Bracher

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ONE HUNDRED FOURTH CONGRESS
Congress of the United States
House of Representatives
COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-8143
November 14, 1995

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DEPARTMENT
WASHINGTON, DC 20540-5004
TELEPHONE: (202) 225-2811

Mr. Jack Quinn
White House Counsel
The White House
Washington, D.C. 20500

Dear Mr. Quinn:

In conversations with your office, we have agreed to modify and narrow our September 18 document request (#12) for calendars and phone records of named individuals in connection with our investigation of the White House Travel Office matter and related events. The following modifies the September 18, 1995 Request #12:

1. Calendars of the following individuals:

Bill Kennedy, Vince Foster, Mack McLarty, Ricki Seidman, John Podesta, Todd Stern, Dwight Holton, Andre Oliver, Brian Foucart, Bruce Lindsey, Jack Kelly, Matt Moore, Beth Nolan, Cliff Sloan, Bernard Nussbaum, David Watkins, Catherine Cornelius, Jennifer O'Connor, George Stephanopoulos, Dee Dee Myers, Clarissa Cerda, Jeff Eller, Patsy Thomasson, Mark Gearan, Leon Panetta, Harry Thomason, Maggie Williams and the First Lady

indicating any meetings, messages or discussions with any of these same named individuals and/or with Susan Thomases, Darnell Martens, Webb Hubbell, Harry or Linda Bloodworth Thomason, Larry Herman (or any other KPMG partners or employees) or James Lyons between May 1 and July 31, 1993.

2. Phone records (including message slips, phone logs, pages, or any White House records of phone calls) for the same named individuals in paragraph #1 above, making or receiving calls from any of the same named individuals between May 1 and July 31, 1993.

There still are other outstanding documents that we would appreciate meeting to discuss as soon as possible.

Sincerely,

William F. Clinger, Jr.
William F. Clinger, Jr.

THE WHITE HOUSE
WASHINGTON

November 14, 1995

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Thank you for your letter dated November 13, 1995 regarding the Committee's request for certain documents reviewed by Committee staff on Friday, November 3, 1995.

We are satisfied with your assurances that by treating these documents as "Highly Confidential" pursuant to the August 9, 1995 protocols, the Committee will not make information from these documents available to anyone other than Members or designated majority and minority investigative staff. In reliance on these assurances, we are providing, under cover of this letter, documents Bates Numbered CGEPR 527-528, 530-37, 538-45, 547, 548, 549, 550-53, 554-57, 561-62, 563-64, 565-66, 567-69, 570-71, 572-76, 577-81, 582-86, 587-89, 590-92, 593a, 594-624, 627-42, 643-68, 669-72, 679-711a, 712-17, 718-24, 730-31, 732, 735-802b, 858-60.

As for the documents that consist of legal analysis prepared by the White House Counsel's Office, we appreciate your agreement to the procedure for their use outlined in my November 6, 1995 letter.

Finally, we will make documents Bates Numbered CGEPR 821a-821k and 831-42 available for you to review again at a mutually convenient time.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

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Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

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November 29, 1995

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MAJORITY—(202) 225-6071
MINORITY—(202) 225-6081

Mr. Jack Quinn
White House Counsel
The White House
Washington, D.C. 20500

Dear Mr. Quinn:

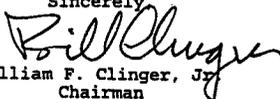
As you know we are continuing the investigation into the White House Travel Office matter and related events, including the role of Harry Thomason and Darnell Martens.

Previously, the White House suggested a May 1994 cutoff date for providing documents and to date has provided documents to date using that date. Recent developments in our investigation make this date premature.

Recently my staff met with Jane Sherburne regarding this and other matters regarding outstanding document requests and informed Ms. Sherburne that the Committee is requesting that all records relating to the criminal case to date be provided. In addition, the Committee is requesting all other previous requests be updated through May 1995.

I would appreciate receiving these documents by 5p.m. December 6, 1995.

Sincerely,



William F. Clinger, Jr.
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Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
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November 29, 1995

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INDEPENDENT

MAJORITY CLERK: DEB DEW
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Ms. Jane Sherburne
Special Counsel
The White House
Washington, D.C. 20500

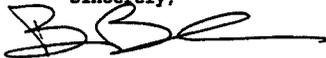
Dear Jane:

In our last meeting, you suggested a revision of Request No. 8. The following is our revision:

Any records relating to any proposal to use independent financing or unused Presidential Inaugural Committee funds to assist anyone on the White House staff, outsource White House duties or tasks, or otherwise assist White House operations. This would include records regarding any efforts, both inside and outside the White House to explore, evaluate or implement such proposal. It would also include records of any subsequent analysis of such efforts.

Also enclosed is a letter Chairman Clinger sent to Jack Quinn regarding outstanding documents.

Sincerely,



Barbara K. Bracher
Chief Investigative Counsel

ONE HUNDRED FOURTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
 2157 RAYBURN HOUSE OFFICE BUILDING
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December 14, 1995

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MAJORITY—(202) 225-2804
 MINORITY—(202) 225-2811

Jack Quinn, Esq.
 White House Counsel
 The White House
 Washington, D.C. 20500

Dear Mr. Quinn:

In the course of conducting a search for the documents pursuant to our most recent agreement, I wanted to bring to your attention a particular document, recently described to us by witnesses, which has not been produced by the White House or other parties. This document would clearly be responsive to our previous document requests and we would appreciate your assistance to locate this material.

The document in question is an approximately 10-page memorandum which incorporated allegations made about the Travel Office in the so-called "Martens memo," as well as information concerning the Miami Air allegations, allegations about the lifestyles of the Travel Office employees, and other activities deemed suspicious by Harry Thomason, Catherine Cornelius and/or others.

Witnesses have indicated that a copy of this memo was in the possession of the White House Counsel's office in May, 1993, and at one time in the possession of Associate White House Counsel, William Kennedy. Mr. Kennedy had this memo in a file which contained other records concerning these allegations. We believe that the memo was most likely prepared sometime between May 10 and May 13, 1993. We would appreciate if the White House would make all efforts to provide any information concerning the disposition of this memo and the related files.

I appreciate your assistance in completing our document production.

Sincerely,

Bill Clinger
 William F. Clinger, Jr.
 Chairman

CC: CARDISS COLLINS

THE WHITE HOUSE
WASHINGTON

December 20, 1995

Hon. William Clinger, Chairman
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Chairman Clinger:

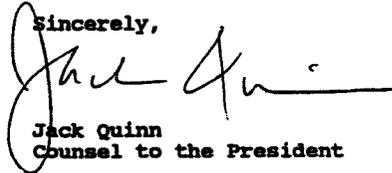
I write in response to your letter dated December 14, 1995, regarding information the Committee received about a May 1993 memorandum concerning the Travel Office.

We do not have the memorandum referred to in your letter among our files. After receiving your letter, we contacted people knowledgeable about the Travel Office matter, including Mr. John Podesta, Mr. Todd Stern and Mr. William Kennedy, and none recalls such a document.

As I stated during our December 7 meeting, we are in the midst of a final document search and will be providing additional responsive material shortly. If the memorandum referred to in your letter is uncovered during that search, we will provide it to the Committee immediately.

With warmest wishes during this holiday season.

Sincerely,

A handwritten signature in black ink, appearing to read "Jack Quinn", written over a white background.

Jack Quinn
Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

December 22, 1995

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to Chairman Clinger's request dated September 18, 1995 (CGE 7771-810, 9424-10692, 10695-10855). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

As we discussed, additional responsive material will be provided shortly.

Seasons Greetings.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

WILLIAM F. CLINGER, JR. PENNSYLVANIA

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BORRARD MOORETY MEMBER

INDEPENDENT

MILITARY-2025 222-2074

SECURITY--(202) 222-4021

January 2, 1996

Mr. Thomas McLarty
Counselor to the President
The White House
Washington, D.C. 20500

Mr. Bruce Lindsey
Deputy Counselor to the President
The White House
Washington, D.C. 20500

Dear Mr. McLarty and Mr. Lindsey:

Pursuant to Rules X and XI of the Rules of the U.S. House of Representatives, the Committee on Government Reform and Oversight is conducting an investigation of the White House Travel Office matter and related events.

The actions of Mr. David Watkins are central to this investigation. Recent information provided to this Committee indicates that Mr. Watkins management was described as "abusive" by several of his subordinates. As you know, the Clinton/Gore campaign paid \$37,500 to a female campaign employee who had alleged sexual harassment by Mr. Watkins.

We would appreciate your responding to the following requests regarding Mr. Watkins actions:

1. Please provide the names of all individuals who brought to your attention at any time during your tenure at the White House, claims of inappropriate behavior by David Watkins. Such actions would include, but are not limited to, sexual harassment concerns, requests that subordinates misrepresent actions taken by Mr. Watkins or others in the White House, any violations of standards of conduct or any other abusive conduct by Mr. Watkins.

2. For each such individual identified in Request 1 above, indicate what information they provided about any inappropriate actions by Mr. Watkins.
3. Please provide any records of any of this information identified in either Request 1 or 2 above brought to your attention or to anyone in your office during your tenure in the White House.
4. A Wall Street Journal article by Jeff Birnbaum and Michael Frisby stated that "when Clinton aides were making staffing decisions for the White House after the 1992 campaign, the allegation [of sexual harassment] was part of their discussions about where to place Mr. Watkins." (See attached) Please indicate any such information which was relayed to you about the \$37,500 sexual harassment settlement by the Clinton/Gore campaign and your knowledge about this matter and the individuals involved.
5. A May 20, 1994, Wall Street Journal article indicated that the White House was looking into "employee complaints about Director of Administration, David Watkins." Please provide records of any such complaints and what actions were contemplated and/or taken regarding these complaints. Also indicate the extent of your knowledge of such complaints and whether this information was included in Mr. Watkins' background check.
6. Please indicate what knowledge you had about a \$3,000 per month retainer from the Clinton campaign that began in June 1994 shortly after Mr. Watkins left the White House and continued through June 1995. Please provide all records concerning this retainer.
7. Please indicate what knowledge you had about David Watkins and Patsy Thomasson telling subordinates Catherine Cornelius and Clarissa Cerda that Mr. Watkins did not read a February 15, 1993 memo regarding reorganization of the Travel Office.

Please provide all relevant records and responses to these questions by January 18, 1995.

Sincerely,


William F. Clinger, Jr.
Chairman

STREET JOURNAL.

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Y, MAY 20, 1994

WHITE OAK, MARYLAND

Inside Today's Journal

A REPORT ON

MEDICINE & HEALTH

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- Things that could go wrong
- Companies to watch
- A guide for investors

In His Solitude, A Finnish Thinker Posits Cataclysms

What the World Needs Now,
Pentti Linkola Believes,
Is Famine and a Good War

BY DANA MURPHY

Washington Wire

A Special Weekly Report From
The Wall Street Journal's
Capital Bureau

INTERNAL TENSIONS and disputes roll the Clinton White House.

Aides steam over special counsel Cutler's remarks, and suspected remarks, about Clinton's meandering decision-making on a Supreme Court justice. "Disloyal, self-serving," one Clinton adviser complains. Chief of Staff McLarty warns at a senior staff meeting this week that anyone who is caught leaking will be "told to leave."

Defense chief Perry rattles the White House by talking out of turn about nuclear-production dangers in North Korea. The White House quietly looks into employee complaints about Director of Administration **David Watkins**, another Arkansan.

Hillary Rodham Clinton, in a funk over adverse publicity, refused to do a New Yorker interview for a profile on her out next week; but the president spent two hours with the reporter.

THE FED WINS CHEERS, for a change, but can't avoid controversy.

After the bond market's ebullient response, the Fed gets high marks from the White House on this week's rate increase despite its fears about hurting the recovery. "An A+," says one administration economist.

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tion; the rest are neutral or undecided. Mr. Director Alice Rivlin after the election to

Watkins, Former Top Aide to Clinton, Is Linked to Sexual-Harassment Case

By JEFFREY H. BIENBAUM
And MICHAEL K. FRISBY

Staff Reporters of THE WALL STREET JOURNAL

WASHINGTON—The 1992 Clinton campaign paid a financial settlement to a woman who alleged she was sexually harassed by David Watkins, later the top administrative officer of the White House.

The incident emerged as an issue this week in the wake of a Federal Election Commission audit that suggested the campaign might owe a record \$4 million to the federal government for making payments that the auditors say weren't legitimate campaign expenses. One of the challenged expenses was a \$37,500 payment to an unidentified worker to settle an employment dispute.

Lawyers for the White House and the Clinton campaign wouldn't say who was involved in the settlement payment. Lyn Utrecht, a lawyer for the Clinton campaign, said the payment went into an escrow account to settle "an employee-related dispute" and that the parties were bound by a confidentiality agreement.

Financial Settlement

But several former campaign workers, including some senior officials, confirmed that Mr. Watkins had been accused of sexual harassment by a female accountant who worked for the campaign, and that the matter was ended with a financial settlement.

Ty Cobb, an attorney for Mr. Watkins, said Mr. Watkins is "precluded from commenting on it because of the manner in which it was resolved," and declined further comment. Mr. Watkins, who was forced to leave the White House after an incident in which he used a presidential helicopter to fly to a golf outing and is now working for Callaway Golf Co. in Carlsbad, Calif., declined to return repeated telephone calls. Friends of Mr. Watkins said he vigorously denied any wrongdoing at the time of the allegation.

When Clinton aides were making staffing decisions for the White House after the 1992 campaign, the allegation was part of their discussions about where to place Mr. Watkins. But according to people who took part in those discussions, at least one campaign lawyer who knew about the Watkins case assured the White House that the incident was nothing to worry about.

Chief of Staff Thomas McLarty was said to have been told about the allegations only in passing and was also reassured about them. Aides said President Clinton was unlikely to have known about the incident.

Questions About Scrutiny

But the disclosure raises questions about how well the Clinton team scrutinized its job candidates. Among those in-

involved in the settlement were campaign manager David Wilhelm, until recently the chairman of the Democratic National Committee; campaign Chief of Staff Eli Segal, who now heads the president's national service program, and Christine Varney, the campaign's general counsel, who is now a member of the Federal Trade Commission.

Messrs. Segal and Wilhelm didn't return phone calls and Ms. Varney declined to comment.

Mr. Watkins was given a sensitive and high-ranking job in the White House, assistant to the president for management and administration. He had served as a chief of administration in the Clinton campaign as well.

Prior Criticism

Before he lost his job over the helicopter-golfing incident, Mr. Watkins was also criticized for his role in the firing of the White House travel office staff. He was severely criticized for his part in the firing by a later White House inquiry.

The \$37,500 the election commission auditors challenged as largely undocumented — and therefore subject to possible refund and financial penalty — was listed as a payment to "Kathlyn Graves, Escrow Agent." Auditors were told the payment was made to a former employee for consulting services and that the matter was confidential.

It turns out that Ms. Graves, whose task was to disburse the funds, works for Wright, Lindsey, Jennings, the Little Rock, Ark., law firm that at one time included both Mr. Clinton and Bruce Lindsey, a close confidante of the president, and his first director of personnel. Ms. Graves declined to comment.

Saab Announces Recall Of Its 900-Model Cars

By a WALL STREET JOURNAL Staff Reporter
NORCROSS, Ga.—Saab Automobile AB, which is jointly owned by General Motors Corp. and Saab-Scania AB, is recalling 10,504 late 1994 and early 1995 Saab 900 models because of a structural problem with the front-seat frames, Saab's U.S. sales arm announced.

Saab said an estimated 0.5% of the sedans have an insufficient number of welds on the seat frames. Saab said it has received no reports of injuries or accidents relating to the problem and spotted it during an internal quality review. Owners are being asked to bring their cars to a Saab dealer for inspection in January.

*First payment of \$399 for a LS in NY for monthly payments based on MSRP. Regional restrictions apply. A Monaco LS Lessee pays for residue value of \$22,075. Guarantee LS \$24,330 for a certain period. For details, see approved credit agreement.

THE WHITE HOUSE
WASHINGTON

January 3, 1996

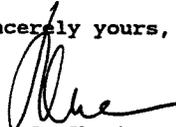
BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to Chairman Clinger's request dated September 18, 1995, as modified at the meeting between chairman Clinger and Jack Quinn on December 7, 1995 (CGE 10856-10879, 10882-10902, 10907-11630, 11634-11652, 11654-11823, 11827-11835, 11838-12285, 12296-12366). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed. Among this production is a document we located last Friday in the course of our collection of material responsive to the Chairman's request for documents created after your original cut-off date. We believe this document (CGE 12286-12294) falls within your original cut-off date..

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

Subpena Duces Tecum

By Authority of the House of Representatives of the Congress of the United States of America

To Custodian of Records, White House Office of Administration

You are hereby commanded to produce the things identified on the attached schedule before the full Committee on Government Reform and Oversight

of the House of Representatives of the United States, of which the Hon. William F. Clinger, Jr is chairman, by producing such things in Room 2157 of the Rayburn House Office Building, in the city of Washington, on Monday, January 22, 1996 at the hour of 5:00 pm

To Kevin Sabo, Barbara Bracher, Barbara Comstock, or U.S. Marshals Service to serve and make return.

Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 11th day of January, 1996

William F. Clinger, Jr. Chairman

Attest:

Rolin H. Cook Clerk

by Linda Nave, Deputy Clerk

Linda Nave

DOCUMENT REQUEST TO THE
WHITE HOUSE OFFICE OF ADMINISTRATION

Definitions and Instructions

(1) For the purposes of this request, the word "record" or "records" shall include but shall not be limited to any and all originals and identical copies of any item whether written, typed, printed, recorded, transcribed, punched, taped, filmed, graphically portrayed, video or audio taped, however produced or reproduced, and includes but is not limited to any writing, reproduction, transcription, photograph, or video or audio recording, produced or stored in any fashion, including any and all computer entries, memoranda, diaries, telephone logs, telephone message slips, tapes, notes, talking points, letters, journal entries, reports, studies, drawings, calendars, manuals, press releases, opinions, documents, analyses, messages, summaries, bulletins, e-mail (e-mail are limited to those specified in particular requests or that have been reduced to hard copies and are responsive to any of the outlined requests), disks, briefing materials and notes, cover sheets or routing cover sheets or any other machine readable material of any sort whether prepared by current or former employees, agents, consultants or by any non-employee without limitation. "Record" shall also include redacted and unredacted versions of the same record.

(2) For purposes of this request, "The White House Travel Office matter" refers to all events leading to the May 19, 1993 firings of the White House Travel Office employees and includes all information provided about the White House Travel Office and any employees of the White House Travel Office at any time from January 1, 1993 to the present; the activities of Harry Thomason, Darnell Martens and Penny Sample at the White House; all allegations of wrongdoing concerning the Travel Office employees; actions taken by the Federal Bureau of Investigation and the Department of Justice, both prior to and after the firings (including the actions by any field office personnel and any White House involvement in coordination or attendance of interviews), including but not limited to U.S. v. Billy Ray Dale; all investigations and subsequent reviews of the Travel Office firings by any agency including, but not limited to the White House Management Review, the

FBI Weldon Kennedy/I.C. Smith review, the FBI OPR review, the Justice Department OPR review, the IRS internal review, the Treasury Inspector General review, the General Accounting Office review, the proposed U.S. House of Representatives "Resolution of Inquiry" considered and voted on in the House Judiciary Committee in July 1993; and all actions relating to or describing the criminal investigations into the White House Travel Office matter including any subsequent action or activities of any kind as a result of the above mentioned events by the White House, the Treasury Department, the IRS, the General Services Administration, the General Accounting Office, the Federal Bureau of Investigation, the Independent Counsel (both Mr. Fiske and Mr. Starr) and the Department of Justice up to the date of this request unless otherwise limited.

(3) For purposes of this request, the terms "refer" or "relate" and "concerning" as to any given subject means anything that constitutes, contains, embodies, identifies, deals with, or is in any manner whatsoever pertinent to that subject, including but not limited to records concerning the preparation of other records.

(4) For purposes of this request "White House" refers to any and all employees in the Executive Office of the President; employees in the Office of the First Lady; employees in the Office of the Vice-President; consultants, whether paid or not paid; volunteers; and all other employees of the executive branch assigned to, or working at the White House, regardless of designation describing their service at the White House.

(5) For purposes of this request any records requested includes all records in the physical possession of the White House, all records in the possession of any custodians (such as Mr. Kendall) of White House documents, any records maintained in the White House residence, any documents which have been placed into any manner of storage. Unless a time period is specifically identified, the request includes all documents to the present.

DOCUMENTS REQUESTED

1. Any records related to the White House Travel Office matter or the

White House Project from the following individuals and/or offices (which would also include all assistants and secretaries): The White House Counsel's office, Maggie Williams, Capricia Marshall, Lisa Caputo, Neel Lattimore, Isabelle Tapia, Mary Beck, Vince Foster, Deborah Gorham, Linda Tripp, Bill Kennedy, David Watkins, Catherine Cornelius, Clarissa Cerda, Jeff Eller, Patsy Thomason, Ricki Seidman, Mark Gearan, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Brian Foucart, Janet Greene, Beth Nolan, Clifford Sloan, Mack McLarty, Bill Burton, David Dreyer, Anne Edwards, Rahm Emanuel, David Leavey, Bruce Lindsey, Darnell Martens, Matt Moore, Dee Myers, Lloyd Cutler, Jane Sherburne, Abner Mikva, Mark Fabiani, Tom Hufford, Roy Neel, John Podesta, Rita Lewis, David Gergen, Craig Livingstone, Marjorie Tarmey, Ira Magaziner, Bernard Nussbaum, Jennifer O'Connor, Penny Sample, George Stephanopoulos, Frank Stidman, Harry Thomason, Lorraine Voles, Jeremy Gaines, Dale Helms, David Gergen, Joel Klein, Neil Eggleston, Steve Neuwirth, Cheryl Mills, Jurg Hochuli, Andris Kalnins, Matt Moore, Lorraine Voles and Bruce Overton.

2. All records related to the General Accounting Office review of the White House Travel Office.
3. All records related to the Justice Department's Office of Professional Responsibility review of the White House Travel Office.
4. Any records related to American Express obtaining the White House Travel Office business including all records related to any contact with GSA or American Express up to the time of this letter.
5. All records related to the Peat Marwick review of the White House Travel Office and any subsequent reviews such as that performed by Tichenor and Associates and any records reflecting any contacts, communications or meetings with any Peat Marwick attorneys or officials to the present.
6. Any records of any contacts or communications related to any IRS matter regarding UltraAir and/or any IRS matter regarding any other White House charter company, any IRS matter related to any of the fired seven travel office employees, or any other IRS matter related to the White

House Travel Office and any records of contact or communications with IRS Commissioner Peggy Richardson by Mack McLarty, Webb Hubbell, Bruce Lindsey, Vince Foster, Bill Kennedy, or any member of the White House Counsel's office from May 1, 1993 to the present.

7. All records related to the Treasury Inspector General's investigation of the IRS audit of UltrAir. (The investigation requested by Rep. Frank Wolf in May 1993.)
8. Any records relating to any proposal to use independent financing or unused Presidential Inaugural Committee funds to assist anyone on the White House staff, outsource White House duties or tasks, or otherwise assist White House operations. This would include records regarding any efforts, both inside and outside the White House to explore, evaluate or implement such proposal. It would also include records of any subsequent analysis of such efforts.
9. Any records relating to or mentioning the finding of the note in Mr. Foster's briefcase or any other location following his death, any Travel Office records of Mr. Foster's and any records relating to the finding of or existence of or explanations of any files of Mr. Foster's relating to the White House Travel Office matter, Special Government Employees, issues of nepotism, the use of volunteers or any efforts to obtain Office of Legal Counsel opinions on any of these matters and any records of any contacts with Mr. James Hamilton, Lisa Foster, Harry Thomason, Susan Thomases, James Lyons about Vincent Foster's records.
10. Any records relating to Mr. Thomason, Mr. Martens, Ms. Penny Sample, Ms. Betta Carney and Mr. Steve Davison and any other World Wide Travel employees including, but not limited to, all records indicating what these individuals did while at the White House, any documents relating to issues arising out of any actions they took while at the White House, any personnel records, requests for passes or pass forms, requests for office space and any forms related to office space, phones or other equipment, and any records relating to any actions taken by these individuals regarding the White House Travel Office. (For Ms. Sample, this request would also include all trip files for trips she had any involvement with while at the White House.)

11. All records about problems or allegations or wrongdoing in the Travel Office from January 20, 1993 to present.
12. All tapes or videotapes produced by Mr. Thomason or any associates of his for the White House, the Bill Clinton for President Committee or the Clinton/Gore '92 Committee and all billings and financial statements relating to such work.
13. Any tapes, tape recordings or videotapes of any kind related to the White House Travel Office, the White House Travel Office employees, or any allegations of wrongdoing by anyone in the White House Travel Office or any air charter company or other business doing business with the White House Travel Office.
14. Calendars of the following individuals:

Bill Kennedy, Vince Foster, Mack McLarty, Ricki Seidman, John Podesta, Todd Stern, Dwight Holton, Andre Oliver, Brian Foucart, Bruce Lindsey, Jack Kelly, Matt Moore, Beth Nolan, Cliff Sloan, Bernard Nussbaum, David Watkins, Catherine Cornelius, Jennifer O'Connor, George Stephanopoulos, Dee Dee Myers, Clarissa Cerda, Jeff Eller, Patsy Thomasson, Mark Gearan, Leon Panetta, Harry Thomason, and Maggie Williams

- indicating any meetings, messages or discussions with any of these same named individuals among or between each other and among or between these named individuals and Susan Thomases, Darnell Martens, Webb Hubbell, Harry or Linda Bloodworth-Thomason, Larry Herman (or any other KPMG partners or employees) or James Lyons between May 1 and July 31, 1993.
15. Phone records (including message slips, phone logs, pages, or any White House records of phone calls) for the same named individuals in paragraph #14 above, making or receiving calls from any of the same named individuals between May 1 and July 31, 1993.
 16. All calendars and phone records, message slips or phone logs, of the following individuals, made to or from any of the following individuals,

from May 1, 1995 through November 30, 1995 regarding the White House Travel Office matter or the case of U.S. v. Billy Ray Dale:

Jane Sherburne, John Yarowsky, Natalie Williams, Miriam Nemitz, Judge Mikva, Maggie Williams, Capricia Marshall, Patsy Thomasson, John Podesta, Catherine Cornelius, Mark Gearan, Bruce Lindsey, David Watkins, Janet Greene, Betsey Wright, Webb Hubbell, Bill Kennedy, Jeff Eller, Neil Eggleston, Cliff Sloan, Mike Berman, Harry Thomason, Darnell Martens, Catherine Cornelius, John Podesta, Beth Nolan, James Hamilton, Susan Thomases, James Lyons, Roy Neel, John Gaughan, any employee of the Military office, Larry Herman, John Shutkin, any employee of KPMG Peat Marwick, Billy Ray Dale, Barney Brasseur, John Dreylinger, Ralph Maughan, John McSweeney, Robert VanEimeren, Gary Wright, David Bowie, Pam Bombardi, Tom Carl, Stuart Goldberg, Lee Radek, Jamie Gorelick, Adam Rossman, David Sanford.

17. All records related to Travel Office funds and/or documents being placed in the White House military office and all records of any inquiries about related events.
18. All records of any contacts with David Watkins or Bill Kennedy from the time they ended their employment at the White House to the present.
19. All Executive Order documents located in Mr. Foster's Travel Office files and/or his briefcases.
20. All records related to Harry Thomason and/or Darnell Martens discussing or pursuing contracts with GSA, all records related to ICAP, and any records of the White House Counsel's office analyzing the issues raised by Mr. Thomason and Mr. Martens actions at the White House.
21. All records related to any sexual harassment complaints about Mr. David Watkins during the Clinton/Gore 1992 campaign or during his tenure at the White House and any records of meetings, actions, or communications regarding such complaints and all records related to the \$3,000 per month retainer provided to Mr. Watkins by the Clinton for

President campaign.

22. All records of any contacts, communications or meetings regarding the "Watkins memo" produced to the Committee on January 3, 1996 and the chain of custody of this memo.
23. All indices or catalogues of Vincent Foster's office, tapes, computer and documents and who received each document from his office.
24. All records relating to the actions of Mr. Watkins at the White House regarding the use of White House helicopters, the names of all individuals in the two helicopters used in May 1994 for Mr. Watkins golf outing and all records relating to his departure from the White House.
25. All e-mail to or from the following individuals from May 7, 1993 through May 28, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: David Watkins, Patsy Thomasson, Jennifer O'Connor, Brian Foucart, Peter Siegel, Paul Toback, Catherine Cornelius, Clarissa Cerda, Dee Dee Myers, David Leavey, George Stephanopoulos, Mack McLarty, Ricki Seidman, Bill Burton, Bruce Lindsey, Harry Thomasson, Darnell Martens, Maggie Williams, Capricia Marshall, Lisa Caputo, Mark Gearan, Bernard Nussbaum, Isabelle Tapia, Vincent Foster, Deborah Gorham, Linda Tripp, Betsy Pond, Bill Kennedy, John Podesta, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Beth Nolan, Clifford Sloan, Rahm Emanuel, Lorraine Voles, and Craig Livingstone.
26. All e-mail to or from the following individuals from June 26, 1993 through August 1, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Vincent Foster, Mack McLarty, David Watkins, Patsy Thomasson, John Podesta, Todd Stern, Dwight Holton, Andre Oliver, Bernard Nussbaum, Bruce Lindsey, Ricki Seidman, Mark Gearan, Maggie Williams, Lisa Caputo, George Stephanopoulos and Cliff Sloan.
27. All e-mail to or from the following individuals from September 1, 1993

through December 20, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Mack McLarty, David Watkins, Patsy Thomasson, Cliff Sloan, Neil Eggleston, Bruce Lindsey, John Podesta, Todd Stern, Ricki Seidman, Maggie Williams, Mark Gearan, and George Stephanopoulos.

28. All e-mail to or from the following individuals from May 1, 1994 through September 8, 1994, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Neil Eggleston, Lloyd Cutler, Joel Klein, John Podesta, Jane Sherburne, Sheila Cheston, Maggie Williams and Todd Stern.
29. All records relating to the matter of United States of America v. Billy Ray Dale, any investigation by the Justice Department into the White House Travel Office matter as defined in paragraph (2), and all records relating to Billy Ray Dale as well as any records of talking points prepared about Mr. Dale to the present.
30. All records related to the gathering of documents for any review or investigation related to the White House Travel Office matter as defined in paragraph (2). This includes, but should not be limited to, the White House Management Review, the IRS internal review, the GAO Travel Office review, the OPR investigation, the Public Integrity investigation, the Treasury IG investigation, the FBI internal review, Independent Counsel Robert Fiske, and Independent Counsel Kenneth Starr.

MANNER OF PRODUCTION

Please provide a document production log for all documents produced with a description of the document, the identity of the individual who created or authored the document, identify the individual and location where each document was found, identify any handwriting of any notes or notations on any document and the author of any such notations. In addition, please indicate for each item requested if you know of any document which would be responsive

and previously existed but you no longer have access to or it has been destroyed. For any documents which have been destroyed please identify the document and who destroyed it. In addition, for all documents produced to date, as well as any additional items, identify all documents which originated in Vincent Foster's office.

Subpena Duces Tecum

By Authority of the House of Representatives of the Congress of the United States of America

To Custodian of Records, Executive Office of the President

You are hereby commanded to produce the things identified on the attached schedule before the full Committee on Government Reform and Oversight of the House of Representatives of the United States, of which the Hon. William F. Clinger, Jr. is chairman, by producing such things in Room 2157 of the Rayburn House Office Building, in the city of Washington, on Monday, January 22, 1996 at the hour of 5:00 pm

To Kevin Sabo, Barbara Bracher, Barbara Comstock, or U.S. Marshals Service to serve and make return.

Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 11th day of January, 1996

William F. Clinger, Jr. Chairman

Attest:

Rolin H. Carl Clerk

BY: Linda G. Nave, Deputy Clerk

Linda G. Nave

Subpena for Custodian of Records.....
 Executive Office of the President
 The White House.....
 1600 Pennsylvania Avenue, Northwest
 Washington, D.C. 20500..

.....
 before the Committee on the.....

Government Reform and Oversight.....

Served.....

.....
 House of Representatives

GPO 1993 43-117 (04)

18

24-502

DOCUMENT REQUEST TO THE
WHITE HOUSE EXECUTIVE OFFICE OF THE PRESIDENT

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FBI Weldon Kennedy/I.C. Smith review, the FBI OPR review, the Justice Department OPR review, the IRS internal review, the Treasury Inspector General review, the General Accounting Office review, the proposed U.S. House of Representatives "Resolution of Inquiry" considered and voted on in the House Judiciary Committee in July 1993; and all actions relating to or describing the criminal investigations into the White House Travel Office matter including any subsequent action or activities of any kind as a result of the above mentioned events by the White House, the Treasury Department, the IRS, the General Services Administration, the General Accounting Office, the Federal Bureau of Investigation, the Independent Counsel (both Mr. Fiske and Mr. Starr) and the Department of Justice up to the date of this request unless otherwise limited.

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(5) For purposes of this request any records requested includes all records in the physical possession of the White House, all records in the possession of any custodians (such as Mr. Kendall) of White House documents, any records maintained in the White House residence, any documents which have been placed into any manner of storage. Unless a time period is specifically identified, the request includes all documents to the present.

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White House Project from the following individuals and/or offices (which would also include all assistants and secretaries): The White House Counsel's office, Maggie Williams, Capricia Marshall, Lisa Caputo, Neel Latimore, Isabelle Tapia, Mary Beck, Vince Foster, Deborah Gorham, Linda Tripp, Bill Kennedy, David Watkins, Catherine Cornelius, Clarissa Cerda, Jeff Eller, Patsy Thomason, Ricki Seidman, Mark Gearan, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Brian Foucart, Janet Greene, Beth Nolan, Clifford Sloan, Mack McLarty, Bill Burton, David Dreyer, Anne Edwards, Rahm Emanuel, David Leavey, Bruce Lindsey, Darnell Martens, Matt Moore, Dee Myers, Lloyd Cutler, Jane Sherburne, Abner Mikva, Mark Fabiani, Tom Hufford, Roy Neel, John Podesta, Rita Lewis, David Gergen, Craig Livingstone, Marjorie Tarmey, Ira Magaziner, Bernard Nussbaum, Jennifer O'Connor, Penny Sample, George Stephanopoulos, Frank Stidman, Harry Thomason, Lorraine Voles, Jeremy Gaines, Dale Helms, David Gergen, Joel Klein, Neil Eggleston, Steve Neuwirth, Cheryl Mills, Jurg Hochuli, Andris Kalnins, Matt Moore, Lorraine Voles and Bruce Overton.

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5. All records related to the Peat Marwick review of the White House Travel Office and any subsequent reviews such as that performed by Tichenor and Associates and any records reflecting any contacts, communications or meetings with any Peat Marwick attorneys or officials to the present.
6. Any records of any contacts or communications related to any IRS matter regarding UltraAir and/or any IRS matter regarding any other White House charter company, any IRS matter related to any of the fired seven travel office employees, or any other IRS matter related to the White

House Travel Office and any records of contact or communications with IRS Commissioner Peggy Richardson by Mack McLarty, Webb Hubbell, Bruce Lindsey, Vince Foster, Bill Kennedy, or any member of the White House Counsel's office from May 1, 1993 to the present.

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10. Any records relating to Mr. Thomason, Mr. Martens, Ms. Penny Sample, Ms. Betta Carney and Mr. Steve Davison and any other World Wide Travel employees including, but not limited to, all records indicating what these individuals did while at the White House, any documents relating to issues arising out of any actions they took while at the White House, any personnel records, requests for passes or pass forms, requests for office space and any forms related to office space, phones or other equipment, and any records relating to any actions taken by these individuals regarding the White House Travel Office. (For Ms. Sample, this request would also include all trip files for trips she had any involvement with while at the White House.)

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13. Any tapes, tape recordings or videotapes of any kind related to the White House Travel Office, the White House Travel Office employees, or any allegations of wrongdoing by anyone in the White House Travel Office or any air charter company or other business doing business with the White House Travel Office.
14. Calendars of the following individuals:

Bill Kennedy, Vince Foster, Mack McLarty, Ricki Seidman, John Podesta, Todd Stern, Dwight Holton, Andre Oliver, Brian Foucart, Bruce Lindsey, Jack Kelly, Matt Moore, Beth Nolan, Cliff Sloan, Bernard Nussbaum, David Watkins, Catherine Cornelius, Jennifer O'Connor, George Stephanopoulos, Dee Dee Myers, Clarissa Cerda, Jeff Eller, Patsy Thomasson, Mark Gearan, Leon Panetta, Harry Thomason, and Maggie Williams

indicating any meetings, messages or discussions with any of these same named individuals among or between each other and among or between these named individuals and Susan Thomases, Darnell Martens, Webb Hubbell, Harry or Linda Bloodworth-Thomason, Larry Herman (or any other KPMG partners or employees) or James Lyons between May 1 and July 31, 1993.

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from May 1, 1995 through November 30, 1995 regarding the White House Travel Office matter or the case of U.S. v. Billy Ray Dale:

Jane Sherburne, John Yarowsky, Natalie Williams, Miriam Nemitz, Judge Mikva, Maggie Williams, Capricia Marshall, Patsy Thomasson, John Podesta, Catherine Cornelius, Mark Gearan, Bruce Lindsey, David Watkins, Janet Greene, Betsey Wright, Webb Hubbell, Bill Kennedy, Jeff Eller, Neil Eggleston, Cliff Sloan, Mike Berman, Harry Thomason, Darnell Martens, Catherine Cornelius, John Podesta, Beth Nolan, James Hamilton, Susan Thomases, James Lyons, Roy Neel, John Gaughan, any employee of the Military office, Larry Herman, John Shutkin, any employee of KPMG Peat Marwick, Billy Ray Dale, Barney Brasseur, John Dreylinger, Ralph Maughan, John McSweeney, Robert VanEimeren, Gary Wright, David Bowie, Pam Bombardi, Tom Carl, Stuart Goldberg, Lee Radek, Jamie Gorelick, Adam Rossman, David Sanford.

17. All records related to Travel Office funds and/or documents being placed in the White House military office and all records of any inquiries about related events.
18. All records of any contacts with David Watkins or Bill Kennedy from the time they ended their employment at the White House to the present.
19. All Executive Order documents located in Mr. Foster's Travel Office files and/or his briefcases.
20. All records related to Harry Thomason and/or Darnell Martens discussing or pursuing contracts with GSA, all records related to ICAP, and any records of the White House Counsel's office analyzing the issues raised by Mr. Thomason and Mr. Martens actions at the White House.
21. All records related to any sexual harassment complaints about Mr. David Watkins during the Clinton/Gore 1992 campaign or during his tenure at the White House and any records of meetings, actions, or communications regarding such complaints and all records related to the \$3,000 per month retainer provided to Mr. Watkins by the Clinton for

President campaign.

22. All records of any contacts, communications or meetings regarding the "Watkins memo" produced to the Committee on January 3, 1996 and the chain of custody of this memo.
23. All indices or catalogues of Vincent Foster's office, tapes, computer and documents and who received each document from his office.
24. All records relating to the actions of Mr. Watkins at the White House regarding the use of White House helicopters, the names of all individuals in the two helicopters used in May 1994 for Mr. Watkins golf outing and all records relating to his departure from the White House.
25. All e-mail to or from the following individuals from May 7, 1993 through May 28, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: David Watkins, Patsy Thomasson, Jennifer O'Connor, Brian Foucart, Peter Siegel, Paul Toback, Catherine Cornelius, Clarissa Cerda, Dee Dee Myers, David Leavey, George Stephanopoulos, Mack McLarty, Ricki Seidman, Bill Burton, Bruce Lindsey, Harry Thomasson, Darnell Martens, Maggie Williams, Capricia Marshall, Lisa Caputo, Mark Gearan, Bernard Nussbaum, Isabelle Tapia, Vincent Foster, Deborah Gorham, Linda Tripp, Betsy Pond, Bill Kennedy, John Podesta, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Beth Nolan, Clifford Sloan, Rahm Emanuel, Lorraine Voles, and Craig Livingstone.
26. All e-mail to or from the following individuals from June 26, 1993 through August 1, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Vincent Foster, Mack McLarty, David Watkins, Patsy Thomasson, John Podesta, Todd Stern, Dwight Holton, Andre Oliver, Bernard Nussbaum, Bruce Lindsey, Ricki Seidman, Mark Gearan, Maggie Williams, Lisa Caputo, George Stephanopoulos and Cliff Sloan.
27. All e-mail to or from the following individuals from September 1, 1993

through December 20, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Mack McLarty, David Watkins, Patsy Thomasson, Cliff Sloan, Neil Eggleston, Bruce Lindsey, John Podesta, Todd Stern, Ricki Seidman, Maggie Williams, Mark Gearan, and George Stephanopoulos.

28. All e-mail to or from the following individuals from May 1, 1994 through September 8, 1994, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Neil Eggleston, Lloyd Cutler, Joel Klein, John Podesta, Jane Sherburne, Sheila Cheston, Maggie Williams and Todd Stern.
29. All records relating to the matter of United States of America v. Billy Ray Dale, any investigation by the Justice Department into the White House Travel Office matter as defined in paragraph (2), and all records relating to Billy Ray Dale as well as any records of talking points prepared about Mr. Dale to the present.
30. All records related to the gathering of documents for any review or investigation related to the White House Travel Office matter as defined in paragraph (2). This includes, but should not be limited to, the White House Management Review, the IRS internal review, the GAO Travel Office review, the OPR investigation, the Public Integrity investigation, the Treasury IG investigation, the FBI internal review, Independent Counsel Robert Fiske, and Independent Counsel Kenneth Starr.

MANNER OF PRODUCTION

Please provide a document production log for all documents produced with a description of the document, the identity of the individual who created or authored the document, identify the individual and location where each document was found, identify any handwriting of any notes or notations on any document and the author of any such notations. In addition, please indicate for each item requested if you know of any document which would be responsive

and previously existed but you no longer have access to or it has been destroyed. For any documents which have been destroyed please identify the document and who destroyed it. In addition, for all documents produced to date, as well as any additional items, identify all documents which originated in Vincent Foster's office.

WILLIAM F. CLINGER, JR., PENNSYLVANIA
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

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REPRESENTATIVE

MAJORITY—(222) 225-6074
MINORITY—(202) 225-6061

January 11, 1996

By Facsimile

Jack Quinn, Esquire
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Mr. Quinn:

We request that the questions transmitted herewith be answered in writing under oath by the following persons:

John C. Sherburne, Special Counsel to the President
John Yarowsky, Associate Counsel to the President
Natalie Williams, Associate Counsel to the President
Miriam R. Nimetz, Associate Counsel to the President
Christopher D. Cerf, Associate Counsel to the President
Nelson Cunningham, General Counsel, Office of Administration
Patsy Thomasson, Deputy Director of White House Personnel

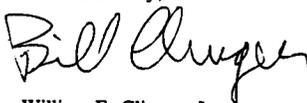
The purpose for the Committee's seeking this information is to obtain information concerning the origin and chain-of-custody of the original and all

copies of the undated draft memorandum authored by David Watkins, a copy of which you furnished to me with your letter of January 3, 1996. These questions relate to any and all copies of said draft memorandum including copies that contain personal notations and any and all copies recorded or preserved by electronic means.

Our request includes any information possessed by the persons identified above irrespective of how such information came into the possession of the person answering the questions. If any privileges are to be claimed or asserted with respect to any of the information sought by these questions, such assertions and all information pertinent to the basis for such claims should be furnish to the Committee at the time these questions are answered. We request answers to these questions by each of the persons identified in our possession not later than 4:00 p.m. on January 16, 1996. Please let me know immediately if there will be any difficulties in meeting this deadline.

Thank you for your cooperation in assisting the Committee in obtaining responses to these questions. In light of the nature of the Watkins memorandum and the timing and circumstances of its release to the Committee, it is imperative that the Committee obtain the information sought hereby as promptly as possible.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bill Clinger".

William F. Clinger, Jr.
Chairman

QUESTIONS FOR WHITE HOUSE INTERROGATORIES

1. Provide a written description detailing any knowledge which you have concerning the origin and chain-of-custody of the undated memorandum by Mr. David Watkins, a copy of which was produced to this Committee on January 3, 1996. This document contains Bates stamp numbers CCGE 12286-12294. Identify the persons in the chain-of-custody by name and location. Include any information that you have concerning the origin and chain-of-custody of any other drafts, copies of drafts, final versions, or copies of final versions of the Watkins memorandum.

2. Provide a listing by name and affiliation of every person whom the White House or any of its personnel has received access from or provided access to this document or copies of this document or other drafts of same document. Provide the date when such access was provided. This listing should include, but is not limited to, all White House staff, advisors, volunteers, or outside counsel who had access to this document or copies thereof at any time.

3. Provide a written description of the precise location where the Watkins' memorandum was located in Ms. Patsy Thomasson's files. Identify the file or group of files in which the memorandum was found. Detail the process by which the file of Ms. Thomasson were removed from her office and placed into the White House storage facility. State the names and positions of all persons involved in such removal and storage as well as any interim location of these files.

4. Identify whether the copy of the draft memorandum produced to the Committee was taken from the original or from a copy of the undated memorandum produced to the Committee on January 3, 1996. If the Watkins draft memorandum produced was a copy of a copy, state any knowledge, specific or general, concerning the origin and chain-of-custody of the original draft, as well as any other drafts or versions of the memorandum.

WHITE HOUSE INTERROGATORIES, cont.

5. Identify all handwriting on the front of the copy of the draft memorandum produced to the Committee on January 3, 1996. Please provide a typed transcription of all handwritten notations on the memorandum.

WILLIAM F. CLINGER, JR., PENNSYLVANIA
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RESPONSIBLY

MAJORITY—(202) 225-6074
MINORITY—(202) 225-6941

January 16, 1996

The Honorable William J. Clinton
The White House
Washington, D.C. 20500

Dear Mr. President:

As you know, when Mr. Billy Dale was acquitted of all wrongdoing in November, 1995, you publicly stated that you were sorry for everything he had been through, that you hoped he could put it behind him and get on with his life. At that time, you wished Mr. Dale and his family well.

I am extremely troubled by the fact that in the past weeks, your attorneys, Mr. Robert Bennett and Mr. David Kendall as well as a number of your surrogates such as Lynn Cutler and Ann Lewis, continue to attack Mr. Dale and make false allegations about him. This tactic is being pursued despite the fact that your Justice Department conducted a vigorous and extensive thirty month prosecution that failed to convince a jury that Mr. Dale was guilty of any crimes.

As you may recall, Mr. Dale alleged he had missing records which would have accounted for the money he was accused of taking. There was considerable testimony during Mr. Dale's trial about Clinton Administration officials failing to adequately maintain the Travel Office documents. It was revealed that aides such as Ms. Patsy Thomasson changed the locks in the Travel Office and accessed the office when none of the Travel Office employees was present. Moreover, the FBI failed to account for the Travel Office documents for almost a month after the firings. The head of White House Records Management testified to the lack of security of these records. No doubt this played a role in a jury acquitting Mr. Dale in less than two hours.

In light of the White House's recent discovery of a number of long-missing documents in this investigation as well as the Whitewater investigation, I hope that the White House will renew the search for Mr. Dale's missing petty cash records, if they still

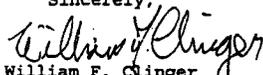
The Honorable William J. Clinton
January 16, 1996
Page 2

exist.

As to financial mismanagement, recent events in the Energy Department certainly calls attention to the irresponsible bookkeeping by one of your own Cabinet Secretaries. Yet, Vice President Gore's subsequent response was that Ms. O'Leary was doing a fabulous job reinventing government and eliminating unnecessary spending.

In the meantime, given everything that Mr. Dale and his family and former colleagues have gone through over the past two and a half years, I hope that you will direct your attorneys and surrogates to cease their senseless attacks on Mr. Dale. Enough is enough.

Sincerely,


William F. Clinger
Chairman

THE WHITE HOUSE
WASHINGTON

January 16, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

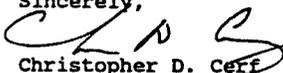
Dear Ms. Bracher,

Under cover of this letter, I am providing material responsive to Chairman Clinger's request dated December 19, 1995. Due to the inclement weather, we are still in the process of determining whether there is any additional material that had been placed in off-site storage. I expect that process to be complete early this week, and hope to be in a position to forward any additional documents to you by this Friday.

We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

I greatly appreciate your patience in accommodating the weather-related delays we have encountered in assembling these materials.

Sincerely,



Christopher D. Cerr
Associate Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

January 17, 1996

BY TELECOPY AND HAND DELIVERY

The Honorable William Clinger
Chairman
Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515

Dear Mr. Chairman:

Last Thursday evening, you sent to me a set of interrogatories regarding the so-called "Watkins memorandum." Those interrogatories sought sworn responses from a number of White House employees, including several attorneys in the Counsel's Office. Your cover letter asked that such responses be completed by the following Tuesday, January 16, 1996

When I called you a day later, on Friday, and explained to you that most of our employees were out that day because of the snow and that Monday was a federal holiday, you graciously agreed that responses to the interrogatories could be put off for one week, until January 22. Over the weekend, however, I learned from Mr. Sabo that instead you would like to have, in time for the hearing on the Watkins memorandum, a single statement reciting the facts leading up to the discovery of the Watkins memorandum and an account of the chain of custody of the document up to that time as best we are able to provide it.

As you know, I have sought, at the same time, clarification of the scope of the Committee's recent subpoenas, in particular as they purport to request without limitation or foundation confidential materials from the Counsel's Office. In the meanwhile, however, my office has assembled information along the lines requested in your interrogatories in an effort to be responsive to your request as conveyed by Mr. Sabo.

I preface my accounting of the circumstances surrounding the discovery of the Watkins memorandum as follows. First, as you know, I do not have firsthand knowledge of the matters about which you have asked. The facts as recited here have been gathered and provided to me by members of my staff. Indeed, I am led to believe that no one of the people to whom you directed your interrogatories could provide a complete accounting of the facts. In an effort to accommodate you, however, I am reporting

- 2 -

here such explanation and pertinent detail as we have been able to gather in the brief time since your request.

Second, what follows therefore should not to be taken as a complete account of all the facts about which you have inquired. Time has not permitted us to be so comprehensive, and I do not purport to have investigated the matter in question nor to be providing a report of any investigation.

With these caveats in mind, the following summarizes what my office has learned about the essential facts related to the discovery of the Watkins memorandum:

On January 3, 1996, the White House provided to this Committee a draft memorandum prepared (apparently in the fall of 1993) by Mr. David Watkins (CGE 12286-12294). We understand that the document went through several drafts before eventually being completed as a memorandum to Mr. Watkins' attorney. Matthew Moore, an assistant to Mr. Watkins, reportedly helped prepare the memorandum. To date, the White House has not located any other drafts or copies of the memorandum.

According to Ms. Patsy Thomasson, Mr. Watkins gave the draft to her for comments at some point prior to October 1993. At that time, Ms. Thomasson was Special Assistant to the President for Management and Administration and Director of the Office of Administration.

Ms. Thomasson has informed my office that the handwriting on the document, with the possible exception of the notations on pages 1-2, is hers. If those notations are someone else's, we do not know whose they are.

In or about October 1993, Ms. Thomasson moved from her West Wing office to Room 178 of the Old Executive Office Building. In the course of moving, and with the help of her assistants, she placed her documents in boxes and had them transferred to Room 178.

Ms. Thomasson informs us that, until the discovery of the draft memorandum on December 29, 1995, she was unaware she had retained a copy. Rather, she believed she had returned the document to Mr. Watkins at about the time he showed it to her. Apparently, she had not done so, however, and she believes that the draft more than likely was transferred along with the rest of the documents in her West Wing office to Room 178.

We understand that some of the documents Ms. Thomasson transferred to Room 178 remained in boxes, while others were removed and placed in cabinets and drawers in her new office. No index of the documents was prepared at that time, nor were any of the documents sent to storage. Many were not filed or otherwise organized.

Ms. Thomasson moved again in or about January 1994 to Room 146 of the Old Executive Office Building. As in the prior move, Ms. Thomasson, with the help of assistants, placed her documents in boxes and transferred them to the new space. Again, no index of the documents was prepared at that time, nor were any of the records sent to storage. Ms. Thomasson reports that she did not see the draft memorandum during the office move or her stay in that office.

On or about June 1995, Ms. Thomasson was appointed to a new position as Deputy Assistant to the President and Deputy Director for Presidential Personnel. Ms. Thomasson changed offices again, this time moving to Room 156 of the Old Executive Office Building. In accordance with an Office of Administration directive regarding records management, LISD.04-4, dated June 2, 1991, Ms. Thomasson made arrangements to have the Federal records she accumulated while Director of the Office of Administration archived. She informs us that she asked her assistant, Doug Matties, to organize, index and box for storage these Federal records.

We are told that, when Mr. Matties began his task, there were papers everywhere in Ms. Thomasson's office -- on the desk, in file cabinets, in boxes, on tops of boxes and on the floor. Mr. Matties reviewed the documents, classified them as Federal or Presidential records, and then indexed and boxed them. (A copy of the index prepared by Mr. Matties is annexed hereto as Exhibit 1). Although we are told that Mr. Matties performed the bulk of the work, Ms. Thomasson did assist him in reviewing some of the documents. Ms. Thomasson informs us that she did not see the draft memorandum during this process. Mr. Matties also does not recall seeing the document during this movement of the records.

Mr. Matties completed the task in or about late June or early July 1995. He then apparently had 13 boxes of Federal records transferred to Ms. Nellie Doering, Supervisory Management Analyst for the Office of Administration. Ms. Doering is the Records Management Officer for the Office of Administration. Twelve of the boxes are identified on Mr. Matties' index. (Exhibit 1). We understand that the remaining box Ms. Doering

received from Mr. Matties contained loose papers pertaining to various White House Office administrative matters.

Ms. Doering reviewed these papers, categorized them under relevant headings and placed them in corresponding files. In the course of sorting through the loose papers, Ms. Doering grouped together certain documents relating to the Travel Office and put them in four files. The draft memorandum was placed in the first of the four Travel Office files. We are reproducing the exact contents of those four files for the Committee and will provide them under separate cover. Many of the documents already have been provided by the White House to the Committee from other files.

Ms. Doering placed the four Travel Office files, along with other files, in a box marked "BOX 8." The four Travel Office files, along with the rest of Ms. Thomasson's records, were identified on an index Ms. Doering prepared of Ms. Thomasson's Federal records. That index is annexed hereto as Exhibit 2. (The four Travel Office files are identified under one heading on that index -- "White House Travel Office" -- among the entries for Box 8.) We are told that Ms. Doering neither informed Ms. Thomasson that she had created the four Travel Office files nor provided Ms. Thomasson with the index she had prepared.

We further understand that in the course of reviewing all of Ms. Thomasson's documents for records management storage purposes Ms. Doering consolidated the files into 12 boxes. In or about late September or early October 1995, Ms. Doering sent the 12 boxes containing Ms. Thomasson's Federal records to the Federal Records Center in Suitland, Maryland.

On April 5, 1994, Associate Counsel to the President W. Neil Eggleston sent memoranda to Ms. Thomasson and others requesting documents relating to the activities of Messrs. Harry Thomason and Darnell Martens at the White House. At this time, according to Ms. Thomasson, she remained unaware she had retained the draft memorandum. She accordingly certified she had no responsive documents in her possession. A copy of that certification is annexed hereto as Exhibit 3.

On or about September 19, 1994, Deputy Counsel to the President Joel I. Klein sent a memorandum to all staff of the Executive Office of the President seeking "all documents and other recordings relating to Harry Thomason and Darnell Martens, excluding those documents relating solely to the Presidential inauguration." A copy of that request is annexed hereto as

Exhibit 4. The draft memorandum was not provided in response to the September 1994 request.

On December 7, 1995, you and I resolved several outstanding issues regarding a Committee document request. Thereafter, on December 19, 1995, a memorandum was sent to all staff of the Executive Office of the President instructing them to search their files for certain additional materials requested by the Committee and to provide any such material to my office. (A copy of that memorandum is annexed hereto as Exhibit 5).

The December 19, 1995 memorandum prompted Ms. Doering to recall that there were Travel Office materials among the records Mr. Matties had sent to her along with Ms. Thomasson's other records. On or about December 21, 1995, Ms. Doering informed Bruce Overton, Deputy General Counsel to the Office of Administration, about the files and told him she did not believe they had been reviewed for responsiveness. Mr. Overton asked her to retrieve the box containing the files from the Federal Records Center.

Either on December 26 and 28, 1995, Mr. Overton received Box 8 from Ms. Doering's office. (Recollections apparently differ on the precise date of this transfer.) Mr. Overton reviewed the documents therein and informed Mr. Nelson Cunningham, General Counsel to the Office of Administration, that the box contained material responsive to the Committee's request. Mr. Overton then transferred the box to Mr. Cunningham's office on or about December 28, 1995.

After reviewing the documents in the box, Mr. Cunningham notified Associate Counsel to the President Natalie Williams that he had a box of Ms. Thomasson's records that might contain responsive material. On December 29, 1995, Ms. Williams, in the presence of Mr. Cunningham, reviewed the first of the four Travel Office files in Box 8 and identified the draft memorandum, which was in the middle of the file.

Ms. Williams, after discovering the draft memorandum, immediately notified Special Counsel to the President Jane Sherburne, who was at home for the holidays. Because later that day Ms. Williams was leaving the country for a week, Ms. Sherburne instructed her to make two copies of the document -- one for Ms. Sherburne and the other for Special Associate Counsel Jonathan Yarowsky. Ms. Williams retained a copy for herself and returned the original draft memorandum to the file in which it was found. The box containing the original document remained

locked in Mr. Cunningham's office until January 3, 1996, when Mr. Yarowsky had it moved to a secure office near his.

The White House produced a copy of the draft memorandum to this Committee on January 3, 1996, and at about that time made it available to members of the press. The White House notified the Office of the Independent Counsel about the draft memorandum the following morning, January 4, 1996, at which time the Independent Counsel made arrangements to receive a copy of the document that afternoon. The White House provided the original draft to the Office of the Independent Counsel on January 11, 1996.

To the best of our knowledge, the White House officials who saw or had possession of the draft memorandum prior to its release to the Committee on January 3, 1996 are as follows:

| <u>Name</u> | <u>Affiliation</u> | <u>Approximate Date</u> |
|-------------------|--------------------|-------------------------|
| David Watkins | formerly WH Off. | Fall 1993 |
| Matt Moore | formerly WH Off. | Fall 1993 |
| Patsy Thomasson | WH Off. | Fall 1993, 1/2/96 |
| Doug Matties | Office of Admn. | Summer 1995 |
| Nellie Doering | Office of Admn. | Summer 1995 |
| Bruce Overton | Office of Admn. | 12/28/95 |
| Nelson Cunningham | Office of Admn. | 12/29/95 |
| Natalie Williams | WH Counsel's Off. | 12/29/95 |
| Jonathan Yarowsky | WH Counsel's Off. | 12/29/95 |
| Jane Sherburne | WH Counsel's Off. | 12/30/95 |
| Harold Ickes | WH Office | 1/2/96 |
| Kim Holliday | WH Office | 1/3/96 |
| Miriam Nemetz | WH Counsel's Off. | 1/2 or 3/96 |
| Mark Fabiani | WH Counsel's Off. | 1/2 or 3/96 |
| Rochester Johnson | WH Counsel's Off. | 1/3/96 |
| Michael Massey | WH Counsel's Off. | 1/3/96 |
| Jack Quinn | WH Counsel's Off. | 1/3/96 |
| Kathleen Wallman | WH Counsel's Off. | 1/3/96 |

On or about the 2d or 3d of January, Ms. Sherburne also provided a copy of the memorandum to Ty Cobb, then-counsel to Mr. David Watkins; David Kendall, counsel to the President and Mrs. Clinton; David Williams, counsel to Ms. Patsy Thomasson; and Amy Sabrin, counsel to Mr. Harry Thomason. In addition, Ms. Sherburne showed a copy of the draft memorandum to Mrs. Clinton on January 3, 1996, in connection with her preparation for an interview with Newsweek scheduled for the following day.

- 7 -

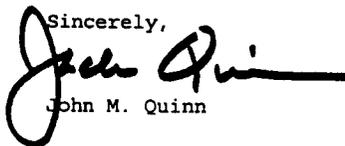
After the document was provided to the Committee, it was made available to interested parties, including members of the press.

* * * *

I hope that this recitation is helpful to you and the Committee.

I await your guidance as to how we may best proceed to resolve the other issues I raised with you during our telephone conversation last Friday.

Best personal regards.

Sincerely,

John M. Quinn

cc: Honorable Cardiss Collins

EXHIBIT I

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF ADMINISTRATION
RECORDS OF THE DIRECTOR (PATSY L. THOMASSON)

N1-429-79-2 - ITEM 3
1993-1995

BOX 1

DIRECTOR'S SUBJECT FILES

GENERAL

Administrative Contacts
Calendars (PLT)
Combined Federal Campaign
Correspondence - General
Director's Appointment
General
General
National Performance Review Reports
OA Accomplishments
OA Appreciation Reception
OA Management Reform
ONDCP - Transfer of Functions
Organization
Reduction in Force Meeting
Staff Action Tracking
Team Building

GENERAL COUNSEL

Armstrong v. EOP
Bell Atlantic Claim
EEO Cases
Freedom of Information Act Requests
GAO Audit - Health Care
GAO Audit - White House Personnel
MOU - GSA Computer Resources
MOU - OMB Software Upgrade for 1995 Budget
Passes
Seals - Presidential/Vice Presidential

BOX 2**DIRECTOR'S BINDERS**

Budget of the United States Government, Fiscal Year 1994
 Comprehensive Design Plan for the White House
 Congressional Briefing Process, Fiscal Year 1994, Phase I Outline
 Congressional Budget Hearings, Fiscal Year 1995
 Congressional Budget Submission, Fiscal Year 1994
 Congressional Budget Submission, Fiscal Year 1995
 Congressional Budget Submission, Fiscal Year 1996
 Congressional Initiative on WH/EOP/Supprt/Perks/Authorization
 DARPA End User Computer Guide
 Financial Analyses, Fiscal Year 1993

BOX 3**DIRECTOR'S BINDERS**

FMD Review of Other Agency Fiscal Year 1995 Budget Requests
 General Accounting Office Investigation on Resumix
 Historical Information on Staffing Levels of the Executive Office of the President
 National Performance Review, EOP Agency Team Report
 Office of Administration Budget, Fiscal Year 1995
 Office of Administration Budget, Fiscal Year 1996
 Office of Administration Downsizing
 Office of Administration Staffing
 Office of Administration Status of Appropriations
 Office of Science and Technology Policy Budget, Fiscal Year 1995
 PMD Budget, Fiscal Year 1995
 Preparation and Submission of Budget Estimates
 Reorganization of the White House and Executive Office of the President
 Retroactive Appointments and Pay Adjustments in the Executive Office of the President
 Congressional Testimony
 Supplemental Request, Fiscal Year 1993
 White House Customer Interviews
 WHO Subscriptions

BOX 4**ADMINISTRATIVE OPERATIONS DIVISION (GENERAL SERVICES)**

Cost Reductions
 Delegations of Authority

Director/Organization/Staff Meeting
 Gym
 Mail/Messenger
 Parking
 Printing and Graphics
 Procurement Branch - Internal Review
 Procurement - General
 Procurement - Internal Review
 Procurement - WH Subs
 Recycled Paper
 Supply
 Telephone Billing
 Telephone Directories
 Telephone Problems
 Telephone Procurement
 Telephone Procurement
 Telephones
 Vehicles
 Volunteers
 WH Newsclips
 ZIP Codes

BOX 5

FACILITIES MANAGEMENT DIVISION

Briefing - GSA, NPS, USSS & WHMO
 Commendations
 Comprehensive Design for the White House
 Fine Regulations
 Floor Plans
 Furniture Requests
 General
 GSA Plans
 Hungarian Visit - IRMS
 OSHA Violations and Complaints
 Phones
 Presidential Transition - Facilities, Property, and Logistics
 Remote Delivery Site
 Rent and Utility Prices
 Repairs, Renovations, and Requests for Renovations
 Restoration and Preservation of OEOP and White House
 Space Requests
 Utility and Energy Saving

Vice President's Residence

BOX 6

FINANCIAL MANAGEMENT DIVISION

Administrative Procedures and Operations
Agencies Providing Staff/Financial Support for POTUS/VPOTUS
Background Information
Budget for Office of National Drug Control Policy
Budget - Fiscal Year 1984
Budget, Fiscal Year 1992
Budget, Fiscal Year 1993
Budget, Fiscal Year 1994
Budget, Fiscal Year 1995
Budget, Fiscal Year 1996
Congressional Inquiry
Correspondence
Criticisms
Delegation of Authority
Drug-Free Workplace
Existing Funds
Federal Managers Financial Integrity Act
Information on Financial Audits, Fiscal Year 1994
Flood Study
Forms Automation, Fiscal Year 1993
FTE
General
Guatamala
Guidance for Implementing Executive Order 12866
~~Health Care~~
Request for Information on the Office of Administration

BOX 7

FINANCIAL MANAGEMENT DIVISION

Interagency Agreement
Internal Controls
Istook Amendment
Metro Area Definitions
National Performance Review

Newspaper Clippings
 OMB Memos, Circulars, and Directives
 Paperwork Reduction Act
 Questions for the Record
 Reduction in Force
 Reduction in Force - Background
 Reporting Requirements
 Security
 SkyTel
 Supplemental Request, Fiscal Year 1993
 Supplemental Request, Fiscal Year 1994
 Telephone Contract
 Talking Points, Fiscal Year 1994
 Testimony and Transcripts from Hearings
 Vehicle Usage
 White House Office

BOX 8

INFORMATION SYSTEMS AND TECHNOLOGY DIVISION

Bloomberg
 Office of Communications
 Computer Requests
 Computer Task Force
 Office of Correspondence
 Customer Support
 DARPA
 5 Year Plan
 General
 Jock Gill - Media Affairs
 IS&T Review
 The Internet
 Mainframe
 Megastream
 Networks
 OMB Computer Tasks
 Services to OMB
 OMB US 2001
 Pagers and Cellular Phones
 Phone System
 Solicitation
 Sprint
 Support Issues

Telephone Line Distribution
Trip Services - WHCA
V3 Software Maintenance Upgrade
VAX/OASIS
Weekly Reports
WhoDB
XChange/PMC

BOX 9

LIBRARY AND RESEARCH SERVICES DIVISION

Commendations
General
Lexis/Nexis
NPR Suggestions
Publications
Subscriptions and Orders

PERSONNEL MANAGEMENT DIVISION

AIDS Training
Awards
Consultants
Developmental Seminars
Directives
Drug Policy/Testing
Employee Assistance Program
Equal Employment Opportunity
EOP Staffing Reports
Monthly Report of Federal Civilian Employment
FTE Reports
General
Information on Lawsuits
Leave Time Regulations
OPM Audit
OSTP Administrative Office
Payroll Expenditures
Payroll Issues
Personnel Actions
Personnel Problems
Public Service Internship Program
Ron Rasmussen
Recommendations, Resumes, and Information on Individuals

Schedule A
Staffing Issues
Historical Staffing Levels
OA Staffing Reports
OA Strength Reports
Timekeeping

BOX 10

Executive Residence Organization and Procedures Manual
OA Overview from 1992
Official Residence of the Vice President
Pre-Transition Planning Manual and Supplement
AOD - Request for Proposals EOPOA-92-11
FAC - Egress Study for Government Facility
FAC - Fiber Optics Distribution Study for a Government Facility
FAC - Jackson Place Townhouses
FAC - White House Conference Center
FMD - Additional Personnel and Funding Resources
FMD - Budget Process for Fiscal Year 1993
FMD - EOP Accounting System Detail Object Code Classifications and Definitions
FMD - Historical Budget Information
FMD - OA Background for Fiscal Year 1995
FMD - White House Travel Authorities and Historical Memos
PMD - WHO Personnel Procedures Manual

THE WHITE HOUSE OFFICE
SPECIAL ASSISTANT TO THE PRESIDENT FOR
MANAGEMENT AND ADMINISTRATION

PATSY L. THOMASSON

1993-1995

BOX 1

Comprehensive Design Plan for the White House
Customer Service Interviews Report
GAO Audit of Resumix System
Reorganization of the White House and the Executive Office of the President
White House Office Subscriptions

BOX 2

Bush Policies and Procedures
Phone Manuals
Reagan Policies and Procedures #1
Reagan Policies and Procedures #2
WHO Briefing
White House Staff Manual

EXHIBIT II

429-95-48

EXECUTIVE OFFICE OF THE PRESIDENT
 OFFICE OF ADMINISTRATION
 RECORDS OF THE DIRECTOR (PATSY L. THOMASSON)
 (DEPARTED OA - JUNE 1, 1995)

5/63:37-6.6

NI-429-79-2 - ITEM 3
 1993-1995

BOX 1

DIRECTOR'S SUBJECT FILES

GENERAL

Administrative Contacts

Calendars (PLT)
 Citizens Initiative Study
 Combined Federal Campaign
 Correspondence
 Customer Advocacy Group - Establishment in Director's Office

Business Process Management - by Peat Marwick (Mgt Consultants)
 Business Process Reengineering - NAPA Study on

Director's Appointment

Healthy Food in OEOB

Management and Administration Issues (compliance with 1004 Body
 Count, Requests for Salary Increases, Staffing & FY '95
 Budget, Listing WHO Staff, Budget Analysis and Travel, Other
 Issues)

Management Reform (EOP) (History)
 Management Reform (EOP) Implementation
 Management Reform - GAO Report: National Performance Review (NPR)
 Implementation

National Performance Review Reports

National Performance Review Reports - EOP Agency Team
 New Independent States (NIS) Adviser

Office of Administration (OA) - Accomplishments
 Office of Administration (OA) - Appreciation Reception
 Office of Administration (OA) - Challenges
 Office of Administration (OA) - Initiative - FY 1994
 Office of Administration (OA) - Mission Statement
 Office of Administration (OA) - Overview from 1992

BOX 1 (CONTINUED)GENERAL (CONTINUED)

Office of Administration (OA) - Pre-transition Planning Manual
and Supplement

Office of Administration (OA) - Streamlining Plans

Office of National Drug Control Policy (ONDCP) - Transfer of
Functions
Organization

Performance Plans for Pilot Projects under P.L. 103-62, the
Government Performance and Results Act of 1993 (GPRA) (Memo
to Heads of Departments and Agencies)

Reduction in Force Meeting

Regulatory Reinvention Initiative

Reinvention Activities

Reorganization of the White House and Executive Office of the
President (Binder Material)

Small agency Council Database address

Staff Action Tracking

Staff Meetings

Team Building

GENERAL COUNSEL

Advanced Research Projects Agency (ARPA)

Armstrong v. EOP

Bell Atlantic Claim

Equal Employment Opportunity (EEO) Cases

Ethics

Ethics - Seeking Employment w/EOP Contractors

Freedom of Information Act Requests

Financial Disclosure

GAO Audit - Health Care

GAO Audit - White House Personnel

BOX 2

GENERAL COUNSEL (CONTINUED)

GC Detail to the WH
Gift Handling and Reporting

Independent Counsel Subpoena

MOU - GSA Computer Resources
MOU - OMB Software Upgrade for 1995 Budget

Passes
Portal-to-Portal

Seals - Presidential/Vice Presidential
Schedule A Authorities - Applicable to DOJ

Telecommunications Contract - Background and Issues

Wang Litigation - DOJ

ADMINISTRATIVE OPERATIONS DIVISION (GENERAL SERVICES)

Cost Reductions

Delegations of Authority
Director/Organization/Staff Meeting

Gym

Mail/Messenger

Parking
Printing and Graphics
Procurement Branch - Internal Review
Procurement - General
Procurement - Internal Review
Procurement - Through Electronic Commerce
Procurement - WH Subs

Recycled Paper
Request for Proposal (RFP) (EOP OA-92-11)
Resumix (WH Personnel System) Contract

Small Business
Supply

BOX 2 (CONTINUED)

ADMINISTRATIVE OPERATIONS DIVISION (GENERAL SERVICES)

Telephones
Telephone Billing
Telephone Directories
Telephone Problems
Telephone Procurement (Folder 1 of 2)

BOX 3

ADMINISTRATIVE OPERATIONS DIVISION (GENERAL SERVICES)

Telephone Procurement (Folder 2 of 2)

Vehicles
Volunteers

White House Customer Interviews (Binder Material)
WH Staff Moves - Assistance
WH Newsclips

ZIP Codes

FACILITIES MANAGEMENT DIVISION

Briefing - GSA, NPS, USSS & WHMO

Commendations
Comprehensive Design Plan for the White House (Binder Material)

Egress Study for Government Facility
Environmental Audit Report

Federally Land Scaped Lands - Environmental and Economic Benefit
Fiber Optics Distribution Study for a Government facility

BOX 3 (CONTINUED)FACILITIES MANAGEMENT DIVISION (CONTINUED)

Phones

Presidential Transition - Facilities, Property, and Logistics

Remote Delivery Site

Rent and Utility Prices

Repairs, Renovations, and Requests for Renovations

Restoration and Preservation of OEOB and White House

Smoking Policy

Space Requests

Tours of OEOB, WH, etc.

Utility and Energy Saving

Vice President's Residence

White House Area

White House Conference Center

White House & President's Park - Comprehensive Design Plan
(Interior Department)BOX 4FINANCIAL MANAGEMENT DIVISION

Additional Personnel and Funding Resources

Administrative Procedures and Operations

Background Information

Budget, Fiscal Year 1984 (Existing Authority- Reference)

Budget, Fiscal Year 1992

Budget, Fiscal Year 1993

Budget, Fiscal Year 1994

Budget, Fiscal Year 1995

Budget, Background for Fiscal Year 1995

Budget, Review of Other Agency Fiscal Year 1995 Requests

BOX 5

Budget, Fiscal Year 1996

Budget, Historical Information

Budget, Office of National Drug Control Policy (ONDCP)

Budget, Reprogramming

Budget, Process for Fiscal Year 1993

BOX 5 (CONTINUED)FINANCIAL MANAGEMENT DIVISION

Congressional Briefing Process, Fiscal Year 1994, Phase I Outline
 (Binder Material)
 Congressional Budget Hearings, Fiscal Year 1995 (Binder Material)
 Congressional Budget Submission, Fiscal Year 1994 (Binder
 Material)
 Congressional Budget Submission, Fiscal Year 1995 (Binder
 Material)
 Congressional Budget Submission, Fiscal Year 1996 (Binder
 Material)
 Congressional Initiative on WH/EOP/Support/Perks/Authorization
 (Binder Material)
 Congressional Inquiry
 Correspondence
 Council on Environmental Quality (CEQ) - Legislative Activity
 Criticisms

BOX 6

Delegation of Authority
 Drug-Free Workplace

Executive Office Accountability Act of 1993 (IG for EOP)
 Executive Office of the President (EOP) Accounting System Detail
 Object Code Classifications and Definitions

Executive Residence - Certifications of - FY 1992-1993
 Expenditures

Executive Residence and Official Entertainment - Transfer of
 Administrative Support to OA

Existing Funds

Federal Financial Management - Status report and 5-Year Plan
 (OMB)

Federal Managers Financial Integrity Act
 Financial Analyses, Fiscal Year 1993 (Binder Material)
 Fixed Assets, Planning and Budgeting for the Acquisition
 Flood Study

FMD Review of Other Agency Fiscal Year 1995 Budget Requests
 (Binder Material)

Foreign Investment in the U.S., Interagency Committee on (CIFUS)
 - GAO Audit

Forms Automation, Fiscal Year 1993

FTE's - Full Time Employees

BOX 6 (CONTINUED)FINANCIAL MANAGEMENT DIVISION (CONTINUED)

General

General Accounting Office (GAO) Investigation of RESMIX
Guatemala
Guidance for Implementing Executive Order 12866

Health Care

House Child Care Center - Financial Audit

Information on the Office of Administration, Request for
Interagency Agreement
Internal Controls
Istook Amendment

Metro Area Definitions

National Performance Review
Newspaper Clippings

Office of Administration Budget, Fiscal Year 1995 (Binder
Material)

Office of Administration Budget, Fiscal Year 1996 (Binder
Material)

Office of Administration Downsizing (Binder Material)

Office of Administration Staffing (Binder Material)

Office of Administration Status of Appropriations (Binder
Material)

Office of Science and Technology Policy Budget, Fiscal Year 1995
(Binder Material)

OMB Memos, Circulars, and Directives

BOX 7

Paperwork Reduction Act

Parking, Taxable

Personnel and Funding Resources, Additional

Personnel Management Division (PMD) Budget, Fiscal Year 1995
(Binder Material)

Preparation and Submission of Budget Estimates (Binder Material)

Questions for the Record

Reduction in Force

Reduction in Force - Background

Reinventing Government Task Force (Waive of Rent Charges)

Reporting Requirements

BOX 7 (CONTINUED)FINANCIAL MANAGEMENT DIVISION (CONTINUED)

Security
 SkyTel
 Supplemental Request, Fiscal Year 1993 (Folder 1 of 2)
 Supplemental Request, Fiscal Year 1993 (Binder Material) (Folder
 2 of 2)
 Supplemental Request, Fiscal Year 1994

Telephone Contract
 Talking Points, Fiscal Year 1994
 Testimony and Transcripts from Hearings

Vehicle Usage
 Vice President's Residence

BOX 8

White House Office
 White House Office Travel Authorities and Historical Memos
 White House Office Delegations of Authority
 White House Office Travel (GAO) Unvouchered Expenditures
 White House Office Travel - Audit - GAO Report: White House
 Travel Office Operations
 White House Travel Office (4 folders)
 White House Travel Office - Government Air Transportation
 Guidelines

Year-End Cut-Off date 9/15/95

INFORMATION SYSTEMS AND TECHNOLOGY DIVISION

Bloomberg Business News

Communications, Office of
 Computer Requests
 Computer Task Force
 Conference Center Support for Equipment Installations
 Correspondence, Office of
 Customer Feedback Survey
 Customer Support

DARPA
 DARPA End User Computer Guide (Binder Material)
 Data Entry Assistance
 5-Year Plan

EOP Database Consolidation and Reengineering Project

General

BOX 9 ✓

FINANCIAL MANAGEMENT DIVISION (CONTINUED)

Hungarian Visit - re/Communications and Telecommunications

IS&T Review

Internet

Mainframe

Media Affairs - Jock Gill

Megastream

Networks

Networks System Group Statistics

OASIS

OMB Computer Tasks

OMB US 2001

Records, Electronic Mail

Records Management, Technical Activities in Supporting

Resources Accounting Information

Services to OMB

Pagers and Cellular Phones

Phone System

Procomm Plus for Windows Claim re License Agreement

Solicitation

Sprint

Support Issues

Telephone Line Distribution

Trip Services - WHCA

U.S. 2000 Rollout (Software and Hardware)

V3 Software Maintenance Upgrade

VAX/OASIS

Weekly Reports

Wire Management Project for the OEOB

WhoDB

WH Moves Support for Equipment and Installation

WH News Clips/upgrade of computers/telephones

WH Personnel Office Computer Needs

XChange/PMC - Cabinet Affairs and President's Management Council

BOX 9 (CONTINUED)

LIBRARY AND RESEARCH SERVICES DIVISION

Commendations

General

Lexis/Nexis

NPR Suggestions

Press Office - Library Records Management Concerns
Publications

Subscriptions and Orders

White House Office Subscriptions (Binder Material)

PERSONNEL MANAGEMENT DIVISION

AIDS Training
Annual Leave Transfer
Awards

Career Day Workshop
Consultants

Data Bank Updates and Download Scheduling
Detailees, WH History
Developmental Seminars
Directives

BOX 10

Drug Policy/Testing

Employee Assistance Program
Equal Employment Opportunity (EEO)
EEO Complaint - Rasmussen
EOP Staffing Reports

Federal Civilian Employment, Monthly Report of
FTE's Reports - Full Time Employees
FTE's - Maintain the 25% Cut

BOX 10 (CONTINUED)PERSONNEL MANAGEMENT DIVISION (CONTINUED)

General

General Accounting Office (GAO) Audit - Personnel Practices -
 Retroactive Appointments and Pay Adjustments in the
 Executive Office of the President - Presidential Transition
 Conversions and Appointments: Changes Needed
 General Accounting Office (GAO) Investigation on Resumix
 (Binder Material)

Historical Information on Staffing Levels of the Executive Office
 of the President (Binder Material)

Hatch Act Employees - Allotments to Political Action Committees

Information on Lawsuits
 IRMD Reimbursable Positions

Leave Time Regulations
 Lobbying Expenses, Denial of Deduction

Office of Personnel Management (OPM)
 OPM Audit

Office of Science and Technology (OSTP) Administrative Office

Payroll Expenditures
 Payroll Issues
 Personnel Actions
 Personnel Problems
 Political Employees - Records Maintained on
 Public Service Internship Program

Recommendations, Resumes, and Information on Individuals
 Retirement
 Retroactive Appointments and Pay Adjustments in the Executive
 Office of the President - Congressional Testimony

Schedule A
 Schedule A Employees - Detailing to the White House
 Security - GAO Pass Audit
 Social Security Administration (new contacts)
 Staffing Issues
 Staffing Levels, Historical

OA Staffing Reports
 OA Strength Reports

BOX 10 (CONTINUED)PERSONNEL MANAGEMENT DIVISION (CONTINUED)

Timekeeping

WH Timekeeper/Certifier
 WH Security/Access (WAVES)
 WH Personnel Issues
 WH Personnel Office Functions Transfer to OA
 WH Personnel Procedures Manual

BOX 11WHITE HOUSE RELATED

Asset Replacement Policy
 Awards

Commissioned Officers & Staff

Detailees of Social Events Office

Eagle Feathers for Native American Religious Purposes, Policy
 Concerning Distribution
 Educational Excellence for Hispanic Americans
 Environmental Audit
 Environmental Justice in Minority Populations on Low-Income
 Populations

Future Agenda Items

General Counsel
 Government to Government Relations with Native Tribal Governments

Health Care Task Force

Information, Internal Request for

July 4th

Memos to Heads of Executive Department and Agencies - General

Office of Planning Development - NOAA Global Planning Project

President's Economic Plan

Small Business, Conference on
 Social Office, Procurement of a Calligraphy Machine
 Special Programs Office
 Sustainable Development, President's Council on

BOX 11WHITE HOUSE RELATED (CONTINUED)

Vehicles for Social Office Events
 Vice President
 Vice President, Official Residence of the
 Violence Against Women Advisory Committee Announcement

WH Briefing (Transition)
 WH Christmas Party
 WH Comments Unit
 WH Computers
 WH Correspondence Office
 WH Executive Residence Organization and Procedures Manual
 WH Management
 WH Office of Environmental Policy - GAO Report on Ecosystems
 Management
 WH Phone Manuals
 WH Policies and Procedures (History - 1981-1988 - Reagan) (2
 Folders)
 WH Policies and Procedures (History - 1989-1992 - Bush)
 WH Staff Manual
 WH Visits of Foreign Dignitaries

BOX 12WHITE HOUSE RELATED - GENERAL

GAO - Acquisition of Automated Resume Processing - RESUMIX
 GAO - Comments on the National Performance Review's
 Recommendations
 GAO - Travel - HMX Helicopters - GAO Investigation

WH Budget - FY 1995
 WH Athletic Center
 WH Comprehensive Design Plan
 WH General Counsel
 WH Greening - Environmental Study
 WH Leave Policy
 WH Personnel Practices - Schedule C and other Details to the
 Executive Office of the President
 WH Presidential Personnel, Office of - Policies and Procedures
 WH Printing Costs
 WH Security/Access
 WH Staff Manual

EXHIBIT III

THE WHITE HOUSE
WASHINGTON

April 5, 1994

MEMORANDUM FOR PATSY THOMASSON

FROM: W. NEIL EGGLESTON
ASSOCIATE COUNSEL TO THE PRESIDENT

RE: TRAVEL OFFICE INQUIRY--HARRY THOMASON AND DARNELL
MARTENS

As you know, the Department of Justice is continuing its investigation into the activities of Harry Thomason and Darnell Martens at the White House in connection with its on-going investigation of the White House Travel Office.

As part of that investigation, the Department has requested documents relating to the activities of Messrs. Thomason and Martens at the White House. Please conduct a careful and complete search of your files and provide me with any and all documents relating or referring to Harry Thomason and Darnell Martens, excluding those documents relating solely to the Presidential Inauguration. This request includes all documents of any type, written or electronic, and duplicate copies as well as originals.

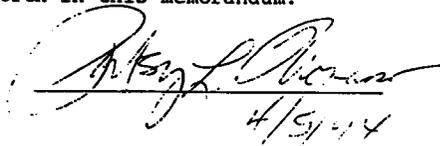
All documents must be provided to me by the close of business on Thursday, April 7, 1994.

If you do not have any responsive documents, please complete the certification below and return this memorandum to me. My room number is OEOB 125.

If you have any questions, please contact me at 6-7901.

W.N.E.

"I have searched my files, and I have no documents responsive to the requests set forth in this memorandum."



4/5/94

EXHIBIT IV

THE WHITE HOUSE
WASHINGTON

September 19, 1994

MEMORANDUM FOR ALL EXECUTIVE OFFICE OF THE PRESIDENT STAFF

FROM: JOEL I. KLEIN *Joel I. Klein*
DEPUTY COUNSEL TO THE PRESIDENT

RE: GRAND JURY SUBPOENA FOR DOCUMENTS

The White House has received a grand jury subpoena requesting the production of documents. The subpoena requests "All documents and other recordings relating to Harry Thomason and Darnell Martens, excluding those documents relating solely to the Presidential inauguration." The subpoena further states that the request "includes all records of any type, written or electronic, and duplicate copies as well as originals."

The subpoena calls for the documents to be produced no later than 9:30 a.m. Friday, September 30, 1994. To respond to this deadline, absolutely all members of the EOP staff immediately must search their files and provide all applicable documents and records to Marvin Krislov in the Counsel's Office, Room 126, OEOB by Friday, September 23, 1994. This request applies even if a staff member has previously searched his or her files and provided any such documents to the Counsel's Office.

To coordinate compliance, we have designated a representative from all EOP offices or entities to be responsible for ensuring that all his or her employees have complied fully with the subpoena. These representatives should confirm that each staff member has searched his or her files and provided any responsive documents or records, and should notify Mr. Krislov or Chris Cerf at 52273 by Friday, September 23. A complete list of representatives is attached.

Each staff member must take personal responsibility for complying with this subpoena in full. If a staff member has questions about the scope of the request or any other matters, he or she should contact Mr. Krislov or Mr. Cerf.

White House Office

Cabinet Affairs
Chief of Staff
Communications
Counsel's Office
Domestic Policy
Envir. Policy
First Lady Off.
Intergov. Aff.
Legislative Aff.
Man. & Admin.
Nat. Econ. Pol.
Office of Pres.
Political Aff.
Pres. Personnel
Public Liaison
Scheduling/Adv.
Social Secretary
Staff Secretary

Office Representative

Steve Silverman
John Angell
Rahm Emanuel
Marvin Krislov
Carol Rasco
Cathy Zoi
Melanne Verveer
Marcia Hale
Pat Griffin
Jodie Torkelson
Sylvia Mathews
George Stephanopoulos
Joan Baggett
Veronica Biggins
Alexis Herman
Ricki Seidman
Ann Stock
John Podesta

| <u>EOB Entity</u> | <u>Office Representative</u> |
|-------------------|------------------------------|
| CEA | Tom O'Donnell |
| CEQ | Elizabeth Blaug |
| Exec. Residence | Gary Walters |
| NSC | Alan Kreczko |
| OA | Chris Cerf |
| OMB | Robert Damus |
| ONDCP | Ed Jurith |
| OSTP | Holly Gwin |
| OVP | Todd Campbell |
| PFIAB | Alan Kreczko |
| USTR | Ira Shapiro |
| VP Residence | Todd Campbell |
| WHCA | Col. Thomas Hawes |
| WHMO | Capt. Mark Rogers |

EXHIBIT V

THE WHITE HOUSE
WASHINGTON

December 19, 1995

MEMORANDUM FOR: ALL STAFF OF THE WHITE HOUSE, THE EXECUTIVE OFFICE OF THE PRESIDENT, THE OFFICE OF MANAGEMENT AND BUDGET, THE OFFICE OF THE VICE PRESIDENT AND THE EXECUTIVE RESIDENCE

FROM: JANE C. SHERBURNE *JCS*
SPECIAL COUNSEL TO THE PRESIDENT

NATALIE R. WILLIAMS *(N)*
ASSOCIATE COUNSEL TO THE PRESIDENT

JONATHAN YAROWSKY
SPECIAL ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: Document Request of the House Government Reform & Oversight Committee

The House Government Reform & Oversight Committee has requested certain White House records in connection with its investigation of the Travel Office matter. Please review your records, including your computer files, and retrieve the following White House records created as of May 31, 1995:

1. "All records related to the General Accounting Office review of the White House Travel Office."
2. "All records related to the Justice Department's Office of Professional Responsibility review of the White House Travel Office."
3. All records related to American Express obtaining the White House Travel Office business including all records related to any contact with GSA or American Express relating to the original contract and subsequent renewals by the White House.
4. "All records (and subsequent contacts) related to the Peat Marwick review of the White House Travel Office and any subsequent reviews such as that performed by Tichenor and Associates."
5. "Any records related to any actions taken by the IRS regarding UltraAir and any other White House charter company, any of the fired seven travel office employees, or any other IRS matter related to the White House Travel Office."

6. "All records related to the Treasury Inspector General's investigation of the IRS audit of UltraAir completed in March 1994."
7. Any records relating to any proposal to use excess Presidential Inaugural Committee funds or other types of independent financing to augment White House staff, outsource White House duties or tasks, or otherwise support White House operations. This would include records regarding any efforts, both inside and outside the White House, to explore, evaluate or implement such proposal. It also would include records of any subsequent analysis of such efforts.
8. Any records relating to the activities of the following individuals at the White House: Harry Thomason, Darnell Martens, and any World Wide Travel or Air Advantage employees, including Betta Carney, Steve Davison and Penny Sample. This would include "personnel records, requests for passes or pass forms, requests for office space and any forms related to office space, phones or other equipment, and any records relating to any actions taken by these individuals regarding the White House Travel Office. (For Ms. Sample, this request would also include all trip files for trips she had any involvement with while at the White House)."
9. "All videotapes produced by Mr. [Harry] Thomason or any associates of his for the White House, the Bill Clinton for President Committee or the Clinton/Gore '92 Committee and all billings and financial statements relating to such work."
10. Any records relating to a proposed study of federal aircraft by Harry Thomason and/or Darnell Martens, including any documents relating to discussions or pursuit of this project with the General Services Administration (GSA), the Interagency Committee on Aviation Policy (ICAP) or the National Performance Review.

You do not need to provide any documents called for in this Memorandum that you already have produced to the Counsel's Office in response to prior requests. If you have sent records that may contain responsive material to the Office of Records Management (ORM), please let us know and we will ask ORM to search your material.

- 3 -

Please provide any records that fall within the categories described above to Associate Counsel Natalie Williams (OEGB Room 142) by no later than 12:00 noon on Friday, December 22, 1995. If you believe you have responsive material but are unable to retrieve it by December 22, or if you have any questions about this request, please contact Jane Sherburne (6-5116), Natalie Williams (6-5079) or Jonathan Yarowsky (6-7911).

Thank you for your cooperation.

THE WHITE HOUSE
WASHINGTON

January 18, 1996

Ms. Barbara Bracher, Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

We have received a copy of Chairman Clinger's January 2, 1996 letter requesting information from Messrs. Bruce Lindsey and Thomas McLarty regarding Mr. David Watkins.

We regret that we are unable to provide a response by today as you requested. We will undertake to provide a response to your inquiry as soon as possible.

Sincerely,



Jane C. Sharburne
Special Counsel to the President

cc: Donald Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

January 19, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Ms. Bracher,

Under cover of this letter, I am providing additional material responsive to Chairman Clinger's request dated December 19, 1995.

We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

Please let me know if I can provide a further assistance on this matter.

Sincerely,



Christopher D. Cerf
Associate Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

January 22, 1996

Ms. Barbara Bracher, Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

As discussed in Jack Quinn's January 17, 1996 letter to Chairman Clinger, we are providing, under cover of this letter, copies of the complete contents of the four Travel Office files among which Mr. Watkins' draft memorandum was found (CGE 12367-13198).

Sincerely,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

January 22, 1996

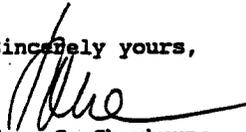
Ms. Barbara Bracher, Chief Investigative Counsel
U.S. House of Representatives
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Barbara:

Under cover of this letter, we are providing documents responsive to the Committee's subpoenas to the Office of Administration and Executive Office of the President dated January 11, 1996 (CGE 13379-15783, 15967-18383, 18386-20375, 20377-20522, 20524-20702, 20765-20769, 20774-20932, 20934-20937, 20939-20953, 20985-20148, 21951-22042, 22045-22428, 22430-23085, 23087-23162, 23164-23388, 23390-23398, PI 00001-000971, PI 973-1595, 1602-1780, 1782-1832, 1842-1948, 1977-2135, CGE 7763, 7385-41 and CGEPR 174-211). We hope to provide a production log for this material by the end of the week.

As Mr. Quinn explained to Chairman Clinger on January 12, 1996, we will provide additional responsive material shortly.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

January 22, 1996

RECEIVED

JAN 24 1996

The Honorable William F. Clinger, Jr.
Chairman, House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

HOUSE COMMITTEE ON
GOVERNMENT REFORM AND OVERSIGHT

Dear Chairman Clinger:

I have your letter dated today. I will be writing separately to address the several questions and concerns raised by the letter, but felt that I should write to you immediately in order to put to rest a serious misunderstanding reflected in your letter concerning the submission of responses to the interrogatories originally requested of White House staff, including a number of individuals in my office.

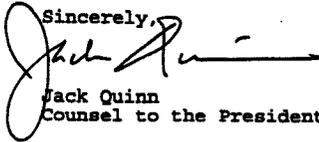
Please recall that, on the evening of January 12, you granted my request for a one week extension past the original January 16 due date for the interrogatory answers. Later that weekend, Mr. Kevin Sabo of your staff asked whether it would be possible, despite this extension, for us to furnish a single statement recounting the relevant events in advance of your January 17 hearing. Among other things we discussed, I asked Mr. Sabo whether you would accept such a statement in lieu of the individuals' interrogatory answers. Mr. Sabo responded that the statement might well suffice, but that that decision would have to be made after my submission was made and you had a chance to evaluate whether the original statements were necessary or entirely different information should be requested.

Mr. Chairman, the only fair reading of that conversation, which I and, in turn, others relied upon, was that you and your staff would review my statement and get back to me if the interrogatory answers were still needed. Six days went by, and we heard nothing until today to indicate that the statement was not sufficient to answer your questions. In fairness, the individuals from whom you are now once again seeking responses should be given the one week to draft their answers that you gave them when we first spoke. We would therefore propose to forward their responses to you on or before January 29, 1996.

In a separate but related matter, I must clear up another misunderstanding. When you and I spoke on Friday, January 12, I told you that I was calling concerning all of the subpoenas and that complete production by the subpoenas' return date, January 22, was not possible, but that we would produce everything we could by that date and the rest as promptly as possible on a

Mr. Clinger
January 22, 1996
Page 2

rolling basis. You asked me to do the best I could do by the 22nd, as did Mr. Sabo in our subsequent conversation, and I promised to do so. We are today producing over 5000 pages of material to your Committee. We are working in good faith to respond as quickly as possible to your requests, and we hope that your staff will work with us to complete this task on a realistic timetable.

Sincerely,

Jack Quinn
Counsel to the President

WILLIAM F. CLUBBER, JR., PENNSYLVANIA

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

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January 22, 1996

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BERNARD SANDERS, VERMONT
 INDEPENDENT

MAJORITY—(202) 225-6074
 MINORITY—(202) 225-6081

Jack Quinn, Esquire
 White House Counsel
 The White House
 Washington, D.C. 20515

Dear Mr. Quinn:

Your January 17, 1996 letter responding to my request for a complete chain-of-custody for the long-missing 9-page draft Watkins memorandum arrived in our office at the precise time our hearing began with Mr. Watkins. As you know, I agreed to your request for an extension of time to respond to our interrogatories for Watkins memorandum. While I appreciate your attempts to provide the Committee with a partial response to the Committee's questions, please understand that I still expect a full response from all of the individuals requested by the newly agreed-upon production date.

When you first made this memorandum public on January 3rd, the President stated that he wanted to get to the bottom of the delay in production and find out what had happened. Despite your failure to make any attempt to explain how your office missed this document in your numerous document searches and productions, the actions reported in your letter that were taken by the White House Counsel's office since December 29, 1995 are startling in themselves.

In addition, I learned during our January 17 hearing with Mr. Watkins that the White House has failed to produce additional documents that this Committee requested as early as June, 1995. This hearing revealed yet another document that the White House has withheld from this Committee and prior investigations -- Mr. Watkins' May 31, 1993 notes and other related notes of June 1 and June 2, 1993. In response to my question concerning these particular notes, Mr. Watkins testified under oath that he turned over his May 31, 1993 handwritten notes to the White House during the White House Management Review's collection of documents.

We did not receive any copies of these handwritten notes from the White House and it was only under the compulsory process of a Congressional subpoena to Mr. Watkins that these documents

Mr. Quinn
 January 22, 1996
 Page 2

were finally produced to this Committee. As you know, these notes establish that one of the dates that the First Lady insisted that the Travel Office employees be fired was a full two days before the Peat Marwick review even began. This seriously undercuts any claim that the First Lady's concern was the result of the Peat Marwick management review.

I can find no legitimate reason for the White House's delay in producing the Watkins 9-page draft memorandum when, by your own admission, it was "discovered" on December 29, 1995. The fact that the White House had the audacity to turn this long withheld document over to the attorney for both Harry Thomason and the President -- Bob Bennett -- as well as numerous other outside attorneys before this Committee or the Independent Counsel is unprecedented.

Given that Mr. Bennett is serving as the current "damage control" point man on "Travelgate," Whitewater and the Paula Jones matter, it is even more troubling that the White House felt the need to provide this document to the President's private personal attorney before responding to this Committee or to the Independent Counsel's subpoena.

I am equally concerned that the White House Counsel's office decided to take action to aid lawyers engaged in the private representation of individuals rather than the government work for which they are employed and paid out of the taxpayers' funds. This tendency to provide a type of "heads up" information of government information to selected private parties and their attorneys is particularly troubling.

According to your account of the discovery of the 9-page Watkins memorandum, to which you provide numerous disclaimers and caveats as to its accuracy or reliability, this document was brought to the attention of the White House Counsel's office on December 29, 1995, a full five days before your production.

On December 29, 1995, investigative counsel, Barbara Comstock spoke with Associate Counsel Natalie Williams, who is apparently one of the people informed about the existence of this document on December 29. On that day, Ms. Williams had assured Ms. Comstock that she would be sending documents to the Committee but she left the country later that day without doing so. When the documents did not arrive, my staff left repeated messages with the Counsel's office requesting delivery of outstanding documents.

On January 2, 1996, my staff again repeatedly called

Mr. Quinn
January 22, 1996
Page 3

Associate Counsel John Yarowsky to obtain the documents. Mr. Yarowsky feigned ignorance as to the hold-up of the documents and said he would have to call Ms. Williams in Germany to find out what was going on. As your account shows, Mr. Yarowsky and Ms. Sherburne knew of the Watkins memo on December 30, 1995 and there was no need to call Germany to find out about the delay in producing documents. It is apparent that this delay was deliberately planned for "damage control" strategy purposes and that Ms. Sherburne was handling the matter at this point.

Again on January 3, 1996, my staff repeatedly called Ms. Sherburne and Mr. Yarowsky to find out what was delaying the document production. Mr. Yarowsky informed the Committee that Ms. Sherburne was "doing something" with them and she had to sign off on them before they could be sent.

What was Ms. Sherburne "doing with" the documents that caused this delay? From your account, Ms. Sherburne was disseminating them to the outside attorneys of individuals directly involved with a possible cover-up in this matter. Why did Ms. Sherburne think it was appropriate to provide this memorandum to attorneys for Harry Thomason, Patsy Thomasson, and David Watkins in this matter before providing the document to this Committee? These individuals alone have either made numerous public misstatements and/or omitted key information to FBI investigators under oath.

I do not know if you can explain why the White House Counsel's office finds it appropriate to assist and abet these individuals in this manner. Ms. Sherburne seems to misconstrue her "damage control" role with that of a personal attorney. She is not a personal attorney for the Clintons or anybody else. She is a government attorney with the ethical obligations to serve the Office of the President not the individuals who may currently or previously worked at the White House and have legal problems. (I would note that it was a selective group of outside attorneys to whom Ms. Sherburne provided this document. Attorneys for Mr. Matt Moore, who actually typed the document for David Watkins, was left off of the "heads up" list.)

Ms. Sherburne's office did not call my staff until late in the evening of January 3, 1996 to inform the Committee that the documents would be delivered. Apparently this was after Ms. Sherburne had briefed the First Lady on the Watkins memo "in connection with her preparation for an interview with Newsweek" and Mr. Fabiani provided it to the press.

Mr. Quinn
January 22, 1996
Page 4

The White House's pattern of withholding documents and your failure to perform thorough searches for documents requested by this Committee is extremely troubling and is the cause of the numerous delays and obstacles to the proceedings before this Committee.

It was not clear from your letter, but I trust you understand that my request for this account was only an interim response. Given the additional information you have provided, I have amended the requests and added additional people from whom we request affidavits. Responses to the previously requested interrogatories are due to the Committee on January 22, 1996 by 5 p.m.

Sincerely,


William F. Clinger
Chairman

WILLIAM F. CLINGER, JR., PENNSYLVANIA

CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

January 23, 1996

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STEWART SANDERS, MONTGOMERY
 INDEPENDENT
 MAJORITY—(202) 225-6074
 MINORITY—(202) 225-6071

Jack Quinn, Esquire
 Counsel to the President
 The White House
 Washington, D.C. 20515

Dear Mr. Quinn:

Given your letter of January 22, 1996, I am writing to memorialize the conversation between Jonathan Yarowsky and Kevin Sabo over the status of this Committee's requests for documents relating to the White House Travel Office investigation.

Notwithstanding previous conversations, Mr. Sabo notified Mr. Yarowsky in the evening of January 16, 1996, that we were unable to accept your offer to exchange an interim reply on the interrogatories with a negotiation over the scope of the subpoenas, and that we would expect both the full interrogatories and the subpoenaed documents by January 22, 1996. The notification to your office on January 16, 1996, nullified any previous discussions about potential compromises. I did appreciate your willingness to provide the Committee with the interim single statement on January 17, but cannot allow it to replace our need for the original sworn interrogatories. As Mr. Sabo informed Mr. Yarowsky yesterday evening, I consider the due date of January 22, 1996 to continue to be applicable to both the subpoenas and the requested interrogatories. It would have been better for you to have checked with our office as to the status of our initial request for this information prior to your call at the precise hour of expected production.

I would also like to address your concerns, as related by Mr. Yarowsky, about the overall tone of our recent correspondence. Events over the past several weeks have greatly troubled me over the handling of this Committee's Travel Office investigation by White House staff. In addition to the Watkins memorandum, and his surprising testimony that other important documents had been turned over to the White House long ago, I am growing increasingly concerned over recent public and private statements made by the First Lady, White House staff, and the President's surrogates.

Most notably, spokesmen for the President continue to vilify Mr. Billy Dale and the other hardworking members of the former Travel Office. Quoting from Mr. Dale's January 21, 1996 Washington Post editorial,

Mr. Quinn
January 23, 1996
Page Two

"... Robert Bennett made the untrue and previously unheard charge that the travel office had been involved in a 'scandal ... which implicates customs law and state tax laws.' Bennett also told David Brinkley that I had agreed to plead guilty to embezzlement to avoid trial."

As you know well, Billy Dale was forced to undergo an extensive Justice Department investigation and an expensive trial. No charges of customs law or state tax laws were ever brought. Mr. Dale was found not guilty of all criminal wrongdoing in jury deliberations lasting only a mere couple hours. President Clinton even tried to apologize to Mr. Dale during a press conference the same day of his acquittal. Either the Justice Department or the White House then leaked confidential documents regarding plea negotiations.

It would appear that the President's apology was quite hollow given the outlandish statements now being made on his behalf. For the sake of future civil relations with this Committee, I strongly encourage you to admonish presidential surrogates who continue to defend the White House by ruining the lives of innocent Americans.

I am also dismayed with evidence that White House attorney Jane Sherburne has obstructed process by encouraging private attorneys of various White House staff members not to comply with legitimate subpoenas issued by this Committee. I cannot allow such obstruction to continue and will take any steps necessary to ensure that all parties demonstrate proper respect for the constitutional authorities of this Committee. I ask, therefore, that you provide me by the end of this week with a statement explaining what steps Mr. Sherburne has taken to interfere with the compliance of our subpoenas by individual staff members and whether her actions are consistent with policy of President Clinton.

It is my sincere hope to maintain civil relations with your office in light of the difficult task that you now face. I cannot, however, allow surrogates for the President to continue to abuse innocent Americans, and members of the White House staff to cavalierly ignore or undercut the rights of Congress to conduct legitimate oversight. I sincerely urge you to reflect on these concerns and take whatever steps are necessary to reverse the current approach by which the White House responds to this investigation.

Sincerely,


William F. Clinger, Jr.
Chairman

THE WHITE HOUSE

WASHINGTON

January 23, 1996

William F. Clinger, Jr.
Chairman, House Committee on
Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

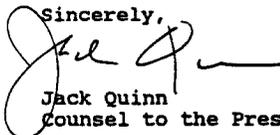
Dear Chairman Clinger:

Pursuant to your letter of January 11, 1996, I am forwarding the affidavits of Christopher Cerf and Nelson Cunningham regarding their knowledge of the matters about which you inquired.

I do not yet have the other affidavits that you requested because, as I recounted to you in my letter of yesterday, I believed we had an understanding that you would review my letter of January 17th and then decide whether the affidavits were still required. I understand Mr. Yarowsky does not share the understanding that his conversation with Mr. Sabo altered our previous understanding, and in any event, because we thought you had agreed to hold your request for the sworn statements in abeyance, none of the other responses you requested is ready.

I have requested that each of the other people from whom you requested responses be alerted to the urgency of finishing their affidavits so that they can be transmitted to you promptly.

Sincerely,



Jack Quinn
Counsel to the President

SWORN RESPONSE OF CHRISTOPHER D. CERF TO INTERROGATORIES
SUBMITTED BY CHAIRMAN CLINGER RE DOCUMENT CCGE 12286-12294

QUESTION #1.

I understand that Document CCGE 12286-12294 is a draft memorandum from David Watkins addressing certain aspects of the Travel Office matter. Although I would be happy to do so if it would assist the Committee, I have never seen the document in question (other than reading excerpts in recent press accounts). Nor do I have any first-hand information about the creation, storage, or discovery of the document. It may be useful to point out that I did not begin work at the White House until January 3, 1994.

Any information I have about the document comes from informal "hallway" discussions, which occurred after the press first reported its discovery a few weeks ago. (I cannot rule out the possibility that the document also was mentioned in passing at a staff meeting I attended (again, after the document was reported in the press several weeks ago), but I do not recall even that having occurred.) In the course of these discussions, I was told (1) that the document was recently found among materials that had been sent to storage by Patsy Thomasson after she left her position as Director of the Office of Administration, (2) that Executive Office of the President personnel responsible for records management, possibly including Nell Doering, had participated in the process of organizing her documents for storage, and (3) and that Nelson Cunningham, the General Counsel of the Office of Administration, had played some role in securing the materials for review in the course of responding to a recent request from this Committee.

QUESTIONS #2, 3, 4.

Please see response to Question #1. I am aware of no additional responsive information.

QUESTION #5.

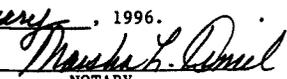
Please see response to Question #1. Not having seen the document, I am not in a position to identify any handwriting that may appear on it, although I would be happy to try to do so at the Committee's request. I am aware of no additional responsive information.

I swear the above to be true and correct.


Christopher D. Cerf

Subscribed and sworn before me this 23rd day of January, 1996.

at Washington, District of Columbia


NOTARY

RESPONSE TO INTERROGATORIES

PREPARED BY NELSON W. CUNNINGHAM
GENERAL COUNSEL, OFFICE OF ADMINISTRATION
JANUARY 23, 1996

1. Provide a written description detailing any knowledge which you have concerning the origin and chain-of-custody of the undated memorandum by Mr. David Watkins, a copy of which was produced to this Committee on January 3, 1996. This document contains Bates stamp numbers CCGE 12286-12294. Identify the persons in the chain-of-custody by name and location. Include any information that you have concerning the origin and chain-of-custody of any other drafts, copies of drafts, final versions, or copies of final versions of the Watkins memorandum.

A box of documents was delivered to my office on the afternoon of Thursday, December 28, 1995, by Bruce Overton, Deputy General Counsel in the Office of Administration. At that time, Mr. Overton and I were engaged in collecting documents from employees of the Office of Administration (OA) in response to requests for documents transmitted by the Office of White House Counsel in memoranda dated December 19, 1995.

Mr. Overton informed me that the box had been delivered to him earlier that day from the records unit of OA, in response to the December 19, 1995 memorandum from White House Counsel. Mr. Overton informed me that a staff member of the records unit had told him that the documents in the box had been archived by Patsy Thomasson. Ms. Thomasson served as the Director of the Office of Administration until approximately June 1995. I recall that in June and July 1995, Ms. Thomasson filed and boxed a quantity of documents from her office with assistance from Douglas Matties, her assistant, and (I believe) from staff of the OA records unit. The OA records unit consists of Nell W. Doering, Supervisory Management Analyst (Records), and Dale F. Miller, Management Analyst (Records).

I began a cursory review of the file folders in the box on Thursday evening, and continued it Friday morning. Midday Friday, I informed Natalie Williams of the White House Counsel's Office about the results of my general review, and she came to my office. Together, we looked in a folder marked (to the best of my recollection) "Travel Office -- Folder 1 of 4." We looked through the sheaf of documents together, and in the middle of the sheaf first saw the draft Watkins memorandum. I had not seen that particular document

until that moment. Ms. Williams made a copy of the memorandum and replaced the original in the file folder. Later that day, Ms. Williams returned and made another copy of the original; again, she returned the original to the folder.

On Tuesday, January 2, 1996, Jon Yarowsky of the White House Counsel's Office reviewed the materials I had collected in my office, including the box mentioned above; I do not recall whether he reviewed the draft Watkins memorandum in particular. The box containing the draft Watkins memorandum remained in my office until the next morning, when a representative from the White House Counsel's Office removed it. I next saw the box and the draft Watkins memorandum later that week in one of the offices belonging to the White House Counsel's Office, in the custody of Jon Yarowsky and Rochester Johnson, a paralegal in the White House Counsel's Office. I have not seen the box or the memorandum since.

I did not keep a copy of the draft Watkins memorandum, and do not have knowledge concerning "any other drafts, copies of drafts, final versions, or copies of final versions of the Watkins memorandum."

2. *Provide a listing by name and affiliation of every person whom the White House or any of its personnel has received access from or provided to this document or copies of this document or other drafts of same document. Provide the date when such access was provided. This listing should include, but is not limited to, all White House staff, advisors, volunteers, or outside counsel who had access to this document or copies thereof at any time.*

Please see response to Question #1, above. I did not provide access to the memorandum to any other persons.

3. *Provide a written description of the precise location where the Watkins' memorandum was located in Ms. Patsy Thomasson's files. Identify the file or group of files in which the memorandum was found. Detail the process by which the file [sic] of Ms. Thomasson were removed from her office and placed into the White House storage facility. State the names and positions of all persons involved in such removal and storage as well as any interim location of these files.*

Please see response to Question #1, above.

4. Identify whether the copy of the draft memorandum produced to the Committee was taken from the original or from a copy of the undated memorandum produced to the Committee on January 3, 1996. If the Watkins draft memorandum produced was a copy of a copy, state any knowledge, specific or general, concerning the origin and chain-of-custody of the original draft, as well as any other drafts or versions of the memorandum.

Please see response to Question #1, above. I have no other knowledge about the origin or chain or custody of the copy provided to the Committee.

5. Identify all handwriting on the front of the copy of the draft memorandum produced to the Committee on January 3, 1996. Please provide a typed transcription of all handwritten notations on the memorandum.

I do not know the origin of the handwriting on the front of the copy of the draft memorandum.

SWORN TO THIS 23rd DAY OF JANUARY, 1996 UNDER THE PAINS AND PENALTIES OF PERJURY.


NELSON W. CHANNINGHAM

THE WHITE HOUSE

WASHINGTON

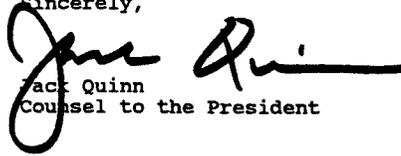
January 24, 1996

William F. Clinger, Jr.
Chairman, House Committee on
Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Chairman Clinger:

Pursuant to your letter of January 11, 1996, I am forwarding the affidavits of Miriam R. Nemetz, Patsy L. Thomasson, Natalie R. Williams and Jonathan R. Yarowsky regarding their knowledge of the matters about which you inquired.

Sincerely,

A handwritten signature in black ink, appearing to read "Jack Quinn", written in a cursive style.

Jack Quinn
Counsel to the President

Enclosures

RESPONSE OF MIRIAM NEMETZ
TO INTERROGATORIES PROPOUNDED BY CHAIRMAN CLINGER
ON JANUARY 12, 1996

The following responses are based on my personal knowledge.

Response to Interrogatory No. 1. I first learned of the existence of the memorandum described in the interrogatories ("the Watkins memorandum") on Monday, January 1, 1996, during a telephone conversation with Special Counsel Jane Sherburne. On January 2 or January 3, 1996, I briefly reviewed a copy of the Watkins memorandum that I obtained from, and returned to, Special Associate Counsel Jon Yarowsky. On January 4, 1996, I provided a copy of the Watkins memorandum, which I understood had already been produced by the White House to the Committee on Government Reform and Oversight, to a representative of the Office of Independent Counsel Starr. I also obtained a copy for my own files. On January 11, 1996, with the assistance of legal assistant Rochester Johnson, I arranged for delivery of the original of the Watkins memorandum (by which I mean the document located in Ms. Thomasson's files, and not a copy made therefrom) to the Office of Independent Counsel Starr. At the time I arranged for its delivery to the Office of Independent Counsel Starr, the original of the Watkins memorandum was being maintained in a box in a room in the Old Executive Office Building used by the White House Counsel's Office.

Response to Interrogatory No. 2. See Response to Interrogatory No. 1.

- 2 -

Response to Interrogatory No. 3. I have no personal knowledge regarding the matters inquired about in this Interrogatory.

Response to Interrogatory No. 4. I believe that the Watkins memorandum contains handwritten notations that are in the original. I do not know whether the underlying memorandum is an original or a photocopy. I have no personal knowledge regarding the origin or chain-of-custody of the original draft or any other drafts or versions of the memorandum.

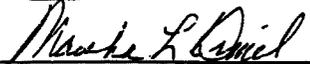
Response to Interrogatory No. 5. I have no personal knowledge regarding the matters inquired about in this Interrogatory.

I swear that the foregoing responses are true and correct.



 Miriam R. Nemetz
 Associate Counsel to the President

Signed and sworn before me
 this 24 day of January, 1996.



Mark L. Daniel
 Notary Public for Oklahoma
 My Commission Expires 06/30/1999

CITY OF WASHINGTON)
)
 DISTRICT OF COLUMBIA)

ss.:

DECLARATION OF NATALIE R. WILLIAMS

NATALIE R. WILLIAMS, hereby declares as follows:

1. I am an Associate Counsel to the President in the Office of the Counsel to the President.

2. I make this declaration in response to the "Questions For White House Interrogatories," issued by the House Committee on Government Reform and Oversight. The facts set forth below are based on my personal knowledge and observations of, and participation in, the events and circumstances described, and reflect my best recollection of those events and circumstances.

3. One of my assignments as Associate Counsel has been to assist in the review of certain documents relating to the Committee's inquiry. On the evening of December 28, 1995, I received a voice-mail message from Nelson W. Cunningham, General Counsel to the Office of Administration. Mr. Cunningham's message indicated that he had collected a number of documents in his office for my review.

4. Early in the afternoon on December 29, 1995, I went to Mr. Cunningham's office to review the documents he had collected. Mr. Cunningham showed me several boxes that he said contained materials that might be responsive to the Committee's

document requests and identified one box, and one file in particular, as containing records of Ms. Patsy Thomasson, former Special Assistant to the President for Management and Administration.

5. I began to review the file identified by Mr. Cunningham. I saw a number of documents that I previously had seen and which previously had been produced to the Committee. In the course of that review, I discovered an undated, nine-page draft memorandum which on its face appeared to have been written by Mr. David Watkins (the "Watkins Memorandum"). I had never before seen the Watkins Memorandum.

6. After reviewing the Watkins Memorandum, I walked with Mr. Cunningham to a nearby photocopy machine and made a copy of the document. I then returned with Mr. Cunningham to his office and replaced the Watkins Memorandum in the file and box in which I found it.

7. After returning to my office, I telephoned my direct supervisor, Jane Sherburne, Special Counsel to the President, at her home. During that conversation, I told Ms. Sherburne about the Watkins Memorandum, and she instructed me to make a copy of the document for her and to place it in an envelope under her office door. She also instructed me to give an additional copy to Jonathan Yarowsky, Special Associate Counsel to the President.

8. I then made two additional copies of the Watkins Memorandum. I sealed one of the copies in an envelope and placed

the envelope under the door of Ms. Sherburne's office, which was locked. I then gave Mr. Yarowsky a copy of the document. I retained the remaining copy for myself.

9. Later that afternoon, I went to the airport to travel to Germany for a vacation I had previously planned.

10. I declare under penalty of perjury that the foregoing is true and correct.


Natalie R. Williams

Dated: January 24, 1996
Washington, D.C.

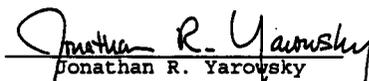
memorandum could be transferred from his office to a secure office near my own.

5. Following that call, I placed a call to Nelson Cunningham's office, but was unable to reach him over the holiday weekend.

6. On Wednesday, January 3, 1996, I spoke to Nelson Cunningham and made arrangements to have the box containing the Watkins memorandum transferred to a secure office near my own.

7. On January 3, 1996, Miriam Nemetz, Associate Counsel to The President, reviewed my copy of the Watkins memorandum.

8. I declare under penalty of perjury that the foregoing is true and correct.


Jonathan R. Yarowsky

Dated: January 24, 1996
Washington, D.C.

Patsy Thomasson's Answers to Chairman Clinger's
"Questions for White House Interrogatories"

1. *Provide a written description detailing any knowledge which you have concerning the origin and chain-of-custody of the undated memorandum by Mr. David Watkins, a copy of which was produced to this Committee on January 3, 1996. This document contains Bates stamp numbers CCGE 12286-12294. Identify the persons in the chain-of-custody by name and location. Include any information that you have concerning the origin and chain-of-custody of any other drafts, copies of drafts, final versions, or copies of final versions of the Watkins memorandum.*

As best as I can reconstruct the events, it is my belief that sometime in the fall of 1993, David Watkins asked me to review a draft of the memo. It was just a draft memo, it was not addressed to me or to anyone else; he just wanted my thoughts. After reviewing the memo, I apparently laid it down in my office rather than returning it to Mr. Watkins. My office was relocated in mid-October from the West Wing of the White House to Room 178 in the Old Executive Office Building. This move happened very quickly and I did not have time to sort before packing everything in my office. My assistants helped me put papers in boxes for the move.

In Room 178, some of the papers remained in boxes and some were sorted and used. In early January of 1994, my office was moved from Room 178 to Room 146. Again, my staff helped me put things in boxes and again, I did not take time to sort the papers and documents that were moved.

In May of 1995, I moved from Room 146 to Room 156. This move was as a result of changing employing offices, i.e. from the Office of Administration to the White House Office. As a consequence, all of my papers had to be sorted and archived as required by an Office of Administration directive regarding records management, LISD.04-4. I asked my assistant, Doug Matties, to organize, index, sort, and box the records for storage.

There were papers everywhere in my office. It was a tremendous task to sort all of the papers from the file cabinets, the tables, boxes, tops of boxes and the floor. Mr. Matties reviewed the records, sorted them into Presidential and Federal records, boxed them and prepared an index. I did not see the Watkins draft memo during this process.

I relocated to Room 156 and to the Office of Presidential Personnel before Mr. Matties finished the task.

2. Provide a listing by name and affiliation of every person whom the White House or any of its personnel has received access from or provided access to this document or copies of this document or other drafts of same document. Provide the date when such access was provided. This listing should include, but is not limited to, all White House staff, advisors, volunteers or outside counsel who had access to this document or copies thereof at any time.

I was shown the draft memo on Tuesday, January 2, 1996. I do not have any other knowledge regarding who has had access to the draft memo. I do not understand the portion of this question which asks about individuals having access "... from ... this document. ..."

3. Provide a written description of the precise location where the Watkins' memorandum was located in Ms. Patsy Thomasson's files. Identify the file or group of files in which the memorandum was found. Detail the process by which the files of Ms. Thomasson were removed from her office and placed into the White House storage facility. State the names and positions of all persons involved in such removal and storage as well as any interim location of these files.

I was told my the White House Counsel's Office that the draft memo had been found in my files. I do not have first hand knowledge as to where the Watkins' draft memorandum was found in my files.

Mr. Matties coordinated with Ms. Nellie Doering, Supervisory Management Analyst of the Office of Administration, the sorting, indexing and boxing of my files to send to records management. I do not know the specific steps that they took.

4. Identify whether the copy of the draft memorandum produced to the Committee was taken from the original or from a copy of the undated memorandum produced to the Committee on January 3, 1996. If the draft memorandum produced was a copy of a copy, state any knowledge, specific or general, concerning the origin and chain-of-custody of the original draft, as well as any other drafts or versions of this memorandum.

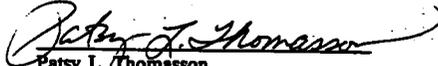
I do not have any information which is responsive to this question.

5. Identify all handwriting on the front of the copy of the draft memorandum produced to the Committee on January 3, 1996. Please provide a typed transcription of all handwritten notations on the memorandum.

On page 3 of the draft memo on the left hand side of the page, the hand written note is mine, it says, "John Rogers and firing of prior TO head."

On page 5 of the draft memo on the left hand side of the page, the hand written note is mine, it says, "GSA contract in Atlanta."

On page 1, I am unable to determine if the "?" is my handwriting. On page 2, I am unable to determine if the "me" in the middle of the page is my handwriting.


Fatsy L. Thomasson

Subscribed and sworn to before me on this 24th day of January, 1996.

1-24-96
Date


Notary Public
My Comm 6-14-98

THE WHITE HOUSE
WASHINGTON

January 25, 1996

RECEIVED

JAN 26 1996

BY TELECOPYHOUSE COMMITTEE ON
GOVERNMENT REFORM AND OVERSIGHT

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Mr. Chairman:

I am writing in response to your letters of January 22, 1996 and January 23, 1996. I will address the contentions in those letters in the order in which you raised them. Before I take them up, however, I want to turn to the concern you identified in your January 23 letter about the tone of our recent correspondence.

As I have indicated in virtually every meeting and conversation we have had since our very first encounter, I respect your Committee's prerogative to inquire into matters legitimately within its jurisdiction. I have hoped that our diligent best efforts to be responsive, along with my personal commitment to you to proceed in good faith, would be a foundation for resolving any problems that arose along the way promptly and civilly. I will persist in that hope in an effort to do our work in a fashion that accommodates the needs of your Committee and the interests of the White House and that encourages those on both sides to meet these goals in a mutually respectful manner.

1. Your letter dated January 22, 1996

In your January 22 letter, you state that my January 17, 1996, letter fails to explain why the Watkins memorandum, produced to your Committee on January 3, 1996, was not located earlier by my office. By way of background, I ask you to understand that, given the broad scope and sheer number of requests that we have received, the limited staff resources of my office simply cannot be devoted to a file by file search of every one of the 1,050 employees who may have responsive documents. Rather, we necessarily rely on each employee to search his or her own files for responsive information.

This brings us to the explanation I provided in my January 17 letter: this office sent document requests to which

Hon. William F. Clinger, Jr., Chairman
January 25, 1996
Page 2

the Watkins memorandum was responsive to Ms. Thomasson in April 1994 and October 1994, but Ms. Thomasson did not provide the memorandum in response to those requests because, according to Ms. Thomasson, she was unaware she had retained a copy of it. As my letter further states, Ms. Thomasson believed she had returned the memorandum to Mr. Watkins in the fall 1993. And, as I reported to you, in the course of archiving some loose papers of Ms. Thomasson in the summer of 1995, a records management analyst created four Travel Office files, one of which included the memorandum. Ms. Thomasson has informed us she was unaware of the existence of those files prior to the December 29 discovery of the Watkins memorandum. Indeed, the records management analyst who actually created the files brought the records to our attention during our recent search for documents responsive to your Committee's request. While we certainly would have preferred to have provided the document to your Committee earlier, the document was discovered during a diligent search undertaken in an effort to find all documents responsive to your Committee's request.

Second, you contend that the White House has "withheld" from the Committee certain handwritten notes that the Committee has recently received from Mr. Watkins, a former White House employee. This is simply not true, Mr. Chairman. So far as we are aware, the Management Review team was not provided with either the original or a copy of Mr. Watkins May 31, 1993 handwritten notes or the related handwritten notes of June 2, as referred to in your letter. According to Messrs. Todd Stern and John Podesta, Mr. Watkins provided them with a file which purportedly comprised his Travel Office material. This file contained other original handwritten notes of Mr. Watkins, but not the handwritten notes referred to in your letter. We are informed by Mr. Watkins' attorney that Mr. Watkins possesses the original handwritten May 31 and June 2 notes. I also understand from Mr. Watkins attorney that Mr. Watkins did not testify that he had provided the May 31 notes to Messrs. Stern and Podesta, but rather that he believed he had given them his file of documents relating to the Travel Office matter.

Third, you express concern regarding what you characterize as "delay" in producing the Watkins memorandum to the Committee after its discovery. I honestly believe, Mr. Chairman, that the White House produced the memorandum to the Committee in an entirely reasonable period of time -- on the second business day following its discovery. The production of the document on Wednesday (the second day after the holiday weekend) rather than Tuesday (the first day after the holiday weekend) surely cannot have affected materially the pace of your investigation. Our production of the memorandum was part of a

Hon. William F. Clinger, Jr., Chairman
January 25, 1996
Page 3

rolling production, continuing to this day, of the many documents responsive to your very broad document requests to the White House.

Finally, I just do not agree with your characterization of the actions of my staff in sharing the Watkins memorandum with attorneys for certain individuals shortly before its production to the Committee. For one thing, the fact that a document has been requested by a congressional committee does not give that committee a proprietary interest in the document. Rather, the White House is free to share its own records with others as it may choose.

Moreover, I remind you that the provision of information to your Committee is not the sole governmental interest appropriately served by attorneys in this office with responsibilities relating to your investigation. It is well-settled that the White House, like any other government agency, has an interest in ensuring that information about its affairs is presented to investigative bodies in an accurate and clear fashion. Cf. 4 Op. O.L.C. 749, 753-754 (1980). To serve this governmental interest, the White House Counsel's Office certainly may communicate with parties outside the White House, often through their attorneys if they are represented. Such communication is appropriate, has been done in prior Administrations, and by no means constitutes "aid" to private lawyers at public expense.

2. Your letter dated January 23, 1996.

I also have your January 23, 1996, letter and I am greatly distressed by what I think is an unfair, uninformed and, frankly, reckless charge that Special Counsel Jane Sherburne has "obstructed process by encouraging private attorneys of various White House staff members not to comply with legitimate subpoenas issued by this Committee." This accusation against Ms. Sherburne is wholly false, and I cannot fathom the motivation of whoever on your staff may have leveled it.

As I reminded you in my letter to you of January 22, I told you in our conversation of January 12 that the White House would be unable to complete production of all documents responsive to the subpoenas issued by the Committee to the White House and to individual White House staff members by the return date ten days later, but that we would produce as many documents as we could by that time. I made clear to you that I could do no more than promise you our best efforts to comply by January 22 and that we would have to respond in a "rolling production" of White House records extending beyond January 22

Hon. William F. Clinger, Jr., Chairman
January 25, 1996
Page 4

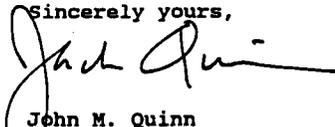
and pending our being able to recruit additional attorney help to complete the task. That was all I could promise, and that remains the best we can do. My staff simply informed White House staff members (or their counsel) who had received individual subpoenas of the representations I made to you and my intention to do our best, though that would not possibly result in a complete production. Inasmuch as your subpoenas call for White House records, and the individuals in question will comply with them through my office, our report to these individuals or their lawyers cannot, I think, fairly be construed to have directed these employees not to cooperate. On the contrary, our communications with them were for the purpose of informing them about the status of the cooperation we were determined to show and which we have already begun.

Because all production of White House records to your Committee, whether in response to the subpoenas directed to the White House or to individual members of the White House staff, will be made with the participation of this office, I believe it will be most efficient to provide White House records responsive to all of the subpoenas issued by the Committee in a single rolling production. If, however, you wish us to accelerate production of White House records from a particular White House staff member, we will do our best to accommodate your wishes.

* * *

Mr. Chairman, we are doing the best we can, and we are committed to doing our duty in responding to your various requests. Lately, however, it seems that our every effort to be responsive is met with additional complaints and charges from your staff. I would prefer that the energies of my staff be directed toward completing our production to your Committee, rather than responding to your staff's charges. And, as always, I would prefer to meet personally with you to discuss these issues and any constructive suggestions as to how we may deal with one another in a more satisfactory and productive manner.

Sincerely yours,



John M. Quinn
Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

January 29, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 23399-240001, 25401-25620). We are also providing White House records responsive to the individual subpoenas issued to Ms. Patsy Thomasson and Ms. Catherine Cornelius (CGE 24002-24233, 24240-24541, 24542-25201, 25231-32, 25271-73, 25344, 25356-57, 25383-25400). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

We are enclosing a production log identifying the source of this material as well as that provided on January 22, 1996. Given the volume of material requested, our production logs from now on will identify only the source of material provided.

As Mr. Quinn has pledged to Chairman Clinger, we are doing our best to complete production of material responsive to the Committee's several subpoenas for White House records as quickly as possible. Additional material will be provided this week.

Sincerely,



Jane C. Sherburne
Special Counsel to the President

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

January 29, 1996

White House Production Log
January 22 & 29, 1996

| BATES RANGE | SOURCE/FILE |
|---------------------------------------|--|
| CGE 12367-13378 | Patsy Thomasson |
| CGE 13379-14952 | Office of Administration |
| CGE 14953-15783 | Counsel's Office |
| CGE 15967-16216 | Counsel's Office |
| CGE 16217-18383 | Counsel's Office |
| CGE 18386-20004 | Counsel's Office |
| CGE 20005-20158 | Counsel's Office |
| CGE 20159-20201 | Counsel's Office |
| CGE 20202-20243 | Counsel's Office |
| CGE 20244-20375 | Matt Moore |
| CGE 20377-522, 20524-702, 20765-69 | Cliff Sloan |
| CGE 20774-20789 | Matt Moore |
| CGE 20790-20865 | White House Administration |
| CGE 20866-20870 | Mark Middleton, Deputy to the Counselor |
| CGE 20871-953, 20985-993 | White House Administration |
| CGE 20994-21003 | Lorraine Miller |
| CGE 21004-21094 | White House Administration |
| CGE 21095-21202 | Office of Chief of Staff |
| CGE 21203-296 | Andreas Kalnins |
| CGE 21297-671 | Jurg Hochuli |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|--|---|
| CGE 21672-21936 | John Cressman |
| CGE 21937-948 | Frank Reeder |
| CGE 21951-22036 | White House Administrative Office |
| CGE 22037-42, 22045-195 | Information Systems & Technology |
| CGE 22196-22278 | Human Resources Management Division |
| CGE 22279-428, 22430-705 | Mike Malone |
| CGE 22706-730 | Chris Cerf |
| CGE 22731-764 | Jennifer O'Connor |
| CGE 22765-928 | Counsel's Office |
| CGE 22929-22965 | Office of Records Management |
| CGE 22966-22967 | Angela Davis, Office of the First Lady |
| CGE 22968-22969, 22971-23006 | Vincent Foster |
| CGE 23007-23010 | David Gergen |
| CGE 23011-23011a | Mark Middleton |
| CGE 23012-23020, 23022-036, 23038-071, 23073-085, 23087-098, 23100-124, 23126-162, 23164-177 | Counsel's Office |
| CGE 23178-23181, 23183-318 | Chief of Staff's Office |
| CGE 23319-23327 | Office of the Press Secretary |
| CGE 23328-23380, 23384-386 | First Lady's Office |
| CGE 23387-88, 23390-398 | Matt Moore |
| PI 1-971, 973-1595, 1602-1780, 1782-1832, 1842-1948, 1977-2135 | Counsel's Office |
| CGE 7763, 7385-7341 | Counsel's Office |
| CGEPR 174-211 | Counsel's Office |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|---|-------------------------------|
| CGE 23399-23555 | White House Travel Office |
| CGE 23556-23683 | Jodie Torkelson |
| CGE 23683a-23880 | Dale Helms/Procurement Office |
| CGE 23881-24001 | Mike Malone |
| CGE 24002-24233, 24240-24541 | Patsy Thomasson |
| CGE 24542-25201, 25231-32, 25271-73, 25344, 25356-57, 25383-25400 | Catherine Cornelius |
| CGE 25401-620 | John Podesta |

WILLIAM F. CLINGER, JR., PENNSYLVANIA
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STEVE D. LITTORETTTE, OHIO
MARRIAGE, "MARK" BARNFORD, SOUTH CAROLINA
ROBERT L. EMBLICH, JR., MARYLAND

ONE HUNDRED FOURTH CONGRESS

Congress of the United States House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

February 1, 1996

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TIM HOLDEN, PENNSYLVANIA
BERNARD SANDERS, VERMONT
INDEPENDENT
MAJORITY—(202) 225-6074
MINORITY—(202) 225-6061

President William J. Clinton
The White House
Washington, D. C. 20500

Dear Mr. President:

On January 16, 1995 I wrote you expressing my concern about the attacks directed at Billy Dale by members and supporters of your Administration. When Mr. Dale was acquitted of any wrongdoing in November, 1995, you stated that you were sorry for what he went through and that you hoped that he could get on with his life and put this behind him. Yet Administration officials and surrogates, in particular Mr. Robert Bennett, have continued to attack Mr. Dale's integrity.

Earlier today I commended your spokesman for admonishing Mr. Bennett for what he termed "inappropriate" remarks about Mr. Dale's plea bargain offer to the Justice Department. At his press briefing on Tuesday, Mr. McCurry stated that you personally found Mr. Bennett's comments about the plea bargain objectionable and that you did not authorize Mr. Bennett to make these statements. As an aside, Justice Department regulations prohibit the disclosure of plea bargain information and an investigation into the leak of this plea bargain has been initiated by the Department.

I was troubled to learn this afternoon that Mr. McCurry has retracted his comments after Mr. Bennett called the White House to protest. This action raises several questions in my mind. Who speaks for your Administration? Do you endorse or disagree with Mr. Bennett's remarks about Billy Dale? What instructions have you given to Administration officials and surrogates about discussing this case with the media? I myself believe that Mr. Bennett's comments about this matter have been misguided, and in at least one case, erroneous.

I was pleased to learn from your spokesman that you will sign legislation to reimburse Billy Dale and his colleagues for the legal expenses they incurred as a result of the firings. However, this retraction erases what progress had been made and leads me to

The Honorable William J. Clinton
February 1, 1996
Page 2

believe that the hard-liners have prevailed and that the attacks on Mr. Dale will continue.

After all Billy Dale has been through, including a thirty month criminal investigation and prosecution, isn't it time for you to clear up the confusion and state for the record whether or not you support the actions and statements of your attorney, Mr. Bennett, and Administration officials who continue to attack Mr. Dale.

Sincerely,


WILLIAM F. CLINGER, JR.
Chairman

WFC:ea

THE WHITE HOUSE
WASHINGTON

February 1, 1996

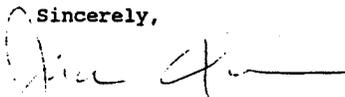
BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

Pursuant to your letter of January 11, 1996, I am forwarding the affidavit of Jane C. Sherburne regarding her knowledge of the matters about which you inquired.

Sincerely,



Jack Quinn
Counsel to the President

Enclosure

cc: Hon. Cardiss Collins

AFFIDAVIT OF JANE C. SHERBURNE

I, Jane C. Sherburne, declare and state as follows:

1. I am Special Counsel to the President. Set forth below are my responses, based on my personal knowledge only, to questions presented to Counsel to the President Jack Quinn by Chairman William Clinger on January 11, 1996 regarding production by the White House to the Committee on Government Reform on January 3, 1996 of a draft memorandum prepared by David Watkins (the "Watkins Memorandum").

2. On Friday, December 29, 1995, Natalie Williams, Associate Counsel to the President, telephoned me at home to notify me that she had found the Watkins Memorandum. I asked her to leave a copy of it under my office door, which she did and which I picked up on Saturday, December 30, 1995. I authorized Ms. Williams to provide a copy of the document to Special Associate Counsel Jonathan Yarowsky and to retain a copy of the document for herself, before returning the original to the file in which it was found. I authorized Mr. Yarowsky to obtain custody of the box of documents in which the Watkins Memorandum had been found and to maintain it in a secure place.

3. I gave a copy of the Watkins Memorandum to Deputy Chief of Staff, Harold Ickes, on January 2, 1996, and to Counsel to the President, Jack Quinn, on January 3, 1996.

Affidavit of Jane C. Sherburne
Special Counsel to the President
February 1, 1996
Page 2

4. On the 2nd and 3rd of January, I telecopied or asked my secretary, Kimberly Holliday, to telecopy, the Watkins Memorandum to Ty Cobb, then-counsel to Mr. David Watkins; David Kendall, counsel to the President and Mrs. Clinton; David Williams, counsel to Ms. Patsy Thomasson; and Amy Sabrin, counsel to Mr. Harry Thomason.

5. On January 2 or 3, 1996, I authorized Mr. Yarowsky to provide a copy of the Watkins Memorandum to Special Associate Counsel Mark Fabiani.

6. On January 3, 1996, I showed Mrs. Clinton my copy of the Watkins Memorandum, in connection with her preparation for an interview with Newsweek scheduled for the following day.

7. On January 2 or 3, 1996, I authorized Legal Assistant Rochester Johnson to prepare copies of the Watkins Memorandum for production to the House Government Reform Committee. I gave him my copy of the Watkins Memorandum from which he made the production copies. The Watkins Memorandum found in Ms. Thomasson's files, from which my copy was made, has original handwriting on it.

8. On January 3, 1996, I authorized Intern Michael Massey to deliver the Watkins Memorandum, along with other documents, to the Committee. At some point after the documents

Affidavit of Jane C. Sherburne
Special Counsel to the President
February 1, 1996
Page 3

had left the White House for delivery to the Committee, I authorized Mr. Fabiani to release the Watkins Memorandum to the press.

9. I authorized Associate Counsel Miriam Nemetz to cause the production of a copy of the Watkins Memorandum to Independent Counsel Kenneth Starr on January 4, 1996. I authorized Ms. Nemetz to produce the original Watkins Memorandum to the Independent Counsel on January 11, 1996.

The foregoing is the extent of my personal knowledge regarding the questions transmitted with Chairman Clinger's January 11, 1996 letter to Mr. Quinn.

I swear that the forgoing responses are true and correct.



Jane C. Sherburne

Signed and sworn before me
this 1st day of February 1996
at Washington, D.C.


Notary

Marsha L. Dinal
Notary Public, District of Columbia
My Commission Expires July 31, 1998

THE WHITE HOUSE

WASHINGTON

February 2, 1996

Ms. Barbara Bracher, Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

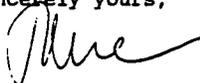
Dear Barbara:

I write in response to your inquiry about two copies of a document produced to the Committee on January 22, 1996 bearing Bates Numbers CGE 20159-20201 and 22772-22814.

The document is a copy of a privilege log provided by the White House to the Justice Department's Public Integrity Section in connection with an October 1994 document production. We produced a copy of the log to the Committee in connection with your request for documents related to the gathering of documents in connection with reviews of the Travel Office matter (see items 1 and 29 of the January 11, 1996 subpoenas to the White House Office of Administration and the Executive Office of the President). In response to the Committee's subpoena, we produced the entire document production (CGE 16217-18383, 18386-20004) made by the White House to Public Integrity in October 1994.

Please let me know if you have further questions regarding this matter.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Don Goldberg, Professional Staff Member

THE WHITE HOUSE
WASHINGTON

February 5, 1996

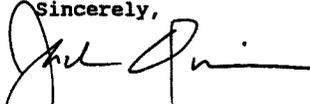
BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I am forwarding an addendum to the affidavit of Jane C. Sherburne regarding her knowledge of the matters about which you inquired in your letter of January 11, 1996.

Sincerely,

A handwritten signature in black ink, appearing to read "Jack Quinn", written over the word "Sincerely,".

Jack Quinn
Counsel to the President

Enclosure

cc: Hon. Cardiss Collins

ADDENDUM TO AFFIDAVIT OF JANE C. SHERBURNE

I, Jane C. Sherburne, declare and state as follows:

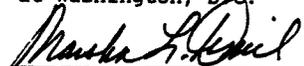
1. On February 1, 1996, I executed an Affidavit responding to questions presented to Counsel to the President Jack Quinn by Chairman William Clinger on January 11, 1996 regarding production by the White House to the Committee on Government Reform on January 3, 1996 of a draft memorandum prepared by David Watkins (the "Watkins Memorandum").

2. I hereby amend Paragraph 4 of such Affidavit to also include that on January 2, 1996 I telecopied or asked my secretary, Kimberly Holliday, to telecopy the Watkins Memorandum to Leslie Berger, counsel to Mr. Thomas F. McLarty.

I swear that the forgoing response is true and correct.


Jane C. Sherburne

Signed and sworn before me
this 3rd day of February 1996
at Washington, D. C.


Notary

- Marsha L. Dimal -
Notary Public, District of Columbia
My Commission Expires July 31, 1998

WILLIAM CLINGER JR. PENNSYLVANIA
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

February 6, 1996

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IRVING CLAWSON VERMONT
MISSISSIPPI

MASSACHUSETTS 225-2871
IDENTITY—(225) 225-2871

John Quinn, Esquire
White House Counsel
The White House
Washington, D.C. 20500

Dear Mr. Quinn:

I wanted to call your attention to a number of areas in which it appears that the White House production in response to the Committee's January 11, 1996, subpoenas remains incomplete. As you are aware, complete production was due over two weeks ago on January 22, 1996.

I am stunned to learn of a "Privilege Log" which appears to have been created for a response to the Justice Department September 1994 subpoena in the criminal investigation of the White House Travel Office. This log lists 129 items that were withheld. Many, if not most of these items, do not appear to have been provided to the Committee even though they are clearly responsive to document requests from as early as June 14, 1995.

Furthermore, no explanation ever has been provided to this Committee about withholding such documents. Since this privilege log had already been created and these documents had apparently been previously withheld from all prior investigations, I must question the deliberate omission of these items in any prior privilege logs or document productions in this Committee's investigation to date. As we have not been informed that the President is claiming Executive Privilege for any documents responsive to our subpoenas, we would appreciate production of these documents immediately.

In addition, the following is an illustrative list of additional items which still have not been produced despite the issuance of subpoenas to the White House. This list should not be interpreted as a complete listing of outstanding White House documents, but outlines some of the areas where the White House is not in compliance with the issued subpoenas:

John Quinn, Esquire
Page 2
February 6, 1996

- * Subpoena items 2 and 3 include all records related to the GAO and OPR reviews of the White House Travel Office. Neil Eggleston, who sat in on all of the interviews, has informed the Committee that he took notes of all of these meetings. Any related memos or notes that he produced should also be included in your production of these documents.
- * Subpoena items 12 and 13 include tapes and videotapes which have not been produced.
- * Subpoena items 14, 15 and 16 include calendars and phone records of specific individuals which have not been completed. Other calendar or phone records which are responsive to any of the other items requested also do not appear to have been produced.
- * Subpoena item 17 includes all records related to the White House military office and inquiries related to documents in the military office which have not been produced.
- * Subpoena item 20 which includes all of the records related to Harry Thomason or Darnell Martens does not appear to have been completed since many of the items listed in the "privilege log" referred to above includes items related to Mr. Thomason and Mr. Martens. Again, the Committee has received no Executive Privilege claims from the President for any of these items.
- * Subpoena item 21 which includes all records related to any sexual harassment complaints about David Watkins has not been produced.
- * Subpoena item 23 which includes all indices of Vincent Foster's office, tapes, computer and documents and who received each document has not been completed.
- * Subpoena item 24 which includes all records relating to Mr. Watkins use of the White House helicopter has not been produced.
- * Subpoena items 25, 26, 27 and 28 which includes e-mail has not been produced.
- * Subpoena item 29 includes all talking points and information about Mr. Dale from the White House. As one of the reporters in a briefing last week pointed out, numerous individuals at the White House discussed Mr. Dale's plea negotiations in various public forums. We have not received these talking points or other documents regarding Mr. Dale.

John Quinn, Esquire
Page 3
February 6, 1996

Subpoena item 30 which includes records reflecting how document production has been conducted for various investigations of the White House Travel Office has not been completed.

Obviously this list is not exhaustive as we have no way of knowing about other documents which may be responsive but have not been produced. We do not have information on the manner in which the Counsel's office is going about reviewing files. However, a January 29, 1993 memo which the Committee received from Mr. Thomason was also sent to Dee Myers according to a February 11, 1993 memo. In the fall of 1995, Committee staff repeatedly inquired about this January 29, 1993 memo. In a November, 1995 meeting that my staff had with Special Counsel Jane Sherburne and Natalie Williams, the Committee staff were assured that this memo did not exist in White House files. They were also informed that nobody at the White House knew about this memo, that Ms. Myers had been contacted and her files had been reviewed. More recently, Ms. Williams has represented that Ms. Myers had not been contacted and she was not sure about the review of her files. Situations such as this obviously continue to raise concerns.

In addition, the White House Counsel's office taking the position of representing individuals at the White House who also have received subpoenas, has caused delays with the individual productions.

Finally, in the recent White House document productions, we have received material redacted as of "1/21/96." We have received no basis or explanation for these redactions but it appears that they may be relevant to a possible ongoing criminal investigation involving Harry Thomason, Darnell Martens, TRM, Incorporated and related White House activities. Such material clearly falls within our subpoena and thus, should not be redacted.

I appreciate the White House's prompt response to this subpoenaed material and would hope the White House intends to fully comply with the subpoenas. As requested, I also should receive your written assurance that the White House has produced all subpoenaed materials.

Sincerely,


William F. Clinger, Jr.
Chairman

WILLIAM F. ELWOOD, JR., PENNSYLVANIA

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

February 9, 1996

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BERNARD SANDERS, VERMONT
 MISSOURI

MAJORITY - (202) 555-6241
 MINORITY - (202) 555-6841

Mr. John Quinn
 White House Counsel
 The White House
 Washington, D.C. 20500

Dear Mr. Quinn:

I appreciate your response to my letter as to why we had not received many of the documents listed in a privilege log which the White House provided to the Committee early last week. I also appreciate your acknowledgement of the Committee's needs for these documents which the Committee has not received full production of to date.

I would like to point out, my staff had been trying to contact you and other lawyers in your office since last Thursday for a response as to why we had not received all of the documents listed in the Justice Department "privilege log." Our requests for a response went unanswered. The letter we received on February 2, 1996, from Ms. Sherburne offered no explanation as to why the Committee was not in receipt of all of these documents listed on the privilege log nor was any offer made to review the outstanding documents.

This Committee is put in a difficult position when we receive documents such as a "privilege log" with no explanation as to why the documents described are not being provided in their entirety. An explanation about this privilege log when it was provided would surely have been possible. Without it, the burden is on my staff to seek explanations as to why subpoenaed documents are not provided rather than on those subpoenaed to explain why they are not providing subpoenaed documents. We have received such explanations from other parties in our investigation and I believe communications in situations such as this could alleviate the problems that have developed by providing limited information about documents produced and documents withheld from production for various reasons. As you acknowledged we have not received a number of the documents listed in the privilege log.

Mr. John Quinn
Page 2
February 8, 1996

Finally, I do not believe the "in camera" review that you have proposed for these particular documents is a workable format and it is frankly not responsive to the subpoena. Furthermore, it is not fair to other members of this Committee who have a right to their own thorough review of this matter. While I fully recognize the President's prerogative to assert Executive Privilege for documents critical to the effective discharge of the President's powers, I believe a full airing of the issues in this matter will assist in bringing this investigation to a far swifter close. As spokesmen for the White House have recently expressed, there are documents where it would have been far preferable to have them out for public review long before now. Indeed it had been my wish to have concluded this investigation months, even years, ago.

I look forward to working with you to bring this investigation to a close and would like to invite you to meet with me next week at your convenience to discuss how we might expedite production of the documents subject to the subpoenas.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Clinger". The signature is written in a cursive, somewhat stylized font. The word "Bill" is written in a larger, more prominent script than "Clinger".

William F. Clinger, Jr.
Chairman

THE WHITE HOUSE
WASHINGTON

February 14, 1996

BY HAND DELIVERY

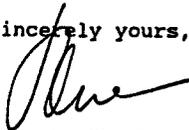
Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 25621-27311, 27313-27596, 27599-28378, 28382-28829, 28831-29342, 29585-29848, 29850-29852, 29855-29862, 29864-29871, 29873-29890, 29892-29898, 29901-29905, 29908-29910, 29912-29913, 29915, 29919-29921, 29923-29932, 29934-29935, 29942, 29944-29948, 29951-29958, 29960-29961, 29962-29983). We are also providing White House records responsive to the individual subpoenas issued to Mr. Thomas McLarty (CGE 26702-27194, 28933-28941), Ms. Margaret Williams (CGE 28776-28829, 28831-28932) and Mr. Bruce Lindsey (CGE 29289-29342, 29841-29848, 29850-29852, 29855-29862, 29864-29871, 29873-29890, 29892-29898, 29901-29905, 29908-29910, 29912-29913, 29915, 29919-29921, 29923-29932, 29934-29935, 29942, 29944-29948, 29951-29958, 29960-29961, 29962-29966). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

We will be providing additional material shortly.

Sincerely yours,


Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg
Professional Staff Member

Enclosures

HIGHLY CONFIDENTIAL

White House Production Log
February 14, 1996

| BATES RANGE | SOURCE/FILE |
|------------------------------|--|
| CGE 25621-25671 | John Podesta |
| CGE 25672-25736 | Jennifer O'Connor |
| CGE 25737-25738 | Patsy Thomason |
| CGE 25739-25740 | Office of Management & Administration |
| CGE 25741 | Cliff Sloan |
| CGE 25742-25906 | Patsy Thomason |
| CGE 25907-25957 | Brian Bailey |
| CGE 25958-26218 | Mike Malone |
| CGE 26219-26238 | Joel Klein |
| CGE 26239-26245 | Steve Neuwirth |
| CGE 26246-26247 | Andre Oliver |
| CGE 26248-26251 | Counsel's Office |
| CGE 26252-26263 | Chris Cerf |
| CGE 26264-26266 | David Watkins |
| CGE 26267-26398 | Counsel's Office |
| CGE 26399-26701 | Mark Gearan |
| CGE 26702-27194 | Mack McLarty |
| CGE 27195-27311, 27313-27350 | Mark Gearan |
| CGE 27351-27596, 27599-28373 | Marvin Krislov |
| CGE 28374-28378, 28382-28696 | Chris Cerf |
| CGE 28697-28775 | Joel Klein |
| CGE 28776-28829, 28831-28932 | Maggie Williams |
| CGE 28933-28941 | Mack McLarty |
| CGE 28942-28946 | First Lady's Press Office |
| CGE 28947-29017 | Vince Foster |
| CGE 29018 | Counsel's Office |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|-----------------|---|
| CGE 29019-29027 | Office of Records Management |
| CGE 29028-29038 | Counsel's Office |
| CGE 29039-09050 | David Gergen |
| CGE 29051-29054 | Matt Moore |
| CGE 29055-29065 | Tara Burns/Joan Baggett (Political Affairs) |
| CGE 29066-29125 | Matt Moore |
| CGE 29126-29132 | Counsel's Office |
| CGE 29133-29183 | White House Administration |
| CGE 29184-29273 | David Watkins |
| CGE 29274-29288 | Executive Clerk |
| CGE 29289-29342 | Bruce Lindsey |
| CGE 29585-29587 | John Podesta |
| CGE 29588-29602 | Counsel's Office |
| CGE 29603-29634 | Office of Records Management |
| CGE 29635-29636 | George Stephanopoulos |
| CGE 29637-29648 | Office of Records Management |
| CGE 29649-29650 | Office of Records Management |
| CGE 29651 | John Podesta |
| CGE 29652 | Staff Secretary's Office |
| CGE 29653-29685 | Office of Management & Administration |
| CGE 29686-29699 | Office of Records Management |
| CGE 29700 | Staff Secretary |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|--|--|
| CGE 29701-29704 | Office of Records Management |
| CGE 29705-29710 | Office of Management & Administration |
| CGE 29711-29791 | Office of Records Management |
| CGE 29792 | Chief of Staff's Office |
| CGE 29793-29797 | Office of Management & Administration |
| CGE 29798-29800 | Office of Records Management |
| CGE 29801-29805 | Chief of Staff's Office |
| CGE 29806-29820 | Office of Records Management |
| CGE 29821-29822 | Office of Management & Administration |
| CGE 29823-29836 | Counsel's Office thru Office of Records Management |
| CGE 29837-29839 | Office of Records Management |
| CGE 29840 | George Stephanopoulos |
| CGE 29841-29848, 29850-29852, 29855-29862, 29864-29871, 29873-29890, 29892-29898, 29901-29905, 29908-29910, 29912-29913, 29915, 29919-29921, 29923-29932, 29934-29935, 29942, 29944-29948, 29951-29958, 29960-29961, 29962-29966 | Bruce Lindsey |
| CGE 29967-29973 | Counsel's Office |
| CGE 29974-29983 | Bill Kennedy |
| CGE 29984-29987 | Counsel's Office (Chris Lehane) |

WILLIAM F. ELINGER, JR., PENNSYLVANIA
CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

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INDEPENDENT

MAILROOM—(202) 225-6074
SECURITY—(202) 225-6081

February 15, 1996

Hillary Rodham Clinton, Esquire
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Mrs. Rodham Clinton:

We respectfully request that the questions transmitted herewith be answered in writing under oath. The Committee is seeking this information in order to fully understand your participation in and knowledge of the events surrounding the firing of the seven White House Travel Office employees, if any, the origin and chain-of-custody of all relevant documents you may have received, reviewed or otherwise obtained, such as the undated draft memorandum authored by David Watkins. These questions relate to any and all copies of any draft documents, including copies that contain personal notations and any and all copies recorded or preserved by electronic means.

We are also requesting any information you may have about these events regardless of how such information came into your possession. If any privileges are to be claimed or asserted with respect to any of the information sought by these questions we request that such assertions and all information justifying such claims be furnished to the Committee at the time the answers to these questions are submitted which we ask you to deliver to the Committee by close of business on February 29, 1996. Please let me know if there will be any difficulties in meeting this deadline.

The First Lady
February 15, 1996
Page 2

Thank you for your cooperation in assisting the Committee in obtaining responses to these questions.

Sincerely,

A handwritten signature in black ink, appearing to be 'WFC', written in a cursive style.

William F. Clinger, Jr.
Chairman

cc: The Honorable Cardiss Collins

Preliminary Statement to Interrogatories:

With respect to each meeting, discussion, telephone conversation, written communication or other communication referenced in your answers to the following interrogatories, please set forth the following information:

(A) the date it took place;

(B) the place where you and each other person involved were located during such communication;

(C) the identity of all persons participating or present during any portion of such communication;

(D) the duration of such meeting, discussion, telephone conversation, written communication or other communication;

(E) whether any preliminary statement or notes were taken by any participant or any person present during such meeting, discussion, telephone conversation or other communication;

(F) the present location of all copies of any notes taken during or memoranda or notes created before or after such meeting, discussion, telephone conversation or other communication and, if any such notes or memoranda have been destroyed, the date and circumstances, including the identity of all persons involved in the destruction of said notes or memoranda;

(G) a full description of what was said by each person during any such meeting, discussion, telephone conversation or other communication, to include general as well as any specific recollections.

Your answers should reflect all available information to which you have access in order to provide specific information and dates in responding to each of the above.

INTERROGATORIES FOR THE FIRST LADY

1. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you did "not know the origin of the decision to remove the White House Travel Office employees?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

2. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you "had no role in the decision to terminate the employees" in the White House Travel Office?

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

3. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you "did not direct that any action be taken by anyone with regard to the Travel Office, other than expressing an interest in receiving information about the Review?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

4. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you had "no specific recollection of any particular conversation with Mr. Thomason on this issue at that time?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

5. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you "had a very brief conversation with Mr. McLarty sometime before you spoke with Mr. Watkins" on May 14, 1993 and that you "told Mr. McLarty that you had heard about problems in the Travel Office and wanted Mr. McLarty to be aware of it?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

6. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you did "not recall seeing the May 17 memorandum from Mr. Watkins to Mr. McLarty until after the Travel Office employees were terminated?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

7. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with **Harry Thomason** or any individual acting on his behalf regarding any **White House Travel Office** matters, the personnel employed in the **White House Travel Office**, or any proposed or actual activities of Mr. Thomason at the **White House**, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or other transportation related issues, and any reviews, civil or criminal investigations.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with **Harry Thomason** regarding the **White House Travel Office** on or about May 12, 13, and/or 14, 1993. Describe your knowledge of any meetings attended by **Harry Thomason** during this time period regarding the **White House Travel Office** with **White House** employees.

Did you make any statement, comment or observation to **Harry Thomason** on May 12 and/or 13, 1993, or at any other time, that you were "ready to fire" any or all of the employees in the **White House Travel Office** that day?

Did you make any statement, comment or observation to **Harry Thomason** at any time that could have been construed by him to convey the sentiment that you "were ready to fire" any or all employees of the **White House Travel Office** or that you wished that any or all of the **White House Travel Office** employees would be fired or that their employment should be terminated?

For any and all such statements, supply the information described in the preliminary statement.

8. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with Vincent Foster or any individual acting on his behalf regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated or other transportation related issues.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with Vincent Foster regarding the White House Travel Office on or about May 12, 13 and/or 14, 1993.

Did you make any statement, comment or observation to Vincent Foster on May 12 and/or 13, 1993, or at any other time, about the Travel Office?

Did you make any statement, comment or observation to Vincent Foster on May 12 and/or 13, 1993, or at any other time, to ask why action wasn't being taken to terminate the employment of the Travel Office employees?

Did you make any statement, comment or observation to Vincent Foster on May 12 and/or 13, 1993, or at any other time, "that they should be fired immediately and out of here by the end of the day" or that the employees should be replaced by the end of the day or by the end of the week?

Did you make any statement, comment or observation to Vincent Foster on May 14, 1993, or at any other time, that you want him "to Act" on the information concerning the White House Travel Office employees?

Did you make any statement, comment or observation to Vincent Foster at any time that could have been construed by him to convey the sentiment that you were inquiring about the Travel Office or wanted to know why action wasn't being taken to terminate the employment of the Travel Office employees or "that they should be fired immediately and out of here by the end of the day" or that you wanted him "to act" on the information received to concerning the White House Travel Office employees?

Did you make any statement, comment or observation to Vincent Foster at any time that could have been construed by him to convey the sentiment that you were exerting pressure on him to act to terminate the Travel Office employees?

For any and all of such statements, supply the information described in the preliminary statement.

9. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with Thomas F. "Mack" McLarty or any individual acting on his behalf regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated or other transportation related issues and any reviews, civil or criminal investigations.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with Mack McLarty regarding the White House Travel Office on or about May 13 through May 17, 1993.

Did you make any statement, comment or observation to Mack McLarty on May 13, 1993, or at any other time, in which you advised him of the situation in the White House Travel Office?

Did you make any statement, comment or observation to Mack McLarty on May 17, 1993, or at any other time, that this was "in the forefront" of your mind and that "action needed to be taken"?

Did you make any statement, comment or observation to Mack McLarty at any time that could have been construed by him to convey the sentiment that you were advising him of the situation in the White House Travel Office or exerting pressure on him to act to terminate the White House Travel Office employees or that this was "in the forefront" of your mind and that "action needed to be taken"?

For any and all of such statements, supply the information described in the preliminary statement.

10. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with David Watkins regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or other transportation related issues and any reviews, civil or criminal investigations.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with David Watkins regarding the White House Travel Office on or about December, 1992, January, 1993, February, 1993, April, 1993 and May 12, 13, and/or 14, 1993.

Did you make any statement, comment or observation to David Watkins on May 12 and/or 13, 1993, or at any other time, that you thought that "these people," referring to the employees of the Travel Office, "should be out?"

Did you make any statement, comment or observation to David Watkins at any time that could have been construed by him to convey the sentiment that you "thought these people should be out" or that you wished that any or all of the White House Travel Office employees would be fired or that their employment should be terminated?

Did you make any statement, comment or observation to David Watkins on May 12 and/or 13, 1993, or at any other time, that Harry Thomason told you that he thought that other individuals could do the job of the Travel Office employees with his assistance and that his people could run things better and save money?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that "action needed to be taken immediately to be certain those not friendly to the Administration were removed and replaced with trustworthy individuals"?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that you "had an interest in tracking this matter and wanted to keep abreast of information on the review" and that you were "going to an event with the President"?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that you believed a mistake had been made by "not getting our people in place sooner"?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that "we need those people out -- We need our people in -- We need the slots --"?

Did you make any statement, comment or observation to David Watkins at any time that could have been construed by him to convey that "action needed to be taken immediately to be certain those not friendly to the Administration were removed and replaced with trustworthy individuals" or that you "had an interest in tracking this matter and wanted to keep abreast of information on the review" and that you were "going to an event with the President" or that you believed a mistake had been made by "not getting our people in place sooner" or that "we need those people out -- We need our people in -- We need the slots --"?

Did you make any statement, comment or observation to David Watkins at any time that could have been construed by him to convey that you "had spoken to Harry Thomasson (sic) concerning the matter" or that Mr. Thomason had brought "the Travel Office situation" to your attention?

For any and all of such statements, supply the information described in the preliminary statement.

11. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with William Kennedy, Patsy Thomasson, Neil Eggleston, Lloyd Cutler, Bernard Nussbaum, Jennifer O'Connor, Catherine Cornelius, Robert Barnett, Susan Thomases, Lisa Caputo, Jane Sherburne, or Margaret Williams regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or other transportation related issues and any reviews, civil or criminal investigations.

12. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with Jeff Eller, Dee Dee Myers, George Stephanopoulos or Mark Gearan regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or any other transportation related issues, and any reviews, civil or criminal investigations..

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with Jeff Eller, Dee Dee Myers, George Stephanopoulos or Mark Gearan regarding the fact that the firing of the Travel Office employees would be a good or positive story or that they should stay ahead of the story?

Did you make any statement, comment or observation to Jeff Eller, Dee Dee Myers, George Stephanopoulos or Mark Gearan at any time that could have been construed to convey that the firing of the Travel Office employees would be a good or positive story or that they should stay ahead of the story?

For any and all of such statements, supply the information described in the preliminary statement.

13. Identify and set forth the information sought in the preliminary statement for all communications you had on May 16, 1993, including but not limited to, all persons with whom you had dinner, regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Harry Thomason, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or other transportation related issues and any reviews, civil or criminal investigations.

14. Identify and set forth the information sought in the preliminary statement for all communications concerning or knowledge of Mr. David Watkins' handwritten notes asking "POTUS real relationship with Catherine Cornelius?"

15. Set forth all information known to you concerning any documents removed or transferred from Mr. Foster's office at any time between July 20, 1993 through July 29, 1993.

Identify and set forth the information sought in the preliminary statement for all communications you had regarding the removal of any documents from Mr. Foster's office and the individuals who were in his office prior to the review of the office on July 22, 1993 in the presence of law enforcement officials.

Identify and describe any Travel Office files maintained by Mr. Foster or other employees of the Counsel's office working at his behest and how such documents were handled or transferred.

16. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with any person regarding the reprimands of particular individuals in the White House.

17. Do you keep a personal diary or is one maintained for you? If so, when was this diary begun and are events recorded into this diary on a regular basis?

18. Do you keep a telephone log and appointment calendar or is one maintained for you? If so, when was this log or calendar begun and are events recorded into this log or calendar on a regular basis?

19. Identify and set forth the information sought in the preliminary statement for all gifts or things of value received by you or your family, at any time, from Harry Thomason, Darnell Martens, TRM Incorporated, Harry Thomason & Associates, World Wide Travel, Air Advantage, or any entity or person affiliated therewith.

20. Identify and set forth the information sought in the preliminary statement of any participation, concern, or pressure exerted by you or the Office of the First Lady to terminate any other employees of the White House during the first fifteen months of the Clinton presidency.

Identify all information known to you of any "rumors" of possible wrongdoing in the White House Travel Office prior to the May 19, 1993 firings of the employees.

Identify all information known to you of any "financial mismanagement" of possible wrongdoing in the White House Travel Office as of May 12, 1993.

21. Do you have any knowledge of anyone who at any time maintained, stored, or utilized any records in the White House residence Book Room regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Harry Thomason, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, the Presidential Inaugural Committee, or other transportation related issues?

22. Provide a written description detailing any knowledge which you have concerning the origin and chain-of-custody of the undated 9-page memorandum by Mr. David Watkins, a copy of which was produced to this Committee on January 3, 1996. This document includes Bates-stamp numbers CCGE 12286-12294. Identify all persons in the chain-of-custody of whom you have any

knowledge by name and location. Include any information that you have concerning the origin and chain-of-custody of any other drafts, copies of drafts, final versions, or copies of final versions of the Watkins memorandum.

Describe any other similar documents, drafts, copies of drafts, final versions or copies of final versions of the 9-page Watkins memorandum of which you have knowledge. Include any information that you have concerning the origin and chain-of-custody of any of these additional documents.

Provide a complete account of all your knowledge, past or present, of the existence of the 9-page Watkins memorandum. Describe the circumstance or circumstances under which you gained any knowledge whatsoever of the drafting, existence, storage, retrieval, or use of this memorandum for any purposes whatsoever.

In the 9-page draft Watkins memorandum, Mr. Watkins makes four references to an issue that developed between the Secret Service and the First Family in February and March, 1993. Based upon Mr. Watkins' stated belief that a poorly handled Secret Service incident required that he take immediate and forceful action on subsequent matters requested by you, provide a full description of the February, March or Spring, 1993 Secret Service incidents in which you and/or the President were involved. Identify what was expected of Mr. Watkins and Mr. McLarty that they failed to do for you and/or the President in response to the incidents.

23. Set forth all information known to you concerning the circumstances leading up to the departure of Mr. Watkins from the White House, including but not limited to, any concerns about his management, personal conduct towards employees, and actions regarding the use of White House helicopters.

24. Set forth all information known to you concerning Catherine Cornelius' role in the Travel Office firings and any actions taken by David Watkins, Patsy Thomasson or others to remove Catherine Cornelius from her job at the White House following the Travel Office firings. Describe any efforts made to find Ms. Cornelius another job and any knowledge you have concerning Ms. Cornelius' concerns about the hostile environment created by David Watkins and Patsy Thomasson.

25. Were you aware of any "talking points" concerning Mr. Billy Dale or the Travel Office disseminated by your office at any time since Mr. Dale's trial began on October 26, 1995? If so please describe with whom you discussed any such talking points and any information you were provided about such efforts.

26. Set forth all information known to you concerning any actions taken to use Presidential Inaugural Funds to fund outside volunteers or other employees to assist in any White House functions and the role of Harry Thomason, David Watkins, Vince Foster, Michael Berman and others in exploring ways to use outside sources of funding or Presidential Inaugural Funds to fund any White House activities.

THE WHITE HOUSE
WASHINGTON

February 26, 1996

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

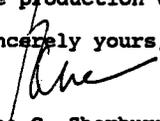
Dear Barbara:

Under cover of this letter we are providing material responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 29988-39170). White House records responsive to individual Committee subpoenas to present and former White House officials also are included in this production. As always, we request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

As indicated in a letter sent today to Chairman Clinger from Mr. Quinn, we believe that, with this production, we will have completed our response to the subpoena, except, of course, for any additional documents found subsequently. We will provide any such documents promptly to the Committee.

Attached to this letter is a description of the production entitled "Response to January 11, 1996 Document Subpoena." This document sets forth in detail the production we have made.

Sincerely yours,


Jane C. Sherburne
Special Counsel to the President

cc: David Schooler
Military Chief Counsel

Donald F. Goldberg
Professional Staff Member

Enclosures

February 26, 1996

RESPONSE TO JANUARY 11, 1996 DOCUMENT SUBPOENAGeneral Response

The Office of Administration and the Executive Office of the President have conducted a comprehensive search for documents responsive to each of the requests contained in this subpoena and are producing all responsive documents found. Many of the documents we are producing today have been produced to the Committee in the past from other files. If any further responsive documents are located subsequent to this production, they will be promptly produced to the Committee.

As discussed with the Committee Chairman, there are certain documents, which constitute the internal deliberative work product of the White House Counsel's office, which have not been produced. This material, which is limited in scope, is the subject of ongoing discussions with the Committee. All documents related to the prosecution of Billy Ray Dale and the discovery and production of the Watkins memorandum are included in this production pursuant to a December 1995 arrangement with the Committee Staff.

In response to the Committee's explicit request for documents identified on the privilege log prepared for the Department of Justice's Office of Public Integrity investigation, and in order to facilitate this Committee's efforts, such documents are included in this production. Twenty-three legal memoranda identified on the log, which when duplications and slightly different versions of the same documents are eliminated, amount to only seven separate documents, will be produced to the Committee for in camera review. The remaining documents are produced with the other documents in the production. (Bates Nos. CGE 37295-37707).¹

¹ The privilege log has been produced as CGE20159-20201, 22772-22814. Please note the following corrections to the log:

- Document No. 6 is 15 rather than 16 pages.
- Document No. 11 is dated 5/2/94 rather than 4/30/94.
- Document No. 53, we believe, is either the same as Document No. 49 or 55.
- Document No. 66 is 8 pages rather than 2.
- Document No. 88 is a letter to Mr. Sloan rather than to Mr. Eggleston.
- Document No. 96 is dated 8/18/93 rather than 8/19/93.
- Document No. 107 is 6 pages rather than 3 pages.
- Document No. 121 is 14 pages rather than 15 pages.
- Document No. 124 is 5 pages rather than 4 pages.

Non-responsive material has been removed from a number of documents produced. These redactions are indicated on the documents. In addition, the President's handwriting has been redacted on certain pages. This handwriting will be made available to the Chairman to review in camera, and a transcription provided, upon request.

There are gaps in the Bates Numbers in various places throughout the production. These gaps represent errors in numbering or other mistakes made in production. No responsive material has been removed.

Finally, pursuant to a December 1995 arrangement with Committee Staff, one document responsive to the individual subpoena served upon Harry Thomason concerning the "White House Project" is available for in camera review by Congressman Clinger upon request.

Individual Responses

1. Any records related to the White House Travel Office matter or the White House Project from the following individuals and/or offices (which would also include all assistants and secretaries): The White House Counsel's office, Maggie Williams, Capricia Marshall, Lisa Caputo, Neel Lattimore, Isabelle Tapia, Mary Beck, Vince Foster, Deborah Gorham, Linda Tripp, Bill Kennedy, David Watkins, Catharine Cornelius, Clarissa Cerda, Jeff Eller, Patsy Thomason, Ricki Seidman, Mark Gearan, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Brian Foucart, Janet Greene, Beth Nolan, Clifford Sloan, Mack McLarty, Bill Burton, David Dreyer, Anne Edwards, Rahm Emanuel, David Leavey, Bruce Lindsey, Darnell Martens, Matt Moore, Dee Myers, Lloyd Cutler, Jane Sherburne, Abner Mikva, Mark Fabiani, Tom Hufford, Roy Neel, John Podesta, Rita Lewis, David Gergen, Craig Livingstone, Marjorie Tarmey, Ira Magaziner, Bernard Nussbaum, Jennifer O'Connor, Penny Sample, George Stephanopoulos, Frank Stidman, Harry Thomason, Lorraine Voles, Jeremy Gaines, Dale Helms, David Gergen, Joel Klein, Neil Eggleston, Steve Neuwirth, Cheryl Mills, Jurg Hochuli, Andris Kalnins, Matt Moore, Lorraine Voles and Bruce Overton.

RESPONSE: Responsive documents relating to the Travel Office Matter, as defined by the subpoena, and the "White House Project," as defined in certain individual subpoenas, have been

provided. Documents subject to our discussion with Chairman Clinger are not included.

2. All records related to the General Accounting Office review of the White House Travel Office.

RESPONSE: Responsive documents have been provided or have previously been made available for review by the Committee and its staff.

3. All records related to the Justice Department's Office of Professional Responsibility review of the White House Travel Office.

RESPONSE: Responsive documents have been provided.

4. Any records related to American Express obtaining the White House Travel Office business including all records related to any contact with GSA or American Express up to the time of this letter.

RESPONSE: Responsive documents have been provided.

5. All records related to the Peat Marwick review of the White House Travel Office and any subsequent reviews such as that performed by Tichenor and Associates and any records reflecting any contacts, communications or meetings with any Peat Marwick attorneys or officials to the present.

RESPONSE: Responsive documents have been provided. In addition, there are approximately six or seven boxes of Travel Office financial records which were reviewed by Tichenor and Associates. These documents will be made available for review by the Committee Staff upon request.

6. Any records of any contracts or communications related to any IRS matter regarding UltraAir and/or any IRS matter regarding any other White House charter company, any IRS matter related to any of the fired seven travel office employees, or any other IRS matter related to the White House Travel Office and any records of contact or communications with IRS Commissioner Peggy Richardson by Mack McLarty, Webb Hubbell, Bruce Lindsey, Vince Foster,

Bill Kennedy, or any member of the White House Counsel's office from May 1, 1993 to the present.

RESPONSE: Much of the material responsive to this request already has been provided in response to the Committee's September 18, 1995 request. Based upon conversations with the Committee Staff at a meeting in November 1995, we understand that the Committee is not seeking further documents relating to the IRS excise tax audit. Accordingly, such material has not been produced. All other responsive documents have been produced.

7. All records related to the Treasury Inspector General's investigation of the IRS audit of UltraAir. (The investigation requested by Rep. Frank Wolf in May 1993.)

RESPONSE: The Office of Administration and the Executive Office of the President have located no documents responsive to this request other than the report, which is publicly available, and is included in the production.

8. Any records relating to any proposal to use independent financing or unused Presidential Inaugural Committee funds to assist anyone on the White House staff, outsource White House duties or tasks, or otherwise assist White House operations. This would include records regarding any efforts, both inside and outside the White House to explore, evaluate or implement such proposal. It would also include records of any subsequent analysis of such efforts.

RESPONSE: Responsive documents have been provided, except for two legal memoranda, prepared by the White House Counsel's office concerning the acceptance of gifts of technology by the White House, which are subject to our discussion with Chairman Clinger and, accordingly, are not included in the production.

9. Any records relating to or mentioning the finding of the note in Mr. Foster's briefcase or any other location

following his death, any Travel Office records of Mr. Foster's and any records relating to the finding of or existence of or explanations of any files of Mr. Foster's relating to the White House Travel Office matter, Special Government Employees, issues of nepotism, the use of volunteers or any efforts to obtain Office of Legal Counsel opinions on any of these matters and any records of any contacts with Mr. James Hamilton, Lisa Foster, Harry Thomason, Susan Thomases, James Lyons about Vince Foster's records.

RESPONSE: Responsive documents have been provided, with the exception of two vetting documents which are subject to our discussion with Chairman Clinger and, accordingly, are not included in the production.

10. Any records relating to Mr. Thomason, Mr. Martens, Ms. Penny Sample, Ms. Betta Carney and Mr. Steve Davison and any other World Wide Travel employees including, but not limited to, all records indicating what these individuals did while at the White House, any documents relating to issues arising out of any actions they took while at the White House, any personnel records, requests for passes or pass forms, requests for office space and any forms related to office space, phones or other equipment, and any records relating to any actions taken by these individuals regarding the White House Travel Office. (For Ms. Sample, this request would also include all trip files for trips she had any involvement with while at the White House).

RESPONSE: Responsive documents have been provided. In accordance with our prior understanding with the Committee Staff, not included, however, are several documents of a wholly personal nature, such as birthday greetings and other personal greetings. In addition, we are not providing a limited number of documents related solely to the 1996 Presidential Nomination and Election, which were identified after our February 15, 1996 meeting with Chairman Clinger.

11. All records about problems or allegations or wrongdoing in the Travel Office from January 20, 1993 to present.

RESPONSE: Responsive documents have been produced.

12. All tapes or videotapes produced by Mr. Thomason or any associates of his for the White House, the Bill Clinton for President Committee or the Clinton/Gore '92 Committee and all billings and financial statements relating to such work.

RESPONSE: The Office of Administration and the Executive Office of the President have no tapes or documents responsive to this request other than "The Man from Hope" videotape.

13. Any tapes, tape recordings or videotapes of any kind related to the White House Travel Office, the White House Travel Office employees, or any allegations of wrongdoing by anyone in the White House Travel Office or any air charter company or other business doing business with the White House Travel Office.

RESPONSE: The Office of Administration and the Executive Office of the President have the following tapes which may be responsive to this request: (1) a videotape of an Appropriations Committee Hearing in which Travel Office matters were raised; and (2) audio tapes of press interviews with the First Lady that have never been transcribed. The videotape of the Appropriations Hearing will be made available for review upon request. The audio tapes of the First Lady's press interviews are voluminous. Given the extreme burden and expense that would be required to listen to each of these tapes, and the fact that the material, if responsive, was generally reflected in publicly available press reports, these tapes are not being provided. Should the Committee seek production of any particular responsive interview,

however, it will be made available to the Committee or a transcript thereof provided.

14. Calendars of the following individuals:

Bill Kennedy, Vince Foster, Mack McLarty, Ricki Seidman, John Podesta, Todd Stern, Dwight Holton, Andre Oliver, Brian Foucart, Bruce Lindsey, Jack Kelly, Matt Moore, Beth Nolan, Cliff Sloan, Bernard Nussbaum, David Watkins, Catherine Cornelius, Jennifer O'Connor, George Stephanopoulos, Dee Dee Myers, Clarissa Cerda, Jeff Eller, Patsy Thomasson, Mark Gearan, Leon Panetta, Harry Thomason, and Maggie Williams indicating any meetings, messages or discussions with any of these same named individuals among or between each other and among or between these named individuals and Susan Thomases, Darnell Martens, Webb Hubbell, Harry or Linda Bloodworth-Thomason, Larry Herman (or any other KPMG partners or employees) or James Lyons between May 1 and July 31, 1993.

RESPONSE: Responsive material has been provided. Where a record appeared during the relevant time period, which on its face showed that the meeting, message, or discussion was not about any matter covered by the subpoena, such a record was not included.

15. Phone records (including message slips, phone logs, pages, or any White House records of phone calls) for the same named individuals in paragraph #14 above, making or receiving calls from any of the same named individuals between May 1, and July 31, 1993.

RESPONSE: Responsive material has been provided. Where a record appeared during the relevant time period, which on its face showed that the meeting was not about any matter covered by the subpoena, such a record was not included. With respect to the request for three months of pager records, we have been unable to produce any responsive materials.

16. All calendars and phone records, message slips or phone logs, of the following individuals, made to or from any of the following individuals, from May 1, 1995 through November

30, 1995, regarding the White House Travel Office matter or the case of U.S. v. Billy Ray Dale:

Jane Sherburne, John Yarowsky, Natalie Williams, Miriam Nemitz, Judge Mikva, Maggie Williams, Capricia Marshall, Patsy Thomasson, John Podesta, Catherine Cornelius, Mark Gearan, Bruce Lindsey, David Watkins, Janet Greene, Betsey Wright, Webb Hubbell, Bill Kennedy, Jeff Eller, Neil Eggleston, Cliff Sloan, Mike Berman, Harry Thomason, Darnell Martens, Catherine Cornelius, Beth Nolan, James Hamilton, Susan Thomases, James Lyons, Roy Neel, John Gaughan, any employee of the Military office, Larry Herman, John Shutkin, any employee of KPMG Peat Marwick, Billy Ray Dale, Barney Brasseux, John Dreylinger, Ralph Maughan, John McSweeney, Robert VanEimeren, Gary Wright, David Bowie, Pam Bombardi, Tom Carl, Stuart Goldberg, Lee Radek, Jamie Gorelick, Adam Rossman, David Sanford.

RESPONSE: Thirty-seven of the individuals identified in this request were never employees of the White House, or were not employed in the White House during the period May 1, 1995 through November 30, 1995. Accordingly, for these individuals, the Office of Administration and the Executive Office of the President have no phone records during the period. With respect to individuals who were employees during the time period, responsive material has been provided. Where a record appeared during the relevant time period, which on its face showed that the contact was not about any matter covered by the subpoena, such a record was not included.

17. All records related to Travel Office funds and/or documents being placed in the White House Military office and all records of any inquiries about related events.

RESPONSE: Responsive documents have been provided.

18. All records of any contacts with David Watkins or Bill Kennedy from the time they ended their employment at the White House to the present.

RESPONSE: Responsive documents have been provided. Every box of documents in the Office of Records Management which contain files of every current and former employee of the White House has not been searched for the presence of possibly responsive material. To do so would require a page-by-page search of more than 2900 boxes of records. In addition, we have not produced a limited number of documents which is of the type that is subject to the Privacy Act concerning health and other post-termination benefits to which Mr. Kennedy and Mr. Watkins were entitled.

19. All Executive Order documents located in Mr. Foster's Travel Office files and/or his briefcases.

RESPONSE: These Executive Order documents, which constitute the deliberations of then-Deputy White House Counsel, Vincent Foster, are subject to our discussion with Chairman Clinger and, accordingly, are not included in the production.

20. All records related to Harry Thomason and/or Darnell Martens discussing or pursuing contracts with GSA, all records related to ICAP, and any records of the White House Counsel's office analyzing the issues raised by Mr. Thomason and Mr. Martens actions at the White House.

RESPONSE: Responsive documents have been provided.

21. All records related to any sexual harassment complaints about Mr. David Watkins during the Clinton/Gore 1992 campaign or during his tenure at the White House and any records of meetings, actions, or communications regarding such complaints and all records related to the \$3,000 per month retainer provided to Mr. Watkins by the Clintons for President campaign.

RESPONSE: Responsive documents have been provided, except that the response does not include background personnel documents which are of the type that are subject to the Privacy Act. In

addition, one internal deliberative document related to the vetting of Mr. Watkins is subject to our discussion with Chairman Clinger and, accordingly, is not included in the production.

22. All records of any contacts, communications or meetings regarding the "Watkins memo" produced to the Committee on January 3, 1996 and the chain of custody of this memo.

RESPONSE: Responsive documents have been provided.

23. All indices or catalogues of Vincent Foster's office, tapes, computer and documents and who received each document from his office.

RESPONSE: Responsive indices, catalogues and lists have been provided.

24. All records relating to the actions of Mr. Watkins at the White House regarding the use of White House helicopters, the names of all individuals in the two helicopters used in May 1994 for Mr. Watkins golf outing and all records relating to his departure from the White House.

RESPONSE: Responsive documents have been provided. A memorandum to the President will be made available for Chairman's Clinger's personal review. Most of the material responsive to this request, including the manifest for Mr. Watkins' May 24, 1994 trip, already has been made available to the Committee and the GAO in response to Committee inquiries about White House staff use of helicopters.² We, therefore, have not provided that material in this production. Nor have we provided correspondence to and from members of Congress or the public regarding Mr.

² In addition, the GAO, at the Committee's request, recently reviewed material which confirmed that the crew on the May 24, 1994 backup helicopter trip consisted solely of military personnel.

Watkins' May 24, 1994 trip. In addition, work product prepared by the White House Counsel's office in conducting our investigation of this incident and in gathering and providing material to the GAO is not included in the production.

25. All e-mail to or from the following individuals from May 7, 1993 through May 28, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House Project, or the Presidential Inaugural Commission: David Watkins, Patsy Thomasson, Jennifer O'Connor, Brian Foucart, Peter Siegel, Paul Toback, Catherine Cornelius, Clarissa Cerda, Dee Dee Myers, David Leavey, George Stephanopoulos, Mack McLarty, Ricki Seidman, Bill Burton, Bruce Lindsey, Harry Thomasson, Darnell Martens, Maggie Williams, Capricia Marshall, Lisa Caputo, Mark Gearan, Bernard Nussbaum, Isabelle Tapia, Vincent Foster, Deborah Gorham, Linda Tripp, Betsy Pond, Bill Kennedy, John Podesta, Dwight Holton, Andre Oliver, Todd Stern, Jean Charleton, Beth Nolan, Clifford Sloan, Rahm Emanuel, Lorraine Voles, and Craig Livingstone.

RESPONSE: The e-mail system utilized in the Office of Administration and the Executive Office of the President is such that messages cannot be retrieved without extraordinary, time-consuming, and extremely expensive efforts. Accordingly, no e-mail records are being produced at this time. All efforts are being made, however, to comply with this request. Responsive material, if any, should be available by the end of March.

26. All e-mail to or from the following individuals from June 26, 1993 through August 1, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Vincent Foster, Mack McLarty, David Watkins, Patsy Thomasson, John Podesta, Todd Stern, Dwight Holton, Andre Oliver, Bernard Nussbaum, Bruce Lindsey, Ricki Seidman, Mark Gearan, Maggie Williams, Lisa Caputo, George Stephanopoulos and Cliff Sloan.

RESPONSE: See response to Request No. 25.

27. All e-mail to or from the following individuals from September 1, 1993 through December 20, 1993, concerning the White House Travel Office matter as defined in paragraph (2), the White House Project, or the Presidential Inaugural Commission: Mack McLarty, David Watkins, Patsy Thomasson, Cliff Sloan, Neil Eggleston, Bruce Lindsey, John Podesta, Todd Stern, Ricki Seidman, Maggie Williams, Mark Gearan, and George Stephanopoulos.

RESPONSE: See response to Request No. 25.

28. All e-mail to or from the following individuals from May 1, 1994 through September 8, 1994, concerning the White House Travel Office matter as defined in paragraph (2), the White House project, or the Presidential Inaugural Commission: Neil Eggleston, Lloyd Cutler, Joel Klein, John Podesta, Jane Sherburne, Sheila Cheston, Maggie Williams and Todd Stern.

RESPONSE: As set forth above, the e-mail system utilized in the Office of Administration and the Executive Office of the President is such that records cannot be retrieved without extraordinary, time-consuming, and extremely expensive efforts. Retrieval of the nearly ten months of e-mail sought in this request would require months to complete. Accordingly, no e-mail records are being produced at this time in response to this request. We are prepared, however, to work with the Committee in responding to a significantly more limited request should the Committee seek to do so.

29. All records relating to the matter of United States of America v. Billy Ray Dale, any investigation by the Justice Department into the White House Travel Office matter as defined in paragraph (2), and all records relating to Billy Ray Dale as well as any records of talking points prepared about Mr. Dale to the present.

RESPONSE: Responsive documents have been provided. Billy Ray Dale's personnel file, which is material of the type that is subject to the Privacy Act, is not included.

30. All records related to the gathering of documents for any review or investigation related to the White House Travel Office matter as defined in paragraph (2). This includes, but should not be limited to, the White House Management Review, the IRS internal review, the GAO Travel Office Review, the OPR investigation, the Public Integrity investigation, the Treasury IG investigation, the FBI internal review, Independent Counsel Robert Fiske, and Independent Counsel Kenneth Starr.

RESPONSE: Records related to the gathering of documents in connection with the White House Management Review, the IRS internal review, the GAO Travel Office review, the Public Integrity investigation, the Treasury IG investigation, and the FBI internal review have been provided. Documents related to the Independent Counsel criminal investigation and any Congressional investigation are subject to our discussion with Chairman Clinger and, accordingly, are not included in the production.

THE WHITE HOUSE
WASHINGTON

February 26, 1996

William F. Clinger, Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Mr. Chairman:

With this letter, we are providing to your Committee a comprehensive response to the document subpoena served on the White House on January 11, 1996. We also are including a detailed explanation of the production entitled "Response to January 11, 1996 Document Subpoena."

As you are aware, we have made a number of interim productions and have already provided the Committee with 28,000 pages of documents, including over 17,000 pages provided since January 22, 1996. We believe, with this production, the White House will have virtually completed its response to this subpoena. Given the breadth of the subpoena, of course, we may find additional documents. Should this occur, we will provide them to the Committee promptly.

As we discussed at our meeting on February 15, 1996, we have already provided the Committee with certain documents that we believe are fairly characterized as protected by work product and attorney-client privilege. We have done so to accommodate the legitimate needs of the Committee. As I explained, however, there are certain categories of material that, as we are sure you can appreciate, are central to the ability of the Executive Branch to carry out its Constitutional responsibilities. Production of this confidential material would irreparably undermine the independence and functioning of the Executive Office of the President and compromise the fundamental principle of Separation of Powers. Accordingly, production of this kind of material should be relatively rare, and must be done only in limited circumstances, under careful scrutiny, and after specific, demonstrated need.

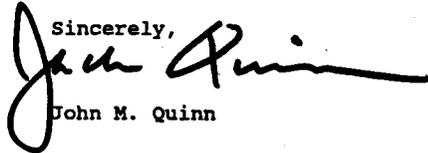
Chairman William F. Clinger
February 26, 1996
Page 2

As you know, the nature of this internal deliberative material was the subject of discussion at our February 15, 1996 meeting. At that meeting we described the materials we are prepared to have you or your staff review in camera and those that we are seeking your agreement to withhold altogether. This material is limited to (1) documents related to the ongoing criminal investigations of the Independent Counsel; (2) materials created in the course of preparation for Congressional hearings; (3) materials prepared in responding to this and other Congressional subpoenas; (4) White House Counsel vetting notes, staff meeting notes, and a subpoenaed legal analysis document unrelated to the Travel Office issues; and (5) personnel records which are of the type that are subject to the Privacy Act. We understand that you are considering our positions and the concerns which support them. This material is not included in this production.

Notwithstanding our views, as expressed at that meeting, in response to the Committee's particular interest in the documents subject to the Public Integrity Privilege Log, we are producing those documents in full, reserving for in camera review essentially seven legal memoranda, five of which already have been reviewed by your staff.

We look forward to continuing discussions with you about resolution of these outstanding issues.

Sincerely,



John M. Quinn

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

February 27, 1996

BY TELECOPY

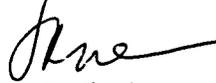
Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Contrary to the understanding I communicated to you earlier today, Mr. Rahm Emanuel has not retained private counsel. The White House has produced to the Committee all White House records in Mr. Emanuel's custody responsive to the Committee's subpoena. Mr. Emanuel has asked that we advise you on his behalf that he has no personal records responsive to his subpoena.

Please let me know if you have any further questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Rahm Emanuel
Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

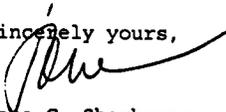
February 27, 1996

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government
Reform and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Barbara:

Under cover of this letter we are providing a few pages of additional material responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 039171 - 039176). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: David Schooler
Military Chief Counsel

Donald F. Goldberg
Professional Staff Member

Enclosures

HIGHLY CONFIDENTIAL

White House Production Log
February 27, 1996

| BATES RANGE | SOURCE/FILE |
|-----------------|------------------------------------|
| CGE 39171-39176 | Counsel's Office (Cheryl Mills) |

THE WHITE HOUSE
WASHINGTON

March 4, 1996

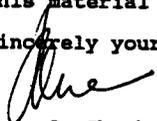
BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 39177-39229). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

March 4, 1996

White House Production Log
March 4, 1996

| BATES RANGE | SOURCE/FILE |
|-----------------|--|
| CGE 39177-39189 | Mark Gearan |
| CGE 39190-39195 | Jodie Torkelson |
| CGE 39196-39202 | Matt Moore |
| CGE 39203-39225 | Counsel's Office (Kathleen Wallman) |
| CGE 39226-39229 | Information Systems & Technology |

THE WHITE HOUSE
WASHINGTON

March 5, 1996

BY TELECOPY

Kevin Sabo, Chief Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington D.C. 20515-6143

Dear Kevin:

I am writing to respond to the questions you raised with Jon Yarowsky at the end of last week. At that time, you indicated that while certain document issues are still the subject of discussion between the Committee and the White House, the responses to the following questions would be helpful to the Committee.

1. With respect to the documents identified in the Public Integrity Privilege Log, you asked us to identify the legal memoranda that are being provided for in camera review.

ANSWER: There are essentially seven legal memoranda that are being provided for in camera review. These documents appear in multiple copies, either in whole or in part, in the privilege log. The Committee already has reviewed versions of four of these memoranda. Three memoranda have not previously been reviewed. They are as follows:

- a. Document No. 2 - This document is a 6/21/93 memorandum for Todd Stern from Cliff Sloan transmitting a memorandum for Cliff Sloan from Beth Nolan. The document also appears as Document Nos. 61 and 63.
- b. Document Nos. 6 and 117 (combined to make a single document) - Document No. 6 is an 8/2/93 unsigned memorandum from John Podesta and Todd Stern to Mack McLarty; Document No. 117 is a 7/12/93 draft memorandum for Thomas McLarty from Beth Nolan and Bernard Nussbaum. These two documents appear in slightly different versions, as Document Nos. 3, 4, 5, and 59.
- c. Document No. 67 - This document is an undated, unsigned document entitled "Standards of Conduct to Consider for WHS if HT is Not a Federal EE for Travel Office Matters." It also appears as Document No. 119.

Kevin Sabo, Chief Counsel
March 5, 1996
Page 2

The remaining four documents, which the Committee has previously reviewed, are as follows:

- a. Document No. 1 - which also appears as Document Nos. 60, 64, and 125.
- b. Document No. 7 - which also appears as Document Nos. 62, 68 and 118.
- c. Document No. 9 - which also appears as Document No. 116.
- d. Document No. 66 - which also appears as Document No. 124.

2. You asked for the number of pages of legal memoranda identified on the Public Integrity privilege log being made available to the Committee for in camera review.

ANSWER: All versions of the seven legal memoranda, as described above, consist of a total of 61 pages.

3. You asked for the identity of the individuals whose personnel records have not been produced.

ANSWER: We have not produced Billy Dale's personnel records, nor have we produced certain portions of personnel records of David Watkins and William Kennedy. The records of Mr. Watkins and Mr. Kennedy that are not included in the production consist of post-employment contacts concerning health insurance and other post-termination benefits.

4. You asked us to identify the vetting material that is not being produced.

ANSWER: The vetting material not produced is contained in notes relating to David Watkins and James Hamilton.

5. You asked us to identify the subject matter of the legal memoranda, not concerning travel office issues, that have not been provided.

ANSWER: These documents are legal memoranda concerning acceptance of gifts of technology for the West Wing and the OEGB.

Kevin Sabo, Chief Counsel
March 5, 1996
Page 3

6. In connection with the subpoena's request concerning post-employment contacts with Mr. Watkins and Mr. Kennedy, you asked us whether it is possible to separate out boxes in the Office of Records Management sent by current as opposed to former employees.

ANSWER: Although we can identify the material in this manner, the task of reviewing either category would still be overwhelming. There are approximately 2100 boxes from current employees and 800 boxes from former employees. A more feasible approach may be to identify a limited number of specific current or former White House employees for Office of Records Management file searches.

7. You asked us whether it is feasible to review White House electronic mail messages for the three week period from May 7, 1993 - May 28, 1993, as set forth in Request No. 25 of the subpoena.

ANSWER: As we explained in our Response of February 26, 1996, we are currently endeavoring to comply with this request. As we find responsive material, we will produce it to the Committee. We believe that this effort will be complete by the end of March.

8. You asked whether your technical computer experts could confer with our technical experts with respect to the retrieval of hard-drive material.

ANSWER: We propose that you provide us with written questions from your technical experts that we can respond to with the help of our technical experts. We believe that this will enable all of us to understand the issues and reach resolution more efficiently.

We hope that this adequately addresses your questions.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald F. Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

March 8, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

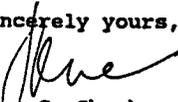
Dear Barbara:

Under cover of this letter, we are providing additional materials responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 39230-39258).

Also enclosed are six corrected pages from the February 26, 1996 production of documents. Documents numbered CGE 37141 and 37155 were incorrectly redacted. Documents numbered CGE 37136, 37174, 37186 and 37191 contained non-responsive material which we redacted but did not include a redaction notation. We are producing each of the above with a letter "A" suffix.

We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

White House Production Log
March 8, 1996

| BATES RANGE | SOURCE/FILE |
|--|---------------------------------|
| CGE 37141a, 37155a, 37136a, 37174a, 37186a, 37191a | Cliff Sloan |
| CGE 39230 | Todd Stern |
| CGE 39231-39250 | Matt Moore |
| CGE 39251-39252 | Dee Dee Myers |
| CGE 39253-39254 | Natalie Williams |
| CGE 39255-39257 | Counsel's Office |
| CGE 39258 | Office of Records Management |

WILLIAM F. CLINGER, JR., PENNSYLVANIA
Chairman

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DICK BURTON, INDIANA
J. DENNIS HARTBERT, ALABAMA
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JOHN BRADGORD, IOWA
MICHAEL PATRICK FLANAGAN, ILLINOIS
CHARLES F. BASS, NEW HAMPSHIRE
STEVE E. LYTCHETTE, OHIO
MARGARET "MARTI" SANDFORD, SOUTH CAROLINA
ROBERT L. SHULTON, JR., MARYLAND

ONE HUNDRED FOURTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

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GENE SMITH, TEXAS
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KARLA A. TAYLOR, PENNSYLVANIA
BILL E. SWENNER, OKLAHOMA
THE HOLEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
INDEPENDENT
MAJORITY—(202) 225-0371
MINORITY—(202) 225-0351

March 12, 1996

Jack Quinn, Esquire
White House Counsel
The White House
Washington, D.C. 20515

Dear Mr. Quinn:

As you are aware, the passage of House Resolution 369 authorized the Committee to establish Rules to conduct sworn depositions of individuals concerning the White House Travel Office matter. The Committee approved this new rule, Rule 19, through bipartisan agreement.

We have started to notify individuals of our intent to conduct depositions and schedule their dates. In anticipation of questions of privilege and confidentiality that may be raised by attorneys for these individuals, I want to confirm your earlier representations to me that the White House will not claim executive privilege over any of the witnesses' documents or information. If your understanding of the White House's position has changed, I would appreciate notification as soon as possible so that we can avoid any further delays in the course of this investigation.

Sincerely,

William F. Clinger, Jr.
Chairman

THE WHITE HOUSE
WASHINGTON

March 15, 1996

The Honorable William F. Clinger
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn Building
Washington, DC 20515

Dear Mr. Chairman:

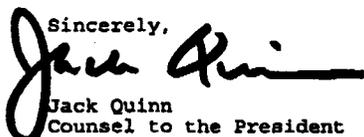
I am sorry we have not been able to speak directly. The purpose of my call yesterday was to discuss your letter of March 12, 1996. I appreciate your understanding that assertions of executive privilege may properly lie in connection with upcoming depositions of current and former White House employees.

At this point, however, it is impossible for me to predict with any certainty the areas into which your staff may want to take these depositions. It is therefore equally impossible to determine whether the questioning will implicate applicable privileges and, if so, whether the White House would need to assert such privileges. I am, of course, always ready to work with you, as I have committed in other circumstances, to accommodate the legitimate interests of both the executive and legislative branches and resolve any disagreements that might develop both expeditiously and fairly.

In closing, I am compelled to note for the record that any representation your staff may have made to you to the effect that I ever made a commitment not to raise claims of executive privilege in connection with these depositions is simply not correct. I'm at a complete loss to understand how anyone might have formed this impression.

Best personal regards --

Sincerely,



Jack Quinn
Counsel to the President

THE WHITE HOUSE
WASHINGTON

March 15, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

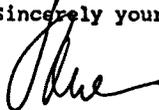
Dear Barbara:

In the course of completing our efforts to ensure that we have located all documents responsive to the Committee's January 11, 1996 subpoena, we have continued to identify and produce some additional documents. Under cover of this letter, we are making another such production.

Enclosed are responsive documents (CGE 039259 - 039294). You will note that the final document in the production, CGE 039294, is a hand-written letter dated May 3, 1994 from David Watkins to the First Lady. This letter was located in the White House Office of Personal Correspondence. Mrs. Clinton did not respond to this letter.

We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald F. Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

March 15, 1996

White House Production Log
March 15, 1996

| BATES RANGE | SOURCE/FILE |
|-----------------|--|
| CGE 39259 | Chris Cerf |
| CGE 39260-39265 | Joel Klein |
| CGE 39266-39268 | Chris Cerf |
| CGE 39269-39293 | Matt Moore |
| CGE 39294 | White House Office of Personal Correspondence |

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

BRANDEN A. GILMAN, NEW YORK

DAVE BLOTTON, IOWA

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BJ
75-181798A, FLORIDA

JO
25471, JR., NEW HAMPSHIRE

ROBERTA, NEW YORK

STEPHEN HORNE, CALIFORNIA

JOHN L. MICA, FLORIDA

PETER BLUTE, MASSACHUSETTS

THOMAS H. DAVIS, INDIANA

DAVID M. DRAYTON, INDIANA

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JOHN BRADLEY, ARIZONA

MICHAEL PATRICK FLANNIHAN, ILLINOIS

CHARLES F. BASS, NEW HAMPSHIRE

STEVE C. LATOURETTE, OHIO

JARRELL "MARK" BARNFORD, SOUTH CAROLINA

ROBERT L. DUNLAP, JR., MISSISSIPPI

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

March 20, 1996

Jack Quinn, Esquire
White House Counsel
The White House
Washington, D.C. 20515

Dear Mr. Quinn:

I am in receipt of the White House's most recent, March 15, 1996 letter and production of documents. Ms. Sherburne described this production as an additional response to the Committee's January 11, 1996 subpoenas to the White House Custodian of Records for the Office of Administration and the Executive Office of the President. As you know, production of all records under these subpoenas was due January 22, 1996.

Although I agreed to suspend any action to enforce the subpoenas on a number of documents which you indicated were privileged, my office was notified by Jonathan Yarowsky that all documents not in that category had been produced. Indeed, the February 26, 1996 production was to have been the final production except for the documents being held in suspension. In spite of this assurance, your March 15, 1996 production included still more responsive documents which clearly did not fall within your privileged categories. It is clear that we need to come to closure on all outstanding subpoenaed documents.

As a result, I must request that you provide the Committee with a log of all documents withheld by the White House. Please supply a detailed accounting of all efforts undertaken by the White House to locate documents pursuant to these subpoenas and your statement of assurances that all documents not included in the privilege log have been produced to the Committee.

CAROLYN COLLINS, ALABAMA
MARION MCINTYRE, MISSISSIPPI
ROBERT A. HENRIKSEN, CALIFORNIA
TOM LANTOS, CALIFORNIA
ROBERT L. NIEMI, JR., WEST VIRGINIA
NANCY L. DUNN, NEW YORK
DOLPHUS TOWNE, NEW YORK
JOHN M. SPINNEY, JR., SOUTH CAROLINA
LEWIS HARTFORD BLAUGHTER, NEW YORK
PAUL E. MANZONI, PENNSYLVANIA
BARRY A. CROTTY, CALIFORNIA
COLLIER C. PETERSON, MINNESOTA
DANIEL L. TROTT, FLORIDA
CAROLYN B. MALONEY, NEW YORK
THOMAS M. BARNETT, MISSISSIPPI
GERRY TAYLOR, MISSISSIPPI
BARBARA-ROSE COLLINS, MICHIGAN
BLANCKE HOLMES MCINTYRE, DC
JAMES P. MORAN, INDIANA
GERRY SPINER, TEXAS
GABRIEL R. MOSE, FLORIDA
DANNA PATTON, PENNSYLVANIA
BILL K. SWENSTER, OKLAHOMA
TIM HOLDEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY - (202) 225-6004
MINORITY - (202) 225-6011

Mr. Quinn
March 20, 1996
Page 2

I am particularly concerned with the White House's belated production of the May 3, 1993 hand-written letter from Mr. David Watkins to the First Lady. This document was within the scope of numerous previous document requests. Ms. Sherburne's letter attached to the production fails to indicate why a document that was in your possession and control was not produced until one week before our scheduled deposition of individuals in the office where it was located. This document clearly fell within the scope of the Committee's document requests prior to issuance of the subpoenas as it responds to the May 2, 1994 release of the GAO Report on the White House Travel Office.

As you know, I simply cannot conclude this investigation in a timely and thorough manner when important documents continue to appear in a piecemeal manner. I had hoped that the issuance of subpoenas to the White House would prevent just the occurrences that we have experienced: the slow dribbling out of relevant documents that barely preempt inevitable discovery by the Committee's independent investigation.

I request that you supply the Committee with a detailed written description of the chain of custody of the First Lady's letter as well as for any information you have concerning the origin and chain of custody of any other drafts, copies of drafts, final versions, or copies of final versions of the First Lady's letter. The chain of custody should identify all individuals by name and position, and cite any locations of the document. This should include, but is not limited to, all White House residents, staff, advisors, volunteers, or outside counsel who had access to this documents or copies thereof at any time.

Please provide a description of the precise location where the First Lady's letter was found in the White House Office of Personal Correspondence and all persons with access to that location. Identify the file or group of files in which the letter was found. Detail the process by which the First Lady's letter was removed from the White House Office of Personal Correspondence. Identify whether the copy of the First Lady's letter produced to the Committee was taken from the original or from a copy. If the First Lady's letter produced was a copy, state any knowledge, specific or general, concerning the origin and chain of custody of the original draft, as well as any other drafts or versions of the letter.

Mr. Quinn
March 20, 1996
Page 3

Finally, please identify all persons provided access to any of these documents prior to production to the Committee as well as the date of their access and purpose. Thank you for your cooperation to assist the Committee to obtain answers to these questions. In light of the Committee's need to have this information before conducting certain depositions, please provide your response no later than 4:00 p.m. on March 27, 1996.

Sincerely,


William F. Clinger Jr.
Chairman

LAW OFFICES
WILLIAMS & CONNOLLY
725 TWELFTH STREET, N.W.

WASHINGTON, D. C. 20005

(202) 434-5000

FAX (202) 434-5029

EDWARD BENNETT WILLIAMS (1920-1998)
PAUL A. CONNOLLY (1922-1978)

DAVID E. KENDALL
(202) 434-5145

March 21, 1996

BY HAND DELIVERY

The Honorable William F. Clinger, Jr.
Chairman, Committee on Government Reform
and Oversight
House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Mr. Chairman:

I enclose the responses of Mrs. Clinton to the questions transmitted to her by you last month.

Sincerely,


David E. Kendall

cc: The Honorable Cardiss Collins

RESPONSES TO QUESTIONS FOR THE FIRST LADY
FROM THE COMMITTEE ON GOVERNMENT REFORM
AND OVERSIGHT OF THE HOUSE OF REPRESENTATIVES

1. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you did "not know the origin of the decision to remove the White House Travel Office employees?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

Response to Nos. 1-6:

Neil Eggleston, an Associate Counsel in the White House Counsel's Office, made a submission on my behalf to the General Accounting Office on April 6, 1994, which I directed and authorized. This submission included statements quoted in the first six of these interrogatories. Mr. Eggleston made this submission in response to the following request, dated March 16, 1994, from Nancy Kingsbury, Director of Federal Human Resource Management Issues at the GAO:

"The White House Management Report describes, on page 9, the following:

That afternoon [May 13], before Foster talked to Watkins about Peat Marwick, Foster went to see the First Lady on a matter unrelated to the Travel Office. The First Lady told Foster that she had heard about problems in the Travel Office. Foster replied that Kennedy was looking into it. Late that afternoon, she saw McLarty and inquired about the situation in the Travel Office. Foster subsequently informed her that Peat Marwick was going to conduct a review of the Office.

In our interview with Mr. David Watkins, he stated that (a) on May 14, Mrs. Clinton (through Mr. Foster) had expressed an interest or awareness of the situation in the Travel Office; and (b) that it was Mr. Watkins' understanding that Mr. Harry Thomason asked to have an update on the situation. Mr. Watkins reported that in a subsequent conversation on the same day, Mrs. Clinton (a) mentioned the 25 percent (White House) staff reduction goal; (b) said it would be good to have our staff people working in the Travel Office; and (c) said that the administration had been criticized at the time for being slow in filling positions, and had delayed too long. We also note that the White House Travel Office Management Review contains a copy of a memorandum from Mr. Watkins to Mr. McLarty which was marked as cc to Mrs. Clinton and which describes the steps taken to review the Travel Office matter and the decisions made to remove the employees and carry out the functions with other staff.

We respectfully request Mrs. Clinton's official response to the following questions:

1. How would you describe and to whom would you attribute the origin of the decision to remove the Travel Office employees?
2. How would you characterize your role in that decision?
3. Did you ask or direct that any action be taken by anyone in regard to the White House Travel Office?
4. Is Mr. Watkins' characterization of his discussion with you, as recorded by us, accurate? If not, how would you describe the discussion?
5. Did you participate in any other discussions with White House staff or Mr. Thomason concerning the White House Travel Office matter during the period leading up to the removal of the Travel Office employees on May 19, 1993? If so, when and how would you describe those discussions?"

After receiving Ms. Kingsbury's request, Mr. Eggleston met with me to obtain my answers to the GAO questions. I do not recall the date of this meeting nor who else may have been present, but I believe the meeting lasted about 30 minutes. Mr. Eggleston subsequently prepared draft responses, which he

provided for my review. I reviewed the responses and authorized Mr. Eggleston to submit them to the GAO as follows:

1. Mrs. Clinton does not know the origin of the decision to remove the White House Travel Office employees. She believes that the decision to terminate the employees would have been made by Mr. Watkins with the approval of Mr. McLarty.
2. Mrs. Clinton was aware that Mr. Watkins was undertaking a review of the situation in the Travel Office, but she had no role in the decision to terminate the employees.
3. Mrs. Clinton did not direct that any action be taken by anyone with regard to the Travel Office, other than expressing an interest in receiving information about the review.
4. Mrs. Clinton does not recall this conversation with the same level of detail as Mr. Watkins. She recalls that on Friday, May 14, she had a very short telephone call with Mr. Watkins. Mr. Watkins stated that Mr. Foster had mentioned that Mrs. Clinton was interested in knowing what was going on with the Travel Office. Mrs. Clinton knew that Mr. Watkins was out of town. Mr. Watkins conveyed to her that even though he was not in Washington, his office was taking appropriate action.
5. Mrs. Clinton has a general recollection of having conversations with Mr. Foster and Mr. McLarty about the Travel Office situation prior to the termination of the Travel Office employees. She has no specific recollection of any particular conversation with Mr. Thomason on this issue at that time.

Mrs. Clinton believes that she spoke with Mr. Foster about the Travel Office before her telephone call with Mr. Watkins. She also believes that she had a very brief conversation with Mr. McLarty sometime before she spoke with Mr. Watkins. In that conversation, she told Mr. McLarty that she had heard about problems in the Travel Office and wanted Mr. McLarty to be aware of it.

Mrs. Clinton does not recall seeing the May 17 memorandum from Mr. Watkins to Mr. McLarty until after the Travel Office employees were terminated."

These answers were accurate responses to the questions posed by the GAO. Please see also my Response to Nos. 7-10, below.

2. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you "had no role in the decision to terminate the employees" in the White House Travel Office?

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

Please see my previous Response to Nos. 1-6.

3. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you "did not direct that any action be taken by anyone with regard to the Travel Office, other than expressing an interest in receiving information about the Review?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

Please see my previous Response to Nos. 1-6.

4. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you had "no specific recollection of any particular conversation with Mr. Thomason on this issue at that time?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the

preliminary statement above.

Please see my previous Response to Nos. 1-6.

5. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you "had a very brief conversation with Mr. McLarty sometime before you spoke with Mr. Watkins" on May 14, 1993 and that you "told Mr. McLarty that you had heard about problems in the Travel Office and wanted Mr. McLarty to be aware of it?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

Please see my previous Response to Nos. 1-6.

6. Did you at any time direct or authorize anyone to state on your behalf to the General Accounting Office that you did "not recall seeing the May 17 memorandum from Mr. Watkins to Mr. McLarty until after the Travel Office employees were terminated?"

Were you aware that any such statement would be made to the General Accounting Office on your behalf?

Set forth all information known to you concerning any such statement made on your behalf to the General Accounting Office and with respect to any communication by or to you regarding any such statement, supply all of the information described in the preliminary statement above.

Please see my previous Response to Nos. 1-6.

7. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with Harry Thomason or any individual acting on his behalf regarding any White House Travel Office matters, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or other transportation related issues, and any reviews, civil or criminal investigations.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with Harry Thomason regarding the White House Travel Office on or about May 12, 13, and/or 14, 1993. Describe your knowledge of any meetings attended by Harry Thomason during this time period regarding the White House Travel Office with White House employees.

Did you make any statement, comment or observation to Harry Thomason on May 12 and/or 13, 1993, or at any other time, that you were "ready to fire" any or all of the employees in the White House Travel Office that day?

Did you make any statement, comment or observation to Harry Thomason at any time that could have been construed by him to convey the sentiment that you "were ready to fire" any or all employees of the White House Travel Office or that you wished that any or all of the White House Travel Office employees would be fired or that their employment should be terminated?

For any and all such statements, supply the information described in the preliminary statement.

Response to Nos. 7-10:

It is hard to remember the specifics of conversations that occurred almost three years ago, in view of all that has happened since then, but I have tried to state in this response such recollection as I have. Because there has been so much publicity about the Travel Office matter, it is also difficult now to distinguish between what I knew in 1993 and what I know now. Initially, I think it is desirable to provide some perspective, from my point of view.

The spring of 1993 was a busy and stressful time. After the Inauguration on January 20, there were the predictable complexities and difficulties which confronted my husband in establishing a new Administration. My family faced a significant change in living circumstances, including relocating to a new city, moving into the White House, settling our

daughter into a new school, and the increased entertainment and media demands of living in the White House. In addition, in late January of 1993, my husband asked me to become deeply involved in fulfilling the new Administration's pledge to develop a comprehensive health care plan by May 1, 1993. In the following months, I spent a great deal of time analyzing policy proposals, meeting with many groups and persons with an interest in health care, making speeches, and traveling around the country as part of the Administration's effort to devise a comprehensive and legislatively feasible health care plan. From late March through early April, I also spent many days in Arkansas after my father suffered a critical and ultimately fatal stroke. Following my father's funeral services in Little Rock, Arkansas, and Scranton, Pennsylvania, on April 9 and 10, I returned to the White House the week of April 12 to face a backlog of work and obligations primarily relating to the May 1 target date for the presentation of an Administration health care plan. It became apparent that the target date would have to be moved back because of the work still to be completed. Our interest in avoiding substantial delay put added pressure on us. The first part of May was particularly busy due to health care meetings with Congressional leaders, Congressional Committees and staffs, health care coalitions, business associations, and professional groups, and also due to my travel and speechmaking obligations.

At some point during the first part of May, 1993, I believe

I became aware from Vincent Foster or Harry Thomason of concerns about financial mismanagement in the White House Travel Office. I do not remember precisely what the concerns were, except that they involved allegations of waste, inefficiency, or improper procedures. I had no personal knowledge of or direct involvement with that office, and, indeed, I do not recall even knowing of the existence of the Travel Office until sometime in the first two weeks of May. I have a vague recollection of hearing either the outgoing or incoming president of the White House Correspondents' Association complain about the expense of press travel at the Association dinner on May 1, 1993, but I do not recall how or whether these complaints specifically related to the Travel Office.

Mr. Thomason is an old and close personal family friend. My husband has known him for more than two decades. Mr. Thomason assisted in my husband's campaign for President and served as Cochair of the Presidential Inaugural Committee. From time to time, Mr. Thomason has provided informal advice on how the President might better communicate his values, ideas, and policies. I cannot recall specific conversations with him regarding the White House Travel Office or its personnel, but as indicated above, it is possible that at some point in May, 1993, he may have mentioned to me issues of possible financial mismanagement in the Travel Office. I do not recall what, if anything, I may have said to him on this topic. I do not recall saying to him that I was "ready to fire" the Travel Office

employees. I do not know how Mr. Thomason may have construed remarks by me.

I believe I discussed with Mr. Thomason in the spring of 1993 ways in which he might assist in assuring the most effective presentation of the President's values, ideas, and policies. I do not believe I ever spoke to Mr. Thomason about aviation matters involving himself, Mr. Martens and/or TRM Incorporated, or transportation issues, reviews, or investigations related to himself, Mr. Martens, or TRM Incorporated. I have no knowledge of what meetings Mr. Thomason attended during the May 12-14, 1993, time period.

At some point during the week of May 10, 1993, I spoke to Vincent Foster about the Travel Office, and he told me that William Kennedy, who was a lawyer in the White House Counsel's Office, was looking into reports of financial misconduct and that KPMG Peat Marwick would be conducting a review of the Travel Office. I believe I had two conversations with Mr. Foster on this matter, although I may have had more. I do not believe that I asked Mr. Foster why action wasn't being taken to terminate the employees of the White House Travel Office or that I stated to him that these employees should be fired immediately. I do not recall saying to Mr. Foster that I wanted him to "act" with respect to those employees or indicating how I believed he should "act".

I don't recall speaking to Mr. Foster about any proposed or actual activities of Mr. Thomason at the White House. I do not

believe I ever spoke to Mr. Foster about aviation matters involving Mr. Thomason, Mr. Martens, and/or TRM Incorporated, or transportation issues, reviews, or investigations related to these two men or TRM Incorporated.

I also recall a brief conversation with Thomas F. "Mack" McLarty at some point, in which I told him that I had heard about fiscal mismanagement problems in the Travel Office. I expressed my concern that if there were any problems in the Travel Office they should be addressed promptly. I would not have had enough information to know what steps, if any, should be taken, but I believed then and still believe that if there were fiscal mismanagement in any part of the White House, it would be important to take prompt and appropriate corrective action. I may have spoken to Mr. McLarty a second time about the Travel Office, but I have no specific recollection of what was said. I don't recall saying to Mr. McLarty that the Travel Office matter was in the "forefront" of my mind or that "action needed to be taken".

It is possible that I may have spoken to Mr. McLarty at some point in 1993 about Mr. Thomason's actual or proposed activities at the White House with regard to communications matters, but I have no specific recollection of such a conversation. I do not believe I ever spoke to Mr. McLarty about aviation matters involving Mr. Thomason, Mr. Martens, and/or TRM Incorporated, or transportation issues, reviews, or investigations related to these two men and TRM Incorporated.

During the evening of Friday, May 14, 1993, I remember a brief telephone conversation with David Watkins, Assistant to the President for Management and Administration, who was out of the city. Mr. Foster was present, and he indicated that Mr. Watkins wished to speak to me about the Travel Office matter. Mr. Watkins stated that Mr. Foster had told him that I was interested in knowing what was going on with regard to the Travel Office. He told me that he was having a review conducted, and that, although he was out of town, his office was taking appropriate action. He may have mentioned that KPMG Peat Marwick was conducting some kind of audit or review. I recall that I thanked him for the report and let him know that I was glad he had taken the situation in hand.

I don't believe I had any conversations with Mr. Watkins about the Travel Office before or after this one telephone call. While I do not recall the specific details of our conversation, I did not direct that any particular action should be taken, nor did I make particular comments about what should be done (e.g., that I thought the Travel Office people "should be out"). I may have expressed the view that appropriate action should be taken if the circumstances warranted it. I do not recall telling Mr. Watkins I was going to an event with the President. I do not know how Mr. Watkins may have construed my remarks.

I don't recall ever speaking to Mr. Watkins about Mr. Thomason's actual or proposed White House activities. I do not believe I ever spoke to Mr. Watkins about aviation matters

involving Mr. Thomason, Mr. Martens, and/or TRM Incorporated, or transportation issues, reviews, or investigations related to these two men or TRM Incorporated.

I now understand that the KPMG Peat Marwick report presented on Monday, May 17, 1993, found several significant weaknesses in the existing internal control systems of the Travel Office and, on the basis of a three-day review, identified discrepancies in the amount of at least \$18,200 in missing checks and improperly recorded or unrecorded petty cash transactions. This report further found several significant accounting system weaknesses in the Travel Office, including "lack of financial control consciousness," "no formal financial reporting process," "no reconciliations of financial information other than reconciliations of bank statements," "no documented system of checks and balances on transactions and accounting decisions within the office," "no general ledger, or cash receipts/disbursements journals," "lack of accounting expertise," and "no evidence or documentation of competitive bids or purchase orders for press charter service." The report also concluded that "[s]everal disbursements have missing or inadequate documentation," and "[b]illing practices are informal and inconsistent."

Although I had no decision-making role with regard to the removal of the Travel Office employees on May 19, 1993, I expressed my concern, as set forth above, that if there were fiscal mismanagement in the Travel Office or in any part of the

White House, it should be addressed promptly. I am sure I felt such action could include, if necessary and justified, appropriate personnel actions so that this Administration would not be blamed for condoning any existing fiscal mismanagement problems, even though the Travel Office employees had been hired by previous administrations. I may have expressed to Mr. Foster and Mr. McLarty, and perhaps to Mr. Watkins, an interest in receiving information about whether the review that was being conducted found evidence of financial mismanagement.

It is quite possible that I had conversations with other individuals about the White House Travel Office prior to May 19, 1993, but I do not recall them.

8. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with Vincent Foster or any individual acting on his behalf regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated or other transportation related issues.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with Vincent Foster regarding the White House Travel Office on or about May 12, 13 and/or 14, 1993.

Did you make any statement, comment or observation to Vincent Foster on May 12 and/or 13, 1993, or at any other time, about the Travel Office?

Did you make any statement, comment or observation to Vincent Foster on May 12 and/or 13, 1993, or at any other time, to ask why action wasn't being taken to terminate the employment of the Travel Office employees?

Did you make any statement, comment or observation to Vincent Foster on May 12 and/or 13, 1993, or at any other time, "that they should be fired immediately and out of here by the

end of the day" or that the employees should be replaced by the end of the day or by the end of the week?

Did you make any statement, comment or observation to Vincent Foster on May 14, 1993, or at any other time, that you want him "to act" on the information concerning the White House Travel Office employees?

Did you make any statement, comment or observation to Vincent Foster at any time that could have been construed by him to convey the sentiment that you were inquiring about the Travel Office or wanted to know why action wasn't being taken to terminate the employment of the Travel Office employees or "that they should be fired immediately and out of here by the end of the day" or that you wanted him "to act" on the information received to concerning the White House Travel Office employees?

Did you make any statement, comment or observation to Vincent Foster at any time that could have been construed by him to convey the sentiment that you were exerting pressure on him to act to terminate the Travel Office employees?

For any and all of such statements, supply the information described in the preliminary statement.

Please see my previous Response to Nos. 7-10.

9. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with Thomas F. "Mack" McLarty or any individual acting on his behalf regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated or other transportation related issues and any reviews, civil or criminal investigations.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with Mack McLarty regarding the White House Travel Office on or about May 13 through May 17, 1993.

Did you make any statement, comment or observation to Mack McLarty on May 13, 1993, or at any other time, in which you advised him of the situation in the White House Travel Office?

Did you make any statement, comment or observation to Mack McLarty on May 17, 1993, or at any other time, that this was "in the forefront" of your mind and that "action needed to be taken"?

Did you make any statement, comment or observation to Mack McLarty at any time that could have been construed by him to convey the sentiment that you were advising him of the situation in the White House Travel Office or exerting pressure on him to act to terminate the White House Travel Office employees or that this was "in the forefront" of your mind and that "action needed to be taken"?

For any and all of such statements, supply the information described in the preliminary statement.

Please see my previous Response to Nos. 7-10.

10. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with David Watkins regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darneil Martens, and/or TRM Incorporated, or other transportation related issues and any reviews, civil or criminal investigations.

In particular, describe in full any and all discussions, meetings, telephone conversations or other communications you had with David Watkins regarding the White House Travel Office on or about December, 1992, January, 1993, February, 1993, April, 1993 and May 12, 13, and/or 14, 1993.

Did you make any statement, comment or observation to David Watkins on May 12 and/or 13, 1993, or at any other time, that you thought that "these people," referring to the employees of the Travel Office, "should be out?"

Did you make any statement, comment or observation to David Watkins at any time that could have been construed by him to convey the sentiment that you "thought these people should be out" or that you wished that any or all of the White House Travel Office employees would be fired or that their employment should be terminated?

Did you make any statement, comment or observation to David Watkins on May 12 and/or 13, 1993, or at any other time, that Harry Thomason told you that he thought that other individuals could do the job of the Travel Office employees with his assistance and that his people could run things better and save money?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that "action needed to be taken immediately to be certain those not friendly

to the Administration were removed and replaced with trustworthy individuals"?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that you "had an interest in tracking this matter and wanted to keep abreast of information on the review" and that you were "going to an event with the President"?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that you believed a mistake had been made by "not getting our people in place sooner"?

Did you make any statement, comment or observation to David Watkins on May 14, 1993, or at any other time, that "we need those people out -- We need our people in -- We need the slots --"?

Did you make any statement, comment or observation to David Watkins at any time that could have been construed by him to convey that "action needed to be taken immediately to be certain those not friendly to the Administration were removed and replaced with trustworthy individuals" or that you "had an interest in tracking this matter and wanted to keep abreast of information on the review" and that you were "going to an event with the President" or that you believed a mistake had been made by "not getting our people in place sooner" or that "we need those people out -- We need our people in -- We need the slots --"?

Did you make any statement, comment or observation to David Watkins any time that could have been construed by him to convey that you "had spoken to Harry Thomason (sic) concerning the matter" or that Mr. Thomason had brought "the Travel Office situation" to your attention?

For any and all of such statements, supply the information described in the preliminary statement.

Please see my previous Response to Nos. 7-10.

11. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with William Kennedy, Patsy Thomasson, Neil Eggleston, Lloyd Cutler, Bernard Nussbaum, Jennifer O'Connor, Catherine Cornelius, Robert Barnett, Susan Thomases, Lisa Caputo, Jane Sherburne, or Margaret Williams regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation

matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or other transportation related issues and any reviews, civil or criminal investigations.

Since May 19, 1993, due to the numerous investigations and attendant publicity, I have had a number of conversations about the Travel Office matter, including with some of the people named in this interrogatory. I cannot identify all such communications over the last nearly three years with the requested specificity. However, I do not recall speaking to any of the people named here prior to May 19, 1993, about the Travel Office matter or the people employed in the White House Travel Office. I may have spoken to some of these people in 1993 about proposed or actual activities of Mr. Thomason regarding his ideas as to how the President could better communicate his values, ideas, and policies, but I don't believe I ever spoke to any of them about aviation matters involving Mr. Thomason, Mr. Martens, and/or TRM Incorporated, or transportation issues, reviews, or investigations related to these two men and TRM Incorporated. Please see also my previous Response to Nos. 7-10.

12. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with Jeff Eller, Dee Dee Myers, George Stephanopoulos or Mark Gearan regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Thomason at the White House, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or any other transportation related issues, and any reviews, civil or criminal investigations.

In particular, describe in full any and all discussions,

meetings, telephone conversations or other communications you had with Jeff Eller, Dee Dee Myers, George Stephanopoulos or Mark Gearan regarding the fact that the firing of the Travel Office employees would be a good or positive story or that they should stay ahead of the story?

Did you make any statement, comment or observation to Jeff Eller, Dee Dee Myers, George Stephanopoulos or Mark Gearan at any time that could have been construed to convey that the firing of the Travel Office employees would be a good or positive story or that they should stay ahead of the story?

For any and all of such statements, supply the information described in the preliminary statement.

Since May 19, 1993, due to the numerous investigations and attendant publicity, I have had a number of conversations with different people about the Travel Office matter, including some of the people named in this interrogatory. I cannot identify all such communications over the last nearly three years with the requested specificity. I do not recall speaking to any of the people named here prior to May 19, 1993, about the Travel Office matter or the people employed in the White House Travel Office. I may have spoken to some of these people in 1993 about proposed or actual activities of Mr. Thomason regarding his ideas as to how the President might better communicate his values, ideas, and policies, but I don't believe I ever spoke to any of them about aviation matters involving Mr. Thomason, Mr. Martens, and/or TRM Incorporated, or transportation issues, reviews, or investigations related to these two men and TRM Incorporated.

I do not recall saying to Ms. Myers or Messrs. Eller, Stephanopoulos, or Gearan that the firing of the Travel Office employees would be a good story or that they should stay ahead

of the story.

I simply do not know how these four people construed remarks of mine.

Please see also my previous Response to Nos. 7-10.

13. Identify and set forth the information sought in the preliminary statement for all communications you had on May 16, 1993, including but not limited to, all persons with whom you had dinner, regarding the White House Travel Office matter, the personnel employed in the White House Travel Office, or any proposed or actual activities of Mr. Harry Thomason, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, or other transportation related issues and any reviews, civil or criminal investigations.

I do not recall what, if any, communications I had about the Travel Office matter, the Travel Office personnel, or the proposed or actual activities of Mr. Thomason on May 16, 1993. I don't believe I had any discussions of aviation matters involving Mr. Thomason, Mr. Martens, and/or TRM Incorporated, or transportation issues, reviews, or investigations related to these two men and TRM Incorporated on this date.

14. Identify and set forth the information sought in the preliminary statement for all communications concerning or knowledge of Mr. David Watkins' handwritten notes asking "POTUS real relationship with Catherine Cornelius?"

I did not write this note, and I have no knowledge about what it means.

15. Set forth all information known to you concerning any documents removed or transferred from Mr. Foster's office at any time between July 20, 1993 through July 29, 1993.

Identify and set forth the information sought in the preliminary statement for all communications you had regarding

the removal of any documents from Mr. Foster's office and the individuals who were in his office prior to the review of the office on July 22, 1993 in the presence of law enforcement officials.

Identify and describe any Travel Office files maintained by Mr. Foster or other employees of the Counsel's office working at his behest and how such documents were handled or transferred.

The question of documents removed or transferred from Mr. Foster's office in July, 1993, has been the subject of extensive public hearings and media coverage. Because I am generally aware of this publicity, it would simply be impossible for me to set forth "all information known to [me]" about this matter.

I do not recall having had communications with anyone about removal of documents from Mr. Foster's office and the individuals who were in his office prior to the review of the office on July 22, 1993, in the presence of law enforcement officials.

I did not know what, if any, Travel Office files Mr. Foster might have been working on at the time of his death. I knew nothing about Travel Office work being done at that time by others under Mr. Foster's direction or how any related materials may have been handled or transferred.

16. Identify and set forth the information sought in the preliminary statement for all communications that you had at any time with any person regarding the reprimands of particular individuals in the White House.

I do not recall any discussions of reprimands of particular individuals in the White House prior to July 2, 1993. After the White House Travel Office Management Review was released on that date, it is possible I discussed the reprimands of White House

personnel at some point, but I do not recall doing so.

17. Do you keep a personal diary or is one maintained for you? If so, when was this diary begun and are events recorded into this diary on a regular basis?

I do not keep a personal diary, nor is one maintained for me.

18. Do you keep a telephone log and appointment calendar or is one maintained for you? If so, when was this log or calendar begun and are events recorded into this log or calendar on a regular basis?

I do not keep such records. My office does not keep a record or calendar of my appointments and meetings, although my Scheduling Office does keep a schedule for me, and copies of my schedules are retained. My Executive Assistant provides to me and maintains a daily log of incoming communications to that office which includes telephone messages. She also provides me with a call sheet reflecting telephone calls to be returned. These call sheets have not been systematically maintained. The Office of Personal Correspondence in the East Wing maintains a daily log of correspondence for me, which occasionally includes a few telephone messages for me received by that office.

19. Identify and set forth the information sought in the preliminary statement for all gifts or things of value received by you or your family, at any time, from Harry Thomason, Darnell Martens, TRM Incorporated, Harry Thomason & Associates, World Wide Travel, Air Advantage, or any entity or person affiliated therewith.

Harry Thomason and his wife, Linda Bloodworth-Thomason, are long-time personal friends, and my family and I have both given gifts to and received gifts from them at anniversaries,

birthdays, Christmas, and other occasions. We have stayed at their home, and they have visited us at ours. I do not recall receiving gifts from the other persons and entities listed in this question, or, to my knowledge, from entities or persons who are "affiliated" with these people and entities.

20. Identify and set forth the information sought in the preliminary statement of any participation, concern, or pressure exerted by you or the Office of the First Lady to terminate any other employees of the White House during the first fifteen months of the Clinton presidency.

Identify all information known to you of any "rumors" of possible wrongdoing in the White House Travel Office prior to the May 19, 1993 firings of the employees.

Identify all information known to you of any "financial mismanagement" of possible wrongdoing in the White House Travel Office as of May 12, 1993.

As has been true of all new Presidents, my husband took such steps to organize the Executive Branch as he thought proper to discharge his responsibilities as Chief Executive. Likewise, since January 20, 1993, such steps have been taken as were deemed necessary and appropriate, including personnel changes, to make the White House residence a comfortable and efficient place for us to live and a welcoming and pleasant environment for us to entertain both state and personal guests.

For responses to the second and third sentences of this interrogatory, please see my previous Response to Nos. 7-10.

21. Do you have any knowledge of anyone who at any time maintained, stored, or utilized any records in the White House residence Book Room regarding the White House Travel Office matter, the personnel employed in the White House Travel Office,

or any proposed or actual activities of Mr. Harry Thomason, including but not limited to, all aviation matters involving Mr. Thomason, Darnell Martens, and/or TRM Incorporated, the Presidential Inaugural Committee, or other transportation related issues?

I have no such knowledge.

22. Provide a written description detailing any knowledge which you have concerning the origin and chain-of-custody of the undated 9-page memorandum by Mr. David Watkins, a copy of which was produced to this Committee on January 3, 1996. This document includes Bates-stamp numbers CCGE 12286-12294. Identify all persons in the chain-of-custody of whom you have any knowledge by name and location. Include any information that you have concerning the origin and chain-of-custody of any other drafts, copies of drafts, final versions, or copies of final versions of the Watkins memorandum.

Describe any other similar documents, drafts, copies of drafts, final versions or copies of final versions of the 9-page Watkins memorandum of which you have knowledge. Include any information that you have concerning the origin and chain-of-custody of any of these additional documents.

Provide a complete account of all your knowledge, past or present, of the existence of the 9-page Watkins memorandum. Describe the circumstance or circumstances under which you gained any knowledge whatsoever of the drafting, existence, storage, retrieval, or use of this memorandum for any purposes whatsoever.

In the 9-page draft Watkins memorandum, Mr. Watkins makes four references to an issue that developed between the Secret Service and the First Family in February and March, 1993. Based upon Mr. Watkins' stated belief that a poorly handled Secret Service incident required that he take immediate and forceful action on subsequent matters requested by you, provide a full description of the February, March or Spring, 1993 Secret Service incidents in which you and/or the President were involved. Identify what was expected of Mr. Watkins and Mr. McLarty that they failed to do for you and/or the President in response to the incidents.

I have no first-hand knowledge of the origins or chain of custody of this memorandum.

I do not know for certain what particular incidents Mr. Watkins is referring to in his draft memorandum, but there was

an adjustment period in early 1993 when we had to become accustomed to the security and surveillance procedures then in effect in the White House. Moreover, certain false reports of conduct within the White House residence had been circulated and even published during the first few months after our move, and it was sometimes implied that the source of these rumors was the Secret Service. Mr. McLarty and Mr. Watkins were able to work out procedures which better accommodated the needs of our family and the Secret Service.

23. Set forth all information known to you concerning the circumstances leading up to the departure of Mr. Watkins from the White House, including but not limited to, any concerns about his management, personal conduct towards employees, and actions regarding the use of White House helicopters.

I have no first-hand knowledge of the circumstances which led to Mr. Watkins' departure from the White House.

24. Set forth all information known to you concerning Catherine Cornelius' role in the Travel Office firings and any actions taken by David Watkins, Patsy Thomasson or others to remove Catherine Cornelius from her job at the White House following the Travel Office firings. Describe any efforts made to find Ms. Cornelius another job and any knowledge you have concerning Ms. Cornelius' concerns about the hostile environment created by David Watkins and Patsy Thomasson.

I have no first-hand knowledge of these matters.

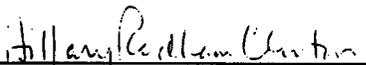
25. Were you aware of any "talking points" concerning Mr. Billy Dale or the Travel Office disseminated by your office at any time since Mr. Dale's trial began on October 26, 1995? If so please describe with whom you discussed any such talking points and any information you were provided about such efforts.

I'm not aware of any "talking points" concerning Mr. Dale

or the Travel Office that my office "disseminated" in this period. I know that, prior to interviews, press conferences, or public appearances, I have occasionally been furnished with information to be used in answering predicted questions. Some of these predicted questions have related to Travel Office matters.

26. Set forth all information known to you concerning any actions taken to use Presidential Inaugural Funds to fund outside volunteers or other employees to assist in any White House functions and the role of Harry Thomason, David Watkins, Vince Foster, Michael Berman and others in exploring ways to use outside sources of funding or Presidential Inaugural Funds to fund any White House activities.

I helped arrange a \$300,000 donation by the Presidential Inaugural Committee to the White House Historical Association in 1993 to be used for the renovation and upkeep of the White House. I am generally aware that there were discussions in 1993 of ways to manage the work load and ameliorate the effects of the 25% staff cut which the Administration had imposed on itself and that these discussions included consideration of whether excess Presidential Inaugural Committee funds could be used for such purposes, although ultimately they were not.


 HILLARY RODHAM CLINTON

Subscribed and sworn to before me
 this 21st day of March, 1996.


 Notary Public

MOIRA K. RICKETTS
 NOTARY PUBLIC DISTRICT OF COLUMBIA
 My Commission Expires February 14, 1998

THE WHITE HOUSE

WASHINGTON

March 21, 1996

William F. Clinger, Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I write in response to your letter of March 20, 1996, which I received this morning.

On February 26, 1996, the White House made a comprehensive and timely response to this Committee's far-reaching subpoena of January 11, 1996. As I explicitly advised you at that time, we believed that, with the February 26th response, the White House "will have virtually completed its response" to the January subpoena. Lest there be any misunderstanding about this, I further explained in my February 26 cover letter that:

"Given the breadth of the subpoena, of course, we may find additional documents. Should this occur, we will provide them to the Committee promptly."

I thus made absolutely clear to the Committee that we would continue to work to confirm that there were no further responsive documents and that, should we locate any further material, we would promptly provide it to the Committee. And, in keeping complete faith with that commitment to you, we have in fact made three very small supplemental productions on March 4, 8 and 15, 1996.

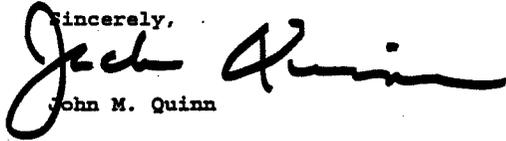
It is indeed beyond just unfortunate that, as your letter reflects, you have been advised by your staff to penalize us for continuing to search for responsive material and for producing it when it is identified. What possible purpose does this serve, Mr. Chairman? How does your staff explain that punishing our efforts to be forthcoming will facilitate the Committee's inquiry? I am baffled by this disheartening, discouraging and unwarranted response to our ongoing efforts to provide the Committee with a complete production.

Chairman William F. Clinger
March 21, 1996
Page 2

As we made clear in our transmittal letter of March 15, 1996, the May 3, 1994 hand-written letter from David Watkins to the First Lady was found in the First Lady's Office of Personal Correspondence. It was promptly produced after it was provided to the White House Counsel's Office. It is unfounded, unreasonable, and wholly unfair to suggest that this letter had been previously identified and "withheld" in any way from the Committee. That is simply not true. We will respond further regarding the circumstances surrounding this letter under separate cover as soon as we are able to do so.

I look forward to discussing further with you the quite separate matter of our privileged documents. The issues raised with regard to those documents, of course, have nothing to do with either the discovery or the production of the letter about which you wrote me.

Sincerely,

A handwritten signature in black ink that reads "John M. Quinn". The signature is written in a cursive style with a large, sweeping initial "J".

John M. Quinn

cc: Hon. Cardiss Collins

WILLIAM F. CLINGER, JR., PENNSYLVANIA
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

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INDEPENDENT

MAJORITY—(205) 225-6274
MINORITY—(205) 225-6261

March 26, 1996

Jack Quinn, Esquire
White House Counsel
The White House
Washington, D.C. 20515

Dear Mr. Quinn:

Pursuant to its authority under House Resolution 369 and Committee Rule 19, the Committee on Government Reform and Oversight conducted a sworn deposition of Mr. Craig Livingstone on March 22, 1996. During that deposition, several questions concerning conversations between Mr. Livingstone and individuals in the White House Counsel's Office were posed.

Mr. Livingstone's attorney, Mr. David S. Cohen, voiced a standing objection to all questions that include conversations with any personnel in the White House Counsel's Office regardless of subject matter. Mr. Cohen explained that the objection was not a claim of privilege for his client, but was being presented at the behest of the White House. The objection was limited to the time frame from the beginning of the Committee's investigation of this matter to the present.

Following discussions with Ms. Sally Paxton of your office, Mr. Cohen represented that the White House was asserting executive privilege over all conversations with the White House Counsel's office from the time of the initiation of the Committee's investigation to the present time regardless of subject matter.

As you are aware, we have scheduled numerous depositions in the coming months in order to be able to conclude this portion of the investigation. Many of the witnesses scheduled have had conversations with the White House Counsel's Office on topics that are central to this inquiry -- the Billy Dale prosecution and trial and document productions to name a few.

Mr. Quinn
March 26, 1996
Page 2

Accordingly, I request that you provide this Committee with a written statement of the underlying basis for assertion of executive privilege during Mr. Livingstone's deposition so that I may review the grounds for Mr. Livingstone's objection and make a ruling as soon as possible. Your immediate attention to this matter is appreciated.

Sincerely,


William F. Clinger
Chairman

THE WHITE HOUSE
WASHINGTON

March 27, 1996

VIA TELECOPY

William F. Clinger, Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Mr. Chairman:

I write in response to your letter dated March 26, 1996 regarding the deposition of Craig Livingstone, which took place on Friday, March 22, 1996.

As you know, no one from the White House Counsel's Office has been permitted to attend the depositions being conducted by your staff. For that reason, and because there was not a transcript, or portions of a transcript, enclosed with your letter, I do not know precisely what questions or objections might have been asked or raised. My understanding of what transpired, however, is quite different than that which has apparently been relayed to you by your staff.

I understand from Mr. Livingstone's counsel that he never stated that the White House was asserting executive privilege. I know first-hand that he was never given such an instruction by the White House. As I understand what took place at the deposition, Mr. Livingstone was questioned about his communications with the White House Counsel's office about the travel office matter. Mr. Livingstone was permitted to answer that question as it related to a conversation he had had with Mr. William Kennedy. However, he was uncertain whether he could testify about a conversation he had with Mr. Neil Eggleston. Mr. Cohen asked that questioning on that conversation be suspended until he had time to confer with the Counsel's office. After speaking to a member of the Counsel's office, Mr. Cohen allowed Mr. Livingstone to testify about that conversation. There is, therefore, no unanswered question pending, and there is no objection on which you need to rule.

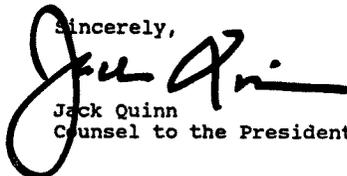
As you know, we have had preliminary discussions about resolving White House privileges in the course of this part of

William F. Clinger, Chairman
March 27, 1996
Page 2

the Committee's investigation; but as of yet, we have not had the opportunity to resolve that issue. I hope we will be able to meet soon to address that issue.

This experience also puts in vivid relief the inefficiency and unfairness of excluding our office from your depositions. Our attendance would, at a minimum, eliminate confusion, as in this case, as to whether or not the White House asserts privileges and, in the event we were to do so, would also eliminate any delay in our stating the basis therefor. Instead, you are now presented with a request to rule on an objection that was never lodged and we have had to spend time discovering what really did transpire at the deposition in question. I am perfectly willing to revisit with you the issue of our attendance at these depositions.

Sincerely,

A handwritten signature in black ink, appearing to read "Jack Quinn", written over the typed name and title.

Jack Quinn
Counsel to the President

cc: Hon. Cardiss Collins

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MAJORITY—(202) 225-6024
MINORITY—(202) 225-6021

March 27, 1996

Jack Quinn, Esquire
White House Counsel
The White House
Washington, D.C. 20515

Dear Mr. Quinn:

Pursuant to its authority under House Resolution 369 and Committee Rule 19, the Committee on Government Reform and Oversight conducted a sworn deposition of Mr. Matthew Moore on March 26, 1996. I am requesting that the White House identify and review the hard drive from all computers used by Mr. Moore while he worked at the White House Office of Administration for Mr. David Watkins. Specifically, we believe that several unproduced drafts of the 9-page Watkins memorandum contained in the White House's January 3, 1996 production were transferred onto the hard drive of the computer utilized by Mr. Moore at the White House.

Please provide a paper copy of any unproduced drafts of the Watkins memorandum regardless of whether such drafts were ever actually printed in hard copy or were deleted from the computer's hard drives. Following your review of these computers, I request a print-out of the computer log listing the date of creation and if found, the deletion date of each of the documents retrieved.

An additional issue has been brought to my attention concerning the White House's production of files identified as belonging to Mr. Moore. I request that you review all White House produced files which you identified as Mr. Moore's and supply the Committee with a corrected index if appropriate. Your immediate attention to this matter is appreciated.

Sincerely,

William F. Clinger, Jr.
William F. Clinger
Chairman

MICHAEL F. ELLENBERG, JR., PENNSYLVANIA
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ROBERT L. SPILCKA, JR., MARYLAND

ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

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BERNARD SANDERS, VERMONT
INDEPENDENT

MAJORITY—(202) 225-6074
MINORITY—(202) 225-6081

March 27, 1996

Jack Quinn, Esquire
White House Counsel
The White House
Washington, D.C. 20515

Dear Mr. Quinn:

I am in receipt of your letter dated March 27, 1996 regarding White House privilege issues which arose during the deposition of Craig Livingstone on Friday, March 22, 1996.

I believe you may have been misinformed by your staff as to the nature and scope of the privilege claimed on behalf of the White House by Mr. Livingstone's attorney, Mr. David Cohen. After speaking with Ms. Sally Paxton of your office, Mr. Cohen stated that his instruction was that the White House was going to be claiming privilege with regard to any conversations with White House Counsel's office that may have occurred once the congressional inquiry began. Mr. Cohen did not have a specific date at which such conversations would be considered confidential.

Following his discussion with Ms. Paxton, Mr. Cohen did not allow his client to answer any questions involving conversations with White House Counsel's Office personnel which occurred after the date of the initiation of the Committee's investigation. You may be confusing the objections asserted by your office to Mr. Livingstone with those asserted to Mr. Moore. Mr. Moore's attorney made a similar objection to questions involving conversations he might have had with your Office. After several telephone conversations between Ms. Paxton and Mr. Moore's attorney, your Office determined that Mr. Moore would be allowed.

Mr. Quinn
March 27, 1996
Page 2

to disclose his conversation with Ms. Natalie Williams concerning the Watkins memorandum. Again, I request that you define the White House's position on privilege concerning Mr. Livingstone's conversations with attorneys in the White House Counsel's Office so that we may conclude our questioning of these witnesses in a timely fashion.

Sincerely,

A handwritten signature in cursive script that reads "Bill Clinger". The signature is written in dark ink and is positioned above the typed name.

William F. Clinger, Jr.
Chairman

WILLIAM F. CLINGER, JR., PENNSYLVANIA
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
 2157 RAYBURN HOUSE OFFICE BUILDING
 WASHINGTON, DC 20515-6143

March 28, 1996

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BERNARD SANDERS, VERMONT
 REPRESENTATIVE
 MAJORITY—(202) 225-6074
 MINORITY—(202) 225-6081

Mr. John Quinn
 White House Counsel
 The White House
 Washington, D.C. 20500

Dear Mr. Quinn:

Pursuant to the investigation into the White House Travel Office matter, I would appreciate receiving the records outlined below by April 5, 1996. I understand your office works in coordination with the White House Office of Records Management and/or the Secret Service.

1. The names of all individuals in the White House residence on May 16, 1993, and the time of their entrance and exits.
2. Any records including, but not limited to, schedules or phone records, messages or logs of the First Lady from May 10 through May 28, 1993; from June 25 through July 2, 1993; and from July 18 through July 27, 1993, showing contacts with the following individuals: Harry Thomason, Linda Bloodworth-Thomason, Susan Thomases, Catherine Cornelius, Jeff Eller, Bill Kennedy, Vincent Foster, Webster Hubbell, David Watkins, David Gergen, Patsy Thomason, Bernard Nussbaum, John Podesta, Mark Gearan, George Stephanopoulos, Peggy Richardson, Marsha Scott, Lisa Caputo, Maggie Williams, Skip Rutherford, and Mack McLarty.
3. Any records showing the First Lady in the East Wing offices from May 10, 1993 through May 16, 1993.

Sincerely,

Bill Clinger
 William F. Clinger, Jr.
 Chairman

THE WHITE HOUSE
WASHINGTON

March 28, 1996

By Telecopy

Hon. William F. Clinger, Jr., Chairman
House Committee on Government Reform
and Oversight
1157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I write to continue a discussion that we hope will enable us to resolve promptly the outstanding portion of the Committee's request for electronic mail. To review, the Committee's subpoena to the White House sets forth, in Paragraphs 25, 26, 27, and 28, four requests for e-mail messages spanning a period of 46 weeks. As we explained earlier, retrieval of White House e-mail involves the expensive and time-consuming restoration of data from weekly system back-up tapes. To comply with the requests for e-mail made by your Committee and other investigative entities, the Executive Office of the President (EOP) has leased an offsite dedicated computer facility that we have operated with double shifts, employing six contractor staff full-time. This operation has been working continuously on e-mail retrieval since January 25, 1996, at cost to the EOP of \$241,000 as of last week.

After receiving the subpoena setting forth the Committee's request for e-mail, we informed you that compliance with the request, which is far broader than the requests we have received from any other agency, would take months and hundreds of thousands of dollars to complete. You recognized that further discussions regarding the scope of the request were necessary. In the interim, Mr. Sabo asked that we undertake to complete the request set forth in Paragraph 25. That request covers the period in May 1993 that is most relevant to your inquiry.

We have completed retrieval of the e-mail requested in Paragraph 25, as well as that requested in Paragraph 26.¹ We

¹ We have completed retrieval of all e-mail messages requested in Paragraph 25 with the exception of messages sent or received on May 7, 1993. Because of the timing of the weekly

Chairman William F. Clinger, Jr.
 March 28, 1996
 Page 2

expect to have completed our review of this material and produce responsive messages to the Committee on Monday, April 1. We also already have retrieved a portion of the e-mail requested in Paragraph 27, because that request overlaps in time with requests we have received from other entities. Specifically, we have already retrieved e-mail for the periods September 18 - October 15, 1993; October 30 - November 5, 1993; and November 13 - November 19, 1993. We provided the Committee with the few responsive messages restored as a result of this effort on March 4, 1996 (CGE 039226 - CGE 039229).

In sum, with the material we are providing on April 1, we will have made a significant response to the Committee's request for e-mail, including a complete response to that portion to which the Committee asked us to give priority. However, to complete the outstanding part of the request would require restoration of an additional 31 weeks of e-mail. Although the resources devoted to this project in the past several months have increased the pace at which we can retrieve e-mail, it would, nonetheless, take a great deal of time and money to complete the remainder of the Committee's request. We estimate that it would take nearly two months of work, using double-shifts, and that the additional cost would approach \$200,000.

For these reasons, we agreed to work together to determine whether the Committee's request could be narrowed. We would like to resolve this matter as soon as possible so that we may provide appropriate instructions regarding priorities to the staff working on the e-mail retrieval effort.

Please let me know how you would like to proceed.

Sincerely yours,



Jane C. Sherburne
 Special Counsel to the President

Hon. Cardiss Collins, Ranking Member

system backup procedure, to retrieve the e-mail for that single day will require restoration of an additional set of weekly backup tapes. As we are not aware of any significant activity relating to the Travel Office matter on May 7, we would ask the Committee to withdraw its request for e-mail for that day.

THE WHITE HOUSE
WASHINGTON

April 1, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing additional documents responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 039295 - CGE 039659).

This production includes the electronic mail messages responsive to Paragraph 25 of the Committee's January 11 subpoena, which Mr. Sabo asked that we undertake to reconstruct and retrieve even as we have left unresolved whether the remainder of the Committee's requests for e-mail can be narrowed. Going beyond this request, we were able to retrieve and are producing herein, e-mail responsive to Paragraph 26 of the subpoena. In addition, we are including responsive e-mail retrieved as a result of requests made in connection with other investigations.

Among the reconstructed e-mail, we identified certain messages between Catherine Cornelius and Jeff Eller of a personal nature that do not discuss or refer to the Travel Office matter. Although we do not believe these messages are responsive and, accordingly, have not included them, we thought it appropriate to make you aware of their existence. Similarly, we have redacted personal comments from the e-mail we are producing. Should the Committee wish to review this personal material, we will make it available for review on request.

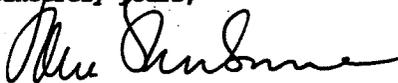
As noted in my letter of March 28, 1996, with this production of e-mail messages and those we produced on March 4, we have left for further discussion the remaining portion of Paragraph 27 and all of Paragraph 28. Please let me know how the Chairman would like to proceed.

As always, we request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth

Barbara K. Bracher, Esq.
April 1, 1996
Page 2

in Ms. Williams August 9, 1995 letter to Mr. Larsen. A
production log for this material is enclosed.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Jane C. Sherburne".

Jane C. Sherburne
Special Counsel to the President

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

April 1, 1996

White House Production Log
April 1, 1996

| BATES RANGE | SOURCE/FILE |
|--------------------|--------------------------------------|
| CGE 39295-39351 | Information & Systems Technology |
| CGE 39352-39358 | Counsel's Office |
| CGE 39359-39368 | Office of Personal Correspondence |
| CGE 39369-39609 | Information & Systems Technology |
| CGE 39610-39617 | First Lady's Press Office |
| CGE 39618-39659 | Information & Systems Technology |

THE WHITE HOUSE
WASHINGTON

April 2, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing additional material responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 39660-61, 39663-81, 39683-732). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

April 2, 1996

White House Production Log
April 2, 1996

| BATES RANGE | SOURCE/FILE |
|--|--------------------------------------|
| CGE 39660-39661, 39663-39681, 39683-39718 | Cliff Sloan |
| CGE 39719-39732 | Office of Personal Correspondence |

THE WHITE HOUSE
WASHINGTON

April 3, 1996

BY TELECOPY

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Mr. Chairman:

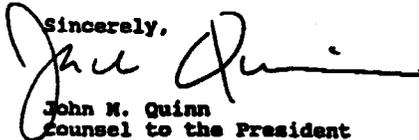
I am writing in response to your letter of March 27, 1996 concerning computers and files of Matthew Moore.

As you requested, we have identified and reviewed hard drives from computers used by Mr. Moore. We also have reviewed back-up tapes made from the hard drives as well as computer disks of Mr. Moore's, including deleted files. We found no version of the 9-page Watkins memorandum, or any similar document.

You also asked about the production of documents from Mr. Moore's files. When identifying the source of documents or files, we make every effort to properly attribute them. However, we apparently erroneously identified certain files as belonging to Mr. Moore. We are advised by Mr. Moore's counsel that Mr. Moore explained the proper identification of the files at his deposition. We do not have any further clarifying information with respect to these files.

We are reviewing the accuracy of the file designations for the productions generally and will provide the Committee with a corrected production log if appropriate.

Sincerely,



John M. Quinn
Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

April 3, 1996

BY TELECOPY

William F. Clinger, Chairman
House Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Mr. Chairman:

I write in response to your letter dated March 27, 1996 regarding the Committee's deposition of Craig Livingstone and Matt Moore.

As I made clear in my previous letter, the White House never authorized an assertion of executive privilege by Mr. Livingstone. Moreover, in reviewing, we reviewed the matter again with Mr. Livingstone's lawyer, Mr. David Cohen, he confirmed that Mr. Livingstone in fact never declined to answer a question on executive privilege grounds. Mr. Cohen reports that he did discuss with your staff his understanding that the White House had not waived any privileges for matters relating to your Committee's investigation. We, of course, had informed him that this area is the subject of ongoing discussions between the White House and the Committee. That said, Mr. Cohen insists that there was no assertion of privilege on Mr. Livingstone's part.

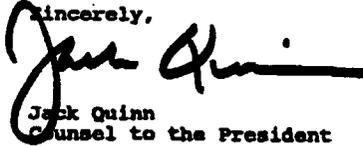
The reports each of us has received about what transpired at Mr. Livingstone's deposition plainly differ. We have been told by Mr. Livingstone's lawyer that Mr. Livingstone testified that he had only two conversations with anyone from the White House Counsel's office and that he answered all of your staff's questions about the substance of both of them. In fact, we understand that the last question posed to Mr. Livingstone was whether he had any other conversations with the Counsel's Office and he said he had not.

But the Committee has a transcript of the deposition and, therefore, the capacity to determine unequivocally the state of the record and whether there is, in fact, any objection on which to rule. Our efforts to resolve this matter would no doubt be more productive if you directed your staff to provide to us the portions of the transcript that reflect what they believe is

William F. Clinger, Chairman
April 3, 1996
Page 2

a claim of executive privilege and the question(s) they believe are pending because of an objection. In an effort to put this matter to rest, I so request.

Sincerely,

A handwritten signature in black ink, appearing to read "Jack Quinn". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Jack Quinn
Counsel to the President

cc: Hon. Cardiss Collins

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

April 4, 1996

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TOM LANTOS, CALIFORNIA
ROBERT F. WISE, JR., WEST VIRGINIA
MAURICE H. HALE, NEW YORK
SCOTT W. LEE, NEW YORK
JOHN M. SPRATT, JR., SOUTH CAROLINA
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BERNARD SANDERS, VERMONT
HONORARY

MAJORITY—(202) 225-6874
MINORITY—(202) 225-6871

John Quinn, Esq.
White House Counsel
The White House
Washington, D.C. 20050

Dear Mr. Quinn:

I am in receipt of another document production from the White House of April 2, but do not appear to have received all of the documents regarding the IRS excise tax issues with the Travel Office. I believe there was a misunderstanding by your staff about our request for these documents. They are responsive to our subpoena and I do expect receipt of these documents.

I also wanted to bring your attention to the fact that we have not received any copies of the White House Management Review interview(s) of Mr. Craig Livingstone.

We would appreciate prompt receipt of these documents.

Sincerely,


William F. Clinger, Jr.
Chairman

THE WHITE HOUSE
WASHINGTON

April 5, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing documents and information responsive to the Committee's letter dated March 28, 1996 (CGE 039733 - CGE 039787).

In response to Paragraph 1, the attached list identifies individuals who were in the White House residence on May 16, 1993, and to the extent the information is available, the times of their entrance and exits.

In response to Paragraph 2, we are providing responsive schedules and logs. The Committee should be aware, however, that the fact that a meeting or contact appears on the schedule or log, does not necessarily mean that the meeting took place or that any contact with the First Lady occurred.

In response to Paragraph 3, other than any information reflected on the schedules and logs produced in response to Paragraph 2, the White House does not maintain records showing entrances and exits from the East Wing.

As always, we request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald Goldberg
Professional Staff Member

Barbara Bracher, Esq.
 April 5, 1996
 Attachment

Response to Paragraph 1 of March 28, 1996 Letter

The President of the United States

Up 1:51 am; Down 10:55 am; Up 12:15; Down 1:24 pm

The First Lady of the United States

Up 1:51 am; Down 4:40 pm

Helen Dickey

Down 2:54 pm; Up 3:30 pm

Capricia Marshall

Down 5:28 pm; Down 10:40 pm; Up 6:10 am

Amy Stewart

Down 1:20 am; Up 1:52 am; Down (Not legible); Up 12:18; Down 5:54 pm

Five women volunteers from Arkansas

Down 1:20 am; Up 1:52 am; Down 10:15 am; Up 5:15 pm

Kaki Hockersmith

Up 00:02 am; Down 12:42 pm

Chelsea and three friends were also in the residence.

Cabinet Members for Dinner (Mr. Bentsen, Secretary of Treasury; Mr. Espy, Secretary of Agriculture; Ms. Reno, Attorney General; Mr. Riley, Secretary of Education; Mr. Babbitt, Secretary of Interior; Mr. McLarty, Chief of Staff; Mr. Brown, Secretary of Commerce; Governor Kunin, Deputy Secretary of Education)

Dinner was from 7:00 - 9:15pm

HIGHLY CONFIDENTIAL

White House Production Log
April 5, 1996

| BATES RANGE | SOURCE/FILE |
|-------------------|------------------------|
| CGE 039733-039746 | USHER'S OFFICE |
| CGE 039747-039787 | SCHEDULING AND ADVANCE |

2024561213

APR-05 96 15:59 FROM: COMMUNICATIONS

2024561213

TO: 202 225 0124

PAGE: 02

THE WHITE HOUSE
WASHINGTON

April 5, 1996

BY TELECOPY

The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

In response to your request by letter dated March 20, 1996, I write to provide a description of the location and the history of the production of the May 3, 1994 hand-written letter from David Watkins to Mrs. Clinton. I understand the facts to be as follows.

This letter was located in a stack of unsorted, miscellaneous papers in the Office of Personal Correspondence in the East Wing of the White House. The stack, which had been accumulated and kept by White House staff member Carolyn Huber, included personal correspondence and other memorabilia that the First Lady had forwarded to Ms. Huber over time for eventual filing. In early March 1996, in the course of sorting this material, Ms. Huber identified the original hand-written letter as being possibly responsive to the Committee's subpoena.

On March 4, 1996, Ms. Huber sent the original letter to Mrs. Clinton, with her own note asking whether the letter might be responsive to any subpoena. On Tuesday, March 12, 1996, when Mrs. Clinton saw the letter, she called her personal lawyer, David E. Kendall, and notified him of it.

On March 13, 1996, Mr. Kendall reviewed the original letter and provided a copy to Special Counsel Jane Sherburne. On March 15, 1996, the White House produced a copy of the letter to the Committee. The original was provided to Ms. Sherburne by Mr. Kendall and is now maintained in the White House Counsel's Office.

Prior to the production of the document to the Committee, we are aware of no one other than the individuals identified above, individuals employed in the White House Counsel's Office, and Ms. Huber's lawyer, who was provided with access to the original or given a copy of the letter.

2024561213

R-05 96 15:59 FROM:COMMUNICATIONS

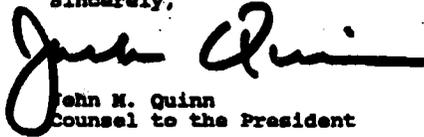
2024561213

TD:202 225 0124

PAGE:03

Hon. William F. Clinger, Chairman
April 4, 1996
Page 2

Sincerely,

A handwritten signature in black ink, appearing to read "John Quinn", written in a cursive style.

John M. Quinn
Counsel to the President

cc: Hon. Cardiss Collins

THE WHITE HOUSE
WASHINGTON

April 9, 1996

BY TELECOPY

The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I am writing in further response to your January 2, 1996 letter to Mr. McLarty and Mr. Lindsey. I apologize for the delay.

Your letter asked for responses to a series of questions about various matters related to Mr. Watkins. In the meantime, however, the Committee has obtained authority to take testimony through depositions, affidavits and interrogatories. Given this, and the busy schedules of both of these senior White House officials, the most appropriate and efficient way for the Committee to obtain the requested information appears to be through the specifically authorized means. Please let us know how you would like to proceed.

Sincerely yours,



Jane C. Shاربurns
Special Counsel to the President

cc: Hon. Cardiss Collins
Ranking Minority Member

THE WHITE HOUSE
WASHINGTON

April 11, 1996

BY TELECOPY

The Honorable William F. Clinger, Jr., Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn House Office Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I am writing in response to your April 4, 1996, letter to Mr. Jack Quinn regarding various document requests.

Your letter inquires about the production of documents regarding the IRS excise tax issues with the travel office. As you may know, the White House produced certain excise tax documents to the Committee (CGE 7045-7315) on October 5, 1995. Following that production, Barbara Bracher and Barbara Comstock met with Jon Yarowsky, Natalie Williams and me in late November 1995. At that meeting, Ms. Bracher narrowed the excise tax request to include only those excise tax documents containing references to UltraAir, recognizing that other excise tax matters were not relevant to your Committee's investigation. The White House has relied on and followed this agreement in its subsequent productions. In the event that we locate any further documents referencing the excise tax matter and UltraAir, we will produce them promptly.

Your letter also states that the Committee has not received any copies of any White House Management Review notes from any interview(s) of Mr. Craig Livingstone. We are not aware of any Management Review interview notes for Mr. Livingstone.

Sincerely,


Jane C. Sherburne
Special Counsel to the President

cc: Hon. Cardiss Collins
Ranking Minority Member

THE WHITE HOUSE
WASHINGTON

April 18, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing additional documents responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 39788-39828).

These pages are from a notebook of Dee Dee Myers and were inadvertently omitted from the February 26, 1996 production, when the other responsive pages from Ms. Myers' notebooks were produced to the Committee.

We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

April 18, 1996

White House Production Log
April 18, 1996

| BATES RANGE | SOURCE/FILE |
|-----------------|---------------|
| CGE 39788-39828 | Dee Dee Myers |

THE WHITE HOUSE
WASHINGTON

April 23, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

This letter is in response to the telephone message you left yesterday evening.

Pursuant to our agreement, enclosed are copies of the Beth Nolan legal memoranda which we are making available 24 hours in advance of her scheduled interview. The documents are CGEPRO803-0808, CGEPRO809-0811, CGEPRO812-0821, CGEPRO821a-k, CGEPRO822-0829, CGEPRO831-0842, a June 20, 1993 memorandum from Beth Nolan to Cliff Sloan, a July 12, 1993 memorandum from Bernard Nussbaum and Beth Nolan, a July 19, 1993 memorandum from Bernard Nussbaum, Beth Nolan and Cheryl Mills to Thomas McLarty, a July 28, 1993 memorandum from Bernard Nussbaum, Beth Nolan and Cheryl Mills to Thomas McLarty, and an August 2, 1993 memorandum from Bernard Nussbaum, Beth Nolan and Cheryl Mills to Thomas McLarty.

As set forth in my November 6, 1995 letter to you, these documents are being provided with the understanding that "the Chairman agrees to maintain them in a secure Committee office and not to disclose, describe, or disseminate them to anyone other than the Members or designated majority and minority investigative staff." My letter further sets forth both the reasoning and agreed procedure for delivery of these documents:

As Chairman Clinger and Judge Mikva discussed, the Committee's interest in this material would be useful in connection with the interviews of the authors of the documents about the facts on which they relied. In accordance with our conversation last Friday, we are prepared to make these documents available for the Committee's use 24 hours prior to a scheduled interview

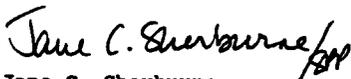
Barbara K. Bracher, Esq.
April 23, 1996
Page 2

with an author, with the understanding they will be returned at the interview's completion.

Implicit in our agreement, of course, is the understanding that you will not make copies of these documents. At the conclusion of Ms. Nolan's deposition, please give the documents to Mr. Turk who will return them to the White House.

Please give me a call at your earliest convenience so that we may discuss whether the Committee has any remaining interest in the e-mails.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg
Professional Staff Member
Randy Turk, Esq.

THE WHITE HOUSE
WASHINGTON

April 24, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing a revised production log regarding the materials produced to the Committee on February 26, 1996 (CGE 29988-39170). Upon further review of this production, we identified certain log entries for which either the source designation or document range was incorrect. Corrected entries have been shaded and put in bold typeface.

We request that you treat this document as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen.

Sincerely,



Jane C. Sherburne
Special Counsel to the President

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

April 24, 1996

White House Production Log -- February 26, 1996:
CORRECTED VERSION (April 24, 1996)¹

| BATES RANGE | SOURCE/FILE |
|-----------------|--|
| CGE 29988-29990 | First Lady's Office |
| CGE 29991 | Mack McLarty |
| CGE 29992-30065 | Bruce Lindsay |
| CGE 30066-30196 | Counsel's Office |
| CGE 30197-30224 | Office of Administration |
| CGE 30225-30226 | Kelli McClure |
| CGE 30227-30241 | Mike Malone |
| CGE 30242-30249 | John Dankowski |
| CGE 30250-30257 | Brian Bailey |
| CGE 30258-30374 | Matt Moore |
| CGE 30375-30392 | Office of Records Management |
| CGE 30393-30418 | Human Resources Management Division |
| CGE 30419-30459 | Fininancial Management Division |
| CGE 30460-30484 | Jurg Hochuli |
| CGE 30485-30566 | Andres Kalnins |
| CGE 30567-30574 | Information & Systems Technology Division |
| CGE 30575-30587 | Dale Helms |
| CGE 30588-30692 | White House Administration |
| CGE 30693-30694 | White House Military Office |
| CGE 30695-30729 | Susan Hazard |

¹ Corrected entries are shaded and in bold type.

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|---|---|
| CGE 30730-30735 | Jennifer Jordan |
| CGE 30736-31256 | White House Travel Office |
| CGE 31257-31585 | Nelson Cunningham |
| CGE 31586-31598 | Bruce Overton |
| CGE 31599-31656 | John Cressman |
| CGE 31657 | Todd Stern |
| CGE 31658-31722 | Counsel's Office |
| CGE 31723, 31729-31735, 31737-31767, 31771-32070, 32074-32075 | Counsel's Office (Neil Eggleston) |
| CGE 32076-32079 | Office of Management & Budget |
| CGE 32080-32084 | Office of Management & Budget |
| CGE 32085-32096 | Counsel's Office (Kathy Whalen) |
| CGE 32097-32098 | Counsel's Office |
| CGE 32099-32100 | Counsel's Office (Abner Mikva) |
| CGE 32101-32159 | Counsel's Office |
| CGE 32160-32218 | Counsel's Office (Doug Band) |
| CGE 32219-32423 | Counsel's Office (Natalie Williams) |
| CGE 32424-32742 | Mark Gearan |
| CGE 32743-32755 | Bill Burton |
| CGE 32756-32757 | White House Social Office |
| CGE 32758 | Rahm Emanuel |
| CGE 32759-32780 | Counsel's Office (Chris Cerf) |
| CGE 32781 | Counsel's Office |
| CGE 32782-32808 | Management & Administration (David Watkins) |
| CGE 32809-32824 | John R. Dankwoski |
| CGE 32825-32888 | Counsel's Office (Steve Neuwirth) |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|-----------------|--|
| CGE 32889-32895 | Counsel's Office |
| CGE 32896-32899 | Carolyn Huber |
| CGE 32900-32902 | Mark Gearan |
| CGE 32903-32922 | Counsel's Office |
| CGE 32923-32929 | Todd Stern |
| CGE 32930-32932 | Counsel's Office (Joel Klein) |
| CGE 32933-32934 | Counsel's Office (James Castello) |
| CGE 32935-32996 | Lisa Caputo |
| CGE 32997-33024 | Counsel's Office (Neil Eggleston) |
| CGE 33025-33027 | Counsel's Office (Natalie Williams) |
| CGE 33028-33035 | Counsel's Office (Craig Livingstone) |
| CGE 33036-33160 | Counsel's Office |
| CGE 33161-33295 | Matt Moore |
| CGE 33296-33417 | Counsel's Office |
| CGE 33418 | James Castello |
| CGE 33419-33444 | Mack McLarty |
| CGE 33445 | Terry Good |
| CGE 33446-33520 | John Cressman |
| CGE 33521-33635 | White House Travel Office |
| CGE 33636-34571 | Counsel's Office |
| CGE 34572-34657 | Office of Administration |
| CGE 34658-34720 | Chief of Staff's Office (Mack McLarty) |
| CGE 34723-34724 | First Lady's Office |
| CGE 34727-34739 | Chief of Staff's Office (Mack McLarty) |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|--------------------------------------|---|
| CGE 34740-34772 | First Lady's Press Office (Angela Davis) |
| CGE 34773, 34776-34808, 34810-34826a | Chief of Staff's Office (Mack McLarty) |
| CGE 34827-34828 | Office of Records Management (Mack McLarty) |
| CGE 34829-34832 | Office of Records Management (First Lady's Office) |
| CGE 34833-34834 | Office of Records Management (Mack McLarty) |
| CGE 34835-34840 | Office of Records Management (First Lady's Office) |
| CGE 34841-34843 | Office of Records Management (Mack McLarty) |
| CGE 34844-34845 | Office of Records Management (First Lady's Press Office) |
| CGE 34846-34859 | Office of Records Management (Mack McLarty) |
| CGE 34860-34863 | Patsy Thomasson |
| CGE 34864-34882 | Bernard Nussbaum |
| CGE 34883-34884 | Office of Records Management (First Lady's Office) |
| CGE 34885-34889 | Mack McLarty |
| CGE 34890-34893 | White House Administration (Patsy Thomasson) |
| CGE 34894-34897 | Counsel's Office (James Castello) |
| CGE 34898-35692 | White House Travel Office |
| CGE 35693-35755 | Office of Administration (Daniel Rader) |
| CGE 35756-36762 | White House Travel Office |
| CGE 36763-36766 | Lisa Caputo |
| CGE 36767-36770 | Mack McLarty |
| CGE 36774-36786 | Beth Nolan |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|------------------------------|------------------------------------|
| CGE 36787-36792 | Mike Malone |
| CGE 36793-36911 | Matt Moore |
| CGE 36912-36913 | White House Press Office |
| CGE 36914-36931 | George Stephanopoulos |
| CGE 36932 | Counsel's Office (Kathy Wallman) |
| CGE 36933-36935 | Matt Moore |
| CGE 36936-37019 | White House Administration |
| CGE 37020-37068 | Steve Neuwirth |
| CGE 37069-37095 | Joel Klein |
| CGE 37096-37198 | Cliff Sloan |
| CGE 37199-37200 | First Lady's Office |
| CGE 37201-37222 | Harold Ickes |
| CGE 37223-37242 | Counsel's Office |
| CGE 37243-37255 | Counsel's Office (Kathy Wallman) |
| CGE 37256-37294 | Staff Secretary (John Podesta) |
| CGE 37295-37339 | Counsel's Office |
| CGE 37341-37342 | Counsel's Office |
| CGE 37344-37574 | Counsel's Office |
| CGE 37576-37707 | Counsel's Office |
| CGE 37708-37803 | Counsel's Office (Vincent Foster) |
| CGE 37804-37829 | Counsel's Office |
| CGE 37830 | Betty Currie |
| CGE 37831-37835 | Counsel's Office (Kathleen Whalen) |
| CGE 37836-37922 | Jennifer O'Connor |
| CGE 37923-37999, 38001-38079 | Staff Secretary (John Podesta) |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|---|---|
| CGE 38080-38109 | Office of Management & Budget |
| CGE 38110-38221 | Counsel's Office |
| CGE 38222-38227 | Management & Administration |
| CGE 38228-38237 | Patsy Thomasson |
| CGE 38238-38252 | Records Management (through Legislative Affairs) |
| CGE 38253-38266 | Office of Records Management |
| CGE 38267-38274 | Chief of Staff's Office |
| CGE 38275-38279 | Joel Klein |
| CGE 38280-38296 | Andre Oliver |
| CGE 38297-38300 | Lorraine Miller |
| CGE 38301-38310 | White House Administration |
| CGE 38311-38332 | Dee Dee Myers |
| CGE 38333-38334 | David Watkins |
| CGE 38335 | Counsel's Office (Natalie Williams) |
| CGE 38336-38354, 38382-38425 | Dee Dee Myers |
| CGE 38430-38436 | Counsel's Office |
| CGE 38441-38539 | Counsel's Office |
| CGE 38540-38565 | Lisa Caputo |
| CGE 38566-38599 | Mack McLarty |
| CGE 38600-38613 | Counsel's Office (Steve Neuwirth) |
| CGE 38614, 38625-38855 | Counsel's Office |
| CGE 38856-39058 | Counsel's Office (Jane Sherburne) |
| CGE 39059 | White House Social Office |
| CGE 39060-39092, 39108-39109, 39117-39125, 39128-39148 | Harold Ickes |
| CGE 39149-39168 | Counsel's Office (Cheryl Mills) |

HIGHLY CONFIDENTIAL

| BATES RANGE | SOURCE/FILE |
|-----------------|--------------|
| CGE 39169-39170 | Mack McLarty |

THE WHITE HOUSE
WASHINGTON

April 24, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing material responsive to the Committee's subpoenas to the Office of Administration and the Executive Office of the President dated January 11, 1996 (CGE 39829-39840). We request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams' August 9, 1995 letter to Mr. Larsen. A production log for this material is enclosed.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

Enclosures

cc: Donald Goldberg
Professional Staff Member

HIGHLY CONFIDENTIAL

April 24, 1996

White House Production Log
April 24, 1996

| BATES RANGE | SOURCE/FILE |
|-----------------|-------------------------------------|
| CGE 39829-39832 | Thomas Castleton |
| CGE 39833-39836 | David Watkins |
| CGE 39837-39840 | Information & Systems Technology |

WILLIAM F. CLINGER, JR., PENNSYLVANIA
 CHAIRMAN
 BELMAMA A. DELAMA, NEW YORK
 DAN BURTON, INDIANA
 J. DENNIS HASTERT, ILLINOIS
 CONSTANCE A. MICHELLA, MARYLAND
 CHRISTOPHER SHAYS, CONNECTICUT
 STEVEN SCHIFF, NEW MEXICO
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 JOHN M. MCRAE, NEW YORK
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 WILLIAM J. MARTINI, NEW JERSEY
 JOE SCARBOROUGH, FLORIDA
 JOHN BRADDOCK, ARIZONA
 MICHAEL PATRICK FLANNAGAN, ILLINOIS
 CHARLES P. BASS, NEW HAMPSHIRE
 STEVE C. LADOUSETTE, OHIO
 MARSHALL "MARK" SAMPSON, SOUTH CAROLINA
 ROBERT L. SHULTZ, JR., MARYLAND

Jack Quinn, Esquire
 Counsel to the President
 The White House
 Washington, D.C. 20515

Dear Mr. Quinn:

As you know, on January 11, 1996, the Committee on Government Reform and Oversight delivered two subpoenas to the White House for records pertaining to the White House Travel Office matter. All subpoenaed documents were due on January 22, 1996. These subpoenas followed document requests of June 14, 1995 and September 18, 1995 with which the White House has never fully complied.

I have reviewed all of our numerous communications and correspondence regarding compliance with our subpoenas and am frankly amazed that we are still seeking full production more than three months after the stated due date. Meanwhile, the White House has engaged in rolling production of records on an open-ended timetable with no logical explanations as to why various documents have not been found and produced for earlier document requests. I am advised that the White House has also intervened with individuals who were subpoenaed by this Committee by requesting that such individuals send their documents to the White House rather than directly to the Committee.

As you have acknowledged, there is a body of records which are being withheld, purportedly, on separation of powers or Executive Privilege grounds. Unfortunately, the White House has to date failed to produce a privilege log detailing these records. Based on your presentations, however, I am relatively sure that these still withheld documents do not come within the scope of accepted Executive Privilege claims. I understand that the White House has also instructed witnesses to invoke Executive Privilege in the course of the Committee's ongoing depositions, further complicating and delaying the Committee's investigation.

The White House's continued foot dragging and obfuscation as the Committee attempts to bring closure to this investigation must come to an end. Accordingly, I am calling in all documents responsive to our subpoenas of January 11, 1996, to be delivered by close of business on May 8, 1996. For any responsive records which the White House fails to produce, an Executive Privilege claim, signed by the President of the United States, must also be provided

ONE HUNDRED FOURTH CONGRESS
Congress of the United States
House of Representatives
 COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
 2157 RAYBURN HOUSE OFFICE BUILDING
 WASHINGTON, DC 20515-6143
 May 2, 1996

CAROLINE COLLINS, ILLINOIS
 RANKING MEMBER
 HENRY A. WADSWORTH, CALIFORNIA
 TOM LAYTON, CALIFORNIA
 ROBERT E. WISE, JR., WEST VIRGINIA
 MAJOR A. OWENS, NEW YORK
 EDGEMORE THOMAS, NEW YORK
 COLLEEN C. PETRIKOFF, MINNESOTA
 LOUISE BERTON BLAUGHTER, NEW YORK
 GARY A. CONDIT, CALIFORNIA
 KAREN L. TRAFIMAN, FLORIDA
 CAROLYN B. MALONEY, NEW YORK
 THOMAS H. BARNETT, INDIANA
 BARBARA-ROSE COLLINS, MICHIGAN
 ELEANOR HOLMES NORTON, DC
 JAMES P. MORAN, VIRGINIA
 GENE GREEN, TEXAS
 CARRIE P. MEIK, FLORIDA
 CHANG MATTAN, PENNSYLVANIA
 BILL K. BREWSTER, OKLAHOMA
 TIM HOLDEN, PENNSYLVANIA

BERNARD SANDERS, VERMONT
 MINORITY

MAJORITY—(202) 225-6074
 MINORITY—(202) 225-6561

Mr. Jack Quinn
Page Two
May 2, 1996

by close of business on May 8, 1996. I have scheduled a meeting of the Committee on Government Reform and Oversight for the morning of May 9, 1996 to resolve these and other outstanding document issues. At that time, I will request a Committee vote to compel the production of outstanding records under penalty of contempt.

Jack, I must remind you that I first raised questions about the Travel Office matter in the summer of 1993. My repeated requests over the past three years for documents and hearings to resolve this matter were ignored. I have attempted since early last fall to conclude this investigation.

I also appreciate the fact that the White House has received multiple requests for documents from several congressional committees which was why I agreed to the rolling production but it has now been three months - far more than enough time to fully comply with the subpoenas. The White House's exasperatingly protracted production of records has unnecessarily prolonged the conclusion of this investigation which I believe you are as anxious to conclude as I am. Additional hearings on this matter may or may not prove necessary but our inability to see all relevant documents would very likely necessitate them. Unfortunately, this practice reflects a persistent pattern of resistance to the production of documents and non-cooperation with the legitimate requests of several congressional committees since the outset of this Administration.

Prompt production of all outstanding documents to this Committee would be in accordance with the commitment made by President Clinton almost three years ago when he wrote a July 13, 1993 letter to then House Judiciary Committee Chairman Jack Brooks pledging "full cooperation" with the investigation into these matters.

The extraordinary step of a contempt resolution can be avoided if you would simply comply with the President's stated commitment.

Sincerely,

A handwritten signature in cursive script that reads "Bill Clinger". The signature is written in dark ink and is positioned above the printed name and title.

William F. Clinger,
Chairman

Enclosures

THE WHITE HOUSE
WASHINGTON

May 2, 1996

Chairman William F. Clinger, Jr.
Committee on Government Reform and Oversight
House of Representatives
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Chairman Clinger:

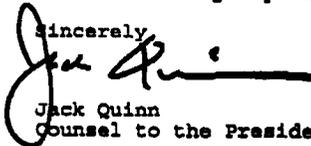
Particularly in light of our otherwise respectful dealings, I was most disappointed -- indeed, startled -- to receive your letter and accompanying draft resolution of findings of contempt. Let me be blunt: this threat can only be characterized as a desperate political act meant to resuscitate interest in a story that long ago died. The Travel Office hearings, subpoenas and depositions have apparently hit nothing but dry wells in an effort to find something embarrassing. Now, as predictably as the sun rises, you want to claim "cover up."

You know as well as I do, however, that the only thing being covered up here is the fact that I have repeatedly offered to work with you in a spirit of compromise with regard to the few documents we have not already turned over -- from among nearly forty thousand pages of material we have produced -- in response to a tiresome fishing expedition. When we last met and I suggested a compromise with respect to those few documents, you were cordial and said you would get back to me. Instead, you today chose to slap the hand of accommodation that I offered.

What has not been produced to the Committee are internal working papers of the White House Counsel's office. Much of this material was developed in the course of responding to your Committee's document requests and subpoenas. Would you, Mr. Chairman, disgorge all of the notes you have received from your lawyers -- for example, explaining the political motivation behind this wild goose chase?

Today's threat of a contempt citation is unfair and unwarranted. This political tactic trivializes the serious task of House oversight and debases the integrity of the entire House.

Sincerely,



Jack Quinn
Counsel to the President

THE WHITE HOUSE
WASHINGTON

May 3, 1996

BY TELECOPY

The Honorable William F. Clinger, Jr. Chairman
Committee on Government Reform and Oversight
United States House of Representatives
2157 Rayburn Building
Washington, D.C. 20515-6143

Dear Chairman Clinger:

I appreciate your returning my telephone call this morning to discuss your letter of May 2, 1996 threatening to hold me in contempt for failing to produce certain materials which essentially reflect the internal deliberations of the White House Counsel's Office. In the course of that conversation, you indicated that it might be helpful, before the Committee meets, if I would provide to you a specific description of those confidential materials. As you will recall, I described the documents in our 90 minute meeting on February 15, 1996. I now do so more specifically by way of this letter.

As you are aware, the White House has produced approximately 40,000 pages of documents in response to the Committee's various document requests and the January 11, 1996 subpoena. These documents were produced in order to enable the Committee to investigate what actually happened in the Travel Office matter. This was, of course, the original purpose of your investigation.

The focus of the investigation, however, later shifted. Your Committee also decided to investigate the numerous investigations that were conducted of that underlying conduct -- the White House Management Review, the investigation by the Public Integrity Section of the Department of Justice, the investigation by the General Accounting Office, the investigation by the Office of Professional Responsibility, and so on. The White House cooperated fully in these extensions of your original inquiry as well. Thus, included in the White House production already made to you are documents with respect to which confidentiality could legitimately be claimed relating to each of the prior inquiries.

Your Committee now seeks to investigate how we respond to your investigation of the investigations. I recite all of this to point out to you that the circularity of your inquiries has led to the present disagreement. What you now seek are the

materials we have generated as lawyers in responding to your own hearings and document requests, as well as to the inquiries of the Independent Counsel.

On February 15, 1996, Jane Sherburne and I met with you to discuss this problem and review the very narrow category of remaining confidential material sought by the Committee's subpoena. At that time, we made a proposal to you, which you committed to consider. You never responded to this proposal -- until sending your letter of May 2, 1996.

The documents at issue, described at our February 15, 1996 meeting, were also identified in my letter to you of February 26, 1996. They can be categorized most simply as follows:

1. Documents relating to ongoing grand jury investigations by the Independent Counsel;
2. Documents created in connection with Congressional hearings concerning the Travel Office matter; and
3. Certain specific confidential internal White House Counsel office documents including "vetting" notes, staff meeting notes, certain other counsel notes, memoranda which contain pure legal analysis, and personnel records which are of the type that are protected by the Privacy Act.

In order to further assist you in understanding the confidential nature of this material, I will describe each category in more detail.

Category 1 - Independent Counsel

The Independent Counsel is conducting a grand jury investigation into matters which were also the subject of the Committee's subpoenas. Materials relating to this investigation include grand jury subpoenas, documents prepared by lawyers in my office in the course of responding to these subpoenas, notes taken by our lawyers at meetings with the Independent Counsel, internal memoranda, and other notes and correspondence relating to these investigations.

Category 2 - Congressional Hearings

Your Committee has conducted several hearings involving the Travel Office matter; other Committees have also held hearings that touch on matters addressed in your broad subpoena. The documents in this category include notes of communications with Committee members and staff, talking points, issue analyses, and other material of the kind necessarily and appropriately generated by lawyers in preparing for congressional hearings.

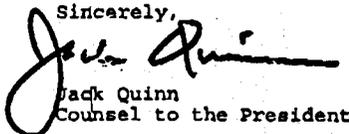
Category 3 - Specific White House Counsel Documents

There are a handful of additional documents that have not been produced because they reflect the internal deliberative process at the heart of the Counsel's office activities. In February, we proposed that we make this material available for you to review in camera. These include, e.g., vetting notes, staff meeting notes and other notes of the Office unrelated to the Travel Office, legal memoranda on issues unrelated to the Travel Office, and personnel records.

In short, the materials that the Committee is demanding, and threatening contempt for not producing, go far beyond events relating to the Travel Office matter itself. In so doing, the Committee presumes to ask for, among other things, our internal preparation for Congressional hearings you yourself have called, our private communications with Members and staff of this Committee, as well as our response to the Office of the Independent Counsel.

Mr. Chairman, I accept fully my responsibility to work with you to reach an accommodation and provide to you the information you legitimately need -- consistent with the President's right to have the services of White House counsel who can operate with sufficient confidentiality to serve him as effectively as you want your lawyers to serve you. I still want to reach that accommodation with you. But, to do so, you must recognize that this is a two way street: there are limits even to the power of Congress under Article I of the Constitution. I believe we have now reached those limits and I implore you to work with me in a spirit of compromise to avoid the confrontation you have threatened.

Sincerely,



Jack Quinn
Counsel to the President

cc: Hpn. Cardiss Collins

WILLIAM F. CLINGER, JR., PENNSYLVANIA
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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-8143

May 3, 1996

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MAJORITY—(202) 225-3874
MINORITY—(202) 225-4881

The Honorable Cardiss Collins
Ranking Minority Member
Committee on Government Reform
and Oversight
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Collins:

Regarding the Committee business meeting scheduled for Thursday, May 9, 1996, I know that your staff has been kept fully aware of our frustration over the lack of document production by the White House on the Travel Office matter. The whole purpose of the deposition process has been to make up for the lack of cooperation we have faced by the White House throughout the past three years. Unfortunately, to reach a speedy conclusion to this investigation I must insist that the rights of the Committee be protected.

In keeping with my promise to the Rules Committee that the minority would be kept informed of our actions in this investigation, I instructed my staff to issue the notice for the May 9 business meeting one full week in advance -- four days sooner than required by the House Rules. I have tried to be as cooperative as possible.

It remains my hope that this matter can be resolved before the Committee meets on Thursday. I have attempted to protect the due process rights of all the named individuals by notifying them in writing that they have one week to comply with the outstanding subpoenas. I certainly would appreciate your assistance in conveying my determination on this matter to President Clinton and his staff.

Sincerely,

William F. Clinger, Jr.
Chairman

WILLIAM F. CLINGER, JR. PENNSYLVANIA
CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

May 6, 1996

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BERNARD SANDERS, VERMONT
MINORITY

MAJORITY—(202) 225-6276
MINORITY—(202) 225-6261

Jack Quinn, Esquire
Counsel to the President
The White House
Washington, D.C. 20515

Dear Mr. Quinn:

Your letter of May 3, 1996, proved useful to my understanding the categories of Travel Office documents still outstanding. Your discussion of the categories of documents withheld is appreciated. I still question why you will not claim Executive Privilege so that the Committee can consider your constitutional claim.

When I met with you on February 15, 1996, you presented an offer to resolve our ongoing document dispute by providing the Committee with limited access to some of the disputed materials as long as we surrender our right to demand the remaining categories of documents. If we refused your offer, I understood, the entire "basket" of disputed documents would be withheld and our disagreement would continue. This was presented as your final offer. I later relayed to you, through a conversation between Kevin Sabo and Jonathan Yarowsky, that I would hold your offer in abeyance until we could judge the quality of information obtained through the Committee's depositions. The effective result of my letter of May 2, 1996, was to formerly reject your offer and notify you that a determination was reached concerning the withheld documents.

As I have stated to you before, and as our Committee report on the pending contempt resolutions will declare, our inquiry into the Travel Office matter expanded into the White House's response to the various investigations (Management Review, IRS, FBI, OPR, GAO) when we found significant evidence that the White House Counsel's office was used to coordinate official responses to investigative bodies and, too often, deny investigative agencies with appropriate access to vital information. Whether those actions met the standards for improper, or even criminal conduct is a question that our current inquiry is designed to reach.

Let me again state my resolve to bring this inquiry to a speedy conclusion. Indeed, I resent any suggestion that this inquiry is being conducted for political purposes — especially when my

Mr. Jack Quinn
Page Two
May 6, 1996

demand for documents began three years ago! I must insist, therefore, that the White House produce all subpoenaed materials or a letter signed by the President invoking Executive Privilege no later than close of business on Wednesday, May 8, 1996.

Sincerely,


William F. Clinger, Jr.
Chairman

THE WHITE HOUSE
WASHINGTON

May 6, 1996

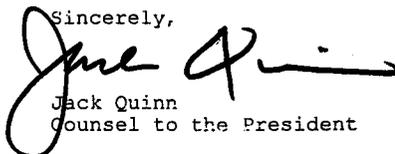
The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
Washington, DC 20515

Dear Mr. Chairman:

I received your letter of this date. My offer to work with you to reach a compromise stands. I believe we have not exhausted the opportunities for accommodating the Committee's needs consistent with the President's interest in protecting confidential White House communications. For example, I gather from news reports that you are particularly concerned about material related to the IRS and FBI inquiries. To the extent we have such documents, I am prepared to discuss making them available to you.

It remains my hope, Mr. Chairman, that you will not abandon efforts to resolve this matter so that we might avoid a needless constitutional confrontation.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jack Quinn", written in a cursive style.

Jack Quinn
Counsel to the President

cc: Honorable Cardiss Collins

WILLIAM F. CLINGER, JR., PENNSYLVANIA
CHAIRMAN

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ONE HUNDRED FOURTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON GOVERNMENT REFORM AND OVERSIGHT

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

May 7, 1996

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INDEPENDENT

MAJORITY—(202) 225-5074
MINORITY—(202) 225-5051

Jack Quinn, Esquire
Counsel to the President
The White House
Washington, D.C. 20515

Dear Mr. Quinn:

Your recent offer to produce records related to the Internal Revenue Service (IRS) and Federal Bureau of Investigation (FBI) inquiries is appreciated and will reduce the number of documents over which the Committee must dispute. Let me add, however, that Jonathan Yarowky had informed my staff last week that IRS records would be forthcoming in any event. Your representation that you are withholding FBI inquiry records is the first time we were made aware of such documents. Our acceptance of these documents, when delivered, does not limit or waive the demand for records subject to the January 11, 1996 subpoena.

As I have said on numerous occasions, actions by your office are one of the subjects of this Committee's investigation into the White House Travel Office matter. I am certain you would agree, as an experienced and respected jurist, we cannot allow the subject of our investigation to control what records are deemed relevant or useful. We are not debating a policy dispute where the decision-making process of the President is at question. We are debating access to records which may go to the heart of whether White House officials used their position to thwart official investigations by agencies of the U.S. Government. For that reason, I cannot accept the proposition that non-executive privileged attorney-client relationships or internal deliberative process privileges exist.

This Committee must insist, and I believe will insist on May 9, 1996, that our subpoenas of January 11, 1996 be respected. To be fair to you, and each of the other named individuals, I invite you to submit a written statement of any valid executive privilege claims which you wish to present to the Committee as to why you should not be held in contempt of Congress under 2 U.S.C. Sections 192 and 194 for failure to produce properly subpoenaed documents in your possession, custody and control. Your written statement will be provided to each of the Members before Thursday's business meeting and will be included in the Committee's official report. That statement, or a written claim of Executive Privilege signed by the President, should be submitted to the Committee no later than 8:00 a.m. on Thursday, May 9, 1996.

Sincerely,


William F. Clinger, Jr.
Chairman

THE WHITE HOUSE
WASHINGTON
May 7, 1996

BY HAND DELIVERY

Barbara K. Bracher
Chief Investigative Counsel
House Committee on Government Reform and Oversight
2157 Rayburn House Office Building
Washington, DC 20515-6143

Dear Barbara:

Under cover of this letter, we are providing documents and information relating to IRS excise tax matters with respect to the Travel Office. (CGE 39841 - CGE 42291). We will submit a log of these documents shortly.

As you know, the White House produced certain excise tax documents to the Committee (CGE 7045-7315) on October 5, 1995. Following that production, you indicated the Committee was not interested in any additional documents related to excise tax matters unless they specifically dealt with UltraAir. I understand you are now requesting all excise tax materials and, accordingly, we are producing them.

In addition to the materials produced today, there are a few legal memoranda relating to the obligation of the Travel Office with respect to excise taxes. We are prepared to discuss an accommodation if this privileged material is necessary to the Committee's inquiry.

As always, we request that you treat these documents as "Highly Confidential" in accordance with the protocols set forth in Ms. Williams August 9, 1995 letter to Mr. Larsen.

Sincerely yours,



Jane C. Sherburne
Special Counsel to the President

cc: Donald Goldberg
Professional Staff Member

THE WHITE HOUSE
WASHINGTON

May 9, 1996

The Honorable William F. Clinger, Jr.
Chairman
Committee on Government Reform
and Oversight
2157 Rayburn House Office Building
U. S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

This is in response to your letter of May 7, 1996, in which you belatedly invited me to submit a written statement in response to your resolution seeking to hold me in criminal contempt for the White House's withholding of certain confidential documents.

In spite of the tardiness of this offer, however, I believe it is important that I make the following brief points regarding the White House's responses to your Committee's investigation.

This Committee served its first request for documents not three years ago, as you contend, but on May 30, 1995. This was followed by a second request on June 14, 1995, a third request on September 18, 1995 and subpoenas on January 11, 1996, directed to the White House and a number of present and former White House employees.

These requests were far-reaching and broad. In response to them, the White House has produced approximately 40,000 pages of documents. Included in this production were many confidential documents which the White House legitimately could have claimed should have been protected from discovery. However, in order to demonstrate to you that the White House Counsel's Office cooperated fully with the numerous outside investigations of the travel office matter, including investigations by the GAO, the FBI, the Office of Professional Responsibility, the Public Integrity Section, and the Internal Revenue Service, claims of privilege on these documents was either never asserted or were.

waived. Similarly, the White House produced its confidential, internal working papers used in preparing the July 2, 1993 White House Management Review.

Far from "stonewalling," therefore, the White House has turned over sensitive and legitimately protected documents for review by this Committee. This fact flatly contradicts your hollow assertions that this resolution is needed to compel the production of documents that relate, for example, to the allegations of thwarting official investigations by the FBI and the IRS. The Committee already has such documents.

Furthermore, the history of our document production to this Committee demonstrates that, consistent with the legitimate interests of co-equal branches of the government, the White House has undertaken a process of accommodation for access, review and production of documents. For example, after the Committee served its document requests last summer, Judge Mikva, my predecessor as White House Counsel, met with you and your staff and worked out a system for the review of approximately 300 pages of confidential documents; copies of many of those documents were subsequently produced to the Committee. For documents that consisted of almost pure legal analysis, we gave the Committee not only the opportunity to review the memoranda, but the White House also agreed to provide a copy of these documents 24 hours in advance of any interview or deposition of the author. The Committee, in fact, has taken advantage of this agreement during the present round of depositions.

When you decided that the system agreed to last summer was no longer convenient, Jane Sherburne and I again met with you for an hour and a half on February 15, 1996 to discuss the remaining confidential documents. In that meeting, you not only agreed to a rolling production of documents in response to the January subpoena, but we also provided an extensive description of documents which constituted confidential internal communications that should not be subject to production. I also offered a document proposal that would accommodate the needs of the Committee while protecting the legitimate interests of the White House. You promised me you would consider the proposal and respond. On at least four occasions, I reiterated in writing my willingness to continue discussions about these documents. The only response from you was your letter of May 2, 1996, accompanied by a draft resolution, in which you demanded the production of all documents under penalty of criminal contempt of Congress.

Despite my deep disappointment with your unwarranted letter and what I frankly think is an irresponsible threat of criminal contempt, calculated not to find the truth but instead to make a political point, I nonetheless continued my efforts to resolve this situation. On May 3, 1996, after our telephone conversation

and at your request, I again categorized the type of confidential documents that were at issue:

1. Documents relating to ongoing grand jury investigations by the Independent Counsel;
2. Documents created in connection with Congressional hearing concerning the Travel Office matter; and
3. Certain specific confidential internal White House Counsel office documents including "vetting" notes, staff meeting notes, certain other counsel notes, memoranda which contain pure legal analysis, and personnel records which are of the type that are protected by the Privacy Act.

My letter stressed that "the materials that the Committee is demanding, and threatening contempt for not producing, go far beyond events relating to the Travel Office matter itself." I pointed out that "in so doing, the Committee presumes to ask for, among other things, our internal preparation for Congressional hearings you yourself have called, our private communications with Members and staff of this Committee, as well as our response to the [ongoing investigations] of the Independent Counsel." I then renewed my offer to meet and attempt a resolution.

On May 6, 1996, you again flatly refused to discuss any outcome short of turning over all documents or proceeding with the contempt resolution. Still, I responded by again offering to work out an accommodation. Your letter of May 7th, which contains a broad, entirely unfounded and, therefore, reckless attack on the Office of the White House Counsel, rejected yet again any attempt to recognize the legitimate interests of the White House. Instead, you continued to demand a wholesale production of all internal and confidential documents.

You did finally agree to one meeting to hear my offer to avoid this unnecessary confrontation. On May 8, 1996, you met with Congresswoman Cardiss Collins, Jane Sherburne, David Schooler, Jonathan Yarowsky and me. In that meeting, I outlined the confidential documents that we were prepared to let your staff review, offered to produce a privilege log and provided a strict timetable by which all of this material would be available. I also asked for an explanation as to what the Committee's specific needs were and how various categories of our confidential documents would meet those needs. You refused to respond with anything more substantial than "we want it because we want it."

After you promised to consider my offer, the meeting adjourned. I was barely back in my office when I received a copy of your letter to Congresswoman Collins refusing to compromise at

all. Compromise plainly will not serve the real motivation behind the confrontation you now demand.

Your letter also rejects as "wholly unreasonable" any attempt to resolve our differences through a civil rather than a criminal proceeding. As I pointed out to you in our meeting, there is clear precedent for proceeding this way, as demonstrated by the analysis written by Mr. Olson of the Reagan Justice Department and by the Senate's actions to implement such a civil enforcement proceedings -- actions which are entirely available to the House and which would presumably be easy to accomplish if, in fact, the leadership support your efforts. Your unwillingness to follow this course of action only reinforces the inescapable conclusion that you are more interested in raising the political and personal stakes than in a just and reasonable resolution of this matter. This is particularly so in light of the fact that criminal proceedings will never lead to a judicial ruling on the privileges we assert, whereas a civil proceeding would result in an adjudication that would tell us whether or not you should get the documents you say you want.

Even this brief description of the document history clearly demonstrates the level of cooperation and compromise on the part of the White House. It also demonstrates that this motion is, at best, premature; there is still an opportunity for good faith negotiations. Instead, Mr, Chairman, your insistence in proceeding with this resolution has set in motion a needless constitutional confrontation. That confrontation is -- beyond any doubt -- in the sole service of Republican politics.

I want also to address your vague allegation that the White House Counsel's Office has thwarted your Committee's investigation of the travel office matter. This accusation is baseless, unfair and completely untrue.

Even assuming, however, that you have a good faith basis for making such a claim, it does not entitle your Committee to a wholesale invasion of all of our internal legal material generated in connection with responding to your Committee's investigations and the ongoing independent counsel investigation. If you will ask your questions with specificity, we will answer them. But, don't simply ask us to produce all of our internal files just to prove a negative. By refusing to be sufficiently specific, you have not even begun to establish the demonstrably critical showing that the courts require in order for an oversight committee to overcome the executive branch's strong interest in confidential and candid legal communications. Instead, you have unilaterally determined that this President is not entitled to any confidential legal communications and, therefore, any defense. On behalf of this and future administrations, I cannot accept your effort to destroy the viability of the Office of Counsel to the President.

As you may know, there are written procedures for responding to Congressional requests and for invoking executive privilege which were implemented by President Reagan and adopted by President Clinton. Those procedures require consultation with the Attorney General prior to asserting executive privilege. That process is now underway, and the Attorney General has given her legal judgment that "executive privilege may properly be asserted with respect to the entire set of White House Counsel's Office documents currently being withheld from the Committee, pending a final Presidential decision on the matter." (See attachment.) Consistent with that opinion, the President has directed me to inform you that he invokes executive privilege, as a protective matter, with respect to all documents in the categories identified on page 3, until such time as the President, after consultation with the Attorney General, makes a final decision as to which specific documents require a claim of executive privilege. This letter constitutes your notice of that invocation of privilege.

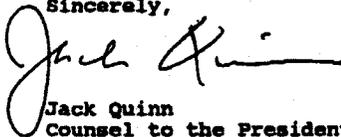
The procedures for invoking privilege also include the following provision:

Pending a final Presidential decision on the matter, the Department Head shall request the Congressional body to hold its request for the information in abeyance. The Department Head shall expressly indicate that the purpose of this request is to protect the privilege pending a Presidential decision, and that the request itself does not constitute a claim of privilege.

I hereby request that your Committee hold its request in abeyance until such time as a Presidential decision as to executive privilege has been made with respect to specific, individual documents.

As always, I remain willing in the meantime to discuss this matter with you so that the legitimate needs of the Committee and the interests of the White House can be met.

Sincerely,



Jack Quinn
Counsel to the President

cc: Honorable Cardiss Collins



Office of the Attorney General
Washington, D. C. 20530

May 8, 1996

The President
The White House
Washington, D.C. 20500

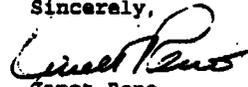
Dear Mr. President:

You have requested my legal advice as to whether executive privilege may properly be asserted in response to a subpoena issued to the Counsel to the President by the Committee on Government Reform and Oversight of the House of Representatives.

The subpoena covers a large volume of confidential White House Counsel's Office documents. The Counsel to the President notified the Chairman of the Committee today that he was invoking the procedures of the standing directive governing consideration of whether to assert executive privilege, President Reagan's memorandum of November 4, 1982, and that he specifically requested, pursuant to paragraph 5 of that directive, that the Committee hold its subpoena in abeyance pending a final Presidential decision on the matter. This request was necessitated by the deadline imposed by the Chairman, the volume of documents that must be specifically and individually reviewed for possible assertion of privilege, and the need under the directive to consult with the Attorney General, on the basis of that review, before presenting the matter to the President for a final determination. The Chairman rejected the request and indicated that he intends to proceed with a Committee vote on the contempt citation tomorrow.

Based on these circumstances, it is my legal judgment that executive privilege may properly be asserted with respect to the entire set of White House Counsel's Office documents currently being withheld from the Committee, pending a final Presidential decision on the matter. This would be a protective assertion of executive privilege designed to ensure your ability to make a final decision, after consultation with the Attorney General, as to which specific documents are deserving of a conclusive claim of executive privilege.

Sincerely,


Janet Reno
Attorney General