
Glen Maes, 4/8/98

Grand Jury

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CONDENSED TRANSCRIPT AND CONCORDANCE
PREPARED BY:

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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3 :
4 :
5 In re: :
6 :
7 GRAND JURY PROCEEDINGS :
8 :
9 ----- x

10 Grand Jury Room No. 3
11 United States District Court
12 for the District of Columbia
13 3rd & Constitution, N.W.
14 Washington, D.C. 20001
15 Thursday, April 8, 1998

16 The testimony of GLEN M. MAES SR. was taken in the
17 presence of a full quorum of Grand Jury 97-2, impaneled
18 on September 19, 1997, commencing at 9:58 a.m., before:
19 SOLOMON WISENBERG
20 MARY ANNE WIRTH
21 Associate Independent Counsel
22 Office of Independent Counsel
23 1001 Pennsylvania Avenue, Northwest
24 Suite 490 North
25 Washington, D.C. 20004

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11 Whereupon,
12 GLEN M. MAES SR.
13 was called as a witness and, after being first duly sworn by
14 the Foreperson of the Grand Jury, was examined and testified
15 as follows:
16 EXAMINATION
17 BY MR. WISENBERG:
18 Q Could you state and spell your name for the
19 record, please.
20 A Yes. My name is Glen Maes. G-l-e-n; middle
21 initial, A; M-a-e-s. Maes, senior.
22 Q Senior. All right. Mr. Maes, my name is
23 Sol Wisenberg. I'm an attorney with the independent
24 counsel. And this is my colleague, Mary Anne Wirth.
25 A Hi.
26 Q She's also an attorney for the Office of
27 Independent Counsel.
28 And these are the grand jurors and the Grand Jury
29 court reporter.
30 A Okay.
31 Q Before we get started, I'm going to tell you a
32 little bit about our authority, and then read you your rights
33 and responsibilities.
34 This is a federal Grand Jury conducting an

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1 investigation of possible violations of federal criminal
2 law. Do you understand that?
3 A Yes.
4 Q And we'll ask you to speak up as much as you can,
5 so that everybody can hear.
6 A Okay.
7 Some of the possible violations of law that we're
8 looking at are perjury, obstruction of justice, and
9 subornation of perjury. Do you understand that?
10 A Yes.
11 Q I'm going to read you a portion of the order from
12 the United States Court of Appeals for the District of
13 Columbia Circuit authorizing this particular phase of
14 our investigation:
15 "The Independent Counsel shall have jurisdiction
16 and authority to investigate to the maximum extent authorized
17 by the Independent Counsel Reauthorization Act of 1994
18 whether Monica Lewinsky or others suborned perjury,
19 obstructed justice, intimidated witnesses, or otherwise
20 violated federal law, other than a Class B or C misdemeanor
21 or infraction, in dealing with witnesses, potential
22 witnesses, attorneys, or others concerning the civil
23 case of Jones versus Clinton."
24 Do you understand what I just read to you?
25 A Yes.

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1 Q And again, if I didn't mention it, this Grand Jury
2 - that's an order from the U.S. Court of Appeals for the
3 circuit. This Grand Jury was impaneled by a United States
4 District Court here in the District. Do you understand that?
5 A Mm-hmm.
6 Q You have to answer "Yes" or "No."
7 A Yes.
8 Q Because when you say "Mm-hmm," the record can't
9 tell whether you're saying "Yes" or "No."
10 A Okay.
11 Q I'm now going to tell you a little bit about your
12 rights and responsibilities.
13 You may refuse to answer any question, if a
14 truthful answer to that question would tend to incriminate
15 you. Do you understand that?
16 A Yes.
17 Q That's what we call the privilege against
18 self-incrimination.
19 Anything you do say may be used against you by the
20 Grand Jury or in a later proceeding. Do you understand that?
21 A Yes.
22 Q You do not have a right to have an attorney
23 in here with you, but if you have retained an attorney,
24 the Grand Jury will permit you a reasonable opportunity to
25 step outside the Grand Jury room to consult with counsel,

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1 if you so desire. Do you understand that?
2 A Yes.
3 Q And I understand you have an attorney here today;
4 is that correct?
5 A Yes.
6 Q Tell us who that is.
7 A Joe Small and Stephen McNabb.
8 Q All right. Now, do you understand that you have to
9 tell the truth; that when we ask you a question, you can
10 neither claim a privilege - like the privilege against
11 self-incrimination, "I refuse to answer because it may
12 incriminate me" - or if we asked you something that involved
13 communications with your wife, you could say, "I'm not going
14 to answer that," or "Communications with my attorney, I'm not
15 going to answer that," but if you don't - except on things
16 that you decide to claim a privilege on, when we ask you a
17 question, you understand you to have to tell the truth; is
18 that correct?
19 A Correct. Yes, sir.
20 Q All right. If you don't tell the truth about what
21 the law calls a material matter - which means an important
22 matter - then that's perjury, and that's a federal criminal
23 statute. Do you understand that?
24 A Yes.
25 Q We are bound by an oath of secrecy - the grand

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1 jurors, the court reporter, and myself, and my colleague.
2 That means with certain well-recognized exceptions, we cannot
3 go out and blab to the world what goes on here today. Do you
4 understand that?
5 A Yes.
6 Q You, on the other hand, are not bound by that oath
7 of secrecy. Do you understand that?
8 A Now I do.
9 Q Yes. Any witness that appears before a federal
10 Grand Jury is not bound by an oath of secrecy. That witness,
11 if they choose, can go hold a press conference, can go talk
12 to attorneys for other witnesses, can talk to anybody they
13 want to about their appearance. Do you understand that?
14 A Yes.
15 Q We're not recommending that you do that. We're not
16 recommending that you don't do that. That's strictly up to
17 you and your attorney. Do you understand?
18 A Yes.
19 Q Okay. Some of the exceptions to the oath of
20 secrecy that binds us - an exception would - we have FBI
21 agents who help us on this case. They're allowed to know
22 what goes on in the Grand Jury. They're put on something
23 called the 6(e) list, and they're allowed to know what goes
24 on in the Grand Jury. Do you understand that?
25 A Yes.

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[1] Q Now, they also can't go out and blab it to
 [2] anybody. They're also bound by an oath of secrecy. Do
 [3] you understand that?
 [4] A Yes.
 [5] Q If there's a trial -- if because of anything we do,
 [6] there ends up being a trial of somebody, and you were to be a
 [7] witness at that trial, and you got up on the stand and said
 [8] something completely different than what you're going to say
 [9] here today, then one of the lawyers at that trial could take
 [10] your Grand Jury transcript and could say, "Mr. Maes, you said
 [11] something different in front of the Grand Jury." That would
 [12] be an example where Grand Jury secrecy can be breached. Do
 [13] you understand that?
 [14] A Yes.
 [15] Q Another example would be with a court order. The
 [16] independent counsel or any prosecutor can make an application
 [17] to a court and say, "In this instance, we need there to be an
 [18] exception to the rule." Do you understand that?
 [19] A Yes, sir.
 [20] Q All right. There are different categories of
 [21] witnesses who come in front of a Grand Jury. I'm going to
 [22] read you the definition of a target.
 [23] A target as defined as, quote, "A person as
 [24] to whom the prosecutor or the Grand Jury has substantial
 [25] evidence linking him or her to the commission of a crime, and

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[1] that correct?
 [2] A Yes.
 [3] Q Did your subpoena call for the production of
 [4] any documents?
 [5] A Nothing was requested by me, no.
 [6] Q Okay. Let me ask you, if any question that
 [7] we ask, if you don't understand it, by all means ask us to
 [8] repeat it, because we want to make sure that there are no
 [9] misunderstandings about the questions that we ask, okay?
 [10] A Okay.
 [11] Q All right. Are there questions you have about
 [12] our authority or your rights and responsibilities as a
 [13] Grand Jury witness?
 [14] A Not as of right now.
 [15] MR. WISENBERG: Okay. If there are, let us know,
 [16] and like I say, if there's any question, the answer to which
 [17] you need to consult with your attorney about, you'll be
 [18] allowed a reasonable opportunity to do so.
 [19] With that, I'm going to hand you over to Ms. Wirth.
 [20] BY MS. WIRTH:
 [21] Q Now, Mr. Maes, can you tell the Grand Jury how old
 [22] you are.
 [23] A Yes. I'm 40 years old.
 [24] Q And what is your occupation?
 [25] A United States Nave, active duty.

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[1] who, in the judgment of the prosecutor, is a putative
 [2] defendant," end quote. Putative, meaning assumed defendant.
 [3] Do you understand that definition?
 [4] A Yes.
 [5] Q Okay. You are not a target. Do you
 [6] understand that?
 [7] A That's good. Yes.
 [8] Q Okay. A subject is defined as, quote, "A person
 [9] whose conduct is within the scope of the Grand Jury's
 [10] investigation," end quote.
 [11] Do you understand that?
 [12] A Yes.
 [13] Q As you can tell, that's a very broad definition.
 [14] Basically, anybody whose conduct has something to do with
 [15] with our investigation is a subject.
 [16] So you are, as a technical matter, a subject. Do
 [17] you understand that?
 [18] A Yes.
 [19] Q Those are the only two official categories in the
 [20] Department of Justice manual. However, there's an informal
 [21] system that's developed of target-subject-witness.
 [22] And I don't know if your attorney has talked to you
 [23] about that, or if you're -- let me just say, are you familiar
 [24] with that split-up between witness-target-subject?
 [25] A As of right now, yes.

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[1] Q Okay. Let me just tell you, under this informal
 [2] system, a target is the same definition that I read to you.
 [3] A witness is somebody who is just coming in to give
 [4] information because the Grand Jury wants their information.
 [5] And a subject is somewhere between. They're not
 [6] a target, but the Grand Jury has some concern about their
 [7] activity.
 [8] Do you understand that --
 [9] A Yes.
 [10] Q -- informal definition?
 [11] A Yes.
 [12] Q All right. Within that informal system, you're a
 [13] witness. Do you understand that?
 [14] A Yes.
 [15] Q Now, we cannot promise anybody that they're going
 [16] to be a witness for all time. Do you understand that?
 [17] A Yes.
 [18] Q It's an ongoing investigation. We might find
 [19] something that changes you to a different category. Do you
 [20] understand that?
 [21] A Yes.
 [22] Q But with that exception, you are a witness right
 [23] now. Do you understand that?
 [24] A Yes.
 [25] Q All right. You are here pursuant to subpoena; is

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[1] Q Okay. And specifically, what is your assignment?
 [2] A My assignment is I am a senior chief petty officer
 [3] in the Navy. I'm personal steward to the President. I've
 [4] been given that title with President Clinton. I've worked
 [5] with him directly for -- since his presidency. And I've been
 [6] working in the White House for 11 years.
 [7] My -- my duties include personal support to the
 [8] President, as in his guests, as in foods service, food
 [9] security, and travel support to the President.
 [10] Q How long have you been with the Navy?
 [11] A I've been with the Navy for over 20 years -- coming
 [12] up to 21 this June.
 [13] Q Okay. And how long -- you said you've been
 [14] assigned to the White House for 11 years. What have you done
 [15] throughout the course of your time at the White House -- what
 [16] types of jobs?
 [17] A What I'm doing right now -- when I first started
 [18] off, two years -- a little over two years with President
 [19] Reagan. I was a steward up there in the Oval Office,
 [20] working directly for him.
 [21] And then when President Bush took his presidency, I
 [22] assisted up there, taking care of the high-level meetings in
 [23] the cabinet room, but still assisted in the Oval Office, and
 [24] also travel support to President Bush.
 [25] And the since day one of President Clinton, I've

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[1] been working with him.
 [2] Q Okay. And has your assignment with
 [3] President Clinton been any different than what it was
 [4] with President Bush?
 [5] A A little different, as in hours, yes. The
 [6] President is working longer hours and has a bigger agenda
 [7] compared to the other Presidents, yes.
 [8] Q Okay. But in terms of you assisting in the
 [9] Oval Office, that's been your steady assignment since
 [10] President Reagan's time; is that right?
 [11] A Yes, and -- and the travel support is the added
 [12] duties to it, too.
 [13] Q And the what?
 [14] A Travel support.
 [15] Q Okay. And that's been --
 [16] A Because we travel throughout the world with
 [17] the President --
 [18] Q And that's been --
 [19] A -- domestic and worldwide.
 [20] Q Okay. And that's been added with
 [21] President Clinton?
 [22] A No.
 [23] Q Oh. When did you start to travel with the
 [24] President?
 [25] A Since President Reagan's side arrived at

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[1] the White House.
 [2] Q Okay. Now, you mentioned hours and so on. What
 [3] days of the week do you work?
 [4] A I work every day, if -- if needed. There is times
 [5] -- I worked with the President the first nine months while
 [6] he was in office by myself, directly. And then I had a
 [7] coworker come in after that.
 [8] But my hours are whatever the President works. If
 [9] he's there 24 hours a day, I'm there 24 hours a day.
 [10] Q Okay. Do you have a set work schedule, though,
 [11] that --
 [12] A As of right now we -- my coworker, we -- he
 [13] normally comes in early -- approximately 7 o'clock in the
 [14] morning -- and he's there until anywhere from 3 o'clock until
 [15] the afternoon until 4:00.
 [16] And then I get in anywhere from between
 [17] 9 and 10 o'clock in the morning, and I'll say until the
 [18] President leaves the President leaves the Oval Office --
 [19] Q Okay. And that's Mr. --
 [20] A -- whatever time that is.
 [21] Q Mr. Nelvis is your coworker?
 [22] A Yes, Bayani Nelvis.
 [23] Q Okay. And you, essentially, have the same job as
 [24] he does, except that your hours are different?
 [25] A Yes.

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[1] and on. So we keep each other well informed of what the
 [2] President is doing.
 [3] Plus, we have a paging system, which just goes off
 [4] directly to the President. There's only two of us in the
 [5] White House that carry this (indicating). That's Nelvis
 [6] and myself.
 [7] And so we -- we can actually roam anywhere in the
 [8] grounds and be responding to the President within a minute
 [9] and 14 seconds on the high -- the furthest part on the
 [10] White House grounds.
 [11] Q Okay. You mentioned the pantry a moment ago.
 [12] What's in the pantry? What types of things?
 [13] A The pantry -- there's a microwave. There is small
 [14] range top -- very small. And basically, what we do is just
 [15] warm foods up. We don't really cook in there. And you got
 [16] a little sink to wash dishes, if needed, and a little coffee
 [17] maker, and plates and glassware, and then wrapping paper,
 [18] if needed.
 [19] You know, that's a very small, very confined area.
 [20] I mean, it's no bigger than -- than the size of this desk
 [21] area right here. That's it -- that one desk right here, in
 [22] the center (indicating).
 [23] Q Okay. The desk in the center is the size of
 [24] the pantry?
 [25] A It's approximately. Yeah, the range may be coming

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[1] Q What about weekends?
 [2] A Weekends -- we alternate every other weekend, so --
 [3] Q Do you work both days?
 [4] A When required, yes.
 [5] Q But what's your typical weekend?
 [6] A Typical weekend, depending on what the President's
 [7] schedule is, we -- we get a daily schedule of the President.
 [8] We get a weekly schedule. We also get a monthly schedule
 [9] of the President. So we know what's going on during
 [10] that weekend.
 [11] So while he's in office, if it's from 9 o'clock
 [12] in the morning -- because he has a radio address and then
 [13] he has a meeting afterwards -- we may be in there until
 [14] 3 or 4 o'clock in the afternoon.
 [15] Q Okay. Do you work every weekend?
 [16] A Only when we're required.
 [17] Q Okay. Well, I'm asking you, typically, how often
 [18] do you work on a weekend -- let's say in an average month?
 [19] A It -- it -- it's hard -- it's hard to say
 [20] because --
 [21] Q Take the last month. How many times did you work
 [22] in the last month on the weekend?
 [23] A I worked two weekends out of that month.
 [24] Q One day, or both days?
 [25] A I worked one day.

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[1] out here, and you have a chair here (indicating). And two
 [2] people in there, with Nelvis and I standing in that there,
 [3] it's tight already. And three people, there's no way. You
 [4] can't do three people.
 [5] Q All right. And you mentioned a coffee maker. Are
 [6] there coffee mugs in there, too?
 [7] A Yes, coffee mugs.
 [8] Q Okay. Now, where is the pantry located in relation
 [9] to the Oval Office?
 [10] A To the Oval Office, if you've been there for
 [11] a tour, it's -- you have the front of the office -- the
 [12] main office of the Oval Office -- coming in, and it's on
 [13] the right-hand side.
 [14] You have security between the main door,
 [15] and then security here, and then we're right next to that
 [16] (indicating).
 [17] And then there's another door going into the dining
 [18] room -- the private dining room.
 [19] Q All right. I'm going to show you a map,
 [20] which we'll mark as Grand Jury Exhibit GM --
 [21] your initials -- dash 1, okay?
 [22] A Okay.
 [23] Q And this, okay, map purports to be a map of the
 [24] West Wing. Can you take a look at it.
 [25] A Mm-hmm.

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[1] Q Okay.
 [2] A That was on a Saturday.
 [3] Q And --
 [4] A Mainly on Saturdays.
 [5] Q Okay. And how many hours on the weekend?
 [6] Generally, what are your hours when you come in?
 [7] A For approximately eight hours.
 [8] Q Okay. Starting when?
 [9] A Starting at 8 o'clock in the morning until
 [10] about 4 o'clock in the afternoon.
 [11] Q Okay. When you work on the weekends, does
 [12] Mr. Nelvis work on the weekends, or do you alternate?
 [13] A We alternate. And there's times, again, where it's
 [14] hard to call it, because we travel. And you might -- may
 [15] work three weekends in a row, or -- so it a just depends on
 [16] how you're working and what the schedule is to the President.
 [17] Q Okay. Now, tell the Grand Jury where in the
 [18] White House you work.
 [19] A My --
 [20] Q Where do your activities center?
 [21] A My main area for work is the oval pantry. That's
 [22] primary. Secondary work, from there to Betty Currie -- where
 [23] she's at, with that section, because we keep updated, keep
 [24] each other informed what's going on, any of the movements
 [25] that we might hear, the President might go golfing -- on

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[1] Q Oh, you have a pen. Could you mark on the map
 [2] where the pantry is. And take your time looking at it.
 [3] A It's -- it's actually incorrect in the one way,
 [4] what I see here. This actually comes out in the hallway
 [5] here, so this extends out just a little bit where the
 [6] pantry --
 [7] Q The pantry does?
 [8] A Yeah. It extends out from here (indicating).
 [9] So we -- the dining is flush with the doors here, which we
 [10] keep that door ajar all the time. And then the rest of it
 [11] goes by order of what that is.
 [12] Q Okay. Does this generally look like a map of the
 [13] West Wing?
 [14] A Let's see here. (Examining document.) Come out
 [15] there, access, access, access, door, door, door, door --
 [16] yeah, this is very close.
 [17] Q Okay. Can you mark with a "P" where you think the
 [18] pantry is in this diagram?
 [19] A I'll put a "P" here. This is --
 [20] Q Okay. And you said that that room extends out into
 [21] the hallway?
 [22] A It extends out in the hallway.
 [23] Q Okay. Where --
 [24] A As an added addition to it, we had a -- another
 [25] pantry was here, but this is an added addition (indication).

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Q Okay. And is there a doorway that leads out into this hallway?
 A Yes. You'll have a door -- which you have right here (indicating) -- and there's another door that goes in the hallway --
 Q Okay.
 A -- which is flush with the wall.
 Q Okay. And which of those doors are normally kept open?
 A Always -- the outside door is always open. This door right here is always ajar. And the reason why that door is ajar is we know when the President walks back here.
 Q Okay.
 A When he walks back there -- this is actually a pressurized room, so when that door opens, it's a vacuum effect, and it pulls that door open, and we'll know the President is walking back there.
 Q Okay. You mean -- you said this is a pressurized room. You mean the Oval Office?
 A Right.
 Q So the effect of opening this door that's at 9 o'clock in the Oval Office -- if the Oval Office were a clock --
 A Mm-hmm.
 Q -- the effect, you said, of opening that door is to

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9 o'clock, does he push the door out, away from him, or in towards him?
 A The door will come to him. So he's inside the Oval, pulling it into him (indicating).
 Q Okay. All right. Can you mark on this diagram -- you mentioned a bathroom a moment ago, the President's bathroom. Where is that? You can mark it with "PB," for "President's bathroom."
 A (Witness complies.) "PB."
 Q Okay. And you also mentioned the study. Where would that be on this diagram? You can mark it with "S," for "Study."
 A (Witness complies.)
 Q And you mentioned a dining room. Can you put a "DR" where the dining room is.
 A (Witness complies.)
 Q Okay.
 A I have no -- I guess this is the fireplace you had here (indicating). I was just kind of curious --
 Q Okay.
 A -- what that was.
 Q You can put a little "F" there for "Fireplace."
 A Right. Right here (indicating). But this is kind of weird. Yeah, that has to be the fireplace.

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swung pantry door open?
 A Yes. It will ajar -- it's already --
 Q Is that done on purpose?
 A -- ajar. It's us knowing where the President is at.
 Q No, I know. But is that done on purpose, that the doors work that way, or --
 A No, it just happened to be --
 Q -- is it just the effect that it has --
 A it just happened to be odds of this because of the pressurization of --
 BY MR. WISENBERG:
 Q When you say the door is already ajar, and then what's the effect of when the President opens the 9 o'clock door? What is it that lets you know he's there?
 A If he was to walk back into the study or in the restroom or into the dining room, we would know that. Then we'd just check on him and see if he needs any help with anything.
 Q But how is it that you know? What is it about the pressurized --
 A Because when the door -- because the door is already ajar. What it does is it creates suction. It's almost taking a vacuum cleaner and pulling it. And you're pulling it back, and then it clicks. You have metal -- it's

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not wood to wood. It's actually metal to metal hitting you because of the latch on it. It's a bigger latch system with a -- with a doorknob on it. So what you actually hear is click-click, and then you'll know it's -- someone is going -- going in the back.
 Q You hear a click?
 A We'll hear it's click, yes.
 MR. WISENBERG: All right.
 BY MS. WIRTH:
 Q And does the door to your pantry move when he opens the door from the Oval Office at 9 o'clock?
 A Yes, it'll -- it'll -- like I said, it'll vacuum it approximately three inches, four inches.
 Q Okay. So the door moves?
 A Right.
 Q And you hear --
 BY MR. WISENBERG:
 Q Again, and the door that moves is the door -- the pantry door -- the door leading from the pantry to the dining room, not the doors leading out into the hallway?
 A No. No. Not into the hallway, no.
 Q It's leading to the dining room.
 A Just strictly the dining room.
 BY MS. WIRTH:
 Q And when the President opens that door at

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Q Okay. All right.
 A That's another one (indicating).
 Q Now, on this map, there's a door to the study?
 A Yes.
 Q Is that the only door to the study?
 A Yes.
 Q Okay. And from where you are in the pantry, if that door at 9 o'clock of the Oval Office were to open and the President were to walk through it --
 A Mm-hmm.
 Q -- when that door opens, do you always look to see whether he's going into the bathroom, going into the study, going into the dining room -- what do you do when that door opens?
 A When it opens, we'll just check on him and -- see, it's almost like a teamwork out here, because you have Secret Service posted in areas.
 Q Mm-hmm.
 A So what we do is try to keep them informed of what's going on. "The President is going to the back." "Okay." He may -- if he goes outside, we have alarm systems, on and on.
 A And I don't want to get into the security stuff of what the Secret Service does, but we keep them informed, just like they keep us informed. "Hey, the President is moving

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out." "Hey, we got a movement." "He's going to go downtown." "Okay. Great." So we just -- it's just communications, one on one, with them.
 Q Okay. So if the President were to go through the door at 9 o'clock and go into the President's bathroom, you would tell the Secret Service that?
 A No, not unless they request it, you know, "Where's -- where's the President of the United States?" and --
 Q Okay. But if he did go in the bathroom, you would see that?
 A Yes.
 Q Okay. And you routinely do that -- you look out when you hear that door click --
 A Right.
 Q -- and your door wiggles. You look out to see where he's going. And if the President were to go into the study, you'd see him do that, too?
 A Yes.
 Q And if the President were to go into the dining room, you would see him do that, as well?
 A Yes.
 Q And you mentioned a moment that there's just the one door going into the study; is that right?
 A Yes.
 Q Tell the Grand Jury what's in the study. What does

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[1] the study look like?
 [2] A The study is a personal working space for the
 [3] President, if needed. But what he does, uses it for
 [4] relaxation.
 [5] He has a chair in there -- a rocking chair. He's
 [6] got a desk that was built for President Bush. President Bush
 [7] used the -- that office space as a -- as working office
 [8] space, which he probably about 40 percent of his time would
 [9] sit back there, open the desk up, and had all of his books
 [10] and paperwork, had a computer here, stereo system here
 [11] (indicating), and that's the way he worked.
 [12] Now, he used the Oval Office as his main working
 [13] staff meetings going on -- their high-level meetings.
 [14] But with President Clinton now, it's mainly more of
 [15] his down time, if he -- relax, want to go back there and rest
 [16] a little bit; he had a trip, he just got back, so he's in the
 [17] rocking chair and relax. His books in there --
 [18] Q And that's in the study?
 [19] A It's in the study. His books -- all kinds of books
 [20] in there. Putters -- he's a big collector of golf because he
 [21] golfs a lot. Putters and different golf balls in there, and
 [22] all that.
 [23] A lot of little trinket stuff in there. Pictures
 [24] all over. He -- he really gets involved with the -- he had
 [25] family photos in there, or people that he's known and -- you

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[1] know, anywhere from Haiti with the Marines and all. So you
 [2] see pictures all over.
 [3] And then you have two -- the other things I
 [4] didn't -- two windows at the back side (indicating), which
 [5] are permanently -- the drapery is locked up, so you just
 [6] can't unlock it and just block it up that way. And --
 [7] Q Now, these are windows -- you pointed to the
 [8] diagram when you were speaking. These are windows into
 [9] the study?
 [10] A These are two windows. This one right here --
 [11] these are the two windows (indicating).
 [12] Q What do you mean the draperies are locked up? What
 [13] does that mean?
 [14] A They're -- you know, if you turn around -- they're
 [15] real heavy draperies.
 [16] Q Mm-hmm.
 [17] A And we're -- and it's more for design than anything
 [18] else. And they're pushed up, and they're tied down.
 [19] Q Mm-hmm.
 [20] A So -- and they're up high. I mean, like,
 [21] me reaching them, I can barely even touch them. He's
 [22] 6 foot 2 and 1/2. I'm five-nine. He can actually --
 [23] probably want to do them, but then it's a pain -- the
 [24] heaviness of that pushing them back and locking them back
 [25] down. But that's there.

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[1] Everything else -- there's another chair for the
 [2] working desk. Then he has a paging system. There's a small
 [3] TV in there. And that's basically his private study.
 [4] Q Okay. These windows -- do they have shades?
 [5] A No.
 [6] Q The windows to the study. No? Are they --
 [7] A They're big windows. It's full length. And
 [8] in the middle section, if I'm standing up, I have to reach
 [9] up this way, and the latch is here, and you shove this window
 [10] up (indicating).
 [11] Q So when you walk into the study, can you see
 [12] outdoors through those windows?
 [13] A Yes. You're looking outside, and what you're
 [14] looking is a private patio of the President and the swimming
 [15] pools of the President.
 [16] Q I see. Okay. Does the President collect any
 [17] particular things? Is he a collector?
 [18] A Oh, he's --
 [19] Q What does he --
 [20] A You can almost name it, and he collects it.
 [21] Q Yeah. But what --
 [22] A That's why I laugh about it.
 [23] Q What types of things does he collect that you would
 [24] see in this area?
 [25] A Ball caps, T-shirts. Again, the President rarely

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[1] uses this area. I mean that's more of a collection --
 [2] Q Use what -- rarely uses --
 [3] A His private study.
 [4] Q He rarely uses it?
 [5] A As in -- as in working space.
 [6] Q Oh.
 [7] A So what he does, a lot of times he'll have --
 [8] like, his ball caps will come in, and there will be a
 [9] picture -- if someone give him a picture or a portrait, and
 [10] he'll put it in there and set it on the desk and walk back to
 [11] the Oval Office.
 [12] So a lot of stuff -- it's like a holding area
 [13] for them. Plus, we keep the presidential dog back
 [14] there -- Buddy. And he's got a little mat back
 [15] there that he sleeps on and rests.
 [16] Q In the study?
 [17] A In the study.
 [18] Q And --
 [19] A Plus his toys and all that for the dog.
 [20] Q Buddy's toys?
 [21] A Mm-hmm.
 [22] Q Okay. Yes.
 [23] A I should have said that then, huh?
 [24] Q Does the President also collect buttons?
 [25] A Oh, he's a big -- a big fan. I helped him out with

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[1] the button collection, and we sat down together. It was one
 [2] day where we had everything spread out like this table --
 [3] this load of buttons.
 [4] And he has a collection that they're in glass
 [5] cases. And they're probably approximately three and a half
 [6] feet by two feet wide -- each one of these -- and anywhere
 [7] from a button this big down to buttons this big (indicating),
 [8] to historical buttons that you can't touch.
 [9] Q And --
 [10] A I mean, those are specialized. But these buttons
 [11] collections -- there an approximately four, five, six main
 [12] big frames like this that's in the main hallway when you
 [13] first walk in there.
 [14] Q Okay. And this is the main hallway off the
 [15] Oval Office at 9 o'clock?
 [16] A There is the -- right here, this is
 [17] the (indicating).
 [18] MS. WIRTH: Okay. So, what is that hallway called
 [19] on the diagram -- do you know? I just want to call it the
 [20] same thing we --
 [21] MR. WISENBERG: Is this a blank one?
 [22] MS. WIRTH: Yeah, it's a blank one. We can move in
 [23] there. Go ahead.
 [24] MR. WISENBERG: I think it's Walkway No. 2,
 [25] is what it's identified as. Give us just a minute.

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[1] (Examining document.)
 [2] MS. WIRTH: Hallway 1? Hallway 1?
 [3] MR. WISENBERG: Oh, down here? Yeah, all the
 [4] way down.
 [5] BY MS. WIRTH:
 [6] Q Okay. Can you mark that --
 [7] A "H-1."
 [8] Q Just put "Hall-1" right there.
 [9] A (Witness complies.)
 [10] Q And for the record, you've marked a hallway that
 [11] leads from the Oval Office at 9 o'clock into the area where
 [12] the study and the dining room is, and the President's
 [13] bathroom; is that right?
 [14] A Yes.
 [15] Q All right. And what is this area here? And I'm
 [16] marking an area that leads off the Oval Office --
 [17] A Yes.
 [18] Q -- at 11 o'clock, if the Oval Office is --
 [19] A That's a hallway, but it's the front entrance to
 [20] the Oval Office.
 [21] Q Okay. Can you mark that "Walkway-2."
 [22] A (Witness complies.)
 [23] Q Okay. And can you mark this area here "Walkway-1"
 [24] (indicating).
 [25] A (Witness complies.)

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[1] Q Okay. Now, where is the button collection kept?
 [2] A The button collection was kept in Hallway-1.
 [3] Q Okay.
 [4] A On both -- I guess you would consider --
 [5] this is actually north. Is this true north,
 [6] south (indicating)?
 [7] Q Mm-hmm.
 [8] A So it would actually be in the north side. And
 [9] the south side -- there's two of them there. So four here,
 [10] two here (indicating) --
 [11] Q Okay. So as you --
 [12] A -- with smaller ones, and swords, and items
 [13] up there.
 [14] Q Okay. So as you walk out of the Oval Office at
 [15] 9 o'clock, the button collection would be on your left and
 [16] also on your right --
 [17] A Yes.
 [18] Q -- in Hallway-1 -- in Hall-1.
 [19] A Right.
 [20] Q Okay. Now, you mentioned ball caps and so on.
 [21] Those are in the study?
 [22] A It depends on what he wants to display in the
 [23] Oval Office.
 [24] Q Mm-hmm.
 [25] A There's times when he'll get golf caps from a CEO

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[1] A "Betty." (Witness complies.) She actually sits --
 [2] (Brief interruption to proceedings.)
 [3] BY MS. WIRTH:
 [4] Q Okay. And --
 [5] A Betty sits right here. The --
 [6] Q Okay.
 [7] A She's actually on the south side of that room area.
 [8] Q Okay. And do you know this desk in the study that
 [9] you mentioned a moment ago that was President Bush's desk --
 [10] A Mm-hmm.
 [11] Q Does the President keep anything under that desk?
 [12] A There's a trash can under there. There's times
 [13] where he does have a bag of gifts. He might flood the room
 [14] out. Like, during Christmas time is probably the toughest
 [15] time, because all the gifts are coming in, you know, and then
 [16] he'll push them down or push around the room. So --
 [17] Q So he keeps a bag of gifts under the desk?
 [18] A It's not like -- no, it's not a normal thing,
 [19] but --
 [20] Q But sometimes?
 [21] A -- there are times when it overflows with
 [22] gifts, yes.
 [23] Q Okay. Does the President collect frogs? Have you
 [24] ever seen -- is that something that he's fond of -- figures
 [25] of frogs, or anything about frogs -- pictures of frogs?

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[1] from a company, to a little boy that give the President as a
 [2] as a gift. So -- and plus, like, recently, the Denver
 [3] Broncos -- you know, he had a ball cap sitting there, and
 [4] it's moved around different areas. And he decides what's
 [5] displayed. That's --
 [6] Q Okay. And does the President sometimes give those
 [7] things away -- you know, ball caps and --
 [8] A Yes.
 [9] Q -- whatnot?
 [10] A Yes.
 [11] Q Does he keep any kind of, like, bag or container of
 [12] gifts in the study that he frequently gives away?
 [13] A That he gives away?
 [14] Q Yeah.
 [15] A He has personal gifts -- more presidential pins,
 [16] items like that, that he'll give out to people that might be
 [17] friends, or someone he sees, "Hey, here's a pin for you."
 [18] Q Mm-hmm.
 [19] A And it could be anything from a broach, to
 [20] a tie bar, or something like this, to a pin, like
 [21] this (indicating).
 [22] Q Mm-hmm.
 [23] A So it depends on what he wants to give out.
 [24] Q What about the hats, and shirts, and all that stuff
 [25] that he probably -- does he get shirts, as well as hats?

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[1] A Yeah, he has frogs.
 [2] Q Yeah. What kinds of frogs? Like pictures?
 [3] Figures?
 [4] A I've seen a African tree frog, I believe -- a
 [5] little picture of one, about yea big (indicating).
 [6] Q Mm-hmm.
 [7] A And the actual figurines, anywhere from rock frogs,
 [8] to glass frogs to, frog-frogs -- real frogs, as in, you know,
 [9] the painted ones -- shellacked.
 [10] So there's been all kinds of them. But -- in the
 [11] Oval Office, they've been there. And I don't want to get
 [12] involved with his -- his --
 [13] Q Mm-hmm.
 [14] A -- privacy up in his mansion, but they're up
 [15] there, too.
 [16] Q Oh, okay. And does he keep any on his desk in the
 [17] Oval Office -- figures of frogs?
 [18] A He did. I mean, again, he decides what's
 [19] displayed. And there might be a frog. It might be there
 [20] for a week. It might be gone. It might be there for
 [21] three months.
 [22] Q Mm-hmm.
 [23] A I mean, he's got medallions. He's got a little dog
 [24] -- a little scottie dog that moves around his desk. So he
 [25] decides what's out there.

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[1] A These are more gifts that are given to him. And
 [2] again, if he wants to give them out, he gives them out.
 [3] Like ball caps -- he might be on a trip, he'll have
 [4] three for four ball caps. For instance, Martha's Vineyard,
 [5] and "Hey, Glen, want a ball cap?" "Thanks." And I'll get a
 [6] ball cap. And just little things like this.
 [7] Q Okay. And he keeps those in his study?
 [8] A Not only his study. His study, to sometimes in the
 [9] dining room -- which is rarely, but -- and then also with
 [10] Betty Currie up in the -- her office space.
 [11] Because she -- she kind of like is the coordinator
 [12] with the gifts. So there's times on her side of her desk, or
 [13] up when you first walk into her office space on the left-hand
 [14] side, there'll be gifts there.
 [15] Q Mm-hmm.
 [16] A The President may have not have seen them, because
 [17] they were -- you know, they were sent to the President from
 [18] the gift unit. They're sitting there, and he might walk out
 [19] of the Oval, "Oh, okay. What have you got here? Okay.
 [20] Got a T-shirt. Oh, there's a nice-picture here." So
 [21] that's a possibility.
 [22] Q Okay. Can you mark where Betty sits on
 [23] the diagram.
 [24] A What do you want to --
 [25] Q Just put "Betty."

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[1] Q Yeah. And how --
 [2] A And it's hard to say -- because I see the desk
 [3] every day, and he changes every day. So it could be there
 [4] from, you know, three weeks to a month to -- sometimes it's
 [5] -- it's gone the next day.
 [6] Q So things rotate?
 [7] A Things rotate.
 [8] Q Yeah. Have you ever seen a figure of a frog on
 [9] his desk, though?
 [10] A I've seen -- I brought a group in one time that --
 [11] from Puerto Rico, and it was like the frog was there. It was
 [12] behind his desk, and it was also in his desk. He had two
 [13] different frogs up there. It was just a small -- that
 [14] I can remember, one was out of wood, the other one
 [15] was out of stone.
 [16] Q The one that was on his desk -- was it out of wood,
 [17] or out of stone?
 [18] A Now --
 [19] Q If you remember.
 [20] A -- you're throwing a curve on me. I can't -- I
 [21] can't really recall that.
 [22] Q How big about?
 [23] A I would stay approximately -- you know, no more
 [24] than a inch and a half.
 [25] MS. WIRTH: Okay.

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BY MR. WISENBERG:
 Q Let me interrupt for a second. I just want to make clear for the record that this map, GM-1 -- this is a map or scheme of the -- would it be the first floor of the West Wing or --
 A This would be the first floor. You have a basement level, or a ground floor, too.
 Q Okay. This was --
 A Then you have a second floor, where the main office spaces are for the rest of the staff.
 Q Okay. This was blank, in the sense that -- I mean, there are room numbers mentioned and Oval Office -- there's preprinting, but yours is the first handprinting on this particular map; is that correct?
 A First hand printing?
 BY MS. WIRTH:
 Q You're the only person who's written on it?
 A Yes.
 BY MR. WISENBERG:
 Q You're the only person who has written on this particular map, GM-1; is that correct?
 A Right.
 Q All right. With the exception of whoever wrote "GM-1" on the Grand Jury Exhibit, correct?
 A Right.

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A And all through that -- well, not -- all the main stuff is in the hallway here, but there are items like in there.
 Q Where is that stuff washed? Is there a dishwasher in there, or do you --
 A No, it's real -- if you look at the sink, it looks like a little kid's sink. It's about yea big and about this high (indicating). It comes up -- a tiny little sink.
 Q So that's where you would wash --
 A Right.
 Q -- dishes, plates, mugs, et cetera?
 A Right.
 Q Do you do that, or does somebody else do that?
 A We do it directly.
 Q Okay.
 A No one else handles that.
 Q All right. Does the President also collect mugs, in addition to the other items that you mentioned -- the hats and --
 A Everything.
 Q Everything?
 A Yes.
 Q Okay. And does he keep the mugs that he collects in the pantry, or somewhere else, or both places?
 A It depends on how busy we get. There's times when

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Q All right. I'm going to ask you to step outside for just two or three minutes, and we'll come right back out and get you. Okay?
 A Okay.
 MR. WISENBERG: May the witness be excused?
 FOREPERSON: Yes.
 (A break was taken from 10:32 a.m. until 10:54 a.m.)

 MR. WISENBERG: Let the record reflect the witness has reentered the Grand Jury room. Madame Foreperson, do we have a quorum?
 FOREPERSON: Yes, we do.
 MR. WISENBERG: Are there any unauthorized persons present in the Grand Jury room?
 FOREPERSON: No, there are not. Mr. Maes, you are still under oath.
 THE WITNESS: Okay. Yes.
 BY MS. WIRTH:
 Q Okay. Mr. Maes, you mentioned a few minutes ago -- before the break -- that when this door at 9 o'clock to the Oval Office opens, and the President walks through, that you -- you're in the pantry, and you normally check to see where he goes; is that right?
 A Yes.

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we'll get multiple mugs. I mean, he'll look at this one like, "Oh, that's a nice mug." "Here you go, sir." And he'll have -- in the pantry, there could be up to 30 mugs at one time, but we just don't have the space. It's a very confined space where we work.
 Q So what happens, we'll load up trays -- we have these plastic trays that we get from our dining facility -- take them back to up to the residence and give them upstairs. And then next day, he might grab that mug again and walk down with it, and just let it go for month or so, or less --
 Q I see.
 A -- and shoot them back up there again.
 Q Okay. Now, you mentioned that between you and Mr. Nelvis, you generally take the later shift in the morning. You come in between 9:30 and 10:00, where he might come in at 7 o'clock in the morning --
 A Right, because --
 Q -- is that right?
 A -- of where he lives. That's the only real reason for it. He lives in Fort Washington, I live in Bolling Air Force Base. It takes me about 11 minutes to get into work, twice him maybe between 18 and 21 minutes to get into work.
 Q Okay. So you then, by the same token, would stay later in the day?
 A Right.

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Q Okay. And does Mr. Nelvis do the same thing in his work?
 A Not as much. And I believe the reason for it is that I -- I've been with him since day one, and been with him that close from the first nine months of his presidency. And to me, my job is to take of the Oval Office of the President of the United States. And that's -- that's me, personally.
 Q Okay. All right. Are you ever in the pantry with Mr. Nelvis? You've both been in there at the same time?
 A Usually not the same time. A lot a times -- because there's one chair there. We had no chairs in the hallway here, so what would happen sometimes, he'd sit out in the hallway, I'd be in the pantry sitting there.
 I had phone calls -- again, there's other things we do besides working with the President of the United States. We turn around and have contacts when we travel throughout the world. I might be calling somebody, like in South Africa -- Capetown -- and say, "Hey, what's -- what's going on?"
 Q Where's the President staying? What's the accommodations? I'll be coming out there. Make sure my vehicle is ready.
 So we're doing little things like this to get set up for the President when we do travel.
 Q Okay. Now, you mentioned a moment ago that there are all sorts of utensils and I guess, china and mugs, and so on, in the pantry, right --

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Q And you mentioned earlier that you would stay until the President leaves; is that right?
 A Right.
 Q I know that it's not a fixed time, but generally, in an average work week -- you know, when the President is in town -- when do you generally leave?
 A Again, it depends on his schedule, but his average time now is about 7:45 at night. And then there's times when he'll be at 1 -- 1 o'clock in the morning, depending what's going on throughout the world.
 What my hours -- the way it works is when he leaves the Oval Office, it takes me anywhere from 30 to 45 minutes to secure the Oval Office.
 And that's not only the Oval Office. That's the cabinet room, the Roosevelt Room -- which is this room here (indicating). So we got to make sure -- the tours come in there -- it's all private tours. So they come in that area, and making sure that it is proper. When I bring you in, you should be able to look at that and be, "This is the Oval Office."
 I won't have a Coke can sitting here or a mess on the carpet. I'll make sure it's squared away prior to the tour starting. And those usually start at 8 o'clock at night to 10 o'clock at night.
 Q I see. And you would stay throughout that time?

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11 A Throughout that time, until it's complete --
 12 until I was comfortable that it's proper in showing the
 13 Oval Office.
 14 Q Okay. Now, generally -- you know, when you're
 15 waiting to be called upon by the President for some task --
 16 do you wait in the pantry, or do you go somewhere else?
 17 A There's times where I'll be in the pantry, and
 18 I go over and see Betty and sit down. I'll sit down in the
 19 corner back there usually, talk to her, and see how things
 20 are going.
 21 There's times where we'll have a large meeting in
 22 the cabinet room, and I'll run down, grab coffee. Normally,
 23 during that time, it's only 15 minutes prior to the President
 24 in the cabinet room.
 25 So it's just a matter of me -- I'll call down and
 26 have coffee ready, run down and get it. In that 15-minute
 27 time frame, running and doing all these errands, and then the
 28 President walks in, and he goes into the meeting, and we'll
 29 serve the President directly, and then all the people in the
 30 meeting, and then we'll walk back out.
 31 And then we'll go back to the Oval Office, make
 32 sure it's secure, cleaned up, in case he has other guests
 33 coming in right away.
 34 Q Okay. If you had to say what your general work
 35 station is, though, where you wait -- you know, when you're

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11 A Outside calls -- reporters, on and on.
 12 Q I see. Okay. Okay. I'm going to show you an
 13 item, which is a mug that has a Grand Jury exhibit number on
 14 it -- ER-BN-1. Have you ever seen this before?
 15 A (Examining exhibit.) A big mug. I've seen mugs,
 16 but I've -- you know, offhand -- like I say, I see all kinds
 17 of mugs. If you ever just come out with me one time and look
 18 at the mugs that he has, you'd be like, "Whoa, I didn't know
 19 there was that many mugs."
 20 But I know he goes. I know he's goes to
 21 Santa Monica, he goes to California, and he's been there,
 22 but -- and Starbucks is the other one. He goes up to
 23 Seattle, Washington. But offhand, it could be one
 24 of the mugs that he has.
 25 I've never seen -- you know, to me personally, have
 26 I seen this mug? No.
 27 Q Okay.
 28 A But to the places that he has gone to, and dealing
 29 with Starbucks. Starbucks always -- you know, because we have
 30 Starbucks in our facility down in our dining room. We
 31 actually carry Starbucks down there.
 32 Q Okay. All rightie. Okay. How well would you say
 33 you know the President?
 34 A As in personally --
 35 Q Yes, personal.

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11 waiting for -- you know, waiting to --
 12 A The pantry.
 13 Q The pantry?
 14 A Right.
 15 Q And you spend -- would you say most of your
 16 time there?
 17 A I would say, if you look at the percentages --
 18 if you want to look at it that way, I would say probably
 19 60 percent of the time.
 20 Q Okay.
 21 A Forty percent would be if -- again, going down and
 22 doing something. Or there's possibly, with the President
 23 that -- now, I'm talking when he's in the office, see.
 24 There's two different things, you know -- out of office,
 25 in office.
 26 If he's out of office, I might be upstairs in
 27 the Old Executive Office Building, in our office space,
 28 or down in the basement, getting my cargo ready for a trip,
 29 if needed.
 30 And then if we hear the President is coming over,
 31 we go let Secret Service know. You'll hit one of the pagers,
 32 and I'll give them a call, "Hey, what's up?" Because I know
 33 he's out. "Hey, Glen. Yeah, he's coming over in about ten
 34 minutes." "Okay." Then I'll -- I'll know and proceed on out
 35 to the Oval Office.

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11 A -- or as in work-related.
 12 Q Personal.
 13 A Personally? Very close, because he turns -- you
 14 know, I can tell you this: He met my wife, and he talked to
 15 my wife during Christmas -- his first Christmas -- and he
 16 told Mrs. Clinton, you know, "I see more of your husband than
 17 I do my wife." That's how close.
 18 And again places in Arkansas that I've
 19 been to -- I've been to Hope, I've been in Hot Springs,
 20 seen his past.
 21 You know, it's not like I'm trying to study up on
 22 the President, but just being around him, being that close
 23 with him -- a lot of people -- kind of weird how -- "The
 24 President of the United States -- you're actually in these
 25 meetings?" "Yes, I'm right there standing with him," at
 26 high-level meetings, and being that close. And then
 27 afterwards being with him, with his staff.
 28 And he and I -- professionally, it's great.
 29 Personally, it's great, because he golfs; I have a father
 30 who's a professional golfer. He's met him, and he's talked.
 31 So we're that close. We're -- personally and professionally.
 32 Q So when you speak to him, do you sometimes speak o
 33 personal matters?
 34 A The President has such a -- a vast schedule,
 35 just constantly going, that I turn around and don't want to

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11 Q Okay. Is there a telephone in the pantry?
 12 A Yes, there is.
 13 Q Okay. And what's the number of that telephone --
 14 the phone number there?
 15 A It's actually unlisted now. We've had other phone
 16 calls in there. So I don't know if I can give you that phone
 17 number. I don't --
 18 Q Okay. Well, the next time we have a break --
 19 A Check -- check with my lawyer?
 20 Q -- if you can check with your lawyer about
 21 it, yeah.
 22 A Okay.
 23 MS. WIRTH: Okay.
 24 BY MR. WISENBERG:
 25 Q Has it been changed recently?
 26 A I would say within a month time frame.
 27 BY MS. WIRTH:
 28 Q Okay. When you say you've gotten phone calls in
 29 there, what do you mean?
 30 A It could be my wife, my kids. It could be a friend
 31 of mine.
 32 Q Do you know why it was changed?
 33 A Just because of incoming calls -- people wanting to
 34 talk to you.
 35 Q Too many personal calls?

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11 bring things up, except for maybe sports or maybe something
 12 with golf.
 13 For me telling him -- you know, I'm -- I'm going to
 14 go in there and, "I broke my finger yesterday," no, I don't
 15 -- I don't want to do that because that's taking his time up,
 16 of what he's doing with his people.
 17 And plus, his -- he's focussed -- when he's
 18 focussed, I know that. See, another thing, people don't
 19 understand is that I'm with him. I know his actions -- you
 20 know, when you turn and get a tight jaw, to his mannerisms.
 21 I know where to be and where not to be. And if things are
 22 going on tight at the time, I move away.
 23 Q Okay. But sometimes you've engaged in sports
 24 chitchat or --
 25 A Chitchat --
 26 -- stuff like that?
 27 A -- personal -- yeah, we do.
 28 Q Okay. Is your relationship with him any different
 29 than Mr. Nelvis' relationship with him?
 30 A It is, because of me being with him that long
 31 and being around in the tough times in the beginning of
 32 his Presidency.
 33 It took a good two months before he and I actually
 34 bonded together, if you want to put it that way. It's like
 35 me walking into this room right now and everybody's staring

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[1] at you, like, "Who is this guy?"
 [2] And it got -- after about two months, it got to
 [3] that point where he and I were able to interact. And after
 [4] that, I can walk -- "Hey, Glen" -- and sit there and
 [5] keep talking, you know, "Give me that." "Yes, sir, I'll take
 [6] care of it." So it --
 [7] Q How is your relationship with him different from
 [8] Mr. Nelvis' relationship with him?
 [9] A I guess more casual talk and being around him
 [10] more. That's all. And it's not like I want to be, like,
 [11] ooh, he's the President of the United States. I see people
 [12] do that all the time -- want to get next to him.
 [13] And to me, it's just like, "What do I got to do to
 [14] make your job easier?" is what I try to do. "And if you
 [15] turn around and work 24 hours, I'm going to work 25, and I'm
 [16] going to make sure your job is done right, and make sure
 [17] you're comfortable."
 [18] Q Have you worked with President Clinton longer than
 [19] Mr. Nelvis has?
 [20] A Yes. I -- like I said, the first 9 months,
 [21] I worked my myself, averaging 81 hours a week with
 [22] the President.
 [23] Q And what --
 [24] A His work is seven days a week in his first -- first
 [25] nine months while he was in office. Actually, the first six

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[1] months, and then after that it slowed down to where he was
 [2] getting out of work between 8:30 and 9 o'clock at night, and
 [3] it's seven days a week. And that -- I thought that was it,
 [4] you know.
 [5] Q Was Mr. Nelvis a steward during that period,
 [6] or not?
 [7] A During that time Mr. Nelvis was working in the
 [8] Old Executive Office Building. He was dealing with our
 [9] logistics, purchasing food from the outside. Again, we,
 [10] deal with food security to the White House, to the President
 [11] and the First Lady. So these items were -- he was like the
 [12] guy in charge of all the food.
 [13] And then they found out the hours I was going to
 [14] work. They were going to move me out of that position and
 [15] place someone else in that position. And they refused. They
 [16] says, "No, we'd like Glen to stay there."
 [17] So I stood there. And it was my option toward the
 [18] end of it, and I elected to go with the system, "Whatever you
 [19] want to do." I'm in the military. The military tells me
 [20] what to do you, I do it. If the military says I'm going to
 [21] go out, I go out. If they tell me to stay, I stay.
 [22] So what they said, "With the hours you're working
 [23] -- 81 hours a week -- that's a bunch of garbage, you know.
 [24] We're going to bring another guy up there."
 [25] So that's when he came up -- because I was a trip

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[1] lead, and I couldn't travel, I couldn't do anything. So they
 [2] brought Nelvis in there, and then I showed him the job. We
 [3] had a great working relationship. It wasn't because -- he's
 [4] a -- he's a master chief, I'm a senior chief. And again, it
 [5] wasn't, like, overpowering, "Hey, you're senior to me, so
 [6] that means I'm in charge," or vice versa. So we work as a
 [7] team there.
 [8] BY MR. WISENBERG:
 [9] Q Who's got the higher grade?
 [10] A He does. He's an E-9 and I'm an E-8.
 [11] BY MS. WIRTH:
 [12] Q When did he come in to join you as steward?
 [13] A Approximately the beginning of September --
 [14] end of August/the beginning of September. I believe
 [15] it was --
 [16] Q Which year?
 [17] A That was the first year the President was
 [18] in office.
 [19] Q Okay. So '92?
 [20] A Ninety-two.
 [21] MR. WISENBERG: Ninety-three.
 [22] BY MS. WIRTH:
 [23] Q Ninety-three.
 [24] A Ninety-three?
 [25] Q Excuse me. Ninety-three.

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[1] A I'm, like, with dates --
 [2] Q Had Mr. Nelvis been a steward for any previous
 [3] presidents --
 [4] A Well, see --
 [5] Q -- in the same way that you are?
 [6] A And it -- I don't know if you -- how much you want
 [7] to get involved in this, about our job, you know. You know,
 [8] do you want to go into detail on it?
 [9] Q Well, what I want to know is, had he ever done the
 [10] job before for any President --
 [11] A No.
 [12] Q -- that you know of?
 [13] A No.
 [14] Q No.
 [15] A See, it's a tough one. He's been up there. But
 [16] just to give you a brief idea, he was an outside person, I
 [17] was an inside person. And that's how we established what
 [18] we did.
 [19] An inside person would be a person to set up for
 [20] the President, be around these high-level meetings and take
 [21] care of the President.
 [22] An outside person was a cook. All he did was cook.
 [23] And the reason why they put it that way is because of the
 [24] smell of food -- garlic on your clothes, and on and on.
 [25] So he was always on the outside. But he was with

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[1] us in that area, but we would actually go in and serve the
 [2] President, even though he'd cook the food. "Here's the
 [3] plate." "Thank you for the plate." "Thanks." Serve the
 [4] President and back out. That's how our relationship is.
 [5] So then, when he came into that position --
 [6] meaning, the Oval Office -- with me, I showed him all
 [7] the ins and outs of it -- how to personally take care
 [8] of him.
 [9] BY MR. WISENBERG:
 [10] Q So once you did that, he wasn't cooking anymore?
 [11] A No.
 [12] MR. WISENBERG: Okay.
 [13] BY MS. WIRTH:
 [14] Q You mentioned a little while ago that occasionally,
 [15] you'd go and speak to Betty Currie at her desk?
 [16] A Constantly.
 [17] Q Yeah. Describe for the Grand Jury your
 [18] relationship with Betty Currie.
 [19] A Relationship with her -- I mean, it's anywhere from
 [20] casual talk, to how the family is going. She's a big pet
 [21] lover. Socks is her baby. And now, Buddy is my baby.
 [22] So we work like that every day. "How are you doing,
 [23] Betty?" You know, "How's the family doing? How's your
 [24] mother doing?" I met a lot of her family. She met my
 [25] family personally.

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[1] I don't know how involved you want to get with it,
 [2] but we're --
 [3] Q Did you talk to her --
 [4] A -- that close.
 [5] Q -- all lot of time?
 [6] A Constantly.
 [7] Q And you spend a fair amount of time at her desk?
 [8] A Yes. If I call her -- if for some reason,
 [9] the President came in the Oval Office off the record --
 [10] meaning that there was no schedule, and he came in --
 [11] and I'd get informed, I'd give her a call right away,
 [12] "Hey, Betty, the President is in." "Well, what's going
 [13] on?" "Well, he has a meeting for about 20, 25 minutes with
 [14] his security advisor." "Okay." I said, "Well, there's no
 [15] need. I'll -- I'll -- I'll watch out for you. But if he
 [16] stays longer, I'll give you a call back."
 [17] So that's how the relationship is.
 [18] Q Okay. And so you spend a fair amount of time at
 [19] her desk, talking to her?
 [20] A Not -- not a whole -- you know, there's times where
 [21] I go in there when, say, the President is not in office.
 [22] I'll go up there and spend some time with her there.
 [23] If the President is in office, again, it -- it
 [24] depends on his schedule, but normally, I'll be back in the
 [25] pantry. Because we have a intercom system, where she just

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picks up the phone, hits the intercom, and bang, I'm right there. "Hey, Glen, you know, the First Lady needs some hot tea." "Yes, sir. I'll bring it into her."

Q Okay. Can you describe for the Grand Jury your relationship with Mr. Nelvis.

A Relationship with him? I've been with him 11 years. I arrived -- he's been there since Carter's days. Again, he's always been senior to me. I was always a junior guy on staff. We had approximately 14 people that were direct support to the President. When President Reagan was shot they developed this team that was called Presidential Watch.

And with Nelvis and I as part of team -- I was their baker during Reagan's days. My main job was to bake for Reagan and to serve Reagan as an inside person. And that was a rarity, because I was the only one that did that. Because I would bake, change my jacket, go back, and they didn't care because you wouldn't have no garlic smell. You'd have maybe --

BY MR. WISENBERG:
Q Fresh bread?
A -- fresh bread, herbs, or -- so it wouldn't be bad, compared to like when Nel was there cooking away.
So with him and I going -- because of being a baker, and him doing the main entrees, we went to Camp David

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a lot. So that's where our relationship really got tight, where he relied on me, I relied on him.

And -- and it's not like every weekend going out to his house. I mean, I've been to his house maybe once last year. Again, we see -- every day we're with each other, you know, the majority of the time, unless we're traveling.

So it's that type of relationship, where it's professional all the way, and it's personally. We're always talking.

Q Who are his friends in the White House?

A Again, that main team that I was talking about -- with the 14 of us? There's only five of us left of that main team. It would be Fred Sanchez -- Godofredo Sanchez. It's been Manolito Baustista -- they call him Lito -- Lito and Fred. And then Joven Fama, who they call him Joe. And we're the last of the main people so --

Q And that's the five --

A -- we always keep communication, because the valets are upstairs in the residence. They're the ones that are taking care of the President's clothes. We know what they're. Hey -- they turn around and give us a call, "Hey, did you hear the President is going to golf?" "Yeah, he's going to golf. Get his clubs ready, get his limo kit ready."

So the communications between the five of us is always there. But there's only one valet normally upstairs

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in those two. One -- they'll work day on-day off.

And then Joe Fama is a floater, which -- again, if they need an assistant upstairs, they can do that. If we need someone to serve with us -- say, I'm by myself, and we had a -- the President in there had a bilateral meeting -- well, we'll bring another person in there help serve.

"Thanks," high five, "Have a good day," and they're gone.

BY MR. WISENBERG:
Q Who is -- how do you spell his name -- Joven Fama?
A J-o-v-e-n.
Q F-a-m-a?
A F-a-m-a. Fama.
BY MS. WIRTH:
Q And what's his job? What does he do?
A His job -- he's the -- like a trip scheduler.
Q Mm-hmm.
A So again, his job is not accessed -- 24-hour access, like we have for the Oval Office between Nelvis and myself. We're the only two that have 24-hour access to the Oval Office.
Q Mm-hmm.
A And the rest of the access is only temporary -- only while President is in office. And again, that's my boss; that's the assistant to my boss, which is our command master chief; and then Joe Fama.

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Q Okay. When you were talking about your relationship with Betty Currie earlier -- sometimes she does things for you, and sometimes you do things for her -- is that the way -- the professional way -- is that the way it works?

A Yeah. There's times I go on a trip -- say, I was down to South Africa. She was along with me, but normally, I would get a little trinket. I'd find a cat somewhere and bring a little something back from Africa. So it's that kind of deal.

And there's times where she goes out. She might be another stop of the way. Because, normally, when the President travels, I do a majority of the large events for that's how we -- the President, like summits -- the Vancouver Summit, when he had APEC 2.

I just -- the main thing in Africa was Capetown. Now I'm turning around to go to Germany. They want me to go to Birmingham to do the big summit -- the G-7 there. But that's how we -- we just, you know, get something, bring it back, and vice versa.

Q But sometimes while you're at work, you'll do things for Betty, or she'll do things for you?

A Mm-hmm. Right.
Q All right. Let's talk about trips for a moment. You travel with the President, you said?

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A Right.
Q How often on an average a year do you go out of town with the President?

A It depends on what the functions are and how big the functions are. Normally, what I do when I travel -- I'm -- I'm a senior trip lead. Nelvis is one, too. We're the two senior trip leads right now. Joe Fama was one, too, but he no longer travels. His main job is the scheduling part of it, and that's -- that takes care of him because of the way the President is traveling.

But what happens is, to maintain the Oval Office, if someone is there, that means Nelvis will be back or I will be back while the President is in office.

Like I -- when the President was going to come in on a Saturday, and we were going to Capetown. So I was leaving that day. They turn around and redo my whole scheduling to get down there, just so that I could spend -- be in the Oval Office with him, and I'd leave on Sunday.

Q Mm-hmm.
A And it just gave me one day short getting down there to get things set up for the President. Because we go out prior to President going out.

Normally, if it's a domestic trip, it's like anywhere from two days to a day and a half prior to the President going on that trip, to an overseas trip, up to four

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days prior to the President going.

Q What trips have you done in the last six months?

A Now, you're throwing a --

Q To the best of your memory.

A Best of my memory. Okay. I was in Vancouver. Domestically, I was in Las Alamos, New Mexico, and Albuquerque, New Mexico.

Q And the President's recent trip to Africa?

A And to Capetown and Senegal, which was the last stop -- Dakar, Senegal.

Q Mm-hmm. Was Nelvis on the Africa trip, as well?

A Yes.

Q What part did he do?

A I believe -- offhand -- I know he had Johannesburg, and I believe he had Botswana and, I think, Ghana.

Q Were you together, or --

A No, we --

Q -- do you go at separate time?

A -- we never travel -- because again, we're senior trip leads, and the possibilities are probably slim to none that we'll ever travel together.

Q Mm-hmm.
A Never.
Q Okay. What about vacations? Do you go on vacation with the President --

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A Yes.
 Q -- when he goes?
 A Yes.
 Q What's the last vacation you did?
 A The last vacation was. I went down to Hilton Head, South Carolina. Nelvis did St. Thomas. The year before that, we were reversed. I did St. Thomas, he had Hilton Head.
 Q Okay. And last summer?
 A Last summer, I was in Martha's Vineyard with the President. I did the second half. Again, Nelvis, being a trip lead, he did the first half. I relieved him the second half in Martha's Vineyard.
 Q Okay. Where did you stay when you were in Martha's Vineyard?
 A We -- what we had was a rented house. There was approximately one, two, three -- four of us in the house.
 Q And what were your duties at Martha's Vineyard? What types of things did you do?
 A We ran it. We ran the show there. Meaning, the residence, we would --
 Q When you say "the residence" -- this is the President's residence?
 A The private property residence, where he was staying at, on the ranch.

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Q When you say ran it, what do you mean?
 A It was a ranch. He had a house from a person that lent it to him to stay there during his time frame. And we'd actually go up there and clean the residence. Meaning, every morning, when available -- we would give as much privacy to the President and the First Lady and Chelsea.
 We would into the residence, cleaning from -- it's household cleaning. I mean, from top to bottom. Anywhere from beach towels, to towels, to getting things set up, limo kits.
 And our team would come in there -- the group of people we had in the house. Everybody would slam in there and get it clean. And it might take us an hour and a half, two hours, or less, and then back out.
 And then making sure that they were fed. And then if there are any outside events -- meaning, that he went to a schoolyard to do an event out there -- well, I'd have my team go out there and make sure the President was taken -- taken care of -- as in beverages, anything foodwise. And then, if they weren't available, then I would go out and take care of it.
 If he went boating, I would go out. So --
 Q Did you serve the President when he was in the house where he was staying?
 A Yes, we did. There -- we had a dinner party out

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there. We set the dinner party up. We -- and again, just our staff went in there and served. Not even the President's personal staff were allowed in there.
 Q Okay.
 A That's how -- again, that's how close we are. Even when he travels and he does a vacation, there's only our group that goes in there.
 It's not like his personal aide will walk in there and say, "Well, let me see the President." No. He'll turn around and hand us the documents, and we go directly to the President.
 Q What about things like breakfast, lunch, dinner at the residence where the President was staying in Martha's Vineyard? Who would take care of that?
 A Again, with us -- our group. We actually had another person who was a chef that came out. She assisted. She did all, you know, the main cutup little things as they needed, and we'd go up there, and if she needed any assistance bringing stuff up, we'd help her; set it down; if any service was done, then we would do the service.
 Q Okay. So in you were in the house -- the residence where the President stayed while the President was there all time?
 A No. We had a private house, which is probably a mile and a quarter away from him.

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Q Right.
 A And we'd have to drive and commute into that area.
 Again, it's all communications between Secret Service and us, making sure that we can do our job, penetrate into the house, take care of it, and back out without disrupting their privacy as much as we could.
 Q Okay. But you were while the -- well, for breakfast, lunch, dinner -- that sort of thing?
 A If needed, right.
 Q And that was while the President was in the house at that time, right?
 A Again, we would preset -- if he felt -- luncheon-wise, we'd bring with stuff preset in the refrigerator for them, clean everything up, leave, and then if he needed assistance, we'd go back.
 And, like, the dinner party, we would -- the First Lady said, "Let's do a dinner." So we did a dinner, and we did all the service to it.
 So that's the one time when we'd actually be in the room with them and serve them directly. But the other times when they were there, if they wanted something done, we would take care of it. It was like, "Glen, can you take of this for me?" "Yes, ma'am." Or, "Do this." "Yes, ma'am."
 Q Okay. But --
 A But it's not like constant service, like we have to

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be there every meal and -- and serve them directly, no.
 Q But you were there when the President was there.
 A Right.
 Q Okay. And Nelvis' role was basically the same when he was there?
 A It was identical, right.
 Q Okay. What telephones did you use from Martha's Vineyard when you made -- did you make any personal calls from Martha's Vineyard?
 A Yes. What we have is, we work with White House Communications Agency. I don't know if you heard of them.
 Their acronym is WACA.
 Q Mm-hmm.
 A And with WACA, what we do is we have a -- what the call a drop line. It's just a telephone that we have direct access, and seven-digit dialing, if want to call back to D.C.
 Or if we want to make a personal call, we can make that and see our -- call our family back with -- and that's available Plus, in the President's residence, there's some there. Plus, they have a little cottage away from that, which we had phone communications down there, too.
 Again, we had to be careful about picking the phones up, because some were direct access to WACA, that they're thinking the President is picking the phone up.
 So we just have to be careful about what phones we use

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at the time.
 Q So if you wanted to make a personal call, would you use -- did you ever use the phone in the house, where you stayed?
 A Yes.
 Q Okay. And that's not a WACA line; that was just a --
 A No, they're all WACA lines.
 Q Oh, they --
 A They're all WACA lines.
 Q Okay. You --
 A We did have a phone in there that was a house phone, but I --
 Q Yes.
 A -- but I -- me, personally, I never used it.
 Q Okay.
 A But again, we have a -- what they call we have sealed dial number -- a number to call. And that number, we get access to WACA and call from there on out. So we had --
 Q Okay. So there was a WACA line even in the house where you stayed?
 A Yes.
 Q Okay.
 A As in -- and the big thing for that is because we need direct access to the President any time of the day,

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1 night to just respond.
 2 Q Okay. All right. Did you know Monica Lewinsky?
 3 A Yes, I did.
 4 Q Okay. Can you tell the Grand Jury when you first
 5 met her or became aware of her.
 6 A I met her while she was an intern. What we did
 7 is -- again, the pantry area where we're at, she'd walk by
 8 the pantry, she was an intern, and she'd stopped by and say
 9 hello. And basically, that was very casual back and forth.
 10 We'd see her through the hallway.
 11 A young girl, pretty. And that's how we started
 12 off meeting her.
 13 Q Okay. When you say "we," who do you mean -- you
 14 and --
 15 A Nelvis.
 16 Q Mm-hmm.
 17 A Again, that overlap when he's there and I'm there,
 18 it was like in the afternoon, and she'd walk by there and
 19 say hi.
 20 Q Okay. When you say you used to see her walking in
 21 the hallway -- which hallway?
 22 A Hallway-1.
 23 Q Walkway-1?
 24 A Or walkway. I'm sorry.
 25 Q Do you agree with me that that's Walkway-1 --

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1 A Walkway-1, yes.
 2 Q -- on the diagram. Okay. And do you remember when
 3 you first started to see her? What year?
 4 A Offhand, no.
 5 Q But she --
 6 A I mean, it's -- when she was working back in here
 7 (indicating), when --
 8 Q And, when you say "back in here" --
 9 -- in the chief of staff's --
 10 Q -- are you pointing to Room --
 11 A At Room 111.
 12 Q Who's in Room 111?
 13 A The chief of staff's office space.
 14 Q And who was that back then?
 15 A I believe Leon Panetta.
 16 Q Okay. So she worked back in the area of
 17 Room 111 --
 18 A Right.
 19 Q -- at the time that you first met? And she was an
 20 intern, you said, at that time?
 21 A Right.
 22 Q Okay. And she used to walk in Walkway-1, you said?
 23 A Right. And there were -- see this whole area --
 24 Walkway-1, Walkway-2, and even this area (indicating) --
 25 again, this is an exposure area to the Oval Office.

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1 Again, the doors are shut here, security is --
 2 Secret Service here, Secret Service there, there
 3 (indicating).
 4 So it's not like anybody having access. So when we
 5 see someone in the hallway, "Hey, how are you doing?" And
 6 then, "Hey, how are you doing?" And then keep on
 7 walking through.
 8 Q Okay. And --
 9 A And there was times where she would -- and the
 10 thing with her is she was more personable, so you would start
 11 a conversation with her.
 12 Q Okay. And when you said security here and there,
 13 you were pointing, for the record, to Walkway-1 and
 14 Walkway-2?
 15 A Right. And actually, it would have been Walkway-3,
 16 if you had it.
 17 Q Okay.
 18 A Because it's 1, 2, and 3 (indicating).
 19 Q Okay. Well, you can put that there, there
 20 then -- "Walkway-3."
 21 A (Witness complies.)
 22 Q Okay. And you knew her name when she would walk
 23 through that area?
 24 A Mm-hmm.
 25 Q And Nelvis knew her name, as well?

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1 A Yes.
 2 Q Yeah. And where would you be when you would see
 3 her walking? Were you at the pantry, or somewhere else?
 4 A The pantry. I might be standing right here where
 5 the "P" is at, in the hallway right here.
 6 Q Mm-hmm.
 7 A I'd see her going through there.
 8 Q Okay. And "P" in Walkway-1. And how often would
 9 you see her?
 10 A It would depend on how -- how busy she was. There
 11 was times where she'd have to probably -- I really didn't
 12 know her whole job, but there was times when she had to walk
 13 documents. She had maybe some paperwork in her hands and
 14 walk through here.
 15 A And again, from this section to walk out, you walk
 16 out in the colonnade. So she's maybe making a delivery. So
 17 it could be anywhere from twice a day to three times a day
 18 sometimes of seeing her. There's -- there might be two days
 19 in a row I won't -- wouldn't see her.
 20 Q Okay. And do you remember anything about
 21 the shutdown -- the government shutdown? Do you
 22 remember that --
 23 A Yeah, because I was in --
 24 -- that time?
 25 A -- Osaka, Japan. That's when -- the

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1 budget crisis?
 2 Q Yes.
 3 A Yes.
 4 Q Do you remember anything about where she was at
 5 that time?
 6 A Offhand, I think at the time, she was in the
 7 East Wing working. I believe she was in the East Wing.
 8 And I'm not sure if it was -- I don't think it's legislative
 9 affairs. It might be domestic policy. But she was working
 10 in one of the groups out there.
 11 Q Okay. Now, were you aware that at some point, her
 12 job changed from being an intern to something else?
 13 A Right.
 14 Q Where did she end up working -- do you know?
 15 A That I know of, in the East Wing.
 16 Q Okay. Do you know what office?
 17 A That's -- I can't recall that.
 18 Q Okay.
 19 A Offhand, if I was to pick one of them, it would
 20 probably be domestic policy. But that's just --
 21 Q But you're just guessing?
 22 A Just guessing.
 23 Q Okay. And did you continue to see her when she got
 24 her permanent job?
 25 A Yes.

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1 Q Okay. Where would you see her?
 2 A Again, in the same area -- the same hallway.
 3 Q In this Walkway-1?
 4 A Right.
 5 Q How often? Same amount of time?
 6 A Oh, less often. I didn't see her that often coming
 7 through. Because you're talking -- from what you see here,
 8 then you have the mansion -- the presidential mansion. Then
 9 over here is the East Wing. So that's -- that's a good --
 10 pretty good distance to walk back and forth.
 11 Q Okay. All right. And you said that she was
 12 friendly. Did she establish a friendship with either you
 13 or Nelvis -- or both of you?
 14 A To me, she -- her friendship was more toward Nelvis
 15 than it was to me. To me, it was just an acquaintance and
 16 talking casually. There was times where -- that he might not
 17 be there, and she'd just start talking, "Hey, Glen. How are
 18 you doing?" And "Hey, you going to travel again?" And just,
 19 basically, just casual talk like that.
 20 Q And when you say that her relationship with Nelvis
 21 was closer -- in what way was it closer?
 22 A They would -- she would see him personally more
 23 than what she would see me. Again, then with my -- with me
 24 and what I do is not the same everything that Nelvis does.
 25 To me, I got other things going on, and making sure that

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things of taken care of.
 Again, I guess -- just we weren't as personal.
 Q Okay.
 A But again, we talked all the time, when possible.
 Q And do you remember some of the things that you talked to her about?
 A Some stuff about travel. There was times where she mentioned about shopping. I remember she shopped a lot. I -- I -- to me, I guess a lot with dealing with travel about, "How was your trip?" such-and-such. It was more with traveling.
 Q And these are trips that you took with the President?
 A Right.
 Q Did she ever discuss the President with you or asking you questions about the President?
 A There was times where she'd turn around and say, "Glen, how is the President doing?" I said, "Oh, he's great today." You know, basically that's it.
 Again, I don't, like, get into conversations with people about the President and -- I just try to keep away from that. You know, "How is he doing?"
 Q Did she ever ask you if he was in, or if he was traveling?
 A Well, she -- everybody would know when he travels

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the President?
 A Again, asking, like, how is he doing -- how is the President doing. That type of deal.
 Q Did you ever overhear any telephone conversation between Nelvis and Monica where you heard what Nelvis said?
 A It -- it would be -- again, if Nel -- again that phone we're talking about -- you know, in such a tight space.
 Q In the pantry?
 A He'll get on the phone, and -- and he'll get on there, "Hey, how are you doing, Monica?" And so basically, it's just -- you know, I'm not going to pry into his business, whatever he's talking about.
 So I -- a lot of times, I would step away a little bit, and I'd go in the -- there, and again -- it was funny. As you -- in the hallway and in the President's office, we were both there, and you have Secret Service. So a lot of times, you just talk to the Secret Service. They're your buddy. I mean, who else are you going to talk to? So a lot of times --
 BY MR. WISENBERG:
 Q What hallway? You said "the hallway."
 A The Hallway-1.
 BY MS. WIRTH:
 Q Walkway-1?
 A The Walkway-1? And --

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because everybody has a schedule. So there wouldn't be a question like that, no.
 Q You don't remember any questions like that?
 A No.
 Q Now, you said she had more of a personal relationship with Nelvis than with you. Why do you say that? What kinds of things -- or what --
 A What brought that on?
 Q What about their relationship was different from yours with her?
 A There was times where she'd ask specifically, "Where's Nel at?"
 Q Where's what?
 A Where's Nel.
 Q She asked who?
 A His first name is Bayani, but everybody calls him Nel. So you ask anybody in the White House where -- "Who's Nel?" they would tell you who Nel is. If you tell --
 Q But who was she asking -- you?
 A Asking for him.
 Q Okay.
 A And then there's times she would call up on the phone and talk, "Hey, what's going on, Monica?" "Hey, is Nel there?" I says, "Oh, he just stepped out. He'll be back in a little bit." "Okay. I'll give him a call back

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Q They -- well, they're different. Hallway-1 on is here, Walkway-1 is the --
 A I'm sorry. Walkway-1.
 Q Mm-hmm.
 A The Secret Service would be posted out there, so a lot of times, if he's in there talking, I'll come back and talk to Secret Service, "Hey, what trip you going on next?" on and on. And so --
 Q Okay. To your knowledge, did Nelvis ever socialize with Monica outside the White House?
 A I knew they were supposed -- they were going to have a pizza or do something together, and I don't know if that really came down, you know. But as in going out, like -- kind of like a date or something like that, no.
 Q Okay. Did you ever see Monica outside the White House?
 A I seen her on a trip once. That was in Spain. And she was with her boss. That's when she was, I believe, in the Pentagon at the time. I was in Madrid, Spain for a summit out there.
 I saw her, because she was with her boss in the same hallway. The President's -- the area where they were holding the President was another level down further away. I turned around and saw her, and she goes, "Hey, Glen, how are you doing?" "Hey, Monica, how you doing?"

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later." "Okay." Click. And that's it.
 A Mm-hmm.
 Q Or she'd be in the hallway, "Is Nel around?" "No, he's not right now. He's -- he's downstairs in the mess. You can probably catch him down there."
 Q So she'd ask specifically for him?
 A Yeah.
 Q How often did you pick up the phone and it was her voice on the phone?
 A Again, it could have been once a week. I mean, it --
 Q Was this during the time that she was an intern and after that?
 A Yes.
 Q Okay. After that, as well?
 A Yes.
 Q And did you ever see her talking to Nelvis?
 A Mm-hmm.
 Q Okay. And did you ever hear the kinds of things that they talked about?
 A Just kidding around. Again, shopping, to kind of personal things -- like, you know, "How is the family doing?" -- that kind of stuff. So it wasn't like -- I don't know where you want to go with this one, but it was just --
 Q Did you ever hear her talk to Nelvis about

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And we just -- a little conversation like that.
 And she did say, you know, "How is the President doing?" I said, "The President is great." And I even asked her, I says, "Do you want to see the President?" She goes, "No."
 And then the following day I saw her again and we talked, conversation. I asked her again if she wanted to see the President, and she said no.
 Q Why did you ask her if she wanted to see the President?
 A Because, like, in the hallway she'd say hi to him. And if -- again, if you're going to see the President, there's two places where you're going to see him: A) hallway; B) at his office. Those are the two areas, if you're going to catch the -- go up to the President or say hi to the President.
 MS. WIRTH: Are you talking --
 BY MR. WISENBERG:
 Q What hallway?
 A Oh, I'm sorry again.
 BY MS. WIRTH:
 Q That's all right. Try to -- try and use the --
 A Walkway. Walkway -- one of the walkways, or Betty's office.
 Q Okay. And when you were asking her, "Do you want to the President," what did you mean by that? -- that you

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[1] would bring her in to say --
 [2] A Just come in and --
 [3] Q -- hello to him?
 [4] A -- Say hello to the President, yes.
 [5] Q Mm-hmm.
 [6] A And she -- I've never traveled with her before.
 [7] That was the first time I've seen her travel. Again, we
 [8] always talked about travel here and there.
 [9] And then, I said, Well, it's an opportunity,
 [10] you know." And she -- she was all the way from the United
 [11] States, and she -- she knew the President. Bring her in
 [12] and have her meet the President. And she refused to do it.
 [13] She -- not refuse, but, she -- "No, that's okay." And that
 [14] was the end of the conversation.
 [15] BY MR. WISENBERG:
 [16] Q This was on the trip?
 [17] A Right. And the President didn't even know. He
 [18] didn't even know she was there. Because I was right there.
 [19] I was -- I set the President's holding room up with our --
 [20] with my staff, and then we took care of the outside events,
 [21] which was in this big conference center -- a huge conference
 [22] center. Again, there's multiple levels to it. And then
 [23] the President was on the upper level into the main
 [24] conference area.
 [25]

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[1] Q Ninety-seven?
 [2] A Ninety-seven. I would say I saw her twice. Again,
 [3] because of, I guess, the distance -- being in the Pentagon
 [4] and coming out -- there was -- now, that's them saying hi or
 [5] something like that.
 [6] Now, for Betty -- her coming out and meeting Betty,
 [7] you know, it was on more occasions with Betty.
 [8] Q Okay.
 [9] A Again, she would not only see Betty, but there's
 [10] people in the East Wing that were her friends. People down
 [11] here were her friends (indicating). And then with us.
 [12] So it's not like her coming into one area just to
 [13] do one specific thing. She would turn around and see all
 [14] these other people. And if, right place at the right time,
 [15] the President happened to walk out and say hi to them,
 [16] basically, that's it, and then she was gone.
 [17] Q Let's talk about the time when she worked in the
 [18] White House, either as an intern, or as a permanent employee.
 [19] A Mm-hmm.
 [20] MR. WISENBERG: Can I -- before you go to that new
 [21] area, can I clarify something?
 [22] MS. WIRTH: Yeah.
 [23] BY MR. WISENBERG:
 [24] Q You said -- I want to make sure I understand. If I
 [25] understood you correctly, you saw her two times interfacing

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[1] BY MS. WIRTH:
 [2] Q Now, when you say she knew the President --
 [3] describe her relationship with the President.
 [4] A Again, with -- with staff, you could see how staff
 [5] wanted to get close to the President. "Well, there's the
 [6] President of the United States." They want to walk up, be
 [7] shoulder to shoulder with him, say hi to him, maybe shake his
 [8] hand, maybe even get a photo of the President.
 [9] A lot of staff do that. And she just happened to
 [10] be one of the staff the same way, wanting to do that. And
 [11] you could see people's reactions with it.
 [12] So she was -- again, started off like an
 [13] acquaintance. Like, "Oh, here's --" "Hey, how you doing,
 [14] Monica?" And then -- and that's -- toward end of it, that's
 [15] how it was, too.
 [16] Just that they -- there's times when she'd walk in
 [17] there, she was talking to Betty, and the President walks in.
 [18] Again, like I talk about gifts and stuff. Walk in, "Oh, how
 [19] you doing?" and talk to her briefly. And then back to his
 [20] office space.
 [21] Q Are you talking about the President?
 [22] A Yes.
 [23] Q Okay. Have you seen the President speak to Monica?
 [24] A Yes. Just like, again, casual talk, "How is she
 [25] doing?" And --

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[1] with the President in December. You mentioned --
 [2] A Approximately.
 [3] Q That's like them saying hi, I think was
 [4] your words.
 [5] A Right.
 [6] Q Okay. So you recall approximately two times in
 [7] December of '97 where you saw her exchanging words with the
 [8] President -- Monica Lewinsky?
 [9] A (Nodding.)
 [10] Q You've got to say "Yes" or "No."
 [11] A Yes.
 [12] Q Okay. And what else do you remember about those?
 [13] I mean, where did those exchanges occur, to begin with?
 [14] A In Betty's office.
 [15] Q Okay. And --
 [16] A I should say Ms. Currie's office.
 [17] Q Okay. And you've already marked Betty on your
 [18] map, right?
 [19] A Correct.
 [20] Q For where her desk is, correct?
 [21] A Yes.
 [22] Q And what all do you remember, then, about those
 [23] two instances?
 [24] A One of them I remember -- again, I'm saying twice
 [25] out of the month. I'm just -- out of the December month.

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[1] Q Okay. Can you tell us, as best you can, on what
 [2] occasions you remember the President speaking to Monica, and
 [3] where that took place.
 [4] A Well, I mean, for me to pick out a date or
 [5] something like that?
 [6] Q No, just -- just the number of times as best you
 [7] can and places where that happened.
 [8] A I mean, if you're -- if we get into how many times
 [9] a week he would talk to her, and he would see her --
 [10] Q Well, whatever -- whatever frame of reference works
 [11] for you. Are we talking about numerous times?
 [12] A No.
 [13] Q Okay.
 [14] A He's just too busy for that. There's no way in
 [15] the world it would be numerous times. It just right time --
 [16] you know, right place, right time. That's all it is.
 [17] Q Mm-hmm.
 [18] A He happens to walk into Betty's office. You know,
 [19] if you're talking about an average, maybe once a month, if
 [20] you're, you know, looking at an average. Maybe twice a
 [21] month. But --
 [22] Q Okay. What times do you remember? Give
 [23] us instances.
 [24] A I would say during Christmas time frame, toward the
 [25] end of all this, you know -- last year --

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[1] That I can remember once was when she walked in -- she was in
 [2] Betty's office, talking to her. He walks out. His -- he had
 [3] some gifts right there that he was looking at -- his personal
 [4] gifts from the gift unit.
 [5] And she was there. "Oh, how are you doing, Monica?
 [6] How's -- how's the family," and all, talking like that. And,
 [7] "Oh, great, great, great," talk, talk, talk. And then he
 [8] goes back in there, and making phone calls.
 [9] And I remember the second time coming out -- and
 [10] I'm not sure exactly the date and everything like that, but
 [11] she came in and she came to see Betty, and she had a gift
 [12] with her and was holding the gift.
 [13] And I says, "Hey, what's up, Monica?" And at
 [14] that time, there was nothing going on schedule-wise. The
 [15] President was what we call his -- his private time. Meaning,
 [16] all phone calls, paperwork, and all that going on.
 [17] So I'm sitting back in the back corner here, where
 [18] I was telling you -- Betty's office. And she walks in, and
 [19] she's talking to Betty. And -- and she was going to give a
 [20] gift to the President, which was an object wrapped up.
 [21] And then the President steps out of the Oval
 [22] Office. He sees Monica. He -- again, he looks at his --
 [23] his gifts there right away. He's looking.
 [24] Then he looks at her and, "Hey," and then brings
 [25] her in the Oval Office. They were in there maybe eight

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[1] minutes or so. And then back out -- he escorts her back
 [2] out. And he went back to making phone calls. Betty -- I
 [3] know she had a alignment of phone calls for him to do. And
 [4] then that was it.
 [5] Q Do you remember what part of December these two
 [6] incidences occurred in?
 [7] A I would say the first one was the beginning of
 [8] December, and the second time was probably toward after
 [9] Christmas time frame.
 [10] Q All right. Do you remember what days of the week
 [11] either one of them were?
 [12] A Offhand, no. I know one of them was on the
 [13] weekend, because it was -- I remember I was getting ready
 [14] to take off. But it was real quiet. Hardly anybody -- you
 [15] know, most of the staff members are out because of vacation,
 [16] I believe. And then you kind of get that eerie effect that
 [17] no one is around. Like, "Hey, where is everybody?"
 [18] Q Do you remember which of the two would have been on
 [19] a weekend?
 [20] A The second one.
 [21] Q The --
 [22] A For the gift.
 [23] Q Where she brought a gift?
 [24] A Right.
 [25] Q Do you remember -- you mentioned that the President

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[1] was looking at his gifts on both occasions. There's an area
 [2] where his gifts were?
 [3] A Yes. As soon as he walks out of this doorway into
 [4] her office (indicating) --
 [5] Q That's the 11 -- sorry, the --
 [6] A That would be --
 [7] Q -- 1 o'clock doorway?
 [8] A You say 1 o'clock? Okay. Here (indicating).
 [9] Q If the Oval Office, again, is a clock --
 [10] A That's 1:00, right.
 [11] Q -- that's 1:00 -- the doorway into where
 [12] Betty sits.
 [13] A One o'clock.
 [14] Q Okay.
 [15] A And then, when you walk into the room, directly
 [16] -- as soon as you walk in, there's a little desk area, and
 [17] that little panel on your left side is where normally his
 [18] gifts are. But there's also gifts behind Betty's desk and
 [19] then on the floor level on this -- on the right-hand side of
 [20] her desk.
 [21] Q Okay. So both to the left of where Betty sits,
 [22] behind Betty's desk, and to the right of where Betty sits.
 [23] A But normally, what he does, he checks the gifts
 [24] here on the left-hand side, because it could have been
 [25] anywhere from books, and he gets a book; it could be

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[1] a CD; it --
 [2] Q He's peeking?
 [3] A -- could be a ball cap.
 [4] Q He's peeking to see what gifts, or I mean, he's
 [5] looking to see what gifts are there?
 [6] A Yeah, he just, like, walks in, like, "What have
 [7] you here?"
 [8] Q Yeah. All right. Can you put a little "G" where
 [9] he would be --
 [10] A For his personal gifts?
 [11] Q Yeah.
 [12] A Do you want all the areas.
 [13] Q Why don't put the three areas you've talked about.
 [14] A (Witness complies.) Those are the three areas.
 [15] Q All right. Okay. When he, on the second occasion,
 [16] had her come into the Oval Office -- Monica -- did he close
 [17] the door to the Oval Office?
 [18] A Yes. They walked in. He walked around. The door
 [19] closed behind them. Betty and I were talking. It was a very
 [20] short amount of time, because he had phone calls to do and
 [21] finish up.
 [22] And then he walked out with her, and then she
 [23] proceeded out and talked to Betty. And then Betty asked me
 [24] to escort her out -- out of the White House grounds-- which
 [25] was the north gate out here (indicating).

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[1] So I walked her through the Hallway-3, down through
 [2] this -- or Walkway-3 -- and then through this other walkway
 [3] into the lobby, and then proceeded on out the doors to the
 [4] north gate -- escorted her out.
 [5] And the whole time we were walking, conversating
 [6] about, you know, what was going on, how her job was, and on
 [7] and on.
 [8] Q Okay. You said that was approximately eight
 [9] minutes?
 [10] A Yeah. It was -- it was --
 [11] Q -- that she was in there with him?
 [12] A -- a short amount of time, yeah.
 [13] Q And you don't know, once the Oval Office door was
 [14] closed, whether they stayed in the Oval Office, or went back
 [15] in the study?
 [16] A The -- I would not know if they went to the study,
 [17] but when the President walked back out of the Oval Office,
 [18] that I can recall, the gift was on the corner of his desk.
 [19] So to me, it don't -- I don't believe, you know --
 [20] well, I believe they stayed in Oval Office the whole time.
 [21] Q Okay. You usually --
 [22] A It's a rarity -- the President doesn't really --
 [23] usually bring people back there. There are occasions he does
 [24] bring people. I mean, I've had a little --
 [25] Q "Back there," meaning what?

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[1] A Back to the private study, or in the Oval Office --
 [2] I mean, the oval dining room.
 [3] And again, it could -- we've had a little boy come
 [4] out there that had a medical problem. He brought him back
 [5] there, showed him around, gave him a badge that had.
 [6] Q That to the study or --
 [7] A That's his personal --
 [8] Q -- the dining room?
 [9] A That would be, actually, Hallway-1.
 [10] Q Okay.
 [11] A In the Hallway-1.
 [12] Q And so you're saying the President seldom brings
 [13] people back there. I just want to get a bead on -- do you
 [14] include back there --
 [15] A The study is very private to the President.
 [16] Q Okay.
 [17] A Again, that's his down time.
 [18] Q All right.
 [19] A And again, not even staff -- there's a lot of staff
 [20] don't -- that never been back there, unless they're asked
 [21] to come back there, meaning that they might brief the
 [22] President. That's the only time. And you wouldn't
 [23] have normal staff in there at all.
 [24] Now, the dining room is the secondary Oval Office
 [25] space. The President is such -- a camera is set up, and that

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[1] personal stuff. The Oval Office dining room will be the
 [2] secondary Oval Office. So we'll set up water for him, and
 [3] then guests will come in and out of that room section to the
 [4] back way.
 [5] MS. WIRTH: Can I ask a couple questions?
 [6] MR. WISENBERG: Pardon?
 [7] MS. WIRTH: Can I ask a couple questions?
 [8] MR. WISENBERG: Sure.
 [9] MS. WIRTH: Thank you.
 [10] BY MS. WIRTH:
 [11] Q You said that the gift was on the corner of the
 [12] desk. That's the gift that Monica brought?
 [13] A Yes.
 [14] Q And that was on the corner of the desk in
 [15] the Oval Office?
 [16] A Right.
 [17] Q What size was that gift -- do you remember?
 [18] A I was trying to think about it. I would say it was
 [19] no bigger than -- I -- to me, it looked like a book. You
 [20] know, that's all I can think. It was a rectangular shape.
 [21] It might have been, like, 12 inch by 8 inches wide, and
 [22] probably about an inch and a quarter to an inch and a half
 [23] wide. That's all I can remember.
 [24] And I remember it being wrapped. And I know that
 [25] he didn't open it up, because I remember him sitting it on

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the desk and not opening it up.
 Q Do you know whether he ever opened it up?
 A No.
 BY MR. WISENBERG:
 Q Do you know what the gift was?
 A No.
 BY MS. WIRTH:
 Q But you said it looked like a book -- was shaped like a book?
 A To me, that's -- again, it's rectangular shape, and to me, it looked like a book.
 Q Did she leave with a gift?
 A No. Definitely not.
 Q Okay. When she was talking to you on the way out about her job and so on, what, if anything, did she tell you?
 A Just that she was busy with her new job; that she's traveling. I mean, again, everything kind of kicked off to traveling, because it related -- that related that way, with her and I talking.
 Again, with Nelvis, I don't know the relationships between them. But, to me, it was more toward traveling, and our bosses -- how we are taking care of our boss.
 Q And this was her job at the Pentagon?
 A Right.
 Q Did she ever tell you whether she was

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A -- I had a list --
 Q Right. No, unless we -- there are some questions where it's okay to guess, as long as we understand your guessing. But I want to make sure I understand. The second visit -- after Christmas, I think you said.
 A Right.
 Q You think that was after Christmas?
 A I believe it was after Christmas.
 Q That's the one -- is it fair to say that's the one you're more --
 A Yes.
 Q -- you're more certain in your mind --
 A Yes.
 Q -- occurred on a weekend?
 A Yes.
 Q Okay. On first one --
 A But there's a -- there's a slim possibility it wasn't. I don't have the date. But again, I was talking about it being quiet. You know, it's -- here it is, Christmas. Just -- we just had Christmas. Hardly any of the staff was around.
 Q Okay.
 A That I can recall, it was on a weekend.
 Q Now, on the first visit, is it that you don't have a strong recollection that it might have been on a weekend,

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unhappy there?
 A She never really told me. And then she was really excited about it. She enjoyed the traveling part of it, but we never really get into that conversation.
 Q The two visits in December -- you said the second one was the one you thought was on a weekend.
 A I -- I know that -- that visit was there. I know that visit.
 Now, the first one -- all I can remember was November, December, they were -- we were kind of busy, because we had the summit going on and then we went -- you know, we had Bosnia going on -- because I was in the Bosnia with the President.
 So -- and everything was, like, clicking (indicating). And I can remember it was twice in December, just -- just offhand.
 Q Okay. What time of day were the visits, if you remember?
 A The one visit -- offhand, I would say between 10 and 1 o'clock. Between 11:00 and 1:00.
 Q That's the first one?
 BY MR. WISENBERG:
 Q Which one?
 A That's the second one.
 Q Okay.

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or do you have a recollection that it was a weekday?
 A Again, it was hard -- it was limited staff there.
 Q And to me, right now, I'm feeling it was on -- on a weekend, because there was limited staff.
 Q The first one also?
 A Right. Because, really, the staff don't start leaving until probably after about the 15th or so, that I can recall. Most of the staff will go on vacation around that time frame.
 And again, we were busy because we were going to Bosnia, and so a lot of the staff were just trying to get details done before he went on that trip, because no one expected this trip going to Bosnia.
 Q So the fact that staff hadn't generally started leaving yet in early December, and the fact that this appeared to be a quiet day, leads you to believe that the first one might have also been on a weekend?
 A Possibly, yes.
 Q But your recollection isn't as strong as to that one?
 A Right.
 Q Okay. I want to just do something informationally here. You mentioned that Ms. Currie escorted -- after Ms. Lewinsky came out of the Oval Office, Mrs. Currie escorted her out of the White House?

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A Now, the first one, I believe, it would have been in the same ballpark -- maybe between 10:00 and 12:00.
 BY MS. WIRTH:
 Q And to the best of your memory, the first was during the week, you think?
 A That I -- I can recall, yes.
 Q Okay. And what do you remember about that one?
 A Just coming out and just happened to be talking to be there talking to Betty. Him walking out, saying hi to her, "How's everything going?" And then -- basically him going back into the Oval Office and making phone calls again.
 Q And what time of day was that?
 A Like I said, between 10:00 and 11:00 or 10:00 and 12:00 --
 Q In the morning?
 A -- something like that. It was -- I remember it being toward the later part of the morning, that that happened.
 BY MR. WISENBERG:
 Q Which one are we talking about?
 A That's the first one.
 Q Okay. Now, we don't -- I don't want you to guess, unless --
 A I can't give the specific time, unless --
 Q Well, no.

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A No, I did.
 Q Okay. Who asked you to do that?
 A She did.
 Q Monica Lewinsky?
 A No, Betty Currie did.
 Q Okay. And I take it Betty Currie was out with --
 A She was busy with phone calls, and she asked --
 Q Okay.
 A -- "Glen, can you help me get her escorted out to the north gate?"
 Q Okay.
 A And I said, "Sure."
 Q And Betty Currie did not go into the Oval Office with Monica Lewinsky?
 A No.
 Q Okay. As far as you know, was anybody in the Oval Office, other than the President and Monica Lewinsky?
 A No.
 Q And how can you be sure of that?
 A Because I had just came out of there not too long ago.
 Q Okay.
 A I went there in there -- a lot of the times when -- you know, he has the paging system? -- he'll turn around and want coffee and all that. And I just -- it wasn't too long

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[1] there's lunch going on. They have those options. That's
 [2] why I can't say specifically. He's not every time coming
 [3] directly there.
 [4] Q That's why I'm asking you - I'm asking you
 [5] typically and I'm not focusing right now on the inside.
 [6] Typically, the President has moved to the study. He's going
 [7] to be in the study for some period of time. Okay. What
 [8] would the Secret Service typically be doing outside then?
 [9] You'd have one at the post, correct?
 [10] A Again, I -
 [11] Q Or at least one at the post typically.
 [12] A I don't - you want a finalized answer here and I
 [13] can't give that to you.
 [14] Q Well, no, I want a typical. What I want is based
 [15] on your knowledge -
 [16] A What I've seen happen?
 [17] Q Yes. Or what you've seen and what you know.
 [18] You've been there how many years?
 [19] A Eleven years.
 [20] Q Okay. And you've testified to us that you know the
 [21] operations well, you're in the inner perimeter. Is that
 [22] correct? You even work with the Secret Service.
 [23] A Directly. Yes.
 [24] Q Okay. So what would the typical situation be, the
 [25] President's moved to the study, he's going to be there 15, 30

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[1] minutes, you've already told us that any gardener of any
 [2] kind, any service person working in that patio area is going
 [3] to be told to leave.
 [4] A Asked to leave the area. Yes.
 [5] Q Okay. And any such person, even in this blue X
 [6] area you marked, they're going to be told to leave, correct?
 [7] A Correct.
 [8] Q Unless they're a guest -
 [9] A Unless they're a guest.
 [10] Q - a guest of the President.
 [11] A Utilizing the swimming pool.
 [12] Q Right. Will you typically have a person at the
 [13] Secret Service post, a Secret Service person?
 [14] A Not all the time. No.
 [15] Q Okay. All right. Not all the time, but typically?
 [16] A No. I wouldn't say typically either.
 [17] Q All right. You will have them making their rounds.
 [18] A Correct.
 [19] Q Outside.
 [20] A That's typical.
 [21] Q All right. And typically, they would go on this
 [22] closest pathway, would be one area they could go.
 [23] A Correct.
 [24] Q Or they're typically going to walk - well,
 [25] you've -

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[1] A To the door.
 [2] Q To the door of the dining room. Okay.
 [3] A Check the dining room door.
 [4] Q All right. Check the dining room door. Any other
 [5] areas they will typically walk when he's in the study as I
 [6] have described on the outside?
 [7] A That's - that's it.
 [8] Q Okay. And the flower bed that you have drawn
 [9] goes - that's up against the wall of the study or the window
 [10] of the study goes all the way over to the dining room, almost
 [11] up to the dining room door, correct?
 [12] A Yes. Passes the window on that, too.
 [13] Q And the door goes right up to the door that you say
 [14] they will check, correct?
 [15] A Right. That's the pathway. Yes.
 [16] Q Okay. So this is a pathway where you've drawn
 [17] arrows down from the door leading out of the dining room into
 [18] the patio area.
 [19] A Correct.
 [20] Q You're saying Secret Service will walk up to that
 [21] door perhaps and check it while he's in the study.
 [22] A Correct.
 [23] MR. WISENBERG: Okay.
 [24] A JUROR: And then they'll walk to the pathway,
 [25] through the pathway?

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[1] THE WITNESS: Again, if he did that, the thing -
 [2] we would know, because
 [3] [REDACTED]
 [4] [REDACTED]
 [5] [REDACTED]
 [6] [REDACTED]
 [7] A JUROR: No, I'm saying the Secret Service, when
 [8] he checks the dining room door, does he walk that pathway in
 [9] front of the study to get there?
 [10] THE WITNESS: Yes. Again, he has the two options
 [11] coming from here, walking along the pool, but he always goes
 [12] that pathway, yes. That's a direct path.
 [13] A JUROR: So he walks that pathway -
 [14] THE WITNESS: That same path. Right.
 [15] A JUROR: - and walks past the study.
 [16] THE WITNESS: Right. Right.
 [17] MR. WISENBERG: Well, let's look at the pathway
 [18] again. The pathway is -
 [19] A JUROR: Is that the pathway that runs parallel to
 [20] the windows of the study?
 [21] MR. WISENBERG: This pathway here.
 [22] A JUROR: Yes.
 [23] MR. WISENBERG: Okay.
 [24] BY MR. WISENBERG:
 [25] Q Your testimony is they're going to go up this

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[1] pathway to the door.
 [2] A Correct.
 [3] Q To the dining room.
 [4] A Correct.
 [5] Q He's going to walk on this pathway.
 [6] A To go there or leave there and then this way and
 [7] hit there and go back or back here -
 [8] A JUROR: Instead of walking in front of the
 [9] windows.
 [10] THE WITNESS: Right.
 [11] A JUROR: They'll back step around 10, 15, 20 feet.
 [12] THE WITNESS: And I'll look at them - well, you
 [13] saw the windows -
 [14] BY MR. WISENBERG:
 [15] Q You've got to answer the question. The question
 [16] was when they're on this pathway and just for clarification,
 [17] is that what you mean by walking past the window?
 [18] A Yes.
 [19] Q They're about how many feet from that window? The
 [20] Secret Service.
 [21] A From here to there?
 [22] Q The pathway to the window to the study.
 [23] A About from here to the door, which I would say
 [24] about 25 feet. Approximately.
 [25] A JUROR: That's as close as they'll get?

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[1] THE WITNESS: Yes, because the trees will be right
 [2] here, the patio is right here and then the -
 [3] A JUROR: Okay. But that's as close as they'll get
 [4] to the study windows.
 [5] THE WITNESS: Unless they go out to the door and
 [6] check the door which would be right up to it.
 [7] BY MR. WISENBERG:
 [8] Q That's the dining room door you've mentioned?
 [9] A Dining room door. Yes.
 [10] Q And at least part of the pathway is behind the red
 [11] trees you've marked. They're not really red, but you've
 [12] marked with them red.
 [13] A Yes. They're directly behind the trees. Because
 [14] you're actually walking through the two trees right here,
 [15] going through it.
 [16] MR. WISENBERG: Okay. Okay. Are there any other
 [17] questions of the witness?
 [18] (No response.)
 [19] MR. WISENBERG: I'm going to ask the witness, I'm
 [20] going to ask you to step outside for just a moment.
 [21] MS. WIRTH: Before you do, can you initial the
 [22] bottom part of that with your initials?
 [23] MR. WISENBERG: We need you to initial the bottom
 [24] part.
 [25] MS. WIRTH: Thank you.

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room would be --
 A Same level is this.
 Q Same level as our main map of the Oval Office.
 A Here's the press (indicating).
 MR. WISENBERG: Okay. All right. Sorry about that.
 A JUROR: I have a question.
 THE WITNESS: Sure.
 A JUROR: Just out of curiosity. Around your neck -- is that a blue pass?
 THE WITNESS: Yes.
 FOREPERSON: Can I just have a look?
 THE WITNESS: (Indicating.)
 A JUROR: Okay. That's what it looks like. Now, are there different colors indicating different areas.
 THE WITNESS: Well, the blue pass -- you have a orange pass too. The blue pass with "MIL" stands for military. And you have "W" passes, which is administration people -- "W" on it. And you have "RES," for residence staff. And that's how they're all coded. You have "USSS," for Secret Service, which is red.
 But these passes will give us full access and on the ground -- anywhere in the White House.
 A JUROR: Okay. Thank you.
 THE WITNESS: Okay.

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President. It might be a five-minute talk. he's done, and then everybody that's involved in that will come and take a photo. So that's how the staff will get their photo with the President -- bring their families in and do a photo with the President.
 Q Okay. But Nelvis mentioned to you that he saw Monica and her family in the Oval Office?
 A Yes.
 Q Okay. Any other occasions at which anybody told you that they had seen Monica in the Oval Office?
 A No.
 Q Or that they had seen Monica in the study or the dining room?
 A See, no one else would know, because--
 Q I know, but --
 A Yeah. But there was no one -- no one ever mentioned it, no.
 MS. WIRTH: Okay.
 BY MR. WISENBERG:
 Q The study, either?
 A No.
 BY MS. WIRTH:
 Q Or the hall --
 A But then, no one would know that. The only people who would know would be Betty. Nancy Henreich, Nelvis,

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BY MS. WIRTH:
 Q Now, you said that on the second visit in December, that you saw Monica go into Oval Office with the President. Had you ever seen her do that before?
 A Not personally walk in, no.
 Q Okay. Had you ever seen her in the Oval Office?
 A No, I haven't.
 Q Have you ever seen her in the dining room?
 A No.
 Q Every seen her in the--
 A See, the dining room, that's a restricted -- a verbally restricted area, because the staff don't -- don't even go back there, unless required to go back there.
 Q Had you ever seen her in the study?
 A No.
 Q Okay.
 A And again, staff -- I mean, it would be a rarity to see anybody back there, except for if the President calls them back there.
 Normally, like his chief of staff, if he wanted to talk to him. Or Bruce Lindsey. Or maybe his counselor or something -- maybe. But it would be a rarity to have any of the staff back there.
 Q Did you ever see her in Halway No. 1?
 A No.

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myself, and the aide to the President, are the key people who would know --
 BY MR. WISENBERG:
 Q How about a Secret Service uniformed or plain clothes?
 A It will be -- they have no business there. I mean it's not -- again, it's weird how it works, because you have a perimeter around the President -- a perimeter. And you -- and inside the perimeter, that's where we work, in the perimeter.
 So for them to come in there and, like, just to come around the corner, like, "Well, who's in there with the President?" -- they have no business doing that.
 Q Now, that's the study, as opposed to the Oval Office, because it would be quite possible, wouldn't it --
 A For them to be outside to look in, yes, that's a possibility.
 Q In front of the Oval Office, right?
 A And that -- it's very easy to do that, to -- they're posted right outside. So if he's standing there, all he's got to do is go like this and look (indicating).
 Again, with this back area here, no one has the access, because one thing, the Secret Service is not going to let them just walk in there. They're not -- they're --

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Q Is that the only time you've ever seen her in the Oval Office itself?
 A That I physically saw her, yes.
 Q Okay. Had you ever heard from anybody else that --
 A See, everything that she did was basically in Betty's office, where she'd come out, because that was -- like, anybody can get access into that office space here (indicating). That's where a lot of people would kind of like hang out there, because -- you know, talk to Betty.
 Q Okay. Had you ever heard from anybody else that she's been in the Oval Office?
 A No. Well, yeah, there was a time -- Nelvis mentioned that for a radio address -- he told me that he saw Monica with her family for a radio address. I wasn't working that weekend, so I wouldn't know.
 Q And that he saw them in the Oval Office?
 A He happened to see Monica and her family meeting the President.
 What normally happens at a radio address -- like 10 o'clock -- 10:06 in the morning on Saturdays, the President does -- he either does a pre-taping, or he actually does a live radio address, which -- when he does a live radio address, you have up to 80 people plus come in there.
 And what happens, they'll sit down, listen to the

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Q Walk in where?
 A Into the dining room or into the pantry space at all.
 Q Okay.
 A They're not authorized.
 MR. WISENBERG: Pardon me.
 BY MS. WIRTH:
 Q Did you ever see Monica going into the study?
 A No.
 Q Did you ever hear anybody say that she'd gone in the study?
 A No.
 BY MR. WISENBERG:
 Q Did you ever see her leave the study?
 A No.
 BY MS. WIRTH:
 Q Okay. I want to focus on the period of time when Monica was working in the White House.
 A Okay.
 Q You testified earlier that she was both an intern and then later a permanent employee.
 Do you remember for how long she was working in the White House in both of those jobs -- about what length of period of time that covered?
 A No, because again, it's --

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1 a year?
 2 Q Was more than a year? Less than year? About
 3 months.
 4 A I would say working chief of staffs, maybe it was
 5 probably less than that.
 6 Because usually, interns when they come in, their
 7 main purpose in life is to get their time, get some time
 8 under their belt, then they turn around and they can do a
 9 nice departure letter for them and anything that helps them
 10 toward their school. Which I know they do, because even my
 11 son wanted to do that.
 12 But, normally, I think it's four months, what most
 13 interns will do. And then after that, if they turn around
 14 and get lucky and get an employment area, yeah, then they get
 15 that job and -- so I would -- you know, off me, I would say
 16 anywhere from four to five months there, and then the other
 17 job could have been less than a year.
 18 Q Okay. Now, during the time that Monica worked in
 19 the White House -- both as an intern and as a permanent
 20 employee -- do you recall occasions when you saw her
 21 speaking to the President?
 22 A Yes, in -- again, in the hallway. Or in not
 23 hallway -- the walkway, or in Betty Currie's office.
 24 Q Can you be specific which ones you're
 25 talking about.

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1 A Yes. Betty Currie's office (indicating).
 2 Q Okay.
 3 A She might be there with other interns. She --
 4 there's a possibility there was other staff members right
 5 there. And most of the time was that occasion, where other
 6 people would be in there talking.
 7 Q And the President was there?
 8 A And the President happens to walk in again, talk to
 9 Betty, and then go back to work.
 10 And then there's -- in the hallway, I believe,
 11 he'd just walk into the Oval Office. And it's not like
 12 the President does this all day long -- walking up and
 13 down the hallways.
 14 And out of the daytime, it might be twice out
 15 of the day he might walk in the hallway -- maybe. And
 16 sometimes not even that, because he'll come from the outside,
 17 go to the Oval Office, do his work, leave, and go right back
 18 up to the --
 19 Q Okay. But the specific places that you saw her
 20 speaking to the President when she worked in the White House
 21 was Betty Currie's --
 22 A Is the main area.
 23 Q -- area, and where else?
 24 A It would be probably, offhand, Walkway-1.
 25 Q You have a positive recollection of having seen her

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1 talk to the President in Walkway No. 1?
 2 A I can't recall that.
 3 Q Okay. Anywhere else other than -- do you have any
 4 recollection of her speaking to the President anywhere other
 5 than at Betty Currie's work station?
 6 A We had parties, but I just can't recollect.
 7 Because we've had a party back here (indicating), and I
 8 believe she was invited there. But that -- to physically
 9 stop and talk to the President, I wouldn't know that.
 10 Q What's back here by the --
 11 A This -- what it is is a private patio for the
 12 President built in 1983 for President Reagan. And we had a
 13 party out there once. We've had parties in Betty's office.
 14 And that's where the main parties would be. Like,
 15 a staffer leaving, or it could be an intern, "Thank you for
 16 your support." They could have worked for Nancy Hrenreich --
 17 different occasions.
 18 But mainly, birthday parties are the biggest thing,
 19 a big deal.
 20 Q Okay. Do you know anything about why she left the
 21 White House when she left her employment there?
 22 A No, she never addressed me on that at all.
 23 Q Did anybody else ever talk to you --
 24 A I thought --
 25 Q -- about it?

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1 A You know, when I heard she was going to the
 2 Pentagon, I thought, well, she's moving up, because any time
 3 people move out of the White House, you know, it's like
 4 they're moving up somewhere.
 5 And being her an intern, and then doing the job
 6 over there and then going to the Pentagon, I thought, well --
 7 and then she started talking about traveling, and I thought,
 8 well, that's -- that's a great job.
 9 I mean, you turn around and leave college, doing
 10 this job, doing that job, now you turn around and you're in
 11 the Pentagon. I said, "How far do you want to go?"
 12 Q Did anybody tell you anything about any problems
 13 she was having White House --
 14 A No.
 15 Q -- in terms of her employment there?
 16 A No.
 17 Q Any criticism that she received?
 18 A The only thing that I can recall was that she was
 19 hanging around too much.
 20 Q Hang around where too much?
 21 A Being in the hallways -- being in the hallways too
 22 often. That's -- that I can recall -- I'm trying to think of
 23 her name -- Evelyn Lieberman.
 24 Q Mm-hmm.
 25 A She was the deputy chief of staff to Leon Panetta,

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1 and she mentioned at one time, she goes, you know, "What's
 2 she doing here?" "I don't know. Just stopping by talking."
 3 You know, "You got to keep this hallway clear," kind of, you
 4 know, "You don't want to keep people in the hallway here."
 5 So that's --
 6 Q Which --
 7 A See, that's -- that was the only time it ever
 8 happened. I've never heard Evelyn Lieberman say another
 9 thing. I never heard anything about any reaction to that.
 10 That was of the end of the subject.
 11 Q Which hallway was Monica in when Evelyn --
 12 A That was Walkway-1.
 13 BY MR. WISENBERG:
 14 Q You mean walkway --
 15 A Oh, walkway. I'm sorry. Doggone. I'm just -- I'm
 16 just -- I'm sorry. I just keep thinking hallway, but with
 17 you Walkway-1.
 18 BY MS. WIRTH:
 19 Q And that's the walkway that Monica was in --
 20 A Right.
 21 Q -- when Evelyn Lieberman asked you, "What's she
 22 doing here?"
 23 A And the reason --
 24 Q Is that right?
 25 A Right. And the reason for it, because

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1 Ms. Lieberman's office space is right here. That's
 2 Ms. Lieberman's office (indicating).
 3 Q Okay. And you --
 4 A So she was --
 5 Q Why don't you put her in there -- "EL" -- just
 6 so that --
 7 A (Witness complies.) And she's no longer there now.
 8 It's another person --
 9 Q I know. Okay. And was Monica walking in Walkway-
 10 at the time that Evelyn asked you that question, or was she
 11 just standing there, or was she talking to anybody?
 12 A When -- when Ms. Lieberman be talked to me?
 13 Q Mm-hmm.
 14 A No. It was just -- I believe Nelvis and I were
 15 there, but then again, I'm not sure. But I know she had
 16 talked to me, and she just says, "What is she doing here?"
 17 you know, and you know, "We don't need to have people in
 18 here," and the -- you know, just --
 19 Q Was Monica just passing through, or was she
 20 standing there?
 21 A She was standing talking. And then she left, and
 22 Ms. Lieberman did not approach her and us and say that. She
 23 waited until she left and said, "Well, what was she doing
 24 here?" "Well, she just stopped by talking." And then
 25 she was --

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Q Was she talking to you and Nelvis?
 A Yes.
 Q Okay.
 A She was talking to us personally -- Nelvis and I -- after Monica has left the area.
 Q All right. So Monica was talking to you and Nelvis personally, and after Monica left the area, Evelyn Lieberman said to you --
 A Approached us and --
 Q "What's she doing there?"
 A "What is she doing here?" And then, "We don't need to have people hanging around in the hallway here." And that's -- that's the only thing she said, and never --
 Q And she said that to you and Nelvis?
 A That I can remember, Nelvis and I were there, but I -- I'm not saying specifically he was there when she was --
 Q -- I know she told me.
 Q All right. And did either you or Nelvis respond to her --
 A I just --
 Q -- to Evelyn Lieberman?
 A -- nodded to her, "Okay." Just --
 Q When in relation to that event did Monica leave the White House?
 A I would say, offhand, anywhere from six to seven

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once people start talking, then she's very personable and energetic all day. And she's always with a smile. So it's that situation with her on a daily basis.
 BY MR. WISENBERG:
 Q You never heard Monica referred to as a clutch while you were there?
 A Everybody is referred as a clutch. You are, I am. You know, so, to me, a clutch is a clutch. To me, anybody outside of the President of the -- the President and the family is a clutch. They're going to get close to the President. So I've heard that terminology all the time -- clutch.
 Q Well, what does "clutch" mean?
 A To me, a clutch is a person to get up to the President of the United States to personally shake his hand, maybe converse with him, and then get a photo of the President. That is a clutch. A real clutch is get a photo of the President of the United States and be amongst the President.
 Q Okay.
 A That's a clutch.
 Q I don't understand your comment that everybody is a clutch.
 A Meaning that, as much as -- where I work, and seeing how people try to get in there, and being close to

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months after that.
 Q Okay.
 A It was a while, because -- and what it -- what happened was, they -- what they do is try to keep this hallway -- I mean, the walkways clear as much as they can -- Walkway-1, -2, and -3, as clear as they can. But still, staff will go through there. They'll have meetings going. The lobby will be full of people. So they'll divert the traffic and go through the walkways.
 And when that happens, that's when -- again, people might stop by and say hello to you, because they're diverted.
 Q Other than that one incident with Evelyn Lieberman, did you ever hear any talk whatsoever about Monica hanging around either that walkway or anywhere --
 A No.
 Q -- in the vicinity of the Oval Office?
 A No.
 Q Do you know whether that was an issue at any time?
 A To me, personally? No.
 Q That anybody thought it was an issue. Did you hear anything like that?
 A No. It just -- what I heard -- the aftereffects was that we want to try to keep the hallways clear.
 Meaning that -- it was just a verbal saying, "Oh, let's -- we don't want to have, you know, staff congregating

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the President, and maybe the photographer is there, and -- they're subject to be a clutch.
 Q Okay.
 A So it's like the majority of the people I deal with -- volunteers, to interns, to staff, to people from the outside coming into the White House grounds -- you know, it's -- everybody is a possible clutch with the President.
 Q Everybody --
 A So if you want to look at the terminology "clutch," anybody can be a clutch.
 Q Anybody can be a clutch, but are there a certain class of people in the White House -- and whatever you call them, clutch, or if there's another name for them -- a certain group of people that typically, people say this group goes beyond what you would normally expect.
 In other words, you would normally expect people to get excited if they see President of the United States --
 A Right.
 Q -- unless they're around all the time, like you, or Erskine Bowles, or somebody like that.
 Are there people who are identified as being even more than the normal? They try to get close to the President -- not a danger to him, but they're just -- they always seem to be trying to get in the walkway when he's walking around -- they just always seem to be kind of hovering around.

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by the Oval Office area."
 And again, when people -- when that happened, for the first week or so, people started diverting more in -- going through the lobby area, vice going in front of the Oval Office.
 Because everybody knows when you go by the Oval Office, that you might get a glimpse of the President of the United States.
 Q Okay. So other than that one incident, did you ever hear anything else in the line of comment or criticism about Monica hanging around the Oval Office too much, or hanging around --
 A No.
 Q -- the vicinity of the West Wing too much?
 A Because she -- as much -- she didn't walk through the hallways -- or the walkways as much. She would go and see Betty Currie and, you know, maybe bring something to her, talk to her, and that was it. So --
 Q Did she have business with Betty Currie, to your knowledge, or was she just friends with her?
 A I think -- to me, personally, I believe more friends than anything else.
 Q Okay. And --
 A Because Betty is such a personable person. I don't know if you've been able to talk to her at all, but

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Or they're -- is there a group like that that is referred to as a clutch or anything else --
 A To me, it's --
 Q -- in the White House?
 A To me, it's -- it's everybody. Because I bring you in for a private tour of the White House, and if -- I mean, the Oval Office, and you're with me, "Hey, is the President there?" I might sneak you in, like, "Hey, there's the President there." "Oh, wow, there's the President." So everybody in that effect is -- is part of that.
 Q Okay. But my question is not --
 A There's not a specific group, saying, "Okay. This group will handle clutches with the President." There are staff advance people. There are people that -- like the domestic policy -- maybe bringing the boy scouts in.
 Maybe this person, yeah, he -- does he have more clutch capabilities? Meaning that, the people he brings in and making sure they get to the President and take a photo.
 Yeah, there is people like that -- if that's what you're looking at. I don't know what direction --
 Q Yeah. What I -- I'll re-ask it because I don't want to be misunderstood in any way.
 As I understand, you're saying everyone, to you, is capable of being a clutch --
 A Mm-hmm.

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[1] Q -- if you take them in for a tour, and they see the
 [2] President. That isn't my question.
 [3] A Okay.
 [4] Q And also, I know that you don't have people who are
 [5] officially the clutches. I mean, there's no, like, tag that
 [6] says, "I'm a White House clutch" --
 [7] A No.
 [8] Q -- or anything like that. What I'm talking about
 [9] is: Are there people -- and they could obviously be
 [10] different people at different times --
 [11] A Right.
 [12] Q -- where somebody says, "That person is a real
 [13] clutch," meaning, a person who more than the normal person
 [14] who works in the White House --
 [15] A Because he might have been in the President's
 [16] campaign and say, "Let's get into the President. Let's get
 [17] in and shake the President's hand."
 [18] Q No, because there is a person -- let's not talk
 [19] about a person bringing other people in. Because they
 [20] are a person who works in the White House, or who has
 [21] occasion to be in the White House, and seems to always
 [22] want to be close to the President. They're waiting in a
 [23] hallway when the President -- they just always seem to be
 [24] waiting in that hallway --
 [25] A Take that one step over and make an advance.

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[1] to by others as this type of person -- you know, a clutch, a
 [2] groupie -- in the sense we're talking, this extra sense?
 [3] A As in related to being in the area and then, hey,
 [4] she's a little more than most people?
 [5] Q Right.
 [6] A Again, I -- people talk, "Monica is up there," or,
 [7] "She's in the hallway -- except, like, Lieberman, when I
 [8] talked about her being there -- she might have said
 [9] something, but to me, she just said, "Let's just try to
 [10] keep this calmed down about people walking through here."
 [11] I can't think of staff really saying, "Hey, watch
 [12] out for her," or anything like that. I never had anybody
 [13] telling me that.
 [14] Q All right. Even if not, "Watch out for her," just
 [15] like, "Oh, God, it's Monica. There she is again, trying to
 [16] get in the photo op." Any kind of scuttlebutt or talk
 [17] about that?
 [18] A Nobody being negative with it, that I can recall.
 [19] No one being negative with it.
 [20] Q Okay.
 [21] A Again, I see the stuff that everybody else sees in
 [22] newspapers, and on TV, and what they do in the press. I'm
 [23] there. I mean, this is crazy, what the press can do.
 [24] And then showing where he turns around and hugs
 [25] her. I'm like, that's a bunch of garbage. You know, he

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[1] Q Right. They seem to want to try to get into that
 [2] photo op more than other people. They seem to always be in
 [3] that hallway when the President takes his constitutional, or
 [4] whatever it is.
 [5] A Right.
 [6] Q Are there people like that in the White House?
 [7] A I see it going on because, again, I'm behind the
 [8] scenes. I'm looking in a different direction from what other
 [9] people are looking at. And there's people like that. And
 [10] to me, it's just an ordinary thing.
 [11] Q All right. Now, was Monica considered to be -- by
 [12] you, first of all -- by you, one of these people who is out
 [13] of the ordinary, in the sense that I have said -- waiting in
 [14] the hallway --
 [15] A To me, personally, as in trying to get toward the
 [16] President to say hi or something, yes. To me, she was like
 [17] a groupie.
 [18] Q Okay.
 [19] A I mean, if you want to put it in context, that's
 [20] what I'd put her as -- as a presidential groupie.
 [21] And there was -- has there been other people like
 [22] that? Yeah, there's been people trying to get in there.
 [23] They just want to see the President.
 [24] And again, to me, did she step boundaries on
 [25] anything? To me, personally, no. Again, anybody could have

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[1] turned and hugged my own mom. My -- my sister, hugged her.
 [2] Went over there and hugged my daughter and held on to her.
 [3] And my son -- went up there and grabbed him. I says -- but
 [4] they turn around and give you that one shot there.
 [5] But again, as her -- you know, he does it as a
 [6] whole. I mean, it's not like one person.
 [7] Q Well, that's why we -- we're not there. We
 [8] don't work in the White House. And you've got an
 [9] extraordinarily close level of contact with the
 [10] President of the United States --
 [11] A Right.
 [12] Q -- from what you've told us, correct?
 [13] A Correct.
 [14] Q So that's why it's so important that -- we don't
 [15] care what the press says. We care what people who were there
 [16] and who know say. Do you understand?
 [17] A Right.
 [18] Q And so my specific question is not does the press
 [19] have it right or the press have it wrong -- and we know
 [20] there's been a lot in the press about what Monica was
 [21] or wasn't.
 [22] But as I understand what you're saying -- you
 [23] correct me if I'm wrong; I do not want to put words in your
 [24] mouth. You recall this incident with Evelyn Liberman.
 [25] A Okay. Yes.

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[1] done it. Anybody could go in there and talk to Betty, and
 [2] President walks in, "Hey, how you doing, Monica?" I mean,
 [3] that's how casual it is.
 [4] Q But to you --
 [5] A But they turn around and get photos, and they turn
 [6] around and shake hands and all that -- you know, anybody can
 [7] do that.
 [8] Q All right. Now, I want to take it a step further.
 [9] You have said -- first of all, there is this group of
 [10] identified -- you're familiar with that characterization,
 [11] and to you, you would say she'd be in that group. You'd
 [12] call her a groupie.
 [13] Now, my question is: To your knowledge, did
 [14] other people in the White House, such as -- and as an
 [15] example, you know, an Evelyn Lieberman, a Betty Currie, a
 [16] Jennifer Palmieri -- I mean, just as examples -- did other
 [17] people who had permanent positions in the White House also
 [18] consider her to be in that groupie category?
 [19] A I -- I never had a conversation with anybody about
 [20] that, no.
 [21] Q Okay. So you --
 [22] A Because I -- I can see it. I know what it is, and
 [23] it's not -- you know, I don't have to have someone tell me
 [24] that. So --
 [25] Q Okay. You don't recall her, then, being referred

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[1] Q You have said to you -- your view -- you'd put her
 [2] in this groupie category.
 [3] A To me personally, yes.
 [4] Q Right. And now, my third question is: Other
 [5] than the Evelyn Lieberman incident, was there any talk from
 [6] anybody -- scuttlebutt, rumor in the White House -- that
 [7] would make you think that other people felt the same way
 [8] about her that you did? Whether it's negative or positive,
 [9] put her into a groupie-type category -- someone who's hanging
 [10] around even more than the normal person, trying to get too
 [11] much access?
 [12] A I think between Nelvis and I -- you know, "Here
 [13] comes Monica" -- between the two of us. Again, it's like who
 [14] cares, basically, to me.
 [15] It's like, you know, she's up there. She doesn't
 [16] have access to go into the Oval Office, but she goes in and
 [17] sees Betty. Who cares about that?
 [18] That's how me, personally -- because, you know,
 [19] everybody had access to Betty, and Betty was -- how would you
 [20] say -- the Oval Office mom. She would turn around and -- you
 [21] know, people can talk to her personally. Any question she
 [22] had, and she'd -- Betty would answer her or get an answer
 [23] for that person.
 [24] Q Okay. So are you saying that and you Nelvis would
 [25] talk about this? In other words, you were saying: What's

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[1] the big deal? What are people concerned about? So what.
 [2] she sees Betty?
 [3] A No.
 [4] Q Or are you saying -- I want to make sure I
 [5] understand. Or are you saying that there's the Evelyn
 [6] incident, and then you and Nel might have talked about
 [7] Monica's -- the frequency of her coming, and nobody else?
 [8] A And it's not really about the frequency of coming.
 [9] It's more like, "She called you," or, "Monica stopped by."
 [10] I mean -- and again, it wasn't like -- the way I
 [11] feel on it the way you're trying to push that is it's --
 [12] that's it's a frequent thing. You know, maybe two or three
 [13] times a day a you see her, "Hey, Monica stopped by."
 [14] No, it could be any term, from twice out of the
 [15] week, it could be six times out of the week. And again, it
 [16] was just passing by. And it's not like --
 [17] Q Right.
 [18] A -- her staying there, and that's her main job
 [19] and -- to target on the boss and see the President of the
 [20] United States, no.
 [21] Q All right. Do you understand the distinction
 [22] -- let me approach it this way. Do you understand the
 [23] distinction between you and Nelvis saying to each
 [24] other, "Monica was here last Tuesday," or, "Monica
 [25] was here --"

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[1] A -- stopped by and said hello," yes.
 [2] Q -- yesterday," on the one hand, and saying,
 [3] "Gosh, Monica spends too much time around here?"
 [4] A No.
 [5] Q Okay. Do you understand -- first of all --
 [6] A Right.
 [7] Q -- the question --
 [8] A I its understand what you're saying here, but it --
 [9] Q Okay.
 [10] A No, it's not that -- that situation.
 [11] Q All right. What I'm trying to get at is -- and I
 [12] want you to tell me if it's in any way unclear. But I think
 [13] it's a fairly simple question.
 [14] You've told us about the Evelyn Lieberman incident.
 [15] where she just said kind of, "What's she doing here? What's
 [16] Monica doing here" --
 [17] A Right.
 [18] Q -- that kind of stuff. You've told you us that you
 [19] consider Monica to be in this groupie category.
 [20] A Right.
 [21] Q And the question is: Did anybody else around there
 [22] consider her in that category, too, based on what you heard
 [23] them say, or scuttlebutt? That's --
 [24] A No, not any scuttlebutt. I mean, it's just -- I
 [25] can't recall anybody saying that.

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[1] Q Okay. In other words, this isn't a big hot topic?
 [2] A Mm-hmm.
 [3] Q As far as you know in the White House, this isn't a
 [4] big hot topic -- "Monica Lewinsky, what a clutch. She spends
 [5] too much time around here."
 [6] A No, because it's not like -- if you were there,
 [7] it's not like her every day doing this, like, "Well, I got my
 [8] chance." No, it -- like, it might be once out of the week
 [9] coming up that way, coming back to Betty Currie, talking
 [10] to her.
 [11] The following day, she may come down and stop to
 [12] us, say hello, and then proceed on. And then if she's lucky,
 [13] and the boss happens to walk out in the -- Betty Currie's
 [14] office space, we'd see her, and then they'd talk. You know,
 [15] that's it.
 [16] MR. WISENBERG: Sorry for that interruption.
 [17] MS. WIRTH: That's okay.
 [18] THE WITNESS: Can I take a break here?
 [19] MS. WIRTH: Yeah, sure.
 [20] THE WITNESS: I'll be right back.
 [21] MR. WISENBERG: You need --
 [22] THE WITNESS: Yeah, it's just the restroom.
 [23] MR. WISENBERG: We'll wait for you. If you could
 [24] just knock, and then we'll open the door when you want to
 [25] come back.

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[1] THE WITNESS: Okay.
 [2] (The witness left the room from 12:20 p.m.
 [3] until 12:25 p.m.)
 [4] MR. WISENBERG: Let the record reflect
 [5] that the witness has reentered the Grand Jury room.
 [6] Madame Foreperson, do we have a quorum?
 [7] FOREPERSON: Yes, we do.
 [8] MR. WISENBERG: Are there any unauthorized persons
 [9] in the Grand Jury room?
 [10] FOREPERSON: No, there are not.
 [11] MR. WISENBERG: All right.
 [12] FOREPERSON Mr. Maes, you are still under oath.
 [13] THE WITNESS: Okay. Thank you.
 [14] BY MS. WIRTH:
 [15] Q Mr. Maes, turning now to the next period of time --
 [16] after Monica leaves her employment in the White House.
 [17] A Mm-hmm.
 [18] Q Do you have any vague recollection of generally
 [19] when she left -- what year it was, or approximately how long
 [20] ago it was?
 [21] A Vaguely. Again, busy the way we are -- to me, I
 [22] thought it was the beginning of fall she left. Because
 [23] she --
 [24] Q Fall of what?
 [25]

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[1] A The fall of last year.
 [2] Q Of '97?
 [3] A You know, again, I don't have dates or no -- I
 [4] remember her talking about the job, that she was going to the
 [5] Pentagon. Again, I -- again, I thought it was the greatest
 [6] thing for her. I said, "Well, lookit, you're moving up."
 [7] And that's basically as far as we went with it.
 [8] Q Now, that incident that you mentioned with
 [9] Evelyn Lieberman -- you know, where Monica was in the
 [10] walkway, and Evelyn said, "What's she doing here?" or,
 [11] "What's she doing hanging around here?" -- whatever
 [12] she said.
 [13] A Mm-hmm.
 [14] Q How long was that? Do you have a feel for that?
 [15] A To me, it was -- Evelyn Lieberman was still in
 [16] office, working there, and offhand, it was over a year ago.
 [17] Q Okay. So you think Monica left the White House in
 [18] the fall of '97?
 [19] A Yeah. Again, I don't -- I'm uncomfortable with
 [20] that answer because --
 [21] Q You --
 [22] A -- I don't know.
 [23] Q You just don't know?
 [24] A Right.
 [25] Q Okay. You mentioned earlier, with respect to,

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[1] I think, the last December visit that Monica made to the
 [2] White House, when she went into the Oval Office with the
 [3] President --
 [4] A Mm-hmm.
 [5] Q -- that Betty asked you to escort Monica out of
 [6] White House.
 [7] A Right.
 [8] Q Had that ever happened before? Did Betty of
 [9] ask you --
 [10] A To bring guests out? Yes.
 [11] Q Okay.
 [12] A Because of Betty's job -- you know, on the phone.
 [13] She -- what Betty -- I don't know if you want to get into
 [14] that detail, what Betty does.
 [15] Q What I was asking is, had Betty ever asked you
 [16] previously to escort Monica out of the White House?
 [17] A No, that was the first time.
 [18] Q The very first time?
 [19] A Correct. And that I know of, she's done it herself
 [20] or it's been other people that she associates with, her
 [21] friends. And then, you know, once you -- once you come in
 [22] the White House, and if you have this pass (indicating), they
 [23] can -- anybody can escort anybody out -- take them out, bring
 [24] them in, as long as you have a blue pass.
 [25] Q About how often would Betty ask you to escort

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people out?
 A It's a rarity. I mean, it's like there's no set time. I think last year, I have might have three times, if even doing that.
 You know, when he's had guests come and see the President, "Glen, can you give a hand taking them out?" "Sure." Escort them out that way, get them up to the gate, and walk back in.
 Q But you're certain that's the only time you were asked to escort Monica out of the White House?
 A That's the only -- the only time, one time.
 Q And that was December of '97?
 A Mm-hmm.
 Q And you think that was the second visit, towards the end of the month?
 A To me, personally, I think it was because most of the staff were gone, and there was nobody else for her to see. Because it was that quiet of day -- no one around.
 So I'm sure, if she would have went to another office space, they would have been the ones escorting her out. Because once you come on the grounds, you just can't walk around the grounds. You get stopped everywhere you go, because your pass will be an A Pass, which means "Appointment," and you won't be able to walk around.

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And everywhere you go -- especially up in that area, because of way the Secret Service is set up -- they'll be hitting you left and right, "Hey, where are you going?" "I'm going to go see Betty Currie." "Oh, all right." So you need an escort to get around.
 Q Okay. Do you know Michael McGrath?
 A Yes.
 Q Who is he?
 A Mike McGrath is a -- was a master chief, retired now. He -- his main job was maitre d' to the White House staff mess, which is located one level below this, where the Oval Office is (indicated).
 Q Okay. And did he ever pitch in upstairs in the Oval Office area?
 A I can recall three times he -- actually, two times he pitched in. The other time, he happened to walk up in that space.
 And the -- and what I can recall on the times that he did come up, one of them was because -- they got excited because the President came in the Oval Office unannounced -- meaning, that there was no schedule for it. It was on a Saturday.
 I got in -- as I said, it takes about 11 minutes. I was already up. I was dressed. I was watching TV. And, "The President is in the Oval." I turn around and jump in

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my car. I ran in the Oval Office.
 I got up there, and I said, "Hey, Mike, what's going on?" And he goes, "Hey, standing by for you." And I says, "Well, who told you to stand by for me?" And he goes, "Well, the President's in the Oval." I says, "Don't worry about that. We'll take care of it." So then he went back down.
 And the second time he came in, the boss came in, and he was up there again. I says, you know, "I told you guys you don't have be up here." And he goes, "Well, we're just, you know, holding the fort for you again," kidding around. He's always kidding around.
 I says, "Okay. No problem." I says, "But again, don't send anybody up here. Call me at home if he does come in, because, you know, we try to give the President as much privacy as possible." "Okay."
 So -- and then the third time, he verbally told me he came up there to get some dishes. Because what happened was they had a function, which was on a Monday, so he went up on a Saturday to get the plates, to get the silverware, and bring that down, to pre-stage it for Monday. And he turned around and just let us know, "Hey, I went up to the Oval and got your stuff."
 He had limited access, and the Secret Service let him up to go do that. Because, again, there's only two of

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us that have permanent access. The rest of them -- are of limited access.
 Q And to your knowledge, has he ever assisted in waiting in the dining room on tables, or --
 A There's been functions where we've had official luncheons possibly. There's been times where -- what we do if it's a bilateral meeting, we'll have the presidents sitting down. We have a fireplace in the background. And then we'll come in, let the press do their shots, the press leave, we come in through the hallway door -- 1 -- come through that way from the dining room into the Oval Office. Two trays, approach both presidents serve. That's where he would come in effect. I always serve the President, and then we always have whoever is assisting us serve the guest of the President -- which could be a prime minister or a president from a foreign country. And he did assist on that. Again, they do that, we go back to the dining room, set the trays down, high five, "Thanks a lot. See you later."
 And he goes back, and he was busy doing his stuff as maitre d'.
 Q Okay. And that's downstairs?
 A That's downstairs.
 Q Okay. And does Mr. Nelvis also know Mr. McGrath?
 A Yes.

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Q Okay. Are they friends?
 A Yes. And --
 Q Again, McGrath was more friends with me than he was with Nelvis because I played basketball with him on the weekends; there was times when we went out to a Baltimore Orioles game. So we were closer that way, compared to what Nelvis would, and Nelvis didn't do those things. So I was closer that way with him.
 And then he remarried. And then when that happened, things kind of died down between the relationship. Not as much -- still, it's like, hey, we've been on trips together, we travel together, we know each other real good, you know, family-wise. He's been at my house. So it was -- it was less, you know, personal relationship towards the end --
 Q Okay.
 A -- his last year and a half.
 Q Okay. But when he was a single guy, you did stuff with him.
 A Right.
 Q Okay. Do you know whether Mr. Nelvis ever discussed Monica Lewinsky with Mr. McGrath?
 A That I wouldn't know.
 Q Okay. Are you familiar with the story that came out in a tabloid publication recently

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about Mr. McGrath, in --
 A Oh, yeah.
 Q Okay. Have --
 A I -- I was shocked.
 Q Have you read it?
 A Oh, I read it. And it was terrible.
 Q Okay. Do you know anything about the story that was reported there?
 A All the -- to me, what I read into it, everything is exaggerated -- him being the butler of the President.
 You know, basically, when we travel on the road, you're almost like a butler. So he can say that and then blow it out of context, "Yeah, I'm the butler in the Oval Office."
 And McGrath was never in charge up there, never -- had very limited access -- only on those three occasions I know of him being up in that area, and then assisting us for the services. It could be the cabinet room, it could be almost anywhere. "Hey, Mike, I made a hand." He put his jacket up, "Hey, what do you need, Glen?" "Hey, you know, grab a pitcher there and serve some water to the guest right there." "Okay." Then he'd go right back downstairs.
 Again, he -- he was uncomfortable coming upstairs, like we were uncomfortable having him up that way, because then it's just -- it's not a normal thing for him being

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[1] up there.
 [2] Q Okay. But in that tabloid there was an
 [3] incident reported, was there not, with regard to something
 [4] that Mr. Nelvis told Mr. McGrath about lipstick-stained
 [5] towels that he found in the vicinity of the Oval Office?
 [6] Do you recall that portion of the story?
 [7] A I do.
 [8] Q Do you know anything about that incident?
 [9] A No.
 [10] Q Did Mr. Nelvis ever discuss that incident with you?
 [11] A No.
 [12] Q Did you ever hear anything about that incident
 [13] prior to reading the article in the tabloid?
 [14] A No. And what's funny about it -- you know, I don't
 [15] know if you want to hear it, but when the President does
 [16] makeup -- he gets make up -- like, say, he does a statement
 [17] on TV -- that's where he'll use the Oval Office sometimes,
 [18] cabinet room, almost anywhere.
 [19] And he might do a photo shot. And he might toot
 [20] some makeup on. It's a fleshtone-type makeup for his eyes,
 [21] because it's a little baggy down there.
 [22] And he puts it on, he does the statement, then he
 [23] gets towels. Normally, what we have is two hand towels --
 [24] bigger hand towels for him. Then we have another hand towel,
 [25] a real thin one. Then we have a face cloth in there. And

[1] So it gives me kind of a heads up, what's going
 [2] on. Again, that's how our relationship between us -- we
 [3] inform Secret Service, the Secret Service informs us.
 [4] So we try to give him as much privacy, and
 [5] if there was a guest in there, normally they would tell
 [6] me, "Hey, Glen, you got a guest in there." I'm like, "Okay."
 [7] And then I'll know. And I'll wait until the guests gets out,
 [8] and then I'll turn around and say to Betty, "Who is the
 [9] guest?" "Oh, the guest was this person." "Okay. Thanks."
 [10] And then I can go back to the pantry again. Yes?
 [11] BY MS. WIRTH:
 [12] Q Just for the record, I'm going to read a portion
 [13] -- a small portion from this tabloid publication, so that
 [14] you know exactly what story we're talking about. It says:
 [15] "McGrath also talked about how another White House
 [16] steward, Bayani Nelvis, told him about seeing Monica Lewinsky
 [17] emerge from a private session with Clinton in the Oval Office
 [18] study and then had to clean up the mess they left behind.
 [19] "Nelvis told his boss that the young ex-intern --
 [20] then just 22 -- was shaky and seemed to be in shock when she
 [21] emerged from the study with her hair mussed, her lipstick
 [22] smeared, and her clothes askew.
 [23] "McGrath told" -- and we'll insert the tabloid
 [24] publication -- "It was a weekday evening in, I think,
 [25] November or December 1995, not long after Monica had been

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[1] those are standard in his restroom. His restroom is only no
 [2] bigger than this table here (indicating), for the
 [3] whole restroom.
 [4] And we'll keep that supplied. And the end of the
 [5] day -- I'll make sure everything is cleaned up at the end of
 [6] the day. We put stuff in a bag in a drawer, kept it in
 [7] that space.
 [8] But that's the only time there was ever makeup.
 [9] When they turn around and exaggerate -- yeah, yeah, it does
 [10] -- there was makeup on it, but if you're talking -- I know
 [11] what the makeup is. I know. But does McGrath know? No.
 [12] Because he's not up there. He's not dealing with that with
 [13] the President. So --
 [14] BY MR. WISENBERG:
 [15] Q But you wouldn't be concerned --
 [16] A No.
 [17] Q -- if you saw that kind of makeup because you know
 [18] what that is.
 [19] A If I saw red lipstick, it would be a different
 [20] situation, yeah. Then I would be, to me, like, "Hey,
 [21] that's kind of curious." I would know something is wrong
 [22] here, unless some makeup artist turned around and put
 [23] something on him and wiped it off, you know. That's
 [24] a slim possibility. Yes?
 [25] A JUROR: You said on what -- two occasions you

[1] promoted from intern to the legislative affairs office inside
 [2] on White House. It was about 6:30 after the most of the
 [3] staff had gone home.
 [4] "Nelvis' regular post was the pantry. The
 [5] President was in the Oval. Nelvis was in the pantry.
 [6] Suddenly he came running up to me downstairs in the mess
 [7] -- it's just underneath the Oval Office -- and he was clearly
 [8] in some kind of shock.
 [9] "He took me aside and told me that Monica had just
 [10] come out the study with her hair all messed up, her lipstick
 [11] smeared, and she was all shaky and in shock. They were
 [12] pretty good friends, Nelvis and Monica, but I don't think
 [13] she even said anything to him. She just left.
 [14] "And when she left, he went into the study and
 [15] found towels smeared with lipstick on the floor. I know the
 [16] reports now are that they were tissues and that they were
 [17] stained with something else, but he told me towels that day,
 [18] and he didn't mention anything other than lipstick. He just
 [19] told me he cleaned them all up.
 [20] "It was obvious that he knew what went on there,
 [21] and he didn't have to spell it out for me. He was clearly
 [22] upset by it, and made it clear that Monica seemed like she
 [23] was shocked and really upset, too.
 [24] "Nelvis kind of took me in confidence. We've
 [25] known each other for years. I think he needed to get it off

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[1] came and Mr. McGrath was there.
 [2] THE WITNESS: Right.
 [3] A JUROR: He said he was holding the fort for you.
 [4] THE WITNESS: Holding the fort for me, yes.
 [5] A JUROR: Okay. Were there any guests with the
 [6] President at that time -- you know, after you came and
 [7] relieved him? Did the President --
 [8] THE WITNESS: No, he never discussed, because he
 [9] was like -- like, "Hurry up. I got to go," you know, because
 [10] it was on a Saturday, they were busy downstairs working, and
 [11] we really didn't have any conversation between us.
 [12] It was like, "What did you give the President?" "I
 [13] gave him --" I think he gave him a coffee or a tea. Again,
 [14] he kind of like was saying coffee or tea, but -- he said that
 [15] or a Diet Coke. Usually those three are his main beverage --
 [16] or a Diet Ginger Ale. Four beverages he has.
 [17] But again. It wasn't much of a conversation, "Here
 [18] I'm holding it for you. See you, Glen," and he, like, taps
 [19] me on the shoulder and runs back downstairs.
 [20] A JUROR: So you don't know if the President had
 [21] guests, do you?
 [22] THE WITNESS: No. And again, that short amount
 [23] of time -- I mean, seeing the Secret Service, someone would
 [24] have mentioned, "Hey, you know, the President had a guest
 [25] in." "Okay."

[1] his chest. He liked her, and he was worried with about
 [2] her," et cetera.
 [3] Did Nelvis ever tell you anything about an incident
 [4] similar to the one reported here?
 [5] A No. I read that article, and with McGrath, he's
 [6] such kiddier. He's turn around and get ahold of my pass --
 [7] this is the type of person he is. He'd get ahold of your
 [8] pass, blow you up, take you and take the cat Socks, put you
 [9] on Socks, Xerox it, like this (indicating), and next thing
 [10] you know, you're all over the White House. It'll be on
 [11] someone's desk, like, "Who's that?" "Oh, it's Glen."
 [12] So when I read that, I'm like, one thing, he's
 [13] ad-libbing to it, blowing it out of context. He's -- what's
 [14] he trying to do?
 [15] Because I know, McGrath, and I know how much a
 [16] kiddier he is. And then he puts this article in there, and it
 [17] shocked me.
 [18] Q Okay. The question was, though: Did Mr. Nelvis --
 [19] A No.
 [20] Q -- ever tell you -- let me ask the question?
 [21] A Okay.
 [22] Q The question was: Did Mr. Nelvis ever tell you
 [23] that he had found any stained materials in the area of the
 [24] Oval Office, and by that, I mean either the Oval Office
 [25] itself, the pantry, or the dining room?

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A No.
 Q Are there towels kept in the President's bathroom?
 A Yes. What I just explained -- do you want me to -- there's one, two -- two hand towels, a thin hand towel, and a face cloth that's standard set up for him every morning. We'll have -- we'll make sure that's done in the morning, just in case he walks in on us.
 And then at the end of the day is when I normally pick everything up and replace them.
 And then what we do is, we keep them in one drawer space, which is located in the Oval Office dining room. And it could be anywhere from one week to two weeks before we take them and get them cleaned.
 Q Okay. Are there towels kept in the dining room, as well?
 A No. Well, again, the clean towels are in a dresser drawer the size of this (indicating) and some lower drawer -- all the towels.
 The second drawer of that four-drawer dresser drawer is where we keep all the dirty stuff. And then in the back of it is mainly stuff for dining purposes -- anywhere from placemats to napkins in there.
 Q Okay. Are there tissues kept in the study?
 A There's -- as in Kleenex?
 Q Yes.

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A We keep Kleenex in the dining room, on the table. We keep it -- one in his private study, one in the bathroom, and one in the Oval Office at his desk, and one over by the fireplace, which would be the north side of the Oval Office.
 And then Betty has a box of Kleenex there.
 Q Okay.
 A Those are the places.
 Q On any occasion when you worked at the White House when Mr. Nelvis was not there -- whether it was on a weekend or on an evening -- did Mr. Nelvis ever ask you whether Monica had been in the White House, when you were there and he was not?
 A No.
 BY MR. WISENBERG:
 Q Is there anything that Nel was ever concerned about that he thought might have related to Monica?
 A No. He -- I think he was more concerned about -- how do you say? -- being personable with her, how her job was doing, more than anything else.
 Now, toward the President, no. No, I never seen anything negative or positive. Just that -- you know, her just reflecting, "Hey, where is the President? How is he doing?" -- that type of deal. But not -- between the two of them, it was just them conversing between the each other.
 Q What concerned Nel about that?

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A No, about her job. About, you know, how -- where -- as a intern going to one job, and then from that job, going to the Pentagon. And how is -- how she's doing in her job, and that type of deal.
 And again, I -- I'm not going to pry on what they're saying. And I know one of them was because she was in the Pentagon. That's all it was -- talking to her.
 MR. WISENBERG: Sorry.
 MS. WIRTH: That's okay.
 BY MS. WIRTH:
 Q Do you Lewis Fox?
 A Yes.
 Q Who is he?
 A He's a Uniformed Division Secret Service. He's a post stander. He's not a permanent post stander up in that area -- up at the Oval Office. He was more downstairs, and then in the West Wing lobby area.
 Q Okay. And does Mr. Nelvis know Mr. Fox?
 A Yes, he does.
 Q And they're friends?
 A As an acquaintance, not as a friend-friend, going out and having a beer with, or anything like that, no.
 Q Is he closer to Mr. McGrath than to Mr. Fox, in terms of friends?
 A Now, who? Between who?

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Q Mr. Nelvis. Was Mr. Nelvis closer to Mr. McGrath than he was to Mr. Fox?
 A Definitely. Definitely.
 Q Do you know whether Mr. Nelvis ever discussed Monica Lewinsky with Mr. Fox?
 A Never.
 Q Mr. Fox ever discuss Monica Lewinsky with you?
 A Never.
 Q Turning to Betty Currie for a moment. Did Betty Currie ever speak to you about Monica Lewinsky?
 A Yes. When she'd come in, "Hey, Monica is stopping by," or that type of deal. Or when she moved job position, "Yeah, Monica is over there working for --" like you said, legislative -- legislative affairs, you said?
 Q Mm-hmm.
 A So that kind of conversation with her. Or when Monica is coming in -- you know, like that one day when she came in, Monica was coming in, and that's it. It's not like, "How's Monica with her -- with her job now -- new job?" or how was she doing personally with her family. I've never had a conversation with Betty like that -- getting the details in the personal side of her.
 Q Okay. Did Betty Currie ever express any concerns to you about Monica?
 A No.

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BY MR. WISENBERG:
 Q Did she ever express any exasperation with Monica?
 A No. Again, Betty Currie is like she's the mom. She is, "What can I do for you?" That's how Betty Currie is.
 Q Would y'all ever -- and when I say "y'all," I mean you and Nel, or you and Nel and/or Secret Service types, uniformed or not -- did y'all ever joke about Monica?
 A The only thing -- not joking, but just that she's a cute girl. I mean, that's basically it -- a good-looking girl.
 Q Was there ever any joking about her being Nel's girlfriend -- not -- you know, just joke about it?
 A To me, personally, I might have joked with him like that, say, "How come she's always calling you, Nel?" Like, "What about me? What's going on here?"
 And so, just kidding around like that. But, you know, that's all it went. I -- to me, it didn't matter. I mean, again, I'm busy with what I'm doing, and -- and we joked around like that. I know we did a few times, like, "Hey, she's on the line for you. Here's your -- here's your talker again," and hand him the phone. "Okay. Hey, Monica, how you doing?" So it's --
 Q Ever hear anybody compare her to Paula Jones?
 A No.
 Q Ever hear anyone say, "You better watch out.

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You're going to be the next Paula Jones?"
 A No.
 MR. WISENBERG: That's all I have right now.
 BY MS. WIRTH:
 Q Okay. You told us earlier that Monica would call Nel in the pantry.
 A Mm-hmm.
 Q Do you know whether she would also call Betty Currie on a frequent basis?
 A I -- I've never seen her personally on the phone with her, but to me, yes.
 Q Okay. You never saw Betty personally --
 A I can't --
 Q -- on the phone?
 A I can't remember her saying, "Hey, Monica, how you doing?" or having a conversation with Monica. But I know Monica -- anybody can call Betty Currie, and I know she had to have had Betty Currie's phone number, especially if she was to come in and out. Like that day, she would have had to have a conversation, what time to come in, and all that.
 So they would have to communicate on the phone, because I know when the Pentagon -- you'd have to call in. You wouldn't be able to just walk up to the gate and, "Hey, I need to come in at this time." So it would be on the phone.
 Q Do you know whether Monica would call Betty Currie

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[1] to find out whether the President was around?
 [2] A No. I've never seen it done --
 [3] Q Have you --
 [4] A -- except for asking us, like, personally, "Hey,
 [5] how's the President doing?" you know.
 [6] Q Has Betty ever talked to you about that -- any
 [7] calls she received from Monica?
 [8] A No.
 [9] Q Did Nelvis ever give any gifts Monica, that you
 [10] know of?
 [11] A I know -- I believe she gave him a gift, but I
 [12] can't remember if he did or not. I know at one time he was
 [13] thinking about getting a gift. And again, they're closer.
 [14] I -- it is a possibility that she gave him something during
 [15] his birthday and then something for Christmas, that I can
 [16] recall.
 [17] But again, I don't know what the gifts were. I
 [18] didn't -- you know, to me, it was like, you know, whatever
 [19] they give them, they give them, you know. I didn't
 [20] really care.
 [21] Q Did Mr. Nelvis ever give Monica any, like,
 [22] White House trinkets -- like presidential M&Ms or --
 [23] A Oh, I'm sure. Everybody -- I mean, me, I turn
 [24] around and if anybody wants them, I say, "Hey, come see me
 [25] afterwards." But yeah, I would give M&Ms to everybody and

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[1] there. And then he left, and I didn't communicate with him
 [2] again until I got ready to leave Martha's Vineyard, just to
 [3] make sure that when we were coming back, we were driving back
 [4] down, and that the Oval Office was taken care of, that he was
 [5] going to hold it, and then I'd be back at this date.
 [6] So that's -- we always do that, no matter what --
 [7] even during the weekends, you know, "How are things going?"
 [8] "Yeah, the boss came in all day Saturday. He stopped by for
 [9] a couple hours on Sunday."
 [10] So it's a constant thing between -- it's more on
 [11] the professional side and knowing that it's covered.
 [12] A Where was Nelvis when you were in Martha's
 [13] Vineyard?
 [14] A Nelvis was at the house that we were staying at.
 [15] We ended up having all of us at one time saying in one house.
 [16] Q All right. Was Nelvis there while you were there?
 [17] A Yes.
 [18] Q Did you overlap at all?
 [19] A Yes. Yes. We overlapped for one night. That sort
 [20] of made it very uncomfortable because we had two groups in
 [21] there together in which we were sleeping on floors and all
 [22] that -- to get the other ones out of there.
 [23] Q Do you know whether Nelvis had any communications
 [24] with Monica from Martha's Vineyard?
 [25] A Not that I know of.

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[1] everybody. You know, it was just like, "Come on in," and if
 [2] you know, I don't own it, so I'm going to give it out.
 [3] That's why I -- especially when I travel on road. I
 [4] constantly give it out.
 [5] Q Did you know if Nelvis did that for Monica
 [6] for a fact?
 [7] A For a fact?
 [8] Q Mm-hmm.
 [9] A I mean, it's very easy. I would say -- it's easy.
 [10] I mean --
 [11] Q Well, I'm just asking you if you know that --
 [12] A Have I physically seen him taken M&Ms and. "Here,
 [13] Monica, here's a bag of M&Ms?" I -- I've -- I never seen
 [14] him do that. But it's -- it's that easy. Yeah, I would say
 [15] he could. I mean --
 [16] Q So you'd keep a stock of those. Are they kept in
 [17] the pantry?
 [18] A No, we keep -- all the M&Ms -- what we do is get a
 [19] couple of cases per week, and we keep them back -- in the
 [20] back side of the oval dining room.
 [21] In the dining room, there's drawer space. He has
 [22] trinkets or personal gifts there in the bottom. These two
 [23] drawers open up. We have plain and peanut M&Ms, which is --
 [24] it's probably about a case and a half worth each, which is
 [25] close to 100 -- 120 boxes or so.

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[1] Q Do you know --
 [2] A He never mentioned it.
 [3] Q -- whether he called her from Martha's Vineyard?
 [4] A No, I wouldn't know that.
 [5] Q When Nelvis left, where did he go -- when he left
 [6] Martha's Vineyard?
 [7] A When he left, he drove back down from there. We
 [8] had a van, had to take the ferry over, and drove all the way
 [9] back down to D.C.
 [10] Q Okay. And did he go to work in the White House
 [11] after that?
 [12] A No.
 [13] Q He was --
 [14] A Because the President --
 [15] Q -- on vacation?
 [16] A The President was on vacation, so no one -- unless
 [17] we have to go back for a reason -- if they have a question
 [18] about something with the flags, something is out of place,
 [19] they'll page us, and we may come in for that purpose.
 [20] Q Do you know whether he was home in D.C., or
 [21] wherever he lives, during the period of time when you were --
 [22] A I would say yes, because he's gone for two weeks
 [23] approximately.
 [24] Q Okay. So --
 [25] A Yeah, he'd be with his family.

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[1] Q Okay.
 [2] A And there's other things we have there, too. I
 [3] don't know if you want know that. We have chocolates in
 [4] there -- Whitman's chocolates -- that are hand wrapped and
 [5] has the presidential seal on it.
 [6] We have Lifesavers, which we'll turn around and
 [7] use. They're like these (indicating).
 [8] And usually, like, the President and the First Lady
 [9] will be the ones mainly using these now, since they're just
 [10] limited source.
 [11] But it's just little things with a seal on it.
 [12] People get a kick -- a big kick out of it, "Oh, with the
 [13] presidential seal."
 [14] There's like the M&Ms. And those are the main
 [15] trinkets we have to give out.
 [16] Q Okay. Turning back to your Martha's Vineyard trip
 [17] for a moment -- did you ever any communications -- when you
 [18] were doing your part the trip -- and you said you were there
 [19] for the last part of the trip?
 [20] A Right.
 [21] Q Did you have any communication with Nelvis from
 [22] Martha's Vineyard? Did you call him, and --
 [23] A Yeah. Again, we keep it a professional bass. So
 [24] we always keep up and up, and, "Hey, Nel, I'm coming back."
 [25] I think we mainly communicated when I first got

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[1] Q -- during the period that you were doing your tour
 [2] up in Martha's Vineyard, he --
 [3] A With his family.
 [4] Q -- with his family.
 [5] A Right.
 [6] Q Did you communicate with him at all during that
 [7] period of time?
 [8] A Just before departing.
 [9] Q Do you recall whether you told him that the
 [10] First Lady was going London to Princess Diana's funeral?
 [11] A Now, that you mention it, I believe I did. Because
 [12] that -- that was the -- that was like, it was a shock
 [13] to everybody.
 [14] And then, I have feeling -- you know, again, I'm
 [15] not for sure, but I have a feeling that is a good possibility
 [16] he did that. You know, we might be sending somebody out
 [17] there. And I might have said that to him.
 [18] And that was at the very end, too, so in that same
 [19] time frame, that's when we communicated with each other,
 [20] knowing that the Oval Office was going to be covered, and
 [21] all that.
 [22] Because I think it was, like, two days or a day and
 [23] a half prior to the President leaving Martha's Vineyard, and
 [24] that might have been the time that I talked to him about
 [25] who's going to cover the Oval Office.

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Then we found out that they didn't need one of us to go with the First Lady, and that the President -- see, no one knew if the President was going. I think that was the biggest hit on it.

Q Do you know -- either because you know of any personal knowledge or because anyone has told you -- whether, other than the one gift that you told us about -- the Christmas present that Monica brought -- or the present that she brought after Christmas to the President -- whether the President and Monica had exchanged any other gifts?

A No, I never personally seen that, no.

Q Okay. Did anybody ever tell you that she had?

A No.

Q Did you ever hear that she'd given him a ceramic frog or a frog made of some material?

A No. Again, even if she did, I mean, unless I was there physically with her handing it to the President, the President turned around and tells me. "Hey, Glen, look at this frog from Monica" -- that's the only way I would know. I would not know this information.

Again, he puts everything out and displays it. Nothing is tagged saying -- stating what the item is or where it came from.

That's one thing about -- he's got a phenomenal memory -- the President. And I believe it's a photographic

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memory, but he can turn around and --

BY MR. WISENBERG:

Q What makes you say that? What makes you--

A Because --

Q -- he's got such a good memory?

A I've seen him take a list of names, and this amazes me. Sixty names, and read through the names, and next thing, he starts calling off people's names, like -- I can't even do that.

Or, you know, just reading books, as quick as he reads through books. And he just impressed the heck out of me.

Q Does he remember things you -- I mean, you say you talk with him. You're pretty close with him, right?

A Right.

Q Does he remember things that you tell him about yourself or your family? Like, does he remember those, or do you have to keep reminding him of it?

A No. I mean -- well, I mentioned that we had one of our staffers that really didn't get to meet him personally.

He was in Arkansas, met his family, where he's from, and all that. And the guy says, "Well, that's the first time the president really talked to me."

Again, when we work -- work with the President, we'll work --

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(Brief interruption to proceedings.)

BY MR. WISENBERG:

Q All right. Carry on.

A We got to get out of here?

Q No, no.

A Next? But normally what happens is, the staff that assists us will be around the President, but not -- it's just like, "Let's work. Let's work. Let's getting going."

What happened was, he went by this family and met this family. Never met them before, personally. And then talked to them, talked to his family.

Three months later, he named the name, named his family members, and the guy's jaw about dropped down. He goes, "I can't believe the President of the United States doing that." He goes, "He knew my family. He remembered all us." I says, "I tell you, that's the way he is." And that's what I'm impressed with him, watching daily how he works.

And everybody in my family has met him, and he's come up, talked to my parents. Met him on the road. I've been at Denver, Colorado, had my folks out that way.

So you know, this was one of the key things with him. And then his ability with people, you know, in eye contact. Everybody that's ever talked to him, has ever met had President, it just -- it blows them away. It's like they get in awe, like, "The President of the United States -- he

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turned around and he just talked to me personally." And -- like, "That's how he is." And the guy is just overwhelming that way, okay?

MR. WISENBERG: I believe the --

FOREPERSON: So it's lunch time, huh?

MR. WISENBERG: That's right.

THE WITNESS: Is that what that was? Chow time. Let's go to lunch.

FOREPERSON: We were making inquiries back and forth.

We're going to be back, I guess -- let's say five after 2:00.

BY MR. WISENBERG:

Q I understand that you're -- fairly soon, you're going on a lengthy trip with the President?

A Yeah. I leave Friday. I -- I just got back

Saturday from, oh, about nine days out in Africa, and I

leave this Friday to go down to Santiago, Chile.

Q Okay. We'll try to get you out today.

A Okay.

MR. WISENBERG: We'll do everything we can.

Five after 2:00?

FOREPERSON: Five after 2:00.

MR. WISENBERG: Okay. We'll see you then. May the witness be excused?

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FOREPERSON: Yes, he may.

THE WITNESS: Thank you.

(A lunch break was taken from 12:57 p.m. until 2:06 p.m.)

...

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AFTERNOON SESSION

MR. WISENBERG: Let the record reflect that the

witness has reentered the Grand Jury room. And let me ask

Madame Foreperson if we have a quorum.

FOREPERSON: Yes, we have a quorum.

MR. WISENBERG: All right. Are there any

unauthorized persons in Grand Jury room?

FOREPERSON: Besides myself, no.

MR. WISENBERG: Okay. You're joking, right?

FOREPERSON: Yes, I am. Mr. Maes --

THE WITNESS: Yes?

FOREPERSON: -- you are still under oath.

THE WITNESS: Thank you.

BY MS. WIRTH:

Q Mr. Maes, has Mr. Nelvis ever discussed with you his plans to write a book about his experiences at the White House?

A No.

Q Has he ever discussed with you at all his intention to write a book about anything?

A No.

Q Has Mr. Nelvis ever told you whether he has

made any efforts to contact Monica Lewinsky since this

situation involving her and the President became public in

late January 1998?

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A No.
 Q Okay. Has Mr. Nelvis discussed your testimony today with you?
 A No.
 Q Since this story broke in January 1998, have you discussed Monica Lewinsky with Mr. Nelvis at all?
 A No.
 BY MR. WISENBERG:
 Q You've had no conversation whatsoever with Nelvis about Monica?
 A No, not Monica.
 Q Since story became public?
 A Mm-hmm.
 Q That's a "Yes"?
 A That was -- as in becoming public, as in --
 Q As in since it became a front page story in the Washington Post on Wednesday, January 21st and has been --
 A This went through our lawyer. When it went through my lawyer, I don't know a specific date on it, but then we -- basically said don't say a thing.
 Q All right. Once you retain an attorney --
 A And if that was the date that that then --
 Q Okay.
 A Yeah, then it's true, I never talked to him anything about it.

example. "I'm not surprised this has happened." or "Gosh, there's no way this can be true." I mean, no discussion like that?
 A Umm, there's a possibility that we saw it, because it was on the newspaper or on TV, and really didn't get into substance with it. It was like, "Hey, there's Monica." "There's --" You know "There's a article, you know, in that paper. Read the article." And that was it. We weren't like us -- like us sitting right here talking, "Hey," you know, "guess what happened there. This is what she did last week. Now look at this week." No, we didn't get in that -- that type of discussion with it.
 Q Nel never said anything to you to the effect of --
 not exactly --
 A Okay.
 Q -- but to effect of, "I knew this was going to happen. I'm not surprised --"
 A Not toward that effect.
 Q -- this has happened."
 A No.
 Q Pardon?
 A Not toward that effect, no.
 Q All right.
 A Nothing in that substance, no.
 Q All right. He didn't say it or anything like that.

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Q Once you've retained an attorney --
 A Right.
 Q You have not. All right. What about before you retained an attorney, after it became a public issue?
 A That's -- I wouldn't know the dates on that.
 Q All right. Well --
 A I mean, if you had a date, maybe I can --
 Q -- whatever the dates are, do you recall, before you got an attorney, whether or not you ever discussed with Nelvis the issue of Monica, once it became a major public story?
 A No.
 Q No, you don't remember, or no, you didn't discuss it?
 A I didn't discuss anything with him, no.
 MR. WISENBERG: Okay.
 BY MS. WIRTH:
 Q Okay. So when her picture appeared in newspapers, you didn't say to Nelvis something like: "Did you see Monica's picture in the paper?" "Did you read the papers?" "Did you what hear what happened?"
 A Casual talk, like, "There's Monica." Like, "What the heck is going on there?" I had no idea what was going on until it was reported on TV.
 But it wasn't like it was, "Well, did you know if

A No.
 A JUROR: What about, "There's your girl, you know. How could you let this happen?"
 THE WITNESS: No.
 A JUROR: Anything like that? Because you used to play with him --
 THE WITNESS: Right.
 A JUROR: Or in your earlier testimony, you --
 THE WITNESS: "Look what your friend is doing now?"
 No, nothing like that. Like, "Hey, look at your -- what's she's doing," and -- no.
 We were just -- I mean, it was so overwhelming when the press hit it. It was like who isn't going to know anything I about it? I mean, it was just like a slap in the face. And especially when you know the person, it's like this is overwhelming. Can it be true? You know, it was like, no way. It can't be true. I'm here every day.
 But then, where are they going with the story?
 See, that -- we're seeing all that and how it's coming into play. Are they talking about in the residence? Are they talking about here? Are they talking about there on a trip?
 I had no idea what was -- where it was all playing toward. And then it started coming down and focussing in, boom, Oval Office. Like, what the heck is going on here?
 This is ridiculous. There's no way.

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she did this or that?" No. It was just saw her on TV, "There's Monica." Because I know Monica, he knew Monica.
 Q But you had those types of conversation with Mr. Nelvis?
 A Since then? No.
 Q No, since the story was in the paper -- since it broke in the news in January.
 A (Shaking head.)
 Q Before you got your lawyer.
 A Before I got my lawyer? Just that we saw her in the paper and the news. That's it.
 BY MR. WISENBERG:
 Q You saw her in the paper, and said something like, "Here's Monica," but no substantive discussion whatsoever?
 A Get into details about, you know -- no.
 Q Well, forget about details for a minute. No substantive discussions whatsoever about what was being alleged?
 A No. Just what we heard on TV. Again, we didn't get into details like, you know, this is what we heard on TV, because we were looking. You know, we looking at the newspaper every day. We get newspapers every day. You're looking at it like, "Hmm." I'm looking through this, "What's going on here?"
 Q But no discussion like -- for instance, as an

So that's why, in general, when you're seeing it -- yeah, it's splattered all over the paper, splattered all over TV. And it to the point where you're watching it constantly, you know, what's going to happen next?
 And then -- then we had our lawyers and they says, "Don't say a thing." And we just kept it that way.
 BY MR. WISENBERG:
 Q What do you mean, "No way"? You said the Oval Office, "No way." What do you mean by that?
 A Me personally? Because again, you see how close I am and see what's going on. And possibility of that happening, there's -- there's no way --
 Q Are you saying that --
 A -- that could happen.
 Q -- it's impossible for Monica Lewinsky to have been in the Oval Office study with the President without you knowing about it? Are you saying that's a physical impossibility?
 A Can't say that, because you see the diagrams on there. And then, again, I'm not -- because I'm travelling, there's one or the two of us there.
 Q Well, let's talk about first when you --
 A So for me, what I witnessed --
 Q When you were there?
 A What I witnessed. What I witnessed.

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[1] Q Okay.
 [2] A No. No.
 [3] Q Okay. Well, not what you've witnessed, but when
 [4] you're there.
 [5] A When I'm there.
 [6] Q I mean, are you saying that it's impossible when
 [7] you're there -- when you're on duty up in the pantry, that
 [8] it's impossible --
 [9] A To not --
 [10] Q -- for Monica to be in the Oval Office study
 [11] without me knowing it?
 [12] A Without me knowing it, right.
 [13] Q That's a physical --
 [14] A Now, in the study --
 [15] Q -- impossibility?
 [16] A Yes. You're talking study. There's a possibility
 [17] they would go into the Oval Office. There's a possibility
 [18] because if Betty Currie is there. But, you know, for the
 [19] oval study or in the back -- in the back section we're
 [20] talking about -- that's what I like calling it, the back
 [21] section. At least, you know, it's all dealing with the
 [22] dining room, study, and then the hallway. No, there's
 [23] no way.
 [24] Q Okay. Why is it impossible?
 [25] A Because I would know.

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[1] Again, you know, it is mandatory for me to do
 [2] it? No. But for me -- for my personal feelings -- I have
 [3] to make sure that everything is okay, up-and-up with the
 [4] Secret Service, making sure that, hey, someone else didn't
 [5] walk in the back there for some odd reason.
 [6] And I turn around and knock on the door,
 [7] "Mr. President, are you okay, sir?" "Oh, I'm okay,
 [8] Glen." "Okay, sir." And then turn back, and then I'll
 [9] let the Secret Service know, "Hey, the President is back in
 [10] his study."
 [11] And the reason for that -- to let them know that
 [12] he's back in the study -- is because when they're posted in
 [13] the Oval Office -- we talked about the agent being outside
 [14] the Oval Office and outside, on the grounds, they have a
 [15] look-in -- there's times where he's not right there. So I'll
 [16] give them a heads up that he's back in that back area.
 [17] See, so we communicate. That's how I communicate
 [18] with the Secret Service.
 [19] BY MR. WISENBERG:
 [20] Q Well, when would you do that? On what occasions
 [21] would you feel a need to let the Secret Service know the
 [22] President is in the study?
 [23] A Because it makes a difference. Again, you're
 [24] getting into security issues with him, and I could talk about
 [25] this -- I'm comfortable with it now, but at first, I wasn't.

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[1] Q Why would you know?
 [2] A Because we have -- I have the access to knowing.
 [3] Q Oh, you would walk into the study with the door
 [4] closed without knocking, if you thought the President
 [5] was there?
 [6] A If -- if I felt that the President was there, I'd
 [7] open the door. Again that's -- you're probably thinking
 [8] there's no way. You turn around. The President, you know,
 [9] giving him privacy. We walk in there, making everything
 [10] is up.
 [11] Q Okay. The question: If you thought the President
 [12] of the United States was in the study -- either alone or with
 [13] somebody -- if you thought he was in the study and that study
 [14] door was closed, you have the kind of access that you're
 [15] allowed to walk in that study without knocking?
 [16] A Yes. Yes.
 [17] A JUROR: Mr. Maes --
 [18] THE WITNESS: Yes?
 [19] A JUROR: -- why would you do that?
 [20] THE WITNESS: There's times he may be back
 [21] there and --
 [22] A JUROR: Right. But if the President has, like,
 [23] the down day that you had mentioned before --
 [24] THE WITNESS: Right.
 [25] A JUROR: -- and my understanding earlier was that

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[1] When the President goes to the back area, they
 [2] [REDACTED]
 [3] [REDACTED]
 [4] [REDACTED]
 [5] [REDACTED]
 [6] [REDACTED]
 [7] And now you have the actual President Protection Division.
 [8] These are the guys that -- their job and their life is at
 [9] stake to the President of the United States. And that's
 [10] why we inform them.
 [11] Just like when the President goes back to the
 [12] dining room to have lunch with the Vice President, you turn
 [13] around and same way -- let them know, and they [REDACTED]
 [14] [REDACTED]
 [15] Q Okay. But what you've told us is that you know --
 [16] because of the way you keep things, because of the situation
 [17] there, you can tell whenever the President walks through the
 [18] 9 o'clock door, is that correct?
 [19] A Right. The 9 o'clock door.
 [20] Q Because you said there's a suction?
 [21] A Yes, a vacuum effect right here (indicating) when
 [22] right here when that door opens up, pulls that door --
 [23] Q And your pantry doors, which are left ajar, jiggle
 [24] in some way; is that correct -- or make a sound?
 [25] A Well, it -- it -- it pulls the door approximately

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[1] you try to give him, you know, the time --
 [2] THE WITNESS: Privacy, right.
 [3] A JUROR: -- to do his job. Right. And you don't
 [4] bother him with small -- small talk. So why would you --
 [5] THE WITNESS: Where it would come into play, like
 [6] he -- say, he was in the study and he was resting on that
 [7] chair I was talking about -- the rocking chair --
 [8] A JUROR: Right.
 [9] THE WITNESS: -- I'd come up (indicating).
 [10] "Mr. President, are you okay, sir?"
 [11] A JUROR: Why would you do that?
 [12] THE WITNESS: Because, I want to keep track of
 [13] where he's at, because the agents want to know where's he's
 [14] at. And then, I want to make the door wasn't shut by
 [15] accident, or nobody went back there.
 [16] A JUROR: Would you do that on all occasions?
 [17] THE WITNESS: It's a rarity that he has -- he had
 [18] the door shut. I mean, if I turned around and counted the
 [19] times that he had that door shut in the private study, it
 [20] might have been no more than 10 times out of one year.
 [21] Because when he goes back there, and there's been a
 [22] few occasions he'll go back and sit down there, get a
 [23] blanket, cover himself up, and relax, and just -- for maybe
 [24] 15, 20 minutes -- a catnap. And then he's back up. So I
 [25] turn around and make sure he's all right.

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[1] two to three inches, and you have metal-to-metal contact
 [2] -- clack. And we know that he's back there.
 [3] Q Okay. It pulls what door?
 [4] A It pulls the pantry door, which is
 [5] located (examining document) --
 [6] Q That leads from the pantry into the dining room?
 [7] A Yes. It would be this door right here
 [8] (indicating).
 [9] Q That's the --
 [10] A I'm sorry. Right here (indicating). That's
 [11] the door.
 [12] Q Okay. It pulls it -- that door is usually -- is
 [13] that a double door?
 [14] A This door is a double door. This door is always
 [15] open in the hallway. It's a flush door, it's opened on
 [16] the hallway.
 [17] Then you have this door, which is the Hall-1 door.
 [18] You have one, two, three -- four doors on that. I don't know
 [19] what the heck this is right here (indicating).
 [20] Q This is a -- you're talking an area that looks like
 [21] on this map might be a room.
 [22] A There's not a room here, but I don't know what
 [23] that is.
 [24] Q It's not a room.
 [25] A Yes.

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[1] Q Right. It's apparently --
 [2] A That should have a line through it.
 [3] Q -- just some space or something.
 [4] A Right.
 [5] Q But between the presidential bathroom and the
 [6] pantry, correct?
 [7] A Because there are four doors there, yes.
 [8] Q Okay. I want to know which door is it that
 [9] somehow metal clacks against metal when the President
 [10] opens the 9 o'clock door.
 [11] A It's the back side of the pantry --
 [12] Q Okay. But --
 [13] A -- which will be into the dining room.
 [14] Q Okay. All right. And that is usually a door
 [15] that's open? It would be open when the President opens the
 [16] 9 o'clock door, or will it be closed when that happens?
 [17] A It would be ajar, and that's the suction pulls it
 [18] out and slams it back in.
 [19] Q Okay.
 [20] A And this door is always open in this -- what did
 [21] you call it? -- the west side of the hallway door.
 [22] Q Okay. You say this --
 [23] A It's always open.
 [24] Q -- door that's always open is between the dining
 [25] room and the Hall-1, correct?

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[1] A Anything is possible, yes.
 [2] Q All right. Now, from the example you've given, I
 [3] take it that he -- in the example you've given, you go and
 [4] you knock, and you say, "Mr. President?" So even when you've
 [5] got a closed door to the study, you don't feel free enough
 [6] just to walk in. You would knock and say, "Mr. President?"
 [7] or something like that. Is that --
 [8] A I always knock, "Mr. President?"
 [9] Q All right. And you wait for him to say whether or
 [10] not it's okay to come in?
 [11] A Usually, what he'll do is say, "Glen, I'm resting."
 [12] Q Okay.
 [13] A And, "Okay. Yes, sir." And then what we'll do is
 [14] as soon as that's done, as soon as we get that acknowledgment
 [15] from him, we'll let the agents know he's back in the study.
 [16] And then Betty Currie -- usually give her a
 [17] heads up, too, that the boss is back there and he's resting.
 [18] Then Betty will know -- you know, if there's something
 [19] important, Betty is going to go directly to the President.
 [20] And she'll walk into the room.
 [21] Just like if I needed to go in there for some
 [22] reason -- take him a note -- when you the personal aide to
 [23] the President hand me a note, "We need to get this to the
 [24] President. He's -- he's off track here. He's got this
 [25] meeting to go to." I'll walk directly in and knock on the

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[1] A Right.
 [2] Q All right.
 [3] A And then the study is always open.
 [4] Q All right.
 [5] A Those two. The bathroom is usually closed.
 [6] Q Okay.
 [7] A Usually closed. And then there's many occasions
 [8] where he'll just leave that -- this door open, too.
 [9] Q All right. My question to you is: If you know --
 [10] if you can tell whenever he opens the 9 o'clock door --
 [11] A Okay.
 [12] Q -- and he is going from the 9 o'clock door to the
 [13] study. Let's take the occasions he goes from the 9 o'clock
 [14] door to the study. Wouldn't that be the occasion that you
 [15] would tell the Secret Service that he's in the study?
 [16] A If he -- if comes into the study, we'll let them
 [17] know. If he comes in the hallway and maybe will pass through
 [18] the -- into the dining room for some reason, or he comes up
 [19] there and grabs him a Coke -- he can grab him a Coke or any
 [20] type of beverage, "Hey, guys, what's up?" "Oh, we're doing
 [21] this and doing that." "Okay. Great." And he walks back
 [22] into the Oval Office.
 [23] Again, we won't let Secret Service know because
 [24] he's already coming to us. We know where he's at. We know
 [25] he's going back because the door is wide open, because he

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[1] door (indicating), "Mr. President, I have a note for you."
 [2] and bring it in to him.
 [3] Q Okay. But there's at least one occasion -- because
 [4] you -- it's an example you just gave -- where you would
 [5] knock, and he would say, "Glen, I'm resting."
 [6] A Right. And I'll turn around and tell him, "I've
 [7] got a not for you."
 [8] Q Okay. So you would knock first. If he tells you
 [9] generally, he's resting, you're not going to bother
 [10] him, right?
 [11] A Yeah. Once he's resting, then I'll back away
 [12] from it.
 [13] Q Okay. You're not going to go in and have a chat
 [14] with him, correct?
 [15] A No.
 [16] Q Because this is the most private room --
 [17] Right.
 [18] Q -- in the whole White House, correct?
 [19] A Exactly.
 [20] Q Okay.
 [21] A That's for the West Wing now, not for the
 [22] White House.
 [23] Q In the West Wing?
 [24] A The West Wing, yes.
 [25] MR. WISENBERG: I'm sorry.

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[1] opened it.
 [2] Q Okay. You're talking when he goes into the study.
 [3] If it looks like he's going to go for a time, you tell the
 [4] Secret Service.
 [5] A Right, we'll inform them.
 [6] Q Okay.
 [7] A Anytime he walks to the back, with the exception of
 [8] the bathroom -- which we'll walk back there and see what's
 [9] up, he goes to the bathroom, and back out. We won't tell
 [10] Secret Service that, either.
 [11] Q Now, my question to you, then, is: If the door is
 [12] already closed to the study -- which you say you think you've
 [13] seen maybe 10 times a year -- if the door is already closed,
 [14] why would you need to tell the Secret Service, since you've
 [15] presumably already told them when he opens the 9 o'clock door
 [16] to go into the study?
 [17] A Well, we wouldn't know that. If for some reason
 [18] he got back there, and the door opened up and he closed it
 [19] right behind him, then we're not sure. Then we'll turn
 [20] around and knock on it (indicating) and make sure everything
 [21] all right with him.
 [22] Q Okay. So it's possible for him to go in without
 [23] you knowing for sure?
 [24] A It's -- it's pretty hard, because--
 [25] Q But it's possible.

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[1] MS. WIRTH: Are you done?
 [2] MR. WISENBERG: For now.
 [3] MS. WIRTH: Oh, okay. All right.
 [4] BY MS. WIRTH:
 [5] Q Okay. Did you ever see Monica Lewinsky enter a
 [6] room where you knew the President was already present in
 [7] that room?
 [8] A Yes, that would be Betty Currie's office space.
 [9] Q Okay. When?
 [10] A On many occasions when she stopped by to say hello,
 [11] and the President happened to walk into the office space
 [12] while she was standing there, having a conversation.
 [13] Q Other than Betty Currie's room?
 [14] A Not as a room. The only other place would
 [15] be the walkway.
 [16] BY MR. WISENBERG:
 [17] Q Which walkway?
 [18] A Walkway-1, offhand; Walkway-2, possibly 2 --
 [19] Q On the map that you were looking at?
 [20] A -- but normally Walkway-1.
 [21] Q Okay. That's on the map you've been dealing
 [22] with here?
 [23] A Right.
 [24] MR. WISENBERG: I'm sorry. Go ahead.
 [25]

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BY MS. WIRTH:
 Q All right. Did you ever see Monica Lewinsky enter a room where you thought the President might be?
 A No.
 Q Did you ever see the President enter a room where you either knew or thought Monica Lewinsky was?
 A Again, it would be Betty Currie. If he was there, yes, and --
 Q Betty Currie's office?
 A Yes.
 Q Okay. And other than that one time when you saw them go into the Oval Office together --
 A Right.
 Q -- have you ever seen them enter a room together?
 A Enter into a room?
 Q Yeah.
 A No.
 Q Have you ever seen them enter --
 A Well, again, the only -- what you were just saying that would be that time for the gift, and they walked in the Oval Office together.
 Q I just said other than that one instance --
 A Okay. No.
 Q -- did you ever see them enter a room together?
 A No. That would be the only time as together, yes.

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A No.
 Q Well, you just described one situation where that happened -- the eight minutes approximately --
 A Well, that's -- she said -- well, I'm sorry. Because you asked me --
 Q That's okay.
 A I'm trying to go with what she's saying, not to get --
 Q That's all right. That's why I want make it clear.
 A Okay.
 Q Other than that one incident that you've told us about --
 A Right. That's the only time.
 Q -- after Christmas --
 A Right.
 Q -- that's the only time you can remember Monica leaving a room where you knew or thought the President was.
 A That's the two of them walking out afterwards.
 Q Okay.
 A Okay.
 BY MS. WIRTH:
 Q Now, to your knowledge, has Monica Lewinsky ever been in the President's study?
 A Not to my knowledge at all, no.
 Q Has anyone ever told you that she was in his study?

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Q Did you ever see them enter a room in the company of anybody else, such as Betty Currie?
 A Yes, in Betty's office.
 Q Okay. You saw them --
 A Meaning -- okay. I threw that off. No. Besides the one time in the Oval Office, entering a room together?
 Q Mm-hmm.
 A You want to rephrase that or --
 Q Did you ever see them walking into a room together?
 MR. WISENBERG: With somebody else.
 BY MS. WIRTH:
 Q With somebody else.
 A With somebody else?
 BY MR. WISENBERG:
 Q As an example, Monica, Betty, and the President walking into the Oval Office, into the hallway off the study, into the Oval Office study -- the private study.
 A No.
 BY MS. WIRTH:
 Q Okay.
 A Anyone ever tell you that that had occurred?
 A No.
 Q Did anyone ever tell you that they had seen Monica Lewinsky and the President going into a room together?
 A To me, personally? No.

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A No.
 Q Okay. Has Betty Currie ever told you that Monica was in with the President what you were speaking to her?
 A In with the President?
 Q Mm-hmm.
 A No. Except, again, for the -- the only time Betty and I ever had a conversation about her going into a room would be the Oval Office that one time for the gift. That was it.
 Q Other than that one time for the gift, did you ever have a conversation with Betty Currie when Betty Currie told you that you Monica Lewinsky was in the area of the Oval Office with the President -- either in the Oval Office itself, or in the study or the dining room?
 A No.
 Q Did Betty ever ask you -- other than that one time that you told us about after last Christmas, in December '97 -- on any other occasion other than that has Betty Currie ever asked you to walk Monica Lewinsky out of the White House?
 A No. Just that one occasion.
 BY MR. WISENBERG:
 Q Do you ever remember Monica being at the White House, like the day of her birthday, or the day after her birthday?

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Q To anybody else?
 A No.
 BY MR. WISENBERG:
 Q Ever see the three of them leave? Ever see the President and Monica and any other person leave a room together?
 A Not as together, no.
 MR. WISENBERG: All right.
 BY MS. WIRTH:
 Q Okay. Did anybody ever tell that you that Monica Lewinsky had been in the Oval Office?
 A Yes.
 Q Who?
 A Nelvis. When she brought her family to meet the President.
 Q That's the radio address time?
 A Radio address.
 Q Other than that time?
 A No.
 BY MR. WISENBERG:
 Q Did you ever see the President leave a room where you thought Monica had been in that room?
 A No.
 Q Did you ever see Monica leave a room where you thought the President had been in there?

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A It is a possibility, but I can't remember that, no.
 Q You have no memory of walking her out of the White House the day after her birthday --
 A No.
 Q -- when she might have come to get some gifts?
 A Again, like I said, it could -- it's easy for any staff member to walk her out.
 Q Okay.
 A So it's not like Betty having to walk her out, or I have to walk her out because of someone inviting them in.
 Q No, it's not that way at all.
 Q You've mentioned this Mike McGrath, who we talked about.
 A Right.
 Q You said he was a friend of yours?
 A Yes.
 Q Closer to you than he was to Nel?
 A Yes.
 Q Would you say that Nel is closer to you, or closer to Mike?
 A Nel is closer to me.
 Q All right. What is Mike McGrath's reputation for truth and veracity -- for telling the truth?
 A He's a kidder.
 Q Okay.

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A I mean --
 Q Well, you've told us that, but?
 A Right.
 Q A prankster, I think -- a jokester.
 A A prankster, a jokester.
 Q All right. But what's his reputation for being a truth-telling person? Is he a person where you say Mike McGrath, and people say that he's liar, or he's a --
 A Well, you can put it this -- this is a quick example: I've done the President's birthday cake every year -- you know, personally, his birthday cake. Okay. He kids around. He's the maitre d'. I got the cake sitting there, and he turns around and tells people he's the one that made it. And he's serious with them. And they'll believe him.
 And after a while, you just give up. Like, I ain't going to mess with that, "You tell them anything you want." So it gets to that point.
 Well, what's the truth on it? To me, is it a lie?
 Yeah, it's probably a little white lie. And he's sitting there kidding around. And I don't take it as a grudge or anything like that, so I just let him do it. After a while, you get kidding around, and you just don't -- you just don't pay attention to the guy. That's how it is.
 Q All right. So he does not have a good reputation for telling the truth -- at least about things like

I think that's as in the magazine -- not Kenneth.
 "I think it's important, he says, for those of us who know the truth to tell it and tell it straight."
 Q Okay. Do you understand what I just read to you?
 A Mm-hmm.
 Q Now, this article says that he went, and everything that's in this article here -- the material in the article -- is what he told to the Grand Jury.
 And my question to you is: Based on your full knowledge of Mike McGrath, is he the kind of person that you think would walk into a federal Grand Jury and take the oath to tell the truth and lie?
 A See, I -- I couldn't give you an answer on that.
 Only one thing, I don't believe in that stuff that you see right there -- that you read, I read. I know they ad-lib to it to make it sell. I know that. And I've seen it.
 And with him -- like I said the part about the butler, and how it was blown out of context -- so everybody thinks he's a butler. He's not. You know, no way.
 And the article is in there. How easy is it to go from saying there's cosmetics and go to lipstick on the towel? Well, it's easy for him to do that.
 And I could see where he got himself in a bind from doing that.
 Q All right.

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prankster-type things, like who baked the cake?
 A Pranksters, yeah. Doing the cake. Here he comes and -- he's just -- he's just a kidder all the time.
 Q All right. What about matter aside from that? What about important matters?
 A Important matters? He's professional. He's right there. We have a -- like, in the Roosevelt Room, had a function in there. He's right there, making things go smooth.
 Q Right. But the question is: On substantive matters, important matters, what is his reputation, if you know it, for telling the truth?
 A He has a professional background of -- as a mess management specialist in the Navy. He's a professional on it.
 Q Okay. But what's his reputation for truth-telling?
 A Again, it -- it depends -- like I'm saying, he's a prankster. Well, where do you get truth-telling out of that?
 Q Okay. In non-prankster areas -- that's my question. What's his reputation?
 A Because he -- he adds it into almost everything he does. So it's like where are we going to go with it? I mean, I'm trying to get you an answer. But then, we could be doing something serious, and he'd just throw something in

A That's me, personally, saying it. And then, is he kidding around with this? And he could have been kidding around with them. I don't know that, and I can't judge that.
 Q All right. Well, let me re-ask it, so that we don't get the article involved at all.
 A Okay.
 Q How long have you known Mike McGrath?
 A While he was in the -- with us at the White House, since day one I arrived there. So you're talking approximately nine and a half years.
 Q All right.
 A Almost 10 years.
 Q You've done stuff with him, you've socialized with him.
 A Yes.
 Q And you've worked with people who have worked for with him --
 A Yes.
 Q -- for a long time; is that correct?
 A Yes.
 Q All right. Based on your knowledge of him, your knowledge of people who have worked with him, in your opinion -- forget about this article?
 A That's what tough here.
 Q In your opinion, is he the kind of person who, if

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you. Like, "Come on, Mike. Let's get this finished, and let's get the heck out of here. What's going on?"
 Q You said you read this article (indicating).
 A Yes. And I -- I tell you, I breezed through it -- if that's the one I read. Let me see the front of it.
 Q (Indicating.)
 A Yeah, that's -- that's the article I read.
 Q Okay. And I'm showing you --
 A And I just breezed through it.
 Q -- a Star dated March 17, 1998; is that correct?
 A Yeah. Yes.
 Q Okay. You just breezed through it? You didn't read the whole thing?
 A I -- I -- you know, I just caught stuff in there, rushing through it.
 Q All right. "Two weeks ago, McGrath --" I'm reading you from a portion of it:
 "Two weeks ago, McGrath was subpoenaed and forced to testify before Kenneth Starr's Grand Jury investigating the Clinton sex scandal. Since then, he learned that his testimony was being leaked to the press, and he feared it might not be reported accurately.
 "Grand Jury proceedings are secret, but witnesses are legally free to talk openly about their own testimony. So McGrath decided to talk to Star."

he came into a federal Grand Jury and took an oath to the tell the truth, would tell the truth?
 A Again, the answer -- it's hard to give to you, because, one thing, I know some of the background with him. One thing, I know about his brother being a lawyer. Another thing, I know he knows someone on the case -- with -- with Starr.
 I know his brother is definitely against the President. I know that.
 And I know it's pushing him to the limit, like, "Hey, guess what? You can turn around and make money here, do this," and I believe they pushed him to the limit. That's me, personally.
 Q Okay. But I'm asking you a general question -- which I think is a fairly simple one.
 A It's -- I can't --
 Q Which is -- which is --
 A I can't -- it's tough for me to answer that question for you.
 Q Which is, based upon your knowledge -- I'm talking about your knowledge of nine years of being around him and being around people who work with him -- what is his reputation? Well, let me ask it this way first --
 A See, that's --
 Q I've already asked you reputation.

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A I know. It's --
 Q Do you believe --
 A Okay.
 Q I'm talking about based on our interaction with him over a nine-year period, okay?
 A Right.
 Q Okay. Is he the kind of person -- I didn't ask this in relation to these events -- is he the kind of person, based on your nine years knowing him and knowing people who worked for him, who, if he came into a federal Grand Jury and took the oath to tell the truth, would tell the truth -- about anything -- about anything he'd be asked about?
 You're talking about --
 A I would expect him to.
 Q You would expect him to --
 A I mean, I would expect him to do that, but then, we're -- me knowing him and you knowing him, I know how he is. And I would expect him to do. Hopefully, he does the right thing. And then there's times when --
 Q That isn't the question.
 A I know, but it's --
 Q I would expect anybody -- we all expect everyone to tell the truth in the Grand Jury?
 A But again, the prankster part of it overrides (sic) some of this, too. So it's --

And I --
 A JUROR: When you come here, we treat this very seriously --
 THE WITNESS: Right.
 A JUROR: -- and we expect the witnesses to also.
 THE WITNESS: I'm trying to get -- tell you directly what -- your answer. I mean, your answer to is he lying, or he's not lying? "Yes" or "No"? And I'm in a position where I can't. That's the way I'm feeling right now.
 MR. WISENBERG: That's not the question.
 A JUROR: No.
 BY MR. WISENBERG:
 Q The question is: Based upon your knowledge of him and his reputation --
 A Would he lie to you?
 Q -- if he came in front of a federal Grand Jury and took on oath to tell the truth -- like you took -- is he the kind of person who, based on your knowledge of him and his reputation, would tell the truth?
 And it strikes me there are three -- I can think of three plausible answers to that: "Yes, he would"; "No, he wouldn't"; or "I'm not sure."
 Now, I guess my question is which one --
 A Mine would -- I'm not sure.

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Q Okay. I'm asking you, based on your knowledge of him -- and I'll it again: Do you believe he is the kind of person who, if he came in front of a federal Grand Jury and took the oath to tell the truth, would tell the truth?
 A I can't answer that. I'd like to, but I can't.
 Q Okay. So you're not really sure he would be the kind to tell the truth?
 A I -- I'm stuck in a bind here, because I can't talk for him, and what you're trying to push me to talk to him, I can't do that.
 Q It's really --
 A And I can't -- I don't what he said to the Grand Jury. I don't -- you know, to me, personally, I've told you as far as I can. I don't know if you can take that in context of I'm saying him being a prankster, joking around. You can talk to other staff you want to about him.
 But I -- you know, I hate putting words or saying things about a person that I've worked with all those years. Again, he's a great guy to be around, but I can't answer your questions.
 A JUROR: Can I ask you a question that's sort of related that will help give me some insight?
 During the 11 years that you knew Mr. McGrath -- or the 10 years that you knew Mr. McGrath -- did anything ever happen within your working relationship that was very

Q -- of the three --
 A I'm not sure.
 Q Okay.
 A Put it that way.
 Q And the reason you say you're not sure is because of this history of pranksterism that you're talking about?
 A Right.
 Q Okay. Now, telling somebody he made the cake, when, really, you made the cake --
 A Right.
 Q -- is an example, correct?
 A Example, correct.
 Q Now, of course, if I'm giving you a surprise party -- it's a hypothetical. If I'm giving you a surprise party, and I tell you, "We need you to come into this room because I want you to see something, and I need to show you something," and, in fact, everybody is waiting to give you a surprise. That would an example of not telling the truth; is that correct?
 A That's correct.
 Q All right. And again, you've given an example of him doing a prankster-type thing with a cake -- telling people he baked the cake, when you really did it, correct?
 A Right.
 Q All right. What examples of him not telling you

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serious? Like, somebody became ill, or somebody died, or somebody had to have had a serious operation -- where the two of you talked about it, and both of you were really concerned for -- or this situation was so serious? In that serious situation, did you find that Mr. McGrath was a kidder?
 THE WITNESS: As you mention that, I had an operation, and he was kidding around with that the whole time. I just had surgery last summer, which failed, and he was kidding around, "Oh, you got to go again. Oh, you're always broke. You're always broke. You're falling apart. You ought to retire."
 So it's something like that. That's -- that's how he's a kidder. But again, you know, I don't take it as a grudge or take a seriously with him, because that's the way he is.
 A JUROR: Mr. Maes, I think --
 THE WITNESS: Yes?
 A JUROR: I'm having a problem understanding why, I guess, you can't answer. To me, it's pretty clear that if you're kidding, it's in the nature of something perhaps not serious. But if you're trying to be truthful, and if you do come here, we expect people to tell the truth. I don't see that those two can be intertwined. Do you understand what I'm saying?
 THE WITNESS: I understand what you're saying.

truth can you think of, outside of the prankster context?
 A I'd have to think about it because -- (pause).
 For example, as in getting advanced, all right?
 That's a very serious thing, especially with the military -- people getting advanced. And kidding around with that, "Hey, I heard you made it," you know, and then the next thing you know, you didn't make it. And then you're confused, like, well, which direction is it? Is it yes or no?
 I mean, that's a very serious issue with us -- of the military part of it. That's --
 Q I'm not sure I fully understand. What do you mean when --
 A I'm trying to get why --
 Q Advanced? I mean --
 A Advanced -- advancement to your next rank.
 Q Okay.
 A That's very serious. And he knows it. He knows that it's like a headache with everybody on reeling in information like that, or -- if that's an example for you.
 Q Okay. So what's the example there? Give us the example, so we can --
 A It would be like him saying, "Okay, Glen, I heard -- you know, you're advanced." And, "Great. Good luck." And then next thing you know, you're not. "Well, who told you that?" "Well, I just made it up." "Doggone, man, don't

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1: be doing that."
 2: Or calling you up, say, "Hey --" Or paging you. I
 3: get pages -- like, I get a page. I mean, it's like you're
 4: worried about it. "Well, who's paging me? What's going
 5: on?" Just like now I got paged (indicating). And he
 6: kids around.
 7: There's times when he would turn around and get on
 8: the pager and put numbers on there, or load it up with all
 9: kinds of numbers. Like, "Well, what are you doing? Don't be
 10: doing that." "Well, I'm just kidding around." Like,
 11: "Doggone, this is -- this is my life."
 12: Q You remember each of those two things happening
 13: from McGrath?
 14: A Mm-hmm.
 15: Q Number one, he said, "I heard you got advanced,"
 16: when you hadn't been -- in rank. And then another one would
 17: be paging you with some-- giving you a page that --
 18: A Like, "You got it. You got it. You got advanced.
 19: You got it." And next thing you know, it would come back
 20: negative. "Well, where did you hear it from?" And
 21: then, "Oh, I didn't hear it." "Okay. Great."
 22: Q Okay. So those would be two examples of
 23: non-prankster lying by Mr. McGrath?
 24: A And you're messing with your job. You're -- you're
 25: messing with --

And then they turn around and -- the way I heard it
 was that Peter McGrath knew a lawyer from the Starr side, and
 it -- med around and kind of like instigated this to make
 McGrath do a statement.
 But again, that's -- that's hearsay. I never
 talked to McGrath about it. I never talked to Peter
 about it.
 Q But what I'm trying to get at is -- or one thing
 I'd like to get at is: What was the context of the discussion? I
 mean, I take it, you're not up in the pantry, and you don't
 get a call from Stephen Smith out of the clear blue sky
 saying, "Hey, guess what?"
 A Well, it was like, "Mikey's coming down." Which
 sometimes we call him Mick, and we hear Mikey or Mick is
 coming down, you know -- you know, "He's coming down? What's
 he doing?" "He's going to testify in the Grand Jury." And I
 was, "What the heck is he's doing?"
 And then not knowing this article, and then that
 article come out. So I have no idea of time frame of it,
 because he apparently came down here, did what he had to do,
 and went right back up to --
 Q So you're discussing with Stephen Smith
 something related to the criminal investigation involving
 Monica Lewinsky? It's in the context of that kind of
 a discussion?

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1: Q Okay. The question is: Those would be --
 2: A -- a personal being there.
 3: Q The question is: In your view, those would
 4: be two examples of Mr. McGrath lying about things that
 5: would not be --
 6: A Be a serious thing, yes.
 7: Q -- pranksterism; is that correct?
 8: A Correct.
 9: Q All right. Are you ever aware of him lying when
 10: questioned by a superior on a serious official matter?
 11: A No, not -- again, his job and my job are totally
 12: separate jobs.
 13: Q Is he the kind of the person who would know whether
 14: or not you'd been advanced -- whether or not you'd be given a
 15: promotion, by the way?
 16: A Oh, yeah. Anybody can find that out. Any one of
 17: our staff member can find that out.
 18: Q You mentioned something about his brother -- I want
 19: to make I got this correct. Did you mention --
 20: A Peter McGrath.
 21: Q -- something about his brother knowing
 22: somebody on --
 23: A Right.
 24: Q -- Judge Starr's staff?
 25: A Right.

1: A Well, he just -- it was not really a
 2: discussion. He was just telling me, "Hey, Mike's coming
 3: down." I says, "Why?" "He's going to --" "Mike's coming
 4: down?" He goes, "Yeah, he's coming down --" I think it was
 5: like during a weekday he came down here.
 6: I says, "Well, you know, that's all right." And
 7: he's goes, "Yeah, he's going to do that testifying stuff." I
 8: said, "Okay." And that's it.
 9: And then I had asked him afterwards, "Did Mike come
 10: down finally?" Because I -- I think was doing something.
 11: And he goes, "Well, yeah, he came down, he had to leave right
 12: away." I said, "What the heck? He's flying all the way down
 13: here, and going all the way back up?" "Yeah."
 14: Q I'm just interested why you'd have a
 15: conversation with Stephen Smith that touches upon -- not
 16: that there's anything wrong with it -- that touches upon
 17: this investigation and Michael McGrath, but you can't recall
 18: discussing anything substantive with Nelvis, even before he
 19: got a lawyer. Can you explain that to us?
 20: A See, Stephen Smith and Mike McGrath are good
 21: friends. And Stephen Smith is closer to Mike McGrath than I
 22: am. Why? Because the two of them worked together.
 23: That's why I says they were totally two separate
 24: jobs. He's downstairs as the maitre d'. He works for
 25: Stephen Smith, even though he was senior to Smith. Smith is

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1: Q And his brother is who?
 2: A Peter McGrath.
 3: Q Okay. Who is the person on Starr's staff that his
 4: brother knows?
 5: A I have no idea.
 6: Q How do you know that?
 7: A Just hearsay.
 8: Q Okay. How did you hear that from?
 9: A I heard it from a staff member -- one of our
 10: staff members.
 11: Q Okay.
 12: A And the staffer member, his name is Stephen Smith,
 13: S-t-e-p-h-e-n Smith.
 14: Q Okay. What does he do?
 15: A He -- what he does is he runs the White House staff
 16: mess in the basement level, where the main dining rooms are.
 17: Q Okay.
 18: A And he just mentioned, "Hey, what's going on?"
 19: I said, "I -- I have no idea." And then, next thing I
 20: know, "Well, Peter McGrath mentioned it." And that's --
 21: that's basically where I come up with it.
 22: Peter McGrath -- I says, "Peter --" because I know
 23: he's a lawyer from the past, because we played basketball
 24: with him -- with him and McGrath. We always had a team on
 25: Saturdays or Sundays playing basketball.

1: the same rank as I am -- E-8. But he runs the show down
 2: there. So in the lower basement area, that's what they run.
 3: That's why the relationship between them are closer
 4: than I was toward the end, because they're working together.
 5: And then I saw less of him because I'm up in the Oval Office
 6: with Nelvis, and we're up there.
 7: Again, it's not like us coming down constantly all
 8: day long and, "Hey, how you doing, Mike?" "Great." And go
 9: back upstairs. That's how -- how the working relationship
 10: between us were. So --
 11: Q My question is: Is there any -- or I don't know if
 12: this was the question or not, but my question now is: Do you
 13: consider that a little odd that you would be talking about
 14: Mike McGrath and his testimony before the Grand Jury, but
 15: you've said you never talked about with Nel, even before --
 16: A No, it wasn't --
 17: Q -- even before you got an attorney?
 18: A To me, it was -- I hadn't been to the Grand Jury.
 19: I didn't know anything about it. It's like, I wasn't called;
 20: I wasn't subpoenaed. And then just -- Stephen Smith just
 21: mentioning to me Mike was coming down. And it's not like me
 22: trying to instigate, like, "What information are you trying
 23: to get? What are you trying to tell me?"
 24: I never questioned it, because he was just telling
 25: me directly, hey, he was coming down to testify, appear to

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the Grand Jury. And I -- to me, I was just like, "Well, okay."
 MR. WISENBERG: I'm sorry. I keep butting in.
 MS. WIRTH: That's all right. No, that's okay.
 Are you done?
 MR. WISENBERG: For now.
 BY MS. WIRTH:
 Q Okay. Mr. Maes, have you ever seen the President have any physical contact with Monica Lewinsky?
 A Physical contact, as in maybe hand around her shoulder, or what I saw on TV with the videotape.
 Q Aside from what you've seen on television, what have you seen yourself?
 A Just went up there, like, patting her like this shoulder (indicating). That was it.
 Q Okay. Has anybody else ever told you that they had seen any physical contact between the President and Monica Lewinsky?
 A No.
 Q Did anyone ever discuss with you the fact that Monica Lewinsky was named as a witness in the Paula Jones case?
 A No. Everything I saw was on TV and the newspaper.
 Q Aside from TV and the newspapers?
 A No.

Grand Jury, did you talk to anyone other than your lawyer?
 A About receiving?
 Q About anything to do with receiving it or your testimony today or the subject --
 A Yes, there was --
 Q Let me finish the question.
 A Okay.
 Q -- or the subject of Monica Lewinsky? Go ahead.
 A Not the subject. When I received it, I notified my commanding officer. I informed my command master chief that, "It looks like possibly the 25th of March I'll be going to the Grand Jury."
 And I also notified Nelvis about it. And the reason for it is making sure that we cover the Oval Office.
 Q Okay.
 A And I would have that time off. And then the dates changed. From the 25th, it changed over to now. So that's what I started with.
 But any other information, as in talking about it, no. About Monica, no.
 Q When you talked to Nelvis about it, did you tell him anything other than the fact that you'd been subpoenaed to testify on a particular date?
 A Right. Just so we'd have the Oval Office covered.
 Q Did you tell him anything other than that you were

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Q Anyone at all?
 A No.
 Q Did you ever hear Monica Lewinsky talk about the Paula Jones case?
 A No.
 Q Did Betty Currie ever discuss with you that Monica Lewinsky was named as a witness in the Paula Jones case?
 A No.
 Q Okay. I believe I asked you earlier whether you knew of any gifts exchanged between Monica and the President, and you said no; is that correct?
 A The only one I told you was that she brought an object in. I have no idea what it was. And that was the only thing I ever saw exchanged between the two of them.
 Q Okay.
 A Not exchanged between -- yeah, between her giving him, not him giving her.
 Q Did anybody ever tell you that she'd given him any gifts, or that he -- the President -- had given her any gifts?
 A No.
 Q Did Betty Currie ever discuss with you that Monica had received gifts from the President?
 A No.

subpoenaed to testify on a particular date?
 A Nothing other than the date and time.
 Q Since this matter has been reported in the press in January 1998, other than your lawyer, and other than conversation that you've already told us about with Stephen Smith, have you discussed with anyone else at the White House any of the subjects that we've covered today in your testimony and the subject of Monica Lewinsky?
 A Not as in subject matter with individuals, no.
 Q Okay. So you've discussed Monica Lewinsky with absolutely no one, other than your lawyer, since this matter became public?
 A My wife, saying I saw her on TV, "There's Monica again." I might have discussed that. And, "Look what they've put in the newspaper," meaning that -- that magazine right there (indicating). I says, "Look at this what they did to Mike and what Mike's doing." And that's about as far as I went with it.
 Again, my -- my wife doesn't even really know my job that much.
 Q Have you talked to anybody at the White House counsel's office?
 A No.
 Q Okay. Have you discussed of the subject of --
 A Uhh --

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Q Okay. You're appearing here pursuant to a subpoena; is that correct?
 A Yes.
 Q And when you received your subpoena, did you talk to anybody about it, other than your lawyer or lawyers?
 A No. I've talked to my lawyer.
 Q Other than your lawyer.
 A Can I talk to my lawyer?
 Q Yes.
 A Okay.
 (Witness excused to confer with counsel.)
 MR. WISENBERG: Let the record reflect that the witness has re-entered the Grand Jury room. And do we have a quorum?
 FOREPERSON: Yes, sir.
 MR. WISENBERG: And are any unauthorized persons in the Grand Jury room?
 FOREPERSON: No, sir.
 MR. WISENBERG: All right.
 FOREPERSON: Mr. Maes, you're still under oath.
 THE WITNESS: Thank you.
 BY MS. WIRTH:
 Q Okay. So the question before you left the room is: When you received the subpoena to testify before this

Q Go ahead.
 A Yeah, to restate that -- when this first broke about us possibly being subpoenaed, there was a time when I talked to Cheryl Mills. And she just informed us there was a possibility of us being subpoenaed.
 I says, "Oh, that don't sound good." She goes, "Yeah." So, "You guys, there's a possibility of doing that, so, you know, we'll have to probably see about getting lawyers, or there will be probably lawyers involved in this." And that's about as far as we went with the subject.
 Q Okay.
 A So it was kind of like a heads up on it -- there's a possibility.
 Q How did you obtain the counsel who's here today -- your lawyers?
 A How did I --
 Q How did you come to hire them? Were they recommended to you by anyone?
 A I have to talk to the lawyers about that.
 MR. WISENBERG: Well, why don't we -- well, we'll wait and save it until the end then.
 MS. WIRTH: Okay.
 MR. WISENBERG: Why don't we do that, we don't --
 BY MS. WIRTH:
 Q And also, we have a pending question on the phone

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1 number. Have you discussed that with your lawyer?
 2 A No. I'll do that the same time. I'll write
 3 that down.
 4 MR. WISENBERG: We'll want both the current one in
 5 the pantry and the one before it was changed.
 6 BY MS. WIRTH:
 7 Q Okay. And just on the subject of lawyers. I'm
 8 going to ask you how you came to hire your lawyers. Were
 9 they recommended to you by anyone? Did anyone suggest
 10 their names? Who is paying them, if anyone? And whether
 11 you know of any arrangements to reimburse you, or whether
 12 anybody has told you you're going to be reimbursed for
 13 your attorney's fees.
 14 BY MR. WISENBERG:
 15 Q And whether or not there's a joint defense
 16 agreement any kind that you're aware of that your lawyers
 17 are involved with. In other words, sharing --
 18 A I'll have to write all this down. If you give me a
 19 piece of paper or a napkin or something.
 20 Q Okay. All right.
 21 A Because all these questions --
 22 MS. WIRTH: Here you go (handing paper). The
 23 telephone numbers.
 24 BY MR. WISENBERG:
 25 Q First is the phone numbers -- any phone numbers we

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remember about how she acted?
 A And just in awe, like, "What -- what's going on
 here?" And just -- that's how I -- the only way I can
 explain it.
 Q All right. Shocked, like she can't believe this is
 happening?
 A Right.
 Q Is that your testimony?
 A Yes.
 Q As opposed to nervous in any way?
 A Not nervous -- just shocked. Like, "Why?"
 Q Were you there the night -- the day and/or night
 that President Zedillo of Mexico visited?
 A Of Mexico? Yes.
 Q Okay. Were you on duty?
 A Yes. We had a bilateral meeting with him
 that I can recall. Because I was down in Mexico with
 Sandillo (sic), down there.
 Q All right. But I'm talking about when he came --
 on November 13th, I believe, of '97 he came here?
 A Right.
 Q And --
 A We served the bilateral meeting for him in
 the Oval Office.
 Q All right. So you were on one duty --

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1 might have asked you about. I think particularly, we asked
 2 about the pantry.
 3 A Yeah, those two phone numbers. Okay.
 4 Q The second is: How did you get your lawyers? In
 5 other words, who referred you to your lawyers? Who is paying
 6 for your lawyers? And if you're paying, do you expect to
 7 be reimbursed? Have you been told you're going to be
 8 reimbursed?
 9 And the other is: Are your lawyers sharing
 10 information about you with other lawyers?
 11 A Okay.
 12 BY MS. WIRTH:
 13 Q Okay. And since, you know, the story involving
 14 Monica Lewinsky and the President became public in late
 15 January of 1998, have you had any discussions whatsoever
 16 with the President about Monica Lewinsky?
 17 A No.
 18 Q About any alleged relationship between the
 19 President and Monica Lewinsky?
 20 A No.
 21 Q Have you had any such discussions with anybody else
 22 in the White House?
 23 A No.
 24 Q Have you ever discussed it with Betty Currie?
 25 A No.

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1 A Right.
 2 Q -- at least a part of that day?
 3 A Oh, yes. I was working that evening, too.
 4 Q Oh, really?
 5 A So I think the -- you know, if I can recall, it was
 6 -- normally the bilats are usually between 10 and 11 o'clock
 7 in the morning.
 8 And normally, when that happens, then I'll come in
 9 earlier. I'll come -- make sure that I'm in by 9:00 -- even
 10 sometime 8:00, but normally, 9:00 -- to give us an hour to
 11 set up for them. It only takes me about 15 minutes to set
 12 up for a meeting like that -- a bilateral meeting. And then
 13 Nelvis and did the service, that I can recall.
 14 Q Now, that's in the morning?
 15 A That was in the morning.
 16 Q But you say think you were there that evening, too?
 17 A I was -- yeah, because I -- once I go to work, then
 18 I'm there until the President leaves.
 19 Q All right. Do you recall how long you were there
 20 that night?
 21 A At least until the President left.
 22 Q All right.
 23 A Whatever time that was.
 24 Q So if we have logs that indicate the President was
 25 there until whatever in the Oval Office area -- as an

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1 Q Okay.
 2 A Again, before all this, when it first came out, we
 3 saw it on TV, said, "Hey, there's Monica." Or Linda Tripp.
 4 You know, and it's like, you know, you're right there
 5 sitting.
 6 It's not like, "Well, they're bad people and all
 7 that." No. It just happened to be -- the TV is right here
 8 (indicating), looking at TV, and happen to see -- or an
 9 article in the newspaper, "There's Monica."
 10 And -- because, again, Monica was a friend. You
 11 know, Monica was there throughout the room, and we were
 12 talking about before, in her office space. And here now,
 13 we're seeing her all over on worldwide news. And like,
 14 this is national. It's not, like, just in D.C. This is
 15 the world now.
 16 So we did happen to see that, happened to just say,
 17 "Look at Monica." So it's --
 18 BY MR. WISENBERG:
 19 Q You and who -- Betty Currie?
 20 A Betty Currie, right.
 21 Q Okay. Did Betty Currie seem nervous at all when
 22 this story hit?
 23 A She was shocked, like I was. Same thing with
 24 Nelvis. They -- all three of us were shocked about it.
 25 Q How did she express that shock? What do you

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1 example, 9 p.m. -- you'd be there?
 2 A Be there. And usually 30 or 45 minutes after he
 3 leaves office, I'm still there.
 4 Q Did you see Monica Lewinsky there that night, if
 5 you can remember?
 6 A No.
 7 Q Did you see Betty Currie there that night, if
 8 you remember?
 9 A Yes.
 10 Q If we've --
 11 A Now, what -- what time were you talking about? Are
 12 you talking 9 o'clock at night?
 13 Q Anytime?
 14 A Well, just give it a --
 15 Q Late afternoon/early evening.
 16 A Yeah, she was -- that I know of, she was there
 17 all day.
 18 Q Okay. Do you know if she was there --
 19 A She gets in at 7:45 in the morning, and then she
 20 usually stays -- you know, depending on the President -- if
 21 the President is late, then she'll leave. But normally,
 22 she'll -- she'll stay until approximately 7:30, 8 o'clock.
 23 Q At night?
 24 A At night.
 25 Q Okay. You don't recall seeing

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Monica Lewinsky there?

A No.

Q Okay. Our investigators have uncovered information leading them to believe that she was at least in the West Wing that night. But you don't recall --

A Yeah --

Q -- seeing her?

A -- it's a -- it's a great possibility. Again, there's friend of hers that -- acquaintances. So it's easy for her to be there.

Q Okay. Our investigator have uncovered information that suggest she was in the Oval Office study for approximately 20 minutes that night.

A No. I can't --

Q But you didn't see her there?

A -- see that happening, no.

Q Pardon me?

A I -- I -- no, I did not see, and I -- I doubt -- I very much doubt that would happened.

Q All right. Because if it did happen, it would certainly be an example of her being there without you knowing about it; is that correct?

A Exactly.

Q Our investigators have uncovered information to suggest that she might have been in the presence of the

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Q So the question is: Why, of all the people in the world, did you ask Monica, apparently twice, if she wanted to see the President?

I mean, what is it about what you knew about Monica that had you asking her if she wanted to?

A Because talking to the President. You know a relationship like that, talking to him.

Q Okay.

A And "Hey, did you want to come back here?"

Q Let me interrupt you for a second --

A Okay.

Q -- because you say "talking to the President." Does that mean you talking to the President, or the fact that when you were back in the White House, you would see Monica and the President talking to the each other?

A Right.

Q Is it latter?

A Yes.

Q Okay. Did the President suggest to you in any way that he wanted you to see if Monica wanted to visit him?

A No.

Q In Spain.

A I never approached the President about it at all.

Q Okay.

A It would have been on myself doing it, to actually

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President in the Oval Office study for approximately 50 seconds. I take it, you have no knowledge of that?

A No.

Q And that also would surprise you if that happened without you knowing it?

A Yes.

Q Now, if she came to visit -- if she was WAVEed in by Betty Currie and came to visit Betty Currie, you would expect to see her around Betty Currie's desk -- is that a fair statement?

A It won't be a fair statement because of the possibility if she was cleared to see Betty, then the odds are she probably would come back and see us, too. Because she always made a habit of saying hello -- drop -- it was like a -- almost like a drop-by. "Let me go see if the guys are there. I know them. Let's -- I'll talk to them."

Q So you not only might see her around Betty's desk, she would probably come to see you?

A Right.

Q And you don't recall that happening?

A No.

Q You mentioned an incident on -- was it on the trip to Spain?

A Trip to Spain, yes. The President had --

Q You mentioned --

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do this. I mean --

Q It was based on the fact that you knew she lived to talk to the President back at the White House.

A Right.

Q And on nothing else.

Q Nothing else.

Q All right. And she declined both times?

A Both times.

Q Has anybody suggested to you that you share that information with the Grand Jury -- that Monica, on two occasions, declined to see the President when you gave her the opportunity? Has anybody suggested --

A No.

Q -- that you share that information with the Grand Jury?

A No. That's me, personally, saying it.

MR. WISENBERG: Okay.

BY MS. WIRTH:

Q How would you characterize Monica's relationship with the President?

A Casual talk, friends. I didn't know the whole background about Monica. I had no idea. Just like some of the other staff members -- interns or volunteers -- mainly interns we have around there. So a lot of times I had no idea on their backgrounds.

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A -- a summit.

Q -- an incident where you -- perhaps two incidences where Monica was walking by, and you asked her if she wanted to see the President?

A Right.

Q Why in the world would you do that? Why in the world would you ask her that?

A Because, again, her being in there, and we were seeing her all the time. That the President was right there, we're in a foreign country. Again, the President talking to her. We turn around and says, "Well, you want to come out to the hall and say hi to the President?"

We're in a foreign country now. I mean, it's no longer our ballgame. So I just suggested it to her -- me, personally, asking her if she wanted to do that. She declined both times.

Q What was it like -- I mean, it's like you and the President and Monica, and nobody else is there for the Americans -- in Spain?

A No, you're talking -- you have Secret Service, you got staff, you got embassy staff, you got -- and you got the foreign staff. I mean, it's -- in the hallways alone, you could have up to 300 people --

Q So why Monica?

A -- just in the one hallway.

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Q Based --

A I mean, they're just in there to do their time, and they leave. So when she turned around and left that position -- and she would she say hello and walk down the hallway. Then she moved into the next position you had in the East Wing.

Q Again, it wasn't like a daily basis being around the President, no. And again, it's just casual talk to the President, and then she would leave.

Q Okay. And if this was just casual talk, why would you ask her in Spain if she wanted to see the President of the United States on a foreign trip?

A Because when she says, "How is the President doing," I said, "He's doing great." And at the time -- because we -- see, when we travel we control an area, when we travel. And it's like you have on the diagram here. We have a room, a hallway, for the U.S. staff.

Q Again, she was with her boss on the trip -- which was, again, with the Pentagon. I don't know, it was under secretary of the Navy, or somebody. She was with their staff, and she happened to be there. So for me to bring her back to the U.S. side, I can do that any time. There won't be a problem with it.

Q And so -- but again, she was with her boss. They were busy. She -- I guess, as a -- I'm not sure about her

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position. What -- she was a secretary to him? But she was busy with what she was doing.

Again, our meetings -- the President was majority of the time up in this high-level meeting up in another level. And in the time conflict, I guess, she just felt that, "No, I can't say hello. I -- I don't have time," even though her boss was in the same area. But we -- there was never a contact between the President and her.

And again, I won't -- I'm not going to tell the President, "Mr. President, Monica is here. Do you want to see her?" I -- I -- you know, I wouldn't do that to him.

Q Can you think of any other former intern at the White House who you've asked, on your own, if they'd like to see the President?

A No, because it was a one-time case, where we actually had a staff member like that to travel. And it just happened to be an incident where it did it. I mean, it just -- I don't know what the odds are. It's -- it's very slim that that happens, because normally, interns don't -- well, she wasn't an intern at all, so she wasn't with the White House staff anymore at that time.

Q No, I said former intern.

A All right.

MS. WIRTH: Go ahead.

A JUROR: Mr. Maes, where was the First Lady --

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recall that -- talking about those before lunch?

A Right.

Q Okay. I want to talk about the earlier one?

A Okay.

Q The one you said --

A That's the one I can't recall that good on it.

Remember, I told you, I says I know for sure that the second time she was there, she was there.

Q On a weekend.

A And that was for the gift. On the weekend.

Q On a weekend.

Q The other one, I said it was possibly in November.

It was toward the end of November, and then possibly in the beginning of December, and I vaguely remember that.

And I remember -- that I can remember him walking out of the Oval Office, going to the right side to his gifts, and then --

A Right.

Q -- by Betty Currie's desk, and possibly meeting with Monica, saying hello to her, and then him going back in the Oval Office.

Q Okay. Well, the record will reflect what you said. Are you --

A Okay.

Q I had thought I heard you just say that it was

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THE WITNESS: The First Lady --

A JUROR: -- while you were in Spain?

THE WITNESS: The First Lady had an agenda she was working with on her schedule.

A JUROR: So she was not --

THE WITNESS: She was on another agenda. And I believe they met up one time there. But this is -- this building is the main summit.

And when you have a summit, it's like, you know, everybody comes in, and security is the highest you can get. So when you turn around and have a staff member -- you're a staff member coming in, it's like, "Hey, you're here. You turned around and got the pass to get in here."

A JUROR: Mm-hmm.

THE WITNESS: So that means you got authorization to be here. And it's neat to be able to talk to another person, "Hey, you're from the White House." And even though she was a former employee, and now she's doing that.

So again, we try to converse with people, like, "Hey, how are you doing? What's your next trip?" And all that.

So -- and the First Lady, like I said, had another agenda. We don't take care of the First Lady, because our main job is the President. So again, if they're together, then we take care of the two together -- the President and

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early December. Are you saying that you're now not even sure that you even remember the President saying hello to her? I had thought the uncertainty --

A He -- he was -- he said hello, that I can recall.

He said, "Hello. How you doing?"

Q Okay.

A And then back in the Oval Office.

Q All right. I had thought your uncertainty was over whether or not that was a weekend.

A It was -- yeah, that's the problem.

Q Okay.

A I mean, it was so close -- I told you he had the trip to Bosnia, it was December -- it was in the middle part of December. So it was to the upper half of November -- which would have been the last week in November, the beginning of December -- in that time frame I can recall she was there. And then the next time would be after Christmas.

Q Right. On the earlier occasion, then --

late November/early December -- the President came out and said hello to Monica, and Monica was in the area of Betty Currie's desk --

A Right.

Q Is that correct?

A Just in front of it.

Q Okay. On that day, do you recall -- obviously, you

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the First Lady.

But it just happened to be that I -- I can't remember the First Lady being there, because the President had that, he had a luncheon, he had more meetings to go to. Then he had bilaterals in the other part the building. So he was constantly moving.

And when he flowed, you're talking cameras all over, okay? Cameras all in different directions. So again, you're cautious about the cameras. It's his showtime, not mine. So you know where the cameras are and kind of move away from the cameras.

But that's how intense this is. It's not like a basic meeting. Now, for her to be there, she might be in the hallway, is where I would have put her, not in the President's holding room or anything like that.

And again, you have the chief of staff -- at that time, it was -- I think Erskine Bowles was chief of staff -- and other staff members all around the President, and then the advisor to the President is there. And the only thing she would be able to do was just see him walk through the hallway. That was it. And say hi.

BY MR. WISENBERG:

Q You mentioned this two meetings in December -- two incidences in December where you saw Monica with the President at the White House -- in December of '97. Do you

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saw Monica, obviously you saw the President, obviously you saw Mrs. Currie. Do you recall anybody else being in that area around the same time?

A There's a possibility the aide was there. I mean, again, the other one that would be there --

Q Which aide would that be?

A That would be, I believe -- not Kris Engskov; it was Stephen Goodin.

Q Okay?

A And then the other one that would probably be in the room would be Nancy Herrreich.

Again, Nancy Herrreich, in the diagram, she's got a little cubbyhole office, right here, next to Betty's (indicating), and she's always back there, always busy. She's a scheduler, slash --

Q Do you remember --

A -- aide.

Q -- if you saw Nancy there that day?

A Yes, she's there almost every day the President is there.

Q Okay. But do you remember if you saw her there? You said that also might have been a weekend, but you're not as sure as the other -- the post-Christmas day. But do you have a memory of actually seeing Nancy Herrreich there that day?

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101 her there. A I do not have a memory of actually seeing
 102 her there. Q All right. Do you know whether or not you might
 103 have seen Monica in Nancy Herrreich's office that day?
 104 A No. I mean, it -- I wouldn't imagine Monica ever
 105 being in Nancy's office space. Q That would be unusual?
 106 A That would be unusual. Q Did you see Robert Bennett there that day, if you
 107 can recall?
 108 A Who?
 109 Q Robert Bennett, one of the President's attorneys
 110 in the Paula Jones case. Do you recall if he was there that
 111 day -- either exactly that time, or a little earlier, or a
 112 little later?
 113 A I -- I wouldn't know. I mean, I would know,
 114 but it's just -- it's just that far back, I can't
 115 remember that. Q Do you know who he is?
 116 A Yes. Q Okay. If you saw him, would you know him?
 117 A Yes. Q But you don't remember seeing him there that day?
 118 A Again, I -- it's going back that way. I can't
 119 remember that. no.

101 non-uniformed agents that she was friendly with. like she was
 102 friendly with you all?
 103 A No.
 104 Q Okay. Would it be fair to say it would be the
 105 people who were usually stationed around the Oval Office in
 106 that area in Walkway-1 and/or 2?
 107 A That would be Uniformed Division Secret Service
 108 that are stationed there, not --
 109 Q We're talking about Walkway-1 and Walkway-2; is
 110 that correct?
 111 A Again, it depends on where he's it, so it could be
 112 all three walkways. Q It could be Walkway-3 on your map, okay?
 113 A Right. Q On GM-1. All right. There are sometimes
 114 non-uniformed in Walkway-2; is that correct?
 115 A No. What it is, there's always two PPD --
 116 Presidential Protection Division -- agents out there. Those
 117 are agents. Q The other one -- Uniformed Division -- he's
 118 an officer. Q Okay. A And he gets pushed -- it's bad, but he gets pushed
 119 around. He's the guy that --
 120 Q The officer.

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121 Q Okay. Well, this is December of '97 we're
 122 talking about --
 123 A Mm-hmm.
 124 Q -- or late November --
 125 A Correct. Q -- correct?
 126 A (Nodding.)
 127 Q It that right?
 128 A But to be there, there's many occasions he
 129 comes in --
 130 Q You have to say "Yes" or "No." You were shaking
 131 your head, that's all?
 132 A Just as there's many occasions when he comes in and
 133 out, and I wouldn't know. Q Right. My only question is -- you understand we're
 134 talking about --
 135 A I'll say no. Q You don't understand that we've talking been
 136 talking about a meeting that took place in late November or
 137 early December? I'm trying to establish --
 138 A With Mr. Bennett and with the President.
 139 Q Well, no. Oh, no. Just right now I'm trying to
 140 establish the dates we're talking about.
 141 A Okay. Q That we're talking about -- you've talked about two

121 A He's the -- he's the lowest guy there. He's the
 122 one that is not protecting the President. So it depends on
 123 where the President is at. It depends on where that -- the
 124 officer is located. Q All right. So there are agents and officers,
 125 correct?
 126 A Right. Q Now, had you ever seen her interact with
 127 the agents?
 128 A To say hello? Yes. Q Okay. So there are agents and officers that she
 129 interact with, and you don't -- but you don't recall --
 130 A Again, "interacted" -- I don't know what you're
 131 talking -- just saying -- a casual --
 132 Q Say hello?
 133 A Yeah. Q Say hello?
 134 A Yes. Q A 25-cent word. Say hello, chatting with, "How are
 135 you doing?"
 136 A Okay. Q In the same way that she would do it --
 137 A Not with us. Q -- with you in the --
 138 A I mean, us would be a different story.

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141 incidences -- one after Christmas and one in late November or
 142 early December. A Okay. Q So you're clear I'm talking about the late
 143 November/early December. A Okay. Q Okay. You understand that.
 144 A Yes. Q Okay. And you just don't remember if Bennett was
 145 there or not?
 146 A I have no idea. Q He might have been, but you don't recall?
 147 A I do not recall. Q All right. Do you recall if Bruce Lindsey was
 148 there that day?
 149 A I cannot recall that, either. The staff come in
 150 that constantly, and you can't keep track of that. Q Did Monica Lewinsky interact at all -- did
 151 you ever see her interacting with the Secret Service agents
 152 -- either uniformed or non-uniformed -- who were around the
 153 Oval Office area?
 154 A Passing by, saying hello to them. You know, casual
 155 conversation possibly. I mean, I've seen her chat with
 156 everybody. That's how personable she was. Q Okay. Do you recall any particular uniformed or

141 Q It would be a little closer. A It would be a lot closer --
 142 Q Okay. A -- compared to what they would be. Q But you don't recall any particular names
 143 of those people?
 144 A Of people standing close? No. Q All right. But it -- all right. A You're talking there's four shifts of, offhand, I
 145 would say 14 agents. So I wouldn't keep them all in track. Q Do you and Neil sometimes talk, chat, interact with
 146 those Secret Service agents?
 147 A Yes. Q Apparently what --
 148 A Daily. I mean, it's not --
 149 Q Okay. A I mean, every chance we have we're interacting, and
 150 because of the travel support, plus the personal support to
 151 the President, yes. Q All right. In other words, both social and
 152 business chat. Would that be --
 153 A True. Yes. Q All right?
 154 A Yes. Q Did you ever hear any of those agents or uniformed

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1 officers -- let's talk about before this came became a big
2 public issue. Did you ever hear any of them talk about
3 Monica Lewinsky?
4 A No.
5 Q Did Monica ever ask you -- when she would talk with
6 you and Nel, did she ever ask you, "Is the President in?"
7 during the times that --
8 A Not with the President, because again, everybody
9 knows when the President is in the Oval Office. There's no
10 ifs butts or what. And there's -- the President -- when the
11 door is shut, the President is in the office. So everybody
12 knows that.
13 Q All right. Would --
14 A From the intern to a volunteer, they would
15 basically know that, too.
16 Q All right. Would she ever ask you or Nel if --
17 let's assume a time when the President isn't in: "When is
18 the President going to be in?" "What's his schedule?"
19 A No.
20 Q Okay.
21 A And I've never had her -- that's getting in and
22 area where she shouldn't be at, and I wouldn't even respond
23 to that.
24 Q Okay. Okay. So she never asked you anything about
25 either whether the President was in, or what his schedule

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1 was, or anything like that?
2 A No. The only thing that -- schedule-wise was like,
3 "Are you going to travel?" "Yeah, I'm traveling next week.
4 I'm going to Santiago, Chile." "Okay. Great." And not in
5 specific detail -- just that we're traveling.
6 Q Oh, she wanted to know whether you're traveling?
7 A Yeah.
8 Q Okay.
9 A Because she knows when we travel, we travel with
10 the President.
11 Q So she is asking you about the President traveling
12 when she's asking about --
13 A No, because it's like -- it's like you're --
14 "Hey, what's up? You going next week?" It's just casual
15 conversation, "Yeah, I'm going next week to Chile." "Hey, I
16 got Germany next month, okay." "Hey, I got China after
17 that." That's how a lot of times we communicate, even with
18 Secret Service, or with other staff members. Everybody's
19 trying to find out where you're going.
20 Q Well, but if you tell Monica Lewinsky, "I'm going
21 to Chile next week," she's going to know, based upon her
22 knowledge and working in the White House, that you're
23 going with the President; is that correct?
24 A Yes.
25 Q Did you ever hear anything from any source --

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1 first-hand, second-hand, eighteenth-hand -- again, I'm
2 talking about excluding newspapers, what you've seen in
3 the press since this has become a big issue -- ever hear
4 anything that led you to believe that there may have been
5 some kind of a social or physical relationship between
6 Monica Lewinsky and the President?
7 A No.
8 Q Did she ever tell you anything that would lead you
9 to believe that there might be such a relationship?
10 A No.
11 Q Did you ever observe or hear anything that, when
12 you put a bunch of things together, led you to conclude that
13 there may be such a relationship?
14 A No.
15 Q You've told us about how you believe that it would
16 be almost impossible for Monica to have been visiting the
17 President without your knowledge; is that correct?
18 A Right.
19 Q Now, have you, at any time, talked with Nel and
20 said, "Well, what about you, Nel? The times that you were
21 here and I wasn't, was Monica in with the President?"
22 A No.
23 Q Have you ever had a discussion like that with him?
24 A I wouldn't do that. I mean, to me, it's -- why
25 would I want to know that? I mean, do I want to sit there

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1 and gab? That's basically what it is. And I don't need
2 to do that.
3 Q Now, I want to make sure I understood something you
4 said earlier. You said that as far as you're concerned, when
5 those doors clank -- when you hear that metal against metal
6 caused by the suction of the President opening up the
7 9 o'clock door --
8 A Right.
9 Q -- you immediately go and look and see what he's
10 doing; is that correct?
11 A Yes.
12 Q But you're telling us that Nelvis doesn't
13 always do that?
14 A There's times he does, and there's time he doesn't.
15 Q Okay.
16 A If we know there's something going on
17 schedule-wise, and then he responds. But again, what
18 Nelvis does, he does, and then what I do is what I do.
19 Q Okay. So is there any particular reason why you're
20 a little more Johnny-on-the-spot than Nelvis?
21 A It's weird, because I enjoy my job. I wouldn't
22 have this job -- I've been doing this many years. I can
23 retire any time. I don't have to put up with this. I can
24 leave the White House, go out and get a real job in society.
25 But I enjoy working for the President, and I enjoy

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1 the job that I have, as our primary job is to maintain the
2 Oval Office of the President.
3 MR. WISENBERG: Any questions that you all want
4 to ask?
5 THE WITNESS: Yes?
6 A JUROR: Hi, Mr. Maes.
7 THE WITNESS: Yes?
8 A JUROR: Will you look at your map again?
9 THE WITNESS: Okay.
10 A JUROR: I want to get -- I want to just get a
11 good understanding, leaving the Oval Office at the 9 o'clock
12 -- when you're coming out that door?
13 THE WITNESS: Right.
14 A JUROR: The half bath is right behind -- or right
15 in front of the door area. Next to it, is that the pantry --
16 the one shaped like Texas?
17 THE WITNESS: No, that's what's kind. The pantry
18 is actually -- where you see the Oval Office dining room? It
19 says "Oval Office Complex," it says. And if you --
20 A JUROR: So it's over a little bit further?
21 THE WITNESS: Yeah. It's over further, and if you
22 look in that room here, it's on the upper right-hand corner.
23 And again, it doesn't show what it properly looks like. It
24 extends in the hallway another approximately --
25 A JUROR: So what is that area --

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1 THE WITNESS: -- three feet.
2 A JUROR: -- that's probably in between the bath
3 and the pantry.
4 THE WITNESS: That -- like a door on there? There
5 is no space there. That's the way the construction is at the
6 time, and I -- and to me, I think what it is, it's probably a
7 pillar or something in that area. Because it's a --
8 A JUROR: Okay. So --
9 THE WITNESS: It's a solid wall. It's a wall like
10 this, and it goes into the dining room here. She's talking
11 about this space right here (indicating).
12 MR. WISENBERG: Okay.
13 THE WITNESS: There is --
14 A JUROR: So when you -- when you're in the pantry
15 and you come -- you come inside the dining room, then, to get
16 to Hall-1?
17 THE WITNESS: Right. That door is --
18 A JUROR: Or are you automatically in Hall-1 --
19 THE WITNESS: You come out of the --
20 A JUROR: -- when you come out?
21 THE WITNESS: You come out of the pantry, you'll be
22 directly into the dining room -- which that door is always
23 open? We always --
24 A JUROR: Uh-huh. You keep that--
25 THE WITNESS: We always -- we have a doorstop

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1: there that keeps it ajar all time. And then you're into
 2: the hallway.
 3: So if you turn around that corner of the door,
 4: you're looking at the Oval Office door from 9 o'clock. So
 5: you're looking directly at it.
 6: A JUROR: Okay.
 7: THE WITNESS: And it's only -- from where I'm
 8: sitting to where -- to get there, is about from here to that
 9: this right here -- this box right here (indicating). That's
 10: how close. It's approximately --
 11: A JUROR: Where you're sitting --
 12: THE WITNESS: -- six feet --
 13: A JUROR: -- to the --
 14: THE WITNESS: -- six feet to go into the hallway.
 15: That's how close it is.
 16: A JUROR: Okay.
 17: THE WITNESS: I mean, here, it looks like it's big
 18: and it's a vast area. But you actually walk in the area,
 19: with the Oval Office in that space, the actual area for the
 20: private study is just a small area, like this (indicating).
 21: And then you have the dining room, which is
 22: probably the area of right in here, and the table in the
 23: middle of it, and the pantry is right here (indicating). So
 24: it's every -- it's really confined -- more than what this is.
 25:

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1: A And there's no door. The other thing is there's
 2: no door right here (indicating). That's what they had
 3: -- a door.
 4: Q Pardon me?
 5: A There is no door on this. I mean, you have --
 6: Q Leading from the hallway to this empty space --
 7: A Yes. I mean, that's --
 8: Q Well, because it's not a room, right?
 9: A Right. And that's --
 10: MR. WISENBERG: Okay. We're going to have to wrap
 11: up, I believe. Before the witness is excused, are there any
 12: questions of the witness?
 13: (No response.)
 14: MR. WISENBERG: Okay. May you the witness
 15: be excused?
 16: FOREPERSON: Yes, he may.
 17: MR. WISENBERG: If you would please wait out with
 18: your attorney. I wanted to have a chat with your attorney.
 19: THE WITNESS: And this information? What do you
 20: want to do?
 21: MS. WIRTH: All the questions.
 22: MR. WISENBERG: We'll have to do that on a
 23: different -- we'll have to do that on a different occasion.
 24: We did not finish up, so we'll have to do that on a different
 25: occasion.

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1: BY MR. WISENBERG:
 2: Q I've got one more question for you, and then we're
 3: going to have to wrap up for the day.
 4: A All right.
 5: Q I'm showing you the March 17, 1998 Star, correct?
 6: A Okay.
 7: Q Is that right?
 8: A Right.
 9: Q Let me show you a little map it's got on page 21 of
 10: the area outside the Oval Office. And we're talking about
 11: this mystery space that you say isn't a room on our map -- on
 12: GM-1 --
 13: A Right.
 14: Q -- between the presidential bathroom and
 15: pantry door.
 16: A Right.
 17: Q Okay. Take a look at how it's portrayed on page 21
 18: of the Star, and tell us whether or not that's more accurate
 19: than our map.
 20: A That is not accurate at all. What happens is,
 21: you've walk in the doorway, and you're -- you go to your
 22: right-hand side. The door is there. The door opens this --
 23: this direction --
 24: Q Okay.
 25: A -- back into the hallway. And you walk in, the --

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1: THE WITNESS: So what happens now? I just go back
 2: to the attorney --
 3: MR. WISENBERG: We'll tell you --
 4: THE WITNESS: -- until you get out there?
 5: MR. WISENBERG: -- attorney about it, right.
 6: THE WITNESS: Okay.
 7: MR. WISENBERG: But I'll -- I just don't want you
 8: to leave the area yet.
 9: THE WITNESS: Okay. Thank you.
 10: FOREPERSON: Thank you.
 11: (The witness was excused.)
 12: (Whereupon, at 3:30 p.m., the taking of the
 13: testimony in the presence of a full quorum of the Grand Jury
 14: was concluded.)
 15: *****
 16:
 17:
 18:
 19:
 20:
 21:
 22:
 23:
 24:
 25:

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1: you know, I don't --
 2: Q Well, let me stop you for a minute, because I'm not
 3: talking about -- I don't want to talk about doors right now.
 4: I'm talking about this space that's between the pantry and
 5: the bathroom.
 6: A That's what I'm trying to get at.
 7: Q Okay.
 8: A Because this is out of -- out of size.
 9: Q Okay.
 10: A Because the actual size of the pantry comes here,
 11: then comes to the wall (indicating). So this is the wall --
 12: the hallway wall, which is --
 13: Q Okay. So it's not accurate?
 14: A -- the north side. It's not accurate.
 15: Q Okay.
 16: A And there's no door here, either. So
 17: it's --
 18: Q Okay. That's all I need to know.
 19: A It's deceiving how it --
 20: Q We're just trying to see if we can get a slightly
 21: better version than the map.
 22: A This is -- this is probably as accurate as you're
 23: going to have, with the exception of the pantry being built
 24: out in the hallway.
 25: Q Okay.

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1: CERTIFICATE OF REPORTER
 2: I, Elizabeth J. Walker, the reporter for the
 3: United States Attorney's Office, do hereby certify that the
 4: witness(es) whose testimony appears in the foregoing pages
 5: was first duly sworn by the foreperson or the deputy
 6: foreperson of the Grand Jury when there was a full quorum of
 7: the Grand Jury present; that the testimony of said
 8: witness(es) was taken by me by stenotype and, thereafter,
 9: reduced to typewritten form; and that the transcript is a
 10: true record of the testimony given by said witness(es).
 11:
 12: Elizabeth J. Walker
 13: Official Reporter
 14:
 15:
 16:
 17:
 18:
 19:
 20:
 21:
 22:
 23:
 24:
 25:

Glen Maes, 5/7/98

Grand Jury

Page 1 to Page 109

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Page 1

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

----- X

In re: _____

GRAND JURY PROCEEDINGS

----- X

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001
Thursday, May 7, 1998

The testimony of GLEN ANTHONY MAES was taken in the presence of a full quorum of Grand Jury 97-D, impaneled on September 19, 1997, commencing at 2:05 p.m., before:

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MARY ANNE WIRTH
Associate Independent Counsel
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if any answer would tend to incriminate you, you could take the Fifth Amendment on that. You understand that?

A Okay. Yes.

Q And you understand that you have an absolute obligation to tell the truth.

A Yes.

Q Do you understand that we are bound by an oath of secrecy with some of the exceptions I told you about last time? You are not bound and you are free to talk about your testimony with your lawyer or with anybody else.

A Yes.

Q All right. Anything you don't understand about your rights and responsibilities as a grand jury witness?

A No.

Q All right. And I'll remind you that you have to answer audibly yes or no or whatever your answer would be audibly so that we can pick it up for the record. Do you understand that?

A Okay.

MR. WISENBERG: And I'll turn over questioning to my colleague, Ms. Wirth.

BY MS. WIRTH:

Q Mr. Maes, the last time you were here, we had asked you some questions during your testimony which you had asked to consult with your attorney about and we never got back to

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PROCEEDINGS

Whereupon,
GLEN ANTHONY MAES
was called as a witness and, after having been duly sworn by the Foreperson of the Grand Jury, was examined and testified as follows:

EXAMINATION
BY MR. WISENBERG:

Q Would you state your name for the record, please, and spell your last name?

A Yes. My name is Glen Anthony Maes, last name M-a-e-s.

Q And you have been here before, is that correct?

A Yes.

Q And I'm Sol Wisenberg and this is Mary Anne Wirth of the Office of Independent Counsel and the court reporter and the grand jury.

When you were here before, we talked about your rights and responsibilities as a grand jury witness. Do you desire to have us repeat those for you?

A If you'd like.

Q Well, I'll be happy to.

A Okay. Yes. Go ahead.

Q All right. As you recall, you've got a right to have an attorney, not present in here with you, but outside,

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those by the end of the day, so I'm going to return to those first.

Do you recall that we asked you what the telephone numbers were in the pantry, both the new one and the old one?

A Okay.

Q Are you prepared to answer that question now?

A Yes.

Q Okay.

A And one of the things that I have, though, prior to that, too, is once I release that information out, those numbers may be changed, okay? I'm just letting you know that. I just don't want you think, hey, he changed the numbers on us. But the first number was --

Q Wait, wait, wait, wait. Before you go any further, just so that you understand, as Mr. Wisenberg just advised you, the grand jurors and I and the court reporter are bound by rules of secrecy.

A Right.

Q So you're the only person in this room who could release them outside this room. Just so that you understand that.

A Okay. Okay.

Q Continue.

A Okay. The first number was the old number that we had for as long as I've worked there. It was [REDACTED]

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outside that you can consult with if you need to. Do you understand that?

A Yes.

Q And I understand you have an attorney with you. Is that correct?

A Yes, I do.

Q More than one, actually, correct?

A Yes, I do.

Q And who are they?

A It's Joe Small and Stephen McNabb.

Q And you understand that you've got to tell the truth.

A Yes.

Q That if you don't tell the truth, that's a federal crime and that's perjury. Do you understand that?

A Yes.

Q Do you understand that if there's any question that Ms. Wirth or myself ask that you don't understand and you need to have it rephrased, you're free to do so. Do you understand that?

A Yes.

Q Do you understand that anything you do say can be used against you?

A Yes.

Q You have a privilege against self-incrimination, so

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And the new number now which is in existence is [REDACTED]

Q And those are the pantry numbers?

A Right.

Q Old and new.

A There's only one phone number there in the pantry.

Yes.

Q And when was the new number installed, if you remember?

A As I remember, offhand, maybe three weeks since the story broke because of reporters trying to get to us on the phone. Probably three weeks afterwards.

Q All right. Now, you were also asked questions about how you came to hire your attorneys and you just testified a moment ago that you have two outside. Can you tell the grand jury how you came to hire these particular people?

A Well, it came from Cheryl Mills referred that there was a possibility of me being subpoenaed and asked if I requested for a lawyer and I says, well, it would be best. And what we ended up doing is she referred me to Joe Small and I made contact with him and I felt comfortable with him and they did explain that I can pick any lawyer I wanted and I went with him.

Q Okay. And who is paying your lawyers?

A As of right now, I am.

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Q What do you mean, "as of right now"?

A That's the only source I have, unless there's another source somewhere that I can talk to.

Q Okay. Has anybody suggested to you that you might be reimbursed for your legal fees?

A No, that hasn't really come up yet. No.

Q Okay. Have you received any legal bills to date?

A No, I have not.

Q Have you been advised of what Mr. Small's rates are?

A Yes, I have.

Q Okay. All right. I want to go back to a couple of questions and answers that you gave the last time. For the record, the first one is on page 33 of your grand jury testimony from April 8, 1998 which was the last date on which you appeared. There was a series of questions that I asked you and I will read them to you. They're brief.

"Does he," referring to the President, "keep any kind of, like, bag or container of gifts in the study that he frequently gives away?"

The answer was, "That he gives away?"

"Question: Yeah."

"Answer: He has personal gifts -- more presidential pins, items like that, that he'll give out to

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people that he might be friends, or someone he sees. 'Hey, here's a pin for you.'"

"Question: Mm-hmm."

"Answer: And it could be anything from a brooch to a tie bar or something like this, to a pin like this."

And the question was to your knowledge has the President ever given anyone a brooch?

A Offhand, yes. I know one was a cousin I saw, staff members. I've seen a brooch around with the staff members and I don't know if the President gave them directly to him. That's what I wouldn't know, but I know what the brooch looks like. It's a very --

Q Is it a presidential brooch?

A It's a presidential brooch, yes.

Q Is it intended for women or men?

A For women. When you see it, it's lace work on the outside with the presidential seal in the center of it, which is nice. It's blue and gold.

Q Okay. All right. The next passage that I want to ask you about is on page 34 for the record of your testimony. Actually, 33 going over to 34. I asked you:

"Question: What about the hats and shirts and all that stuff that he probably -- does he get shirts as well as hats?"

"Answer: These are more gifts that are given to

Page 9

him and, again, if he wants to give them out, he gives them out. Like ball caps. He might be on a trip, he'll have three or four ball caps. For instance, Martha's Vineyard and, 'Hey, Glen, want a ball cap?' 'Thanks.' And I'll get a ball cap. And just little things like this."

A Right.

Q Did anyone suggest to you that you should mention Martha's Vineyard in your testimony?

A No.

Q Okay. And can you tell us why you mentioned Martha's Vineyard?

A Because Martha's Vineyard, that and Christmas time are probably the largest times when all the gifts come in.

Q Why Martha's Vineyard?

A Because of vacation time and Martha's Vineyard, little communities around there, it could be a bakery shop, it could be almost anything. And you get a lot of community support there during his vacation time.

Q Which particular bakery shop are you talking about?

A I'm just saying offhand bakery shops, it could be a fire department, it could be on and on. I mean, I wouldn't know.

I went through the gifts because my job is to secure the residence where he was staying at and I'm around the person that may -- may not, I may be working with the

Page 10

gifts, get them packed up to be sent back to the White House, so I would see multiple gifts. It could be, again, paintings, it could be almost anything as a gift.

Q Is the Black Dog a bakery shop?

A The Black Dog is a restaurant. That's one of them, too. I know we had -- that I know offhand, ball caps and T-shirts from there. That's all I know of right now.

Q Okay. All right. For the record, the next passage that I'm going to ask you about is from page 140 of your testimony.

A Okay.

Q And this was in reference to that tabloid article in the Star Magazine that we talked about which referenced an interview with Michael McGrath. Do you recall that?

A Okay.

Q Okay. The questions were as follows:

"Okay. But in that tabloid, there was an incident reported, was there not, with regard to something that Mr. Nelvis told Mr. McGrath about lipstick-stained towels that he found in the vicinity of the Oval Office? Do you recall that portion of the story?"

"Answer: I do."

"Question: Do you know anything about that incident?"

"Answer: No."

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"Question: Did Mr. Nelvis ever discuss that incident with you?"

"Answer: No."

"Question: Did you ever hear anything about that incident prior to reading the article in the tabloid?"

"Answer: No. And what's funny about it -- you know, I don't know if you want to hear it, but when the President does makeup -- he gets make up -- like, say, he does a statement on TV -- that's where he'll use the Oval Office sometimes, cabinet room, almost anywhere.

"And he might do a photo shot. And he might toot some makeup on. It's a fleshtone-type makeup for his eyes, because it's a little baggy down there.

"And he puts it on, he does the statement, then he gets towels. Normally, what we have is two hand towels -- bigger hand towels for him. Then we have another hand towel, a real thin one. Then we have a face cloth in there. And those are standard in his restroom. His restroom is only no bigger than this table here (indicating), for the whole restroom.

"And we'll keep that supplied. And the end of the day, I'll make sure everything is cleaned up at the end of the day. We put stuff in a bag in a drawer, kept it in that space.

Page 12

"But that's the only time there was ever makeup. When they turn around and exaggerate -- yeah, yeah, it does -- there was makeup on it, but if you're talking -- I know what the makeup is. I know. But does McGrath know?"

No. Because he's not up there. He's not dealing with that, with the President. So --"

And then there was another question after that.

Okay. The question that I have for you is whether anyone suggested to you that you discuss in your grand jury testimony the fact that the President wears makeup.

A No.

Q You said that Mr. McGrath doesn't know that the President wears makeup. That's what you said in your answer.

A Not that I know. Like I said, he doesn't work up in that area, so he wouldn't really know.

Q Okay. Then Mr. Nelvis knows like you do that the President wears makeup when he appears on television?

A Yes, he should.

Q Okay. And he would know the difference between flesh-tone makeup and red lipstick, wouldn't he?

A Yes.

Q All right. My next set of questions is from page 145, for the record, and I'm reading from the end of the question. The question starts actually on page 143 and what I had done was quoted extensively from the tabloid article,

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11 which I won't do again, but at the end, I said, "Did Nelvis
12 ever tell you anything about an incident similar to the one
13 reported here?" Which was the incident involving the
14 lipstick-stained towels or tissues that were recovered from
15 the Oval Office, that Mr. McGrath reported that Mr. Nelvis
16 had told him about.

17 So the question again, "Did Nelvis ever tell you
18 anything about an incident similar to the one reported here?"
19 Answer: No. I read that article, and with

20 McGrath, he's such kidder. He's turn around and get a hold
21 of my pass, this is the type of person he is. He gets a hold
22 of your pass, blow you up, take you and take the cat Socks,
23 put you on Socks. Xerox it like this (indicating) and next
24 thing you know you're all over the White House. It will be
25 on someone's desk, like, "Who's that?" "Oh, it's Glen."

26 So when I read that, I'm like one thing he's ad
27 doring to it, blowing it out of context. He's -- what's he
28 trying to do? Because I know McGrath and I know how much a
29 kidder he is. And then he puts this article in there and it
30 shocked me."

31 And the question that I have now is whether you had
32 discussed with anyone prior to your testimony here in April
33 the fact that Mr. McGrath is a kidder.

34 A It would be to my lawyers.
35 Q Other than those conversations.

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BY MR. WISENBERG:

1 Q Did you ever hear Nelvis discuss Paula Jones and
2 Monica Lewinsky together in any way, shape or form?

3 A No.

4 Q Did you ever hear Nelvis say anything to this
5 effect --

6 A Excuse me. I'm sorry. When you're saying did
7 he ever talk to them, yes, he knew Monica, yes, he knew
8 Paula Jones by the news media, but I don't know if you're
9 saying -- if you're trying to imply that he might have
10 talked with Monica to her? I don't understand that.
11 I'm sorry.

12 Q The question was did he ever mention them or talk
13 about them together, Paula Jones --

14 A Like being together or something?

15 Q No, no, no. Did he mention them in the same
16 sentence or the same paragraph, for instance?

17 A Not really, no. I can't recall that. No.

18 Q As an example, did you ever hear Nelvis say
19 something to this effect, if Monica doesn't watch it, she's
20 going to be like Paula Jones? Or she's going to be the next
21 Paula Jones?

22 A Nothing like that. No.

23 Q Okay. Anything even remotely like that?

24 A No.

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1 A It would not be anybody in the White House. No.
2 Q Okay. Other than your conversations with your
3 lawyers.

4 A No.

5 Q All my questions should be qualified by that.

6 A No.

7 BY MR. WISENBERG:

8 Q Other than your lawyer, you didn't talk to anybody
9 about McGrath being a kidder.

10 A No.

11 Q Did you intend before you came into the grand jury
12 the last time to make sure that you let us know that in your
13 view McGrath was a kidder?

14 A No, because you brought the question up to me.

15 BY MS. WIRTH:

16 Q Okay. For the record, the question was "Did Nelvis
17 ever tell you anything about an incident similar to the one
18 reported here?" Your answer was "No" and then you continued
19 with your discussion of Mr. McGrath being a kidder. For the
20 record. All right.

21 Did Monica Lewinsky ever discuss Paula Jones with
22 you? Not the case, but the person.

23 A No.

24 Q Okay. Did you ever hear her mention Paula Jones in
25 your presence?

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BY MS. WIRTH:

1 Q Okay. The last time and also today you've told the
2 grand jury that you talked to Cheryl Mills about the
3 possibility that you might be subpoenaed to testify in this
4 case.

5 A Right.

6 Q Is that right?

7 A Yes.

8 Q Other than Cheryl Mills, have you talked to anyone
9 else at the White House Counsel's Office?

10 A No.

11 Q In your conversations with Cheryl Mills -- by the
12 way, have there been more than one or just one?

13 A Just one. It might have been three minutes, four
14 minutes. That's it.

15 Q Okay. And when was that, if you recall?

16 A I don't have a date for you, but offhand, it might
17 have been -- I believe it was on a Saturday.

18 Q Was it before you were subpoenaed or after you were
19 subpoenaed to testify?

20 A I hadn't been subpoenaed until probably a month
21 later. I was probably one of the last people being
22 subpoenaed. I would imagine.

23 Q Did you discuss with her any of your testimony
24 either today or anything that you were asked the last time?

Page 15

1 A No.

2 Q Has Bayani Nelvis ever discussed Paula Jones with
3 you? Again, the person.

4 A No.

5 Q Has Mr. Nelvis ever mentioned Paula Jones in your
6 presence?

7 A Only what he saw on TV or what I saw on TV or in
8 the news articles. Who's Paula Jones? We'd see Newsweek
9 Magazine, Time Magazine, look at this. That was about all
10 the extent of that was. We never knew her because she wasn't
11 at the White House, so we had no idea who she was except for
12 what the media put out.

13 Q Has Nelvis ever discussed Paula Jones in relation
14 to Monica Lewinsky with you?

15 A No.

16 Q Or in your presence?

17 A As in --

18 Q Anything connected --

19 A Just like I said, the news articles, when we
20 read -- you know, we read the same stuff together and
21 that's all we said, "Look at Paula Jones, look at what
22 she's doing." And that's basically as far as it really
23 went. It wasn't like contacting somebody or Monica --
24 hearing or seeing Monica, "Hey, the Paula Jones case is
25 this or that."

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1 A No. I see her once in a great while because I work
2 at the Oval Office but, again, basically, hi, how are you
3 doing and that's about as far as we go.

4 Q Have you ever discussed with her whether you had
5 any knowledge of any relationship between Monica Lewinsky and
6 the President?

7 A No.

8 Q Have you ever discussed Bayani Nelvis with her?

9 A No.

10 Q Have you ever discussed with her the lipstick-
11 stained tissue story?

12 A No.

13 Q Have you discussed that story of the lipstick-
14 stained tissues or towels or whatever with anyone other than
15 with your attorneys?

16 A No.

17 Q Okay. You told us the last time you testified that
18 you had seen the Star article.

19 A Yes. That was briefly. I just glanced through it,
20 shocked about it.

21 Q Do you remember who showed it to you?

22 A Yes. Steve Smith. He didn't show it to me.
23 Again, Steve Smith mentioned about it. He says, "I heard
24 Mike's going to be in the Star Magazine." So on the weekend,
25 I believe it was on a Sunday, I went to like a Giant Food

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[1] store and it was sitting right there and I picked it up,
 [2] glanced through it, and I didn't even buy it. I don't even
 [3] have the article at home. I just picked it up and glanced
 [4] through it and started reading through it real quick and put
 [5] it back down and walked out of the store.
 [6] Q And who is Steve Smith?
 [7] A Steve Smith is in charge of the White House staff
 [8] mess down in the main kitchen facility that we have.
 [9] Q Have you personally ever found lipstick-stained
 [10] tissues, towels or stained anything in any wastebasket or
 [11] anywhere in the Oval Office complex?
 [12] A Only what I talked about, his makeup. That's the
 [13] only thing that I ever saw.
 [14] Q Has Nelvis ever complained to you about being tired
 [15] of cleaning up after the President and Monica Lewinsky?
 [16] A No. No.
 [17] Q Has he complained about that to anyone else, to
 [18] your knowledge?
 [19] A Not to my knowledge. No.
 [20] Q Has anyone ever told you that Bayani Nelvis said
 [21] anything about cleaning up lipstick-stained tissues or towels
 [22] or any stained items in the Oval Office complex?
 [23] A No. Just what I heard on TV and reports. That's
 [24] it.
 [25] Q Have you ever seen Monica Lewinsky come out of any

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[1] A Right.
 [2] Q And Nelvis knows about those as well?
 [3] A Yes, he does.
 [4] Q Do you know if Nelvis ever told Monica Lewinsky
 [5] about that bag of gifts?
 [6] A Not that I know of. No.
 [7] Q Do you ever recall an occasion when the President
 [8] came into the pantry where you work and he had a woman with
 [9] him, either with him or in his presence or around him and
 [10] asked you to leave?
 [11] A No. Never.
 [12] Q Do you know if he's ever done the same thing with
 [13] respect to Nel? Meaning he walked in with a woman into the
 [14] pantry when Nelvis was there and asked Nel to leave.
 [15] A No, I've never -- Nelvis probably would have
 [16] mentioned that to me if that would have happened, the
 [17] President wanted some privacy. But I've never had that
 [18] happen or him mentioning that.
 [19] Q Has that ever happened to you with respect to any
 [20] other room in the Oval Office complex, like the dining room,
 [21] the study?
 [22] A I mean when I first started working the White
 [23] House, maybe the first month and a half, maybe two months
 [24] when I worked there, I would get the look like please leave
 [25] the room, that's inside the Oval Office now, on staff

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[1] room in the White House and appear either nervous, upset,
 [2] shaky, in shock?
 [3] A No. Always smiling. Every time I ever saw her,
 [4] she was smiling.
 [5] Q Have you ever seen Monica Lewinsky upset?
 [6] A No.
 [7] Q Do you know anything about the circumstances of
 [8] Monica Lewinsky leaving her employment at the White House?
 [9] Do you know why she left?
 [10] A No, I didn't. I thought it was just a position
 [11] change and possibly an upper paying job, is all I thought.
 [12] That's the only thing I knew about it.
 [13] Q Do you remember how you learned that she left?
 [14] A I think I learned from Nelvis. He was the one who
 [15] mentioned that Monica was going to the Pentagon and that was
 [16] all I really knew about it.
 [17] Q Did he tell you that she was either fired or
 [18] transferred from the White House?
 [19] A No. And, again, my impression was that she was
 [20] going to a new job, is all it was. And I thought it was
 [21] great because I get to see the staff actually upgrade
 [22] themselves and leave and I see staff leave, I see them go
 [23] back to college and as an intern, she had a position to move
 [24] up and I thought, hey, that was great, she's working in the
 [25] Pentagon now.

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[1] meetings because I was -- you know, it was a new group in
 [2] there, a new administration and they weren't comfortable with
 [3] what I was doing and then after that everything went really
 [4] smooth.
 [5] Q Okay. For the record, at page 232, the last time
 [6] you testified in the grand jury, you were asked the following
 [7] question and gave the following answer:
 [8] "Question: Did Monica Lewinsky interact at all --
 [9] did you ever see her interacting with the Secret Service
 [10] agents -- either uniformed or non-uniformed -- who were
 [11] around the Oval Office area?"
 [12] "Answer: Passing by, saying hello to them. You
 [13] know, casual conversation possibly. I mean, I've seen her
 [14] chat with everybody. That's how personable she was."
 [15] Can you name any Secret Service employees, either
 [16] uniformed or non-uniformed, that you've seen Monica Lewinsky
 [17] chatting with?
 [18] A The only thing I can say is that during that time
 [19] would be what they call a shift around the President, so
 [20] you're talking each shift might be 10, 12 people. But the
 [21] actual shift, I wouldn't know back then.
 [22] The only ones that I knew that were permanent, when
 [23] I was talking about uniformed division Secret Service that
 [24] are posted there, offhand, let's see. A person by the name
 [25] of Gary Byrnes. A person by the name of Dan Ordakowski. And

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[1] Q Did Nelvis ever tell you anything negative or
 [2] unfavorable about her departure from the White House?
 [3] A No.
 [4] Q Did Nelvis ever tell you that he took Monica
 [5] Lewinsky to dinner to console her after she was fired from
 [6] the White House?
 [7] A No.
 [8] Q Did Nelvis ever tell you that he took Monica
 [9] Lewinsky to dinner?
 [10] A I know one time they mentioned about having a bite
 [11] to eat and I never know if they really did and I believe they
 [12] were talking at one time about going to get some pizza or
 [13] something like that. So --
 [14] Q That's a separate time?
 [15] A I wouldn't even know the timeframe on that, when
 [16] that happened.
 [17] Q Were those two separate incidents of going out or
 [18] just one?
 [19] A One that I know of.
 [20] Q And was that before or after she left the White
 [21] House?
 [22] A Again, I wouldn't know.
 [23] Q Now, you told us the last time you testified that
 [24] the President occasionally keeps gifts under his desk in the
 [25] study at times, you said.

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[1] there might have been one other Secret Service back then, but
 [2] I don't know how far back we can go with this. Those are the
 [3] new ones.
 [4] Q Are these people that you remember or do you
 [5] remember Monica Lewinsky speaking to those people?
 [6] A Again, I wouldn't -- I can't recall her talking
 [7] specifically to them because, again, it's more pass by, hey,
 [8] how are you doing, great, you know, everything going great,
 [9] yeah, and walking by. It's kind of casual.
 [10] Q You can't name any particular uniformed or
 [11] non-uniformed Secret Service employee --
 [12] A That I know that she's there --
 [13] Q -- that she's spoken to?
 [14] A -- talking to directly? No.
 [15] MS. WIRTH: Okay.
 [16] BY MR. WISENBERG:
 [17] Q Other than Byrnes or Ordakowski?
 [18] A Well, they were permanent post standers so even
 [19] though the Secret Service I was talking about, PPD, they
 [20] shift out, you know. I know those were the people during
 [21] that timeframe, I guess, when she was there. That's why I
 [22] was trying to recall the people that were there. Now, for
 [23] them knowing -- I actually saw her talking directly to like
 [24] Gary Byrnes or to Dan Ordakowski, I can't recall a specific
 [25] time or if she really talked to them directly.

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BY MS. WIRTH

Q So for the record, there's no single person that you can remember her speaking to.

A Yes. One person like her friend, coming and talking, no. Mainly to Nelvis or myself when she'd walk by.

Q Since this story became public, have you had any conversations with any Secret Service employees, either uniformed or non-uniformed, about Monica Lewinsky?

A No.

Q To your knowledge, has Bayani Nelvis?

A Not that I know of. No.

Q Have you ever seen Nelvis talking to any Secret Service employees, uniformed or non-uniformed, about Monica Lewinsky?

A No.

Q Have you ever heard from Nelvis that he had discussed Monica Lewinsky with any Secret Service employees, either uniformed or non-uniformed?

A No.

Q Is Nelvis friendly with any particular Secret Service employee, either uniformed or non-uniformed?

A Again, we were closer to the people I was talking about because they're there. When the President's not in the office, that means these people actually are holding their position there, it means that those are the people we're

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about 2:00, 3:00 in the afternoon, offhand.

Q During the week?

A Yes, during the week. It was about that timeframe

Q And did you have any knowledge as to why she was there?

A Just stopping by to say hello. We've had other staff members, they turn around and work there, came back and said hello. They might be at a function, come back and say hello.

Q And when she would say hello, she would come to see you in the pantry area?

A Mm-hmm. Outside in the hallway. Yes. Or we'd

call that --

Q I'll show you what has been previously marked as Grand Jury Exhibit GM-1.

A The walkway. The walkway. Yes. Walkway 1.

Q Okay. So that's where she would be when she came back to visit you?

A Right.

Q And she'd come to the pantry door?

A Right. In that area right there.

Q Did you notice on those occasions what direction she was walking from?

A She'd walk from both areas because I know she would go down this direction, the Chief of Staff's office space,

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talking to. The two of us, besides Betty Currie or the aide or Nancy Herrreich, those will be the key people we deal with. I mean, it's not too much more.

Q Okay. So you would say then that Nelvis was friendly with Gary Byrne and Dan Ordakowski?

A And other members. Yes.

BY MR. WISENBERG:

Q Who are some of the others he's friendly with?

A Recalling back the Secret Service back then, again, Gary Byrnes, Dan Ordakowski. Hmm. I'll keep on thinking about it if you want to go to the next question.

BY MS. WIRTH:

Q How about Sandy Verna?

A Sandy Verna's one. But, see, Sandy Verna was there, but she left.

Q Was he friendly with her, though, while she was there?

A Yes. She talked. She left post because of medical reasons and then she came back for a small amount of time and she left. She wasn't there that long.

Q What about Brent Chinery?

A Brent, no, he was not permanently assigned. But, again, I'm talking about the Oval Office. With these people, these key people here. You've got people outside the Oval Office, meaning the lobby, the West Wing lobby to the West

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and then the other direction we wouldn't know because normally we're right here, so she can come anywhere from this area, from the colonnade, and come up in here. Or she could

come from the lobby and cut through here so there's a lot of multiple areas she can come out of.

Q Okay. But when she came to see you, it's your testimony that she could come either from the direction of Walkway 2 or from the vicinity of the Chief of Staff's office?

A Walkway 1. Right. Walkway 1 and Walkway 2. Yes.

Q Do you know anybody else that she came back to visit besides you?

A Not staff members, but we knew she stopped by and seen people, but I wouldn't know. I know one of them was Betty Currie. She stopped by to see Betty. Always said hello. No matter when she came out, she always said hello to Betty. But other staff members, no. Again, I can recall her being with somebody, but I wouldn't know, again, who she was actually with at the time.

Q Do you know if Monica Lewinsky has ever asked Bayani Nelvis if she could get in to see the President on one of his trips outside of Washington?

A No.

Q Do you know if Bayani Nelvis has ever identified Monica Lewinsky in the White House as someone other than who

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Wing basement lobby, to post that was over by the Rose Garden. Those people, again, we talked to, they're there. So -- but the key players at the Oval Office, she was one of them temporarily.

Q Have you ever seen Nelvis talking to Brent Chinery?

A Yes.

Q After Monica Lewinsky left employment at the White House, on how many occasions approximately do you recall seeing her back at the White House?

A When she left, I didn't know the exact date when she left, but I would imagine maybe four times, five times. Again, I wouldn't know the exact amount of times. See, I can't recall exactly when she left. If you had a date, maybe I can say more to it.

Q Well, of the four or five times that you remember seeing her after she left, do you remember specific occasions?

A Yes. She would come by and say hello to us at the pantry, how you guys doing, great, and talk a little bit and then she would leave. She would have other people she would see that I know of on the grounds because she was -- after that, she would leave the area.

Q And do you recall any specific time of day that you would see her after she left the White House?

A It would vary, but mainly it was during -- I'd say

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she was? For example, as a cabinet secretary's daughter or some other individual other than who she was when she was in the Oval Office area?

A No.

Q Do you know if there was ever an occasion where anybody saw Monica Lewinsky in the White House and you or Nelvis had to explain to them who she was?

A Repeat that again, please?

Q Do you know of any occasion when anybody saw Monica Lewinsky in the White House, specifically in the West Wing, and either you or Nelvis had to explain to that person who she was?

A I would -- I can't recall it happening, but it would be very easy to tell -- like I was talking about Secret Service, when they changed that post for UD or PPD, there's a possibility, who is that person, because she might have an A pass on, what I was talking about before, passes, that would be an appointment pass, who is that. Because they always question that, who that is. And, again, we might have said it's Monica Lewinsky, okay, we know who she is, okay.

Q Of the Secret Service agents that you recall Nelvis being friendly with or speaking to, and I think you told us Gary Byrne, Dan Ordakowski, Sandy Verna, Brent Chinery, do you know whether he ever discussed Monica Lewinsky with any of those people?

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A No. They knew who she was, they saw her in the way. Again, there's Monica. I guess if that's what you're looking at --

BY MR. WISENBERG:
Q Did he ever talk or joke about Monica?
A A cute girl. That's about it, maybe.

A JUROR: Mr. Maes, could you tell me or if you can recall could you tell me who told you that Monica's new job was a promotion or a movement up?

THE WITNESS: No, that was me feeling that it was a promotion, leaving the White House, which she had, because we know when they're interns working there and they move up, as I look at it, they turn around, now she's no longer an I pass which is intern pass, now she turns around and she has a blue pass or what other -- a yellow or orange pass and they move up and they've got a paid position. That's all I knew. She got a paid position.

And then when they leave and they say they're going to the Pentagon, yes, they're working on the outside, so the odds are they're just junior staff, now they get to go to somewhere else, be it anywhere in D.C., State Department, we've had people leave to go to State Department, and they move in position up which is good. And I always felt that it's a very positive thing. So, myself, I'm saying that she got promoted by doing it. That's the way I looked at it.

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BY MR. WISENBERG:
Q What other things other than cute girl did you hear people talking about when they kind of talked and joked about Monica? You and/or Nelvis and/or the Secret Service detail types. You said one example would be they might say cute girl or something like that.

A Right.
Q What other are you saying?
A It would be like who's that and I'd say, "Oh, it's Monica." "Oh, cute looking girl." "Yeah." At the time when she was an intern, then as time went by, her working there, you know, you saw her on a daily basis because she was an intern and they'd have to run things from one office to the other office space, you saw more of that transition back and forth.

And then after that, it became -- her working position, I guess, when she worked in the East Wing, we saw less of her but she still had to transfer her paperwork back and forth. And then when she left the White House and then you rarely saw her.

That's why I'm saying whatever the date, the timeframe we were talking about, that she took that position in the Pentagon, it kind of referred to how many times we might have actually seen her in that area.

Q Did you all joke or were there jokes about --

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again, among this same group or any members of this group, were there jokes about the amount of time she ended up hanging around the West Wing area?

A No, it was really -- it wasn't really brought up like that.

Q You mentioned delivering paperwork. Were there jokes or comments about the frequency of her deliveries of paperwork for the President to sign?

A No. No. Again, that wasn't for the President. That was her job working in the East Wing and bringing paperwork to what ever office space she had to go to. So it doesn't necessarily mean the Oval Office.

Q Right. But --
A But, again, she would probably stop by and say hello to Betty or to us when she walked by. A pretty good amount of the daily basis, if she was working in that position at the time.

Q All right. And my question to you is -- I'll ask it slightly differently. You've mentioned there might have been comments like "cute girl," presumably not long after she started as an intern, but did the group of people -- I take it you're a select group, you've got yourself Nelvis, these Secret Service uniformed people, you kind of get to know each other, it's not a big group.

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As you mentioned last time, some of you are in the inner perimeter and I guess some of you are in the near inner perimeter. Was Monica the subject of some comment, either jokingly or not, during the time either that she was in the White House or after she was at the Pentagon and would come back? Was she somebody that there were jokes, talking, raised eyebrows, anything like that about?

A No. Not offhand. No. Because, again, she would go through, do her job, then stop, talk, and then she would leave. It wasn't --

BY MS. WIRTH:
Q Have you ever heard from any source whatsoever in the White House any complaints about Monica being in the West Wing too often?
A Yes. That was in my statement before with Evelyn Lieberman.
Q Other than that.
A Because it wasn't only her, it was because of staff, too many interns were coming back through there, plus they're bringing friends in to walk by the Oval Office when the President wasn't there and saying, "Hey, there's the Oval Office" and then walking by. Again, Evelyn Lieberman noticed that, noticed that she would stop by and talk to us and why is that person here, she's got a job to do. Again, she's Deputy Chief of Staff at the time, her job is to make sure

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personnel work, so --

Q Tell us about that again.
A Okay.
Q As best you remember, tell us about that conversation between Evelyn and yourself and whoever else was there, what she said.
A Basically, it was between Evelyn Lieberman and myself. Nelvis was in the area and she talked to me. She goes, "Glen, you know, we can't have this going on." I says, "What is that?" She turned around, "I can't have the interns coming in, staying in this --" not really interns, but staff, "coming in here in this area and holding like that." I says, "Yes, ma'am." She goes, "We're going to have to keep this area free." "Yes, ma'am." She goes, "If we have to, we'll have to redirect."
I can remember she said redirect, meaning going -- if you want to look at your diagram, going through the lobby, through the West Wing lobby here, so it would actually divert from here, coming from the West Wing and the colonnade, up to Hallway 3, down this hallway here into the lobby, back down the stairs or to the Chief of Staff's room. Keep it away from going through Walkway 1 and Walkway 2 as much as possible, just being out of those two areas.

BY MS. WIRTH:
Q And that conversation that Evelyn Lieberman had

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with you followed a visit from Monica Lewinsky, right?

A Yes.
BY MR. WISENBERG:
Q How do you know it was about -- the last time you testified that it had to do with Monica Lewinsky. How did you know it had to do with Monica Lewinsky?
A Because the time she was there and she spoke right after she left the area. That's the only reason why I even mentioned that.
Q Did she reference Monica? I don't mean necessarily her name.
A Well, she meant staff. When she turned around -- meaning volunteers, interns, she just didn't want the place cluttered with people.
Q Well, I didn't mean necessarily literally did she mention her by name, but did she reference that person who was just here?
A No.
Q Okay. But it's clear to you it was prompted by a Monica visit.
A Yes.
Q And did you discuss this with Nel after Evelyn left?
A Yes. I discussed to him quickly and, again, I don't know how much he heard. I says, "Well, they're trying

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to keep this place clear." And he kind of like -- "Well, you know, okay." But I believe when I was talking to her, I was in that hallway, again, Hallway 1 over here, and Nel was over here when I was talking to her. Her and I were having a conversation together and there's a good possibility I would say in this -- where I'm pointing right now --

Q Where were you when you were talking with Evelyn?
 A Here's Evelyn Lieberman's office.
 Q Right.
 A Evelyn Lieberman -- we were talking to Monica in Hallway 1 right here --

Q Okay. But it's just --
 A Walkway 2 --
 Q Hold on just a second. In terms of our map, again, it's Walkway 1, correct?
 A Walkway 1.
 Q It's Walkway 1 on the map. We just need to be clear because --
 A Walkway 1. Walkway 2 is where Evelyn Lieberman was coming through. Walkway 1, by the pantry, is where I was talking --

Q To Evelyn.
 A We were talking to Monica Lewinsky. Evelyn Lieberman through Walkway 2 walked into Walkway 1, bypassed us, came down to her office space and then Monica from

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Walkway 1 had left and the direction I would imagine would be to go back to Walkway 2 back to an office here in the East Wing

Q Away from Evelyn, right?
 A Right. And then Evelyn Lieberman came back out and saw me and it was approximately this doorway right here where we had a talk. Nel was over by the pantry, so you're talking from here to the lady in blue right there, is about the distance we were. And she was talking to me directly, she wasn't talking to him because of the distance.

Q Okay. So hold on. Let's make sure we get it right.
 A Okay.
 Q Originally, Monica is talking to you and Nel in Walkway 1 on your map, GM-1, correct?
 A Okay.
 Q For frame of reference, for the record, we're looking at Grand Jury Exhibit GM-1, correct?
 A Right.
 Q Monica is talking to you and Nel in Walkway 1 outside the pantry door. Is that correct?
 A Correct.
 Q And all of a sudden, from the area of Walkway 2, from the area of Walkway 2, down comes Evelyn Lieberman.
 A Right.

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Q She passes you all, doesn't talk to you, passes you all, correct?
 A Correct.
 Q Then Monica heads off back, you think, up through Walkway 2 and out in that direction, correct?
 A Correct.
 Q Evelyn turns around, comes back and talks to you. Is that correct?
 A Correct.
 Q All right. And meanwhile, Nelvis has wandered off somewhere. Where is Nelvis?
 A Approximately at the pantry and I was already down here by the door. She calls me --
 Q She calls you? Okay.
 A "Yes, ma'am." She was Deputy Chief of Staff, so "Yes, ma'am."
 Q Right. So she passes you by, but then she turns around at some point and calls you over, correct?
 A Right.
 Q And you're estimating that you were talking to her right at this entryway on Walkway 1 by the Roosevelt Room.
 A The doorway. Yes.
 Q Okay. The doorway to the Roosevelt Room that is just north of Walkway 1, correct?
 A Correct.

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Q All right. And Nelvis has remained at the pantry area.
 A Right.
 Q Okay. All right. How long after -- I take it this is just moments after Monica has skedaddled off or walked away.
 A I would say no more than a minute, maybe a minute and a half.
 Q Pardon?
 A Maybe a minute, minute and a half.
 Q No more than a minute or a minute and a half. And that's why there's no question in your mind it was prompted by this Monica visit.
 A That I know of. There was something released ahead of time, maybe two months prior to that, about keeping the area free and I can't recall if it was a document, paperwork on it, saying, you know, "Let's keep this area free." And then she noticed more traffic going through there, that I know of, that's why she even mentioned it.
 Q Now, how agitated did she seem?
 A Not too agitated. It was just like, you know, "We've got to keep the hallways free." Like, she wasn't pounding on me. "Hey, it's your fault, guys," or anything like that. She never brought that up.
 Q She's kind of a no nonsense person, though, right?

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A Right.
 Q Not what you'd call a real California touchy-feelie type?
 A "You know, you really shouldn't be doing that, you know." No. It was, "Glen, you know, you really shouldn't be doing this." "Yes, ma'am." She's direct, to the point. "Yes, ma'am." That's it.
 Q Now, what do you recall talking to Nel about? Afterwards, when you discussed it with Nel, what do you recall the conversation being?
 A Nothing really to say. He was like, "Hmm. Okay."
 Q Well, did you tell him what Evelyn had said or was it clear that he had heard what Evelyn had said?
 A I mentioned it to him, I don't know how much he heard, again, we were that distance, so I don't know how much he heard, but I just brought it up to his reference. "Hey, you know, she's trying to keep the passageway clear here and trying to keep it free." And he goes, "Hmm. Okay." And that was as far as we went with it.
 Q Okay.
 A Because I imagine him hearing it because he was that distance, but, then, again, who knows if he's paying attention to it. I don't know.
 Q Okay. And you're estimating the distance between you and Ms. Lieberman and Nelvis during the time that she was

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having the conversation with you was from about where you're sitting now --

A I would say 10 to 12 feet.
 Q To where I'm standing, about 10 to 12 feet.
 A Ten to 12 feet.
 Q Okay.
 A I'd say that's only about maybe seven feet.
 Q I didn't hear that last thing?
 A I said I imagine where you're at is about seven feet. I'm just looking at distance, I'm thinking distance.
 Q Did you and Nelvis mention Monica in this discussion, the little discussion you had after Evelyn left?
 A No. Because she -- to me, it referred to all people walking through the hallway.
 BY MS. WIRTH:
 Q Do you know whether Evelyn Lieberman ever had an similar conversations with any of the Secret Service uniformed guys posted out in Walkway 1?
 A Normally, she's pretty direct. She would actually have a memo and say "Here's my memo." Which they would have it and read it if it was that case. She wouldn't normally go to Secret Service.
 Q Did any of the Secret Service employees, uniformed or non-uniformed, ever have any conversations with you or Nelvis about keeping Monica away from Walkway 1?

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A No.

BY MR. WISENBERG:

Q The Monica Lewinsky story broke in The Washington Post on Wednesday, January 21st of this year and there had been some publication of it in something called The Drudge Report a couple of days earlier.

I want to ask you, around the time that the Monica Lewinsky story broke and became public or in the three or four-day period prior to that, did anybody ask you to try to get a hold of Monica?

A No.

Q Are you aware of anybody asking either directly or indirectly, do you know it or did you hear it through somebody else, of anybody asking Nelvis to try to get a hold of her?

A No.

Q Are you generally aware of the efforts that were being made to get a hold of her?

A No.

Q Do you know a person by the name of Tim Keating?

A Yes.

Q Who is he?

A Tim Keating worked for Legislative Affairs at this time, worked on the second floor. His main support was to handle the congressional delegation on the White House side

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Q What I mean is she was pretty tough about making sure that nobody was in a place they shouldn't have been.

A No, she never stood guard, peeking around the corner, "Hey, what did I tell you guys?" She never mentioned anything like that.

Q So she wasn't particularly tough about that?

A She was tough in telling us, "Hey, we don't want this," but she wasn't eye bailing the situation.

Q I'm not meaning to suggest she stood guard duty.

A Right. No.

Q But it was a matter of concern to her and she didn't hesitate about telling you if she didn't like something that was going on. Is that correct?

A Correct.

Q All right. And if somebody was where they shouldn't be, she didn't hesitate to tell you that. Is that correct?

A She wouldn't hesitate to tell them, too.

Q I guess my point is did things loosen up a bit in that respect after she left? Get a little laxer in terms of simply people getting worked up about somebody maybe being in the wrong place, in a particular hallway, at a particular time?

A I don't see where really it laxed up, but I'd say if you're looking at it that way, maybe it laxed up maybe for

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and he left that position and I'm not sure where he's working now, but he's left the White House since then.

Q Fairly recently, correct?

A Not that I know of. It's been a while. I'd say offhand a year and a half or more. It's been a while. Actually, it wasn't too far after D-day when we had that D-day event. That I can remember, that I can recall.

Q What D-day event?

A When we went to Hawaii, went out that way. He was mentioning that he'll be possibly changing jobs and I said, "Come on, you can't be changing jobs. You like this job." Because he was non-stop, day and night there.

Q Has he been in the White House recently?

A I have not seen him, no.

Q Do you know if he was in the White House around the time --

A As a matter of fact, the last time I saw him was during campaigning. We went to Chicago for the DNC, was the last time I saw him.

Q That would have been in the '96 campaign?

A Right. That I can recall.

Q Has he ever spoken to you about Monica Lewinsky?

A Never.

MR. WISENBERG: All right. We're going to ask you if you'll step outside for a few minutes and then we'll come

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a couple of weeks, maybe, maybe not.

Q All right. Why just a couple of weeks?

A Because, again, the normal traffic was there. I mean, you still had people, still interns, volunteers.

Q Again, volunteers but mainly interns that would have to walk there. And added onto our staff that walked through there, so it was -- to me, it was pretty normal. I mean, it was nothing like, hey, boom, you didn't see anybody else and you'd hear the crickets chirping at you or something like that. It was never like that.

Q No significant difference.

A Not a large difference.

Q After Evelyn left.

A Right.

Q And what kind of difference, if any, was there after she left in the way things operated in the West Wing?

A Again, we wouldn't know how much the staff would know about it because, again, she was just telling me. I mean, she could have implied like, "Hey, you're right there, you're responsible for that area, let's keep it cool, okay?" To me, that's how she was implying it, so I'm not going to tell everybody in the office space, "Hey, you got to be careful."

Q I'm not talking about that particular incident, though. I'm talking about -- let me give you an example.

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and get you.

May the witness be excused momentarily?

THE FOREPERSON: He may.

(Witness excused. Witness recalled.)

MR. WISENBERG: Let the record reflect the witness has reentered the grand jury room.

Madam Foreperson, do we have a quorum?

THE FOREPERSON: Yes, we do.

MR. WISENBERG: Are there any unauthorized persons present in the grand jury room?

THE FOREPERSON: No, there are none.

Mr. Maes, you are still under oath.

THE WITNESS: Thank you. Yes.

BY MR. WISENBERG:

Q Mr. Maes, after Evelyn Lieberman left, did things loosen up a little bit in terms of what was allowed and not allowed in the West Wing area in terms of traffic and things like that?

A Offhand, no, because, again, people had to do their job. They walked through there. It's just sometimes a shortcut for them. They want to go -- especially up to the Chief of Staff's office or something like that, taking paperwork. So, again, to walk all the way around this way and come back, which -- through the lobby, you still saw traffic, but, again, it wasn't as heavy as it was.

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It's generally thought by some people, whether true or not, that, as an example, when Leon Panetta became Chief of Staff after McLarty left that things tightened up a bit in the West Wing, that there were not as many people, for instance, with as easy access into the Oval Office. He ran a tighter ship. And, of course, Evelyn Lieberman was his deputy, at least for a while. So that's what I mean. I'm speaking in general terms. After Evelyn Lieberman left, was it as tight a ship in the West Wing --

A As leaving office, you're talking about?

Q When she left and went to Voice of America.

A Okay.

Q And she wasn't there any more, was it as tight a ship in the West Wing?

A To me, it flowed the same. It flowed the same.

Q Okay. Now, is there a person who has taken over kind of the role of Evelyn Lieberman? I don't necessarily mean the same position as Deputy Chief of Staff, but someone who kind of goes and makes sure, hey, you shouldn't be here, get out of here; your dress is too short, get out of here; coming up to you and saying I don't like interns in this area?

A Well, we have our Deputy Chief of Staff which is now Sylvia Matthews or John Podesta. Those two are Deputy Chief of Staff. They're kind of -- their job is part of it.

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directing, making sure that the President's in his private holding room and knowing who's who in the room like they would say "We don't need this person here, please leave."

Q All right. So they would both do that function.

A Yes.

Q Are they as blunt about it, as tough about it as Evelyn Lieberman was?

A Well, they could because you're talking if the President is making a phone call and they're in the area, they'll ask them, "You need to leave the room. Thank you." And walk out.

Q Again talking about -- shifting subjects and talking about this group of you guys and gals, if there are any gals there, the stewards, the Secret Service in the inner perimeter and near inner perimeter, would you ever speculate, you, Nelvis, any of the uniformed or non-uniformed Secret Service people or anybody speculate about who Monica might be seeing? Who her boyfriend was?

A No.

Q All right. Did you ever talk about who you might fix her up with?

A No.

Q Do you know Debi Schiff?

A Yes, I do.

Q Who is she?

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A She is the receptionist to the West Wing lobby. Her job title is to handle the West Wing guests coming in. She would know all the guests that come into the West Wing by a data sheet, every time they go through the gate, it would register up who they were so she'd know a senator to Garth Brooks, she would know everybody coming into the West Wing. And some of it would be just to see status, someone would be seeing the President of the United States.

So it just -- she would have the incoming flow and she would hold them for entertainment purpose, meaning to give them some beverages, make sure they're relaxed, comfortable, and then handle the Kennedy Center.

The Kennedy Center was a big thing she had because you're talking that's the place to go to and everybody wanted these tickets to the Kennedy Center. She controlled all that. That's her job. That's how I know her.

Q Of course, she's gone now, right?

A Yes.

Q Recently transferred to --

A To State Department, working as deputy assistant, I believe, to protocol.

Q Do you ever recall an incident where Debi Schiff was walking around the West Wing area in the President's shoes?

A No.

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Q [REDACTED]

A [REDACTED]

Q Did it ever happen that you saw?

A No, not that I can recall. Because the shoes -- like I'm saying, the shoes will come down, the valet will come outside in Walkway 1 and set things down for the President because maybe the President's back in his dining room or something and he's having lunch.

He'll set them down there and then we'll bring the items back into the private study where we set up his clothes, being that it's late in the evening, he's got to change to go to an event, or it could be an event that was rained outside where he's wet and come back and changing.

Q The question is did you ever see her do that?

A No.

Q Did you hear about her doing it?

A No.

A JUROR: Mr. Maes, I'm confused. Where do you put

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the shoes? In the study? You put it outside the study?

THE WITNESS: Well, what happens, like I say, by this, the diagram, if you have one of those? The valet would bring clothes down for him. It could be like --

A JUROR: But where are they? Where would they be?

THE WITNESS: Where would they be prior to that?

A JUROR: Where would the valet put the President's personal items?

THE WITNESS: In the hallway right there.

Depending --

A JUROR: In the hallway?

THE WITNESS: Because, again, not to make it --

A JUROR: The President's --

BY MR. WISENBERG:

Q On your map, which hallway on your map?

A That's Hallway 1.

Q Okay. Where?

A Hallway 1 right here.

Q Up here?

A Right here.

Q Or down here?

A By the pantry.

Q Okay. The inner -- the interior --

A I'm sorry.

Q Walkway 1 on your map.

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A Walkway 1.

Q Okay. So in other words not the hallway off the study.

A No. Walkway 1 outside the pantry door, outside of that.

Q All right.

A And there they would set down -- if the President's in the back. They're not just going to take stuff back to his study. You have the bookcase up here and they'll the suit, put a suit up here, put fresh shirts all ironed up, take his shoes, set them down nice and neat here. And then walk back out.

Q Where is this?

A This will be inside the President's private study.

Q Okay. But that's if he's not there.

A That's if he's not there.

Q Now, if he is there --

A If he's having lunch or something, they would hold the clothes out in the hallway -- wait a second -- Walkway 1, hold the clothes out there and then put the shoes down there, open our closet, we have a closet directly across the hall that opens up, and they put the suits in there and hold them.

Q And that's in Walkway 1?

A On Walkway 1.

Q Okay. All right. So if you're looking at your

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map, it would be up against where we see the Roosevelt Room, on the other side of the hallway? There's a closet?

A Right. And we've actually had people kid around because the President's size of the shoes, you know, they're like, "Wow, look at the size of those shoes." Like, "Geez." And they'll walk up next to the shoe, put your shoe next to it. He's got a pretty big foot there.

MR. WISENBERG: Okay. Any other questions along those lines?

A JUROR: So then if somebody's coming through that walkway --

THE WITNESS: They would see the clothes there? Yes.

A JUROR: They could pick up the shoe --

THE WITNESS: No, they wouldn't pick them up because they were right there. The valet would be standing by right there like, "Okay, Mr. President, I've got to get those back in your study." Because, again, it could be where he's doing a videotaping and he may change the tie because you wouldn't want to watch him on TV every time wearing the same suit, same tie, so there's times where they have to change clothes. And that's the main purpose of the valet, to come down and do that type of work.

A JUROR: So when the valet brings whatever, they stay with it until --

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THE WITNESS: Right. Normally they're right there. But there's times where they bring them down and set them down and they'll go back upstairs. The valets work closely to the President. They work upstairs in the residence on the third floor. We're working -- there's two of us that work in the Oval Office, so between the two groups, we communicate. The President needs eyeglasses, "Hey, where's my reading glasses?" Call them up, "Hey, bring the reading glasses down." So there's times when they bring the items down, set them down, "I've got to go back and finish up the President's tuxedo because he's got an evening event." "Okay. Just leave them here, I'll take care of it." They run back upstairs. So that's the reason why -- someone's always there with the clothes. It's not like set them to the side --

BY MR. WISENBERG:
Q So mostly you and Nelvis standing guard.
A Right. Right.
Q Okay. Has there ever been a sofa in the study?
A No. Never. Never. Too small.
Q All right. You've never seen one.
A Never been one. No.
Q Love seat?
A In 11 years, I've never seen one. No. Never had one.
Q Okay. All right. Tell us about this -- this has

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A It doesn't go that far out. The study -- offhand -- actually see this window? This is a window. Window here, these are the two windows.
Q Right.
A So that means these trees are actually right here?
Q Instead of in the first area where you had them?
A Right.
Q Okay. Would you draw a line through where you thought they were?
A Yes.
A JUROR: How tall are those trees?
THE WITNESS: I would say 14 foot, maybe even up to 16 foot height.
A JUROR: If you were standing in the study looking out the window --
THE WITNESS: If you were looking out the windows, the window that's closest to the tree, they're not blocking that view. You can look into the patio. The other window, you're looking directly into the patio. And then the dining room, you're looking into the patio.
So you have three windows that directly look into the patio and then you have a doorway with a glass door which looks down the walkway toward the swimming pool.
A JUROR: From the study, the windows that are in the study, if you were in the study and looking out, could

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been described to investigators as this area that on the map says Room 110. That might actually refer to a room not on this floor.
A There's no Room 110.
Q Okay. So this -- because 111, I think you've told us --
A This is a patio out here. This is just -- almost like a ventilation system, the way this is designed, it's a wall about -- maybe four and a half, five feet high in height, but it's a lot of gravel and sand. You can't get in there. That's what this is showing.
Q So Room 110 on your map is a patio, correct?
A Is a patio. Yes.
Q And it's a patio over Room 110 and on the other side of what you've called a ventilation area of some kind is also a patio, correct?
A This is a private patio and the size -- do you want me to draw out --
Q Yes. Why don't you draw the -- why don't you draw for us what that patio is.
A This was built in 1983 by President Reagan. They actually have a marker right here and then there's furniture here, a round table, filling up this area with chairs around it. And then there's a lounge chair here, like patio type furniture. There's two of them right here.

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you see people walking by?
THE WITNESS: Oh, yes. Definitely.
BY MR. WISENBERG:
Q In the patio area.
A Yes. Especially during wintertime, too, where you have less foliage, you can see everything.
A JUROR: Who has access?
THE WITNESS: Who has authorization? All the Secret Service. Normally, staff doesn't, but you're talking anywhere from uniformed division Secret Service -- again, I don't want to confuse everybody, because there's different types of entities that deal with Secret Service. You have uniformed division, PPD, which is Presidential Protection Division, ERT, Emergency Response Team, and the CAT team.
A JUROR: They could be out on the patio?
THE WITNESS: Yes. At any time.
A JUROR: If you were in the study, looking out through the windows, you could see the Secret Service men outside?
THE WITNESS: Right. But it's not like they're standing out there.
A JUROR: No, no --
THE WITNESS: They might be taking rounds --
A JUROR: Strolling around.
THE WITNESS: Exactly. Making rounds, going

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Q Okay. All right.
A And then there's steps coming down here and there's a water fountain that curves around right here, a little pool area right here, very small. And then trees around here. Trees. Trees. And that's basically it. And then some trees right in here -- actually, a little garden area. This is all garden right here. This is garden and this is garden.
Q Okay. Are you drawing it as much as you can?
A That's about as detailed -- that's what the private patio is.
Q I notice you've got outside the study -- first of all, on the map, outside the study, it's got a little -- it looks like it almost might be a bay window.
A This right here?
Q Yes.
A It's not. What it is, it's a garden. It's part of the garden. The garden goes all the way across and it's about that high (indicating).
Q It goes across the dining room and the study?
A Right.
Q Okay. Then you've got trees here. Does the patio extend down any beyond where you've got it? Because I'll tell you, we've seen something that indicates it might, but I'm not sure. You know, extend down over to where the study is, all the way over to the study.

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through there, that's how it would be.
A JUROR: Is there anyone actually stationed out on the patio?
THE WITNESS: Again, it depends on movement for the President. I don't know if you want to get into that detail or not. It depends on movement of the President.
A JUROR: But is there a regular post?
THE WITNESS: There's a regular post, but it's located by the swimming pool, the post stander is out there. Again, the angle is way off, but, again, they'd walk out of post area because they kind of circulate through that area.
BY MR. WISENBERG:
Q Can you estimate on your map where the swimming pool is?
A You don't have enough room on here.
Q Okay. But it's --
A Offhand, say the ventilation area is here, then you have a cabana -- I'm going to go to jail here -- but you have a cabana back here -- there goes my clearance -- and then the swimming pool is right here, in the back, there's a swimming pool here, okay?
Q Okay. Why don't you point an arrow in the direction of where the swimming pool is, since it's --
A How about if I just -- I don't know if you want me

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to -- this is the doorway coming back. I have little arrows coming back here. The swimming pool here comes out, extends out. The post would actually be right here.

Q Okay. Even south of the swimming pool --

A Right.

Q -- is where the Secret Service person would be.

A So the angle you have is here, coming here like this. And it's all clear way, looking all the way down here. Definitely clear.

MR. WISENBERG: I'll tell you what we're going to do. We are going to get another sheet of paper but we're going to get a blank sheet of paper.

MS. WIRTH: Can I ask a question?

BY MS. WIRTH:

Q So this direction is south from here?

A That's south.

A JUROR: Can we take a break?

MR. WISENBERG: Pardon?

A JUROR: Can we take a break?

MR. WISENBERG: A break? Yes. Can we take -- how about a five -- a ten-minute break.

THE FOREPERSON: Ten minutes.

A JUROR: Unless you're close to being finished.

MR. WISENBERG: I think we're very close.

A JUROR: Okay. I can wait.

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BY MR. WISENBERG:

Q Okay. All right. Let's go ahead and put this sheet -- I'm giving you a blank sheet of paper. Is that correct?

A Do you have some tape?

MS. WIRTH: I'll see if I can find some tape.

MR. WISENBERG: Okay. And let's just -- I'm sorry --

THE WITNESS: I'll put it to the line here and then draw this out.

MR. WISENBERG: Just for now, put it to the line --

THE WITNESS: I'll put it to the edge of this and put the edge of that to the line.

MR. WISENBERG: Okay.

(Pause.)

MR. WISENBERG: Let the record reflect that Ms. Wirth has returned with tape.

All right. Let's line it up exactly the way --

THE WITNESS: Exactly right here.

MR. WISENBERG: All right. Let's do another one, too. All right.

BY MR. WISENBERG:

Q You have now added to GM-1.

A GM-1. Right.

Q And you have added the cabana and the swimming pool

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and showed us where the Secret Service post is, correct?

A Correct.

MR. WISENBERG: I'm going to briefly show it to the grand jurors.

A JUROR: Wait a minute. What is this? I'm sorry.

MR. WISENBERG: We'll get copies.

A JUROR: We need clarification from the witness.

MR. WISENBERG: Okay. We need clarification as to?

A JUROR: About Secret Service people walking back and forth.

THE WITNESS: There's two areas where Secret Service will walk through. There's one just outside the patio, there's a walkway there. There's another by the post area where they walk up the hill and go to the post area, so there's actually like two main entrances.

The other side is a fence line where it's a hill.

That's what's kind of deceiving with the photograph here, it's actually a hillside going down there.

A JUROR: From the study, looking out the windows, can you see Secret Service people occasionally walking by?

THE WITNESS: Walking through there. Yes. They'll come up to the window or look at you, "Hey, how you doing?" "Hey, how you doing?" And in the evening times, if you're out there, they might tap on the door. "Hey."

A JUROR: So how often do they make their rounds?

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THE WITNESS: They secure -- they don't set a time because there's no certain pattern, so it's not a time they actually have, but usually like in the evening times when they secure the Oval Office and, again, the ERT -- I could go into detail and detail, if you want it.

A JUROR: No, but I mean on the average, are they there once, twice a day?

THE WITNESS: See, again, it's not only them. You have people that are Park Service that take care of 18 acres of property they take care of. The flowers right there. You have Park Service taking care of the flowers. There's herbs back there. Grooming the grounds. So they may flush off the sidewalks and that might be in the middle timeframe, like the morning.

A JUROR: I understand. We're only talking about the study.

THE WITNESS: That's what I'm trying to get at. In that area, you might have different groups going through there and I could go out there sometimes and look out there and you have two or three people working out there.

A JUROR: So if the President were asleep in the rocking chair, somebody could go by and see him inside.

THE WITNESS: Yes. And if they saw him, it's like oops and then the other direction, walk away. They don't want to wake him up.

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BY MR. WISENBERG:

Q And who could come by and see him?

A Again, it could be the Park Service people that are doing the maintenance on the grounds and it could be Secret Service.

Q How likely would that be, the President in his study, what's been called the most private area of the White House non-residence, how likely would that be that while he is in the study somebody is going to walk by right outside that window and see him? We want to know how often would that be likely to happen, based on your knowledge.

A That they actually saw the President there?

A JUROR: Could see him. Could see him.

THE WITNESS: Could see him? I mean, any time anybody could see. The windows are never shut. What they are is a big drapery, so anybody walks through there, anybody can see him.

A JUROR: The drapes are never closed?

THE WITNESS: No. Never. They're -- I explained the last time the height of them. I could turn around and stand on the ledge, the ledging, to get up there and unhook them and they're heavy drapes. They're designed walk back, but they're thick, heavy drapes and they have to be pushed up, re-locked into the position where they drape down like this, come up and drop down again.

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There is no shade to pull down, so you have an open window the whole time and the window, for instance, is probably about this wide. They're all windows about yea wide (indicating).

BY MR. WISENBERG:

Q You told us last time -- I'm sorry.

A JUROR: If the President was going to take a nap in the daytime, he does not close any curtains?

THE WITNESS: No. There is no --

A JUROR: The room is perfectly light.

THE WITNESS: Right. Now, the room is shaded if you turn the lights off. During the daytime, light will go through the windows and they're big windows, so you would have light through there. And he just takes the chair and angles away from the windows right there and just sits back and relaxes.

Again, back then, I would say out of a week, maybe once or twice out of a week, he may go to the chair and relax. But nowadays, he's just so busy, he doesn't have time to go back there at all.

A JUROR: If he were to sit in the chair and turn the back of the chair to the window, could people see him sitting in the chair?

THE WITNESS: Yes, you'll see -- it's like seeing the back of someone's head, like that.

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BY MR. WISENBERG:

Q Is there anywhere you can be in the study and not be visible to somebody walking by on the patio area?
A There is an area between the windows, probably -- offhand, I'm saying -- maybe this way, because he has pictures up there. I mean, unless he turned around and put his back to it like that, and there's stereo equipment coming out which is about from here to here (indicating) there's a little stand for them, again, I think it's almost impossible. Unless he actually brought you out there and you actually saw what I'm looking at, you can't.

BY MS. WIRTH:

Q Where is the desk in the study?
A The desk in the study would be --
MR. WISENBERG: Would you mark it on the map?
THE WITNESS: Right -- I'll draw it here.
MR. WISENBERG: Do we want to take a brief break?
A JUROR: Yes.
MR. WISENBERG: And come back briefly? Why don't we take a brief break.
How long, Madam Foreperson?
THE FOREPERSON: I'm almost afraid. Ten --
MS. WIRTH: Can I ask one question before we do that? Just one question.

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A And I didn't have the other thing, it was a walkway.
Q All right. Is that the walkway you were referring to --
A Yes. I said there's two points, either up here or a walkway going from the back side here.
Q When you'll have Secret Service people occasionally?
A Yes. Walking back there.
THE FOREPERSON: Excuse me, Sol.
MR. WISENBERG: Yes?
THE FOREPERSON: I forgot to remind you you're still under oath.
THE WITNESS: Thank you.
MR. WISENBERG: Okay.
BY MR. WISENBERG:
Q And you knew that, right?
A Yes, I did.
Q Okay. Now, are there also some trees -- you've drawn some trees to the right here.
A Right.
Q This column of trees. You've now drawn us a walkway. Are there trees so that if you were looking directly out of the study you would also see a row of trees straight back?

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BY MS. WIRTH:

Q Mr. Meas?
A Yes.
Q Okay. You've drawn in -- can you mark with a D where the desk is? And indicate what those other things are that you've marked in there.
A Okay. I put a desk here. I'll put a BK for bookcase -- or BC. BC for bookcase. And then put an S right here for stereo and then right here is -- what do you call it -- a table top -- it's about yea big. I'll just put a T for table. It's not really even a table, just like an end table. And then here is a rocking chair. What they were talking about. So it's right in front of the window here.
MR. WISENBERG: I think we have to take a break. We're going to take a break for 10 minutes and then we're going to start back up.
May the witness be excused?
THE FOREPERSON: Yes, he may.
(Witness excused. Witness recalled.)
MR. WISENBERG: Let the record reflect that the witness has reentered the grand jury room.
Madam Foreperson, do we have a quorum?
THE FOREPERSON: Yes, we do.
MR. WISENBERG: Are there any unauthorized persons

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A Do you want me to complete this?
Q Yes, Yes.
A I don't know how far you want me to go into detail with this. I could keep drawing and drawing if you want.
Q Well, why don't you draw all the trees that would be there? And now you're just continuing the column down, correct?
A Right. These are kind of bushier type trees.
Q Okay. Now, how about across? Trees across?
A Okay. And what it does is it goes into --
Q And those are more trees you're drawing?
A Right.
BY MS. WIRTH:
Q And those are south of the swimming pool?
A Yes, it would be.
Q Is there anything between those trees and the patio in terms of other bushes or trees?
A No. What it is, you've got the decking for the swimming pool, which is actually concrete. Let me see here. So this is grass and furniture up here and chairs around it. Those are the chairs around that. This was built, I believe, last summer. A little jacuzzi right here.
BY MR. WISENBERG:
Q Just put a J for where the jacuzzi is.
A Jacuzzi right here.

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in the grand jury room?
THE FOREPERSON: Absolutely no one is unauthorized.
BY MR. WISENBERG:
Q Okay. Let me ask you a couple of questions, maybe a few questions, maybe six, seven, eight questions, about this little thing you've drawn here.
A Okay.
Q You had originally drawn what you described as a column of trees and then you said they would be over one and I notice now you've got directly south of the study two rows of circles that you have marked with Xs.
A Right.
Q And what does that represent? Did you mean for one of them be crossed through now?
A This is crossed through.
Q Okay. Why don't you just cross through -- a line through that. You were slightly off on your placement.
A And I'll turn around and put down trees.
Q Trees. Okay. So it's the right -- it's to the right. They form like a border on the side of the study. Is that correct?
A Right. That's to block the view to the study that I know of. I wasn't there when they designed it, but I would imagine to give the privacy to the patio.
Q All right.

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Q Fs for furniture. Every place that you've drawn furniture, if you could do that.
A Furniture, F - F - F - F -- and then -- you know -- okay. But that's basically it. This comes all the way down.
Q All right. All right. How about over here?
A Yes. Really nothing here. This is a hillside that comes down, slopes, okay? This comes down and then you have the gate which is -- I'm going to go jail here.
Q No, no.
A I'm sitting here giving you all these details.
Q Not for drawing this map.
A Not? Okay. The fencing starts curving out this way. There's a fence line here and a fence line here and then the gate. So these are the gates and then the grounds and the roadway comes like this, circles back up to the mansion this way.
Q All right. And I want you to mark every place -- I don't mean every single tree, but like here you've put trees and done an arrow. Just make sure that we know -- just put trees wherever there are trees and I take it these are trees here, too, over here. Is that correct?
A Yes. Well, it's kind of -- it's weird, because these aren't actually trees. These are -- they're called shrubbery, the tall, tall shrubbery. This is some tall

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shrubbery.
 Q Trees or tall shrubs.
 A Yes.
 Q To block out the view.
 A Yes. That's all it is. I'll put trees down. Less
 confusing.
 Q To help ensure the privacy of this area. Is that a
 fair statement?
 A Right.
 MS. WIRTH: Can I ask a question?
 MR. WISENBERG: Yes.
 BY MS. WIRTH:
 Q This sort of rectangular area outside the study, do
 you know what that is, if anything at all?
 A Yes. What if is, it's actually -- what do you call
 it, a flower bed?
 Q Okay.
 A A flower bed. That's all it is. But it's actually
 connected and it goes --
 BY MR. WISENBERG:
 Q Could you just write bed there?
 A Yes.
 Q F-bed?
 A Yes.
 Q Just put flower bed.

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around and let them know. When he shifts over to the dining
 room or to the study, we let Secret Service know.
 Now, when they shift, there's times when they do
 shift back out here into the back area, but throughout the
 day, there would be gardeners back there which, again, the
 Park Service doing their thing --
 Q I want to focus on the Secret Service for a minute,
 though.
 A Okay.
 Q The people who would walk, the Secret Service
 employees who would walk that path to do --
 A Their checks and stuff. Right.
 Q -- their checks. Which posts would they come from?
 A Almost anywhere on the grounds. Again, it's hard
 to say because ERT, which is emergency response team, the
 guys look like a SWAT team, all black, they go through -- you
 know, all through this, all through this.
 BY MR. WISENBERG:
 Q Let me stop you for a second. You said "that
 path." Were you referring to the closest pathway there?
 A Yes. Two paths.
 Q The closest. She was referring to the closest one.
 A Right.
 BY MS. WIRTH:
 Q Well, that's the one you said they walk, right?

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A Okay. We'll put down --
 BY MS. WIRTH:
 Q Okay. And you can leave the Oval Office complex
 through the dining room door and go out through this area.
 A Yes. Yes.
 Q Where the swimming pool is.
 A Yes.
 BY MR. WISENBERG:
 Q And why don't you just put -- you mentioned a
 pathway, a walkway that the Secret Service walked along.
 If you could just write that.
 A Okay. It's a pathway.
 Q A pathway. Okay. And when you were earlier
 referring to Secret Service making their rounds, that was
 the pathway you were talking about, correct?
 A Correct.
 MR. WISENBERG: All right. Let me briefly show
 this to the grand jurors.
 (Pause.)
 A JUROR: Looking out the study windows, can you
 see all the way to these trees down here?
 THE WITNESS: Yes. You see all of that down there.
 A JUROR: Okay.
 THE WITNESS: It's just -- what it is, the concrete
 comes out, slopes down a little bit and you've got a grassway

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A Again, they come up this way and, again, they don't
 have a set pattern. They may come up through this pathway
 and check things out.
 Q Indicating by the swimming pool.
 A Checking doors. Doors are good. Go to the back,
 check the door is locked and walk back to this path. Or they
 might just look up here, check the door and walk back the
 pathway they came from.
 Q And are these uniformed people or both uniformed
 and protective detail?
 A It's a combination. ERT, emergency response team.
 Possible a CAT team. And then UD, uniformed division Secret
 Service, and they may be PPD.
 Q And are these people who are stationed both inside
 and outside of the White House?
 A Yes.
 BY MR. WISENBERG:
 Q You have drawn something just to the south of the
 patio. It's a little --
 A It's another -- what do you call it, floral bed.
 Q Floral bed?
 A That's actually what's in front of this right here,
 is another floral -- this is all floral bed, right here.
 Q Okay. Where you originally drew trees and then
 drew a line through them, it's floral beds.

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probably the size of this one here. It used to be a
 horseshoe pit, President Bush had it built.
 MR. WISENBERG: The witness has testified that you
 can look out the study door and see straight through these
 trees down here.
 BY MR. WISENBERG:
 Q You've drawn the trees to almost look like wagon
 wheels.
 A Yes.
 MR. WISENBERG: Okay.
 A JUROR: Because they're big trees.
 THE WITNESS: I don't have my graphic tools with
 me.
 (Pause.)
 MR. WISENBERG: Okay.
 MS. WIRTH: Can I ask a question?
 MR. WISENBERG: Yes.
 BY MS. WIRTH:
 Q The Secret Service person who would walk this
 pathway, is it just one post? A person at one post in
 particular?
 A Well, again, when I was talking before, we were
 talking about posts and where the President's at and we were
 talking before the Oval Office, you had this dome around the
 President that if he goes in the back, that's when we turn

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A Right. Floral beds.
 Q How high is the plant life in the floral beds?
 A Down to the patio stair, I think there's three
 stairs -- one, two, three -- so you're talking no higher than
 this, would be max, and then you have the floral beds that
 probably just -- they're not quite as deep as this table
 here. They go all the way around the whole thing, the patio.
 Q Are they higher than -- you've mentioned the table
 here as the height of something. Of what? Of what?
 A Approximately two and a half feet in height.
 Q But what is that that's height? The floral bed?
 A That would be the actual -- yes. The concrete
 edging. Now, with the floral in there, you'd probably add
 another 14 inches of flowers.
 Q Okay. So roughly how many feet high?
 A So a total, talking top of the flowers now?
 Q Right.
 A Total? The total might reach up to four foot.
 Q Okay. And that would be just south of the patio
 but north of the pathway the Secret Service walks, correct?
 A What this is, it's little figurines right here,
 it's like a gardener, a little girl gardener, then this is
 floral bed here, floral bed there, going around this whole
 thing.
 Q Okay. And the floral bed would be between the

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Secret Service, the pathway that the Secret Service walks, the closest pathway, and the study window would be this floral bed you've talked about, correct?

A Right.

MR. WISENBERG: Okay. Does everybody understand that?

A JUROR: The floral bed is between the pathway and the window?

MR. WISENBERG: Correct.

A JUROR: Okay.

A JUROR: And it's around four feet tall?

THE WITNESS: Yes. And that's the top of everything.

BY MR. WISENBERG:

Q Can you draw an arrow to floral bed from somewhere? Just write floral bed and indicate --

A There's one here. Do you want another one here?

Q Yes. Just so -- yes. That's the flower bed right outside the window, correct?

A Right. This is --

Q All right. And could you do one indicating over there where you've said is another one?

A Yes.

MR. WISENBERG: Okay. We're going to take a very brief trip to the movies here and I'll ask you to have a seat

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recent --

BY MR. WISENBERG:

Q Okay. Just tell us, are these the trees you said you can see from all the way --

A Yes, from the back side. Yes.

Q Those are the trees. Where's the floral bed?

A Right here (indicating). See them?

Q Okay. All right.

A Wait. Can you go back more?

Q Yes.

A This is pretty recent. You've got Buddy's pillow there. There's the rocking chair right there.

A JUROR: You said that he would not be seen --

THE WITNESS: Have you got a stop on it or a pause?

MR. WISENBERG: We don't have pause.

What was the question?

A JUROR: It was showing that area between the two windows is that area -- you said that --

THE WITNESS: Yes, you can't really see it. The stereo equipment is right there. And for you to hide, you'd have to -- maybe do this (indicating) without anybody seeing you. If you're lucky to even do that.

MR. WISENBERG: All right.

THE WITNESS: This area here. The two angles you have, because if you went to the edge of the garden to look

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and we're going to just show you something and then when it's over, I'm going to ask you to comment on it. I might stop it during it. And we think this is a view of some of the areas you've been testifying about.

MS. WIRTH: Is that an exhibit?

MR. WISENBERG: Pardon?

MS. WIRTH: Is that an exhibit?

MR. WISENBERG: This is Exhibit ICG-ER. I'm going to ask you some questions as it plays.

(The above-referenced videotape was played for the members of the grand jury.)

BY MR. WISENBERG:

Q This appears to be the 9:00 door going out of the Oval Office. Is that correct?

A Correct.

Q Heading down the hallway, Hall 1 on your map. Is that correct?

A Correct. Looks good.

Q This is a button collection on the left. Is that correct?

A Correct.

Q Going down Hall 1 and we're facing the dining room, correct?

A Correct.

Q The study's on the left.

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in, then from the other angle, this is a working desk built for President Bush back then and a big book case out here and we're talking about all the stuff, with gifts and all that normally down here, bags down here sometimes. It depends on what events we go overseas, he may want to look at them. I'm surprised you've got this photo.

He's got all his golfing equipment back in here.

And there's the table I was talking about that sticks out.

And then on the other side of that door is the actual pantry.

That's how close -- about -- maybe seven feet.

BY MR. WISENBERG:

Q The pantry's in the dining room area, right?

A Yes.

A JUROR: Are there areas in the study that we've just gone through where one couldn't be seen from the window? From outside the window, say maybe five or ten feet away.

THE WITNESS: I didn't get what he was talking about here. Is there an area outside these windows where --

A JUROR: No. Within the study.

THE WITNESS: Within the study?

A JUROR: That's private, such that if you were outside the windows, say five or ten feet away, that you wouldn't see --

THE WITNESS: No. No matter where you're at, it's

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A Correct.

Q I think we're going to go into the study. Okay. And straight out. Are those the trees you described or is that --

A That's the back side -- it's the floral bed I was talking about.

Q All right. We can back up a little bit.

Unfortunately, we don't have a pause button that's working.

A See, you've got everything I talked about. Here's a desk, bookcase, this is the thing I'm talking about, stereo equipment in there. Then another small table.

Q All right. Here's what I want to do. I want you to point out as much as you can, I know we're going pretty fast, as we go in. Okay.

A Those are the two windows. This the drapery, the height of the two windows I was talking about.

Q Okay.

A To me, I'm about this much --

A JUROR: The garden --

THE WITNESS: It goes out into the garden.

A JUROR: No, we want to know about the shrubbery, how tall things are out there. That's it.

MR. WISENBERG: Okay. We'll rewind it.

THE WITNESS: See, what happened, about -- I think about a year ago, there was a tree out there, I don't know

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just full exposure. The windows are there and you're looking directly --

MR. WISENBERG: All right. Let's take a look again.

THE WITNESS: Yes. Full exposure from the patio directly on the other side of that window and then on the other side of that window is the patio that I drew.

MR. WISENBERG: Okay.

BY MS. WIRTH:

Q And the trees that appear through that window, are these the trees that you've drawn south of the swimming pool?

A Go back to that again and see.

Q The trees that you see or bushes, whatever you see through that window.

A I can't tell on that.

Q Do you see patio furniture?

A That's patio furniture right there. Okay.

Q The trees beyond it, are those these trees here?

A No.

Q No?

A What it is, it's a small tree here and a tree right here in this area here. That's what you're seeing.

Q Well, they don't look --

A I know. They don't look like they're that close.

Q They don't look small. How tall are they?

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A To me --
 Q They're taller than you, aren't they?
 A Twenty feet. Twenty-four feet max. Compared to
 some of the trees like --
 Q And those are trees that you hadn't drawn in,
 right?
 A Right.
 Q Can you mark those?
 A Okay. I don't know how you're going to do that
 now.
 MR. WISENBERG: Use a different colored pen.
 Here's a different colored pen. That will help.
 MS. WIRTH: For the record, you're marking in red
 now.
 THE WITNESS: And I'll put down --
 BY MS. WIRTH:
 Q How many are there of those trees? Do you know?
 A Offhand, two or one. One or two.
 BY MR. WISENBERG:
 Q Okay. So the trees we're seeing directly through
 the window are not the trees that you drew at the far south.
 A No.
 Q They're closer trees.
 A I think you can see them from there if you would
 show that again. Back up.

Q Okay. You have done that.
 A Oh, yes.
 Q Okay. All right.
 A JUROR: May I ask if there's bulletproof glass on
 all of those windows facing out of the study or facing out on
 this balcony?
 THE WITNESS: You're talking security stuff here.
 BY MR. WISENBERG:
 Q You would rather not answer that because that's
 security related?
 A I'd rather not. It's security related. I can't
 get into detail what -- I'd like to do it, but, you know,
 unless they say I have to, because you're talking security of
 the President of the United States and I don't want to get
 into the alarm systems and all that.
 A JUROR: I'm thinking the President is exposed.
 THE WITNESS: Okay. I could tell you this, there
 is glass and on all the glass, there's no area where it's
 dark tinted or something like that where you couldn't look.
 I think that's what you're trying to get at, you're asking
 that question.
 A JUROR: No, I'm asking about bulletproof glass or
 any other substance that would be bulletproof.
 THE WITNESS: Are there other substances?
 A JUROR: Yes.

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Q Okay.
 A That's just a bad angle. See, it's -- I think this
 is it right here. There are trees in the far back -- yes.
 The smaller trees in the far back are the back side trees.
 Q So we are seeing the far back --
 A Yes, you are seeing --
 Q We're also seeing some of the closer ones.
 A A very little bit.
 Q Okay.
 A So you're talking -- probably the height of this
 and the other ones back are probably about 35 feet in height,
 maybe.
 BY MS. WIRTH:
 Q But the closer ones you said are 20 feet high?
 A Well, I'm just saying by looking back there, it
 looks like maybe -- what, ten feet, eight feet?
 BY MR. WISENBERG:
 Q Okay. Question for you. If you're not in that
 patio area, can you see in that window?
 A Through the window? Yes. I don't know if you have
 more of the tape, but if you go into the dining room next and
 look from the dining room, you can look from an angle and
 look still into the patio.
 Q Okay. The question is if you're not in the patio
 area that you have drawn --

THE WITNESS: That --
 A JUROR: It could be plastic.
 THE WITNESS: Yes. No. It would have to be
 dealing with the glass or dealing with concrete or steel. If
 that's what you're looking at. If I'm answering the question
 for you. It's not?
 A JUROR: That's not answering.
 BY MS. WIRTH:
 Q Well, let me ask this. Do you even know whether
 that glass is bullet resistant? Do you know the answer to
 that question?
 A I know all that stuff that goes on there.
 MR. WISENBERG: What's your question again? I want
 you to have an answer.
 A JUROR: Is the President protected by some kind
 of bulletproof glass in those windows, all of those windows
 that face out onto the garden? And there are two windows
 that face from the Oval Office out onto the garden, too,
 there not?
 THE WITNESS: That's tough for me to answer
 because --
 MR. WISENBERG: You don't want to answer that
 because of security reasons.
 THE WITNESS: -- it's jeopardizing to the security.
 MR. WISENBERG: Okay.

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A Okay.
 Q Okay. You've drawn a patio area that's to the
 south of both the dining room and the study.
 A Right.
 Q My question for you is if you're not in the patio,
 can you look into the study?
 A Yes.
 Q From where?
 A From the swimming pool. Because you can see the
 swimming pool from this back window of the study and look
 into the swimming pool.
 Q Could we just see it there on that angle?
 A No.
 Q How far away estimated is the swimming pool from
 the study?
 A Estimated -- the base of the swimming pool from the
 pool side is approximately 50 feet.
 Q All right. And you can actually see into the study
 and see what's going on inside of the study or you can see
 the study window?
 A You can look into the study.
 Q Look into the study.
 A Right.
 Q And see what's going on.
 A Right.

THE WITNESS: I mean --
 A JUROR: Can I ask you a different question with
 regards to those windows?
 THE WITNESS: Okay.
 A JUROR: In the mornings, I don't know how the sun
 hits that side of the building --
 THE WITNESS: Very bright.
 A JUROR: But when the sun hits and it's really
 very bright coming --
 THE WITNESS: Yes, ma'am.
 A JUROR: People really can't see in because of the
 brightness.
 THE WITNESS: No, you can see directly in there.
 The sun hitting it --
 A JUROR: Not when the sun is that bright.
 THE WITNESS: The sun comes through the back patio.
 That's why you have -- I think -- to me, personally, I think
 that's why they have the higher hedges there, because they're
 trying to protect that area for sun, when they built it
 originally. When that sun hits it, you can still look into
 the window.
 A JUROR: Yes, when the sun hits the trees, yes,
 but when the sun is directly coming into those windows,
 nobody can see in there.
 THE WITNESS: I can look in there.

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1 A JUROR: It's too bright.
 2 THE WITNESS: I can look in there. Definitely
 3 MR. WISENBERG: Let me ask you a question. Let me
 4 ask you a question.
 5 BY MR. WISENBERG:
 6 Q I know you've been listening to all our questions
 7 carefully and please listen to this carefully. Is there
 8 anything about the windows in the study, call it security,
 9 call it whatever you want, that affects the ability of
 10 anybody to see in?
 11 A No. Again, to me, say you're thinking of maybe
 12 there was film on there or darker film to darken it and all
 13 that, maybe reflective material from reflecting off it. No,
 14 there is not.
 15 Q All right. Now, why is it -- I could be wrong, but
 16 why is it that I've never seen -- I will often see photos of
 17 the President working at his desk at the Oval Office that
 18 appear to be taken through a window and they appear to be
 19 taken through what we've called the 3:00 window to the Oval
 20 Office.
 21 A Correct.
 22 Q Why is it that I have never seen a picture of the
 23 President in the study, taken from the outside? Can you tell
 24 us?
 25 A Because of the privacy that I would imagine that

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1 press don't go to the back side to take photo shots. That's
 2 me personally saying that, but I've never seen press back
 3 there taking photo shots. It would be like going to your
 4 bathroom and taking a camera up there and doing that. You
 5 know, the Oval Office, that's exposed to staff and not even
 6 for the press.
 7 It depends on what the press shot -- a lot of those
 8 things you see on TV are because of the angles of the press
 9 shot looking into the Oval Office and because you've got a
 10 camera here and you're like -- there's the President, even
 11 though the function was here, it's like there's the President
 12 and you've got a shot of him and the next thing you know, you
 13 see it on TV.
 14 Q Now, it's very important that we get accurate
 15 information about this patio area.
 16 A Okay.
 17 Q The first thing I want to know is when the
 18 President is in the study, for instance, you've told us when
 19 the President goes to the study as an internal matter, as
 20 part of your close working with the Secret Service you will
 21 let them know that he has moved from the Oval Office to the
 22 study. I want to know when the President is in the study who
 23 is allowed in that patio area.
 24 A Normally, if he goes there, it would be Secret
 25 Service.

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1 Q Okay.
 2 A And if there was somebody else in there, such as
 3 workers doing the gardening or something like that, they'll
 4 be asked to leave the area.
 5 Q All right. Now, the Secret Service who are there,
 6 do they -- you said they would be allowed to go there. When
 7 the President is in the study, in the sense that we know, for
 8 instance, about the various uniformed and non-uniform people
 9 who are in Walkway 2 and Walkway 1 and and what not
 10 inside, when the President goes to the study, is there a
 11 Secret Service person in the patio area?
 12 A No. No.
 13 Q Okay. So they're allowed to, but they're not there
 14 as a normal course.
 15 A No. And like I said, normal course, no.
 16 Q After they asked somebody to leave, any gardener
 17 who might be there to leave, where would they then go to in
 18 the normal course? Back to the post that you've marked?
 19 A Yes, possibly that post. They may be right here.
 20 They may be in this area here, come back here. So it depends
 21 on how long he'll be back there. Again, the secondary Oval
 22 Office is the Oval Dining Room. That's the secondary Oval
 23 Office.
 24 Again, not to get you confused, but the President
 25 gets set up for something stated on TV and they turn the Oval

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1 Office into Warner Brothers Studios, the cameras and
 2 everything, and then he has to have a place to work, well,
 3 we'll shift over to the dining room and we'll set up for him
 4 in the dining room and that will be the secondary.
 5 There's a phone system there he can use, we're
 6 right there, so everything flows as the Oval Office for the
 7 dining room.
 8 Q You mentioned that area aside from the patio from
 9 which you say you could look into the study is through an
 10 angle, is a particular area in the swimming pool, is that
 11 correct?
 12 A Yes. The northeast side of the swimming pool.
 13 Q Please draw with my blue pen that angle and exactly
 14 where it is where you say you can look in.
 15 A JUROR: That's the Secret Service post there?
 16 MR. WISENBERG: No, it's not at the post.
 17 A JUROR: The SS post? No?
 18 MR. WISENBERG: No, it's a different area.
 19 Correct? You're talking about -- you were talking about a
 20 different area.
 21 THE WITNESS: If they're posted, it depends on
 22 how -- if they're staying in the shack, if they move around,
 23 but what we're talking about right now -- what you wanted me
 24 to do --
 25 MR. WISENBERG: Right.

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1 THE WITNESS: From the angle, it would be --
 2 BY MR. WISENBERG:
 3 Q You said there was an angle around the pool --
 4 A Right here.
 5 Q -- where you could see in --
 6 A Looking at an angle like this.
 7 Q Okay. And please mark that --
 8 A I'll draw two lines --
 9 Q No, no. You don't have to draw a line, just the
 10 spot from where you say you can look at. Make it a nice big
 11 spot. Okay. You've marked it with a blue X, correct?
 12 A Right.
 13 Q Okay. Now, can the Secret Service look in from
 14 their post?
 15 A That I know of, not directly from the post. They
 16 can -- but usually when they're posted, it doesn't mean --
 17 again --
 18 Q They're free to walk around.
 19 A Exactly. That's what it is. And then if
 20 they're -- say the President's swimming, the family is
 21 swimming or something like that, they may post this area.
 22 Q Right. But I'm not asking about that.
 23 A It depends on what function is going on.
 24 Q Yes. I understand that.
 25 A I don't want to confuse you.

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1 Q Now, you mentioned that if there's anybody in the
 2 patio area when the President goes to the study they will be
 3 asked to leave by Secret Service. Is that correct?
 4 A Right.
 5 Q What if there's somebody other than, say, the
 6 First Lady or members of the First Family in the area that
 7 you've marked with an X, that you say you can see into that
 8 angle which is just to the northeast of the swimming pool?
 9 A Well, it could be the guests of the President.
 10 They could be out there utilizing the swimming pool.
 11 Q All right.
 12 A But they're not going to ask them, "Please, ma'am,
 13 will you leave?" Because they're guests of the President.
 14 Q All right. If it is -- my question to you is
 15 unless it is a guest of the President, a personal guest of
 16 the President, let's take the example of the gardener again.
 17 A Okay.
 18 Q Will the gardener also be asked to move from that
 19 area? In the area where you could get a view into the study?
 20 A Yes. They would be removed out of the area until
 21 the President leaves.
 22 Q Okay. And, of course, you mentioned that the
 23 Secret Service could still go on their rounds.
 24 A Right.
 25 Q And that round would be --

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1 A Checking the doors, up here or at the dining room,
 2 to checking the doors here in the cabana. checking --
 3 Q Well, you said "here in the dining room." You
 4 would mean closer up, correct?
 5 A I'm sorry. Yes.
 6 Q But generally the closest area is the pathway
 7 you've marked. Is that correct? Where they would be making
 8 the rounds?
 9 A Yes. That would be the closest.
 10 Q They would not while the President is in the study
 11 make their rounds right up at the window of the study, would
 12 they?
 13 A No. There's no reason to go right up there.
 14 Q Okay. They would not go north of the pathway,
 15 correct?
 16 A Well, they could, but --
 17 Q While he's in the study?
 18 A They may just come up here, just check the back
 19 corners, the corner area, just double check it, and coming
 20 back through here. That's easily a possibility.
 21 Q Okay. And that's the area where you'd -- that's
 22 the area where -- you said the corner area.
 23 A Right.
 24 Q Is that the area -- where you've written the word
 25 flower bed and drawn area, is that right at the end of your

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1 It's almost like you being somewhere stealthily. It's like
 2 you're there and you're like --
 3 Q Okay. I want to make sure I understand you.
 4 Remember, the detail is very important to us. Did I
 5 understand you to just say that Secret Service will be in
 6 an area when the President is in the study where they can
 7 see directly into the study?
 8 A Not all the time. No.
 9 Q Okay. Well, will they ever?
 10 A Yes.
 11 Q And why is that?
 12 A Because there might be a function where he moves
 13 back, just to sort of -- you know, different scenarios. I
 14 mean, it could be almost anything. Where he goes back to the
 15 dining room, they worry about him coming through the back
 16 doorway here, the alarm could trip, they'll definitely be
 17 right over here in a matter of seconds.
 18 Q I'm talking about when he's in the study, he's
 19 going into the study for 15, 20, 30 minutes, whatever. I
 20 know you don't always know how long he'll be there. When
 21 he's in the study, if I understand you, you've testified no
 22 Secret Service person will walk right up to the study window
 23 right outside here. Is that correct?
 24 A That's -- again, that's their option, but what I've
 25 seen and experienced, no.

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1 arrow?
 2 A Right.
 3 Q Okay. Let me just briefly show some of the -- if
 4 you would walk with me so you can point some things out for
 5 the jurors, we'll get a little closer view, the blue X is
 6 where you say there's this angle that you could look in, is
 7 that correct?
 8 A Correct.
 9 A JUROR: Where's the blue X?
 10 MR. WISENBERG: The blue X is right here.
 11 A JUROR: I see it. I see it.
 12 BY MR. WISENBERG:
 13 Q And the red was the other trees you had missed the
 14 first time, correct?
 15 A Right.
 16 MR. WISENBERG: All right.
 17 A JUROR: Now, where's the Secret Service? Where
 18 do they walk?
 19 MR. WISENBERG: The closest pathway is right here,
 20 correct?
 21 A JUROR: Now, where would they go?
 22 BY MR. WISENBERG:
 23 Q The closest is right here, correct? The pathway --
 24 A Where are they going? It depends on what he's
 25 doing. He may stop right here --

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1 Q All right. And when he is in the study, do they
 2 try to give him the same kind of privacy that the people
 3 inside the White House give him? The Secret Service people
 4 and the stewards inside the White House give him when he's in
 5 the study.
 6 A In the study?
 7 Q Do the people outside attempt to give him the same
 8 level of privacy?
 9 A Well, they have no choice because the staff
 10 technically aren't allowed back there.
 11 Q Okay.
 12 A If you're looking at that case. Now, again, if --
 13 Q So the answer is yes, they do attempt to provide
 14 him the same level of privacy.
 15 A They try. Yes.
 16 Q Okay. And again --
 17 Does anybody else want to see?
 18 A JUROR: So the conclusion then is that when he's
 19 in the study, the Secret Service men can look in while a
 20 distance away but they're not always there, that's not their
 21 policy? They could see in if they go by, but they don't
 22 always do that. Is that what we're hearing?
 23 THE WITNESS: Again, it depends on what is going on
 24 at the time.
 25 A JUROR: No, in the study. He's in the study.

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1 A JUROR: We're just talking when he's in the
 2 study.
 3 THE WITNESS: They may stop right here and check.
 4 The reason why the would even shift in there, because the
 5 President may go to the swimming pool, he may go to the
 6 private area, so they're ready on response to move. As soon
 7 as that door is opened to the dining room, they're ready to
 8 respond to it. That's the reason why they would shift in
 9 that area.
 10 BY MR. WISENBERG:
 11 Q Could you come over here, please? Okay. And talk
 12 as loud as you can. This is the blue X, correct?
 13 A Right.
 14 Q This is the closest pathway, where I'm pointing.
 15 The red is the trees you had left off the first time,
 16 correct?
 17 A Correct.
 18 Q And then you've testified that they will not --
 19 when the President is in the study, they will not walk right
 20 in front of this study window, is that correct? The Secret
 21 Service. Sorry. They will not walk right in front of the
 22 study window here.
 23 A They're not standing right in front of it. No.
 24 They will usually be over by the stairway, the patio, so they
 25 can see directly in there, or it will be the angle down here.

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1 He's sitting down or he's working in the study.
 2 THE WITNESS: Okay.
 3 A JUROR: They look into the study --
 4 THE WITNESS: Any time -- yes. Any time they want.
 5 Yes.
 6 BY MR. WISENBERG:
 7 Q Okay. The question was can. Now, the question is
 8 what is the normal placement of the Secret Service? He's
 9 sitting there in the study. The Secret Service who are
 10 outside, I think you've -- correct me if I'm wrong, you've
 11 testified that typically when he is in the study they will be
 12 at their post, which you've marked.
 13 A Well, I'll make the announcement to them, the
 14 President is in the study, they'll shift posts and what I've
 15 talked about before in my last testimony, when they shift
 16 posts, they would stand outside of the President's dining
 17 room door which is Walkway 1. They will shift, they will
 18 have a person in front of the Oval Office door. They would
 19 take that uniformed division Secret Service and place him in
 20 Walkway 3.
 21 There's times where outside of the Oval Office
 22 where one of their post areas are was just called the
 23 colonnade, the West Wing colonnade. He has the option
 24 to come and swing around here or staying in that area,
 25 depending on if he's just walking back, depending on if

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there's lunch going on. They have those options. That's why I can't say specifically. He's not every time coming directly there.

Q That's why I'm asking you -- I'm asking you typically and I'm not focusing right now on the inside. Typically, the President has moved to the study. He's going to be in the study for some period of time. Okay. What would the Secret Service typically be doing outside then? You'd have one at the post, correct?

A Again, I --

Q Or at least one at the post typically.

A I don't -- you want a finalized answer here and I can't give that to you.

Q Well, no, I want a typical. What I want is based on your knowledge --

A What I've seen happen?

Q Yes. Or what you've seen and what you know.

You've been there how many years?

A Eleven years.

Q Okay. And you've testified to us that you know the operations well, you're in the inner perimeter. Is that correct? You even work with the Secret Service.

A Directly. Yes.

Q Okay. So what would the typical situation be, the President's moved to the study, he's going to be there 15, 30

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THE WITNESS: Again, if he did that, the thing -- we would know, because there's alarm systems and all that. You could imagine a lot of alarm systems around the area, so if he did break the alarm, that's part of the intrusion factor. Someone jumps the fence, they would know that the back door is open.

A JUROR: No, I'm saying the Secret Service, when he checks the dining room door, does he walk that pathway in front of the study to get there?

THE WITNESS: Yes. Again, he has the two options coming from here, walking along the pool, but he always goes that pathway, yes. That's a direct path.

A JUROR: So he walks that pathway --

THE WITNESS: That same path. Right.

A JUROR: -- and walks past the study.

THE WITNESS: Right. Right.

MR. WISENBERG: Well, let's look at the pathway again. The pathway is --

A JUROR: Is that the pathway that runs parallel to the windows of the study?

MR. WISENBERG: This pathway here.

A JUROR: Yes.

MR. WISENBERG: Okay.

BY MR. WISENBERG:

Q Your testimony is they're going to go up this

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minutes, you've already told us that any gardener of any kind, any service person working in that patio area is going to be told to leave.

A Asked to leave the area. Yes.

Q Okay. And any such person, even in this blue X area you marked, they're going to be told to leave, correct?

A Correct.

Q Unless they're a guest --

A Unless they're a guest.

Q -- a guest of the President.

A Utilizing the swimming pool.

Q Right. Will you typically have a person at the Secret Service post, a Secret Service person?

A Not all the time. No.

Q Okay. All right. Not all the time, but typically?

A No. I wouldn't say typically either.

Q All right. You will have them making their rounds.

A Correct.

Q Outside.

A That's typical.

Q All right. And typically, they would go on this closest pathway, would be one area they could go.

A Correct.

Q Or they're typically going to walk -- well, you've --

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pathway to the door.

A Correct.

Q To the dining room.

A Correct.

Q He's going to walk on this pathway.

A To go there or leave there and then this way and hit there and go back or back here --

A JUROR: Instead of walking in front of the windows.

THE WITNESS: Right.

A JUROR: They'll back step around 10, 15, 20 feet.

THE WITNESS: And I'll look at them -- well, you saw the windows --

BY MR. WISENBERG:

Q You've got to answer the question. The question was when they're on this pathway and just for clarification,

is that what you mean by walking past the window?

A Yes.

Q They're about how many feet from that window? The Secret Service.

A From here to there?

Q The pathway to the window to the study.

A About from here to the door, which I would say about 25 feet. Approximately.

A JUROR: That's as close as they'll get?

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A To the door.

Q To the door of the dining room. Okay.

A Check the dining room door.

Q All right. Check the dining room door. Any other areas they will typically walk when he's in the study as I have described on the outside?

A That's -- that's it.

Q Okay. And the flower bed that you have drawn goes -- that's up against the wall of the study or the window of the study goes all the way over to the dining room, almost up to the dining room door, correct?

A Yes. Passes the window on that, too.

Q And the door goes right up to the door that you say they will check, correct?

A Right. That's the pathway. Yes.

Q Okay. So this is a pathway where you've drawn arrows down from the door leading out of the dining room into the patio area.

A Correct.

Q You're saying Secret Service will walk up to that door perhaps and check it while he's in the study.

A Correct.

MR. WISENBERG: Okay.

A JUROR: And then they'll walk to the pathway, through the pathway?

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THE WITNESS: Yes, because the trees will be right here, the patio is right here and then the --

A JUROR: Okay. But that's as close as they'll get to the study windows.

THE WITNESS: Unless they go out to the door and check the door which would be right up to it.

BY MR. WISENBERG:

Q That's the dining room door you've mentioned?

A Dining room door. Yes.

Q And at least part of the pathway is behind the red trees you've marked. They're not really red, but you've marked with them red.

A Yes. They're directly behind the trees. Because you're actually walking through the two trees right here, going through it.

MR. WISENBERG: Okay. Okay. Are there any other questions of the witness?

(No response.)

MR. WISENBERG: I'm going to ask the witness, I'm going to ask you to step outside for just a moment.

MS. WIRTH: Before you do, can you initial the bottom part of that with your initials?

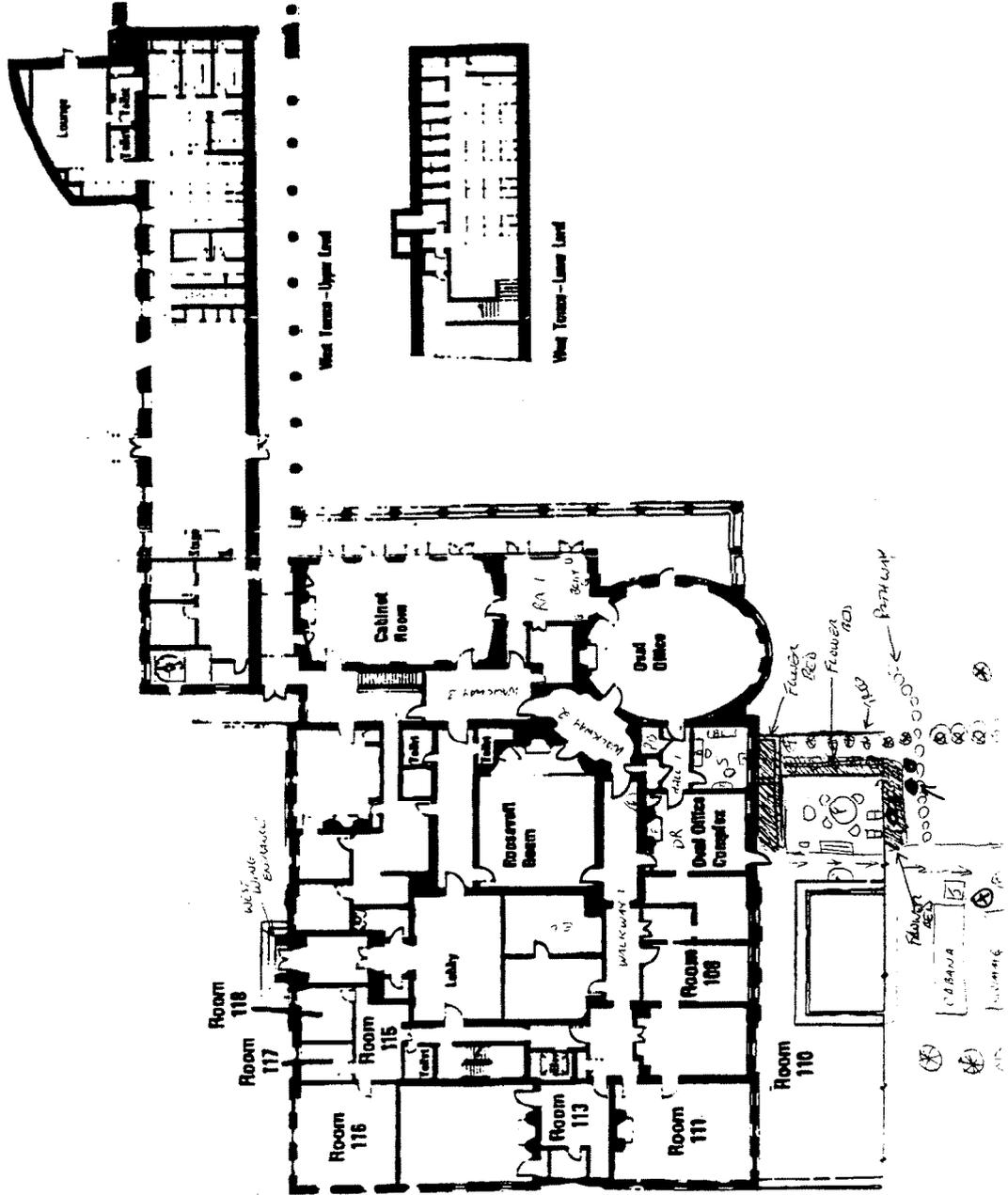
MR. WISENBERG: We need you to initial the bottom part.

MS. WIRTH: Thank you.

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[1] THE WITNESS: And you want me to step out, you
[2] said?
[3] MS. WIRTH: Yes.
[4] MR. WISENBERG: Yes. You could step outside and
[5] you might not have to come back.
[6] (The witness was excused.)
[7] (Whereupon, at 4:26 p.m., the taking of testimony
[8] in the presence of a full quorum of the Grand Jury was
[9] concluded.)
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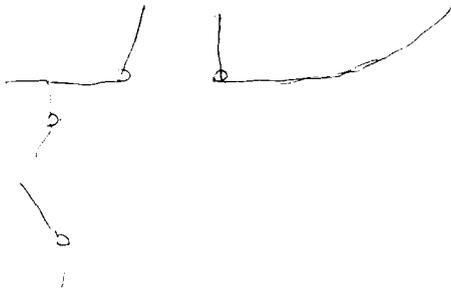
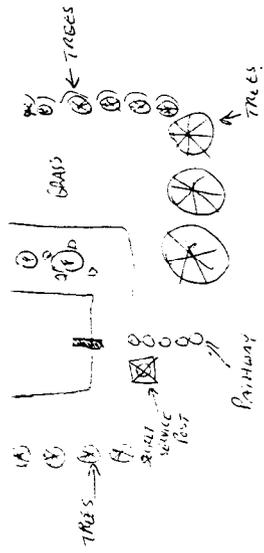
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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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IN RE: :
GRAND JURY PROCEEDINGS :
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Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Tuesday, August 11, 1998

The testimony of CHERYL DENISE MILLS was taken in
the presence of a full quorum of Grand Jury 97-2, impaneled
on September 19, 1997, commencing at 12:00 noon, before:

JACKIE M. BENNETT, JR.
Deputy Independent Counsel
DARRELL M. JOSEPH
DAVID BARGER
EDWARD PAGE
MARY ANNE WIRTH
JAY APPERSON
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

1 A I do.
2 Q You have right to an attorney. Do you have an
3 attorney appearing on your behalf today?
4 A Do I have an attorney with me or appearing?
5 Q Yes. Appearing outside the grand jury room.
6 A I have an attorney with me. Yes.
7 Q And who is that?
8 A His name is William Murphy of Murphy & Schaffer.
9 It's a law firm in Baltimore.
10 Q All right. If at any time you need to leave to
11 consult with your attorney, just signal to us and you will be
12 permitted to do that.
13 A Thank you so much.
14 Q You've met Mr. Apperson?
15 A I have indeed.
16 Q Mr. Apperson will be conducting much of the
17 questioning today.
18 A Okay. Thank you.
19 BY MR. APPERSON:
20 Q Ms. Mills, let me get you to state your name for
21 the record.
22 A My name is Cheryl Denise Mills.
23 Q Okay. If at any time you need a glass of water,
24 we've got cups. Would you like some before we start?
25 A No, I'm fine. Thank you very much.

PROCEEDINGS

1 Whereupon,
2
3 CHERYL DENISE MILLS
4 was called as a witness and, after having been first duly
5 sworn by the Foreperson of the Grand Jury, was examined and
6 testified as follows:

EXAMINATION

BY MR. BENNETT:

7 Q Good -- it's still morning, just barely, Ms. Mills.
8 Would you state your full name, please?
9 A My name is Cheryl Denise Mills.
10 Q And you're appearing today pursuant to a subpoena.
11 Is that correct?
12 A I am.
13 Q Ma'am, you have been subpoenaed to appear as a
14 witness only in this matter.
15 A That's been my understanding.
16 Q Yes, ma'am. And you have a right to refuse to
17 answer any question the truthful answer to which might tend
18 to incriminate you personally. And you understand that?
19 A I do.
20 Q You have a right to -- if you do answer questions,
21 anything you say could be used against you in a future
22 proceeding, either by this grand jury or by a petit jury.
23 Do you understand that?

1 Q Okay. Just holler. And how are you employed?
2 A I currently work at the White House.
3 Q Okay. And what position do you have there?
4 A Deputy Counsel to the President.
5 Q Okay. And how long have you been in that position?
6 A I've been in that position since the end of January
7 or the beginning of February of 1997.
8 Q Okay. And prior to that, you were associate
9 counsel in the counsel's office. Is that correct?
10 A That's correct.
11 Q And what period of time was that?
12 A I've been there since January 20, 1993.
13 Q Okay. Essentially and in a nutshell, what are your
14 duties as Deputy White House Counsel?
15 A I supervise the office of the White House counsel.
16 Q Okay. And what do the supervisory functions
17 entail?
18 A Dealing with and addressing all the different
19 issues that come before our office and assisting our
20 associate counsels as they handle those matters as well.
21 Q Okay. And you work directly under Mr. Ruff, who
22 is counsel to the President? Is that correct?
23 A I do.
24 Q You know Bruce Lindsey?
25 A Yes, I do.

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Page 7

1 Q All right. He also has the title Deputy Counsel to
2 the President, correct?
3 A Yes, he does.
4 Q So are you all co-equals, so to speak, or do you
5 have different assignments?
6 A Only so to speak.
7 Q Okay. Tell us as best you can what the -- how you
8 differentiate what each of you do as deputies.
9 A Well, I was actually differentiating with respect
10 to title. Bruce Lindsey is Assistant to the President and
11 Deputy Counsel. I am Deputy Assistant to the President and
12 Deputy Counsel.
13 Q Okay. Without respect to titles, as far as the
14 responsibilities of assignments within the counsel's office,
15 how do you distinguish that between the two of you?
16 A I think as a general matter Bruce deals with more
17 policy issues. He deals with securities, litigation,
18 products liability. A lot more of our policy litigation
19 matters that come before the counsel's office. And I
20 deal with the other issues that come before the counsel's
21 office.
22 Q Okay. If I can direct your attention to January
23 17th, the day the President gave his deposition in the Paula
24 Jones case, do you recall that day?
25 A Generally.

1 A On the day of the deposition?
2 Q Yes.
3 A I don't.
4 Q Okay. Do you know whether or not Mr. Lindsey spoke
5 with the President and the President's lawyers during the
6 breaks at the deposition at the law firm?
7 A It is my understanding that he did.
8 Q Okay. Were you in telephone contact with
9 Mr. Lindsey any time during the day when he was at the
10 law offices during the deposition?
11 A I believe I spoke to him a couple of times. Yes.
12 Q Okay. What were the occasions for your speaking to
13 Mr. Lindsey over there at the deposition site?
14 A Well, I might page him because I have an issue that
15 I'm working on or something like that and I know that he's
16 not doing anything at least in the time period where he's not
17 actually -- where the President's testifying, so I might be
18 consulting with him on an issue or something that I'm working
19 on.
20 Q Okay. How many times do recall during the
21 deposition did you speak with Mr. Lindsey?
22 A I don't know. I'm certain probably more than a
23 couple.
24 Q Okay. And what do you recall the subject matter of
25 those discussions as being?

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Page 8

1 Q Okay. That was a Saturday, correct?
2 A Right.
3 Q Were you working at the White House on that day?
4 A Yes.
5 Q All right. Now, it is my understanding that Bruce
6 Lindsey accompanied the President to the deposition. Is that
7 correct?
8 A That's my understanding.
9 Q Had you met with Mr. Lindsey prior to his departure
10 with the President for the deposition that day?
11 A No, I believe I got in after he had already left.
12 Q Okay. So is it fair to say that you did not meet
13 with the President that day either? Is that correct?
14 A That's correct.
15 Q Before the deposition.
16 A That's correct.
17 Q All right. Do you have any knowledge of Mr.
18 Lindsey having talked to the President before, during or
19 after the deposition?
20 A Well, Mr. Lindsey wasn't participating at the
21 deposition. He was in another room during the course of the
22 deposition.
23 Q Okay. But do you know whether or not Mr. Lindsey
24 had discussions with the President prior to the deposition
25 about the deposition?

1 A Well, in one discussion I recall the subject matter
2 being the Drudge Report or something of that nature, a news
3 report that was on the -- that came up on my computer with
4 respect to a story regarding an intern and an alleged
5 relationship between her and the President. Apart from that,
6 I think my other conversations with him, he was seeking legal
7 advice or with respect to the matters that they were working
8 on, so it would be privileged.
9 Q Okay. Let's talk about the Drudge Report. Did you
10 call Mr. Lindsey as a result of having seen the Drudge Report
11 on your computer?
12 A I believe so.
13 Q All right. And why did you call him concerning the
14 report?
15 A I just -- I mean, as a practical matter,
16 Mr. Lindsey is someone with whom I have a close relationship,
17 so with respect to many of the matters that I work on or
18 issues that arise, he's a likely person with whom I would
19 discuss them.
20 Q Okay. And the Drudge Report, am I correct, had
21 identified Monica Lewinsky?
22 A I actually don't know if it actually identified her
23 name. I believe it identified an intern. I don't believe it
24 identified her name. I believe subsequently there was
25 another Drudge Report that actually had just her resume, so

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<p>1 probably because Drudge was sensitive to the fact that he has 2 legal liabilities. So I actually don't think it mentioned 3 her name. 4 Q Okay. But you clearly had an understanding that 5 the information in the Drudge Report could well affect the 6 President's deposition that was ongoing at that time, 7 correct? 8 A Not actually. 9 Q You did not? 10 A Correct. 11 Q Okay. Why, then, did you call Mr. Lindsey at the 12 site of the deposition to discuss the Drudge Report if it was 13 not -- 14 A Actually, I paged him, just to be clear. I usually 15 page him. 16 Q Okay. I appreciate that. Thank you. 17 A No, that's okay. 18 Q And he returned your page? 19 A Yes. 20 Q Called you back? 21 A Yes. 22 Q Okay. 23 A Typically, he calls me back. Sometimes he doesn't. 24 Q All right. 25 A At the time, I paged him to read it to him. I</p>	<p>1 job for her. And I believe there was another Drudge Report 2 or something that had prompted discussion of her by name. 3 I believe it might have -- it might have been a 4 resume, I just truthfully don't recall what was on the Drudge 5 Report then at that point. 6 Q Okay. So what is your recollection of the first 7 time that you heard the name Monica Lewinsky? 8 A It would have been probably some time over the 9 course of that weekend. That's not to say -- I've worked in 10 the White House, obviously, since January of 1993. I might 11 have met her. I don't recall having an occasion where we 12 interacted. 13 Q Okay. But your best recollection is the first time 14 you heard it was after the President's deposition? 15 A Yes. 16 Q And on the same day -- I'm sorry, go ahead. 17 A I don't know if it's on the same day or not. I 18 know that there was a period of time where Time Magazine was 19 trying to work on a story that Newsweek was working on and in 20 that regard I knew they were looking for a story -- or that 21 one of the Time Magazine reporters, I believe -- that they 22 were working on a story related to Monica Lewinsky, but I 23 didn't have an appreciation of all of the different 24 associations to understand that she might be an individual 25 that they would be inquiring as to with respect to his</p>
<p>Page 10</p> <p>1 mean, there are a number of different news stories, Drudge 2 Reports come up every day, and, as a practical matter, if 3 he's not around or in the office, I'll tell him what 4 different news stories or other things like that are going 5 on. That one I paged him about, but I didn't really have a 6 familiarity with Monica Lewinsky to appreciate that that 7 would likely be a matter that was being discussed. 8 Q Okay. When you say you did not have a familiarity 9 with Monica Lewinsky and you indicated that you did not 10 recall if her name was mentioned in there, did you make a 11 connection in your own mind or possible connection between 12 Ms. Lewinsky, that she might be the intern referenced in the 13 Drudge Report? 14 A No. 15 Q Okay. Had you heard of Monica Lewinsky before this 16 Drudge Report? 17 A No. 18 Q Had you not had discussions with Vernon Jordan 19 concerning Monica Lewinsky before the 17th of January? 20 A No, I don't believe so. 21 Q Do you recall any discussions with Vernon Jordan 22 concerning his efforts to secure a job for Monica Lewinsky? 23 A I recall after the deposition, that Monday, I 24 believe, Vernon came to the White House that day and I 25 believe on that day he indicated that he had tried to find a</p>	<p>Page 12</p> <p>1 deposition. 2 Q Okay. When Mr. Lindsey returned your page during 3 the deposition, the day of the deposition -- 4 A Which time? 5 Q I'm sorry. The first time when you read the Drudge 6 Report. 7 A Okay. Mm-hmm. 8 Q That you recall not necessarily having identified 9 Ms. Lewinsky by name. 10 A Right. I don't believe it did. Right. 11 Q Okay. And that you paged Mr. Lindsey, he returned 12 your page. 13 A Right. 14 Q What was your discussion about the Drudge Report? 15 A I just read him the Drudge Report. I just told him 16 that the Drudge Report was reporting the following. 17 Q Okay. And tell us why you felt the need to do 18 that. 19 A I actually don't know that that was the only reason 20 why I paged him, quite candidly. I don't know what else I 21 was working on. I do remember that that's one of the things 22 that I talked to him about at that point. 23 Q Okay. Did you have discussions about the Drudge 24 Report with him after you read him the pertinent parts? Or 25 in its entirety, whatever you recollect.</p>

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<p>1 A You know, no, not that I recall. I mean, I'm sure 2 we must have said something, but I don't remember what it 3 would have been.</p> <p>4 Q Okay. Do you recall whether Mr. Lindsey made a 5 connection between the information in the Drudge Report and 6 the President's deposition?</p> <p>7 A I don't recall him saying anything that prompted 8 that.</p> <p>9 Q Okay.</p> <p>10 A I looked at this as another news story and I 11 figured there would be a series of news stories that would 12 eventually arise around the President's deposition, so I just 13 expected that there would be a series of stories in which 14 there would be stories indicating that there were different 15 women whom the President either had testified about or 16 allegedly had a relationship about, so I didn't think of this 17 as independent of what I anticipated to be several news 18 stories that eventually would arise around that event.</p> <p>19 Q Okay. I'm sorry, I just want to clarify. I 20 thought you said before that you did not make a connection 21 between the Drudge Report, having any connection or possible 22 impact on the President's deposition.</p> <p>23 A Right.</p> <p>24 Q And I want you to correct me if I'm wrong, now I'm 25 hearing that in fact you did have that view, that the Drudge</p>	<p>1 computer. I'm assuming that you get news on the computer and 2 wire service and prints, clips in the White House counsel's 3 office throughout the day on any given day. Is that correct?</p> <p>4 A Yes.</p> <p>5 Q All right. Do you recall whether any other news 6 stories that came that day you saw fit to page Mr. Lindsey to 7 share with him?</p> <p>8 A I want to make sure that I'm clear. I don't know 9 that I actually paged him because of this report because I 10 was in the office working on a number of things and so there 11 are other things that I might have paged him with respect to, 12 but I know I would have told him, "Oh, you should know X, Y 13 or Z."</p> <p>14 And, as I sit here right now, no, I don't, but I 15 can't confidently tell you that there might not have been 16 something else that I also read him or that I might not have 17 also pulled other things that were in the papers that he 18 hadn't had a chance to see.</p> <p>19 Q Okay. But you have no recollection of any other 20 article.</p> <p>21 A No, I don't. No.</p> <p>22 Q Particularly.</p> <p>23 A Right.</p> <p>24 Q Okay. Did you have subsequent conversations with 25 Mr. Lindsey that day about the Drudge Report or anything</p>
<p>Page 14</p> <p>1 Report could impact or affect the President's deposition. 2 A No. Actually, it all relates to the veracity that 3 you attach to the Drudge Report. As a practical matter, I 4 treat the Drudge Report -- it's often inaccurate, so it is 5 like Star Magazine for me or the National Inquirer.</p> <p>6 There are lots of stories that get printed in there 7 and sometimes there are events and things that prompt stories 8 to get printed. If the President's going to testify, there 9 are lots of things that people might print, but they aren't 10 necessarily going to be accurately reflecting what's going to 11 transpire with respect to his deposition.</p> <p>12 So from my perspective, I actually treated this a 13 little bit like, oh, yeah, and here's another story, as 14 opposed to thinking that this necessarily was going to be a 15 story that related to his deposition. Quite-often, they're 16 inaccurate.</p> <p>17 Q All right. Is it fair to characterize it that the 18 reason that you conveyed that to Mr. Lindsey was a kind of 19 heads up, I want you to know that's out here?</p> <p>20 A Sure. I mean -- that's one way to characterize it. 21 As a practical matter, I talk to him every day about the news 22 and things that are going on, so that would be something that 23 I would tell him, just in case there are questions that get 24 raised or other things like that.</p> <p>25 Q Okay. You indicated that the report was on the</p>	<p>Page 16</p> <p>1 referenced in the Drudge Report?</p> <p>2 A No.</p> <p>3 Q Did you speak with anyone else who was accompanying 4 the President to the deposition, either his lawyers or anyone 5 else from the White House other than Mr. Lindsey?</p> <p>6 A Not that I recall.</p> <p>7 Q Okay. Did you talk with Mr. Lindsey after he and 8 the President returned to the White House from the White 9 House?</p> <p>10 A I'm sure I would have. If I was there, I'm sure I 11 would have. I just don't know if I stayed the whole day in 12 the office that day or not.</p> <p>13 Q Okay. What's your best recollection of when you 14 left that day?</p> <p>15 A I hope I left before 5:30. It was a Saturday. 16 I really don't know.</p> <p>17 Q Okay. Did you meet with the President after his 18 deposition?</p> <p>19 A No.</p> <p>20 Q And you may have met with Mr. Lindsey after 21 Mr. Lindsey returned?</p> <p>22 A I might have. If he came back in the office, I'm 23 sure I would have gone and seen him.</p> <p>24 Q Okay. But you have no recollection of actually 25 meeting with him. Is that correct?</p>

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Page 19

1 A Right.

2 Q Are you aware of a meeting with the President,

3 Mr. Lindsey and Mr. Bowles in the Oval Office after the

4 President's deposition?

5 A Any awareness that I might have would not have been

6 at the time that it was happening.

7 Q Okay. Do you have an awareness of that meeting

8 happening?

9 A Yes.

10 Q Okay. How did you come to know of that?

11 A In the course of this investigation, there have

12 been a number of different issues that we've had to address,

13 as we've addressed issues that you all have sought or

14 information you have requested and, in the course of that

15 role, I have gained that kind of information.

16 Q Okay. Do you recall when you gained that

17 information?

18 A No.

19 Q The following day, Sunday, January 18th, did you

20 discuss -- were you in the White House that day, that Sunday?

21 A Quite likely.

22 Q Okay. Do you recall any discussions with anyone

23 concerning the President's deposition?

24 A No, not that I recall.

25 Q Did you meet with Mr. Lindsey in the office any

1 A Yes. They did.

2 Q Okay. Do you remember when they did have lunch?

3 Whether it was Sunday or --

4 A I don't remember if it was Sunday or Monday, but it

5 was either one of the days.

6 Q Okay. Did you have any discussions with Vernon

7 Jordan that Sunday?

8 A I know I spoke to him on Monday. I might have

9 spoken to him on Sunday, too. I speak to Vernon Jordan quite

10 frequently.

11 Q Okay. Do you recall a telephone conversation with

12 Mr. Jordan approximately 7:19 p.m. on Sunday at the White

13 House counsel's office?

14 A I don't, but it's quite possible. I speak to

15 Vernon all the time. 7:19 on a Sunday seems late for me to

16 be in the office, but it's quite possible.

17 Q Okay. Do you recall whether or not you were that

18 late that Sunday working there?

19 A I don't. I don't.

20 Q Did anyone relate to you the subject of the

21 discussion at lunch, whatever day it was, and I know that you

22 don't specifically recall whether it was Sunday or Monday,

23 did anyone relate to you the subject of the discussion

24 between Mr. Lindsey and Mr. Jordan at that lunch?

25 A Yes. Mr. Lindsey did.

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Page 20

1 time that day, Sunday?

2 A I doubt it. I don't know.

3 Q You know Vernon Jordan, right? I've asked you one

4 question about Mr. Jordan. Mr. Jordan is a friend of yours.

5 Is that correct?

6 A Correct.

7 Q Are you aware of Mr. Jordan calling Mr. Lindsey

8 Sunday morning?

9 A Yes.

10 Q Okay. How did you come to know of that telephone

11 call from Mr. Jordan to Mr. Lindsey?

12 A I don't know. I mean, Bruce might have told me.

13 Q Okay. What did you understand the nature of the

14 telephone call was?

15 A I don't have an understanding of the nature of that

16 particular telephone call.

17 Q Okay. You believe you learned of the telephone

18 call from Mr. Lindsey?

19 A Right. I know that I learned that Mr. Lindsey was

20 going to go have breakfast or lunch with Vernon and I just

21 don't remember when I learned that, but I know he said he'd

22 spoken to Vernon and they were going to have breakfast or

23 lunch, I believe, on Monday, but it might have been Sunday.

24 Q Okay. Do you know whether or not they did in fact

25 have lunch?

1 Q Okay. And what did he tell you was the nature of

2 the discussion at lunch?

3 A Can I consult with my lawyer?

4 MR. APPERSON: Surely.

5 MR. BENNETT: Ms. Mills, because we're very close

6 to our lunch break, we're going to ask you other questions

7 and then you can consult with him about that over the lunch

8 break, if that's okay.

9 THE WITNESS: Okay.

10 BY MR. APPERSON:

11 Q Will that be all right?

12 A Yes.

13 Q All right. Do you remember if you had discussions

14 with Mr. Lindsey later that day, Sunday?

15 A I'm sure I did.

16 Q Okay. Did you discuss the Drudge Report that

17 Sunday again?

18 A I don't know if I was discussing the Drudge Report

19 at that point or whether or not by that point the reporter

20 from Time was seeking information about what Newsweek was

21 working on and was calling to our press people to relay what

22 she understood them to be working on. And that would have

23 been more likely, I think, a subject of the conversation we

24 would have been having.

25 Q Okay. You mentioned earlier when we first talked

Page 21	Page 23
<p>1 about the Drudge Report that there were in fact two reports, 2 essentially, the first report which your recollection was did 3 not identify Ms. Lewinsky by name -- 4 A Right. 5 Q -- and then a subsequent one which did. 6 A A subsequent one which actually was just her 7 resume. 8 Q Okay. But nonetheless identified her, am I 9 correct? 10 A Yes. It was a resume, but it didn't -- or cleverly 11 enough, I thought, it did not attach the two. 12 Q I see. Did you attach the two in your mind? 13 A I didn't, but I know that other people did and so 14 that's how I came to understand that the two were attached. 15 Q Okay. Do you recall when the resume came out? Was 16 that Sunday, the following day, or later? 17 A I don't know. I don't remember. 18 Q Okay. Who at the White House had attached the two 19 or was talking about the possibility of there being a 20 connection? 21 A You know, I truthfully don't know the answer to 22 that question. I'm sure that -- I'm sure that Bruce likely 23 would have attached the two, but I don't know who else might 24 have also been discussing it. 25 Q Okay. Do you know whether or not the subject of</p>	<p>1 I saw him and I know at that time we mentioned the Drudge 2 Report or talked to him about the Drudge Report. So I don't 3 know if I talked to him about it, if I spoke to him that 4 evening. 5 Q Okay. All right. Let's go to the Monday. That 6 was January 19th? 7 A Right. 8 Q And when do you recall the meeting taking place? 9 A I believe Vernon was coming in to see the President 10 and he stopped out by Bruce's office and I was in Bruce's 11 office. That's my best recollection. 12 Q Okay. And what time was he to see the President? 13 Do you recall? 14 A No. I don't know what time it was. 15 Q What time do you recall seeing Mr. Jordan in Bruce 16 Lindsey's office? 17 A you know, I kind of think it was midday, but that's 18 my best sense. 19 Q Okay. How long did the meeting -- was anyone else 20 present other than Mr. Lindsey, Mr. Jordan and yourself in 21 Mr. Lindsey's office? 22 A No. Un-uh. 23 Q Are you certain that it was in Mr. Lindsey's 24 office? 25 A Yes. Mm-hmm. I know that after he saw the</p>
<p>Page 22</p> <p>1 attaching the two was discussed between Mr. Jordan and 2 Mr. Lindsey? 3 A I don't know. 4 Q And just for the record, am I correct, your 5 extension at the White House is [REDACTED] 6 A That's correct. 7 Q And Mr. Lindsey's is [REDACTED] Is that correct? 8 Do you recognize that? 9 A [REDACTED] is Mr. Lindsey's. 10 Q I'm sorry, what did I say? 11 A Something different. 12 Q Okay. I appreciate that. Thank you. I had that 13 written, I'm just not reading it right. Thanks. 14 All right. To the extent that you talked to 15 Mr. Jordan Sunday night, you have no recollection of a 16 particular conversation or discussion with him? 17 A No, but I'm certain if all of these different 18 things were going on, I would have said, you know, there's a 19 lot of reports about X, Y or Z. I talk to him about the news 20 as well, so I'm certain I would have discussed it. 21 Q Okay. And that would include the Drudge Report or 22 whatever reports had surfaced at the time? 23 A I don't know if I had discussed the Drudge Report 24 with him at that time because I know he came by the White 25 House on, I believe, Monday and I know at that time Bruce and</p>	<p>Page 24</p> <p>1 President, I believe he came back by and I think he came to 2 my office at that point. But when I first saw him, it was 3 down in Bruce's office. 4 Q Okay. And you saw Mr. Jordan twice, once before 5 his meeting with the President -- 6 A Mm-hmm. 7 Q -- and then thereafter? 8 A Correct. 9 Q Okay. Let's talk about the first meeting before 10 his meeting with the President. That first meeting, you 11 recall it being in Mr. Lindsey's office, correct? 12 A Right. 13 Q And was anyone else present? 14 A No. 15 Q Okay. What was the subject of the meeting? 16 A There wasn't really a subject of the meeting. 17 We were talking about a number of things, but I know Vernon 18 had indicated his view that the Paula Jones lawsuit should be 19 settled, but we talked about a number of things and that was 20 one of the things that I know was on his mind. 21 Q Okay. Tell me in general terms what the other 22 things are. To the extent they're not relevant, we don't 23 need to go into them. 24 A I don't remember them being anything per se related 25 to this, other than I know that he had indicated at one point</p>

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<p>1 he had tried to -- he had worked on getting a job for Monica 2 Lewinsky. I believe that's the time at which I learned that. 3 Other than that, you know, we were talking about social 4 stuff. 5 Q Okay. How long did the meeting last in 6 Mr. Lindsey's office? 7 A Oh, probably not very long, 15 minutes or so. 8 Q Okay. What specifically do you recall Mr. Jordan 9 telling you and Mr. Lindsey concerning the need or the hope, 10 I don't mean to mischaracterize it, you tell me, what exactly 11 did he say about settling the Paula Jones lawsuit? 12 A I think he was just stating his view that he 13 thought the Paula Jones lawsuit should be settled and it was 14 a view shared by, you know, lots of different people. So I 15 didn't think of it as any more significant or less 16 significant than other people's views in that regard. 17 Q All right. Did he indicate whether he planned to 18 tell the President that same -- 19 A I believe he did. Yes. 20 Q Do you know whether or not the meeting with the 21 President was on that subject or on something else? 22 A I don't know. 23 Q You indicated that -- what's your best recollection 24 as to what Mr. Jordan told you with respect to his efforts to 25 help Monica Lewinsky get a new job?</p>	<p>1 goodbye, that he had spoken with the President and that he 2 was going to head out. 3 Q Okay. Was there any further discussion of the 4 settlement of the Paula Jones lawsuit discussed that day? 5 A No, other than that was his strongly held view and 6 it had been for some time. 7 Q Okay. Did he reemphasize it at that subsequent 8 meeting as well? 9 A Not to my recollection. 10 Q Did he indicate anything about the nature of his 11 meeting with the President? 12 A Not that I recall. 13 Q Do you know whether or not Mr. Jordan thereafter 14 met with Mr. Lindsey again? That day. I'm sorry. 15 A No. 16 Q Okay. Did you have discussions with Mr. Lindsey 17 about the fact that Mr. Jordan had assisted Monica Lewinsky 18 in obtaining employment that day? 19 A Not that I recall. I mean, he indicated that when 20 we were both in the room, so I don't really recall having any 21 subsequent discussions about it. 22 Q Okay. Did you discuss while you were in the room 23 or thereafter the potential difficulties that that would 24 pose? 25 A No.</p>
<p>Page 26</p> <p>1 A I just recall that we mentioned that there was the 2 Drudge Report or something related to the Drudge Report and 3 he indicated that he had tried to find employment for her. 4 Q Okay. And did you question him further about the 5 extent of his efforts or how that had come about? 6 A No. Un-uh. 7 Q Did he indicate how that had come about? How he 8 had come to be helping her find a job? 9 A No. No. 10 Q When did Mr. Jordan -- you indicated that he came 11 back presumably after the meeting with the President. 12 A Yes. 13 Q I assume you did not attend the meeting with the 14 President. 15 A That's correct. 16 Q Did Mr. Lindsey, as far as you know? 17 A Not to my knowledge. 18 Q All right. You thereafter saw Mr. Jordan by 19 himself? 20 A Yes. 21 Q In your office. 22 A Yes. 23 Q Okay. What was discussed when he came back to your 24 office? 25 A He actually was just stopping back up to say</p>	<p>Page 28</p> <p>1 Q From a legal standpoint or media standpoint? 2 A No. 3 Q Okay. Did Mr. Jordan indicate whether or not he 4 had assisted Ms. Lewinsky in obtaining a lawyer? 5 A Not to my recollection. 6 Q Did you subsequently learn that Mr. Jordan had 7 assisted Ms. Lewinsky in obtaining a lawyer? 8 A Yes, I read about it in the paper. 9 Q Okay. After you learned -- and you and Mr. Jordan 10 are close friends. 11 A Yes. 12 Q You speak often. 13 A Yes. 14 Q After you read about that in the paper, did you 15 discuss that fact with Mr. Jordan? 16 A No. 17 Q Do you know why at the meeting Mr. Jordan told you 18 that he had helped Monica Lewinsky get a job but did not 19 discuss with you his help in getting her a lawyer? 20 A Well, the discussion really wasn't about Monica 21 Lewinsky per se. I think part of it was about the Drudge 22 Report and I think his comment was "I tried to get a job for 23 Ms. Lewinsky." I don't recall there being any other 24 discussion about the matter per se. 25 Q Okay. And it's very clear in your mind that you</p>

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1 had not been previously told before this occasion by Mr.
 2 Jordan that he had assisted Monica Lewinsky in finding a job?
 3 Prior to the 19th.
 4 A Yes. My best recollection is the first time I even
 5 heard him speak her name was on that occasion.
 6 Q Did you ever convey that fact, that Mr. Jordan had
 7 told you that he had assisted Monica Lewinsky in finding a
 8 job, did you ever convey that to anyone else after he told
 9 you and Mr. Lindsey in the meeting?
 10 A Not that I recall, but I'm certain as the story
 11 unfolded we all talked about all the different things that
 12 were -- facts that were arising out of the matter, but I
 13 don't recall having any particular discussions about that
 14 fact.
 15 Q Okay. Do you know whether Mr. Lindsey conveyed
 16 that information to anybody?
 17 A I don't.
 18 Q When was the first time that you learned that Ms.
 19 Lewinsky's name was on the witness list in the Paula Jones
 20 litigation?
 21 A Some time after the President's deposition.
 22 Q Okay. Tell me, before the President's deposition,
 23 what role, if any, did persons in the counsel's office have
 24 in connection with the Paula Jones litigation.
 25 A Well, Paula Jones is a matter that Bruce and Chuck

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1 addressed, so as a practical matter, when there were requests
 2 for information, when there were subpoenas and other things
 3 like that, that typically was an issue that Bruce and Chuck
 4 addressed.
 5 Q Okay. Did you have any involvement in the Paula
 6 Jones litigation? You indicated that they were primarily
 7 assigned for that, but were there ever occasions when you
 8 were called upon to be involved in any matter involving Paula
 9 Jones?
 10 A I'm sure prior to the time that we filed our
 11 petition and also the litigation that went on I would have
 12 been consulted regarding issues relating to privilege and
 13 things like that, but as a practical matter, in terms of the
 14 day-to-day kind of issues that arise out of document requests
 15 and subpoenas and other things like that, that was not a
 16 matter that I handled.
 17 Q Did you handle any subpoena requests in the Paula
 18 Jones litigation?
 19 A Not that I recall.
 20 MR. APPERSON: It's probably time for the grand
 21 jurors to go get some lunch and we'll do that as well. So
 22 we'll break here and if you'll note the questions --
 23 THE WITNESS: Yes, I did.
 24 MR. APPERSON: -- and discuss that with your
 25 counsel and we'll pick those up when we come back.

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1 And we're going to return, Madam Foreman?
 2 THE FOREPERSON: In one hour.
 3 MR. APPERSON: In one hour.
 4 THE WITNESS: At 1:30?
 5 MR. APPERSON: At 1:30.
 6 THE WITNESS: Thank you.
 7 MR. APPERSON: Thank you.
 8 (Whereupon, at 12:32 p.m., a luncheon recess was
 9 taken.)
 10 * * * * *

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1 AFTERNOON SESSION
 2 (1:59 p.m.)
 3 Whereupon,
 4 CHERYL DENISE MILLS
 5 was recalled as a witness and, after having been previously
 6 duly sworn by the Foreperson of the Grand Jury, was examined
 7 and testified further as follows:
 8 EXAMINATION (RESUMED)
 9 MR. BENNETT: Ms. Mills, you are still under oath.
 10 And, Madam Forelady, we have a quorum?
 11 THE FOREPERSON: Yes, we do.
 12 MR. BENNETT: And there are no unauthorized persons
 13 present?
 14 THE FOREPERSON: Absolutely none.
 15 BY MR. APPERSON:
 16 Q Did you have a chance to speak with your attorney
 17 on the -- I think we have one outstanding question, what was
 18 discussed at the lunch, the Sunday or Monday lunch, between
 19 Mr. Jordan and Mr. Lindsey.
 20 A It's my understanding that they discussed
 21 settlement and, in particular, Mr. Jordan's view that
 22 settlement was important, given the spectacle of the
 23 deposition.
 24 Q Okay. And that refers to settlement in the Paula
 25 Jones matter.

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<p>1 A It does.</p> <p>2 Q Are you aware of more specific discussions from</p> <p>3 that luncheon with respect to that matter?</p> <p>4 A No.</p> <p>5 Q Okay. And how did you learn the subject of the</p> <p>6 discussion at the lunch?</p> <p>7 A Mr. Lindsey told me.</p> <p>8 Q Okay. Did you also learn it from Mr. Jordan?</p> <p>9 A I don't remember discussing his lunch, but I know</p> <p>10 that Mr. Lindsey had told me that that's what they talked</p> <p>11 about.</p> <p>12 Q Let me go back. With reference to the first Drudge</p> <p>13 Report, you had testified that you treated it as tabloid</p> <p>14 journalism, with a grain of salt, those are my words, but</p> <p>15 essentially not necessarily reliable.</p> <p>16 A Correct.</p> <p>17 Q At what point, if any, did you begin to treat that</p> <p>18 report seriously, as something other than a non-reliable</p> <p>19 report?</p> <p>20 A Well, I think to be quite candid, I always view the</p> <p>21 Drudge Report as somewhat unreliable because I was familiar</p> <p>22 with their inaccuracies with regard to Mr. Blumenthal's</p> <p>23 family life, so I always treat them with a little bit of care</p> <p>24 because I don't really always believe they have accurate</p> <p>25 information.</p>	<p>1 A I don't recall the Drudge Report.</p> <p>2 Q -- are you able to --</p> <p>3 A In other words, I recall that it was about an</p> <p>4 intern, it was about an intern that was at DOD and an alleged</p> <p>5 relationship. That's the most I could tell you about the</p> <p>6 Drudge Report, but I know it was much longer than that. I</p> <p>7 remember it being about a page or something.</p> <p>8 Q All right. How is it that you came to have the</p> <p>9 report appear on your computer at the White House?</p> <p>10 A It will pop up whenever Matt Drudge sends out a</p> <p>11 report.</p> <p>12 Q Okay. Pop up on what?</p> <p>13 A On my computer.</p> <p>14 Q Do you have to be into the Internet for it to pop</p> <p>15 up?</p> <p>16 A No.</p> <p>17 Q I guess -- tell us how is it that Mr. Drudge can</p> <p>18 direct what pops up on your computer.</p> <p>19 A I think he can. I think he directs what he sends</p> <p>20 out and I guess he either has a mailing list or something</p> <p>21 that reflects who it gets sent to, but he, I think, just does</p> <p>22 a generic send.</p> <p>23 Q All right. Do you have to take any affirmative</p> <p>24 click or step on your computer to make it appear?</p> <p>25 A No, it's like an e-mail. When I get an e-mail, my</p>
<p>1 Q Okay. With respect to that particular -- that's a</p> <p>2 general observation on your part of the report itself,</p> <p>3 regardless of the topic.</p> <p>4 A The magazine or however you -- yes, as an entity,</p> <p>5 as opposed to the specific one in general.</p> <p>6 Q Okay. Okay. With respect to the particular Drudge</p> <p>7 Report on the intern at the White House that popped up on</p> <p>8 your computer and you read and conveyed to Mr. Lindsey, with</p> <p>9 respect to that report, did there come a time when you viewed</p> <p>10 it as perhaps reliable or a serious matter?</p> <p>11 A No.</p> <p>12 Q At any time?</p> <p>13 A I've never viewed the Drudge Report as reliable</p> <p>14 without regard to what the substance of it is that they are</p> <p>15 discussing.</p> <p>16 Q Including the substance of this report of the</p> <p>17 intern at the White House?</p> <p>18 A There came a point at which I obviously was aware</p> <p>19 that there was the issue regarding Ms. Lewinsky's visits to</p> <p>20 the White House and at that point I didn't go back to look at</p> <p>21 what the Drudge Report had said to determine whether or not I</p> <p>22 thought the Drudge Report was accurate, inaccurate or</p> <p>23 characterizable in some other way.</p> <p>24 Q Okay. As you recall the Drudge Report at this</p> <p>25 point --</p>	<p>1 computer will make a noise and at that point I can either go</p> <p>2 into the e-mail or continue doing something else until I</p> <p>3 decide to go into the e-mail. The same thing is the case</p> <p>4 with the Drudge Report.</p> <p>5 Q Okay. Are you able to countermand that popping up</p> <p>6 on your computer if you so desired?</p> <p>7 A I don't know the answer to that.</p> <p>8 Q Okay. Have you ever sought to do so, to keep</p> <p>9 what's the equivalent of electronic junk mail off of your</p> <p>10 computer?</p> <p>11 A No.</p> <p>12 Q Okay. What other sorts of reports pop up?</p> <p>13 A People Daily, which is my favorite magazine. And I</p> <p>14 can't remember what else, but I mean, there are several.</p> <p>15 MR. APPERSON: All right.</p> <p>16 BY MR. BENNETT:</p> <p>17 Q Is this sort of a preference that you can -- I'm</p> <p>18 pretty computer illiterate, so --</p> <p>19 A I am, too, so I apologize to the extent --</p> <p>20 Q Can you program a preference setting on your</p> <p>21 computer so that any time there is an update in the Drudge</p> <p>22 Report it will automatically show that? I mean, did you have</p> <p>23 to install special software or is it your sense that it's</p> <p>24 controlled at Drudge's end?</p> <p>25 A I don't know how it's actually controlled, but I</p>

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<p>1 didn't have to put special software on my computer or 2 something like that.</p> <p>3 Q You just mentioned that People Daily is your 4 favorite.</p> <p>5 A Mm-hmm.</p> <p>6 Q So that would suggest that's something you want to 7 see.</p> <p>8 A Mm-hmm.</p> <p>9 Q How would you go about receiving that? Did you 10 have to request of People Daily that they send it to you?</p> <p>11 A I didn't. That's not to say, though, there aren't 12 other people who know that and might sign me up for it or 13 something like that, but I didn't. It started appearing one 14 day as well.</p> <p>15 A JUROR: Could I ask a quick question? 16 On your business card, do you have your e-mail 17 address there?</p> <p>18 THE WITNESS: I don't, but our e-mail addresses are 19 readily available. They're published.</p> <p>20 A JUROR: Oh, okay. Thank you.</p> <p>21 BY MR. BENNETT:</p> <p>22 Q So it may have been somebody else at the White 23 House who programmed this as something that somebody in your 24 position ought to be able to see whenever there's an update 25 on the Drudge Report or something?</p>	<p>1 about Linda Tripp?</p> <p>2 A Linda Tripp worked in our office, so -- you know, 3 she was there for several years, I guess, or a period of 4 time, so I couldn't tell you all my discussions about Linda 5 Tripp in our office.</p> <p>6 Q Okay. What sort of discussions would you have had 7 with Mr. Lindsey at the time when Ms. Tripp worked in the 8 office?</p> <p>9 A Sometimes she would substitute as an assistant for 10 Bruce. I would express my observations regarding her 11 performance.</p> <p>12 Q And what were those observations as you conveyed 13 them to Mr. Lindsey?</p> <p>14 A I don't recall, but I know they related to her 15 inserting herself between him and people who were seeking to 16 speak with him about different matters and people's 17 frustrations in that regard.</p> <p>18 Q Did Mr. Lindsey do anything as a result of that 19 information or your observations that you conveyed to him?</p> <p>20 A She only substituted for him on a couple of 21 occasions that I recall.</p> <p>22 Q Did you ever have discussions with Mr. Lindsey 23 concerning his conversations with Linda Tripp concerning 24 Kathleen Willey?</p> <p>25 A Yes.</p>
<p style="text-align: right;">Page 38</p> <p>1 A You're asking me to speculate. I don't know the 2 answer, but I know that I do get it and I'm assuming that it 3 must be because they either have my e-mail address or it's 4 been coded to come to my e-mail address.</p> <p>5 Q And then how do you get out of it? Can you just 6 hit a delete button or something like that and it will take 7 it back to --</p> <p>8 A Sure. It's like a regular e-mail, so you can drag 9 it over to the trash, which is the way in which our computer 10 system is set up to throw e-mails that you've read away.</p> <p>11 MR. BENNETT: Okay. Thank you.</p> <p>12 BY MR. APPERSON:</p> <p>13 Q Did you ever have a discussion with Vernon Jordan 14 where he related to you his frustration of having Monica 15 Lewinsky making repeated telephone calls to him about any 16 matter?</p> <p>17 A No.</p> <p>18 Q Did you ever discuss with Vernon Jordan Monica 19 Lewinsky preparing, signing or filing an affidavit in the 20 Paula Jones litigation?</p> <p>21 A No.</p> <p>22 Q Have you ever spoken to Mr. Lindsey about Linda 23 Tripp?</p> <p>24 A Yes.</p> <p>25 Q What have been your discussions with Mr. Lindsey</p>	<p style="text-align: right;">Page 40</p> <p>1 Q When did you have such discussions?</p> <p>2 A I was present when he spoke with Ms. Tripp on the 3 telephone on the first occasion that he spoke with her and I 4 may have been present at the second, but I don't recall.</p> <p>5 Q Okay. When was the first occasion that he talked 6 to Ms. Tripp on the telephone when you were present?</p> <p>7 A I don't recall. I recall that there was, I 8 believe, a Drudge Report in which they indicated that 9 Kathleen Willey was speaking out again, I believe, to 10 Newsweek and I might be confusing a number of different news 11 reports and Linda Tripp tried to reach Bruce and ultimately 12 spoke to him regarding her impressions regarding Ms. Willey's 13 encounter as she testified or as she stated with respect to 14 the President.</p> <p>15 Q Okay. How did you come to be present with 16 Mr. Lindsey on his side of the conversation with Ms. Tripp? 17 Was that merely happenstance or were you asked to be there 18 for that purpose?</p> <p>19 A It wasn't happenstance. I knew that he was going 20 to return her pages and I said I was going to sit in.</p> <p>21 Q Okay. That was a decision that you made?</p> <p>22 A I think we both thought that that was a wise course 23 of action.</p> <p>24 BY MR. BENNETT:</p> <p>25 Q Do you recall whether this would have been before</p>

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<p>1 the actual Newsweek article came to press?</p> <p>2 A I believe so. I know that Ms. Tripp had already</p> <p>3 spoken to Newsweek, but they had not yet run their story, at</p> <p>4 least is my best recollection.</p> <p>5 Q And so if the article ran in approximately early</p> <p>6 August of 1997, that would suggest that this conversation</p> <p>7 that you overheard at least part of --</p> <p>8 A I overheard the entire conversation, Bruce's side.</p> <p>9 Q Bruce's side. You didn't hear her part.</p> <p>10 A I did not hear Ms. Tripp's side.</p> <p>11 Q That would have been in late July or early August</p> <p>12 of '97?</p> <p>13 A That's my best guess. I think it was actually</p> <p>14 July, but --</p> <p>15 BY MR. APPERSON:</p> <p>16 Q What do you recall of Mr. Lindsey's side of that</p> <p>17 conversation?</p> <p>18 A I recall that he basically listened to what she was</p> <p>19 indicating and also asked her whether or not she'd be willing</p> <p>20 to discuss her concerns with Mr. Bennett and I believe she</p> <p>21 indicated maybe in the affirmative because he said he would</p> <p>22 try to put them in touch with one another.</p> <p>23 Q Had you discussed with Mr. Lindsey prior to his</p> <p>24 returning Ms. Tripp's call how he would handle the</p> <p>25 conversation with Ms. Tripp?</p>	<p>1 matter, did you --</p> <p>2 A I should say he's always had that view.</p> <p>3 Q Okay. That's essentially what I want to ask you</p> <p>4 about. Did you have other discussions with Mr. Jordan about</p> <p>5 his position in wanting to settle the Paula Jones matter?</p> <p>6 A I don't know if they were specific in that regard,</p> <p>7 but I know he was always one of the people who advise the</p> <p>8 President who was always of the position that the suit should</p> <p>9 be settled.</p> <p>10 Q Okay. What were the points which he advocated in</p> <p>11 taking that position?</p> <p>12 A I don't particularly recall any points. I know as</p> <p>13 people discussed this matter they would discuss, well, so and</p> <p>14 so thinks that you should do X or Y or Z and I do remember</p> <p>15 associating the position with Mr. Jordan that he believed</p> <p>16 that they should settle the lawsuit.</p> <p>17 Q Okay. But you recall no specifically articulated</p> <p>18 reasons that he ever advanced as to why he felt the lawsuit</p> <p>19 should be settled?</p> <p>20 A No.</p> <p>21 Q All right. Let's go back to the day of the</p> <p>22 President's deposition. We've talked some about that.</p> <p>23 January 17th, a Saturday, at the White House. Do you recall</p> <p>24 John Podesta, Deputy Chief of Staff, coming to you that day</p> <p>25 with reference to a Time Magazine story that might have been</p>
<p>Page 42</p> <p>1 A No. I had worked with Ms. Tripp for a period of</p> <p>2 time and so I personally did not find her to be a reliable</p> <p>3 individual and for that reason didn't believe he should</p> <p>4 return the telephone call, but he decided that he was going</p> <p>5 to return the telephone call and so I sat in.</p> <p>6 Q Okay. Do you know if Mr. Lindsey disclosed to</p> <p>7 Ms. Tripp during that conversation that you were present?</p> <p>8 A No, because I wasn't present on the telephone with</p> <p>9 Ms. Tripp, I was listening to what Bruce was saying, so I was</p> <p>10 sitting in the room with him.</p> <p>11 Q Okay. But that fact was not disclosed to</p> <p>12 Ms. Tripp. Is that correct?</p> <p>13 A I don't believe so. I don't remember him saying</p> <p>14 that.</p> <p>15 Q Did you thereafter or did Mr. Lindsey take steps to</p> <p>16 contact Mr. Bennett as a result of this conversation?</p> <p>17 A I know I did not. I don't know if Bruce did.</p> <p>18 Q Did you attempt to contact anyone in Mr. Bennett's</p> <p>19 law firm or any lawyers for the President as a result of the</p> <p>20 conversation?</p> <p>21 A No, I did not.</p> <p>22 Q Other than the January 19th meeting, the Monday,</p> <p>23 January 19th meeting, that you had with Mr. Jordan and</p> <p>24 Mr. Lindsey we talked about before where Mr. Jordan indicated</p> <p>25 that he thought it was desirable to settle the Paula Jones</p>	<p>Page 44</p> <p>1 breaking at that time?</p> <p>2 A No. I recall John talking to me about a Time</p> <p>3 reporter who was seeking to find out about a Newsweek story</p> <p>4 that was being written and they were seeking to try and match</p> <p>5 that.</p> <p>6 Q Okay. When during that day on Saturday do you</p> <p>7 recall Mr. Podesta coming to you to discuss that?</p> <p>8 A I don't know, but it was during the course of the</p> <p>9 day. I couldn't tell you what time it was or anything like</p> <p>10 that.</p> <p>11 Q Okay. And what was it, as best you recall, that he</p> <p>12 raised with you?</p> <p>13 A He raised that there was a Time Magazine reporter</p> <p>14 who was trying to match a story that Newsweek was working on</p> <p>15 that had to deal with Starr and tapes.</p> <p>16 Q Okay. Do you recall Mr. Podesta discussing with</p> <p>17 you a suggestion of your contacting Mr. Kendall with respect</p> <p>18 to the reporter's question?</p> <p>19 A I don't, but I'm sure that's something that he</p> <p>20 would obviously probably tell me to do.</p> <p>21 Q Okay. Do you recall calling Mr. Kendall that day?</p> <p>22 A No, but it's the kind of news report that I would</p> <p>23 have relayed to him.</p> <p>24 Q Okay. You recall attempting to contact Mr. Lindsey</p> <p>25 that day, as we've talked about before.</p>

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1 A With regard to -- I think I told you I was working
2 in the office, so there were a number of matters, but I know
3 that in the first contact that I had with him I did relay the
4 fact of the Drudge Report.
5 Q Right. And we talked about that.
6 A Correct.
7 Q And now I'm asking you if at some other point
8 during the day in response to Mr. Panetta's bringing you this
9 information --
10 A Mr. Podesta.
11 Q I'm sorry. You're exactly right. Mr. Podesta
12 bringing you this information, did you have occasion to
13 attempt to contact Mr. Kendall?
14 A I don't recall whether or not I contacted Mr.
15 Kendall, but it's the kind of report over which I would
16 typically call him, a news report like that.
17 Q All right. Do you recall if Mr. Podesta and you
18 had discussed this matter before you attempted to contact
19 Mr. Lindsey with respect to the Drudge Report or had that
20 already happened?
21 A No, I think it was after. I believe it was after,
22 but I could be wrong.
23 Q Had you spoken to Mike McCurry about the Time and
24 Newsweek reporter inquiry?
25 A I don't believe I did. I might have, but I don't

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1 believe I did.
2 Q Okay. Do you recall telling Mr. Podesta that you
3 had gotten calls from Mike McCurry about it?
4 A I don't, but it's quite reasonable that I would
5 have.
6 Q Do you recall telling Mr. Podesta that you had
7 checked with Mr. Kendall some time during that day and he had
8 been contacted by Newsweek with regard to the same matter?
9 A Yes, I do remember him being contacted by Newsweek
10 and I do recall having a conversation with him in which he
11 said that Newsweek was trying to reach him -- no, not
12 Newsweek. That a Time reporter was trying to reach him. And
13 that they had left a voice mail. I remember having that
14 conversation. I don't know whether or not that was a
15 conversation that was prompted by me or by him calling.
16 Q Okay. Do you recall when during the day you spoke
17 with Mr. Kendall?
18 A No.
19 Q Okay. Did you understand that Mr. Kendall was at
20 the time in the President's deposition?
21 A Mr. Kendall wasn't in the President's deposition.
22 Q Okay. Was he at his office?
23 A Yes.
24 Q Did you discuss with Mr. Kendall the President's
25 deposition in the Paula Jones matter?

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1 A No.
2 Q Do you recall Mr. Podesta returning to your office
3 yet another time after he first talked to you about the
4 reporter's inquiry?
5 A I know I saw or spoke to John on several occasions
6 about the Time Magazine reporter over the course of that
7 weekend.
8 Q Okay. Do you recall Mr. Podesta relaying to you
9 that in his mind he had made a connection between Monica
10 Lewinsky and the Paula Jones case?
11 A No.
12 Q Is that something you would have recalled that
13 day if he had told you that? We talked before that you
14 had not made such a connection in your mind. I'm wondering
15 if --
16 A I think I would have, primarily because I knew when
17 he described this Time Magazine reporter as Starr and tapes,
18 I thought it was the Star Magazine, so I didn't have the
19 association with Independent Counsel Starr at that point. So
20 I think if he had indicated something of a different nature,
21 it would have probably eliminated that impression that I had
22 in my head at the time.
23 Q Okay. But you have no recollection of Mr. Podesta
24 informing you that he had made a connection between Monica
25 Lewinsky and the Paula Jones case.

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1 A I don't recall that.
2 Q Did Mr. Podesta relate to you his efforts in trying
3 to secure a job or job recommendation for Monica Lewinsky on
4 that date, Saturday the 17th?
5 A I believe at some point he and I did speak about
6 his efforts with regard to a position with Ambassador
7 Richardson, if I remember correctly.
8 Q Okay. And a position for whom?
9 A I believe it was for Ms. Lewinsky.
10 Q Okay. And that was -- okay. I don't want to leave
11 the record hanging. I have the sense, and I may be
12 incorrect, you correct me if I'm wrong, that I had understood
13 you to say previously that the first time you had heard of
14 Monica Lewinsky was when Mr. Jordan related her name several
15 days after the deposition. Is this refreshing your
16 recollection that you had a discussion about Ms. Lewinsky
17 with Mr. Podesta on Saturday the 17th?
18 A It doesn't -- how to describe this -- my
19 understanding of Monica Lewinsky was not an understanding of
20 her. The context in which the issue arose with Mr. Podesta,
21 to my best recollection, was not in the context of the news
22 articles.
23 Q Okay. What do you recall the context was in your
24 discussion with Mr. Podesta?
25 A The context arose out of a conversation I had with

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<p>1 Mr. Lindsey, which I believe would be privileged.</p> <p>2 Q Okay. Well, let's try to put it in context without</p> <p>3 at this point revealing or seeking from you what the</p> <p>4 conversation was. Tell me again. You learned -- I guess</p> <p>5 state that again. I apologize.</p> <p>6 A I learned from Mr. Podesta that he had sought a</p> <p>7 position for Ms. Lewinsky on Saturday.</p> <p>8 Q All right. And I'm sorry, I don't follow the</p> <p>9 connection between the conversation with Mr. Lindsey. I'm</p> <p>10 sure it's just me missing something here.</p> <p>11 A No, it's not you missing anything. I don't know</p> <p>12 that there's a better way that I can describe it without</p> <p>13 addressing -- without breaching the privilege.</p> <p>14 Q Okay. You also had a conversation with Mr. Lindsey</p> <p>15 that same day with respect to Ms. Lewinsky and Podesta's</p> <p>16 efforts to get a job?</p> <p>17 A Actually, I wouldn't be in a position to be able to</p> <p>18 answer that question because I believe that question would be</p> <p>19 privileged.</p> <p>20 Q Okay. Let's get as much --</p> <p>21 A The context in which it arose would be one in which</p> <p>22 Mr. Lindsey was seeking my guidance with respect to a matter</p> <p>23 that our office was handling.</p> <p>24 Q Okay. And you're focusing on a particular inquiry</p> <p>25 by Mr. Lindsey.</p>	<p>1 I think that would be inaccurate.</p> <p>2 MR. APPERSON: And I apologize. You're absolutely</p> <p>3 right.</p> <p>4 THE WITNESS: No, that's okay.</p> <p>5 MR. APPERSON: You've said that two times and I</p> <p>6 apologize.</p> <p>7 THE WITNESS: But can I be excused for one second?</p> <p>8 I want to consult with my lawyer about your question about</p> <p>9 this.</p> <p>10 MR. APPERSON: Surely.</p> <p>11 THE WITNESS: Okay.</p> <p>12 MR. APPERSON: And, I'm sorry, before you go, I'm</p> <p>13 going to ask the basis of the privilege, so if you need that</p> <p>14 from.</p> <p>15 THE WITNESS: Right. That's what I anticipated.</p> <p>16 MR. APPERSON: Okay.</p> <p>17 THE WITNESS: Okay.</p> <p>18 (The witness was excused to confer with counsel.)</p> <p>19 THE FOREPERSON: Ms. Mills, I'd like to remind you</p> <p>20 that you are still under oath.</p> <p>21 THE WITNESS: Thank you.</p> <p>22 MR. BENNETT: And there are no unauthorized persons</p> <p>23 present and we have a quorum. Is that correct?</p> <p>24 THE FOREPERSON: Yes. We still have a quorum and</p> <p>25 there are no unauthorized people in the grand jury room.</p>
<p>Page 50</p> <p>1 A Yes. Correct.</p> <p>2 Q Okay. Did that inquiry by Mr. Lindsey come after</p> <p>3 Mr. Podesta had informed you of his efforts to secure a job</p> <p>4 for Ms. Lewinsky?</p> <p>5 A No.</p> <p>6 Q It preceded that.</p> <p>7 A Correct.</p> <p>8 Q All right. Was it earlier that same day or earlier</p> <p>9 still?</p> <p>10 A To the best of my recollection.</p> <p>11 Q Okay. Approximately what time was that</p> <p>12 conversation?</p> <p>13 A I couldn't tell you.</p> <p>14 Q All right. We've got a couple of things now</p> <p>15 happening on the 17th. One is your efforts to get</p> <p>16 Mr. Lindsey with respect to the Drudge Report --</p> <p>17 A No, you keep saying that. I actually have been</p> <p>18 very clear, I've tried to be, with respect to that. I work</p> <p>19 on a number of matters and there was one matter I was working</p> <p>20 on in particular that day and I paged Mr. Lindsey and in the</p> <p>21 course of the conversation about that I discussed with him</p> <p>22 the fact that the Drudge Report was going on.</p> <p>23 MR. APPERSON: You're right.</p> <p>24 THE WITNESS: I just wanted to be very clear that I</p> <p>25 wasn't paging him with regard to the Drudge Report because I</p>	<p>Page 52</p> <p>1 BY MR. APPERSON:</p> <p>2 Q I think we had an outstanding question.</p> <p>3 A Could you repeat the question?</p> <p>4 Q I'm not sure. Let me see. I think I was asking</p> <p>5 you about the -- we were trying to pinpoint the conversation,</p> <p>6 I think is where we left off, and once we pinpoint it, then I</p> <p>7 think that it's the question that you want to assert a</p> <p>8 privilege on.</p> <p>9 A I had a conversation with Mr. Lindsey on Saturday</p> <p>10 and the nature of that conversation is privileged.</p> <p>11 Q All right. Anything else? I didn't mean to cut</p> <p>12 you off. Is the conversation to which you're referring now</p> <p>13 the same conversation in which you discussed the Drudge</p> <p>14 Report with Mr. Lindsey?</p> <p>15 A It is not.</p> <p>16 Q Okay. It's a separate conversation.</p> <p>17 A It is.</p> <p>18 Q Is the conversation to which you intend to assert a</p> <p>19 privilege with Mr. Lindsey, did that precede the conversation</p> <p>20 about the Drudge Report or did it follow that conversation?</p> <p>21 A Followed it.</p> <p>22 Q How long after?</p> <p>23 A I don't know the answer to that question.</p> <p>24 Q Okay. And how did you come to have the</p> <p>25 conversation for which you intend to assert the privilege</p>

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<p>1 with Mr. Lindsey?</p> <p>2 A He either called me or I paged him.</p> <p>3 Q Okay. And how long did that conversation last?</p> <p>4 A I don't know.</p> <p>5 Q All right. And that conversation was before you</p> <p>6 talked to Mr. Podesta about Monica Lewinsky and his efforts</p> <p>7 to help her on a job or a job recommendation, correct?</p> <p>8 A Before the discussion I had with Mr. Podesta about</p> <p>9 his efforts and before the conversation about, I believe,</p> <p>10 Time Magazine and other things that were going on, to their</p> <p>11 efforts to match the story that Newsweek was working on.</p> <p>12 Q Okay. And with respect to the conversation that</p> <p>13 you don't want to reveal the substance of the conversation,</p> <p>14 what privileges are you asserting with respect to that?</p> <p>15 A Attorney-client and executive.</p> <p>16 Q Okay. And with respect to the assertion of the</p> <p>17 executive privilege, is it your understanding that the</p> <p>18 President has directed you to assert that privilege?</p> <p>19 A He's directed that the privileges be asserted in</p> <p>20 this matter. Yes.</p> <p>21 Q Okay. Tell me about that with respect to the</p> <p>22 privileges being asserted in this matter.</p> <p>23 A I believe that would be privileged, too.</p> <p>24 Q You do not know whether the President has directed</p> <p>25 that this conversation, that a privilege be asserted with</p>	<p>1 privileged conversation that I had with Mr. Lindsey.</p> <p>2 Q Well --</p> <p>3 A In other words, to answer that question, I would</p> <p>4 have to answer the substance of our conversation.</p> <p>5 Q Okay. I'm not seeking to ask that. Perhaps you're</p> <p>6 right. I don't think so. Let me try to go this way. Did</p> <p>7 something happen before the conversation about which you</p> <p>8 subsequently spoke? Did an event happen, did somebody tell</p> <p>9 you something, did you have a meeting, did you have an</p> <p>10 earlier telephone call that caused you thereafter to speak</p> <p>11 with --</p> <p>12 A Nothing happened prior to my telephone call with</p> <p>13 Mr. Lindsey.</p> <p>14 Q Okay. Are you aware of whether or not something</p> <p>15 happened on Mr. Lindsey's end to cause the conversation to</p> <p>16 take place? Without respect to what that was.</p> <p>17 A Well, if I were, that also, I believe, would be</p> <p>18 privileged.</p> <p>19 Q After your conversation with Mr. Lindsey over which</p> <p>20 you're asserting the privilege, did you thereafter discuss</p> <p>21 that conversation with anyone else? Any third parties?</p> <p>22 A Not that I recall.</p> <p>23 Q What, if anything, did you do as a result of your</p> <p>24 conversations with Mr. Lindsey?</p> <p>25 A Could you repeat the question?</p>
<p>Page 54</p> <p>1 respect to this conversation?</p> <p>2 A I do know that his directions would cover this</p> <p>3 conversation.</p> <p>4 Q Okay. And how do you know that?</p> <p>5 A Well, I don't know -- I don't know that I'm in a</p> <p>6 position to discuss my conversations with the President with</p> <p>7 you about privileges.</p> <p>8 Q Okay. We're going to get that one in a minute,</p> <p>9 too.</p> <p>10 A Okay.</p> <p>11 Q So other than the executive privilege and</p> <p>12 attorney-client privilege, any others with respect to this</p> <p>13 conversation with Mr. Lindsey?</p> <p>14 A No.</p> <p>15 Q Okay. And was your conversation with Mr. Lindsey,</p> <p>16 did that entail a discussion in your official duties at the</p> <p>17 White House as Deputy Counsel to the President?</p> <p>18 A It did.</p> <p>19 Q And his as a similar title?</p> <p>20 A Correct.</p> <p>21 Q All right. With respect to this conversation about</p> <p>22 which you've asserted the privilege, what caused -- you don't</p> <p>23 recall who called whom that day, but what caused the contact</p> <p>24 between either of you with respect to this conversation?</p> <p>25 A I think all of that would be a part of the</p>	<p>Page 56</p> <p>1 Q What, if anything, did you do as a result of your</p> <p>2 conversation with Mr. Lindsey?</p> <p>3 A I can't figure out how to answer that question, so</p> <p>4 let me consult with my attorney.</p> <p>5 MR. APPERSON: Okay.</p> <p>6 (The witness was excused to confer with counsel.)</p> <p>7 THE FOREPERSON: Ms. Mills, I'd like to remind you</p> <p>8 you are still under oath.</p> <p>9 THE WITNESS: Thanks.</p> <p>10 MR. APPERSON: And we still have a quorum and no</p> <p>11 unauthorized persons are present in the grand jury room.</p> <p>12 THE FOREPERSON: That is absolutely correct.</p> <p>13 BY MR. APPERSON:</p> <p>14 Q And I think the question that we left with was</p> <p>15 what, if anything, did you do as a result of your</p> <p>16 conversation with Mr. Lindsey.</p> <p>17 A I spoke with Mr. Podesta.</p> <p>18 Q All right. And how soon after your conversation</p> <p>19 with Mr. Lindsey did you speak to Mr. Podesta?</p> <p>20 A I don't know.</p> <p>21 Q All right. What did you ask Mr. Podesta?</p> <p>22 A I asked Mr. Podesta whether or not Ms. Currie had</p> <p>23 asked him to assist an intern of hers in locating a job.</p> <p>24 Q Is that as best you recall your exact words?</p> <p>25 A No, I don't have an exact recollection of the</p>

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1 conversation.

2 Q Okay. In your question to Mr. Podesta did you use

3 the term "an intern" or did you name a name who you

4 understood to be an intern or who you knew to be an intern?

5 A I recall it being someone who had worked with Betty

6 and I don't know whether or not I knew her name or not,

7 didn't know her name, at that point.

8 Q All right. Did Mr. Podesta have any information

9 about that when you asked him?

10 A Mr. Podesta indicated that he had assisted Monica

11 with getting a job with respect to Ambassador Richardson.

12 Q Now, is this conversation with Mr. Podesta the same

13 one that we were referring to earlier?

14 A It was part of a larger conversation regarding --

15 he also discussed the fact that Time Magazine was trying to

16 match a story that Newsweek was working on.

17 Q So is it your recollection that your discussion

18 with Mr. Podesta was initiated by you after Mr. Lindsey's

19 phone call?

20 A I don't know the answer to that, just because

21 people kind of come and go from my offices, so it's quite

22 plausible that John might have been up in my office and we

23 started talking, it's quite plausible that I could have

24 called him, it's quite plausible that he might have called me

25 to say, "You should know that they're working on a story

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1 regarding X." Any of those are plausible ways in which that

2 could have arisen.

3 Q Okay. Now, as we've gone through this matter, with

4 respect to the Podesta conversation, your recollection is he

5 indicated the name Monica to you as the person he helped?

6 A I believe he did. I believe so.

7 Q Do you recall if he indicated Monica Lewinsky?

8 A I didn't know her last name well enough, so when

9 people kept saying the last name, it wasn't familiar enough

10 with me to be able to get a grasp on what it was, so he might

11 have, but it was an unusual enough last name that it wasn't

12 something that stuck in my head.

13 Q All right. Now, with respect to what we've just

14 gone through now, does this now refresh your recollection as

15 to the first time when you heard the reference to Monica

16 Lewinsky?

17 A I mean, it's conceivable that he said Monica

18 Lewinsky. If you ask me whether or not I have a recollection

19 of it in that way, no. The first time I understood her name

20 and understood who she was when Mr. Jordan indicated that he

21 had tried to get a job for her.

22 Q Okay. Now, so when you subsequently had the

23 discussion with Mr. Jordan and he referenced Monica Lewinsky,

24 you had already had your conversation with Mr. Podesta,

25 correct?

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1 A I believe so.

2 Q And you made that connection.

3 A That's when I believe it kind of clicked, at least

4 in my brain, that this was a particular individual.

5 Q Okay. Did you have any discussions with Mr. Jordan

6 concerning your knowledge of Mr. Podesta's efforts to help

7 Monica Lewinsky with a job?

8 A No.

9 Q Did Mr. Podesta relate to your Mr. Bowles', Erskine

10 Bowles', involvement in assisting Monica Lewinsky to obtain a

11 job or a job reference?

12 A Not that I recall.

13 Q Do you recall having discussions with Mr. Podesta

14 concerning a Drudge Report, and I do not know if it's the

15 same one or not, but a Drudge Report to the effect that --

16 which had reported that Monica Lewinsky had come to the White

17 House after midnight on numerous occasions?

18 A I know that there were news reports to that effect.

19 I'm sure -- it's quite possible that they were at that time

20 period and I discussed them with John, but I certainly

21 remember news reports to that effect and discussing it with

22 people.

23 Q Okay. Do you recall telling Mr. Podesta or others

24 that those reports were false?

25 A I mean, it's quite plausible, after we have her

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1 WAVE records, to be able to review the WAVE records to

2 reflect what they are, to be able to have said that. I don't

3 truthfully know.

4 Q Okay. When do you recall reviewing, personally

5 reviewing, Ms. Lewinsky's WAVE records?

6 A When you all subpoenaed them.

7 Q And approximately when was that?

8 A I don't know. Whatever date your subpoena is, we

9 would go about working to try and be responsive.

10 Q Okay. You had not reviewed them as early as the

11 17th, when you had the discussion with Mr. Podesta?

12 A I had not.

13 Q Would you have had any other way to know on the

14 17th whether or not reports that Monica Lewinsky had visited

15 the White House after midnight on numerous occasions was true

16 or not?

17 A Well, I had not heard those kinds of reports until

18 after the 17th. Prior to that, there had been one occasion

19 where a news organization was reporting that someone who was

20 working at DOD had visited the White House quite late or

21 quite early one morning, like three a.m. and they had a

22 particular date. In reviewing the materials related to that

23 date, it became clear that whoever had made this report was

24 talking about Nicole Boxer Rodham, who is the wife of the

25 First Lady's brother.

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<p>1 Q All right.</p> <p>2 A So the extent that someone had those kind of news</p> <p>3 reports, I would have indicated that that would have been</p> <p>4 inaccurate.</p> <p>5 Q Okay. With respect to a particular date.</p> <p>6 A Yes. They had a particular date.</p> <p>7 Q And that was based on your having reviewed the WAVE</p> <p>8 records.</p> <p>9 A I looked at certain records to be able to determine</p> <p>10 who had arrived at that time.</p> <p>11 Q Okay. Do you recall January 21st, the Washington</p> <p>12 Post story first mentioning Monica Lewinsky breaking?</p> <p>13 A I recall that. Yes.</p> <p>14 Q Are you aware of a telephone call the night before</p> <p>15 or that night from the President to Mr. Lindsey after</p> <p>16 midnight?</p> <p>17 A I don't know if I was aware at the time, but I'm</p> <p>18 certainly aware now through the course of matters that we've</p> <p>19 been working on in response to your investigation.</p> <p>20 Q Okay. I'm sorry, you were not aware at the time or</p> <p>21 you're not certain?</p> <p>22 A I don't know if I was aware at the time.</p> <p>23 Q Okay. What do you now know about that telephone</p> <p>24 call?</p> <p>25 A Well, anything that I would know about that</p>	<p>1 respect to your investigation and I believe all of that is</p> <p>2 part of our work product.</p> <p>3 Q I see. All right. So your knowledge of the</p> <p>4 telephone call is a result of a review of documents or</p> <p>5 records. Is that correct?</p> <p>6 A That's correct, but it's certainly the case that I</p> <p>7 could have spoken to Mr. Lindsey about it. I don't have a</p> <p>8 recollection of speaking to Mr. Lindsey about it.</p> <p>9 Q Okay. All right. And with respect to the records</p> <p>10 that you referenced to give you that information, you want to</p> <p>11 assert a work product privilege with respect to that?</p> <p>12 A Well, you all have most of the records, so I don't</p> <p>13 know that there would be anything in them that you all</p> <p>14 wouldn't know.</p> <p>15 Q Well, that may be. I'm just simply asking --</p> <p>16 A Okay. I just didn't want you to believe there were</p> <p>17 additional records that were not -- records that we had to</p> <p>18 forward with respect to the requests that you all have made</p> <p>19 to the office.</p> <p>20 Q Okay. I appreciate that. But with respect to</p> <p>21 the records which you reviewed to impart knowledge of the</p> <p>22 telephone call, you wish to claim a privilege with respect</p> <p>23 to that?</p> <p>24 A A privilege with respect to my mental impressions</p> <p>25 with respect to that. Yes.</p>
<p>1 telephone call probably would be subject to privilege.</p> <p>2 Q All right. Did you have a conversation with</p> <p>3 Mr. Lindsey concerning the telephone call?</p> <p>4 A I don't have a recollection of doing so.</p> <p>5 Q Do you recall having a discussion with the</p> <p>6 President concerning the telephone call to Mr. Lindsey?</p> <p>7 A No.</p> <p>8 Q Do you recall a discussion with the First Lady</p> <p>9 about the telephone call with Mr. Lindsey?</p> <p>10 A No.</p> <p>11 Q When did you learn of the telephone call from the</p> <p>12 President to Mr. Lindsey?</p> <p>13 A I don't know. It would have been some time after</p> <p>14 it occurred, probably.</p> <p>15 Q I'm just trying to get a record. You had a</p> <p>16 discussion which you want to assert a privilege on --</p> <p>17 A Which discussion is that?</p> <p>18 Q Concerning the existence of the telephone call, the</p> <p>19 fact the telephone call had been made.</p> <p>20 A My understanding regarding a telephone call being</p> <p>21 made is not derived from conversations with individuals.</p> <p>22 Q Then I'm not certain I understand how the</p> <p>23 privilege -- I thought you had suggested that --</p> <p>24 A No, we have records and other materials that we</p> <p>25 have had to produce and also have had to research with</p>	<p>1 Q Okay. And that privilege is what?</p> <p>2 A Work product. Attorney-client.</p> <p>3 Q Okay. Let's go -- I'll give you a minute to take</p> <p>4 your notes.</p> <p>5 A Thanks.</p> <p>6 Q Okay. Have you ever had discussions with the</p> <p>7 President concerning the President's relationship with Monica</p> <p>8 Lewinsky?</p> <p>9 A Yes.</p> <p>10 Q Okay. How many such discussions have you had with</p> <p>11 the President?</p> <p>12 A I don't know the answer to that question.</p> <p>13 Q All right. Approximately how many, as best you can</p> <p>14 recall?</p> <p>15 A As a practical matter, whenever the President is</p> <p>16 preparing to speak publicly, whenever there are issues that</p> <p>17 we have to address, whenever there are privileges that have</p> <p>18 to be discussed, those are all circumstances in which since</p> <p>19 it relates to this investigation where Monica Lewinsky or</p> <p>20 issues related to that investigation arise and those would be</p> <p>21 the context in which I would be having discussions.</p> <p>22 Q Okay. Is it fair to say that a discussion of the</p> <p>23 President's relationship with Monica Lewinsky would be a</p> <p>24 fairly -- a more narrow area of discussion that would take</p> <p>25 place on fewer meetings?</p>

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<p>1 A I guess it's possible.</p> <p>2 Q All right. Do you recall a January 31st or</p> <p>3 February 1st meeting in the Oval Office with yourself,</p> <p>4 Mr. Ruff, Mr. Lindsey and others?</p> <p>5 A Yes.</p> <p>6 Q Okay. What do you recall about that meeting?</p> <p>7 A In particular, what are you asking?</p> <p>8 Q Tell me who else do you recall being there, I guess</p> <p>9 would be our start.</p> <p>10 A I remember Mr. Ruff being there. I remember</p> <p>11 Mr. Lindsey being there. And I remember Mr. Breuer being</p> <p>12 there. There may have been other attorneys there, but I</p> <p>13 don't recall.</p> <p>14 Q Okay. Do you remember if Ann Lewis was present</p> <p>15 there?</p> <p>16 A I do not recall Ann Lewis being present for that</p> <p>17 discussion, but there are typically occasions where the</p> <p>18 President is being briefed in preparation for public</p> <p>19 availabilities in which he likely may get questions from</p> <p>20 press and those would be occasions where also there may be</p> <p>21 members of the President's communications team present like</p> <p>22 Ann Lewis.</p> <p>23 Q All right. And Michael McCurry?</p> <p>24 A Yes. He's another person in communications that</p> <p>25 might be present.</p>	<p>1 referencing Mr. Breuer's recollections of meetings. I think</p> <p>2 I probably see him on a more frequent basis so they don't</p> <p>3 stand out in my mind in the same way.</p> <p>4 Q Okay. Are you familiar with Mr. Breuer's --</p> <p>5 A Yes.</p> <p>6 Q -- prepared statement, I believe, he submitted to</p> <p>7 the Office of Independent Counsel?</p> <p>8 A I'm familiar with his declaration, if that's what</p> <p>9 you're speaking with respect to.</p> <p>10 Q Okay. I think there was also a previous statement</p> <p>11 in March. Were you familiar with that?</p> <p>12 A Yes, I was. I'm not familiar with it now.</p> <p>13 Q Okay.</p> <p>14 A In March I was, but I couldn't tell you what's in</p> <p>15 it today.</p> <p>16 Q All right. I guess the best way to do it, you've</p> <p>17 indicated you had a number of discussions with the President</p> <p>18 concerning the relationship between himself and Monica</p> <p>19 Lewinsky.</p> <p>20 A Actually, what I indicated was I had had a number</p> <p>21 of conversations with the President in the context of</p> <p>22 preparing him for press availabilities, addressing matters</p> <p>23 that arise out of this litigation, as well as other instances</p> <p>24 where he's seeking advice or guidance from me, I would</p> <p>25 imagine, in my capacity as a lawyer, since no one believes I</p>
<p>1 Q Okay. With respect to this meeting, what was the</p> <p>2 purpose of this meeting?</p> <p>3 A To provide advice and guidance with respect to the</p> <p>4 President's preparation for -- I believe at that time, he was</p> <p>5 going to have several interviews.</p> <p>6 A JUROR: I'm sorry, could you keep your voice up a</p> <p>7 little bit?</p> <p>8 THE WITNESS: Sure.</p> <p>9 A JUROR: Thank you.</p> <p>10 THE WITNESS: You're welcome.</p> <p>11 BY MR. APPERSON:</p> <p>12 Q All right. And what was discussed at that meeting</p> <p>13 with respect to the President's relationship with Monica</p> <p>14 Lewinsky?</p> <p>15 A I believe that would be a matter that is covered by</p> <p>16 attorney-client and executive privilege and I'm asserting the</p> <p>17 privilege.</p> <p>18 Q All right. And the discussions that you had with</p> <p>19 the President at that meeting were --</p> <p>20 A Which meeting are you referencing?</p> <p>21 Q I'm sorry, the 31st or February 1st meeting.</p> <p>22 A Okay. Go ahead.</p> <p>23 Q All right. Are you clear in your mind?</p> <p>24 A Well, I don't have specific recollections of all my</p> <p>25 interactions with the President. I know that you're probably</p>	<p>1 have political advice. And in those instances, discussions</p> <p>2 have related to Monica Lewinsky and this matter.</p> <p>3 I don't know that I could truthfully characterize</p> <p>4 them one way or another as about his relationship with Monica</p> <p>5 Lewinsky.</p> <p>6 Q Okay. With respect to both of those types of</p> <p>7 discussions that you had with the President that you've just</p> <p>8 identified, are you asserting a privilege with respect to all</p> <p>9 conversations in both categories?</p> <p>10 A The second category being?</p> <p>11 Q Well, I think you just outlined it as seeking your</p> <p>12 legal advice.</p> <p>13 A And in instances where we were preparing him for</p> <p>14 public availabilities?</p> <p>15 Q That's what I had understood you to be suggesting.</p> <p>16 A Okay. If those are the two categories you're</p> <p>17 speaking of, then, yes. Okay.</p> <p>18 Q Okay. Are there any other categories that would</p> <p>19 describe your discussions with the President where Monica</p> <p>20 Lewinsky was discussed?</p> <p>21 A No, I think that probably would cover the types of</p> <p>22 conversations that we would have where this matter would</p> <p>23 arise in that context.</p> <p>24 Q Okay. And with respect to both types of</p> <p>25 conversations, you had your discussion with the President</p>

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1 in your official duties at the White House. Is that
2 correct?
3 A That's correct.
4 Q All right. Did you ever have a personal
5 conversation with the President without anyone else present
6 where Monica Lewinsky was discussed?
7 A It's quite possible.
8 Q Do you have any recollection of having such a
9 meeting?
10 A No, but I speak to the President regularly, so it's
11 quite possible that I did.
12 Q Did you have any discussions with the First Lady
13 concerning Monica Lewinsky?
14 A Not to my knowledge.
15 Q Did you have discussions with Mr. Kantor, Mickey
16 Kantor, concerning the President's relationship with Monica
17 Lewinsky?
18 A I speak with Mickey Kantor and other attorneys
19 who represent the President in his personal capacity
20 fairly regularly regarding matters that arise out of this
21 investigation and so I have had conversations with him and
22 with other attorneys that represent the President in his
23 personal capacity with respect to those kinds of issues. I
24 don't know that I would characterize them as the President's
25 relationship with Monica Lewinsky.

1 MR. APPERSON: Thank you. And the witness is under
2 oath?
3 THE FOREPERSON: Yes.
4 MR. APPERSON: Still under oath? Thank you.
5 BY MR. APPERSON:
6 Q And we had a question you were going to consult
7 with counsel on.
8 A Right. Could you restate the question?
9 Q Okay. I was afraid you'd ask that.
10 A Sorry.
11 Q I think I asked you about the contacts you had with
12 the President's outside lawyers with respect to the Paula
13 Jones litigation.
14 A I think that any of my discussions with the
15 President's personal attorneys would have been for the
16 purposes of providing legal advice as well as litigation
17 strategy on the assertion of privilege, so those
18 conversations would be covered by attorney-client privilege,
19 as well as executive privilege.
20 Q Okay. And with respect to other lawyers in the
21 Office of the Counsel to the President, have you had similar
22 discussions over which you wish to assert privilege?
23 A Yes.
24 Q And not provide the nature of those conversations?
25 A That's correct.

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1 Q Okay. How would you characterize them?
2 A Issues that arise out of this investigation.
3 Q All right. Do they include the President's
4 relationship with Monica Lewinsky?
5 A I don't know how to address that characterization,
6 so it's certainly the case that in addressing issues that
7 arise out of you all's inquiries in other matters that we
8 seek information to try and be responsive as well as to
9 provide appropriate legal advice.
10 Q Okay. Have you had discussions with Mr. Kantor and
11 other members of the President's private lawyers with respect
12 to the Paula Jones case?
13 A Can I talk to my lawyer for a second?
14 MR. APPERSON: Sure.
15 THE FOREPERSON: Actually, now would be a logical
16 time to take a ten-minute break.
17 MR. APPERSON: Okay.
18 THE WITNESS: Thank you.
19 (Witness excused. Witness recalled.)
20 THE FOREPERSON: Ms. Mills, I'd like to remind you
21 you're still under oath.
22 THE WITNESS: Thank you.
23 THE FOREPERSON: Mr. Apperson, I'd like to make you
24 aware that we do have a quorum and there are no unauthorized
25 people in the grand jury room.

1 Q Okay. And what privilege do you wish to assert
2 with respect to those conversations?
3 A Attorney-client and executive privilege.
4 Q And have you had discussions with witnesses who
5 you understood to be witnesses in the Office of Independent
6 counsel investigation who you have discussed the issue of
7 the relationship between the President and Monica Lewinsky or
8 contacts between the President and Monica Lewinsky?
9 A I keep having a problem with the term
10 "relationship," but I think --
11 Q That's why I added "contacts." I thought that
12 would solve it.
13 A I don't know that I had those kinds of
14 conversations. Typically to the extent that I've had
15 conversations with individuals who were witnesses in this
16 matter, it traditionally arises in the context of their
17 seeking advice and guidance with respect to privilege
18 assertions.
19 Q Okay. And your recollection of any discussions you
20 had with persons you understood were witnesses or may be
21 witnesses in the investigation you would characterize all of
22 them as you've just stated?
23 A To the best of my recollection.
24 Q Okay. And with respect to the questions we would
25 ask you as to your conversations with such persons, would you

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1 assert a privilege and decline to provide the information of
 2 those conversations?
 3 A To the best of my recollection. I mean, I can't
 4 recall the different individuals who have consulted with our
 5 office regarding their particular testimony as it might
 6 relate to issues related to privilege, but my best
 7 recollection with respect to those kinds of conversations
 8 would be their need for guidance from our office with respect
 9 to their testimony.
 10 Q And accordingly --
 11 A And I would assert a privilege.
 12 Q -- you would assert a privilege.
 13 A Attorney-client privilege and executive privilege.
 14 Q All right. With respect to counsel for such
 15 witnesses, are you asserting privilege with respect to that
 16 or not?
 17 A I believe that was the area that at one time
 18 Mr. Breuer had asserted privilege and then withdrew that,
 19 but that's my recollection.
 20 Q Mr. Breuer has a different nature of contacts with
 21 outside lawyers than I traditionally do. Traditionally,
 22 outside lawyers are contacting me with respect to their need
 23 for guidance regarding privilege and so it would fall into
 24 the same category as in discussions with respect to the
 25 witnesses.

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1 Q Okay. And have you had such discussion with
 2 counsel for the various witnesses?
 3 A Yes.
 4 Q A number of witnesses?
 5 A Yes.
 6 Q All right. So you are asserting a privilege with
 7 respect to those conversations as well. While we're on the
 8 identification of witnesses and counsel for witnesses,
 9 without revealing conversations you've had with particular
 10 witnesses or their counsel, what is the practice in the
 11 office of legal counsel since the beginning of the Office of
 12 Independent Counsel investigation as to identifying or
 13 providing counsel for persons who you understand may be
 14 witnesses or have been called as witnesses in the
 15 investigation?
 16 A Because in this investigation -- federal employees
 17 are entitled to representation by their agencies. In this
 18 particular investigation, they are not entitled to
 19 representation by the White House.
 20 In instances where their agency is not permitted to
 21 represent them, the Justice Department typically would
 22 represent them in this matter. They also are not in a
 23 position to have the Department of Justice represent them.
 24 And so we have assisted them with identifying counsel who can
 25 represent them in this matter.

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1 Q Okay. And how do you assist in identifying such
 2 counsel?
 3 A In instances where you all have indicated that
 4 there is somebody that you want to speak to, we try on an
 5 expeditious basis to identify individuals that would be
 6 prepared to represent federal employees in this matter.
 7 Q And what is the universe of persons from whom you
 8 draw to recommend counsel for White House employees, for
 9 example, who are called as witnesses?
 10 A I don't know that there is a particular universe,
 11 other than typically we are seeking individuals who work in
 12 the District of Columbia so there's not additional legal fees
 13 for the person's transportation to D.C.
 14 Q Okay. Do you maintain a list of potential counsel
 15 in the White House counsel's office for such purposes?
 16 A No.
 17 Q Do you maintain an informal list of such counsel?
 18 A No.
 19 Q Are you aware of lawyers calling you or other
 20 persons in the White House counsel's office to indicate that
 21 they would like to provide this service for potential
 22 witnesses?
 23 A No.
 24 Q No lawyer has ever called you and said "I'd like to
 25 get on the list or considered for referral to witnesses"?

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1 A No.
 2 Q All right. Are you aware of others, anyone else in
 3 the White House counsel, receiving such calls?
 4 A I guess it's plausible, though typically in lots of
 5 instances since they're representing people with respect to
 6 the Justice Department reimbursement rate of \$99 an hour,
 7 there's not generally a lot of volunteers.
 8 Q Are you aware of any volunteers?
 9 A It's quite plausible. I mean, obviously, there are
 10 people who are civic minded and we appreciate that, but I
 11 personally have not been in a position where people have
 12 volunteered to me.
 13 Q Are you aware of any test in the White House
 14 counsel's office to determine a particular lawyer's
 15 sensitivities before recommending that they represent a
 16 particular witness?
 17 A Sensitivities to what?
 18 Q I don't know. Sensitivities to anything. Is that
 19 a discussion or consideration that you're aware of in the
 20 counsel's office?
 21 A No. We're obviously looking for people who have
 22 had previous experience dealing with matters like these, but
 23 apart from that, no.
 24 Q Okay. Do you recall approximately January 19th
 25 discussions with Betty Currie concerning her need for a

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<p>1 lawyer?</p> <p>2 A Yes. I remember that Betty Currie is one of the</p> <p>3 people that I assisted with respect to counsel.</p> <p>4 Q Okay. Did you contact her or did she contact you?</p> <p>5 A I don't recall. I talk to Betty Currie relatively</p> <p>6 frequently. She's a friend of mine, so it would have been --</p> <p>7 it could have happened either way.</p> <p>8 Q Okay. But you have no recollection of which way it</p> <p>9 happened?</p> <p>10 A No. I mean, I guess she probably became aware of</p> <p>11 her need for a lawyer prior to me becoming aware, so she</p> <p>12 probably would have talked to me.</p> <p>13 Q Okay. But you're speculating on that?</p> <p>14 A Correct.</p> <p>15 Q You don't have a recollection?</p> <p>16 A Correct.</p> <p>17 Q Okay. And I want to ask you about your discussion</p> <p>18 with her concerning her need for a lawyer. Is that a matter</p> <p>19 over which you are asserting privilege?</p> <p>20 A Yes.</p> <p>21 MR. APPERSON: Okay.</p> <p>22 BY MR. BARGER:</p> <p>23 Q What privilege?</p> <p>24 A Attorney-client.</p> <p>25 MR. APPERSON: I thought we had covered that --</p>	<p>1 Q All right. Was there a -- I'm sorry, I heard you</p> <p>2 indicate you would normally assert the privilege, but</p> <p>3 Mr. Breuer had done it. Are you suggesting that he testified</p> <p>4 to that inadvertently and you all feel now constrained to</p> <p>5 assert it or --</p> <p>6 A No. I mean I'm not going to assert it in the face</p> <p>7 of his having relayed, I think, the conversation and so, no,</p> <p>8 I would answer questions with respect to it, I guess.</p> <p>9 Q Okay. But was a decision made in the counsel's</p> <p>10 office or by the President with respect to this particular</p> <p>11 conversation not to assert the privilege, though you felt you</p> <p>12 could appropriately?</p> <p>13 A The conversation with Mr. Wechsler is a</p> <p>14 conversation that appropriately could and should have been</p> <p>15 the assertion of a privilege.</p> <p>16 Q My question is -- I understand that and I take</p> <p>17 that -- given that fact, was there a decision made not to</p> <p>18 assert the privilege with respect to that conversation though</p> <p>19 you could? Was a decision ever made not to assert the</p> <p>20 privilege?</p> <p>21 A With respect to Mr. Breuer and my conversation with</p> <p>22 Mr. Wechsler?</p> <p>23 Q Yes.</p> <p>24 A No.</p> <p>25 Q Did you ever discuss with Ms. Currie directly her</p>
<p>Page 78</p> <p>1 THE WITNESS: And executive privilege. Right.</p> <p>2 MR. APPERSON: -- on the general discussion before.</p> <p>3 BY MR. APPERSON:</p> <p>4 Q So you're asserting both with respect to that?</p> <p>5 A Yes.</p> <p>6 Q Executive and -- all right. Who came to represent</p> <p>7 Ms. Currie?</p> <p>8 A I believe Larry Wechsler came to represent</p> <p>9 Ms. Currie.</p> <p>10 Q All right. Have you had discussions with</p> <p>11 Mr. Wechsler concerning his representation of Ms. Currie?</p> <p>12 A Yes, with respect to a conversation in particular</p> <p>13 regarding assertions of privilege.</p> <p>14 Q All right. Did you have discussions with</p> <p>15 Mr. Wechsler concerning Betty Currie's testimony before the</p> <p>16 grand jury as part of this investigation?</p> <p>17 A There was a conversation over which I would</p> <p>18 ordinarily have asserted privilege because it came in the</p> <p>19 context of his seeking guidance regarding whether or not we</p> <p>20 wished to assert a privilege over her conversations with the</p> <p>21 President, but I understand that Lanny has testified about</p> <p>22 that and he did speak to us on an occasion regarding her</p> <p>23 testimony with respect to conversations she had with the</p> <p>24 President, I believe, on the Sunday after the President's</p> <p>25 deposition.</p>	<p>Page 80</p> <p>1 testimony in the grand jury?</p> <p>2 A Well, if I did, I believe that would be the subject</p> <p>3 of a privilege.</p> <p>4 Q It may be, but I want to establish if there is such</p> <p>5 a conversation. I'm not asking you --</p> <p>6 A I don't have particular recollections of</p> <p>7 conversations in that regard, but I'm quite confident to the</p> <p>8 extent that there were issues or questions that she had, I'm</p> <p>9 a person that she likely would talk to about them.</p> <p>10 Q Even though she had her own attorneys?</p> <p>11 A It wouldn't necessarily be about per se the</p> <p>12 substance of her testimony as much more about the process.</p> <p>13 Q Okay. Do you recall ever having a discussion with</p> <p>14 Ms. Currie about the substance of her testimony before the</p> <p>15 grand jury?</p> <p>16 A I'm certain it's possible that I have. I don't</p> <p>17 have a particular recollection of doing so, but I'm certain</p> <p>18 it's possible that I have.</p> <p>19 Q Okay. If I can direct your attention to January</p> <p>20 24th, did you have occasion to page Ms. Currie?</p> <p>21 A I'm sure I did. I mean, I page Ms. Currie</p> <p>22 frequently, so I don't know that it would have surprised me</p> <p>23 if I paged her.</p> <p>24 Q Okay. Do you recall approximately that time period</p> <p>25 when Ms. Currie was absent for a period of time from the</p>

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<p>1 White House?</p> <p>2 A I didn't realize she was absent from the White</p> <p>3 House at that time period.</p> <p>4 Q Okay. When did you learn that she had been absent</p> <p>5 from the White House?</p> <p>6 A I think there was a period of time where the news</p> <p>7 media were characterizing her as being absent from the White</p> <p>8 House. At least it was my understanding that she had been</p> <p>9 requested to provide information to your office.</p> <p>10 Q Okay. Do you know whether or not she had met with</p> <p>11 agents of the Office of the Independent Counsel approximately</p> <p>12 January 24th or not?</p> <p>13 A I don't know if I knew then or shortly thereafter.</p> <p>14 Q Okay. Do you recall paging her on or about January</p> <p>15 24?</p> <p>16 A No.</p> <p>17 Q Do you recall a page -- did Ms. Currie have a pager</p> <p>18 which allows for a message to be inserted and sent? To your</p> <p>19 knowledge?</p> <p>20 A Yes. Yes.</p> <p>21 Q All right. And would you often include a message</p> <p>22 when you paged Ms. Currie?</p> <p>23 A Oh, yes.</p> <p>24 Q All right. Do you recall sending a message to</p> <p>25 Ms. Currie on the 24th stating "Checking on you. Thinking</p>	<p>1 But if it is in that timeframe, that's like what I would have</p> <p>2 been paging her about.</p> <p>3 Q Okay. How did you know that we were seeking to</p> <p>4 talk to her?</p> <p>5 A I don't know that I did. I'm only giving my best</p> <p>6 information because I don't have a particular time line</p> <p>7 recollection in my mind, but I knew at some point she needed</p> <p>8 an attorney and I knew at some point she was going to speak</p> <p>9 with you all because I believe that you all had issued a</p> <p>10 subpoena to her to talk to her.</p> <p>11 Q Okay. Had you already had the discussion with</p> <p>12 Ms. Currie, I think we indicated it was close to the 19th,</p> <p>13 about getting a lawyer?</p> <p>14 A Okay.</p> <p>15 Q Is that --</p> <p>16 A I didn't know the date of getting a lawyer, but if</p> <p>17 that's -- if that is the case, then I would have known that</p> <p>18 she was going to need to testify.</p> <p>19 Q Okay. Did you know who her lawyers were at that</p> <p>20 time, on the 24th?</p> <p>21 A Yes. I'm certain -- I assisted in helping her get</p> <p>22 her lawyer.</p> <p>23 Q Okay. Did you make any attempt to call</p> <p>24 Ms. Currie's lawyer on that same day in addition to</p> <p>25 paging her?</p>
<p>1 about you. Page me if you need me. C.D. Mills. XOXOXO."</p> <p>2 A Yes.</p> <p>3 Q Does that ring a bell?</p> <p>4 A Yes.</p> <p>5 Q All right. Does it sound as though it was</p> <p>6 approximately that date, on the 24th?</p> <p>7 A If that's the date that -- if you have -- my pager</p> <p>8 records dates that we send pages, so whatever day would be</p> <p>9 reflected would ordinarily be the date that the page was</p> <p>10 sent.</p> <p>11 Q Okay. And you wouldn't dispute that that was the</p> <p>12 proper reflection of when you sent the page.</p> <p>13 A Oh, no. Right. Mm-hmm.</p> <p>14 Q Okay. Do you recall what time of day you paged</p> <p>15 her?</p> <p>16 A No. But my pager reflects --</p> <p>17 Q Okay. If the pager reflected -- you're ahead of</p> <p>18 me. If the pager reflected a 9:18 p.m. call, would that</p> <p>19 sound as though that was happened on that date?</p> <p>20 A Yes. I mean, our pager system is usually pretty</p> <p>21 accurate in that regard.</p> <p>22 Q Okay. Why did you page her on that occasion?</p> <p>23 A I don't recall. I don't know if that was before or</p> <p>24 after I had already had discussions with her regarding a</p> <p>25 lawyer and I knew that you all were seeking to speak to her.</p>	<p>1 A It's perfectly conceivable that I might have.</p> <p>2 I don't have a particular recollection of doing so.</p> <p>3 Q Okay. Can you think of why you would not have</p> <p>4 attempted to contact the lawyer, her lawyer, with respect</p> <p>5 to the same matter that you were attempting to contact</p> <p>6 Ms. Currie about?</p> <p>7 A Well, could you read my page again?</p> <p>8 Q Sure. "Checking on you. Thinking about you.</p> <p>9 Page me if you need me. C.D. Mills. XOXOXO."</p> <p>10 A Well, I wasn't really thinking of her lawyer or</p> <p>11 checking on her lawyer and I don't have the same affection</p> <p>12 for her lawyer because I don't have a personal relationship</p> <p>13 with him, so I probably wouldn't have contacted her lawyer</p> <p>14 with that message."</p> <p>15 Q All right. Have you ever spoken to Jesse Jackson</p> <p>16 about Betty Currie?</p> <p>17 A No.</p> <p>18 Q Are you aware of Jesse Jackson's effort to contact</p> <p>19 Ms. Currie that same day on the 24th?</p> <p>20 A I was not aware of it at the time.</p> <p>21 Q Did you subsequently become aware of that?</p> <p>22 A Yes.</p> <p>23 Q When did you become aware of that?</p> <p>24 A Recently.</p> <p>25 Q Have you ever had a discussion with the Reverend</p>

1 Jackson about Ms. Currie?
 2 A No.
 3 BY MR. BENNETT:
 4 Q How did you become aware recently that he had tried
 5 to reach her?
 6 A I don't recall. I don't know if I read it. I
 7 don't know what was the basis for it.
 8 BY MR. BARGER:
 9 Q Ms. Mills, you indicated a minute ago that you
 10 assisted Betty Currie in obtaining an attorney. What efforts
 11 did you actually take? When you say you assisted her, what
 12 did you actually do?
 13 A We sought to just identify counsel who would be
 14 prepared to undertake her representation with regard to Ms.
 15 Currie and also apprised them of the Justice Department
 16 reimbursement procedures and other things regarding
 17 representation.
 18 Q That was Mr. Wechsler?
 19 A Yes.
 20 Q How did you know that Mr. Wechsler was a person to
 21 recommend to Ms. Currie?
 22 A I don't believe that I ultimately ended up
 23 recommending Mr. Wechsler to Ms. Currie.
 24 Q Was there any mechanism to evaluate whether -- have
 25 you ever heard the term of a government employee being scoped

1 Q All right. Did anybody provide that to you from
 2 the Justice Department or anybody familiar with this process
 3 give you advice on providing attorney representation to
 4 government employees? Was this something you did research on
 5 and got the regs out and knew about? How was it you knew
 6 about these regs, for example?
 7 A Well, in 1994, Mr. Fiske was appointed to
 8 investigate Whitewater. And at that time, we came to have
 9 reason to research what were the appropriate guidelines for
 10 reimbursement for federal employees who found themselves in a
 11 position where they had to hire private counsel. And so my
 12 knowledge base extends back that far.
 13 Q Now, you say that government employees had to hire
 14 private counsel. Isn't it fair to say that the vast
 15 majority, and perhaps almost all of these government
 16 employees that have testified, have testified in a capacity
 17 as a witness, so I'm a little confused at your description
 18 that these are people that had to have attorney
 19 representation.
 20 A I'm not, and the Justice Department has agreed with
 21 us and provided reimbursement with respect to their
 22 representations.
 23 Q Going back to the summer of 1997 -- actually, let
 24 me back up just a second.
 25 Mr. Apperson was asking you some questions earlier

1 in terms of whether they're entitled to government
 2 representation?
 3 A No.
 4 Q Was there any mechanism in place to evaluate
 5 whether the government employee's actions were within the
 6 scope of their employment such that they would be entitled to
 7 government representation?
 8 A Typically, in this investigation, people have
 9 sought to inquire about them about of matters arising
 10 out of their official duties and so we have treated those
 11 matters as matters as to which they are entitled to
 12 representation.
 13 Q When you say "we," can you tell us, was there any
 14 review process? I mean, who was it that made the
 15 determination that the employee was acting within the scope
 16 of their responsibilities such that they'd be entitled to a
 17 government paid attorney?
 18 A Typically in our office, people ultimately end up
 19 having to apply for reimbursement, but at the time when we
 20 were seeking this, we explained to lawyers that there is a
 21 process for reimbursement, assuming that they meet all the
 22 qualifications.
 23 Q And the qualifications, where did that information
 24 come to you from?
 25 A It's in the regulations. The federal regulations.

1 in your testimony about the Drudge Report and there were some
 2 questions about how it came to be that the Drudge Report
 3 would come up on your computer screen. Let me go back to
 4 that topic briefly.
 5 Did you do anything or ask anyone to make any
 6 effort to set up your computer such that if a Drudge Report
 7 was issued it would appear on your screen or there would be
 8 some prompt on your screen to let you know that the Drudge
 9 Report had come out?
 10 A Not to my recollection, but we do have assistants
 11 in our office who based on information that we request will
 12 often do things to our computers to provide us with other
 13 information, so it's quite plausible that somebody might have
 14 programmed my computer in that way.
 15 Q Do you have any recollection of taking any effort
 16 to have the Drudge Report come up on your screen?
 17 A No.
 18 Q Okay. Well, you earlier characterized it as sort
 19 of, you know, an Enquirer or Star kind of publication, not
 20 one you put much stock in, and so my question is given your
 21 skepticism, and perhaps justified skepticism, of the -- I
 22 don't know what you'd call it --
 23 A The Drudge Report?
 24 Q The report.
 25 A Right.

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<p>1 Q Why was it you even took the effort to sort of pay 2 attention to what the Drudge Report was saying? 3 A Well, as a practical matter, the media currently 4 reports many things that might not be necessarily sourced as 5 well as they might have in the past and the Drudge Report 6 often is something which the media will work off of or source 7 off of. 8 Q And, as a possible example of that type of thing, 9 do you recall in the summer of '97 that the Drudge Report 10 issued some kind of an article about Kathleen Willey? 11 A I believe they actually indicated that Newsweek was 12 working on an article about Kathleen Willey. 13 Q And that's prior to the Newsweek article coming 14 out. 15 A Correct. 16 Q As best you recall, do you recall if the Drudge 17 Report came out in or about July of 1997? 18 A I think it was July. I think it was the end of 19 July. 20 Q In that time period, do you recall talking with 21 anyone about -- well, let me ask it this way. Do you recall 22 that the Drudge Report had an article, as you mentioned, that 23 talked about or concerned Kathleen Willey? 24 A Yes, I believe it referenced the fact that Newsweek 25 was working on an article about Ms. Willey.</p>	<p>1 to you seeing someone do anything or someone telling you 2 about it, but even indirectly someone talking about needing 3 to gather information. 4 A I have indirect knowledge that materials related 5 to -- that she had sent to the President or letters that had 6 been sent to the President, were collected. 7 Q All right. And prior -- 8 A I don't know if they were collected, though, in 9 response to the news article or not. 10 Q All right. Now, the letters that you're referring 11 to, again, are we talking about approximately July of 1997 12 that the collection was taking place? 13 A I don't know. 14 Q All right. What is it -- tell us what it is you 15 know about that topic and how you know it? 16 A Well, at some point, we had letters that related to 17 Ms. Willey regarding her relationship with the President and 18 with others in the White House and we provided those letters 19 to the press, I believe, at some point. 20 Q Now, you used -- I think you used the word 21 "relationship" in talking about Ms. Willey and the President. 22 What is it you mean by "relationship"? I don't mean to be 23 flip, but you were comfortable using "relationship" in giving 24 your answer there, but not comfortable in Mr. Apperson's 25 questions.</p>
<p>Page 90</p> <p>1 Q Did you discuss with anyone in or about July of 2 1997 that Drudge Report? 3 A I'm sure I did. 4 Q Do you recall with whom you discussed the report? 5 A No, but I'm sure I discussed it with a fair number 6 of people. 7 Q When you say you assume, is it fair to assume or 8 would it be accurate to assume that that would include Bruce 9 Lindsey? 10 A Sure. 11 Q And how about the private attorneys for the 12 President? Specifically, Mr. Kendall and Mr. Bennett. 13 A Not likely Mr. Bennett. 14 Q More likely Mr. Kendall? 15 A Quite possible Mr. Kendall. 16 Q Do you recall before the Newsweek article came out 17 but after the Drudge Report came out in July of '97, do you 18 recall taking any steps to gather any information about 19 Kathleen Willey? 20 A I did not. 21 Q I'm sorry, you did not? 22 A No. 23 Q Do you have any knowledge of anyone else taking 24 steps to gather information about Kathleen Willey? And what 25 I mean knowledge, I mean direct, indirect, not limited just</p>	<p>Page 92</p> <p>1 A Right. 2 Q What is it you mean by "relationship"? 3 A I knew them to have a friendship. 4 Q Okay. Now, let me try to divide it up, because I 5 do want to come back to releasing the information to the 6 press, the topic you alluded to. Is it fair to say -- 7 A I stated it. 8 Q Pardon? 9 A I stated it. 10 Q I don't mean anything improper by "alluded." 11 A Oh, okay. 12 Q The release of those letters to the press, is 13 that -- did that occur shortly after Ms. Willey appeared on 14 "60 Minutes"? 15 A Yes. 16 Q Assume Ms. Willey appeared on "60 Minutes" on 17 Sunday, March 15th of this year, 1998. Do you recall if the 18 release of those letters occurred the next day? 19 A Yes, I imagine so, or shortly thereafter. 20 Q All right. So if my date is correct, that would be 21 on or about March 16th, would you say? 22 A Right. Right. I don't have a date recollection, 23 just to be clear. 24 Q Well, since we're on that topic, I do want to come 25 back to July of '97, but since we're on the March of 1998</p>

<p style="text-align: right;">Page 93</p> <p>1 topic, let me stay there for a minute.</p> <p>2 Tell me what it is that you know about the release</p> <p>3 of those letters on or about March 16, 1998, how they came to</p> <p>4 be released, who gathered the information, who made the</p> <p>5 decision to release them, that kind of thing. In essence,</p> <p>6 what I'm asking you is tell me what you recall about the</p> <p>7 circumstances that led to the release of those letters.</p> <p>8 A Okay. I need to consult with my attorney for a</p> <p>9 second.</p> <p>10 MR. BARGER: If that one is too broad, you know, if</p> <p>11 somehow I step on the privilege toes there, we'll see if we</p> <p>12 can break it up somehow.</p> <p>13 THE WITNESS: Okay.</p> <p>14 (The witness was excused to confer with counsel.)</p> <p>15 THE FOREPERSON: Ms. Mills, I'd like to remind you</p> <p>16 that you're still under oath.</p> <p>17 THE WITNESS: Thanks.</p> <p>18 BY MR. BARGER:</p> <p>19 Q And you're probably going to want to know what my</p> <p>20 question was.</p> <p>21 A Yes.</p> <p>22 Q My best recollection is that it was just basically</p> <p>23 tell us the circumstances of how it came to be that the</p> <p>24 Kathleen Willey correspondence was released to the public on</p> <p>25 or about March 16, 1998.</p>	<p style="text-align: right;">Page 95</p> <p>1 recollection was that it certainly is the case that our</p> <p>2 office was involved in those discussions as well as advisors</p> <p>3 to the President who are not in the counsel's office.</p> <p>4 Q Using the experience you have with being there</p> <p>5 since 1993, who in your best recollection would have</p> <p>6 participated in that decisionmaking process?</p> <p>7 When you say the White House counsel's office and</p> <p>8 other advisors to the President, I don't want to throw in</p> <p>9 people who shouldn't be included, but generally, who would</p> <p>10 that include? Yourself?</p> <p>11 A It certainly would include myself. Certainly would</p> <p>12 include Mr. Ruff. As to other individuals, I don't have a</p> <p>13 particular recollection as to whether or not other</p> <p>14 individuals had particular thoughts one way or another</p> <p>15 regarding it.</p> <p>16 Q How about the President himself? Did he</p> <p>17 participate in the decisionmaking?</p> <p>18 A I don't recall having a discussion regarding that</p> <p>19 matter with him.</p> <p>20 Q I understand that you don't recall having a</p> <p>21 discussion with him, but do you have any information that</p> <p>22 indicates that he participated in the decisionmaking process?</p> <p>23 A My best information would be speculation, so I</p> <p>24 guess the answer would be no.</p> <p>25 Q No, you're --</p>
<p style="text-align: right;">Page 94</p> <p>1 A My best recollection is that at some point we</p> <p>2 became aware that Ms. Willey was going to be speaking on</p> <p>3 "60 Minutes" and that she was indicating that she had a</p> <p>4 less than positive relationship with the President in terms</p> <p>5 of her friendship and that she had terminated her friendship</p> <p>6 as to a particular time and date.</p> <p>7 And after she presented her statement on "60</p> <p>8 Minutes," we collected materials that reflected that -- at</p> <p>9 least her letters did not reflect a less than positive</p> <p>10 relationship with the President and others working in the</p> <p>11 White House who were close to the President.</p> <p>12 Q In general, is it fair to say that some of the</p> <p>13 correspondence from Ms. Willey spoke to the President in</p> <p>14 friendly, glowing terms, often signed "Fondly, Kathleen</p> <p>15 Willey," that kind of thing?</p> <p>16 A Yes.</p> <p>17 Q Who made the decision that the material should be</p> <p>18 released? Was it a collective decision? Was it your</p> <p>19 decision? Was it someone else's decision?</p> <p>20 A It's probably a collective decision. I don't</p> <p>21 really have a sense of any particular individual person.</p> <p>22 Q Well, how about you? Was it your decision?</p> <p>23 A Everything in the White House tends to be by</p> <p>24 consensus. And we re-make the decision when there's not</p> <p>25 enough people there the first time. But at least my</p>	<p style="text-align: right;">Page 96</p> <p>1 A I would assume that he would be consulted with</p> <p>2 respect to this, but, as said, my best information would be</p> <p>3 speculation.</p> <p>4 Q What's your best speculation? That he did</p> <p>5 participate?</p> <p>6 A My assumption is that he would have been consulted</p> <p>7 regarding the fact that this is something we were going to do</p> <p>8 unless he had an objection.</p> <p>9 Q All right. How about -- besides the President, how</p> <p>10 about the First Lady? Do you know whether she participated</p> <p>11 in the decisionmaking process?</p> <p>12 A Not to my knowledge.</p> <p>13 Q When you say not to your knowledge, do you have any</p> <p>14 information or reason to believe that she did?</p> <p>15 A No, but I'm certain that someone would make sure</p> <p>16 that the President was aware; it's equally plausible that he</p> <p>17 might discuss that with her or that she might be aware of it.</p> <p>18 Q All right. When you say the materials were</p> <p>19 collected, who physically collected the Kathleen Willey</p> <p>20 correspondence?</p> <p>21 A I gathered the correspondence and particularly the</p> <p>22 records management had to do a search of all the materials</p> <p>23 that were there. And, in addition, there were notes and</p> <p>24 letters and things that had been sent to Nancy Herrreich.</p> <p>25 Q All right. And, if I understand you correctly, and</p>

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1 you can tell me if I'm wrong or clarify if necessary, were
 2 you the one that instructed records management to gather or
 3 collect whatever correspondence there was related to Kathleen
 4 Willey?
 5 A I believe so. And if it wasn't me, I would have
 6 told one of my assistants to talk to records management to
 7 ask them for any materials that would have been related to
 8 Ms. Willey and correspondence that had been sent to or from
 9 her.
 10 Q All right. Now, you mentioned Nancy Herreich.
 11 Is that -- in your mind, you saw two separate places where
 12 correspondence should be gathered or at least looked to those
 13 two separate areas to see if correspondence existed, one
 14 being records management and the second being Nancy
 15 Herreich's office?
 16 A Well, as a practical matter, I thought of a
 17 particular place, namely, the Office of the President, which
 18 might also have letters or correspondence that came in to the
 19 President regarding Ms. Willey.
 20 Q All right.
 21 A So those were the two offices that were checked.
 22 Q All right. Do you know whether -- had these
 23 materials been collected previous to Ms. Willey's
 24 "60 Minutes" appearance or were these materials collected
 25 after her appearance?

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1 A Well, ORM materials, or the records management
 2 materials, I believe were collected afterwards and it's quite
 3 plausible that the other materials might have been gathered
 4 before, but I received them from that office.
 5 Q You mentioned that it could perhaps be an assistant
 6 to you. If it was, who would that likely be?
 7 A I don't know the answer to that question. I have
 8 two people who work with me, Melissa Prober and Ed Hughes.
 9 Both of them work in my office. It could have been them. It
 10 could have also been Melissa Murray, who used to be my
 11 assistant and now is Mr. Lindsey's assistant.
 12 Q You just mentioned Mr. Lindsey's name. When I was
 13 going through the list of people of people who may have
 14 participated in the decision, I don't recall you mentioning
 15 Mr. Lindsey. Do you recall whether Mr. Lindsey participated
 16 in the decisionmaking process that ultimately resulted in the
 17 release of the Kathleen Willey correspondence?
 18 A I know I would have discussed this matter with him.
 19 I don't know if it would have been a discussion regarding his
 20 permission or lack of permission, but I'm quite confident
 21 that I would have discussed this with him.
 22 Q Permission perhaps is the wrong word, then. Sought
 23 his input?
 24 A Oh, certainly. I would have sought his input.
 25 Q All right. Now, going back what seems like a very

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1 long time ago when Mr. Apperson was asking you questions
 2 earlier today, I believe he asked you a question that
 3 concerned the Paula Jones litigation. Let me go back briefly
 4 to that topic.
 5 During the time period of the summer of 1997
 6 through, let's say, October of 1997, were there occasions
 7 when the Paula Jones plaintiffs issued subpoenas or document
 8 requests to the President?
 9 A It's my best understanding that there was. As
 10 a practical matter, I think, as you probably are aware,
 11 I didn't participate in the Paula Jones litigation.
 12 Q What is your understanding of typically who, if
 13 anyone, in the White House counsel's office was responsible
 14 for evaluating those types of requests?
 15 A It's my understanding that Mr. Lindsey and Mr. Ruff
 16 were addressing the litigation and the Justice Department was
 17 representing us with respect to subpoenas and documents and
 18 materials.
 19 Q Who at the Justice Department represented the White
 20 House, if you recall?
 21 A I don't.
 22 Q Do you recall a document request from the Paula
 23 Jones plaintiffs specifically requesting documents related to
 24 Kathleen Willey?
 25 A I don't at the time, but I know that subsequent to

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1 this lawyers in the Paula Jones suit had indicated that they
 2 believed that the materials that we released were materials
 3 that had been covered by a request that they had made. In
 4 actuality, during the transition of their lawyers, they had
 5 withdrawn that request, so these materials were not covered.
 6 Q Now that you mentioned that, is it correct -- what
 7 you're referring to is that after Kathleen Willey's "60
 8 Minutes" appearance and after the White House released the
 9 Kathleen Willey correspondence, the Jones plaintiffs
 10 attorneys alleged that these correspondence had not been
 11 provided to them in their document request. Is that
 12 generally accurate?
 13 A That's my best understanding.
 14 Q Okay. Do you recall that after that allegation
 15 there was some claim that the request by the Paula Jones
 16 plaintiffs was made to the President personally and not to
 17 the White House? Do you recall that being sort of one of the
 18 public responses to the Jones lawyers' claim that they had
 19 not been provided documents?
 20 A That's equally plausible, that they made their
 21 request to him personally.
 22 Q All right. But do you recall that being one of the
 23 public explanations in the media as to why it was the
 24 documents had not been turned over to the Jones lawyers?
 25 A Not particularly, but it doesn't sound

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<p>1 inconsistent.</p> <p>2 Q All right. Assuming that was one of the public</p> <p>3 explanations that was circulated in the media, that is, that</p> <p>4 the subpoena was directed to the President and not to the</p> <p>5 White House, do you recall any discussions, did you</p> <p>6 participate in any discussions, were you aware of any</p> <p>7 discussion related to the document request from the Paula</p> <p>8 Jones people where that kind of decision was made? If you</p> <p>9 understand my question.</p> <p>10 A Yes. I wasn't a part of the Paula Jones</p> <p>11 litigation, so I wasn't a part of discussions regarding</p> <p>12 responding to subpoenas or other matters. It was not a</p> <p>13 matter that I handled.</p> <p>14 Q If there was a decision made by someone in the</p> <p>15 White House to withhold documents on the basis that the</p> <p>16 document request was made to the President and not to the</p> <p>17 White House, from what you testified to earlier, is it fair</p> <p>18 to assume that likely that decision would have likely</p> <p>19 involved Mr. Ruff or Mr. Lindsey?</p> <p>20 A Are you asking me a hypothetical question?</p> <p>21 Q Perhaps. Let me do it this way. Is it correct --</p> <p>22 did I understand you correctly to say earlier when</p> <p>23 Mr. Apperson was questioning you that the Paula Jones matters</p> <p>24 were typically addressed by Mr. Ruff and Mr. Lindsey?</p> <p>25 A That's correct.</p>	<p>1 Q Could you elaborate on that, what you meant by that</p> <p>2 and where you got that impression?</p> <p>3 A I think my impression arose from different things</p> <p>4 that I read, so I don't know that I can elaborate more than</p> <p>5 that, but it was certainly my impression at the conclusion of</p> <p>6 the different allegations that were made by Paula Jones'</p> <p>7 lawyers that there was a basis for why materials regarding</p> <p>8 Kathleen Willey as to which they believed they had sought</p> <p>9 were not produced.</p> <p>10 Q And your impression -- and I apologize, your</p> <p>11 impression for why it was withheld was perhaps that the</p> <p>12 request had been withdrawn, perhaps inadvertently, but</p> <p>13 withdrawn?</p> <p>14 A Perhaps that the request had been withdrawn.</p> <p>15 I also don't dispute, as you indicate, that there are</p> <p>16 statements with regard to that these materials were requested</p> <p>17 from the President in his personal capacity and not from the</p> <p>18 White House. That's another equally plausible explanation.</p> <p>19 But it was my impression that the materials that they sought</p> <p>20 ultimately were not covered by requests that they made.</p> <p>21 Q All right. I believe you testified you have been</p> <p>22 at the White House counsel's office since January of 1993.</p> <p>23 A Correct.</p> <p>24 Q Based on your observations, your experience at the</p> <p>25 White House, if the President had been subpoenaed personal'</p>
<p>Page 102</p> <p>1 Q All right. Assuming, going back to what I said</p> <p>2 earlier, assuming that there was a media report that</p> <p>3 documents were withheld from the Paula Jones plaintiffs, the</p> <p>4 lawyers, withheld from them, that called-for documents</p> <p>5 relative to Kathleen Willey were withheld on the basis that</p> <p>6 the document request was made to the President and not to the</p> <p>7 White House; assuming that was the media report and assuming</p> <p>8 that report was accurate, is it fair to say, then, that</p> <p>9 Mr. Ruff and Mr. Lindsey would have been the ones that</p> <p>10 participated in that decision, if such a decision was made?</p> <p>11 A Well, I'm going to decline to assume anything.</p> <p>12 Q All right.</p> <p>13 A But I will certainly say it is the case that with</p> <p>14 respect to this matter, Mr. Lindsey and Mr. Ruff typically</p> <p>15 addressed issues related to the Paula Jones litigation.</p> <p>16 Q All right. Do you have any knowledge, direct or</p> <p>17 indirect, of documents relating to Kathleen Willey being</p> <p>18 withheld from and not produced to the Paula Jones attorneys?</p> <p>19 A No, not to the best of my knowledge.</p> <p>20 Q Now, you mentioned earlier that it was your</p> <p>21 impression that perhaps this document request relating to</p> <p>22 Kathleen Willey had been withdrawn in some changeover by</p> <p>23 attorneys.</p> <p>24 A That was my impression from media and other things.</p> <p>25 Yes.</p>	<p>Page 104</p> <p>1 to turn over Kathleen Willey correspondence and if the</p> <p>2 President had said to you, "Ms. Mills, I'd like you to gather</p> <p>3 together all of the correspondence in the White House related</p> <p>4 to Kathleen Willey," is it fair to say that you would have</p> <p>5 gathered that together?</p> <p>6 A I don't know how to answer your question because</p> <p>7 there's a lot of assumptions, but it is certainly the case</p> <p>8 that when requests come to the White House for materials that</p> <p>9 are within the White House's control, we gather those</p> <p>10 materials. When the requests relate to personal requests</p> <p>11 that are to the President, typically those are matters that</p> <p>12 are handled by his personal attorneys.</p> <p>13 Q All right. How would you differentiate -- if there</p> <p>14 was a subpoena addressed to President William Jefferson</p> <p>15 Clinton and it said for all documents relating to Kathleen</p> <p>16 Willey within his custody or control, are you saying that</p> <p>17 documents in the White House would not be under the</p> <p>18 President's control just because the subpoena is not</p> <p>19 addressed to the White House?</p> <p>20 A As a practical matter, you're probably aware that</p> <p>21 there's a Presidential Records Act and the Presidential</p> <p>22 Records Act imposes particular obligations on the White House</p> <p>23 with regard to those records that are considered the</p> <p>24 President's records and not his personal records and those</p> <p>25 records that are deemed his personal records. And often we</p>

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1 are looking to that as guidance with regard to distinction
2 between those kinds of records.

3 So it is certainly the case that, contrary to many
4 presidents' beliefs, the records actually belong to the
5 public in the end and become public within five to twelve
6 years pursuant to that act.

7 Q All right. What kinds of things would you, without
8 getting too far afield, generally what kinds of records would
9 you deem to be public records of the White House and not
10 personal records of the President?

11 A Publicly owned but not public.

12 Q All right. Okay. Publicly owned. I'm sorry.

13 A Those records that are identified in the
14 Presidential Records Act.

15 Q All right. And how about personal correspondence?
16 What's your understanding of whether personal correspondence
17 to the President would be a publicly owned document?

18 A Well, part of my confusion in answering your
19 questions is it appears me that you're seeking legal advice
20 from me as opposed to factual advice. And I'm quite
21 comfortable providing factual advice, but I believe that our
22 legal advice is something over which we ultimately have
23 privileges.

24 Q Okay. Well, let me go back to the control topic.

25 In your opinion, would correspondence from Kathleen Willey to

1 A Or reaching a conclusion.

2 Q And just to beat the horse one more time, your best
3 recollection is -- do you have any recollection that anybody
4 went through that kind of analysis, analyzing that question,
5 with regard to the Paula Jones subpoena for documents related
6 to Kathleen Willey?

7 Do you know whether anybody did any research on and
8 looked at the issue of whether a subpoena addressed to
9 President Clinton did not require documents in the Office of
10 Records Management to be turned over?

11 A As I probably said earlier, I was not a part of the
12 decisionmaking with respect to the Paula Jones litigation, so
13 I'm not in a position to answer that question.

14 Q Okay. When you say you're not in a position, your
15 best recollection is you don't know -- am I right, to the
16 best of your knowledge, you don't know if anybody engaged in
17 that kind of analysis.

18 A I don't know what they did, as I was not a part of
19 that process.

20 Q Let me go back to the release of the documents
21 after "60 Minutes." You mentioned two sources, two
22 locations: Office of Records Management and perhaps Nancy
23 Herrnreich's office.

24 A It's the Office of the President or Oval Office
25 Operations, I believe is what it's called.

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1 President Clinton that is in the records management office,
2 would that be under the control of President Clinton?

3 A Can you restate that question?

4 Q In your opinion, would correspondence from Kathleen
5 Willey to President Clinton that physically is located in the
6 Office of Records Management, would that be under the control
7 of President Clinton?

8 A Okay. I want to consult with my attorney.

9 Q I'm asking your opinion, I'm not seeking your legal
10 advice.

11 A My opinion typically often is mixed with my legal
12 advice; unfortunately, they come together.

13 (The witness was excused to confer with counsel.)

14 BY MR. BARGER:

15 Q Do I need to re-ask my question?

16 A Yes.

17 Q All right. I think my question is in your opinion,
18 would correspondence from Kathleen Willey to President
19 Clinton that was physically located in the Office of Records
20 Management, would that have been under the control of
21 President Clinton?

22 A I think in answering that question you're asking
23 for a legal opinion and I think I would probably do some
24 analysis before reaching that conclusion.

25 Q All right.

1 Q Once the records were gathered, perhaps from both
2 of those locations, where did they go from there? Did they
3 go to your office or did they go to someone else's office?

4 A I believe records management provided their records
5 to me. I believe that I received the other records from Ms.
6 Herrnreich or from that office. That's my best recollection.

7 Q Do you recall whether it was Ms. Herrnreich?

8 A I don't know if it was actually Ms. Herrnreich.

9 Q If it wasn't Ms. Herrnreich, do you recall who it
10 would likely have been?

11 A No. I just knew that these were letters that
12 reflected Oval Office Operations.

13 Q With regard to the letters or documents in
14 Ms. Herrnreich's office, did you speak with Ms. Herrnreich to
15 have her do the search or did someone else speak with her
16 or --

17 A I don't recall. I know that I indicated that I
18 needed whatever records and materials related to
19 Ms. Herrnreich's correspondence came to Oval Office Operations
20 and I also did the same thing with records management. I
21 don't know kind of the process through which they were
22 gathered or other things like that.

23 Q Okay. After they came to your office, what
24 happened to them?

25 A We reviewed the materials and then I'm sure within

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<p>1 the next day or two released those materials.</p> <p>2 Q And physically, what's involved in releasing the</p> <p>3 materials? How did that work?</p> <p>4 A We made copies of them sufficient for the members</p> <p>5 of the press and you provide them to them.</p> <p>6 Q And is that part of your function? I mean, did you</p> <p>7 actually make telephone calls to members of the press and say</p> <p>8 "I've got Kathleen Willey documents"?</p> <p>9 A No.</p> <p>10 Q Who did that?</p> <p>11 A I don't know the answer to that question, but our</p> <p>12 press operation typically would handle that.</p> <p>13 Q All right. Well, so after the documents were</p> <p>14 physically gathered and taken to your office, you said that</p> <p>15 they were reviewed and then copied. Who did you give them to</p> <p>16 to continue the process of copying and then disseminating?</p> <p>17 A All right. Well, copying would have probably</p> <p>18 likely have been my assistants or an intern. With respect to</p> <p>19 providing them to the press, it would have been one of our</p> <p>20 press people and that could be anybody who works under Mike</p> <p>21 McCurry and also in our office we have two individuals who</p> <p>22 address press matters. It could have been any of them.</p> <p>23 Q Were all of the documents that were found relative</p> <p>24 to Kathleen Willey correspondence, were they released to the</p> <p>25 press or only selected ones?</p>	<p>1 would it be inaccurate?</p> <p>2 A I mean, it's a characterization. I can tell you</p> <p>3 what I did. I took responsibility for collecting the</p> <p>4 materials and for reviewing them and then ultimately our</p> <p>5 press people disseminated it.</p> <p>6 Q Well, when you say you took responsibility for it,</p> <p>7 that suggests that it's your responsibility and nobody</p> <p>8 else's. Is that accurate, inaccurate?</p> <p>9 A Well, I mean, I certainly think that to the extent</p> <p>10 other people had materials or other things like that that</p> <p>11 they thought should be a part of this, it would, I think, be</p> <p>12 their responsibility to either let me know or address it.</p> <p>13 Q Okay. Now, you said, if I understand you</p> <p>14 correctly, you believe Mr. Ruff and Mr. Lindsey may have also</p> <p>15 reviewed the materials?</p> <p>16 A Correct.</p> <p>17 Q Was that at your request?</p> <p>18 A I don't know.</p> <p>19 Q All right. Do you recall whether they volunteered</p> <p>20 to review the materials?</p> <p>21 A No, I don't recall whether they volunteered.</p> <p>22 Q Do you recall whether you solicited their input?</p> <p>23 A No, I don't.</p> <p>24 Q Is it likely you solicited their input?</p> <p>25 A It's likely that I provided them with an</p>
<p>Page 110</p> <p>1 A We released all the letters. We didn't release the</p> <p>2 drafts of the letters and things like that. So in other</p> <p>3 words, whenever there are letters that sometimes come back</p> <p>4 and the President -- there might be several drafts that are</p> <p>5 done before the final letter is done, we would release the</p> <p>6 final letter. That's my best recollection.</p> <p>7 Q Your best recollection is you released all letters</p> <p>8 sent from the President?</p> <p>9 A And letters sent from Kathleen Willey to the</p> <p>10 President or Nancy Harnreich, is my best recollection.</p> <p>11 Q Okay. And, again, your best recollection is it</p> <p>12 wasn't selective. If Kathleen Willey sent a letter, it was</p> <p>13 released.</p> <p>14 A To the best of my recollection.</p> <p>15 Q Who participated -- now, you said they were</p> <p>16 reviewed. Who participated in the review process?</p> <p>17 A I did.</p> <p>18 Q Just you?</p> <p>19 A No, I'm sure other people reviewed them as well.</p> <p>20 I'm sure either Mr. Ruff reviewed them or Mr. Lindsey</p> <p>21 reviewed them as well, but as a practical matter, at least my</p> <p>22 best recollection, that I was the one who collected them and</p> <p>23 reviewed them.</p> <p>24 Q Would it be accurate to depict you as the person in</p> <p>25 charge of this or that you took the lead responsibility? Or</p>	<p>Page 111</p> <p>1 opportunity to review these materials.</p> <p>2 MR. BARGER: I know I have more questions but there</p> <p>3 are other witnesses waiting today and I have intruded on Ms.</p> <p>4 Wirth's time already, so I'm probably -- well, not probably,</p> <p>5 I'm going to stop in just a minute or two and probably pick</p> <p>6 up at another date that's mutually convenient and I apologize</p> <p>7 to continue the process, but we do have other witnesses</p> <p>8 waiting.</p> <p>9 THE WITNESS: Right. No. I know I waited for an</p> <p>10 hour and a half.</p> <p>11 MR. APPERSON: That was Mr. Apperson's fault.</p> <p>12 THE WITNESS: Mr. Wisenberg assured me that I would</p> <p>13 come here and I would start at eleven and that they would not</p> <p>14 keep me longer than today.</p> <p>15 MR. BARGER: I have no doubt that he did. I</p> <p>16 apologize. And I apologize on behalf of the office.</p> <p>17 Just one or two more questions.</p> <p>18 BY MR. BARGER:</p> <p>19 Q On the materials you reviewed for Ms. Willey that</p> <p>20 were then released, were there any redactions to that</p> <p>21 material?</p> <p>22 A I don't know. Certainly if there was personal</p> <p>23 information or something like that, we try to be sensitive to</p> <p>24 that, so if somebody was ill or there was something like</p> <p>25 that, we typically try to be sensitive to those types of</p>

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1 things. I don't know if there was in this particular
2 material, but that generally is our practice.

3 Q Okay. Do you recall whether you suggested any
4 redactions?

5 A It's quite plausible. I tend to be probably one of
6 the people most sensitive to people's personal family matters
7 or illnesses or other things that are going on in their
8 lives.

9 Q How about addresses? Would you normally redact the
10 addresses on the personal correspondence so it wouldn't be a
11 matter that's out there for the entire public?

12 A Yes. I typically don't like to put people in a
13 position where the media are going to be seeking them out
14 with greater ease than need be.

15 MR. BARGER: I think I will stop there. If
16 there are one or two questions that the grand jury wants to
17 ask now as opposed to another time, this would be a good
18 time, if you have them. Otherwise, we will have to come
19 back.

20 (No response.)

21 MR. BARGER: Looks like it's a good time to stop.

22 I ask permission for the witness to be excused, to
23 reappear at a later mutually convenient date.

24 THE FOREPERSON: Yes. Thank you.

25 THE WITNESS: Thank you very much.

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1 MR. BARGER: Ms. Mills, thank you for your
2 appearance.

3 THE WITNESS: Thank you all for your time.

4 (The witness was excused.)

5 (Whereupon, at 4:07 p.m., the taking of testimony
6 in the presence of a full quorum of the Grand Jury was
7 concluded.)

8 * * * * *

- 1 -

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 07/17/98

ELEANOR JANE MONDALE, white female, born [REDACTED], [REDACTED], residences at [REDACTED] and [REDACTED], was interviewed in the presence of her attorney, ROGER J. MAGNUSON, 220 South Sixth Street, Minneapolis, Minnesota 55402, telephone number [REDACTED]. The interview was conducted in the offices of DORSEY WITNEY, 16th Floor, 150 Park Avenue, New York, New York. MONDALE was immediately advised of the identity of the interviewers and the purpose of the interview. MONDALE thereafter provided the following information:

MONDALE is employed as an entertainment correspondent for the "Columbia Broadcasting System" (CBS) program entitled, "This Morning." MONDALE first met WILLIAM J. CLINTON in Arkansas during the 1984 Presidential campaign. MONDALE is a friend of CLINTON, who she knows politically from various fundraisers for the Democratic Party. MONDALE last saw CLINTON approximately two months ago, during a fundraiser in Los Angeles, California, where she was a guest of GAIL ZAPPA.

MONDALE last visited CLINTON at the White House in December 1997. MONDALE advised she entered through the northwest gate on Pennsylvania Avenue, after arriving on a "redeye" flight from Los Angeles. MONDALE placed the date as the day before she conducted interviews of CHARLTON HESTON and others as Kennedy Center honorees. MONDALE visits CLINTON approximately once a year when she is in town.

MONDALE had called BETTY CURRIE for an appointment with the President. MONDALE is a personal friend of CURRIE's and occasionally meets her for coffee. HILLARY RODHAM CLINTON was not present when MONDALE visited CLINTON in December. MONDALE met alone with CLINTON in a private study behind the Oval Office. CURRY was at her desk outside the Oval Office. MONDALE could not hear any noise from outside the study, although CURRIE did knock on the door and announce that it was 10:00 a.m. MONDALE spent approximately 30 minutes with the President while they discussed her unnamed ex-boyfriend, who the President did not like. Fundraising and policy matters were not discussed.

Investigation on 07/16/98 at NEW YORK, NEW YORK File # 29D OIC LR 35063

SA [REDACTED]
by CI [REDACTED] Date dictated 07/17/98

29D OIC LR 35063

Continuation of OIC-302 of ELEANOR JANE MONDALE, On 07/16/98, Page 2

CLINTON was comfortable during the visit and did not appear irritated or agitated. BETTY CURRIE did not appear to be agitated either before or after MONDALE's visit with the President.

MONDALE does not know any Secret Service employees, other than an Officer WILKEY, who she remembered from then Vice-President WALTER MONDALE's security detail, and Special Agent (SA) BRYAN STAFFORD, whom she met in Los Angeles. MONDALE never heard of MONICA LEWINSKY nor LINDA TRIPP prior to January, 1998.&a0v0H

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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IN RE: :
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GRAND JURY PROCEEDINGS :
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Grand Jury Room No. 2
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001
Thursday, July 30, 1998

The testimony of REGINALD G. MOORE was taken in the presence of a full quorum of Grand Jury 97-5, impaneled on December 5, 1997, commencing at 9:23 a.m., before:

TIMOTHY SUSANIN
TERRENCE GALLIGAN
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

1 BY MR. SUSANIN:
2 Q And the other ladies and gentlemen in the room
3 before you are the ladies and gentlemen of the grand jury.
4 Okay?
5 A All right.
6 Q Now, as you know, you are here for some questioning
7 before the grand jury today. In a few minutes I'm going to
8 ask you those questions. Before we do, I just want to
9 briefly review with you some rights and responsibilities you
10 have before the grand jury. Okay? Fair enough?
11 A Yes.
12 Q Okay. First of all, as you might be aware already,
13 you have the right to counsel. You do not have the right to
14 bring your attorney in the Grand Jury Room with you; however,
15 you do have the right to have counsel outside with you and
16 you can stop at any time during the proceedings today and
17 consult with your attorney. Do you understand that, sir?
18 A Yes, I do.
19 Q Do you have an attorney or attorneys with you here
20 today?
21 A We have attorneys that represent the Secret
22 Service, yes.
23 Q I'm going to ask you to try to elevate your voice.
24 MR. SUSANIN: Are you having problems hearing in
25 the back row? We're running our fan here today to try to

PROCEEDINGS

1
2 Whereupon,
3 REGINALD G. MOORE
4 was called as a witness and, having been first duly sworn by
5 the Foreperson of the Grand Jury, was examined and testified
6 as follows:

EXAMINATION

7
8 BY MR. SUSANIN:
9 Q Good morning, sir.
10 A Good morning.
11 Q You are Reginald Moore; is that correct?
12 A Yes.
13 Q Could you spell your name for the record?
14 A Reginald, R-e-g-i-n-a-l-d, middle initial, G., last
15 name, Moore, M-o-o-r-e.
16 Q Mr. Moore, we just met outside a minute ago. My
17 name is Tim Susanin and, once again, I'm an Associate
18 Independent Counsel. Let me introduce everyone else in the
19 room to you. To my left is my colleague, Terry Galligan,
20 also from the Independent Counsel's Office. Across from me
21 is the court reporter and on the other side of Mr. Galligan
22 is the Foreperson of the grand jury and the Deputy
23 Foreperson; is that correct?
24 THE DEPUTY FOREPERSON: Correct.
25

1 keep things cool.
2 BY MR. SUSANIN:
3 Q It might even help if you can turn when you're
4 speaking and look in the grand jurors' direction, but we're
5 going to ask you to keep your voice up so they can hear.
6 When you say, "We have attorneys here today,"
7 you're talking about the Secret Service attorneys?
8 A That's correct.
9 Q Do you have a personal attorney here today that
10 you've hired solely to represent you?
11 A No, I have not.
12 Q And tell the ladies and gentlemen who the attorneys
13 with the Secret Service are.
14 A Tom Dougherty and Matt -- I don't recall his last
15 name.
16 Q Okay. Are those the only two attorneys here with
17 you today?
18 A That's correct.
19 Q You also are under oath, as you know. You were
20 just sworn in. Do you recall that?
21 A Yes.
22 Q You have an obligation to testify truthfully here
23 in front of the grand jury. Do you understand that, sir?
24 A Yes.
25 Q That includes an obligation to not mislead the

Page 5	Page 7
<p>1 grand jurors and to not tell them you can't remember if, in 2 fact, you do remember. Do you understand that? 3 A Yes. 4 Q You also have a Fifth Amendment right under the 5 Constitution, and that works as follows. You have the right, 6 if you think an answer to a question that I pose to you would 7 tend to incriminate you, to not answer that question. Do you 8 understand your Fifth Amendment right? 9 A Yes. 10 Q And, lastly, in addition to asking to keep your 11 voice up, we are going to ask you to make sure, as you have 12 been doing, that you give us verbal answers as opposed to a 13 nod or a shrug so that we can get everything down with the 14 court reporter. Do you understand that? 15 A Yes. 16 Q All right. Why don't you begin by telling the 17 grand jury briefly your history with the Secret Service? 18 When were you first employed by them? 19 A I've been employed with the Secret Service for 14 20 years. Started out, was hired in the Atlanta Field Office, 21 worked in Miami, transferred to Baton Rouge, Louisiana, then 22 to the Office of Training here in Washington, D.C., where I 23 taught for three years; and I've been assigned to the 24 President's detail for four years, four months and ten days. 25 Q Could you be more specific?</p>	<p>1 A I don't think I ever actually met her. I would 2 just see her in and about the White House complex. 3 Q Okay. Can you at least date for the grand jury to 4 the best of your ability when you first started seeing Ms. 5 Lewinsky in the White House? 6 A No. I cannot. 7 Q Can you tell the grand jurors whether it's been a 8 number of years that you've known her, a number of months? 9 A Months, a number of months. 10 Q Let's go back to January of this year, January of 11 1998. Can you work backwards from when -- you're aware of 12 the press accounts of the Monica Lewinsky case hitting in 13 January of this year? 14 A Yes. I am. 15 Q Can you work backwards from January and try to give 16 the grand jurors an idea of long you knew Ms. Lewinsky by the 17 time that story broke? 18 A I was aware of Ms. Lewinsky probably six to eight 19 months prior to January. 20 Q Okay. So six to eight months back into 1997. 21 A Exactly. 22 Q So, in other words then it would be four to six 23 months into 1997. 24 A Yes, that's correct. 25 Q And did you say there never was a time where you</p>
<p>1 (Laughter.) 2 Now, let me ask you, you have been with the PPD for 3 four years and then with the Training Command for three years 4 beyond that, so you have been in Washington the last seven 5 years. 6 A That's correct. 7 Q Now, were you a Uniformed Division Officer at any 8 time or have you always been on the PPD side during those 14 9 years you've been with the Service? 10 A No. I've been an Agent for the 14 years. 11 Q Okay. So, you've been an Agent for all 14 years. 12 A That's correct. 13 Q But only with the PPD the last four years? 14 A That's correct. 15 Q Okay. So you were a PPD Agent as of this past 16 November which would be November of 1997; is that correct? 17 A That's correct. 18 Q Now let me ask you if you know a woman by the name 19 of Monica Lewinsky. 20 A Yes. 21 Q Tell the ladies and gentlemen how you know Ms. 22 Lewinsky. 23 A By seeing her in and about the West Wing and the 24 Mansion of the White House complex. 25 Q When did you first meet Ms. Lewinsky?</p>	<p>1 formally met Ms. Lewinsky? 2 A That's correct. 3 Q Tell the ladies and gentlemen if you can what you 4 recall about the first time you became aware of her then, if 5 in fact you never formally met her? 6 A I would see her in the West Wing carrying items and 7 also in the Mansion carrying items. 8 Q Is there anything that stands out in your mind 9 about the first time you saw her? 10 A No. She always wore black as I recall and she 11 always carried things, and everybody in the White House was 12 pretty cordial so we'd speak. 13 Q I'm going to get to any conversation you might have 14 in a minute. Let me just back up and follow this for a bit. 15 Do you recall where in the West Wing you would see her? 16 A Usually when I was on post in the West Wing. 17 Q And explain to the ladies and gentlemen what that 18 means. 19 A There are a number of posts in the White House 20 where the security personnel stand and I would see her at 21 different intervals. 22 Q Okay. And by virtue of you being on post, is it 23 fair to assume that you were there because the President was 24 there? 25 A Yes.</p>

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1 Q And when you talk about posts in the West Wing, are
 2 you really talking about the posts in and around the Oval
 3 Office?
 4 A Yes.
 5 Q Let me ask you, again. Is there anything that
 6 stands out about the first time you became aware of her or is
 7 it more that you recall her just because of a pattern of
 8 seeing her?
 9 A That's correct, because of a pattern of seeing her.
 10 Q So there is nothing that stands out about the first
 11 time you saw her?
 12 A No.
 13 Q Tell the ladies and gentlemen of the grand jury, if
 14 you would, what post you would be on when you saw Ms.
 15 Lewinsky. Where do you remember seeing her?
 16 A There's a post outside the Cabinet Room which is in
 17 a proximity to the Press Office. Yes, in that vicinity.
 18 Q Is there a letter and number designation for that
 19 post outside the Cabinet Room?
 20 A It could be [REDACTED]
 21 Q And would you be on duty at [REDACTED]?
 22 A No.
 23 Q Okay. You're more describing where you saw Ms.
 24 Lewinsky?
 25 A Exactly.

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1 Q Tell the ladies and gentlemen where you were when
 2 you saw Ms. Lewinsky.
 3 A Let me clarify.
 4 Q Sure.
 5 A [REDACTED] is a designation for a Uniformed Division
 6 post. When the President is in the Cabinet Room, an agent
 7 will move from another post near [REDACTED] and take up that post.
 8 Q [REDACTED]
 9 [REDACTED]
 10 [REDACTED]
 11 A That's correct.
 12 Q [REDACTED]
 13 [REDACTED]
 14 [REDACTED]
 15 [REDACTED]
 16 [REDACTED]
 17 A No. We both would be there.
 18 Q You both would be there together. Okay. And the
 19 times that you're discussing with regard to [REDACTED], clear up
 20 for me where did you see Ms. Lewinsky in relation to where
 21 you are. You're at the [REDACTED] post by the Cabinet Room; is
 22 that right?
 23 A Yes.
 24 Q Tell us where you see Ms. Lewinsky when you're on
 25 that post.

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1 A There's a hallway that leads from the Press Room
 2 where the actual press sit that comes into -- it comes past
 3 [REDACTED] and into like the Press Office, so somewhere in the
 4 vicinity of there I would see her.
 5 Q Is it fair to say on one side of the Cabinet Room
 6 is the Press Office, but at the other end of the Cabinet Room
 7 are the secretary offices that lead to the Oval?
 8 A That's correct.
 9 Q And can you tell us again which one of those ends
 10 you'd see Ms. Lewinsky walking from and which end you would
 11 see her walking to?
 12 A At that time, she was coming from the press side
 13 and going to -- I don't recall where she went at that time,
 14 but just at that point, she was coming from the press side.
 15 Q And walking in the general direction of the Oval
 16 Office or where the Oval Office secretaries sit?
 17 A In that block of office space, yes; but I can't say
 18 exactly where she was going.
 19 Q I understand you can't say where she went, so I
 20 don't want to ask you that. I want to make it clear, she's
 21 walking from the press area in the direction of the Oval
 22 Office; is that correct?
 23 A That's correct.
 24 Q And I understand you didn't see where she went; is
 25 that right?

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1 A That's correct.
 2 Q How many times would you say you saw Ms. Lewinsky
 3 when you were on that post?
 4 A Maybe two.
 5 Q Do you recall whether they were weekends or
 6 weekdays?
 7 A No, I do not recall.
 8 Q Do you recall what the traffic was like or the
 9 atmosphere was like in the White House? Was it busy? Was it
 10 quiet?
 11 A A normal working atmosphere.
 12 Q [REDACTED] West Wing
 13 [REDACTED]
 14 A [REDACTED]
 15 Q [REDACTED]
 16 A [REDACTED]
 17 Q [REDACTED]
 18 [REDACTED]
 19 A [REDACTED]
 20 Q [REDACTED]
 21 A [REDACTED]
 22 Q [REDACTED]
 23 [REDACTED]
 24 A [REDACTED]
 25 [REDACTED]

Page 13	Page 15
<p>1 Q Okay.</p> <p>2 A -- which -- go ahead.</p> <p>3 Q Please finish. I may have cut you off.</p> <p>4 A Well, that's where it is. It's in proximity. right</p> <p>5 in front of Betty Currie's office.</p> <p>6 Q All right. And Betty Currie is the President's</p> <p>7 secretary?</p> <p>8 A Yes.</p> <p>9 Q And can you go past where she sits into the Oval</p> <p>10 Office?</p> <p>11 A Yes.</p> <p>12 Q And you saw Ms. Lewinsky from generally Betty</p> <p>13 Currie's area?</p> <p>14 A Yes.</p> <p>15 Q All right. Tell the ladies and gentlemen what you</p> <p>16 remember seeing.</p> <p>17 A Monica Lewinsky there in the area. but to clarify,</p> <p>18 at [REDACTED] you can see again the Press Office.</p> <p>19 Q Are you saying you can see that hallway you've just</p> <p>20 described where [REDACTED] is?</p> <p>21 A Yes.</p> <p>22 Q All right. And what's pertinent about that? Is</p> <p>23 that where you saw Ms. Lewinsky walking to or from when you</p> <p>24 were at Betty Currie's?</p> <p>25 A Yes, exactly.</p>	<p>1 recall, approximately twice.</p> <p>2 Q All right. Let me clarify. A minute ago when we</p> <p>3 were talking just about the [REDACTED] post, I believe you said you</p> <p>4 saw her twice from that post; is that correct?</p> <p>5 A No. In that whole area, [REDACTED] and [REDACTED], they are in</p> <p>6 close proximity to each other, so if it's one block, I saw</p> <p>7 her within that one block. So at [REDACTED], [REDACTED], either one, I</p> <p>8 saw her approximately twice as I recall.</p> <p>9 Q Okay. So are you saying you saw her once when you</p> <p>10 were on E-10 and once when you were on [REDACTED]?</p> <p>11 A I couldn't differentiate.</p> <p>12 Q I see. Let me ask it this way and see if it</p> <p>13 triggers a memory of any kind. If you were standing watch or</p> <p>14 if you were on post at [REDACTED] and Ms. Lewinsky walked down the</p> <p>15 hallway from the Press area towards the Oval Office, would</p> <p>16 she pass you?</p> <p>17 A Yes, she would.</p> <p>18 Q All right. And then do you remember whether you</p> <p>19 ever saw Ms. Lewinsky walk by you?</p> <p>20 A Yes.</p> <p>21 Q Okay. And how many times do you remember that?</p> <p>22 A Probably, again, once or twice. Once -- it all</p> <p>23 depends.</p> <p>24 Q Okay. You remember at least once.</p> <p>25 A Yes.</p>
<p>Page 14</p> <p>1 Q Tell the ladies and gentlemen about that. What did</p> <p>2 you see?</p> <p>3 A While I was standing at Post [REDACTED], I saw Monica</p> <p>4 Lewinsky in the hallway.</p> <p>5 Q Was she standing still in the hallway or was she</p> <p>6 walking?</p> <p>7 A As I recall, she was walking.</p> <p>8 Q Okay. From where to where?</p> <p>9 A From the [REDACTED] area.</p> <p>10 Q To where?</p> <p>11 A Into the [REDACTED] area.</p> <p>12 Q And so did she come to Betty Currie's area?</p> <p>13 A That I do not recall.</p> <p>14 Q Do you remember where she went after she was</p> <p>15 walking down the hallway from the Press area to the [REDACTED] area?</p> <p>16 A No, I do not.</p> <p>17 Q Did you speak with her? Did she come to where you</p> <p>18 were?</p> <p>19 A I don't recall that and if she was in a -- from</p> <p>20 here to that door, I would still nod or say hello.</p> <p>21 Q Now, was there just one occasion when you were no</p> <p>22 post by Betty Currie's office that you saw Monica? Or were</p> <p>23 there others?</p> <p>24 A Twice. Like I said, [REDACTED] and [REDACTED] are in close</p> <p>25 proximity to each other, so in that vicinity I saw her, as I</p>	<p>Page 16</p> <p>1 Q And you're not sure beyond that?</p> <p>2 A Exactly.</p> <p>3 Q And then if you were at [REDACTED], if you were on post at</p> <p>4 [REDACTED] --</p> <p>5 A Yes.</p> <p>6 Q -- and Ms. Lewinsky were making that same trip from</p> <p>7 the Press Office towards the Oval, she wouldn't walk past</p> <p>8 you, she would walk towards you?</p> <p>9 A Exactly.</p> <p>10 Q Do you ever remember that happening?</p> <p>11 A Yes, maybe once.</p> <p>12 Q Okay.</p> <p>13 A Yes.</p> <p>14 Q Maybe more?</p> <p>15 A Maybe.</p> <p>16 Q Do you remember that happening at least once?</p> <p>17 A Yes.</p> <p>18 Q Okay. Now, let me ask you, a little while ago you</p> <p>19 mentioned something about conversation. Let me stick with</p> <p>20 the time that you remember about being on [REDACTED] where she</p> <p>21 actually walks past you. What if anything do you remember</p> <p>22 conversation-wise about that incident?</p> <p>23 A No, I just say, "Hello."</p> <p>24 Q And what would Ms. Lewinsky say?</p> <p>25 A She'd say, "Hello," back.</p>

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<p>1 Q Do you remember anything beyond that?</p> <p>2 A No, I do not.</p> <p>3 Q Do you think you had a conversation beyond that and</p> <p>4 you don't remember or do you think there was no conversation</p> <p>5 beyond that?</p> <p>6 A I think there was no conversation beyond that.</p> <p>7 Q Now let me shift you, let me push you, as they say</p> <p>8 in Secret Service language, bump you over to [REDACTED]</p> <p>9 Let me ask you about the one instance where you</p> <p>10 remember her walking towards that area. Did you have an</p> <p>11 conversation with her on that occasion?</p> <p>12 A No, other than say, "Hello."</p> <p>13 Q Do you remember if Betty Currie was in her area on</p> <p>14 that occasion?</p> <p>15 A No, I do not.</p> <p>16 Q Do you remember where Ms. Lewinsky went once she</p> <p>17 got to Betty's area?</p> <p>18 A No, I do not.</p> <p>19 Q Do you remember if Ms. Lewinsky was looking for</p> <p>20 anyone or what she was doing there?</p> <p>21 A No, I don't recall that, no.</p> <p>22 Q And you don't know where specifically she went once</p> <p>23 she got to the area?</p> <p>24 A That's correct.</p> <p>25 Q Once she left the area, do you remember whether she</p>	<p>1 floor.</p> <p>2 Q Is that the floor where you saw her?</p> <p>3 A Yes.</p> <p>4 Q And was she in black on those occasions?</p> <p>5 A As I recall, yes.</p> <p>6 Q And did you have any conversation other than</p> <p>7 exchanging hellos with her on those occasions?</p> <p>8 A No.</p> <p>9 Q If you put together the two times that you remember</p> <p>10 seeing her in the West Wing, the [REDACTED] and the [REDACTED], with the</p> <p>11 two, three or four times you saw her in the Mansion, we're</p> <p>12 talking anywhere about four to six times that you saw Ms.</p> <p>13 Lewinsky. Is that fair to say?</p> <p>14 A That's correct.</p> <p>15 Q And that was spread out over a six-to-eight-month</p> <p>16 period in calendar year 1997?</p> <p>17 A That's correct.</p> <p>18 Q Working backwards from January of 1998.</p> <p>19 A That's correct.</p> <p>20 Q Now during those occasions in that six-to-eight-</p> <p>21 month period, did you know her name at that time?</p> <p>22 A I'm not sure.</p> <p>23 Q Do you know if she addressed you by name?</p> <p>24 A That, I'm not sure of either.</p> <p>25 Q Do you know when you did come to learn her name?</p>
<p>1 went in the direction she came from or whether she left via a</p> <p>2 different hallway?</p> <p>3 A I do not know.</p> <p>4 Q Let me ask you about your comment earlier, Special</p> <p>5 Agent Moore, that you also had seen Ms. Lewinsky in the</p> <p>6 residence of the White House. Tell the ladies and gentlemen</p> <p>7 of the grand jury how many occasions you remember about the</p> <p>8 residence?</p> <p>9 A There could have been -- there could have been two,</p> <p>10 three, four, maybe, times when I would see her carrying</p> <p>11 items, like brown envelopes and stuff like paper or</p> <p>12 something.</p> <p>13 Q And where in the Residence -- I'm sorry. I believe</p> <p>14 you used the word, "Mansion." Where in the Mansion did you</p> <p>15 see this?</p> <p>16 A It would be on the ground floor.</p> <p>17 Q Is that actually the basement level floor?</p> <p>18 A No.</p> <p>19 Q The floor above that? Well, let me ask it this</p> <p>20 way. There's a floor that the public comes in when they take</p> <p>21 a tour of the White House. They come in through the Visitors</p> <p>22 Center and they come in the East Side of the White House.</p> <p>23 And that is really kind of a sub-ground or almost a sub-</p> <p>24 ground level; is that correct?</p> <p>25 A Well, that would be the floor she came in on. That</p>	<p>1 A I think is when I saw it on TV.</p> <p>2 Q Now did you ever have an occasion -- well, let me</p> <p>3 ask you this. To your knowledge, has Ms. Lewinsky ever been</p> <p>4 alone with the President?</p> <p>5 A Not to my knowledge.</p> <p>6 Q And was there ever a time when you were on a post</p> <p>7 in the West Wing or in the Residence that you saw Ms.</p> <p>8 Lewinsky go to an area or into a room where you knew the</p> <p>9 President to be?</p> <p>10 A No, there is not.</p> <p>11 Q So going back to the very first incident you talked</p> <p>12 to us about where you were at, let's say, [REDACTED] outside the</p> <p>13 Cabinet Room.</p> <p>14 A Yes.</p> <p>15 Q The President would have been in the Cabinet Room?</p> <p>16 A That's correct.</p> <p>17 Q Did Ms. Lewinsky go into the Cabinet Room on that</p> <p>18 occasion?</p> <p>19 A Not that I know of.</p> <p>20 Q If you were at [REDACTED], I'm presuming you were at [REDACTED]</p> <p>21 because the President was in the Oval Office.</p> <p>22 A Yes.</p> <p>23 Q Do you know if Ms. Lewinsky went into the Oval</p> <p>24 Office on that occasion?</p> <p>25 A No, I do not.</p>

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<p>1 Q Did you ever hear from any other Secret Service 2 agents or officers that Ms. Lewinsky was alone with the 3 President? 4 A No, I have not. 5 Q And did you ever hear from any other Secret Service 6 agents or officers that Ms. Lewinsky was with the President 7 whether they were alone or not? 8 A I heard a rumor to that effect. 9 Q And what was the rumor that you heard? 10 A The rumor was that Monica was with the President 11 and Panetta, his former Chief of Staff saw them. 12 Q And who did you hear that rumor form? 13 A That, I cannot recall. 14 Q Do you remember where you were when you heard that 15 rumor? 16 A No, I do not. 17 Q Were you at work? Were you working when you heard 18 it, do you recall? 19 A Yes. 20 Q Do you remember where you were working when you 21 heard that? 22 A No. 23 Q Do you remember if you heard it from one other 24 person or whether it was a group of people talking? 25 A No.</p>	<p>1 Q Was it a Saxophone Club event to your knowledge? 2 A That, I don't recall. 3 Q Do you recall when that happened? 4 A No, I do not. 5 Q Was there ever a time when you had a conversation 6 with anyone in the Oval Office area in the West Wing about 7 Ms. Lewinsky trying to arrange a visit to come in and see the 8 President? 9 A No, I do not. 10 Q Did you ever have such a conversation with the 11 President? 12 A No, I did not. 13 Q Or Mrs. Currie? 14 A No, I did not. 15 Q Or Ms. Lewinsky? 16 A No, I have not, no. 17 Q Were you ever aware of any efforts by Ms. Lewinsky 18 to get in to see the President, to get into the Oval Office? 19 A No, I was not. 20 Q And I want to focus specifically on November of 21 this past year, the second half of the month, roughly the 22 Thanksgiving end of the month. Did you ever hear anything 23 from anyone in the West Wing about Ms. Lewinsky trying to get 24 in to see the President? 25 A No, I do not recall that.</p>
<p>Page 22</p> <p>1 Q Now was that the only time you ever heard a rumor 2 like that? 3 A No. 4 Q Okay. What other rumors did you hear? 5 A Again, I don't recall from whom, but that -- how 6 was that? I saw Monica at a fundraiser and I asked her, 7 "Hey, I haven't seen you at the White House in a long time," 8 just by visual observation. And she said, "I'm no longer at 9 the White House." And I said, "Okay." 10 And then just in general conversation with -- 11 again, with whom, I don't know, because that's a long time 12 ago, I said, "Remember that girl? She used to work at the 13 White House." 14 He says, "Yeah, she's no longer there." 15 I was like, "Oh, okay." 16 And then the guy said, "Yeah. That's the girl," he 17 said, "that liked the President." 18 And I was like, "Oh, really?" I left that alone. 19 Q And who was that individual you spoke with? 20 A I have no idea. 21 Q Do you remember where the fundraiser was? 22 A It could have been at the Washington Hilton, I 23 think; but, again, I'm not sure. 24 Q Do you remember what the event was? 25 A No, I do not.</p>	<p>Page 24</p> <p>1 Q Okay. Do you recall whether you saw Ms. Lewinsky 2 at all in November of this past year? 3 A No, I don't recall. 4 Q Did you ever hear of Ms. Lewinsky complaining about 5 not being let in to see the President towards the end of this 6 past year? 7 A No, I did not. 8 Q Did you ever speak with the President about Ms. 9 Lewinsky for any reason? 10 A No, I have not. 11 Q I just want to go back and try to clarify something 12 that you said. You saw Ms. Lewinsky at some point after she 13 had left the White House. You saw her at this fundraiser; is 14 that right? 15 A That's correct. 16 Q All right. Was that before or after these 17 occasions that you've described when you would see Ms. 18 Lewinsky in the Mansion and in the West Wing? 19 A It would have been after. 20 Q Does that help you in any way try to estimate when 21 this fundraiser took place? 22 A No, it doesn't. 23 Q I mean can you even say that the fundraiser was 24 this past year, two years ago, three years ago? 25 A Honestly, I couldn't say.</p>

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<p>1 Q How certain are you that these four, five or six 2 occasions you told the grand jury about when you would see 3 Ms. Lewinsky in the White House, how certain are you that 4 those took place in the last two-thirds of 1997? 5 A Well, I'm certain that they happened prior to me 6 seeing her at the fundraiser. 7 Q And you can't even place that fundraiser within the 8 year, two years, three years? Do you remember whether it was 9 before the President was -- I'm sorry. I cut off your 10 answer. You can't even place that within one, two or three 11 years ago? 12 A No, I can't. 13 Q Do you remember whether the fundraiser was before 14 the President was reelected to a second term or after? 15 A I believe after he was reelected. 16 Q Do you know whether when you would see Ms. Lewinsky 17 in the West Wing and the Mansion she worked at the White 18 House? 19 A Yes. Yes. 20 Q And do you know whether she was a paid employee at 21 that time versus an intern? 22 A No, I do not. 23 Q Okay. How do you know she worked at the White 24 House at the time you saw her? 25 A She was wearing her blue pass and she'll be</p>	<p>1 Q Okay. During that conversation did she tell you 2 why she had left the White House? 3 A No, she did not. 4 Q Okay. 5 BY MR. SUSANIN: 6 Q [REDACTED] 7 [REDACTED] 8 [REDACTED] 9 [REDACTED] 10 [REDACTED] 11 [REDACTED] 12 [REDACTED] 13 [REDACTED] 14 [REDACTED] 15 [REDACTED] 16 [REDACTED] 17 [REDACTED] 18 [REDACTED] 19 A No. 20 Q So someone with a blue pass could go in any gate? 21 A Yes. 22 Q Do you know where Gate [REDACTED] is? 23 A Not right off. 24 Q How about Gate [REDACTED]? 25 A No, I do not.</p>
<p>1 carrying paperwork. 2 Q Explain to the ladies and gentlemen briefly what a 3 blue pass is. 4 A The White House has passholders and everybody that 5 works in the complex has a blue pass. 6 Q Is that for all kinds of White House employees? 7 Let me ask you to distinguish between, say, a butler, a 8 staffer? 9 A All employees have the blue passes, even interns 10 have blue passes. 11 Q And how sure are you as you sit here today that you 12 saw a blue pass on Ms. Lewinsky on the occasions when you saw 13 her? 14 A I'd say 90 percent sure because it's part of our 15 job to look at the blue passes and, if they don't have them, 16 to tell them they need to get it or get a temporary pass. 17 BY MR. GALLIGAN: 18 Q Could I just ask a couple of questions about the 19 conversation you had with Ms. Lewinsky during the fundraiser? 20 Do you recall at the time whether you knew her name at that 21 point? 22 A I didn't know her name, no. 23 Q You're sure that you didn't know her name at that 24 point. 25 A Yes. I just know faces.</p>	<p>1 Q Have you ever worked a gate as a member of the PPD? 2 A No, I have not. 3 Q If you had been a member of the Uniformed Division, 4 would you have occasion to work a gate? 5 A Yes, you would. 6 Q Do you know where Gate [REDACTED] is? 7 A No, I do not. 8 Q How about Gate [REDACTED]? 9 A Gate [REDACTED]? I'm not familiar with it. 10 Q All right. Special Agent Moore, I'm going to ask 11 you to step outside the door for a minute or two, and we will 12 be back with you in a moment. 13 A Thank you. 14 (Witness excused. Witness recalled.) 15 THE FOREPERSON: Special Agent, you understand 16 you're still under oath? 17 THE WITNESS: Yes, I do. 18 BY MR. SUSANIN: 19 Q Special Agent Moore, I have a few questions from 20 the grand jurors to put to you. 21 A Yes. 22 Q You had testified about rumors or at least a rumor 23 about the President and Ms. Lewinsky. One of the grand 24 jurors asked whether you ever heard rumors about the 25 President and any other women?</p>

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<p>1 A Jennifer Flowers.</p> <p>2 Q Any others?</p> <p>3 A No.</p> <p>4 Q You also testified about seeing Ms. Lewinsky</p> <p>5 carrying papers in the West Wing when you were at [redacted] and [redacted]</p> <p>6 [redacted] And at that time she either would have been an intern or</p> <p>7 a paid staffer of the White House: is that correct?</p> <p>8 A That's correct.</p> <p>9 Q Is there anything inconsistent between her job and</p> <p>10 seeing her in those areas with papers?</p> <p>11 A No, there is not.</p> <p>12 Q You also testified about seeing Ms. Lewinsky at a</p> <p>13 fundraiser and mentioning your exchange with Ms. Lewinsky</p> <p>14 about not working at the White House to another member of the</p> <p>15 Secret Service. One of the grand jurors had a question that</p> <p>16 you seemed to say without hesitation, "A little bit later I</p> <p>17 told him about the conversation." "Him" being a reference to</p> <p>18 the other Secret Service Agent.</p> <p>19 Based on your testimony, the question from the</p> <p>20 grand juror, in effect, was it seems more probable than not</p> <p>21 that you would know the identity of the person you were</p> <p>22 talking with.</p> <p>23 As you sit here and testify today, and some of</p> <p>24 these events might be triggered by your testimony, can you</p> <p>25 recall who you were talking to?</p>	<p>1 that was it. That's the rumor that I heard.</p> <p>2 Q Okay. What were they doing according to the rumor?</p> <p>3 A They were just there together is what I understood.</p> <p>4 Q Okay. Why did that qualify as a rumor? I presume</p> <p>5 the President is with people from the White House all the</p> <p>6 time.</p> <p>7 A That, I don't know. I mean that's just the way I</p> <p>8 heard it.</p> <p>9 Q Well, was there a gist to the rumor that there was</p> <p>10 something improper going on?</p> <p>11 A Yes.</p> <p>12 Q And what was the gist of that?</p> <p>13 A That was never clarified. It was just that they</p> <p>14 were together in the Oval study and Mr. Panetta dismissed</p> <p>15 her.</p> <p>16 Q So you never heard, as the rumor was passed along,</p> <p>17 you never heard any more detail about what they were doing?</p> <p>18 A No, I did not.</p> <p>19 Q But was the implication to the rumor is that they</p> <p>20 shouldn't have been there alone together?</p> <p>21 A Yes.</p> <p>22 Q Or that it was in a way that was improper?</p> <p>23 A Yes.</p> <p>24 Q And why did you perceive that as the gist of the</p> <p>25 rumor? Was there something about the language in which th</p>
<p>1 A No, I cannot. No.</p> <p>2 Q Do you know that it was a him rather than a her</p> <p>3 that you spoke with?</p> <p>4 A More than likely, because of shifts. There are not</p> <p>5 many female agents. I'd have been just talking to the guy</p> <p>6 next to me.</p> <p>7 Q Why did you say, "I told him about the conversation</p> <p>8 with Monica."</p> <p>9 A Because again, I assume -- there are guys on the</p> <p>10 shift and most guys would have -- I mean we would have</p> <p>11 noticed Monica working in and about the White House. I don't</p> <p>12 remember her being on the shift that day. I don't remember</p> <p>13 who was on the shift that day.</p> <p>14 Q You said that you never had a conversation, a</p> <p>15 substantive conversation with Ms. Lewinsky.</p> <p>16 A That's correct.</p> <p>17 Q Did you ever overhear any conversations between Ms.</p> <p>18 Lewinsky and anybody else?</p> <p>19 A Not that I can recall.</p> <p>20 Q You said that you heard a rumor about Mr. Panetta</p> <p>21 finding Ms. Lewinsky with the President: is that right?</p> <p>22 A That's correct.</p> <p>23 Q Now what was the specific rumor?</p> <p>24 A That Mr. Panetta saw the President -- the President</p> <p>25 and Ms. Lewinsky in the Oval study, just Ms. Lewinsky, and</p>	<p>1 rumor was told to you or facial gestures or body language?</p> <p>2 A The language -- exactly. Yeah.</p> <p>3 Q Please elaborate.</p> <p>4 A Well, the facial gestures, the body language, you</p> <p>5 know. Exactly. That type of illustration.</p> <p>6 Q Was it the way the rumor was said?</p> <p>7 A Yes.</p> <p>8 Q Can you tell the grand jurors, do a little role</p> <p>9 playing here, tell them how it was said to you.</p> <p>10 A Well, basically, it was said that, "Have you heard</p> <p>11 the story?"</p> <p>12 "What story?"</p> <p>13 "Mr. Panetta caught the President and," I don't</p> <p>14 think -- I don't even know -- again, I didn't know the name</p> <p>15 at that time, but they described the young lady always</p> <p>16 wearing black and I think she has blue eyes or something,</p> <p>17 "the young lady that wears black in the Oval study. And Mr.</p> <p>18 Panetta dismissed her."</p> <p>19 And I was like, "Oh, really?" And, again, I try to</p> <p>20 stay away from rumors and innuendo.</p> <p>21 Q But was there any doubt in your mind there was an</p> <p>22 implication as to them being there in a way they shouldn't</p> <p>23 have been?</p> <p>24 A Yes.</p> <p>25 Q Yes, there was a doubt in your mind or there was no</p>

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1 doubt in your mind?

2 A No, no, no. That was -- restate the question.

3 Q Was there any doubt in your mind that the
4 implication of that rumor was that they were doing something
5 they shouldn't have been doing or were there in an improper
6 way?

7 A Yes, that they were there in an improper way.

8 BY MR. GALLIGAN:

9 Q When you say, "dismissed her," do you mean fired
10 her?

11 A Well, he just told her to leave the area.

12 Q Leave the area.

13 A Yes.

14 Q And was it said to you why she was told to leave
15 the area?

16 A No. No.

17 MR. SUSANIN: All right, sir, I'm going to ask you
18 to step outside again for another moment.

19 (The witness was excused at 10:06 a.m.)

20 (Whereupon, the taking of the testimony before a
21 full quorum of the Grand Jury was concluded at 10:06 a.m.)

22 * * * * *

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 08/03/98

RICHARD S. "DICK" MORRIS, white male, born [REDACTED], home address [REDACTED], home telephone [REDACTED], was interviewed in the presence of DAVID LENEFSKY, Attorney and Counselor at Law, 18 East 48th Street, New York, New York 10017, office telephone [REDACTED].

MORRIS was immediately advised of the personal and official identities of the interviewers and the purpose of the interview. MORRIS thereafter provided the following information:

MORRIS is currently employed as a Political Consultant and a Commentator for FOX TV NEWS. During 1995 and 1996, MORRIS was employed as Chief Strategist for the CLINTON-GORE Campaign. MORRIS has never been a government employee.

MORRIS first met BILL CLINTON in November 1977. MORRIS was employed as a consultant for CLINTON during the Arkansas Gubernatorial Campaigns of 1978, 1982, 1984, 1986, and 1990.

MORRIS has never met MONICA LEWINSKY and first heard her name on January 21, 1998 when the matter broke in the news.

MORRIS has had conversations with President CLINTON, NANCY HERNREICH, and BETTY CURRIE about LEWINSKY.

MORRIS recalled on January 21, 1998, he received a page from NANCY HERNREICH and when MORRIS responded to the page, HERNREICH requested that MORRIS telephone the President.

At about 12:00 p.m., that same day, MORRIS telephoned President CLINTON and LEWINSKY was discussed during this conversation. MORRIS recalls being told by President CLINTON something to the effect of "The charges aren't true. I didn't do what they say I did. What they said, I didn't do, but I did do something. I am not sure I can prove my innocence."

MORRIS telephoned President CLINTON again at about 11:15 p.m., that same day. In response to MORRIS' inquiry, President CLINTON said: "I told you these charges aren't true."

Investigation on 08/01/98 at New York City, New York File # 29D-LR-35063

SA [REDACTED]
by CI [REDACTED] Date dictated 08/03/98

[REDACTED]

29D-LR-35063

Continuation of OIC-302 of RICHARD S. "DICK" MORRIS, On 08/01/98, Page 2

During one of the above telephone conversations, MORRIS recalled telling President CLINTON that the President had a reservoir of forgiveness by the American public, and that NIXON had made a grave mistake by "hunkering down," and that the President should consider "playing outside the foul lines of the legal process by going around it, by going to the American people and asking for forgiveness." MORRIS recalls telling the President that even if there was a technical violation, the American people would forgive the President, if the President appealed to them frankly.

When MORRIS inquired about the legal situation, the President mentioned there might be gifts and taped messages. MORRIS recalled telling the President to not think like a lawyer, but to think like a politician and as long as the American people are on your side, STARR would not be able to hurt you, even if there was a technical violation. The President made no response to MORRIS' advice.

MORRIS telephoned President CLINTON at about 7:30 p.m. on January 22, 1998, and spoke briefly with the President, who requested MORRIS to call back later.

At about 9:00 p.m., that same day, MORRIS again telephoned President CLINTON. During this conversation, President CLINTON told MORRIS something to the effect of, "There are some people who think they can run me out of office over this, but you don't think they can, do you?" MORRIS agreed that "they" probably could not.

On either January 23 or 24, 1998, MORRIS again telephoned the President to wish the President well, advise that he understood the scandal, and that he was only calling as a friend. MORRIS recalls these comments were made to the President briefly, and the remainder of the conversation involved the President's State of the Union address and whether or not the LEWINSKY matter should be mentioned in the speech.

On January 26, 1998, MORRIS again attempted to telephone President CLINTON, but rather spoke with NANCY HERNREICH, who told MORRIS that the President would like to speak to him directly, but that the President could not. HERNREICH also told MORRIS that HERNREICH had been instructed to tell MORRIS that all future conversations would have to go through MICKEY KANTOR.

MORRIS also recalled sending flowers to, and having a

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Continuation of OIC-302 of RICHARD S. "DICK" MORRIS, On 08/01/98, Page 3

brief telephone conversation with, BETTY CURRIE after CURRIE's first Grand Jury appearance. This conversation was not really to discuss LEWINSKY, but rather a support call to wish CURRIE well.

MORRIS has no recollection of a telephone conversation with President CLINTON on April 7, 1996, at 5:10 p.m. MORRIS mentioned during 1995 and 1996, he probably spoke to President CLINTON approximately 500 times. Just before the elections in 1996, MORRIS spoke with the President almost on a daily basis and has no recollection of this specific conversation. MORRIS speculated the telephone conversation was related to campaign issues, probably advertising. It would not have been a general conversation call.

MORRIS has spoken to no one, except his wife, his priest, and his attorney about the interview today.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

----- X
IN RE: :
GRAND JURY PROCEEDINGS :
----- X

Grand Jury Room No. 2
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Tuesday, August 18, 1998

The testimony of RICHARD S. MORRIS was taken in the presence of a full quorum of Grand Jury 97-2, impaneled on September 19, 1997, commencing at 1:43 p.m., before:

JACKIE M. BENNETT, JR.
SOLOMON WISENBERG
Deputy Independent Counsel
JAY APPERSON
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

1 PROCEEDINGS

2 Whereupon,
3 RICHARD S. MORRIS
4 was called as a witness and, after having been first duly
5 sworn by the Foreperson of the Grand Jury, was examined and
6 testified as follows:

7 EXAMINATION

8 BY MR. BENNETT:

9 Q Good afternoon, Mr. Morris.
10 A Hi.
11 Q My name is Jackie Bennett and seated to my left is
12 Jay Apperson, my colleague. We just met with you a moment
13 ago in the hallway for the first time. Is that correct?
14 A Yes.
15 Q All right. Before we begin, you're appearing today
16 pursuant to a subpoena, is that correct?
17 A Yes.
18 Q And I assume you've been told that you've been
19 asked to appear as a witness only, you're not a subject,
20 you're not a target of this investigation.
21 A Yes.
22 Q All right. Nonetheless, it's our practice to
23 advise you of your rights. You are aware that you have a
24 right to refuse to answer any question the truthful answer to
25 which might tend to incriminate you personally; you're aware

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1 of that?
2 A Yes.
3 Q If you do answer our questions, those answers could
4 be used against you in some future proceeding; you understand
5 that. You have a right to consult with an attorney.
6 A Yes.
7 Q And I understand you have an attorney present with
8 you outside the grand jury room today. Is that correct?
9 A Yes.
10 Q And what is his name?
11 A David Lenefsky, L-e-n-e-f-s-k-y.
12 Q And he is your local attorney? Is that correct?
13 A From New York.
14 Q New York? All right. Mr. Apperson is going to be
15 conducting the questions, at least here at the beginning.
16 We may be joined by Sol Wisenberg in a few moments. In fact,
17 I expect we will. Do you have any questions before we begin?
18 A No.
19 Q Would you like a cup of water?
20 A Yes. Actually, I'd like a diet Coke, but I'll take
21 water.
22 MR. APPERSON: Water is all we have to offer.
23 A JUROR: Regular Coke, no diet.
24 THE WITNESS: I'll take regular Coke.
25 MR. BENNETT: Okay. Do we have ice?

1 A JUROR: Ice?
 2 A JUROR: No. There's no ice.
 3 THE WITNESS: I don't need ice, just caffeine.
 4 MR. BENNETT: Okay.
 5 A JUROR: It's hot.
 6 MR. APPERSON: It's warm.
 7 A JUROR: It's hot.
 8 A JUROR: There are Cokes in here.
 9 A JUROR: Yes, but I don't know if we have any ice.
 10 A JUROR: He said he didn't need ice.
 11 A JUROR: He didn't need ice.
 12 A JUROR: He wants the Coke.
 13 MR. APPERSON: Warm is fine. I want the water.
 14 A JUROR: Don't confuse me, Jay.
 15 THE WITNESS: Thank you.
 16 BY MR. APPERSON:
 17 Q All right, sir. Give us your name, please, for the
 18 record.
 19 A My legal name is Richard S., as in Samuel, Morris,
 20 M-o-r-r-i-s, but I'm known as Dick.
 21 Q All right, sir. And you're currently residing in
 22 New York? Is that correct?
 23 A Yes.
 24 Q And how are you employed?
 25 A Self-employed. I'm a political consultant and a

1 commentator.
 2 Q Okay. I guess let's start by asking how long
 3 you've known Bill Clinton and in what capacity have you been
 4 involved with Mr. Clinton.
 5 A I first met him in early November of 1977 and I've
 6 served as his political consultant on and off for the entire
 7 intervening period. I handled his first race for governor in
 8 1978. I did not work with him in 1980. I handled his races
 9 in '82, '84, '86 and '90. I was not involved in the '92
 10 campaign. And I handled his reelection in '96.
 11 Q All right, sir. And as far as non-specifically
 12 campaign, official campaign related contacts, since
 13 Mr. Clinton has become president, have you been in contact
 14 with the President and, if so, in what capacity?
 15 A Yes. During the first two years of his
 16 administration, '93 and '94, I met with him about 10 or 12
 17 times. Every two or months we would get together just for a
 18 chat and general advice.
 19 Then in November of 1994, after the Republicans
 20 took over Congress, he asked me to come back and work for him
 21 full time to help him get reelected. And then for the
 22 balance of '94 and through '95 and '96, we were in constant
 23 contact. I was working on his campaign. And since the
 24 election of 19 -- since my resignation in August of 1996,
 25 we've spoken probably 20 times by phone. We haven't met each --

1 other since then.
 2 Q Okay. In a face-to-face meeting.
 3 A Right.
 4 Q All right. Let me ask you with respect to your
 5 comments about after the '94 elections and you coming to work
 6 for him full-time, who actually were you employed by and in
 7 what capacity in connection with that request?
 8 A I was employed by the Clinton-Gore campaign as a
 9 strategist and I was a consultant to the Clinton-Gore
 10 campaign and the Democratic National Committee.
 11 Q Okay. Did you have offices at the White House?
 12 A No.
 13 Q Where were your offices?
 14 A And I was never on the public payroll.
 15 Q Okay.
 16 A My offices were at the campaign headquarters at
 17 21st and M.
 18 Q Okay. And did you meet with the President between
 19 1994 and the reelection?
 20 A Yes.
 21 Q Where would you generally meet with the President?
 22 A Generally in the residence, but sometimes in the
 23 Oval Office.
 24 Q Okay. Now, how about the First Lady? Did you have
 25 contact with her during this time period?

1 A Which time period?
 2 Q Between '94 when you were asked to come back full
 3 time to work on the reelection through the election.
 4 A Yes.
 5 Q Okay. What was the nature of your contacts?
 6 A I would call her frequently to brief her on what
 7 was going on, to get her advice. I tried to make a practice
 8 during much of the period of meeting with her every week or
 9 two weeks and we were in pretty constant contact.
 10 Q All right. Were there ever meetings with the three
 11 of you, the President, the First Lady and yourself?
 12 A Yes.
 13 Q How often was that and was that the norm?
 14 A No. There were only four or five such meetings
 15 and they occurred in November, December and January of '94,
 16 '95. After the end of January, I never had a meeting to my
 17 recollection alone with the President and the First Lady.
 18 There were some larger group meetings where both
 19 were present together, but relatively few. Most of the
 20 meetings that I had with the First Lady were directly with
 21 her or with the President, not with the two of them together.
 22 Q Okay. When you say the larger group meetings, who
 23 was present for those?
 24 A Well, there was a weekly, supposedly weekly, met
 25 about 35 or 40 times in each year, strategy meeting that was

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1 typically convened on Tuesday, Wednesday or Thursday nights
 2 in the White House residence and it began as just the
 3 President and myself and then the membership of it gradually
 4 expanded over the two-year period until by the time I left
 5 there were about 25 people that were in the meetings.
 6 Q Okay. And were the subjects of these meetings in
 7 general terms?
 8 A Campaign strategy, advertisements, polling,
 9 political rhetoric, issue positioning, responding to you all,
 10 and working on the President's reelection.
 11 Q Okay. Let me ask you, when was the first time you
 12 ever heard the name Monica Lewinsky?
 13 A January 21, 1998.
 14 Q All right. Prior to that time, do you recall any
 15 discussions with anyone at the White House concerning the
 16 President's involvement with an intern?
 17 A No.
 18 Q All right. How on January 21st did you hear the
 19 name Lewinsky? Was that from press reports?
 20 A In the media, just like everybody else. Yes.
 21 Q All right. And let's direct your attention to that
 22 day when you read that and found out through the media
 23 reports. Did you have occasion to speak with anyone in the
 24 White House that day?
 25 A Yes.

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1 Q Okay. Tell us how that came about.
 2 A I had been -- I had not really been in touch on a
 3 constant basis with the President for some time until about
 4 the middle of December of 1997. We just have gone through
 5 periods where we're in touch and periods where we're not and
 6 this was one of the nots. And around the middle of December
 7 of '97, we began to talk to each other a fair amount and
 8 largely looking toward the state of the union speech at the
 9 end of January of 1998.
 10 On the morning of the 21st of January, when I woke
 11 up, I heard about the Lewinsky scandal and at about 11:00 in
 12 the morning, I received a page from the President. Actually,
 13 I think it was 11:25 in the morning.
 14 And, as it happened, I was on the subway at the
 15 time and I was literally on a train and when I got off the
 16 train, I got another page at 11:38 and I was just below the
 17 place where I was going so I figured I'd return it when I got
 18 to that office. And I called at about 11:45 on Wednesday
 19 morning.
 20 His habit was to page me through Betty Currie or
 21 Nancy Harnreich, old friends of yours, and the number they
 22 would give out is [REDACTED], which was the President's number,
 23 and I responded to the page and Betty Currie answered the
 24 phone. Yes.
 25 Betty Currie answered the phone. And she said, --

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1 "He wants to speak with you," and then I held on for a moment
 2 and then the President came on the phone.
 3 Q Okay. Did you speak with Nancy Harnreich that day?
 4 A Yes.
 5 Q Okay. Tell us -- we'll come back to the events
 6 with Betty Currie.
 7 A First, I have no clear recollection as to
 8 whether -- I wouldn't be certain that Betty as opposed to
 9 Nancy answered the phone when I first called in. I think
 10 it was Betty, but I'm not sure.
 11 Q All right. If it was not Betty, it would likely be
 12 Ms. Harnreich?
 13 A Yes. If it were not Betty, if I got anybody other
 14 than Betty or Nancy, I would ask to speak to Nancy.
 15 Q All right.
 16 A And then Nancy would take care of it.
 17 Q Okay.
 18 A Nancy was basically my contact person. Betty was
 19 someone who I would go through really only for the direct
 20 purpose of either speaking to the President or passing a
 21 message to him.
 22 Q All right. Okay. So tell me -- I'm sorry --
 23 A And then I did speak to Nancy.
 24 Q Tell me briefly when you --
 25 A And then I did speak to Nancy later that day.

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1 Q Okay.
 2 A When we were arranging how the President and I
 3 would speak at the end of the day.
 4 Q Okay.
 5 A Which was our second conversation of the day.
 6 Q Okay. But your best recollection is probably Betty
 7 that you spoke to initially when you returned the page.
 8 A Yes.
 9 Q Okay. And what exactly did she say to you when you
 10 returned the page?
 11 A "He wants to talk to you."
 12 Q All right. "He" meaning the President.
 13 A The President.
 14 Q All right. And did you then speak to the
 15 President?
 16 A Excuse me. Something just came into my mind.
 17 I think -- I think that early in the morning, like around
 18 9:30 or 10:00 in the morning when I first read the Lewinsky
 19 thing I called -- I think Nancy and I said, "If he wants to
 20 talk to me, he can page me."
 21 And it wasn't a message for him to call me back,
 22 but I would frequently do that and still do, when there's a
 23 time that the President's under any kind of stress or any
 24 kind of difficulty and I feel that I might be of help, I
 25 usually just call in and leave my number and say, "If he

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1 wants to reach me, he can." Or "I'll be out of the country,"
2 or "I'll be in Argentina," or whatever and that way they can
3 reach me. So it was that kind of a thing.

4 And I frankly didn't expect to hear from him,
5 but then he did reach me. And that was probably -- I would
6 typically leave the message with Nancy, not with Betty.

7 Q All right. So when you returned -- thereafter,
8 when you got the page and returned the page and spoke with
9 Betty Currie, as best you recall being Betty Currie, she
10 said, "The President wants to speak with you."

11 A Just "He wants to speak with you."

12 Q "He wants to speak with you." Did you then hold
13 and speak with the President?

14 A Yes. Yes.

15 Q Okay. How long did that conversation last?

16 A It's hard to tell when you're talking to him, time
17 seems to -- you know, you're always feeling like you're
18 keeping him from a nuclear war or something, so you're not
19 sure how long it is, but my guess would be 10 to 15 minutes.

20 Q All right. What do you recall was the discussion
21 as specific as you recall?

22 A So what are you asking?

23 Q Tell us what your conversation was.

24 A You mean tell you the words as nearly as I can
25 recall?

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1 Q Yes. Please.

2 A Okay. This is -- this may not be completely
3 accurate because it's memory, but it went something like
4 this. He got on the phone and I said, "You poor son of a
5 bitch. I've just read what's going on. I feel for you
6 tremendously. I know just what you're going through, I've
7 been there. I've been through it and my heart just goes out
8 to you incredibly."

9 And he said, "Oh, God. This is just awful."

10 And I said, "All I can tell you is I've been
11 through it and if you live through it, you can improve."

12 Then he said, "I didn't do what they said I did,
13 but I did do something. I mean, with this girl, I didn't
14 do what they said, but I did -- but I did do -- but I did do
15 something." He repeated it like twice.

16 And then he said, "And I may have done enough so
17 that I don't know if I can prove my innocence."

18 And I said, "There's a vast capacity for
19 forgiveness in this country."

20 He said, "There may be gifts. I gave her gifts,
21 but only after she gave them to me. And there may be
22 messages on her phone answering machine."

23 I said, "Entry and exit records from the
24 residence?"

25 And he said, "There won't be any."

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1 And I said, "Look. This is a he said/she said
2 situation."

3 The President said -- it may be at that point that
4 he said there may be gifts or something like that, it was in
5 that -- that frame of the conversation.

6 Then -- okay. Then I said, "Look. You may have
7 to play this thing outside the foul lines," which means
8 transcend the legal process, "go over the head, go over
9 Starr's head and go to the public and ask them for
10 forgiveness, tell them what you did and ask them for
11 forgiveness. There's a great capacity for forgiveness in
12 this country and you should consider tapping into it."

13 And he said, "But what about the legal thing?
14 You know, the legal thing? You know, Starr and perjury and
15 all that?"

16 And I said, "This is not a legal process, this is a
17 political process. You're the only human being in the
18 country -- "

19 I'm sorry, let me interrupt my narrative to go back
20 to the beginning of the conversation.

21 MR. APPERSON: Certainly.

22 THE WITNESS: After -- like as the second or third
23 thing that I said to him, I said, "It occurred to me that I
24 may be the only sex addict you know and maybe I can help
25 you."

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1 And then -- yeah. And then we -- and then we
2 talked about "I didn't do what they said I did."

3 BY MR. APPERSON:

4 Q All right. As you've already revealed.

5 A Yeah.

6 Q All right, sir.

7 A Then he said, before we got into the bit about
8 forgiveness and that stuff, he said, "You know, ever since
9 the election, I've tried to shut myself down. I've tried to
10 shut my body down, sexually, I mean."

11 Q All right. He said "sexually, I mean"?

12 A Yes.

13 Q All right, sir.

14 A "But sometimes I slipped up and with this girl I
15 just slipped up."

16 And I said -- I said, "I know. You know, addicts
17 fall off the wagon." I said, "This is an addiction just
18 like drugs or alcohol and you just have to recognize it and
19 fight it."

20 And then he repeated, "I didn't do what they said
21 I did, but I did something."

22 And I said, "You just got to confront it and you
23 just got to deal with it personally and politically and
24 you've got to ask for the country's forgiveness.

25 Then we got into the forgiveness issue. And I

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1 said, "The one thing you've got to avoid is getting trapped
2 like Nixon into a rigid posture of denial because that gives
3 you no flexibility, no room to maneuver, and you get stuck.
4 And presidents only get killed when they get stuck. But on
5 the other hand, if you play this outside the foul lines and
6 you really let it out, people are going to cut you slack on
7 it."
8 Then he said, "You think so?"
9 And I said, "I think so." Kind of tentatively.
10 And he said, "I don't know."
11 And I said, "Why don't we poll it?"
12 And he said, "How would you do that?"
13 And I said, "Same way we poll everything."
14 And he said, "What do you mean?"
15 And I said, "I'll read them," meaning the voters in
16 the sample, "paragraphs of different scenarios and see how
17 they react. Maybe you -- I hesitate to suggest that I do it,
18 but maybe this isn't something you want to do with your
19 regular pollsters."
20 And he said, "When could you do it?"
21 And I said, "Tonight."
22 And he said, "Call me late tonight with the
23 numbers."
24 And I said, "Yup."
25 And he said, "Okay." Click.

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1 So that was the first conversation.
2 Q All right, sir. Let me ask you, did he mention, as
3 you've indicated, his concern about the legal aspects and
4 perjury?
5 A (Nodding affirmatively.)
6 Q I want to focus on that. Was there any -- did he
7 at that time reveal to you that he had been deposed in the
8 Paula Jones case concerning Ms. Lewinsky?
9 A No, but I had read that in the newspaper and that
10 was the reference he made.
11 Q Okay.
12 A But he didn't elaborate that. No.
13 Q Okay. So there was no specific discussion of his
14 deposition.
15 A No.
16 Q Did he say anything else about perjury? Was that
17 the only reference as you've given us, "the legal thing" and
18 the perjury?
19 A No, just what I've said. I appreciate your
20 prompting because it may help me remember other stuff from
21 it, but I've tried as much as I can to give you the actual
22 text of the conversation.
23 Q All right, sir. And thereafter, you had understood
24 that the President had authorized you to do the polling that
25 you suggested.

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1 A That's correct.
2 Q Did you thereafter do that?
3 A Yes.
4 Q Okay. What exactly did you do after that?
5 A I typed up a questionnaire and I faxed it to the
6 company that I use to do polling and I asked them -- and I
7 asked them if they could do this poll tonight, Wednesday
8 night the 21st. They said they could.
9 I said, "Be careful who you have as interviewers on
10 this, because we'd better have good security." And the
11 people at the polling company assured me that there would be
12 good security.
13 And I wrote up a questionnaire and I faxed it to
14 them and I told them do as many interviews as you can get and
15 I think they did 400 or 500 interviews.
16 Q All right. What was the polling company that you
17 used?
18 A Action Research.
19 Q Is that in New York? Located in New York?
20 A No.
21 Q Where is that located?
22 A Melbourne, Florida.
23 Q All right, sir. And thereafter, did you -- when
24 were you expecting to get the returns from the polling data?
25 A That night.

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1 Q All right. You subsequently had a late-night
2 conversation with the President. You indicated you spoke
3 again. Is that correct?
4 A Yes.
5 BY MR. BENNETT:
6 Q Before we get into that, for those of us who
7 don't know, what particularly does the polling company do?
8 I assume they call, but is it a blanket, nationwide kind
9 of --
10 A It's a national sample, a statistically balanced
11 sample of the country. And I send them the questions to be
12 asked. They have 50 or 100 people at phone banks every night
13 who do these surveys around the country. They ask the
14 questions and then late at night after they've finished they
15 send me the results.
16 MR. BENNETT: Okay.
17 A JUROR: Well, could you tell us some of the
18 questions you asked?
19 THE WITNESS: Yes. First I want to emphasize that
20 the President had no role in designing these questions. He
21 very rarely did have a role in designing questions, except at
22 the very beginning of our relationship while he was
23 President. Of the roughly maybe 150 polls I've conducted for
24 him, probably 145 of them he never saw the questions until it
25 was over.

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1 And this was a situation in which I felt that it
2 would be the better part of discretion for me not to show him
3 the questions because I didn't want to be forcing him to make
4 admissions to me in the course of approving or disapproving
5 the questionnaire. I had read enough of the public stuff
6 that I could summarize things in the questionnaire without
7 his approval.

8 So the first time that he actually heard the
9 questions that I'm going to tell you about was when I gave
10 him the results of the questionnaire, after it had been
11 asked.

12 I'd be happy to provide you with the questionnaire,
13 if you want. My attorney has it.

14 BY MR. APPERSON:

15 Q That would be helpful, but if you could -- for the
16 grand jury's benefit, give us a sense as best you recall at
17 this point and we will take that later on.

18 A Sure. It was about four single spaced pages. It
19 began by asking, you know, do you have a favorable view of
20 Clinton, rating his job performance as president? Do you
21 think that he committed adultery in the past? Do you think
22 he frequently committed adultery in the past? Do you think
23 that he has committed adultery while he is president? Do you
24 think that he frequently has committed adultery while he is
25 president?

1 told Monica Lewinsky to lie.

2 None of these were based on his information to me,
3 it was all based on my suppositions of the worst case
4 scenario. And that's a frequent thing that I've always done
5 with Clinton. Whenever things are bad, I always sort of
6 imagine the worst and see if he can survive it and then kind
7 of work back from there. So that's what I did.

8 Then I said do you believe there's such a thing as
9 sexual addiction, do you believe that Bill Clinton is a sex
10 addict, do you believe John Kennedy was a sex addict, do you
11 believe that if John Kennedy -- if you knew now -- if you
12 knew then -- if you had lived at the time John Kennedy was
13 president and knew of the sexual involvements that you now
14 know that he's had, would you like to have seen him removed
15 from office?

16 And I think that was it. And then I asked them
17 their race and age and sex and income and educational level
18 and party so I could analyze the data. That was roughly the
19 questionnaire, but I'll give it to you, you can -- you'll
20 see it.

21 Q All right. And the reason I asked you at this
22 point, your subsequent conversation with the President was
23 approximately 11:15 that night? Is that correct?

24 A Yes, roughly.

25 Q Okay. Did you have the poll results at that time

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1 Then I read them the public newspaper accounts of
2 the Lewinsky affair, the Paula Jones deposition, the
3 relationship with Lewinsky, the -- everything that was in the
4 public -- the Linda Tripp tapes, the Linda Tripp -- whatever
5 was in the public sector on January 21st, I put into the
6 questionnaire and I read it to them.

7 And I said based on these facts, do you think that
8 the President -- do you approve -- do you disapprove or
9 approve of the President's conduct, do you think he should be
10 removed from office, do you think he should resign in office?

11 Then I read them a statement that I said is a
12 statement the President might give in which -- which was my
13 words, not his -- in which he said I did have a sexual
14 relationship with Ms. Lewinsky, I was involved with her, I
15 shouldn't have been, I fell, I was a flawed human being and I
16 did this and I ask for your forgiveness, I've asked for my
17 wife's forgiveness, and a statement that expressed a great
18 deal of contrition. Not quite like last night, but getting
19 there.

20 And it was a -- and I read that to voters and said
21 if the President said this, would you be inclined to forgive
22 him or not? Do you think he should be removed from office or
23 not? And then I said if the President admitted to committing
24 perjury, should he be removed? If the President admitted to
25 obstruction of justice, if the President admitted that he had

1 when you spoke to the President?

2 A Yes.

3 Q All right. Okay. We'll get to that in a minute.
4 I want to ask you before we leave this earlier conversation,
5 before you started the polling, he mentioned to you that
6 there were gifts and taped messages. Did he expound on that
7 at all?

8 A No.

9 Q Did you ask him further about any of that?

10 A No.

11 Q So you had no idea what the nature of the gifts
12 were?

13 A No.

14 Q Or the nature of the recorded messages?

15 A No.

16 Q What did you understand him to mean when he said
17 that -- in response to your question of visitor logs and his
18 response that there would be none? What did you understand
19 that to mean?

20 A That if he saw her, he did so in the West Wing, not
21 in the East Wing.

22 Q Okay. And how -- in your mind, how would that
23 affect whether or not there were visitor logs?

24 A That they would be less likely for there to be
25 visitor logs because if you visit the residence, you have to

Page 25

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1 get waved in, whereas if you're a staff member you can hang
2 around the White House without any real record of where you
3 go.

4 Q Okay. Did you understand from the public press
5 reports that at this time Monica Lewinsky was an employee not
6 of the White House, but at the Pentagon?

7 A I did not understand that then, no. I mean, I
8 don't know if I understood it then, but it didn't enter into
9 my thinking. No.

10 Q All right. Okay. Approximately what time did you
11 receive the poll results from the company?

12 A About 10:30 or 10:45. I was at the ballet that
13 night and when I returned I called them and they didn't quite
14 have them ready and then they had them ready a little bit
15 later, 10:30, 11:00, something like that.

16 Q Okay. Did they fax that to you?

17 A No.

18 Q Read it to you over the telephone?

19 A Over the telephone.

20 Q All right. And did you record the poll results?

21 A Yes.

22 Q Did you ever receive a hard copy printout from the
23 company of this?

24 A No.

25 Q It was simply conveyed by telephone to you?

1 phone."

2 And I said I wouldn't fax them, "Thanks for telling
3 me, but I wasn't planning to fax them anyway." And I said,
4 "So when should I call and where should I call?"

5 And Nancy said, "Don't call -- " there's a private
6 number that I had for the President that rang in his bedroom
7 without it going through any switchboard and she said, "Don't
8 call on that number because you'll wake Hillary up, call on
9 [REDACTED]" which is the switchboard number for the White House.

10 I did and the President -- I told the operator that
11 I wanted to speak to the President. The President picked up
12 the phone and said -- either said, "Let me call you back from
13 another phone," or "Let me take this call in another room."
14 I forget which, but he somehow switched phones. And then
15 either he called back or -- actually, I think he did call
16 back on another line. And then I had a conversation with him
17 about the results of the poll.

18 Q All right. Approximately how long was this
19 conversation?

20 A About 15 to 20 minutes.

21 Q All right, sir. And tell us as best you recall
22 what was said during that conversation.

23 A I said, "Well, I'm wrong. You can't tell them
24 about it, they'll kill you." He said nothing. You have
25 to -- just --

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1 A By telephone.

2 Q All right.

3 A I told them not to give me a hard record of it.

4 Q All right.

5 A Because I didn't want there to be one.

6 Q Okay. Did you keep your notes of the results of
7 the poll?

8 A Yes.

9 Q Do you still have those?

10 A Yes.

11 Q Would you provide those to us as well?

12 A Yes. It's written down on the questionnaire.

13 Q Okay.

14 A The only document there's ever been was the
15 questionnaire with the handwritten notes on it.

16 Q All right, sir. After you received the poll
17 results and made the notations, is it -- thereafter I'm
18 assuming that you called the President with the results.

19 A Yes.

20 Q And we've established the time. Tell us how that
21 conversation began. Who did you call? Did you call the
22 President directly or Ms. Hernreich or who?

23 A Nancy Hernreich had told me earlier in the day,
24 at about 4:00 or 5:00 she paged me, and she said, "Don't fax
25 the results to us, just give them to him verbally over the --

1 Q He did not say -- he did not respond?

2 A He didn't respond.

3 Q All right, sir.

4 A Typically, when I was giving the President advice,
5 he would often not respond. He would often just listen in
6 silence and interrupt me if he wanted to.

7 So then I said -- then I went through the
8 questionnaire and I began to read him each question and read
9 him the results of each question verbatim. And he was silent
10 during virtually the entire process.

11 At one point, one of the questions I asked was do
12 you think he should go to jail and, as I recall, 35 percent
13 of the voters said yes. And then I said -- I think either
14 he said or I said, "They didn't ask you about capital
15 punishment, did they? You didn't ask them about capital
16 punishment, did you?" But there was a little banter at that
17 point.

18 And I said, "They're just too shocked by this.
19 It's just too new, it's too raw." And I said, "And the
20 problem is they're willing to forgive you for adultery, but
21 not for perjury or obstruction of justice or the various
22 other things."

23 And I said, "They're even willing to forgive the
24 conduct. They're not willing to forgive the word. In other
25 words, if in fact you told Monica Lewinsky to lie, they can

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1 forgive that, but if you committed subornation of perjury,
2 they won't."

3 In other words, it was kind of -- almost a -- if
4 you were convicted of a crime that sounded that bad, we
5 won't. And you'll see the results.

6 After each question, we asked about removal from
7 office and I think it got up to about 48 or 49 percent that
8 said yes and that was just too high. I thought it would be
9 in the low thirties, the group that basically hated Clinton.

10 I do not recall if there was discussion back and
11 forth as I read him each of the numbers. I mean, it may well
12 have been -- he may have asked, "Is that 35? What did you
13 say, 35?" Or "Read me that again," or something like that.
14 But there was no substantive comment from him.

15 Q All right, sir. If I may, while you're at that,
16 giving his comments, did you have the impression he was
17 making notes at his end?

18 A Yes.

19 Q All right. Go ahead, sir.

20 A Yes. I don't -- not in the sense that he said,
21 "Wait a minute, let me get that down," but in the sense that
22 he would often ask me to repeat a number or something like
23 that.

24 Q All right, sir.

25 A Then we -- I continued to go through it and I

1 And I said, "You bet your ass."

2 Then the conversation proceeded for about three or
3 four minutes, talking about the state of the union, we might
4 have talked about Iraq, but there was nothing more on the
5 Lewinsky matter.

6 Q All right, sir.

7 A I think he may have asked me, "Should I allude to
8 this in the state of the union?"

9 And I said, "Either in a very cursory fashion at
10 the beginning or not at all, the key thing is to punch
11 through with your state of the union."

12 And then I probably said, "The best defense to the
13 Lewinsky scandal is a good state of the union speech."

14 Q All right. What was your next contact with the
15 President after this conversation that night?

16 A On Thursday evening, at about seven p.m., roughly,
17 I was in my apartment in New York --

18 Q This is January 22nd?

19 A Yes.

20 Q All right.

21 A And I got a telephone call from a newspaper, I
22 believe it was USA Today, but over the last couple of months
23 I've gotten phone calls on the same subject and it could have
24 been one of these publications, from USA Today, the Daily
25 News, the New York Post, the Washington Post.

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1 was analyzing it and I was saying, "You see how it falls
2 off when we talk about a specific crime or a specific
3 offense."

4 I remember in particular that I read him that
5 paragraph about how I lied and I had sex with Lewinsky and
6 that stuff and I was sort of waiting for him to interrupt
7 me and say, "But that isn't true," or "That goes too far,"
8 or something like that, and he was silent throughout the
9 whole thing. Then --

10 Q Let me just get this clearly because we don't have
11 the particular document. What exactly was the --

12 A I'd be happy to give it to you. My attorney has it
13 outside.

14 Q Okay. But we'll be able to identify clearly what
15 the statement was?

16 A Yes. Sure.

17 Q All right.

18 A I'll point it out to you, if you don't.

19 Q All right.

20 A And then I said, "So you just can't do this."

21 And he said, "It just won't fly. It just won't
22 fly."

23 And I said, "They're just not ready for it,"
24 meaning the voters."

25 And he said, "Well, we just have to win, then." --

1 I've gotten at least four or five different outlets
2 that have asked me the same question, so I'm not sure which
3 it was, but I think it was USA Today.

4 Q All right, sir.

5 A And the reporter said that there's a line on the
6 tape, meaning the Linda Tripp tape, the Monica Lewinsky/Linda
7 Tripp tape, there's a line on the tape that refers to a
8 moment when the President was with Monica Lewinsky having sex
9 and he was on the telephone with you in the Jefferson Hotel
10 where I lived during this period and that you were with the
11 prostitute who I was subsequently exposed to have a
12 relationship with and that you were having sex with her while
13 he was having sex with Lewinsky and you were talking to one
14 another.

15 And I said, "That's ridiculous. That's absolutely
16 crazy. It never happened. It could never have possibly
17 vaguely happened."

18 The President had no idea that I was doing what
19 I was doing and if he had known I would have been fired in
20 a heartbeat. And I had no idea he was doing what he said
21 he was doing. So it was just completely fanciful.

22 And then I said, "If you print that, it's reckless
23 and untrue." And the word "reckless" is the word you use to
24 kill a news story because that means libel suit.

25 And I said, "So you'd better have --" I said,

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1 "If you have it on hard evidence, which is you have heard the
2 tape and you can say that it's on that tape, then you can
3 print it and you'd better print my denial. But if you do not
4 know of yourself that it's on the tape, I'm telling you that
5 it never happened and if you print it, the fact that you're
6 printing it will be reckless and defamatory," which means
7 I'll sue.

8 So they didn't publish the story. When he hung up
9 the phone, I was absolutely gleeful and I picked up the phone
10 and I called the President because I felt that this was proof
11 that Monica Lewinsky was making all this garbage up because
12 this had never happened. You know, she was telling Linda
13 Tripp that this had happened and she must be a nut, which I
14 hoped that she was.

15 So then I called the President and he was in the
16 White House. They told me he's in the White House theater.
17 I believe I subsequently learned that he was with Arafat, but
18 I'm vague on that.

19 And the usher said, "He can't come out, he's in the
20 White House theater."

21 And I said, "Can Hillary come out?"

22 And he said, "Just a minute."

23 And then the President came out and said, "I can't
24 talk now. What's up?"

25 And I told him about the USA Today call and he

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1 said, "This is fantastic. This is great." You know, because
2 we were both really happy about it. And he said, "That's
3 great. I'll call you back in 45 minutes." And I said -- or
4 "Call me back in 45 minutes."

5 And I said, "Fine."

6 About an hour later, I called him back and we --
7 I got him, I don't recall the circumstances of it. I mean,
8 at his end. And I said -- and I said, "Let me read the
9 statement I gave to USA Today." I had in the meantime
10 written a statement and called them back.

11 And I said, "If you go with it, which is reckless
12 and dangerous," and whatever the words are, "this is my
13 statement, but only if you go with it. This isn't your
14 license to go with it." And the statement said that -- I
15 said, "This is the fevered fantasy -- this is the fevered
16 fantasy of a teenage mind."

17 And I said, "If all of Monica Lewinsky's charges
18 are as accurate as this one, then she owes the nation a
19 massive apology for completely taking us down fantasy lane,"
20 or something like that.

21 And I told them that I was planning to have a press
22 conference the next day, Friday morning, releasing this fact
23 and blasting Monica Lewinsky "out of the water." Because I
24 said, "Nobody's going to believe this and this will destroy
25 her credibility on everything else she's saying." --

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1 And he said, "Yeah, when I heard about it, I was
2 just ecstatic. It was great."

3 And I said -- I said, "This is wonderful. And, you
4 know, when the country hears the other garbage on her tape,
5 if it's as fanciful as this, her credibility will just be
6 destroyed."

7 And he said, "Yeah."

8 And I said, "The country's never going to impeach
9 a president over the word of a 21-year-old girl on some kind
10 of fantasy trip." And we talked in that vein for a moment.

11 Then he said -- and I said, "I'm going to really
12 just rip her tomorrow."

13 And he said, "You'd better be careful. Don't be
14 too hard on her because there's some slight chance that she
15 may not be cooperating with Starr and we don't want to
16 alienate her by anything we're going to put out."

17 And I said, "Oh, okay. Well --"

18 And he said, "Don't do anything until we talk in
19 the morning."

20 And I said, "Fine."

21 Then he said, "By the way, Dick, do you know the
22 date of the, uh --" this is his "uh," it's not mine,
23 "The, uh, the time with the woman?"

24 And I said, "What do you mean, sir?"

25 And he said, "The time, you know, with the woman at

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1 your hotel, the prostitute, you know, listening in on the
2 calls?" And he was referring to an allegation that the
3 prostitute who I had an affair with made which is that I had
4 let her listen in and eavesdrop on conversations with the
5 President.

6 And I told the President that that was not true,
7 I said, "As I've said before, this was not true. I never had
8 her eavesdrop on a conversation with you. What I did was to
9 put the phone up to her ear for one minute so I could be a
10 big shot and have her hear that I was talking to you and she
11 just caught the sound of your voice."

12 And he said, "Well, what date was that?"

13 And I said, "Sir, a dozen times."

14 And he said, "Oh, all right."

15 And that was the conversation.

16 Q All right. Let me ask you just a question with
17 reference to that while we're here. During the times that --
18 those dozen times when you may have put the phone up, you
19 were speaking with the President on the telephone and may
20 have put the phone up to the woman's ear for a brief time, as
21 you've testified, during those conversations you do not know
22 who may or may not have been with the President when you were
23 speaking with him. Is that fair to say?

24 A Yes. Fair. I mean, sometimes I would have the
25 impression that he had staff with him or something, but I

1 never had the slightest idea, impression or inkling of the
 2 rumor that that story indicated, that there was a time when
 3 he was talking to me while he was having sex with anybody.
 4 Q But you're not able to exclude that possibility.
 5 A No. I would consider it remote. He would
 6 constantly engage in conversation and talking and back and
 7 forth and byplay and there probably were times when he was
 8 less than attentive in 150 phone conversations, but sex
 9 would be a little farfetched.
 10 Q All right, sir. Now --
 11 A Maybe it would be one of the times he indicated
 12 pleasure at my speech draft. Anyway, go ahead.
 13 Q All right. You indicated the President -- you left
 14 the conversation, the President left it by "Don't do anything
 15 until you talk to me in the morning."
 16 A Right.
 17 Q "Until we talk in the morning." Did you talk with
 18 the President the next day?
 19 A Yes.
 20 Q All right. How did that conversation come about?
 21 A I called him in the morning and my wife and I had
 22 spoken about it and we had decided not to do a press
 23 conference because ever since the scandal, we're both
 24 publicity averse in terms of, you know, being at the center
 25 of a firestorm. And we -- and she -- she felt that it would

1 his page.
 2 And he said, "Listen. My people don't think it
 3 would be a good idea for you to have that press conference
 4 because we're not at all sure that Lewinsky is going to
 5 cooperate with Starr, we think there's some chance that she
 6 won't, and we don't want to alienate her."
 7 And I said, "Well, that's good because we've just
 8 talked about it and, you know, Eileen isn't all that anxious
 9 for me to put my neck on the chopping block again, so we're
 10 not going to do that."
 11 And he said, "Good. You know, my attorneys have
 12 talked to me," it was obvious to me at that point that he had
 13 spoken to his staff and his attorneys and that he had caught
 14 hell from them for talking to me.
 15 I've always felt -- my relationship with the
 16 President has always been a very direct one and it's always
 17 been the object of animus and concern on the other people
 18 around him that I do that because I don't ever go through
 19 channels or that stuff. So it was clear that they had kind
 20 of read him the riot act about that.
 21 And he said, "My attorneys don't think it's a good
 22 idea for me to talk to you. You can say anything you want to
 23 me, but I can't say anything to you."
 24 And I said, "Because this conversation isn't
 25 privileged."

1 be a bad idea to do that.
 2 So I called him back to tell him we were not going
 3 to do the press hit. Before --
 4 Q And approximately what time was that call made?
 5 A I just don't know.
 6 Q In the morning? Early?
 7 A I just don't know.
 8 Q All right, sir.
 9 A I know that the other calls -- I know the times of
 10 the Wednesday and the Thursday calls because there are
 11 outside events that related to it, I was at a restaurant for
 12 one and with company for another, but the Friday call, I have
 13 just no idea what time of day or night it was.
 14 And I said to him -- and actually, I cannot tell
 15 you whether I called him or he called me, I just can't tell
 16 you that, I just don't know. That call was different than
 17 the others in that it was the last of the five phone calls
 18 and he had -- I got the impression he had more or less gotten
 19 his act together and he had been with his attorneys and he
 20 had talked to his staff.
 21 And before I could tell him I was not going to have
 22 the press conference, he said to me either "I'm glad you
 23 called," or "Here's why I called you." I mean, I would
 24 always call him because he would never call me, he would page
 25 me, and I don't know if I called him on my own or returning

1 And he said, "Right."
 2 And I said, "Okay."
 3 And then he said, "In all the conversations, I've
 4 made clear to you that these charges aren't true, haven't I?"
 5 And I said, "Yes, you have."
 6 Excuse me. In our conversation on Wednesday night,
 7 after I read through the questionnaire with him, he said to
 8 me explicitly, "And I've told you that these charges aren't
 9 true."
 10 And I said, "Yes, sir. You have."
 11 Because earlier he told me, "I didn't do what they
 12 said I did." And I got the impression that he was saying it
 13 kind of for the record because, you know, he'd been fairly
 14 vague in his early conversation and in my reading him the
 15 questionnaire, I was taking some liberties and presuming that
 16 the charges were true in the thing and he was kind of just
 17 asserting that they aren't true.
 18 Then he said to me on Friday, "I've told you these
 19 charges aren't true, haven't I?"
 20 And I wondered at that point if there was
 21 somebody else in the room, if his attorneys were with him,
 22 because sometimes he would do that. And then I said,
 23 "No, I don't --" I said, "Yes, you've told me that."
 24 And he said, "You know, there are some people that
 25 believe they can run me out of office over this thing, but

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1 you don't think they can, do you?"

2 And I said, "No, sir. I don't think they can."

3 And I said, "Because it's just your word against her word

4 and, you know, given what we know is on the tapes, she'll

5 come across as a nut."

6 Then he said -- and then I think he said, "Okay.

7 Talk to you later. Goodbye." Click.

8 Then my next contact was on Saturday morning.

9 Q If I may, just to clarify --

10 A Yes.

11 Q When he told you, reiterated again as he had said

12 in his previous conversation, but said once again, "I've told

13 you these charges aren't true, right?" Or "correct?"

14 A Yes.

15 Q He told you that after he had told you that the

16 lawyers had told him not to make statements to you?

17 A Yes.

18 Q Okay. Go ahead.

19 A But to be fair to him, he has told me -- in those

20 five conversations, he probably used the line "These charges

21 aren't true" five or six times. You know, I may not have

22 recounted each of them in my seriatim discussion, but it was

23 a constant recurring theme of his, that these conversations

24 were not true.

25 At the time, I had no idea of what he was talking

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1 about in saying that "I didn't do what they said I did, but

2 I did do something." And I had no notion of what he was

3 talking about. And I didn't understand how it could be a

4 sexual relationship and then not.

5 So I was -- I just didn't understand it, but I

6 wasn't about to ask him questions about it.

7 Q Did you have the sense of when he said, "You know

8 these charges are not true," that that was said to you to

9 reassure you, to take any actions? For example, the polling

10 or to continue to give advice?

11 A No, I think it was -- I think he deeply believed at

12 the time, and I guess still does, that the charges weren't

13 true. I think that he has a deep seated, fundamental belief

14 in his own innocence.

15 The President is -- there's a lawyer running around

16 inside of his brain and he's very precise, if sometimes

17 inaccurate, in his terminology which means that sometimes he

18 uses words that we all assume to mean one thing but "Black's

19 Law Dictionary" says they mean something else and it's the

20 "Black's Law Dictionary" in his mind.

21 And subsequently as I've watched this elaborate,

22 I would imagine, which I did not think then, I didn't know

23 it then, that he may not have considered oral sex to be

24 sexual relations and that he was hanging things on that and

25 I think that's probably what he meant when he said that to me

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1 in the morning. You know, in the Wednesday morning

2 conversation.

3 Q Okay. Let me ask you with reference to the poll

4 that you took, who paid for the poll?

5 A I did. It was about a \$2000 thing, you know, we

6 didn't have a huge sample and we didn't run it through the

7 computer and stuff. And I didn't want there to be a record

8 of it, so I just paid the interviewing company myself.

9 Q Okay. Did you have discussions with the President

10 about your doing that?

11 A No.

12 Q Or who would pay for the poll?

13 A No. I didn't even bother him with the money.

14 Q All right.

15 A I'm unsure of the legal situation because there was

16 no campaign at that point and therefore it's really not a

17 campaign contribution in that sense, but in any case the 2000

18 is within my wife and my legal limit, so I thought it was

19 okay.

20 A JUROR: Did you write a check?

21 THE WITNESS: Well, I have an account with them and

22 I keep paying them checks for all the polling that I do and

23 it was one of the -- it was included in a \$10,000 check that

24 I sent them for a bunch of different polls. I'm not sure it

25 was 10, but it was something like that.

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1 BY MR. APPERSON:

2 Q So it's fair to say that that would potentially --

3 and I don't know whether it does, but potentially it could

4 count as an in-kind contribution, could it not?

5 A It could. I mean, it could. I don't know. I'm

6 not an attorney.

7 Q I understand. And I'm not in a position to know at

8 this point based on that alone, but it's fair to say that

9 there is no record at any campaign entity or otherwise --

10 A Right.

11 Q -- of that fact, having been perhaps an in-kind

12 contribution.

13 A Correct.

14 Q All right, sir.

15 A I never told anybody else in the White House or the

16 Clinton campaign that I did this poll.

17 Q All right. And you've received no personal

18 reimbursement from the Clintons for that?

19 A No. Nor have I sought it.

20 Q All right. You were going to turn to your next

21 contact with the President.

22 A Yes.

23 Q What happened after this conversation?

24 A Right. Well, it -- then I called back, I think, on

25 Saturday morning and Nancy took the call and said, "Listen,

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1 he just can't speak with you. He's just not -- the lawyers
 2 don't want him to speak with you. You have to talk to Mickey
 3 Kantor." And I placed a call to Kantor at about 5:00 on
 4 Saturday. He never called back and I never called him again.
 5 And my next contact with -- my only other contact
 6 with Clinton over the phone since then was that on Tuesday
 7 morning at about 11:00 before the Tuesday night state of the
 8 union speech, Nancy Hernreich called me and asked me to fax
 9 another copy of the draft I had sent him for the state of the
 10 union because he'd apparently lost the first one.
 11 Q All right.
 12 A And I did. And that's the -- that's it.
 13 Q All right. In the draft that you prepared for the
 14 state of the union, did you include any reference to the
 15 Monica Lewinsky matter?
 16 A No.
 17 Q All right. Were there any notations on the draft
 18 with respect to not addressing the Lewinsky matter? You
 19 mentioned that you had --
 20 A No.
 21 Q All right.
 22 A It was a draft that actually predated the Lewinsky
 23 matter.
 24 Q All right. And you didn't make any changes with
 25 respect to that.

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1 A (Shaking head negatively.) He didn't use much of
 2 it.
 3 Q All right. You had a conversation with Betty
 4 Currie after this matter of Lewinsky broke. Is that correct?
 5 A Yes.
 6 Q All right. Tell us about that contact with Betty
 7 Currie.
 8 A I called her, I think, right after she testified
 9 here and I was just so moved by how harried she looked
 10 going in. I've always liked Betty and I sent her a big
 11 basket of flowers and I just called her to say hang in
 12 there.
 13 Q Okay. Had you had any discussions with her about
 14 her testimony or the Lewinsky matter before her grand jury
 15 testimony?
 16 A No. Nor since. The phone call lasted five
 17 seconds, probably.
 18 Q Anything other than her thanking you for the
 19 flowers?
 20 A I don't know if she called me to thank me or I
 21 called her just to say, you know, hang in there. I don't
 22 even know if she had got the flowers at the point at which I
 23 called. I may have decided to send the flowers after I hung
 24 up, but I sent her flowers that day.
 25 Q And there was no discussion about the substance of --

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1 her knowledge or her testimony?
 2 A No.
 3 THE FOREPERSON: Now might be a logical time to
 4 take a break.
 5 MR. APPERSON: All right. We'll take a break.
 6 THE FOREPERSON: A ten-minute break.
 7 MR. APPERSON: And I'll get you to get the document
 8 from your attorney while we're on the break.
 9 THE WITNESS: Yes. Sure. Right.
 10 MR. APPERSON: Thanks.
 11 THE FOREPERSON: Thank you.
 12 Ten minutes, everybody.
 13 MR. APPERSON: You'll need to step out.
 14 THE WITNESS: Yes.
 15 (Witness excused. Witness recalled.)
 16 BY MR. BENNETT:
 17 Q Mr. Morris, you are still under oath and you
 18 recognize that?
 19 A Yes.
 20 MR. BENNETT: And we have a quorum?
 21 THE FOREPERSON: Yes, we do.
 22 MR. BENNETT: And there are no unauthorized persons
 23 present?
 24 THE FOREPERSON: Absolutely no one that is not
 25 authorized to be here.

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1 BY MR. APPERSON:
 2 Q All right, sir. You've provided the Office of
 3 Independent Counsel a five-page document. Is that correct?
 4 A Yes.
 5 Q And is that the polling questions?
 6 A Yes.
 7 Q And your notations that you've already testified
 8 about today?
 9 A Yes.
 10 MR. APPERSON: Can we mark that as an exhibit?
 11 MR. BENNETT: We will mark this with today's date,
 12 which is August 18, we'll mark it -- is this Grand Jury
 13 Exhibit 1 today?
 14 THE FOREPERSON: Yes.
 15 MR. BENNETT: Okay. Grand Jury Exhibit 1 with
 16 today's date, 8/18/98, and we'll put your initials, RSM.
 17 (Grand Jury Exhibit No. RSM-1
 18 was marked for identification.)
 19 BY MR. APPERSON:
 20 Q While that's being done, let me go back to your
 21 conversation when you got back to the President and told
 22 him --
 23 A Excuse me --
 24 Q Yes, sir?
 25 A I think my attorney mentioned that I wanted to

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1 clarify an answer I gave this morning.

2 Q Certainly.

3 A Or elaborate on it. It relates to how I paid for
4 this poll, how I paid the interviewing house to do it.

5 I had just finished a poll with them on the
6 President's state of the union speech before the Lewinsky
7 scandal broke, which was a much more extensive survey and a
8 much more high-minded one, I might add, and it polled the
9 various themes that he might use in the state of the union
10 speech. And I had the same interviewing house do this poll
11 as did that poll. And then I paid, as I can best recall, for
12 both of the polls together with one check which was either
13 for 7000 or 10,000, I forget which.

14 But I left the impression before, I think, that
15 there was a discrete \$2000 payment for this poll and there
16 was not, it was part of the larger payment for the entire
17 project. This was in a sense kind of a tack-on to that poll.

18 Q All right, sir. Let me explore that a little bit
19 with you. Did you bill anyone for the polling with respect
20 to the state of the union?

21 A No. I did it mainly for a column that I write for
22 the Hill Magazine which is a weekly publication on Capitol
23 Hill and I published the results of the poll in the
24 newspaper, so it was only incidentally -- the material in the
25 poll was of some use to the President in the state of the

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1 union speech, but it was not a poll designed for the state of
2 the union speech, it was primarily designed as a public
3 column of what the President should say in his state of the
4 union speech.

5 In other words, it was not proprietary in that
6 sense and the President received the results along with
7 everybody else who bought a copy of the Hill.

8 Q Okay. I still don't understand clearly the \$7000
9 and the \$2000 figures.

10 A I don't recall if the cost of the first poll that
11 I did for the Hill was \$5000 or \$8000, but it was one of the
12 two. This poll was \$2000 and I gave them a check for either
13 7000 or 10,000 to pay for the \$8000 poll for the Hill and
14 then this \$2000 tack-on that I did at the President's
15 request.

16 Q I see. Okay. But you paid regardless of --

17 A Yes.

18 Q -- which amount went to which poll.

19 A That's right.

20 Q You paid for both of them.

21 A Yes.

22 Q All right. Okay. Getting back to when you got
23 back to the President, I think, the next morning after one of
24 your telephone calls, after he said, "Don't do anything until
25 you talk to me," and you indicated you did not plan to go

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1 forward with the press conference and he indicated, as you've
2 testified, that "My people don't think it's a good idea." Do
3 you recall that?

4 A Yes.

5 MR. APPERSON: Okay. That's what I want to ask you
6 about.

7 MR. BENNETT: One moment.

8 (Pause.)

9 BY MR. APPERSON:

10 Q Did he indicate who the particular persons were
11 that thought it was not a good idea?

12 A No.

13 Q He simply used that phrase, "my people"?

14 A Yes.

15 Q Who did you understand based on the context of the
16 conversation to whom he was referring to as "my people"?

17 A I assume he probably at least meant Kendall, his
18 lawyer, and he probably meant some of his senior staff.
19 I have no idea who. I have no idea as to who it is, I can
20 guess, but it would just be a guess.

21 Q All right, sir. During your conversations as
22 you've described them and testified with the President, did
23 you have any contact with the First Lady during this time
24 period?

25 A No.

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1 Q Okay. So the one attempt that you -- when they
2 were in the theater to speak to Hillary, you never did in
3 fact speak to her.

4 A That's right. And I was only trying to speak with
5 her to get her to put Bill on the phone.

6 Q All right.

7 A The President.

8 Q All right. Did you have any discussions with the
9 President about your speaking or not speaking to the First
10 Lady during that time?

11 A No.

12 Q All right. Prior to January 21st, did you ever
13 have any discussions with the President concerning the
14 Paula Jones lawsuit and that litigation?

15 A Yes. Frequently.

16 Q All right. What were the nature of your
17 conversations with respect to that?

18 A Well, they were mainly occupied with how to escape
19 political damage in the lawsuit. I spoke with him -- I
20 really couldn't even count the number of times, 50, 60, 100.
21 It was kind of a constant topic of conversation and it would
22 always relate to what did he estimate the odds were that we
23 could get it delayed until after the election.

24 I spoke with him at one point about whether --
25 I felt that it was unwise that he -- that Bennett, his

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<p>1 attorney, put in the defense that as commander-in-chief he 2 couldn't be tried, which was one of the grounds, I think, 3 for not trying it.</p> <p>4 I urged him constantly throughout it to just make 5 sure it's handled after the election and not before. But I 6 don't -- I don't believe -- but -- and he would always tell 7 me "I don't know who this woman is; I've never had contact 8 with her; the charges are totally untrue."</p> <p>9 Q With respect to Paula Jones.</p> <p>10 A Yes.</p> <p>11 Q All right, sir.</p> <p>12 A The Lewinsky stuff I can be very precise about 13 because it was only six or seven months ago and it was a 14 discrete period of conversations over a period of three days. 15 The Paula Jones stuff was over the whole period of time and, 16 you know, there were constant conversations.</p> <p>17 Q All right. Did you ever have a discussion with the 18 President prior to his deposition in the Paula Jones 19 litigation about the deposition?</p> <p>20 A No. And I'm pretty sure I didn't speak to the 21 President about the Paula Jones case during all of '97 or 22 '98.</p> <p>23 Q Okay. So in other words --</p> <p>24 A It only was during my tenure there, basically.</p> <p>25 Q I see. And so I think that it flows from your</p>	<p>1 Q And how about the billing for those polls?</p> <p>2 A Those were all paid for by either the campaign or 3 the Democratic National Committee.</p> <p>4 Q Okay. And what was the set up with respect to who 5 you would bill?</p> <p>6 A Well, actually, when I say "I took the polls," 7 that's a broad "I." The polls were actually conducted by 8 Penn & Schoen, the polling firm that the President hired for 9 the election, and they functioned under my direction, but 10 they did that polling. This was done outside of that 11 framework.</p> <p>12 Q All right, sir. Have you ever discussed Kathleen 13 Willey with the President?</p> <p>14 A No.</p> <p>15 Q When is the first time you heard the name Kathleen 16 Willey?</p> <p>17 A When everybody else did, when it was public.</p> <p>18 Q Okay.</p> <p>19 A I might have heard it earlier on the Drudge Report 20 or something like that, but nothing other than that.</p> <p>21 Q Okay. Have you ever had any discussions with 22 anyone at the White House or with the President's lawyers 23 concerning the release of Willey documents?</p> <p>24 A No.</p> <p>25 Q Do you remember after the 60 Minutes interview</p>
<p>Page 54</p> <p>1 answer but let's make it clear, you don't recall ever having 2 any discussion with the President after his deposition --</p> <p>3 A No.</p> <p>4 Q -- about his deposition.</p> <p>5 A No. Except for the comments I made to you about my 6 conversation with him on the 21st.</p> <p>7 Q Yes, sir.</p> <p>8 A Yes.</p> <p>9 Q Did you do any polling for the President with 10 respect to the Paula Jones litigation?</p> <p>11 A Yes.</p> <p>12 Q Matters connected with that?</p> <p>13 A Like that.</p> <p>14 Q Okay.</p> <p>15 A But never on any of the factual issues as here, 16 just have you heard of the case, do you think that she's 17 right, do you think he's right, does it make you less likely 18 to vote for the President, if the President agrees to 19 apologize and X, Y, Z, do you think that that would affect 20 your vote, if the President paid her a sum of money to settle 21 the lawsuit, do you think that would affect it. There were 22 questions of that nature.</p> <p>23 Q All right. And I take it it's fair to say you 24 shared the results of those polls with the President?</p> <p>25 A Yes.</p>	<p>Page 56</p> <p>1 there was a release of documents from the White House?</p> <p>2 A No. I've in public been very critical of that, but 3 I didn't speak to them about it.</p> <p>4 Q Okay. When you say you've been very critical, what 5 do you mean?</p> <p>6 A Well, I've in public and in the media referred to 7 this as the secret police, the investigative operation that 8 the White House runs to savage these poor women whose only 9 sin is that they said yes.</p> <p>10 Q All right.</p> <p>11 A Or no.</p> <p>12 Q All right. Now, is that observation that you make 13 based on -- limited to the instance of the release of the 14 Willey documents?</p> <p>15 A No. I've been very concerned about the release of 16 Linda Tripp's Pentagon file. I wrote a column criticizing 17 that. I've been very concerned about the published accounts 18 of things that Bruce Lindsey has said to women who have been 19 considered to be -- who have been looking at testifying. And 20 the theme of my various columns in the New York Post has been 21 that this is all way overreaction and it will get him in far 22 more trouble than the sex ever would.</p> <p>23 Q Okay. Have you had any discussions with any 24 persons in the White House about your observations with 25 respect to this practice that you've observed and written</p>

1 about in your column?

2 A Yes. I had a -- no, I'm sorry. No. The answer
3 to that question is no.

4 Q All right. Have you ever discussed with the
5 President or anyone else at the White House the issue of
6 whether or not to invoke executive privilege as part of the
7 Independent Counsel investigation?

8 A I'm not sure. Any discussion that I had with them
9 would have been in '95 or '96 and, at that time, there were a
10 whole series of discussions about whether to give the
11 committee's documents or whether to assert a privilege and I
12 don't recall if that related to a witness privilege or a
13 document privilege vis-a-vis Starr or vis-a-vis one of the
14 congressional committees.

15 They were not extensive discussions and my advice
16 always was to give out more rather than less, to give it --
17 I never thought any of those fights made any political sense.
18 But I can't recall back then if there were any executive
19 privilege issues vis-a-vis your office and witnesses, so I
20 don't think there were, so I don't think I did, but I might
21 have.

22 BY MR. BENNETT:

23 Q Could I back up a moment? I don't think this
24 question's been asked this way yet, but you've described
25 conversations you had with the President beginning January 21

1 [REDACTED]
2 [REDACTED]

3 And then, you know, he stopped asking for advice
4 and I stopped offering it and we just went our separate ways.
5 The only contact that I've had with him since then has been I
6 periodically fax him advice on stuff, including a variety of
7 faxes, to urge him to give the speech he gave yesterday. But
8 those are just one-way communications of me to him with no
9 reply from him.

10 Q And so your direct communication or indirect
11 communication with the White House, such as it was, was only
12 for the very limited time in the first few days of the matter
13 after January 21.

14 A Yes. There were some prior to January 21, not
15 about Lewinsky, but --

16 Q Right.

17 A Subsequent to January 21, that's correct.

18 Q All right. And then since that time, whether it
19 was tied to the Los Angeles comments or not, the public
20 comments that you made that relate to the White House seem to
21 be more critical in some ways. You mentioned the secret
22 police reference.

23 A Yes.

24 Q Who are you referring to when you talk about the
25 White House secret police operation?

1 as the starting date for this matter, scandal. And I had the
2 sense that at some point you gave the President advice and
3 had communication with him and that that changed at some
4 point. Is that correct or not correct?

5 A Some -- I'm sorry, I don't understand your
6 question.

7 Q What is your relationship with the White House now,
8 with Mr. Clinton, the President?

9 A Oh. I've not had a conversation of any sort with
10 President Clinton since Friday, January 23rd.

11 Q All right. Since a couple of days after this
12 broke.

13 A Yes.

14 Q Why is that?

15 A I think initially it was because his lawyers told
16 him not to and when they told me to call Kantor, I took
17 the hint. Clinton is always kind of flitting in and out of
18 my life or me in and out of his and when we're on, we're on,
19 and when we're not, we're not, and you just learn to accept
20 that.

21 [REDACTED]
22 [REDACTED]
23 [REDACTED]
24 [REDACTED]
25 [REDACTED]

1 A Terry Lenzner. Palladino, Jack Palladino. Betsey
2 Wright. To some extent Bruce Lindsey. The White House
3 Filegate episode. And I believe there's been a pattern of
4 attacking people who are witnesses who in some way have
5 implicated the President and I think that it's Nixonian and
6 counterproductive and I believe it stems more from Hillary
7 Clinton than from Bill and --

8 Q Why do you say that?

9 A Because I know them both and I don't think Bill
10 does that sort of thing. Hillary often does. And I
11 think that there's a -- and it's a pattern that I feel can
12 consume the administration, just as it consumed Nixon's
13 administration, and I've written a lot of columns warning
14 about that.

15 Q You mentioned a moment ago that you took the
16 hint about calling Mickey Kantor. I'm not sure I understand
17 that.

18 A Well, they told me to call Mickey and then I did
19 and he didn't return the call and that was a message, that
20 I should not be in touch with him any more, and I didn't.

21 Q There were articles that I think were published in
22 the course of the 1996 campaign that described the breach
23 within the campaign for reelection and sort of pitted you on
24 one side and you had mentioned earlier your ability to have
25 direct contact with the President dating back to your, you

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1 know, days in Arkansas in the late '70s, versus some of the
 2 President's then current advisors. I recall George
 3 Stephanopoulos, Harold Ickes --
 4 A Yes.
 5 Q I thought Mickey Kantor was in that --
 6 A Mickey was more with me than him.
 7 Q He was more with you?
 8 A Yes.
 9 Q All right. And that's really the gist of my
 10 question. What is your relationship, what was your
 11 relationship, with these various other advisors of the
 12 President?
 13 A During the time I worked there?
 14 Q During the time you worked there and since then.
 15 A Since then, none. During -- well, I've had
 16 occasional contact, but not much. I'll tell you that. When
 17 I worked at the White House, I was -- there was -- it was a
 18 constant state of war between Ickes on the one hand and
 19 myself on the other.
 20 I had been brought in after the President
 21 was defeated in the 1994 election and the President in
 22 effect didn't fire anyone, but he sort of hired me to
 23 replace them and they didn't like it very much and we had
 24 fundamentally different views about what the President
 25 should do.

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1 I advocated much more of a centrist course and
 2 balancing the budget and issues of that sort and his advisors
 3 were much more liberal and I felt that they had gotten him
 4 into the hot water that he was in and --
 5 Q I think it's been reported that you were sort of
 6 the author of the so-called triangulation strategy of
 7 positioning the President between the Republican Congress and
 8 the Democratic Congress, I suppose.
 9 A Yes.
 10 Q And so that would have been sort of ideological.
 11 A Yes.
 12 Q In terms of your dispute with the other advisors.
 13 A Yes.
 14 Q Is that fair?
 15 A That's correct.
 16 Q But I'm just trying to get a sense for whether any
 17 rift that arose from the '96 campaign has had any impact on
 18 your relationship with the White House since this matter
 19 broke.
 20 A Yes. Not in my relationship with the President,
 21 but my relationship with the White House staff has always
 22 been bad. When I was there, it was bad and it has been bad
 23 since because I was sort of the interloper and the person
 24 from the outside and they used to call me Rasputin or Houdini
 25 or all kinds of -- Machiavelli. And it was -- and I never

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1 went through the chain of command.
 2 I never dealt with him through his advisors, I
 3 worked directly with the President, usually circumventing t
 4 advisors, usually disagreeing with their advice.
 5 Q And you had also represented Republican candidates
 6 for office.
 7 A Yes.
 8 Q So there was distrust.
 9 A Right.
 10 Q In part, based on that.
 11 A Yes. My only contact with the people I served with
 12 on the White House staff since then is that I called Harold
 13 Ickes, who was my chief adversary, two or three times just to
 14 tell him that I felt that -- that I felt badly that we had
 15 been fighting that much, that while I disagreed with the
 16 positions that he took, I said, "How can I be so mad at you
 17 when the only fight you and I ever had was different views of
 18 how to help poor people and how to get a good man elected?"
 19 So we -- it was kind of a -- then I said, "I would
 20 at some point like to have dinner with you and just offer my
 21 apologies for the vitriolic nature of the fighting between
 22 us."
 23 He said, "That'll be a long dinner." But then we
 24 never actually did it because we were a little worried that
 25 if we did it, you all and the committees might think we wer

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1 cooking up testimony, so we never did that.
 2 Q When was that conversation?
 3 A Probably some time around -- I would guess October,
 4 November, December, January -- '97, '98.
 5 Q And you haven't really had contact with him since?
 6 A No. I just decided that it was better not to have
 7 contact until this whole thing was over because nobody would
 8 believe we weren't doing something nefarious.
 9 Q All right. Now, you mentioned Mickey Kantor's name
 10 was somebody who was more on your side.
 11 A Yes.
 12 Q And by that did you mean more on your side in terms
 13 of the advice you were giving the President on --
 14 A Yes. Yes. Mickey was more a centrist and more of
 15 an ally of mine vis-a-vis Ickes. Ickes had been involved in
 16 dumping Mickey in the 1992 campaign and George Stephanopoulos
 17 had also been antagonistic to Mickey Kantor at that point and
 18 Kantor was more an ally of mine. But I've had no contact
 19 with him since I resigned.
 20 Q You say "dumping." Was that because, again, an
 21 ideological --
 22 A Well, I wasn't there in '92, but I've heard that
 23 Mickey Kantor was in effective control of the campaign for a
 24 while and then there was kind of a coup that ousted him led
 25 by George and Harold, Stephanopoulos and Ickes.

1 Q And what prompted that coup?
 2 A I don't know. I wasn't there, but I've just heard
 3 that.
 4 Q All right. Well, would you agree that Mickey
 5 Kantor seems to remain one of the President's key advisors?
 6 A Yes.
 7 Q Not in the White House, but outside?
 8 A Right.
 9 Q And it's also been reported that Harold Ickes has
 10 remained as an advisor, in fact, was brought back after this
 11 matter broke in the news. And so they both seem to be on the
 12 same team again, at least to some extent.
 13 A Sure.
 14 Q And so I'm trying to get a sense -- not because we
 15 care about petty factions or anything like that, but how this
 16 can come to be if there was a coup as you've told us --
 17 A Well, I just don't know. I don't really -- I don't
 18 know. Kantor could have been misleading me and have been
 19 closer to Ickes than I thought. They might have kissed and
 20 made up. I have no idea, really. I have observed the same
 21 thing, though.
 22 Q You mentioned not really speaking to Ickes since
 23 October or so of 1997. How frequently do you communicate
 24 with Mickey Kantor?
 25 A I've never spoken with Mickey, to my knowledge,

1 the President, I basically in effect caused Carville and
 2 Begala to be fired or relegated to minor roles in the
 3 campaign. And I caused George to be excluded for a long time
 4 and then ultimately reached out to him and we developed a
 5 modus operandi to work together.
 6 Actually, the President was more the one who
 7 excluded George after the '94 defeat, but in any event, there
 8 was a lot of bad blood between Begala and myself.
 9 My relationship with Erskine Bowles and Sidney
 10 Blumenthal has always been a warm one and a close one. We
 11 worked very closely together, Sidney and I, during the
 12 campaign and Erskine and I worked very closely together while
 13 he was Deputy Chief of Staff and I've always considered both
 14 of them to be allies.
 15 Q [REDACTED]
 16 [REDACTED]
 17 A [REDACTED]
 18 Q [REDACTED]
 19 A [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 [REDACTED]
 24 [REDACTED]
 25 [REDACTED]

1 since I've resigned and, to my knowledge, I've only spoken to
 2 Harold once.
 3 Q So it's been right at two years for Mickey Kantor.
 4 A Yes.
 5 Q Okay. You said you regarded him as being more
 6 allied with you ideologically, philosophically. Are you on
 7 good terms with him?
 8 A With who?
 9 Q With Mickey Kantor.
 10 A No, I've told you I've not spoken with him for two
 11 years.
 12 Q But on what --
 13 A I feel friendly toward him. I don't -- I feel -- I
 14 like him, but we just haven't had contact.
 15 Q Is there any heartburn, if you will, to your
 16 knowledge on the part of the current group of presidential
 17 advisors after the comments you had commented on in Los
 18 Angeles?
 19 A Yes.
 20 Q Is that in the equation somewhere?
 21 A Yes. Well, with -- it's mainly an excuse. There's
 22 a lot of history between me and a lot of the people that are
 23 currently on the White House staff. Paul Begala was in
 24 effect -- he and George Stephanopoulos and James Carville
 25 were sort of my predecessors and when I came in to work with--

1 [REDACTED]
 2 Q Okay. You also mentioned Bruce Lindsey. What is
 3 your status with him?
 4 A Well, I've always been very close to Bruce.
 5 We first met each other in 1978 when he was in David Pryor's,
 6 P-r-y-o-r's, Senate campaign. And he was always one of
 7 Clinton's inner circle in Arkansas and as such I was in
 8 constant touch with him. I've had some dealings with Lindsey
 9 over the last year or two, all related to the tobacco deal.
 10 The only contact that would be outside of that is
 11 that at one point after -- I think there was one point at
 12 which Webb Hubbell, the issue came up as to whether Webb
 13 Hubbell had gotten hush money or not and I was asked about it
 14 on a TV program or in a print interview and I said I doubted
 15 the President would arrange for hush money to Webb Hubbell
 16 because he's too much of an ingrate. And Bruce called me and
 17 said the President really bristled at that comment.
 18 And I said, "He is." So that was that comment.
 19 But there was a tone in Bruce's commentary to me of you'd
 20 better watch out, you're pissing the President off, there was
 21 a tone. And my comment back to him was "Who cares?"
 22 Q Was it your sense that the President was defensive
 23 of Webb Hubbell on that issue or defensive about the issue?
 24 A He was defensive about my calling him an ingrate.
 25 Q Why would he care? --

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1 A Well, because he doesn't think he is.

2 Q So he doesn't think Webb Hubbell is an ingrate?

3 A No, the comments related much less to his view of
4 Webb Hubbell than his view of -- my view of him as an
5 ingrate. Once I called him and he said, "You really
6 shouldn't have called me an ingrate."

7 And I said, "You are ingrate, you're just so
8 focused on doing what you want to do on public policy, when
9 you're finished with people you throw them away and you move
10 on to new people and that's the way a president has to be."
11 And that was our conversation on that.

12 Q Given that Webb Hubbell arguably brought a lot of
13 embarrassment on the President in that he was convicted the
14 first time of having embezzled money from the law firm at
15 which the First Lady was a partner and when that fact became
16 known there was a lot of criticism and that sort of fallout
17 that followed that and given that part of the money embezzled
18 came from the First Family, why would there be a charitable
19 view of him at all, given that he had stolen from them to
20 some degree and had embarrassed them by having been at a very
21 high level in the Justice Department?

22 A I don't know. I mean, I -- I have no -- I really
23 know nothing about the President's relationship with Hubbell.
24 I never met Hubbell until just once at a White House
25 function, a social gathering, and I went over and introduced

1 relationship with other advisors. We've talked about Bruce
2 Lindsey. Rahm Emanuel.

3 A A distant one. I have a high regard for Rahm and I
4 recommended to the President that he be promoted to fill
5 George Stephanopoulos' place, which he did. And I had a
6 couple of conversations with him after the election to try to
7 get him to stay on. And during the period I was there, he
8 was a very -- he worked very well with me, although he was
9 always much closer to Stephanopoulos than to me.

10 Q We've seen Harry Thomason referred to recently.
11 Do you know him and how?

12 A Yes. I worked closely with Harry during the
13 preparation for the 1996 convention. I had not met him
14 before. And we worked together for about a two or
15 three-month period. It was a very good, close working
16 relationship. He was, I thought, very creative and very
17 good.

18 Q Have you had any contact with him since the Monica
19 Lewinsky matter broke?

20 A No.

21 Q Do you know the name Cody Shearer?

22 A No.

23 Q You don't know that name?

24 A No.

25 MR. BENNETT: I think that's it.

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1 myself and said, "Hi, we've never met each other." And I've
2 never called nor spoken to him by phone and I really have no
3 idea what the relationship was between them.

4 My view in the discussions with the President was
5 always to fire people sooner rather than later and I think in
6 1993 or early '94 I recall meeting with the President and
7 Hillary and urging them to fire Hubbell, Kennedy and Altman.
8 And I said, "You're going to have to do it sooner or later,
9 do it sooner rather than later."

10 And then I think when Hubbell resigned, I met him
11 at this White House function and I went over and I said,
12 "You were really a man for doing something the President
13 would never have the guts to do, quitting. Good for you.
14 You kind of fell on your sword like a man," is the way I
15 phrased it.

16 Q And when was this conversation?

17 A Some time around -- some time in '93 or '94. It
18 was shortly after he resigned.

19 Q Okay. So that would have been before he was
20 convicted, before he pled guilty.

21 A Yes.

22 Q Okay. And the details of his conduct became
23 public.

24 A Yes. I don't think I knew much about it then.

25 Q I guess we should ask you at this point about your

1 BY MR. APPERSON:

2 Q When's the last time you talked to Sidney
3 Blumenthal? You indicated you were close to him.

4 A Yes.

5 Q Have you kept in contact with him?

6 A No. Last year, early -- I've had very little
7 contact with him since I resigned and I'm not quite sure what
8 time, but it was just like a brief social call, just to
9 congratulate him on his appointment or something like that.
10 I haven't had any substantive discussions with him.

11 Q When you were talking about the secret police
12 aspect and trashing of women, you indicated two
13 investigators, one Palladino and the other --

14 A Lenzner.

15 Q Lenzner. What information do you have as to their
16 connection with persons in the White House associated with
17 the Clinton White House?

18 A Well, I don't really have information. I don't
19 know either of them, I've never met either of them and I've
20 never spoken with either of them.

21 I've read the same public accounts that everybody
22 has, but perhaps with a little bit more attention because I'm
23 interested in it. But I don't think I have anything to add
24 to the published accounts of the Haitian contract and -- you
25 know, all that stuff.

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1 BY MR. BENNETT:

2 Q You mentioned Betsey Wright as part of that group
3 earlier and I don't think we questioned you about her. What
4 can you tell us? How do you know her?

5 A Well, Betsey and I worked very closely together
6 in the 1980s in Arkansas and the meetings that I would have
7 with Clinton when he was governor were traditionally with
8 Bill, Hillary, Betsey and me and then David Watkins, who did
9 a lot of the advertising, and then toward the end Bruce
10 Lindsey would join us and then toward the end Betsey left.

11 But Betsey and I were both hired at the same time,
12 I rehired after he had fired me in '79, to try to get him
13 back in '82 and Betsey and I were originally fairly
14 antagonistic, but then I came to recognize her value and I
15 think she felt more warmly about me and we began -- we
16 developed a very fast and a very good friendship during the
17 1980s.

18 I felt that Clinton really dealt shabbily with her
19 after '86 when she resigned as his chief of staff and I felt
20 that she was very ill used by him. And I continued a social
21 relationship with Betsey and then at the time that I was
22 working at the White House, I went out of my way to try to
23 include her in things because I have a very high respect for
24 her ability and I felt that she deserved a lot better from
25 the President than she had gotten.

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1 Our relationship ended when my book was published,
2 "Behind the Oval Office," because she disapproved of my, as
3 she phrased it, kissing and telling in the book.

4 Q There have been reports that you had knowledge of
5 her destroying documents after the Whitewater matter first
6 became public in the course of the '92 campaign.

7 A No. None. None whatsoever.

8 Q You know nothing about that?

9 A No.

10 BY MR. APPERSON:

11 Q Are you aware of any efforts by her to gather
12 documents or identify documents or trash documents?

13 A Only vis-a-vis women involved with the President,
14 the bimbo patrol that she ran in '92.

15 Q Okay.

16 A But I know nothing about Whitewater or any
17 connection she had with Whitewater documents.

18 Q Okay. What knowledge do you have of her efforts in
19 what is generally described as the efforts to control the
20 bimbo eruptions?

21 A Well, the first -- I had two conversations with
22 Betsey about that. One was kind of right after she had been
23 hired, probably -- I'm guessing that it was around March or
24 April -- February, March, April of 1992, and the other after
25 election day.

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1 And in the period right before, in the first
2 conversation, we were just chatting and I said, "So what are
3 you doing for him, for Clinton?"

4 And she said, "Well, I kind of make sure that I
5 know what negative stories are being cooked up about him and
6 I work on rebutting them and containing them."

7 And I said, "How do you do that?"

8 And she said, "Well, I kind of keep track of every
9 reporter that's in Arkansas, keep them on my radar screen,
10 figure out who he's working with, what story he's developing,
11 and I work on trying to stop the story."

12 And I said, "How do you do that?"

13 And she said, "Well, sometimes it's just a question
14 of giving him material and sending over a fact sheet and
15 rebutting it and sometimes it involves trying to persuade
16 women not to talk to reporters."

17 And I said, "Well, how do you do that?"

18 And she said, "Well, most of the women that
19 Clinton's been involved with are pretty savvy types, they're
20 career types, and they've got a lot to lose and they
21 generally don't want to be public and they don't want a lot
22 of attention."

23 And she said this actually prior to the Jennifer
24 Flowers episode, I believe this conversation. I maybe mixing
25 up two conversations.

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1 In this one, she said, "And what we do is we work
2 on getting material on them to try to induce them not to
3 compromise the President." And she gave me to believe,
4 whether she said -- I don't recall her exact words, that that
5 involved detectives digging up material on women.

6 I believe that prior to the Jennifer Flowers affair
7 erupting in public, before I knew the name Jennifer Flowers,
8 Betsey and I had had another conversation where I asked her
9 whether any women were going to embarrass Clinton during the
10 '92 election and she said to me, "Well, most of the women
11 he's been involved with are -- " what I just said, "fairly
12 classy types, career type women and stuff, who aren't going
13 to want to be embarrassed and maybe they're married and they
14 have a reason not to let it out, but there's one that I'm
15 particularly worried about who's really just a bimbo and I'm
16 just worried that she's going to be a loose cannon." That
17 was that conversation. And I believe she was referring to
18 Jennifer Flowers.

19 Q I don't mean to cut you off, but it wasn't
20 really my intention to go that far back, except to set the
21 groundwork for my next question, and that is did -- you
22 indicated that when you got to the White House, you attempted
23 to involve Betsey Wright in activities there.

24 A Yes. Right.

25 Q Did these type of activities as you've just

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1 described, the bimbo eruptions, for lack of a better phrase,
2 continue after Mr. Clinton assumed the presidency?
3 A I don't know. I wasn't referring to activities
4 like that with Betsey. I was more referring to Hillary's
5 speech in China about abortion and feminist issues and
6 Hillary's image and stuff like that. But I have always been
7 suspicious of the use of detectives and files and this kind
8 of almost blackmail to try to get women not to implicate
9 Clinton and I have avidly followed all of the newspaper clips
10 on it because I'm very concerned about it.

11 It's something that really was not in his life in
12 the '80s when I worked with him and it certainly wasn't
13 anything I knew about in '95 and '96 and we never needed
14 garbage like that to win the election. We'd just win it the
15 old fashioned way, with ads and speeches and stuff like that.
16 And I sort of have a professional contempt for that.

17 It's kind of the way Nixon's professionals felt
18 about the Watergate burglar crew. I mean, the amateurs
19 running around screwing things up. And so I've been very
20 worried about that, but I have no knowledge about it. I
21 never knew that it was happening when I was there. Had I
22 known about it, I would have done everything to clamp it
23 down.

24 Q All right. Do you have any knowledge of any such
25 activities with respect to any persons associated with the

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1 President doing such activities in connection with the Paula
2 Jones litigation? Once the lawsuit was brought, was there
3 any effort to engage in similar contact with respect to
4 potential witnesses in that lawsuit?

5 A No. Rather than answer it negatively, why don't I
6 just -- there are --

7 Q However you prefer. That's fine.

8 A Yes. There are two episodes that I know about in
9 which files were used against people, so why don't I just
10 tell you about those.

11 Q Certainly.

12 A And you can -- and I don't know any others.

13 Q All right, sir.

14 A One is secondhand. Well, why don't you ask me the
15 question? I'd rather you ask me and I answer.

16 Q All right, sir. You indicated that you have some
17 knowledge of the use of files in connection with potential
18 witnesses. Tell us what you know about that.

19 A Now, does your question mean that I have to tell
20 you not just about things that I know personally, but things
21 that I have heard from a third party?

22 Q Certainly. And please make the distinction of how
23 you have that knowledge.

24 A Okay.

25 Q If it's firsthand as opposed to someone telling

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1 you. Just be clear about that.

2 A Okay.

3 Q That's fine.

4 A A political consultant who is a friend of mine
5 named Ed Rollins who became well known when he worked for
6 Kathy Whitman in New Jersey in the governor's race and he was
7 involved in some dispute where he claimed that he had done a
8 lot to suppress minority turnout and it turned out he didn't
9 say that, but there was a big brouhaha for a couple of
10 months.

11 Rollins told me some time in late '97 or early '98
12 when we appeared together on a TV show which we do frequently
13 that he believed that Sidney Blumenthal had used his White
14 House file to -- his FBI file --

15 Q Mr. Rollins' FBI file?

16 A Mr. Rollins believed that Sidney Blumenthal had
17 used his FBI file --

18 Q I'm sorry. Believe that he had used Mr. Rollins'
19 file?

20 A Ed Rollins believed that Sidney Blumenthal had used
21 Ed Rollins' FBI file to embarrass Ed Rollins.

22 Q All right.

23 A And he specifically referred to an article that --
24 an article which Blumenthal had written when he was still a
25 reporter that attacked Rollins using information that could

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1 only have come from his FBI file. And several times since
2 then, I've asked Rollins if he would give me the details of
3 it and permit me to use it in my columns and he said no and
4 then he did explain the nature of the material and asked me
5 not to use it in my column and I did not.

6 Q Did you ever have any contact with Mr. Blumenthal
7 about that matter?

8 A No.

9 Q And you don't have any firsthand knowledge of
10 whether or not that happened or not?

11 A Correct.

12 BY MR. BENNETT:

13 Q Mr. Rollins had previously been -- you said he was
14 a political consultant now but he had previously been a
15 staffer in the --

16 A Reagan White House.

17 Q In the Reagan White House.

18 A He was Reagan's campaign manager in '84.

19 Q All right. And therefore he had an FBI background
20 file.

21 A I guess.

22 BY MR. APPERSON:

23 Q Are you aware of any other instances of the use or
24 misuse of government files?

25 A Yes. My own.

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1 Q All right. What do you know about that?

2 A When I went to work for President Clinton in 1995,

3 Erskine Bowles -- several months into the tenure in early

4 1995, Erskine Bowles, the Deputy Chief of Staff, came to me

5 and asked if there was any information about me or anything

6 in my past that might embarrass the President. And I

7 indicated to him three or four different things which I

8 explained in depth which he made handwritten notes about.

9 And during the -- about which he made handwritten notes.

10 I strongly suspect, although I do not know, but

11 I have reason to suspect and I'll be happy to spell it out

12 for you, that that material was used against me during the

13 scandal which precipitated my resignation.

14 Q All right. Do you have any knowledge of what

15 Mr. Bowles did with the notes or the information that you

16 provided him?

17 A He told me that he put them in a safe place, in

18 storage, in the White House archives, I think was the phrase

19 he used. And that nobody had access to them.

20 Q All right. And how is it that you came to believe

21 that that information had been compromised or shared?

22 A One of the pieces of information became the subject

23 of a National Inquirer story in which the reporter for the

24 National Inquirer made a telephone call to one of the people

25 involved in July or August of 1996. And then the -- and

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1 while I have no evidence of how the National Inquirer got

2 that story, I have always noted that David Kendall is the

3 counsel for the National Inquirer.

4 Q Had you identified to Mr. Bowles the person that

5 was subsequently contacted by the National Inquirer?

6 A No. Then -- oh, I'm sorry. Explain your question?

7 Did I in my earlier briefing name this person?

8 Q Yes, sir.

9 A Yes.

10 Q All right.

11 A Then subsequent to the exposure by Star Magazine of

12 the relationship I had with Sherry Rolands, the prostitute,

13 one week later, there appeared in the National Inquirer an

14 expose of the material that I had shared with Deputy Chief of

15 Staff Bowles and there could be two ways that the National

16 Inquirer got that information.

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 Q I want you to -- we don't need to know all the

22 details until you want to share that. So I leave that to

23 you.

24 A Okay. A story appeared in the National Inquirer --

25 actually, could I -- is it possible for me -- I wasn't aware --

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1 of that. Is it possible for my elaboration of the details of

2 this not to be on the record of this proceeding?

3 Q Absolutely. We don't --

4 A I mean, can I erase what I've just said?

5 MR. BENNETT: No.

6 THE WITNESS: No. Okay.

7 MR. BENNETT: Our record is our record.

8 THE WITNESS: Okay. That's fine.

9 MR. BENNETT: But as --

10 THE WITNESS: I'll continue, then.

11 MR. BENNETT: Well, if you don't want to go any

12 further, you can do that, too, but --

13 THE WITNESS: Okay.

14 MR. BENNETT: Everybody here has an obligation to

15 maintain secrecy and we will not --

16 THE WITNESS: Okay. The information that I had

17 told the prostitute about this relationship and it is

18 possible that she told Star Magazine and it is possible that

19 Star Magazine told the Inquirer and that's how it got

20 published.

21 BY MR. BENNETT:

22 Q That's a competitor, though, isn't it?

23 A Yes.

24 Q It's not the same --

25 A No, it's a competitor. So I doubted that. The

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1 more likely scenario, however, was that some of my enemies at

2 the White House had obtained the information from Bowles'

3 notes and had given it to the Inquirer.

4 I lean toward the second explanation. When the

5 story was broke in the newspapers, Mike McCurry, the

6 President's press secretary, was asked at a press conference

7 whether the President was aware of the relationship that was

8 revealed in this in questioning and he answered, no, the

9 President was not aware of it.

10 And the next day, McCurry corrected himself and

11 said, yes, the President was aware of it, that I had

12 disclosed it to him when I joined the White House operation.

13 And that led me to believe that my file, which was the only

14 place where that disclosure existed, was in play. I never

15 told the President of this relationship and I never told

16 anybody other than Erskine Bowles.

17 Then one week later, Newsweek Magazine called me

18 about -- asking me about two other episodes in my life which

19 were in my disclosure that I made to Erskine Bowles and ran a

20 story on those and, again, they were two other episodes which

21 while in one case -- in both cases conceivably publicly

22 available, it was just too coincidental that it was the week

23 after it appeared in Newsweek.

24 And one of the episodes, after I had shared it

25 with Bowles I had checked to see if it was publicly

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1 available. I spoke to an attorney who represented me at
2 the time and he told me that the file was not in the
3 court, he didn't remember the case, and he couldn't dig it
4 up.

5 So I was worried that that would become public
6 and he said there's no way anyone would ever find that.
7 "I don't even remember it," he said. And then it appeared in
8 Newsweek.

9 And then the final thing that led me to believe
10 that my FBI -- my file, whatever it was, had been --

11 Q It was not an FBI file.

12 A I have no idea what it was. I don't know --

13 Q Well, the FBI didn't do the background, this was --

14 A Erskine Bowles. Right.

15 Q -- an Erskine Bowles interview.

16 A Okay. And I had no idea -- the other thing that
17 led me to believe this material had been released is rather
18 amusing. At the same time Newsweek called me, a Time
19 Magazine reporter called me, Eric Pooley, P-o-o-l-e-y, and he
20 said, "We have information that you had an affair with
21 another woman," and he named a woman, "and that you had a
22 child with her."

23 And I said, "That was my first wife." But in the
24 interview with Bowles, he may have just written the name down
25 and not written that I was married to the person at the time,

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1 so that killed the story, but all of these hit at the exact
2 same moment.

3 So I believe that my file was released and that's
4 one of the reasons why I've been so sensitive to what I
5 believe they did to Linda Tripp and all of that. But, again,
6 I only have secondhand -- from journalism knowledge of the
7 Tripp situation.

8 Q Did you ever talk to Erskine Bowles about this
9 matter?

10 A Yes. I called him in September 1996 right after
11 the release of this material and I complained vigorously to
12 him about it. He said that he didn't have the notes, that he
13 put them in the archives. He said he was shocked that the
14 material was released but there was nothing he could do about
15 it.

16 I also called Jack Quinn, who had been the former
17 White House counsel, and I had negotiated when I resigned
18 with Quinn and Bowles an agreement that there would be no
19 attack on me by the White House staff, and I said this
20 violated our agreement, but I decided not to pursue it in
21 public because I didn't want to compromise the President's
22 chances for reelection.

23 BY MR. APPERSON:

24 Q When you provide the information to Mr. Bowles, did
25 you understand you were providing it to him in his official --

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1 capacity as the Deputy Chief of Staff?

2 A Yes.

3 BY MR. BENNETT:

4 Q By the way, when you did confront Mr. Bowles --

5 A I'm sorry, I don't know what you mean. No, I was
6 not applying for a government job, but he told me the
7 President asked me to -- actually, he said Leon Panetta,
8 Chief of Staff, asked me to ask you this question, is there
9 any material in your past that could be embarrassing to us.
10 And so it was through the White House chain of command.

11 BY MR. APPERSON:

12 Q While counsel's conferring, what did you understand
13 the archives to mean?

14 A I didn't know. I assumed it was some deeply buried
15 place.

16 MR. BENNETT: For the record, by the way,
17 Mr. Wisenberg has entered the grand jury.

18 (Pause.)

19 MR. BENNETT: Could we take a break?

20 THE FOREPERSON: Yes.

21 MR. BENNETT: Just for two minutes.

22 THE FOREPERSON: No, why don't we take a
23 five-minute break.

24 MR. BENNETT: Okay.

25 THE FOREPERSON: Just in case the grand jurors need

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1 to go somewhere.

2 (Witness excused. Witness recalled.)

3 MR. BENNETT: Okay. We're back on the record.

4 We have a quorum and there are no unauthorized
5 persons present.

6 THE FOREPERSON: That's correct.

7 MR. BENNETT: And the witness is still under oath.

8 THE WITNESS: Yes.

9 THE FOREPERSON: Yes, he is.

10 MR. APPERSON: We appreciate your patience. We'll
11 try to wrap up here and get you out of here.

12 THE WITNESS: That's okay.

13 BY MR. APPERSON:

14 Q Let me start, you mentioned your use of Action
15 Research to conduct the polling on the 21st.

16 A Yes.

17 Q Have you used that outfit previously for polling?

18 And, if so --

19 A Yes.

20 Q What is the extent of your relationship with Action
21 Research?

22 A I've used them for polling for 10 or 15 years.

23 Q Okay. Are you aware of any other persons
24 associated with either the Clintons or the Clinton White
25 House that uses Action Research for polling other than

1 yourself?

2 A Not specifically, but they're a very well known

3 company and most pollsters use them at one time or another.

4 The way it works is that you have a pollster who writes the

5 questionnaire and then he contracts with an interviewing

6 house to do the survey and Action Research is one of eight or

7 ten major research houses in the country and it would not be

8 uncommon for many consultants to work with them.

9 Q Okay. And have you used Action Research with

10 respect to other polling you've done for the President and

11 the First Lady?

12 A Yes.

13 Q Has the First Lady ever asked you or authorized you

14 to conduct polling for her?

15 A During what timeframe?

16 Q At any time.

17 A In her life? Yes.

18 Q Well, since she's been First Lady.

19 A Since she's been First Lady, no.

20 Q All right. How about in her life?

21 A Yes.

22 Q When are we talking about? During the

23 gubernatorial --

24 A 1990.

25 Q When he was governor?

1 Tucker, the former governor of Arkansas, and were his polling

2 firm for a long time. And continued, I think, to poll for

3 him straight through the trial with you. But during the --

4 but they work for a number of clients at once and I brought

5 them in to work for the President.

6 Q Okay. Do you know of any instances in which they

7 have essentially provided polling data or taken on polling

8 projects for either the President, First Lady or others in

9 the White House gratis as you did on the instance with the

10 \$2000?

11 A No. It would be atypical.

12 Q [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 A [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 Q All right. With respect to what you've described

24 as the secret police and about which you've written columns,

25 do you have any information that any persons associated with

1 A Yes.

2 MR. WISENBERG: Could I ask one or two more

3 questions about that?

4 MR. APPERSON: Sure.

5 BY MR. WISENBERG:

6 Q Since January of 1998, Mr. Morris, do you know of

7 anybody specifically who has used Action Research?

8 A No.

9 MR. WISENBERG: That's it.

10 BY MR. APPERSON:

11 Q Do you know of anyone else that occupies a similar

12 position to yourself with respect to either the President or

13 the First Lady, and that is in connection to having informal

14 contacts, seeking advice and doing subsequent polling and

15 getting that information back to either of them?

16 A Yes.

17 Q Who are those persons?

18 A Well, the main persons are Mark Penn, P-e-n-n,

19 and Doug Schoen, S-c-h-o-e-n, who are the firm of Penn &

20 Schoen.

21 Q All right. And you've referenced them with respect

22 to the contract with the --

23 A Yes. I had brought them in to work for President

24 Clinton in the presidential campaign. They had never worked

25 for Clinton before, but they did work extensively for Jim Guy

1 persons in the White House or the Clintons were involved in

2 any efforts to get information or otherwise with respect to

3 Kathleen Willey?

4 A No.

5 Q Have you ever talked to Linda Tripp?

6 A No.

7 Q Let's go back to your discussion with the President

8 when he indicated to you that "I didn't do what I'm accused

9 of" or "I didn't do what they're saying, but I did

10 something." What did you think he was saying at that

11 time?

12 A I had absolutely no idea. I -- I -- it was like he

13 was speaking a foreign language to me. I didn't understand

14 how you could be accused of having sex with somebody and have

15 done something and be worried about not being able to prove

16 your innocence, but I felt that it was not appropriate for me

17 to probe him because, first of all, if he wanted to tell me

18 something he would and, secondly, the conversation was not a

19 privileged one and I felt that at some point I might have to

20 answer your question about it and I didn't want to be

21 compromising him based on anything he told me and I didn't

22 ask him.

23 Q Okay. Going back to your conversation with the

24 President on the 21st, maybe that same conversation, I'm not

25 certain, but with respect to his telling you that there may

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1 be gifts and recordings of messages, did he sound concerned
2 when he told you this?

3 A Yes.

4 Q Tell us what his demeanor was.

5 A Well, his demeanor throughout the whole
6 conversation, the first conversation on Wednesday, the 21st,
7 was one of shame and contrition and self -- I would almost
8 say self-loathing.

9 He said -- as I said, he said, "Ever since I was
10 elected, I've tried to shut my body down, I mean, sexually,
11 and sometimes I just have failed. This woman, I didn't do
12 what they said I did, but I did do something and I don't know
13 if I can prove my innocence." There was really this feeling
14 of having screwed it up and there was this tremendously
15 heartfelt remorse and shame that came through in the
16 conversation.

17 I believe that the President, in my experience with
18 him, he has always attached an undue importance to the actual
19 legal definition of what he did at a given time. And I
20 believe that in his deepest being he believes that he was not
21 inaccurate in saying that he did not have sexual relations
22 with her and he believes that he did do something and he
23 believes that he cannot prove his innocence. And everything
24 else would be opinion on my part, but those are the facts of
25 the conversation.

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1 Q Okay. What I'm hearing from you, and you correct
2 me if I'm wrong, is that while you did not press him on what
3 the "something" was or you didn't ask specifically what the
4 "something" was, you interpreted the "something" nevertheless
5 to be sexual in nature. Is that correct?

6 A Yes.

7 Q And that was based on the context of the
8 conversation?

9 A Yes. Had it not been a sexual relationship, he
10 would have said, "I had a crush on her and I never acted on
11 it," or something, but he didn't. It was clear that -- he
12 said, "And I did something." But he was constantly saying
13 "The charges against me are not true. I didn't do what they
14 said I did."

15 BY MR. BENNETT:

16 Q Mr. Morris, I'd like to go back to the references
17 to the conversations you had with Betty Currie and Nancy
18 Harnreich on the first day of this. Tell us everything you
19 recall about those. Again, you had earlier described them as
20 they're being sort of the conduit.

21 A Yes. You're talking about on the 21st of January?

22 Q Mm-hmm.

23 A I don't think I have anything to add to what I
24 said. I called -- I returned the page and Betty answered and
25 I said, "He paged me."

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1 And she said, "He wants to talk to you."

2 And earlier that day, I had called Nancy to say,
3 "I'm in New York, I'm pagable today if he needs me."

4 Q Okay. After that day --

5 A I did that frequently.

6 Q After that day -- well, those were the only
7 conversations on the 21st?

8 A No, no. And then after the conversation with the
9 President some time later in the day, Nancy called, paged me,
10 and I returned the call and she said, "He wants to -- don't
11 fax anything to us, just go over anything you have in mind
12 verbally with him." Actually, she also said he's going to be
13 at some event that night and "Do you need to talk to him at
14 night?"

15 And I said, "Yes."

16 And she said, "He'll be out until really late.
17 Can it wait until the morning?" Nancy's function is always
18 to make sure that one minimizes demands on the President's
19 schedule and to try to get him as much rest as possible.

20 And Nancy probed me on that and I said, "I've got
21 to speak to him tonight."

22 And she said, "All right. Well, then, don't call
23 on the private line because you'll wake Hillary up. Call on
24 the switchboard."

25 Q Okay. Since that date, you indicated that within a

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1 short time your communications with the White House ended.

2 A Right.

3 Q But since that day, did you have other
4 conversations with Betty Currie or Nancy Harnreich about this
5 matter?

6 A Well, not really about this matter per se, but
7 whenever I faxed something to the President, I would always
8 call Betty or Nancy and say, "I've just faxed something,
9 please pull it off."

10 Q So sort of ministerial in nature, rather than
11 substantive.

12 A Yes. That's right.

13 Q And then you told us about --

14 A The flowers.

15 Q -- the flowers and talking to Betty in concert with
16 her grand jury appearance.

17 A Right.

18 Q Any other conversations involving either of those
19 two women?

20 A No.

21 A JUROR: Can I ask a point of clarification?

22 When you spoke with Nancy Harnreich and she said
23 fax it, was it -- whatever you're sending us, fax it,
24 don't fax anything to him, I'm relaying that message from the
25 President or was your understanding that she had some

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1 knowledge of the work you were doing for the President?
 2 THE WITNESS: I would say the first.
 3 A JUROR: Thank you.
 4 BY MR. BENNETT:
 5 Q Mr. Morris, we'd like to go over the questionnaire
 6 that you developed for this. We've got documents in your own
 7 handwriting and the grand jury can't really see this, but
 8 we've got, as you had indicated, a series of questions you
 9 developed to take this poll, and then beside some there are
 10 handwritten numbers. I don't know if we've got the ability
 11 to really understand this without a technical background in
 12 statistics and that kind of thing, but --
 13 A I can explain it fairly easily.
 14 Q Yes. Would you do that for us?
 15 A Sure. First, there are two page ones here because
 16 the fax was screwed up, I guess. I mean, this is literally
 17 as I took it down raw on that night. There are two page
 18 ones.
 19 Q Did we cut off part of that? I think we cut off --
 20 A Yes. I can see it, 11 --
 21 Q Yes, but it appears --
 22 A Yes, you all cut it off in your Xeroxing.
 23 Q Okay.
 24 A But this is the way it actually looked.
 25 Q Okay.

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1 A Yes. Okay. And then -- no, no, you've got it
 2 right. You have it right -- oh, no. Wait. You cut off the
 3 opening part of this, but it doesn't matter.
 4 BY MR. APPERSON:
 5 Q So just for the record, the copy we've made which
 6 has been marked as an exhibit here does not contain the fax
 7 information that is on your original. Is that correct?
 8 A That's correct.
 9 MR. APPERSON: All right.
 10 MR. BENNETT: We probably ought to get that because
 11 that refers to the time and the date.
 12 THE WITNESS: Sure. The time.
 13 MR. APPERSON: We'll make a copy of this again and
 14 submit it to the grand jury.
 15 THE WITNESS: Are you asking me to explain how to
 16 read the numbers on it?
 17 MR. APPERSON: That would be helpful, if you would.
 18 THE WITNESS: Okay.
 19 MR. APPERSON: Just kind of go through it quickly.
 20 THE WITNESS: Take question 4, for example, "Do
 21 you have a very favorable, somewhat favorable, somewhat
 22 unfavorable or very unfavorable view of Bill Clinton?" And
 23 then you'll note that it says 17-30-20-22. And then there's
 24 a space and it says 47-42?
 25 MR. APPERSON: Yes, sir.

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1 THE WITNESS: What that means is 17 said very
 2 favorable, 30 said somewhat favorable, 20 gave the third
 3 response, somewhat unfavorable, and 22 gave the last
 4 response, very unfavorable. And then the number on the
 5 right-hand side represents the first and the second
 6 responses, very and somewhat favorable, added together, 17
 7 and 30 is 47. And the last two, the unfavorable categories,
 8 20 and 22 is 42. So it's a two-way collapsing of the data.
 9 MR. APPERSON: All right, sir.
 10 THE WITNESS: And in question 5, by the same token,
 11 19 percent strongly approve, 42 somewhat, 19 somewhat
 12 disapprove, 18 strongly disapprove and 19 and 42 is 61 and 19
 13 and 18 is 37 and that's why it says 61-37.
 14 MR. APPERSON: Okay. I understand. Drop down
 15 to 7. That's a little different.
 16 A JUROR: Would you read the question for us?
 17 THE WITNESS: Okay. On question 7, it says "Do
 18 you think that President Clinton has committed adultery?"
 19 I'm sorry, on question 6, it says, "In general, do you think
 20 President Clinton has committed adultery at one time or
 21 another?" Okay? And the 49 percent said yes, 17 no and 34
 22 undecided.
 23 MR. APPERSON: All right, sir.
 24 THE WITNESS: Okay? Then on question 7, we asked
 25 the 49 percent that said yes in question 6, "Do you think

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1 that the President has committed adultery with many different
 2 women or just with a few?" And 17 percent of the 49 percent
 3 said many different women, 44 of the 49 said a few and 18
 4 didn't know. So the 37 percent is 37 percent of 49 percent
 5 and that's why I have 19 percent in parenthesis there.
 6 MR. APPERSON: All right.
 7 THE WITNESS: Because it's 19 percent of the whole
 8 sample. And then on question 8, "Do you think President
 9 Clinton committed adultery while he has been serving as
 10 president?" Again, we asked that only of the 49 percent that
 11 think he's committed adultery in the first place and 50
 12 percent said yes, 33 no. So 50 percent of the 49 percent is
 13 25 percent, which is what is in parentheses.
 14 MR. APPERSON: All right, sir.
 15 THE WITNESS: On question 9, "If President Clinton
 16 did commit adultery, would it make you more or less likely to
 17 support him or make no difference?" LL means less likely,
 18 40; no difference, 55. I didn't copy down any that might
 19 have said more likely.
 20 MR. APPERSON: Okay.
 21 THE WITNESS: In question 10, "If President Clinton
 22 committed adultery frequently and did so while he has been
 23 serving as President, would it make you less likely to
 24 support him or make no difference to you?" 51 less likely,
 25 44 no difference.

Page 101

1 Going to question 11, it's the same. Less likely
2 and no difference.

3 Question 12 I think is self-explanatory. Pardon my
4 not reading them all, but this question is a long one and
5 it's an exhibit so --

6 And 13 and 14 I think are self-explanatory.
7 Fifteen, the 21 is strongly support, 22 somewhat
8 support. Eighteen is somewhat opposed, 29 strongly opposed.
9 And, again you add them and it becomes 43 to 47.

10 The same on question 16.
11 The same on question 17.
12 The same on question 18.
13 Nineteen and 20 is the yes versus the no.

14 On 24, "Do you think President Clinton's adultery
15 is more extensive than President Kennedy's, about the same or
16 not as extensive?" More extensive 9, the same 33, not as
17 extensive 23. I'm not quite sure why that doesn't add up to
18 100 but it does not. There must be a not sure category or
19 something.

20 The 25 is yes versus no.
21 Twenty-six I think you understand.
22 Twenty-seven, 28 -- to 27. Okay. And the words
23 written on the back page here were the demographics that I
24 wanted them to break the survey out into after they did the
25 results, but I told them not to, to disregard that once I got

Page 102

1 the numbers because I saw that the poll indicated that an
2 apology and a mea culpa wouldn't work politically and
3 therefore there was no point in either going to the extra
4 expense of, frankly, creating a document which would be a
5 computer run and so I told them to disregard the instructions
6 on the last page.

7 MR. APPERSON: All right, sir. We will --
8 MR. WISENBERG: We're going to need to get the
9 original back and we'll make a copy for you.

10 THE WITNESS: Okay. I believe this is --
11 MR. BENNETT: This is the original.
12 THE WITNESS: -- the original.
13 MR. BENNETT: Okay.
14 MR. APPERSON: You're handing that to us now.
15 THE WITNESS: Yes.
16 MR. APPERSON: And we'll get you a copy or get that
17 back to you.

18 A JUROR: Excuse me. Mr. Morris, did you ever
19 share the results of this poll with anyone other than the
20 President?

21 THE WITNESS: No.
22 BY MR. WISENBERG:
23 Q What was the answer?
24 A No.
25 Q Did you -- and I apologize if you've answered

Page 103

1 this -- did you physically give that in any way to the
2 President?
3 A No.
4 Q Or anyone at the White House?
5 A No.
6 Q Okay.
7 A As far as I know, there's only one copy of that in
8 existence and that's it.

9 Q You relayed the information to him, though,
10 correct?
11 A I went through that. Yes.

12 MR. WISENBERG: All right. Anything else?
13 MR. APPERSON: If there are no other questions of
14 the grand jury, we'll excuse the witness.

15 MR. WISENBERG: And stick around so you can get a
16 copy.
17 THE WITNESS: Okay.
18 THE FOREPERSON: Thank you, Mr. Morris.
19 MR. BENNETT: Or we can mail it to you.
20 THE WITNESS: No, I'll take it with me.
21 MR. BENNETT: Okay. We'll be out in a moment.
22 THE WITNESS: Okay. Thank you.
23 THE FOREPERSON: Mr. Morris, I'd like to thank you
24 for your testimony.
25 THE WITNESS: Well, thank you. Thank you.

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1 MR. BENNETT: One question we always ask --
2 THE WITNESS: Thank you, by the way, for giving up
3 your lives for this.
4 BY MR. BENNETT:
5 Q Mr. Morris? Before you go. One question we always
6 try and ask. Did you have a full opportunity to answer all
7 of our questions?
8 A Yes.
9 Q Is there anything -- okay. We didn't cut you off
10 before you had an opportunity to fully answer?
11 A No.
12 MR. BENNETT: Okay. Thank you. Thank you, sir.
13 (The witness was excused.)
14 (Whereupon, at 4:28 p.m., the taking of testimony
15 in the presence of a full quorum of the Grand Jury was
16 concluded.)
17 *****

To Manor

SURVEY OF NATIONAL ATTITUDES

Hello, I'm _____ from Opinion Data and we're conducting a survey of public attitudes and I'd like to ask you a few questions.

FROM OBSERVATION: Gender (quota at 52% female)

1. Are you registered to vote here in _____ (name of state) (screen)
2. Did you vote in the last Presidential election? (Screen in yes, if no or not sure go to Q3)
3. Do you generally vote in Presidential elections? (Screen in yes, terminate all others)
4. Do you have a very favorable, somewhat favorable, somewhat unfavorable or very unfavorable view of Bill Clinton? 17-30-20-22 47-42
5. How would you rate the job Bill Clinton is doing as President? Do you strongly approve, somewhat approve, somewhat disapprove, or strongly disapprove of the job he is doing? 19-42-19-18 61-37
6. In general, do you think President Clinton has committed adultery at one time or another? 49-17-34
7. (If yes in Q6) Do you think that President Clinton has committed adultery with many different women or just with a few? (19%) Many-37 few-44 0418
8. (If yes in Q6) Do you think President Clinton has committed adultery while he has been serving as President? (25%) Y 50 N 33 17
9. If President Clinton did commit adultery, would it make you less likely to support him or would it make no difference to you? 22-40 NO 55
10. If President Clinton committed adultery frequently and did so while he has been serving as President, would it make you less likely to support him or would it make no difference to you? 22 51 NO 44



4. Do you have a very favorable, somewhat favorable, somewhat unfavorable or very unfavorable view of Bill Clinton?
5. How would you rate the job Bill Clinton is doing as President? Do you strongly approve, somewhat approve, somewhat disapprove, or strongly disapprove of the job he is doing?
6. In general, do you think President Clinton has committed adultery at one time or another?
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10. If President Clinton committed adultery frequently and did so while he has been serving as President, would it make you less likely to support him or would it make no difference to you?
11. If President Clinton committed adultery while serving as President with a member of the White House staff, would it make you less likely to support him or would it make no difference to you?
ll 53 wd 41
12. Yesterday, a woman named Linda Tripp, who used to be on the White House staff, said that she had spoken with a woman named Monica Lewinsky (lou-inn-ski) and that Monica had told her she had had an affair with President Clinton for the past year and a half. Monica is 23 years old and unmarried. While Monica denied, in a sworn affidavit, that she had a sexual relationship with Clinton and Clinton himself denied it under oath in a deposition this past weekend, Tripp has tape recordings of Monica telling her about the affair and admitting to it. Monica also told Tripp that the President and Clinton's friend, Vernon Jordan, asked her to lie about the affair. Kenneth Starr, the Whitewater special prosecutor is investigating the question of whether the

he committed the crime of obstruction of justice. In view of these facts, do you think Clinton should be removed from office? 60-30

15. Now I'd like to read you a statement the President could possibly make and get your reaction to it:

For many, many years, I have been personally flawed and have had sexual relations outside of my marriage. This has caused Hillary great pain and I have tried and tried to curb my behavior as I saw the pain it caused her. After I became President, I was determined to mend my ways. For the most part, I did, but sometimes I fell short and gave into temptation. I did, in fact, have sexual relations with a 23 year old woman named Monica Lewinsky while I've been President. I regret my behavior more than I can say. I apologize for it. I take responsibility for it. I wish I were a better man and better able to cope with the pressures of life and work and I am going to redouble my efforts to walk a straight line. When the allegations first surfaced, I did, indeed, lie about them and urge Monica to lie. I was wrong and I am sorry for it. I am especially sorry for the pain I have caused my wife and my daughter. If the American people want me to step down as President, I will do so. With a heavy heart, but I will do so. If they can forgive me and want me to continue to lead our great nation, I'll do that too. I've tried to be a good President and I think I've succeeded. I've tried to be a good husband and I'm afraid I've sometimes failed. As President, as a repentant sinner, and as a Christian, I ask your forgiveness, God's forgiveness, and my wife and daughter's forgiveness. My future is in your hands my fellow Americans.

If President Clinton made a statement saying this would you strongly support, somewhat support, somewhat oppose, or strongly oppose his staying in office? 43-47

16. If President Clinton made a statement like this would you strongly support, somewhat support, somewhat oppose or strongly oppose an effort to impeach him and remove him from office? 21-22 - 18-29

17. If President Clinton made a statement like and pleaded guilty to the crime of perjury and obstruction of justice would you strongly support, somewhat support, somewhat oppose, or strongly oppose his staying in office? 26-20 - 16-24
46-40

19-17 - 19-37
36 - 56

22. Do you think Bill Clinton is a sex addict? 45-53

23. Do you think President John F. Kennedy was a sex addict? 25-48

24. Do you think President Clinton's adultery is more extensive than President Kennedy's, about the same, or not as extensive as President Kennedy's? more 9 same 33 not 23

25. Had you known about President Kennedy's adultery while he was President would you have thought that he should be removed from office? 431 N46

26. Lets assume for a minute that Clinton did have an affair with Monica, did lie about it under oath and by doing so commit perjury, and did encourage Monica to lie about it also thereby committing the crime of obstruction of justice. Lets assume Clinton admits the crimes, pleads guilty and asks for forgiveness. Would you strongly support, somewhat support, somewhat oppose, or strongly oppose his staying in office? 19-22 - 18-32 41-50

27. Again assuming Clinton had the affair and committed perjury and obstruction of justice by lying about it and encouraging the woman to lie and assuming that he admitted his crimes, pled guilty and asked for America's forgiveness, would you strongly support, somewhat support, somewhat oppose or strongly oppose an effort to impeach him and remove him from office? 27-25 - 16-23 52-38

28. Again, assuming these facts, some people say that that Clinton should be removed from office not for adultery, but for perjury and obstruction of justice.. They say that we need a President who obeys the law and that we cannot have a man who has admitted to having an affair, committed perjury by lying about it, and committed obstruction of justice by encouraging the woman to lie about it. Other people say that Clinton only did what tens of millions of men and women do -- commit adultery and lie when they are caught. They say the guy is human and that he didn't do anything terribly wrong. They say that we shouldn't remove a man who the nation elected as President just because he was caught with his pants down and blurted out a lie when he was confronted with it. They say we can't just be like a banana republic, ousting Presidents from office without the consent of the voters. They say we should accept his apology, practice the Judeo-Christian act of forgiveness and move on. Would you strongly

22-21 - 18-31
43 6151

30 Race

31 age

32 income

By Abreviation -

Region

Banner

1- Total

2- approve Clinton in Q 5

3- disapprove Clinton in Q 5

4. Think C should stay in office in Q 13

5. " " " not " " " " " "

6- Support C staying in office in Q 17

7 Oppose " " " " " "

2/6

ma

~~11 some colleges or less~~

~~12 college grad +~~

12 ~~12~~ men

13 ~~13~~ women

14 ~~14~~ under 40

15 ~~15~~ 40-64

16 ~~16~~ 65+

17 ~~17~~

18 ~~18~~

19 20 regions

20 20

21 21

*** TX REPORT ***

Clinton

TRANSMISSION OK

TX/RX NO 0506
DEPT. ACCESS CODE 2222
CONNECTION TEL 14077233382
SUBADDRESS
CONNECTION ID
ST. TIME 01/21 13:29
USAGE T 02'03
PGS. SENT 4
RESULT OK



To Manor

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19-42-19-18 61-37
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49-17-34
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10. If President Clinton committed adultery frequently and did so while he has been serving as President, would it make you less likely to support him or would it make no difference to you?
22 51 NO 44

to Manor Clinton

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President lied under oath or encouraged Monica to lie. Do you believe President Clinton either lied himself or encouraged Monica to lie or do you believe that President Clinton didn't either lie or encourage Monica to lie?

Clinton lied or encouraged Monica to lie 37

Clinton did not lie or encourage Monica to lie 34

13. If President Clinton did lie and encouraged Monica to lie, do you think he should be removed from office?

48 - 41

14. If President Clinton lied, he committed the crime of perjury. If he encouraged Monica to lie, he committed the crime of obstruction of justice. In view of these facts, do you think President Clinton should be removed from office?

60 - 30

15. Now I'd like to read you a statement the President could possibly make and get your reaction to it:

For many, many years, I have been personally flawed and have had sexual relations outside of my marriage. This has caused Hillary great pain and I have tried and tried to curb my behavior as I saw the pain it caused her. After I became President, I was determined to mend my ways. For the most part, I did, but sometimes I fell short and gave into temptation. I did, in fact, have sexual relations with a 23 year old woman named Monica Lewinsky while I've been President. I regret my behavior more than I can say. I apologize for it. I take responsibility for it. I wish I were a better man and better able to cope with the pressures of life and work and I am going to redouble my efforts to walk a straight line. When the allegations first surfaced, I did, indeed, lie about them and urge Monica to lie. I was wrong and I am sorry for it. I am especially sorry for the pain I have caused my wife and my daughter. If the American people want me to step down as President, I will do so. With a heavy heart, but I will do so. If they can forgive me and want me to continue to lead our great nation, I'll do that too. I've tried to be a good President and I think I've succeeded. I've tried to be a good husband and I'm afraid I've sometimes failed. As President, as a repentant sinner, and as a Christian, I ask your forgiveness, God's forgiveness, and my wife and daughter's forgiveness. My future is in your hands my fellow Americans.

If President Clinton made a statement saying this would you strongly support, somewhat support, somewhat oppose, or strongly oppose his staying in office?

16. If President Clinton made a statement like this would you strongly support, somewhat support, somewhat oppose or strongly oppose an effort to impeach him and remove him from office?

21-22 - 18-29
46 - 40

17. If President Clinton made a statement like and pleaded guilty to the crime of perjury and obstruction of justice would you strongly support, somewhat support, somewhat oppose, or strongly oppose his staying in office?

19-17 - 19-37
36 - 56

18. If President Clinton made a statement like this and pled guilty to these two crimes would you strongly support, somewhat support, somewhat oppose or strongly oppose an effort to impeach him and remove him from office?

30-20-17-23 50-40

19. If President Clinton made a statement like this and pled guilty to these two crimes do you think he should be sent to jail?

35-53-

20. Do you think that there is such a thing as sexual addiction?

63-23

21. Some people say sexual addiction is like drug addiction or alcoholism. The person may want to stop but finds it very, very difficult and sometimes impossible. Do you think there is such a thing as sexual addiction?

64-27

22. Do you think Bill Clinton is a sex addict?

15-53

23. Do you think President John F. Kennedy was a sex addict?

25-48

24. Do you think President Clinton's adultery is more extensive than President Kennedy's, about the same, or not as extensive as President Kennedy's?

more 9 same 33 not 23

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431 1146

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19-22-18-32

41-50

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27-25-18-23

52-38

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22-21-18-31

43

6/51

support, somewhat support, somewhat oppose, or strongly oppose his staying in office?

27. Again, assuming these facts and after hearing these arguments, would you strongly support, somewhat support, somewhat oppose or strongly oppose an effort to impeach him and remove him from office?

26-22 - 17-25 / 48-42

Barnes cont.

- 28 Party Vote Habits
- 29 education
- 30 Race
- 31 age
- 32 income
- By Abreviation -
- Region

8	Dem
9	Rep
10	Ind
11	4 some college or less
12	42 college grad +
13	men
14	women
15	under 40
16	40-64
17	65+
18	regions
19	20
20	20
21	20

9
4
26

Barnes

- 1- Total
- 2- approve Clinton in Q 5
- 3- disapprove Clinton in Q 5
- 4. Think C should stay in office in Q 13
- 5. " " " not " " " " " "
- 6- Support C staying in office in Q 17
- 7 Oppose " " " " "

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 5/4/98

JOHN FITZGERALD MUSKETT, Officer, United States Secret Service (USSS) Uniformed Division (UD), date of birth [REDACTED], [REDACTED], was interviewed at the Office of the Independent Counsel (OIC), 1001 Pennsylvania Avenue, NW, Washington, DC, 20004. Present for the interview were Associate Independent Counsel (AIC) MARY ANNE WIRTH, AIC MICHAEL TRAVERS, Department of Justice (DOJ) attorneys, GARY GRINDLER and JONATHAN SCHWARTZ and MUSKETT's father and attorney, JAMES W. MUSKETT. MUSKETT was interviewed under the terms of an agreement reached between the OIC and the DOJ. After being apprised of the official identity of the interviewers and the nature of the interview, MUSKETT provided the following information:

MUSKETT entered on duty with the USSS on July 15, 1987. MUSKETT worked initially as an unassigned officer at the White House. After approximately one and one half years, MUSKETT worked at the foreign mission branch of the USSS. For five years, beginning in 1990, MUSKETT was assigned to the USSS counter-terrorism team. In the Spring of 1995, MUSKETT was assigned as a post officer to the east appointment gate at the White House. Although MUSKETT's regular assignment was the East appointment gate, he has worked in the West Wing and the Oval Office. For the past two years, MUSKETT has worked in the Special operations section, which coordinates all special events and tours at the White House.

MUSKETT advised his immediate supervisor is Lieutenant BRYANT WITHROW. MUSKETT stated he likes to work at least six days a week. MUSKETT will fill in for people who are on vacation or are out sick and therefore, gets assigned to various posts within the White House. MUSKETT's regular shift is 6:30 a.m. until 3:00 p.m..

MUSKETT knows MONICA LEWINSKY, but cannot recall when he first met her. MUSKETT advised LEWINSKY was working in the East Wing in the Office of Legislative Affairs (OLA) when they first met. MUSKETT stated the USSS roll call room and the Special Operations office are in the basement of the East Wing of the White House. MUSKETT would pass LEWINSKY's office in the OLA at least once a day during his normal rounds.

Investigation on 05/01/98 at Washington, DC File # 29D-OIC-LR-35063

by SA [REDACTED] Date dictated 5/4/98



29D-OIC-LR-35063

Continuation of OIC-302 of JOHN FITZGERALD MUSKETT . On 05/01/98 , Page 2

MUSKETT advised that he would speak to LEWINSKY about two to three times a week. MUSKETT described the conversations as friendly and the subject matter as small talk.

MUSKETT saw LEWINSKY after she left the White House at an arrival ceremony held at Fort Meyer. MUSKETT advised he was assigned to the "gold rope" area, which is an area reserved for cabinet members and members of Congress. LEWINSKY waved to MUSKETT. LEWINSKY was wearing a sun hat, so MUSKETT believes the event occurred in the Spring or Summer. MUSKETT advised that LEWINSKY had a relative with her, but MUSKETT cannot recall if the relative was a male or a female.

LEWINSKY asked MUSKETT if she could sit in the "gold rope" area. MUSKETT checked with ANN McCOY of the White House visitor's office, who handled all state arrivals at the White House. McCOY told MUSKETT to keep LEWINSKY where she was. MUSKETT did not recall McCOY's reaction when he asked her about LEWINSKY.

MUSKETT recalls seeing LEWINSKY at a White House social event held on the State floor. MUSKETT cannot recall the specific event, but believes the guests were dressed formally. MUSKETT cannot be sure if LEWINSKY was accompanied by anyone at this event, but thinks she was with someone from the Pentagon. LEWINSKY and MUSKETT noticed each other and LEWINSKY approached MUSKETT.

LEWINSKY told MUSKETT that she thought MUSKETT and she were friends. MUSKETT told LEWINSKY that they were "very good friends." LEWINSKY told MUSKETT that she heard someone was spreading rumors about LEWINSKY and the President. LEWINSKY did not indicate who she thought was spreading the rumors about her and the President. MUSKETT replied to LEWINSKY that he knew she worked in the East Wing. The details of the rest of this conversation are being withheld by MUSKETT and the Department of Justice, pursuant to a claim of "protective function" privilege.

MUSKETT had one additional conversation with LEWINSKY about the President, the details of which are being withheld as MUSKETT and the Department of Justice are claiming "protective function" privilege.

MUSKETT last saw LEWINSKY about two to three weeks before the story broke about LEWINSKY and the President. LEWINSKY was sitting outside the Old Executive Office Building (EOB) near the 17th Street exit. MUSKETT advised he saw

29D-OIC-LR-35063

Continuation of OIC-302 of JOHN FITZGERALD MUSKETT, On 05/01/98, Page 3

LEWINSKY at approximately seven in the evening. MUSKETT advised that LEWINSKY could have been waiting for someone to come out of the OEOB.

MUSKETT advised that he and LEWINSKY had many conversations but never did anything socially. LEWINSKY never asked MUSKETT about the President's whereabouts or his schedule. LEWINSKY never gave MUSKETT a gift.

MUSKETT knows BAYANI NELVIS and GLEN MAES by sight, but not personally. MUSKETT has not heard any rumors about LEWINSKY and NELVIS being involved in a relationship. NELVIS never mentioned LEWINSKY to MUSKETT. MUSKETT never discussed LEWINSKY outside of USSS personnel.

MUSKETT heard rumors about a relationship between LEWINSKY and the President before the news stories broke. One of the rumors MUSKETT heard was that LEWINSKY's departure from the White House stemmed from LEWINSKY and the President being seen by a White House staff member in the West Wing theater in a compromising position. MUSKETT thinks the White House staffer was a female. MUSKETT heard this rumor more than once, but does not remember who told him.

MUSKETT did not know about LEWINSKY leaving employ at the White House prior to her transfer.

MUSKETT recalls two incidents involving LEWINSKY showing up at the Northwest gate. The first was a story relayed to MUSKETT from Sergeant KEITH WILLIAMS. Early one day, WILLIAMS and MUSKETT saw a newspaper article about an allegation involving the President and a woman who worked at the White House. MUSKETT cannot be sure if the woman was KATHLEEN WILLEY. MUSKETT and WILLIAMS both talked about how the stories about CLINTON were going to get into the news.

Later that same day, WILLIAMS called MUSKETT and advised that MONICA LEWINSKY had entered the Northwest gate and was cleared in as a "press" person. MUSKETT thought that it was strange for LEWINSKY to be cleared in as a "press" person when she did not work for a news outlet.

WILLIAMS told MUSKETT that LEWINSKY was walking towards the press office when someone from the White House Counsel's Office (WHCO) met her and took her to the West Wing. WILLIAMS did not say if the person from the WHCO was a male or a female. MUSKETT was on duty when WILLIAMS called. MUSKETT wrote this

29D-OIC-LR-35063

Continuation of OIC-302 of JOHN FITZGERALD MUSKETT , On 05/01/98 , Page 4

information down in his notebook, which he will provide to the OIC if he still has it.

MUSKETT advised the second incident involving LEWINSKY and the Northwest gate occurred on a weekend. MUSKETT has heard the story about five times, but is unsure who told him. MUSKETT believes GARY NIEDZWISKI may have been on duty at the Northwest gate when LEWINSKY showed up saying she had an appointment with the President. The officer on duty told LEWINSKY she would have to wait in line to see the President. NIEDZWISKI knows the details of this story.

MUSKETT claimed "protective function" privilege on further questions related to this incident, specifically if LEWINSKY complained about her treatment at the Northwest gate and if there were any disciplinary action taken against the Uniformed Division officer who was present during the incident in question.

MUSKETT advised he heard a story about LEWINSKY being present at an evening event held at the Pentagon that the President attended. MUSKETT advised that the Uniformed Division officer in charge of the magnetometer, OLIVER HEMSLEY, noticed LEWINSKY sitting at a table, prior to the President arriving. HEMSLEY pointed LEWINSKY out to the USSS Special Agent on duty at the site. MUSKETT thinks the reason HEMSLEY pointed LEWINSKY out to the Agent was because LEWINSKY had been transferred out of the White House and there were rumors about the circumstances surrounding her transfer.

MUSKETT knows JAMIE SCHWARTZ and worked a lot of events with her when she worked in the White House Social Office. MUSKETT does not recall speaking to SCHWARTZ about LEWINSKY.

MUSKETT has had conversations with GARY BYRNE about LEWINSKY, but is claiming "protective function" privilege on the details of the conversations. MUSKETT is also claiming the "protective function" privilege on conversations he had with other White House employees related to a pass holder.

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

IN RE: GRAND JURY PROCEEDINGS

Grand Jury Room No. 2 United States District Court for the District of Columbia 3rd & Constitution, N.W. Washington, D.C. 20001

Friday, July 17, 1998

The testimony of JOHN FITZGERALD MUSKETT was taken in the presence of a full quorum of Grand Jury 97-4, impaneled on December 5, 1997, commencing at 4:05 p.m.,

before:

- ROBERT J. BITTMAN SOLOMON WISENBERG JACKIE M. BENNETT, JR. Deputy Associate Independent Counsel TIMOTHY SUSANIN MARY ANNE WIRTH EDWARD J. PAGE Associate Independent Counsel Office of Independent Counsel 1001 Pennsylvania Avenue, N.W. Suite 490 North Washington, D.C. 20004

1 White House? Is that correct or no? 2 A I'm trying to just get all the dates back in my 3 mind. Approximately that time. I spent a short time on the 4 counter-sniper team and I rotated down to the White House, I 5 transferred down to the White House, I believe it was in 6 1994, 1995, which I was transferred back down to the White 7 House branch. 8 Q Okay. And what was your post? 9 A I started my duties at the east appointments gate 10 for approximately six months and then I was assigned to the 11 special operations section. 12 Q Which basically conducts tours, is that correct? 13 And social events? 14 A We do social events, help with motorcade arrivals, 15 dignitaries into the White House complex and our main job is 16 all the different social events at the White House; accessing 17 guests into the White House, verifying who's on the access 18 lists, and then true identity of the guests to the White 19 House. 20 Q Okay. Now, you have been interviewed previously by 21 members of the Office of the Independent Counsel, including 22 an FBI agent. Is that right? 23 A Correct. 24 Q And at that time, you asserted a protective 25 function privilege with respect to certain information.

PROCEEDINGS

1 Whereupon, 2 JOHN FITZGERALD MUSKETT 3 was called as a witness and, after having been first duly 4 sworn by the Foreperson of the Grand Jury, was examined and 5 testified as follows: 6

EXAMINATION

BY MR. SUSANIN:

9 Q Sir, if you could state your full name and spell 10 your last name for the record after you sit down?

11 MR. WISENBERG: Have a seat.

12 THE WITNESS: My name is John Fitzgerald Muskett. 13 That would be J-o-h-n, Fitzgerald, F-i-t-z-g-e-r-a-l-d, 14 Muskett, M-u-s-k-e-t-t.

15 Good afternoon, everybody.

16 JURORS: Good afternoon.

17 BY MS. WIRTH:

18 Q Officer Muskett, you've been with the Secret 19 Service since 1987. Is that right?

20 A Correct. July 15, 1997.

21 Q And you're with the uniformed division of the 22 Secret Service. Is that right?

23 A Correct.

24 Q And from the spring of 1995 until some time in 25 1996, your post was the east appointments gate at the

1 Is that correct? 2 A Yes. 3 Q Okay. Can you tell the grand jury whether you have 4 ever seen the President together with Monica Lewinsky? 5 A Yes. 6 Q Can you tell us about it? 7 A Yes. I don't have the paperwork, I left it in my 8 suit from yesterday. It was an Easter Sunday, I believe it 9 was 1996. I was basically -- using the word canceled, I was 10 forced to work a section due to manpower shortages that day. 11 I worked -- there's a 3:00 session, basically, reporting 12 hours are 1430 hours in the afternoon, and I was assigned to 13 a West Wing post, post [redacted] which is right outside the 14 Oval Office. 15 On this afternoon, some time -- I'm not exactly 16 what time it was, some time after -- I believe it was 4:00 in 17 the afternoon, the President came over to the Oval Office. 18 At that time -- before that time, the Oval Office was an 19 empty office. I thought we'd have a quiet day, just tours 20 coming in, but he decided to come over to the Oval Office. 21 He came into the Oval Office and at that time an 22 agent comes over, assumes the post with us and we closed the 23 door at that time. 24 I'm just trying to get all these facts together. 25 Sometimes it's easier to answer your direct questions.

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1 A short time after he entered the Oval Office,
 2 the young lady named Monica Lewinsky approached the Oval
 3 Office door carrying a manilla folder stating that she had to
 4 go inside to see the President.
 5 At that time, I looked at Monica Lewinsky, almost
 6 second guessing her and saying -- because I knew Monica
 7 Lewinsky before this incident and I knew her -- with my
 8 assignment with the special operations section, I had a lot
 9 of interacting with her in the East Wing, that's where her
 10 office was, in the East Wing, and I saw her probably three or
 11 four times a week, short hellos, and so I basically -- when
 12 she said she had to go in and see the President, I knew she
 13 was an intern, I knew it was kind of unusual.
 14 I asked her almost jokingly, "You want to go in and
 15 see the President of the United States?"
 16 And she said, "Yes. The President called over and
 17 said he needs these important papers."
 18 So then at that time, I figured it was legit.
 19 I looked at the agent, the agent kind of looked at me, it
 20 was a new agent on duty that day.
 21 Q Do you remember that person's name?
 22 A After speaking with you, which I believe you're
 23 Mary Anne Wirth, correct?
 24 Q Yes.
 25 A I did -- I believe -- I can confirm this

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1 gentleman's name because we do have a listing of all
 2 photographs of all agents and I did recognize him but I
 3 cannot remember his name right now, but I could get it.
 4 I think his first name was Reginald.
 5 Q Reginald?
 6 A But I'm not 100 percent sure on that. He looked at
 7 me because I knew he was new in the detail, almost looking
 8 for my guidance on this situation. So I looked at him, he
 9 looked at me, I said, "So I guess let her in."
 10 [REDACTED]
 11 [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 [REDACTED]
 15 [REDACTED]
 16 [REDACTED]
 17 Q This is the door that leads from the little
 18 corridor where the pantry is and the entrance to the study?
 19 Is that the door to the Oval Office that we're talking
 20 about?
 21 A It's not -- to give you an idea, the Oval Office --
 22 I'm looking at the Oval Office main door, it's the inside
 23 door into the direct office. The pantry door would be to my
 24 right approximately six -- ten feet maybe away.
 25 Q If you had your back to the Oval Office.

Page 7

1 A If I had my back to the Oval Office door, the
 2 pantry is to my left.
 3 Q Okay.
 4 A It's almost going down the corridor to the Vice
 5 President's office.
 6 Q Okay. Where was the President at this time?
 7 A At that time, he was in the Oval Office.
 8 Q All right. Continue.
 9 A She stepped forward into the Oval Office. I'm not
 10 100 percent sure if I actually opened it or if the agent came
 11 forward, if I said to go ahead and open it. The door was
 12 opened. The door -- she pushed it all the way open. Stepped
 13 forward.
 14 The President -- President Clinton was sitting at
 15 the Oval Office desk this afternoon. He was on the phone,
 16 his eyeglasses on the edge of his nose and he looked forward
 17 and she went right to the front of the desk. And at that
 18 time, the agent closed the door behind her.
 19 Q And that would be the person you think is Reginald?
 20 The agent that you're referring to?
 21 A Correct.
 22 Q Then what happened?
 23 A Okay. Now, at this time, I'm going to take my time
 24 here because there was time factor I don't remember going
 25 over with you before. Certain events happened this day that

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1 I probably should have documented and made it a lot easier
 2 for me here. [REDACTED]
 3 [REDACTED]
 4 [REDACTED]
 5 [REDACTED]
 6 Q So Reginald was replaced by someone else?
 7 A Yes. Just to keep the post going around.
 8 Q Do you know who he was replaced by?
 9 A Well, actually before this happened, too, I'm
 10 sorry -- yeah. Because I'm getting confused here now.
 11 Before I get into how this whole thing ended, a phone call
 12 came in a short time after Monica was in the Oval Office.
 13 I can't remember the gentleman's name but basically
 14 what happened was the phone rang, there's a phone right
 15 outside the Oval Office on a small table.
 16 The special agent answered the phone. I can't
 17 remember if it was Reginald or not. He was talking to
 18 the White House operator and he basically said just a
 19 minute.
 20 He was looking for my guidance and he handed
 21 the phone over to me and said, "I'll let you speak to the
 22 uniformed division officer at this time."
 23 He handed the phone directly to me and the operator
 24 said there's an important phone call, there's a gentleman on
 25 the phone that needs to see the President of the United

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<p>1 States, talk to the President of the United States." 2 I then told the operator, "Ring it through, the 3 President's in the Oval Office." 4 She said, "Well, he's not answering the phone." 5 So I said, "Is it extremely important?" 6 She said, "Yes." 7 So I said, "Well, we'll get the message to him." 8 At that time, put the phone down. I don't know if 9 we put the phone on hold or told the President -- so the 10 agent went to go open the door and I told him first to knock. 11 He knocked once. There was no reply. 12 Q And this is the same door that Monica had entered 13 through? 14 A That Monica went into. Exactly. He knocked again 15 a little louder. There was no reply. At that time, he 16 looked at me. I said, "We've got to go in." 17 At that point, I just wanted to go in, it was two 18 knocks, I know he's in there. 19 The agent opened the door, we both looked in. 20 The agent was in front of me at this time. We didn't see 21 the President. To the right, we saw the study doors propped 22 open a little bit. At that time, he yelled into the room, 23 "Mr. President." There was no reply. 24 He looked at me and I said, "We've got to go in." 25 So we both took maybe two steps in and he yelled a little</p>	<p>1 Well, a gentleman came walking down the hallway 2 from the Vice President's office area and I didn't 3 immediately recognize him, but he basically said he's going 4 to see the President. 5 Q Who was it? 6 A It was Harold Ickes. 7 Q And what was his position at that time? Do you 8 remember? 9 A I believe Chief of Staff. 10 Q And he was headed down the hallway? 11 A He was coming from the Vice President's office 12 area. I don't know if he came out -- I mean, he was coming 13 down the corridor. And he was walking past me, Mike, 14 separating us, and he said he was going in to see the 15 President. He was dressed casually and it was a Sunday 16 afternoon. 17 So he said -- Mike answered him, "Fine." 18 So he's going towards -- now, this would be the 19 secretary's office door, which is to the left of the big Oval 20 Office door that Monica had entered. 21 And he looked at me almost like to get the door, to 22 unlock it, and not recognizing the gentleman immediately, I 23 asked who he was. And the same time he's answering me, the 24 special agent was identifying who he was to me. 25 So I said, "Fine."</p>
<p>1 louder, "Mr. President." 2 At that time, the President answered us. 3 Q Where was his voice coming from, the President's? 4 A The study. It was almost like a huh, hello, or -- 5 we said, "You have an important phone call." 6 And he says, "Okay. I'll get it inside here." 7 At that point, we said, "Fine." We closed the Oval 8 Office door. 9 A short time later, I don't know, a short time 10 later -- 11 Q Let me just interrupt you at this point. 12 A Sure. 13 Q The agent who went in with you, was the Reginald? 14 Or was that the person who replaced him? 15 A I'm not 100 percent sure. I'm not 100 percent 16 sure. 17 Q Okay. A short time later -- 18 A Well, some time later, I'm not really sure, I know 19 at this time there was a special agent on post named Michael 20 Wilson. 21 And I had made a comment almost to this point, 22 he'll probably remember this, too, basically I said to him 23 basically "What is going on in there?" 24 You know, something like -- and he said, you know, 25 "Who knows?" or --</p>	<p>1 And at that time, I unlocked the secretary's office 2 door. He went in. 3 Q He being Harold Ickes? 4 A Yes. Harold Ickes went in. And as he went in, 5 very shortly after Monica Lewinsky came out the pantry study 6 door which is the door to the right of the main Oval Office 7 door and scooted down the hallway. 8 Q Okay. She came through the pantry door? 9 A Well, I can't be 100 percent sure but the pantry 10 door -- either the pantry door or the door to the right. 11 All I heard was boom -- almost simultaneously -- well, 12 not simultaneously, but a short -- very short time afterwards 13 and she's -- I recognized Monica going down the hallway. 14 Q Do you know whether Mr. Ickes had seen Monica 15 Lewinsky when he went into the Oval Office area? 16 A There was no way of me being 100 percent sure. 17 I can't answer that. 18 Q Did you ever hear from anyone else whether 19 Mr. Ickes had seen Monica Lewinsky when he went into the 20 Oval Office? 21 A No. No. 22 MR. WISENBERG: Pardon us. 23 (Pause.) 24 BY MS. WIRTH: 25 Q Did you yourself ever actually see Monica Lewinsky</p>

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1 with the President in the study?	1 Q Did you ever tell Gary Byrne that Harold Ickes had
2 A No.	2 seen the President and Monica together in the study?
3 Q No?	3 A I hope I'm answering this question -- I mean -- I
4 A No.	4 never passed on the story to let somebody believe that I had
5 Q Did you ever tell anybody that you had seen Monica	5 firsthand knowledge.
6 Lewinsky with the President in the study?	6 When I say firsthand knowledge, meaning I heard
7 A Did I ever witness them? No. Never did.	7 from somebody that said, yes, you're assuming -- when I told
8 Q Did you ever tell anybody that someone else had	8 this story, I told the story like I would tell anybody in
9 seen Monica Lewinsky in the study with the President?	9 this jury today, the same way I'm telling it here today.
10 A No. Did I -- I just want to -- I think you're	10 The President went to the Oval Office, a short time
11 asking me did I ever tell anybody else that I saw them	11 later Monica was inside, then Harold Ickes came in through
12 together in the study?	12 one door and immediately afterwards Monica came out the back
13 Q Yes.	13 door. So I'm assuming that an intelligent person -- I'm
14 A I never told anybody -- I never -- I personally	14 mean, I'm not trying to say -- I have no firsthand knowledge.
15 never saw the President and her alone in the study, nor did I	15 Q Did you ever tell that specific story to Gary
16 pass on that I did.	16 Byrne? Do you know?
17 Q Did you ever tell anybody whether Harold Ickes had	17 A This story?
18 seen Monica and the President in the study together?	18 Q Yes.
19 A No.	19 A Yes.
20 Q Do you know whether Harold Ickes had seen Monica	20 Q Okay. And you also told it to Sandy Verna.
21 and the President together in the study?	21 A Sandy Verna.
22 A Do I know? No. I -- I'm as -- I assume that he	22 Q Did you tell it to anyone else?
23 did. I'm assuming the average intelligent person -- now, I'd	23 A Yes.
24 never pass on -- you know, I probably might have passed the	24 Q Who?
25 story on that Harold Ickes went in through the secretary's	25 A I told my attorney and -- well, actually, it was
Page 14	Page 16
1 office and Monica Lewinsky came out the back door of the Oval	1 first my father, this story. Which is actually today also
2 Office, I could have passed that on to somebody, but I did	2 acting as my attorney, James William Muskett.
3 not say that Harold Ickes came in and surprised -- and saw	3 BY MR. SUSANIN:
4 the President and Monica in the study. Because I know after	4 Q Sir, do you know who was on the phone?
5 this incident happened, I did ask -- I did tell the story, I	5 A Sir, I knew weeks later. I can't be -- I can't
6 believe it was the next day.	6 remember his name.
7 Q Who did you tell it to?	7 Q And I take it from your testimony that neither you
8 A To the senior post officers at that time.	8 nor the agent you were working with followed Mr. Ickes once
9 Q Who was that?	9 you opened the door for him into the oval. Is that correct?
10 A It was Sandy Verna and I believe it was Gary Byrne.	10 A Correct, sir. Once I unlocked -- it was
11 Just because of this -- the situation was very unusual	11 actually -- Nancy Henreich and Betty Currie share an office,
12 circumstances, what had happened, and I just wanted to know	12 that's the operations center, they're in charge of the Oval
13 if I did the proper thing.	13 Office. I unlocked that and then he made his way in.
14 Q Did you ever hear from any source whatsoever that	14 BY MR. BITTMAN:
15 Harold Ickes had seen the President and Monica together in	15 Q Officer Muskett, you referred to documents that you
16 the study?	16 brought with you last -- I guess it was yesterday?
17 A No.	17 A What that was, when I say documents, it was the
18 Q Did you ever tell Gary Byrne --	18 roster, the duty roster, which would help with the exact
19 A JUROR: A verbal response, please.	19 date, exactly what day I was working that Easter Sunday.
20 BY MS. WIRTH:	20 That's what -- basically, I Xeroxed it to help me pinpoint
21 Q Excuse me. I'm sorry. Could I have a verbal	21 exactly what day I was down there working.
22 response on the last one? Did you ever hear from any source	22 Q Would that tell you which PPD officers were
23 at all that Harold Ickes had seen the President and Monica	23 working?
24 together in the study?	24 A No, this roster is uniformed division.
25 A No.	25 Q Have you ever made any written notes of what

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Page 19

1 occurred this Easter Sunday?
 2 A No, sir.
 3 BY MR. WISENBERG:
 4 Q Did anybody ever suggest to you directly or
 5 indirectly that you not tell anybody else about this
 6 incident?
 7 A No, sir.
 8 Q After --
 9 A And can I just add on that?
 10 Q Sure.
 11 A I don't want to come across to this jury as a rumor
 12 passer or just story teller. I take my job very serious,
 13 what goes on I try to keep in.
 14 When I told these two officers, they were the
 15 regular -- when I say they were -- it was their post, their
 16 normal daily operation, so I told them almost looking for
 17 guidance, almost like a pat on the back, you did fine, John,
 18 this is -- you know. Do you understand? It wasn't like I
 19 was --
 20 BY MS. WIRTH:
 21 Q Other than this occasion, did you ever see Monica
 22 and the President together?
 23 A I can't be 100 percent sure. Just because all the
 24 social events that I worked. She was on the state floor
 25 quite often a lot of times.

1 A Well, I'm not 100 percent sure. I mean, if
 2 somebody wanted to come in, which was normally unusual on the
 3 back side since there are several entrances to the oval, but
 4 most of the time they will come through that entrance.
 5 Q As far as you knew --
 6 A No, sir.
 7 Q -- nobody else was in there.
 8 A Correct, sir.
 9 MR. BITTMAN: Thank you. That's all we have for
 10 you right now. We're going to recall you for next week.
 11 THE WITNESS: Thank you.
 12 (The witness was excused.)
 13 (Whereupon, at 4:27, the taking of testimony in the
 14 presence of a full quorum of the Grand Jury was concluded.)
 15 * * * * *

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1 Q Setting aside public events, did you ever see her
 2 in the vicinity of the Oval Office on any other occasion?
 3 A No.
 4 BY MR. WISENBERG:
 5 Q You were -- before Harold Ickes came in, you have
 6 Ms. Lewinsky going in and then you've got at some point
 7 Harold Ickes going in. During the time before Mr. Ickes came
 8 in, was Monica Lewinsky alone with the President?
 9 A When she went into the Oval Office, she was alone
 10 with the President. Now, just to kind of go back, because I
 11 guess one way to say that, too, if you were to ask me are you
 12 100 percent sure, just because I've heard other people's
 13 testimony before where, you know -- when we normally take
 14 that assignment over, that posting, the Oval Office, all
 15 those doors are secured, so it's safe to say the President's
 16 inside the Oval Office, it's a secured area, as secure as
 17 you're ever going to find a room.
 18 So when you go -- we basically monitor who goes in
 19 and who goes out. So when he was in there, she's the only
 20 one to enter that day.
 21 Q Okay. There was nobody else with the President
 22 when she came in. Is that correct?
 23 A Correct. He was in there by himself.
 24 Q And if there had been anybody else that came in
 25 before Mr. Ickes, would you have known about it?

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

----- X
IN RE: :
GRAND JURY PROCEEDINGS :
----- X

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Tuesday, July 21, 1998

The testimony of JOHN FITZGERALD MUSKETT was taken
in the presence of a full quorum of Grand Jury 97-2,
impaneled on September 19, 1997, commencing at 12:16 p.m.,
before:

JACKIE M. BENNETT, JR.
SOLOMON WISENBERG
Deputy Independent Counsel
TIMOTHY SUSANIN
MARY ANNE WIRTH
EDWARD PAGE
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

PROCEEDINGS

1
2 Whereupon,
3 JOHN FITZGERALD MUSKETT
4 was called as a witness and, after having been first duly
5 sworn by the Foreperson of the Grand Jury, was examined and
6 testified as follows:

EXAMINATION

BY MR. WISENBERG:

9 Q Good afternoon. Would you state your name for the
10 record, please?

11 A John Fitzgerald Muskett.

12 Q And your title?

13 A Officer with the United States Secret Service
14 uniformed division.

15 Q And you like to be referred to as or your official
16 title would be Officer Muskett, correct?

17 A Correct.

18 Q All right. My name is Sol Wisenberg. I'm with the
19 Office of Independent Counsel and I'm here with my colleagues
20 Mary Anne Wirth, Tim Susanin, Jack Bennett in back of you,
21 and Ed Page over here, and this is the grand jury court
22 reporter and this is the grand jury.

23 A Good afternoon.

24 Q You are the same John Muskett who testified Friday
25 in front of a grand jury, is that correct?

C O N T E N T S

WITNESS:		Page
John Fitzgerald Muskett		3
GRAND JURY EXHIBITS:		
No. JFM-1	Map of West Wing	6
No. JFM-2	Page from appointment book	7
No. JFM-3	Duty Roster 4/7/96	7
No. JFM-4	Map of West Wing (enlargement of portion of JFM-1)	16

1 A Yes, sir.
2 Q Let me inform you of a couple of things. You have
3 taken an oath to testify truthfully. Is that correct?
4 A Correct, sir.
5 Q You understand that oath and all that it implies,
6 correct?
7 A Yes, sir.
8 Q You understand that you have -- everybody
9 who appears in front of a grand jury has rights and
10 responsibilities. You have, for instance, the right not
11 to have a lawyer in here with you, but to have a lawyer
12 outside to consult with if you need to. Do you understand
13 that?
14 A Yes, sir.
15 Q I understand your lawyer is your dad. Is that
16 correct?
17 A Yes, sir. He took me through 33 years of life and
18 he's retired Department of Justice. He's a lawyer. After
19 the Department of Justice, he was associate dean of George
20 Mason Law School. He's my lawyer. More I refer to him as a
21 legal advisor in this situation.
22 Q Okay. And he's here today if you need to consult
23 with him. Is that correct?
24 A Yes, sir.
25 Q And you understand you have a privilege against

Page 5

1 self-incrimination. If the truthful answer to a question
 2 would tend to incriminate you, you don't have to answer that.
 3 Do you understand that?
 4 A Yes, sir.
 5 Q Do you understand that aside from that and any
 6 valid privilege such as attorney-client privilege or a
 7 marital privilege that you have to truthfully answer all the
 8 questions we put to you?
 9 A Yes, sir.
 10 Q Okay. Any questions, then, about your rights and
 11 responsibilities?
 12 A No, sir.
 13 Q Okay. Do you have some documents that you have
 14 brought with you?
 15 A Yes, sir.
 16 MR. WISENBERG: I'm going to ask -- since we don't
 17 have a subpoena but this is the functional equivalent of one
 18 and since we've spoken with your father about this, I'm going
 19 to ask the grand jury foreperson on behalf of the grand jury
 20 to request that Officer Muskett turn those documents over to
 21 the grand jury.
 22 THE FOREPERSON: Mr. Muskett, would you turn over
 23 those documents to the grand jury?
 24 THE WITNESS: Yes, I will.
 25 THE FOREPERSON: Thank you.

Page 6

1 BY MR. WISENBERG:
 2 Q Let the record reflect that you have handed two
 3 documents to the forelady of the grand jury. Is that
 4 correct?
 5 A Yes, sir.
 6 Q Let me go over some things with you. Let me show
 7 you what appears to be a floor plan of the West Wing of the
 8 White House, the floor that has the Oval Office. Is that
 9 correct?
 10 A Yes, sir.
 11 Q Or at least of a portion of the West Wing. Is that
 12 correct?
 13 A Yes, sir. Correct.
 14 Q You'll note that's marked JFM-1. Is that correct?
 15 A Yes, sir.
 16 (Grand Jury Exhibit No. JFM-1
 17 was marked for identification.)
 18 BY MR. WISENBERG:
 19 Q Now, one of the two documents you gave us, it's a
 20 Xerox, is that correct?
 21 A Yes. Both copies are Xeroxed copies.
 22 Q And the first one is a Xeroxed copy of two pages
 23 from a 1997 date book. Is that correct?
 24 A Correct, sir.
 25 Q And you'll notice I've marked that Grand Jury

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1 Exhibit JFM-2. Is that correct?
 2 A Yes, sir.
 3 (Grand Jury Exhibit No. JFM2
 4 was marked for identification.)
 5 BY MR. WISENBERG:
 6 Q Now, the third document, tell us what kind of a
 7 document that is.
 8 A This is a duty roster for the uniformed division
 9 [REDACTED]
 10 [REDACTED]
 11 Q And I've marked that as JFM-3. Is that correct?
 12 A Yes, sir.
 13 (Grand Jury Exhibit No. JFM3
 14 was marked for identification.)
 15 BY MR. WISENBERG:
 16 Q Is that just for uniformed or is there also PPD
 17 listed on there?
 18 A Just uniformed division officers.
 19 Q Okay. And there would be one for every such shift?
 20 A Yes, sir. All three shifts.
 21 MR. WISENBERG: Okay. All right. Thank you.
 22 I'll turn over the questioning to my colleague,
 23 Ms. Wirth.
 24 THE WITNESS: And if I could just ask, I want to
 25 make a statement. Friday, when I was called in, I was

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1 extremely nervous. I don't know where you plan on picking up
 2 today. I would even ask if you wouldn't mind reading back
 3 some of those questions or statements and let me -- I very --
 4 extremely nervous.
 5 I know it was a short time I was in here, but it
 6 felt like -- it was almost a blur. So -- I went over in my
 7 mind over the weekend and there are some minor corrections I
 8 know of, so I'd like to cooperate fully and to the best of my
 9 knowledge and keep in mind a lot of these events are going
 10 back approximately two years, but I intend to answer honestly
 11 to every question.
 12 BY MS. WIRTH:
 13 Q Okay. What we'll do, then, most of your testimony
 14 focused on an incident that happened on Easter Sunday in
 15 1996. Is that right?
 16 A Correct.
 17 Q And what we'll do is we'll go through that whole
 18 incident again and give you an opportunity to talk about it
 19 as fully and as slowly as you'd like. Okay?
 20 A Okay. Thank you.
 21 Q And if there's anything that I notice or anyone
 22 else here notices that conflicts with anything you've said
 23 before, we'll bring it to your attention and give you an
 24 opportunity to correct it. Okay?
 25 A Okay.

Page 9

1 Q All right. So you were working, then, on Easter
 2 Sunday in 1996. Is that right?
 3 A Correct.
 4 Q And what date was that, according to your records?
 5 A It was Sunday, April 7, 1996. It was Easter
 6 Sunday.
 7 Q Okay. And can you tell the grand jury -- first off,
 8 you are a uniformed division officer, is that right?
 9 A Correct.
 10 Q And at that point, in April of 1996, how long had
 11 you been with the Secret Service?
 12 A At that point? Date of appointment -- I joined the
 13 Secret Service uniformed division on July 15, 1987, so I was
 14 approximately on the job nine years. Approximately.
 15 Q Okay. And was that the first time that you were
 16 assigned to work outside the Oval Office, that Easter Sunday?
 17 A No, I've worked that post before.
 18 Q You've worked there before. When did you get the
 19 assignment?
 20 A The first time I ever worked the West Wing?
 21 Q To work that Sunday. No. That Easter Sunday.
 22 A I believe it came across -- the only reason it
 23 sticks in my memory here, it probably was that Saturday,
 24 April 6th, due to the fact that I was canceled. Sunday is
 25 normally my day off and it was Easter Sunday and they

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1 canceled me for the 3:00 -- when I say canceled or forced, if
 2 a section's short manpower, quite often to get the duty
 3 roster back up to numbers, they'll force some officers to
 4 come to work that day.
 5 Q And you were one of those people forced in that
 6 day.
 7 A Yes.
 8 Q Okay. What was your normal assignment at that
 9 time?
 10 A I'm not 100 percent sure. I know I was transferred
 11 down to the White House -- I was on the sniper team at one
 12 point. I transferred down and I'm currently right now in
 13 special operations -- I believe I was an unassigned officer
 14 or maybe the cast appointment gate. I'm not 100 percent
 15 sure. I should have --
 16 Q But the Oval Office was not your routine, normal
 17 assignment at that time.
 18 A No, it was not.
 19 Q And when you got the assignment, did you speak to
 20 anybody in preparation for taking that assignment on Easter
 21 Sunday?
 22 A I believe it was Sandy Verna, Officer Sandy Verna.
 23 I believe we even joked about it, you know. Most of the
 24 time -- to kind of give you a background, the West Wing is
 25 considered a senior post.

Page 11

1 They wouldn't put a junior officer into the West
 2 Wing due to the fact that you need to know a lot of who's
 3 who. The last thing you want to do is stop the Chief of
 4 Staff or any of the President's staff in the hallway and ask
 5 for an ID, so most times a senior officer.
 6 And I believe on this occasion Sandy even joked
 7 with me because she was in scheduling, I believe, at that
 8 time -- actually, her post was outside the Oval Office at
 9 that time, she's in scheduling now, but we even joked that it
 10 would be a laid back Easter Sunday.
 11 The biggest thing we have going on Sundays most of
 12 the time, we have tours, so the biggest thing you've got to
 13 do is brush up on your facts about the desk, the Oval Office
 14 desk, and so we joked about that.
 15 Q Okay. Did you talk to anybody else in preparation
 16 for your tour that day, on Easter Sunday?
 17 A No.
 18 Q Did you talk to Officer Byrne, that you recall?
 19 A Not before this day.
 20 Q Okay.
 21 A To the best of my recollection.
 22 Q Okay. And about how often before that Easter
 23 Sunday had you worked that post?
 24 A That particular post?
 25 Q Outside the Oval Office.

Page 12

1 A I'm not 100 percent sure. I know I was very -- it
 2 wasn't due to my time on the job. I've worked at either
 3 post -- the downstairs lower lobby is another West Wing post,
 4 we call it [redacted] or [redacted], the upstairs on the second
 5 floor. But I know I've worked that assignment before. I
 6 knew the workings, how the post works.
 7 Q So when you were talking to Officer Verna, it was
 8 more in the line of what you would expect on a holiday
 9 Sunday.
 10 A Exactly. She was like saying, "Oh, John, it will
 11 be laid back." I think she might have even worked day work
 12 that day, I'm not 100 percent sure to this date, you know,
 13 "Nothing's really going to be going on. Just know the facts
 14 about the Oval Office."
 15 Q Okay. So there came a time when you went to work
 16 that Easter Sunday.
 17 A Correct.
 18 Q And what was your tour that day? Do you remember?
 19 What hours did you work? Which shift?
 20 A [redacted]
 21 [redacted]
 22 [redacted]
 23 Q So that's 2:30 in the afternoon?
 24 A Correct.
 25 Q Until what time?

1 A That assignment runs to approximately 2230 where
 2 the midnight shift will come in, roll call, and they
 3 immediately go to relieve officers.
 4 Q Okay. And your post that day was the [redacted] post.
 5 A [redacted], which is right outside the Oval Office.
 6 Q And were there any other uniformed officers working
 7 that day in conjunction with you outside the Oval Office?
 8 A Yes, there was.
 9 Q Who else?
 10 A Officer Lou Fox.
 11 Q Okay. All right. And do you remember the names --
 12 were there any agents, any plainclothes Secret Service
 13 officers working that day at or around that post outside the
 14 Oval Office?
 15 A Another thing -- I hope I'm not repeating other
 16 officers, just to kind of give you an idea, when I took this
 17 post, there were no agents on post.
 18 The only time agents take that post side by side
 19 with the uniformed division officer is when the President
 20 goes to the Oval Office. That's when we close the door and
 21 there will be agents assigned to share that post with us,
 22 basically. So when I took that post, there was no agent on
 23 post.
 24 Q So did there come a time that Easter Sunday when
 25 the President did come to the Oval Office?

1 [redacted]
 2 [redacted]
 3 A [redacted]
 4 [redacted]
 5 [redacted]
 6 [redacted]
 7 [redacted]
 8 [redacted]
 9 Q [redacted]
 10 [redacted]
 11 A [redacted]
 12 Q [redacted]
 13 [redacted]
 14 A I think he might -- the last time I saw him -- I
 15 can't really recollect to the best of my ability right now.
 16 BY MR. WISENBERG:
 17 Q By the way, you're saying things like 1830 and
 18 stuff like that, that's military time, right?
 19 A Yes, sir.
 20 Q Okay. Let me just ask you --
 21 Do you mind if I briefly have him mark some things?
 22 MS. WIRTH: Sure. Go ahead.
 23 BY MR. WISENBERG:
 24 Q On this JFM-1, can you mark -- you've got the Oval
 25 Office here, correct?

1 A Yes.
 2 Q And about what time was that, if you remember?
 3 A [redacted]
 4 [redacted]
 5 [redacted]
 6 [redacted]
 7 [redacted]
 8 [redacted]
 9 [redacted]
 10 [redacted]
 11 [redacted]
 12 Q [redacted]
 13 A [redacted]
 14 [redacted]
 15 Q [redacted]
 16 A [redacted]
 17 Q [redacted]
 18 A [redacted]
 19 [redacted]
 20 [redacted]
 21 [redacted]
 22 [redacted]
 23 [redacted]
 24 [redacted]
 25 Q [redacted]

1 A Yes, sir.
 2 Q And if you assume the Oval Office is a clock, I'm
 3 going to refer to this door here as the 11:00 door?
 4 A Yes, sir.
 5 Q The 1:00 door?
 6 A Yes, sir.
 7 Q The 3:00 door, 9:00 door. Okay?
 8 A Mm-hmm. Yes, sir.
 9 MR. WISENBERG: And you don't have to call me
 10 "sir." And let me ask you if you would please mark for us
 11 where the [redacted] post is.
 12 And, again, this is the 11:00 door.
 13 MS. WIRTH: And, for the record, you're using a red
 14 pen.
 15 THE WITNESS: The 11:00 position, the [redacted] is really
 16 not a fixed post, but it's right outside that door. When I
 17 say not a fixed post, I don't want anybody to think I stand
 18 right there --
 19 MR. WISENBERG: All the time. Okay.
 20 THE WITNESS: It's that proximity area, where
 21 you're watching this hallway as well as this hallway as well
 22 being able to answer that phone.
 23 MR. WISENBERG: Okay. Now, you have marked --
 24 I'm going to mark this JFM -- I've got a different
 25 map and I'm going to mark this JFM-4, okay?

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1 (Grand Jury Exhibit No.
 2 JFM-4 marked for identification.)
 3 BY MR. WISENBERG:
 4 Q I'm going to use this -- it's a blow-up of a
 5 portion of JFM-1. Is that correct?
 6 A Yes.
 7 Q And it's got some writing on it and you didn't make
 8 the preexisting writing, did you?
 9 A No.
 10 Q Okay. I'm going to use this because we can
 11 [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 A [REDACTED]
 15 Q [REDACTED]
 16 [REDACTED]
 17 [REDACTED]
 18 A [REDACTED]
 19 Q [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 [REDACTED]
 24 A [REDACTED]
 25 [REDACTED]

Page 18

1 [REDACTED]
 2 [REDACTED]
 3 [REDACTED]
 4 Q [REDACTED]
 5 A [REDACTED]
 6 Q [REDACTED]
 7 A [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 [REDACTED]
 11 Q [REDACTED]
 12 A [REDACTED]
 13 [REDACTED]
 14 Q [REDACTED]
 15 [REDACTED]
 16 A [REDACTED]
 17 Q [REDACTED]
 18 [REDACTED]
 19 A [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 [REDACTED]
 24 Q [REDACTED]
 25 [REDACTED]

Page 19

1 A [REDACTED]
 2 Q [REDACTED]
 3 A [REDACTED]
 4 Q [REDACTED]
 5 [REDACTED]
 6 A [REDACTED]
 7 Q [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 A [REDACTED]
 11 [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 [REDACTED]
 15 [REDACTED]
 16 Q [REDACTED]
 17 [REDACTED]
 18 [REDACTED]
 19 [REDACTED]
 20 A [REDACTED]
 21 [REDACTED]
 22 Q [REDACTED]
 23 A [REDACTED]
 24 Q [REDACTED]
 25 A [REDACTED]

Page 20

1 Q [REDACTED]
 2 A [REDACTED]
 3 Q [REDACTED]
 4 A [REDACTED]
 5 Q [REDACTED]
 6 A [REDACTED]
 7 [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 [REDACTED]
 11 Q [REDACTED]
 12 [REDACTED]
 13 A [REDACTED]
 14 Q Do you remember about how long after you took your
 15 post the President came down?
 16 A I want to say approximately 1630, 4:30 in the
 17 afternoon or 1630 hours in the afternoon.
 18 Q Okay. And where was Lou Fox at that time?
 19 A I believe he already gave me my break and he was
 20 somewhere on response. I don't know if he was relieving
 21 another officer at that time or he was at [REDACTED]. I'm not
 22 really 100 percent sure where he was at that time.
 23 Q So he wasn't with you.
 24 A No.
 25 Q All right. And when the President came down, where

Page 21	Page 23
<p>1 did he come from, if you know?</p> <p>2 A He came down the colonnade. He came from the</p> <p>3 residence and came down in the colonnade door.</p> <p>4 Q Okay. And can you show us --</p> <p>5 A That would be door C or it would be the 3:00</p> <p>6 position.</p> <p>7 Q Okay. Let's use JFM-1, okay?</p> <p>8 A Okay.</p> <p>9 Q All right. And with your red pen, can you just</p> <p>10 show me which door and mark it with a P where the President</p> <p>11 came in. Okay. And for the record, you've put a P in the</p> <p>12 colonnade area at the 3:00 door.</p> <p>13 A The 3:00 position. Correct.</p> <p>14 Q All right. And you said that when the President</p> <p>15 comes to the Oval Office one or more PPD agents come with</p> <p>16 him. Is that right?</p> <p>17 A Correct.</p> <p>18 Q And that day, do you know how many came with him?</p> <p>19 A I have a question. I don't know how much I can</p> <p>20 divulge here on Secret Service policy, with the President's</p> <p>21 movement, so if I could have a minute to pop out to talk to</p> <p>22 the Secret Service? I don't want to divulge too much of the</p> <p>23 Secret Service operation.</p> <p>24 MR. WISENBERG: Do you want to continue and get to</p> <p>25 that later?</p>	<p>1 Q Okay. And how did that come about?</p> <p>2 A I was standing there with the special agent.</p> <p>3 Monica Lewinsky entered the hallway which is marked -- coming</p> <p>4 from the west colonnade area, from post [REDACTED] area which</p> <p>5 hallway you have marked here, along the cabinet room walkway</p> <p>6 there.</p> <p>7 Q Okay. So you've indicated in referring to JFM-4,</p> <p>8 which is the diagram that's marked with some writing on it,</p> <p>9 correct?</p> <p>10 A Correct.</p> <p>11 Q You've indicated an area that proceeds from walkway</p> <p>12 4 through waiting area 1. Is that right?</p> <p>13 A Correct.</p> <p>14 Q Okay. So she came down that direction. Do you</p> <p>15 remember what she was wearing that day? Anything about her</p> <p>16 appearance?</p> <p>17 A Nothing about her appearance really.</p> <p>18 Q All right. Was she carrying anything with her?</p> <p>19 A She was carrying a folder in her hands.</p> <p>20 Q What kind of folder?</p> <p>21 A A manilla style folder.</p> <p>22 Q Okay. Like a white-tan?</p> <p>23 A Yes. That opens and closes. Nothing like here on</p> <p>24 the table, it was open.</p> <p>25 Q Just a folder?</p>
<p>Page 22</p> <p>1 MS. WIRTH: Yes. I'll continue asking questions</p> <p>2 and we'll leave that aside.</p> <p>3 MR. WISENBERG: Okay.</p> <p>4 THE WITNESS: To answer your question without going</p> <p>5 into too much detail, I know that the door that I marked at</p> <p>6 the 11:00 position is closed, there's an agent outside that</p> <p>7 door.</p> <p>8 BY MS. WIRTH:</p> <p>9 Q Okay. And who was that agent that day?</p> <p>10 A I'm not 100 percent sure, but I did a little</p> <p>11 research. To the best of my recollection, that was Special</p> <p>12 Agent Reginald Hightower. To the best of my recollection.</p> <p>13 Q Okay. Now, you said the President came to the Oval</p> <p>14 Office at about 4:30 p.m. Do you know if anybody went into</p> <p>15 the Oval Office with him or if he went in alone?</p> <p>16 A I saw him enter alone.</p> <p>17 Q Okay. And did there come a time when someone</p> <p>18 joined him in the Oval Office?</p> <p>19 A Yes.</p> <p>20 Q Okay. Do you remember when that happened in</p> <p>21 relation to when the President arrived, approximately how</p> <p>22 long after?</p> <p>23 A Shortly thereafter, approximately 15 to 20 minutes.</p> <p>24 Q And who was that person?</p> <p>25 A Ms. Monica Lewinsky.</p>	<p>Page 24</p> <p>1 A Yes. It was a folder.</p> <p>2 Q Okay. And did you notice anything about her</p> <p>3 demeanor, how she seemed?</p> <p>4 A Due to the fact I did know Monica Lewinsky, she</p> <p>5 seemed a little upset.</p> <p>6 Q Okay. And you were telling the grand jury you did</p> <p>7 know her?</p> <p>8 A Yes, I did know Monica Lewinsky.</p> <p>9 Q How did you know her?</p> <p>10 A Not socially. I never went out with her for drinks</p> <p>11 or ever double-date or anything like that. I knew her, my</p> <p>12 assignment, I was east appointment gate at one point and then</p> <p>13 later I joined a position, they call it special operations</p> <p>14 section. To get a better idea, they should call it special</p> <p>15 events.</p> <p>16 Our job is we do all the tours in the morning, the</p> <p>17 guided tours, we do the public tours, observation, and then</p> <p>18 we do all the social events at the White House as well as</p> <p>19 DPD, motorcades coming in to see the President.</p> <p>20 And due to Monica Lewinsky's office located in the</p> <p>21 East Wing, our break room and briefing room is down below the</p> <p>22 East Wing in the basement there. So quite often I would see</p> <p>23 her in passing. I'd usually see her at some social events</p> <p>24 and we established a rapport.</p> <p>25 Q Okay. So you did things like exchanged greetings</p>

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1 with her and passed the time of day, that kind of thing?
 2 A Yes. Yes.
 3 Q So you said that based on that familiarity that you
 4 had with her, she seemed upset that day.
 5 A Yes.
 6 Q Okay. Did she say anything to you?
 7 A She approached me and she actually addressed me.
 8 The agent that was there present with me was a new agent.
 9 I don't know, new to the job or new to that rotation, the
 10 PPD rotation.
 11 She approached the Oval Office door and told me
 12 she had to go in and see the President, give him some
 13 documents.
 14 BY MR. WISENBERG:
 15 Q And that's the 11:00 door.
 16 A Yes.
 17 BY MS. WIRTH:
 18 Q Okay. And did she say anything else?
 19 A Actually, I responded to that by saying,
 20 "Monica, you want to go in and see the President?"
 21 Just because it kind of took me by surprise, to tell
 22 you the truth.
 23 And I asked her again, "You want to go in and
 24 see the President?"
 25 And she said, "Yes." I'm almost 100 percent sure,

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1 "He's called over and needs these papers."
 2 Q Okay. You're almost 100 percent sure that she
 3 said, "He's called over and needs these papers."
 4 A Yes. "He needs these papers."
 5 Q Okay. By the way, in any of your conversations
 6 that you had with Monica Lewinsky prior to that date, did she
 7 ever mention the President?
 8 A I think she mentioned that she met him -- the first
 9 time she met him at a social event and she was just saying
 10 how, you know, she met the President the night before or that
 11 evening.
 12 Q Okay. Had she ever discussed with you any
 13 friendship or relationship with the President prior to that
 14 date?
 15 A No.
 16 Q Okay. So --
 17 MR. WISENBERG: Prior to what date?
 18 MS. WIRTH: Easter Sunday.
 19 THE WITNESS: Easter Sunday.
 20 BY MS. WIRTH:
 21 Q So when you said to her, "You want to see the
 22 President" and you said you were almost 100 percent
 23 sure, "He's called over for some papers," what happened
 24 next?
 25 A I almost -- I looked at the agent to see what his

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1 response was, almost like if he's going to say no or if he's
 2 going to say yes, and by facial expressions, he was almost
 3 taking my lead on this and so I said, "I guess we let her
 4 in."
 5 Q And how did that come about? Did you assist her in
 6 opening the door or what happened?
 7 A What I did then, and I don't know why I did this, I
 8 stepped back and I said, "Okay, you can go on in."
 9 And she went and -- I almost in a way just wanted
 10 [REDACTED]
 11 [REDACTED]
 12 [REDACTED]
 13 Q [REDACTED]
 14 A [REDACTED]
 15 Q [REDACTED]
 16 A [REDACTED]
 17 Q [REDACTED]
 18 A [REDACTED]
 19 [REDACTED]
 20 Q [REDACTED]
 21 A [REDACTED]
 22 Q And when you opened the door of the Oval Office,
 23 what did you see inside?
 24 A The President was sitting at the Oval Office desk
 25 on the telephone. He was dressed casually. He had his

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1 eyeglasses on at the bridge of his nose and she entered the
 2 room.
 3 Q Okay. And he was speaking on the phone, the
 4 President was?
 5 A Correct.
 6 Q Did you hear them say anything to each other when
 7 she entered the room?
 8 A No. She walked straight into the room, right to
 9 the Oval Office, the front of the Oval Office desk and the
 10 special agent closed the door.
 11 Q Okay. And what happened next? About how long were
 12 they in there before something happened next?
 13 A Approximately maybe 20 minutes to 25 minutes
 14 transpired.
 15 Q And did anyone else enter the Oval Office in that
 16 meantime?
 17 A No.
 18 Q Did anyone else leave?
 19 A No.
 20 Q Okay. Or did anyone leave the Oval Office?
 21 A No.
 22 Q By the way, were any of the President's secretaries
 23 working that day?
 24 A No.
 25 Q Betty Currie was not working?

Page 29	Page 31
<p>1 A No. Their office was vacant and the door was 2 locked. 3 Q Okay. Were any of the President's stewards working 4 that day? 5 A I don't know if they were working. They weren't in 6 that proximity. I did not see them. Most of the time, we 7 would see them going in and out of the pantry. I didn't see 8 any of them working that day either. 9 Q Okay. So was there anybody in the vicinity of the 10 Oval Office that you saw that day aside from -- 11 A No, just the President walking over -- 12 Q -- the agent and the President and Monica. 13 A And then Monica Lewinsky coming over shortly after. 14 Q Okay. So -- 15 THE FOREPERSON: Ms. Wirth? 16 MS. WIRTH: Sure. 17 THE FOREPERSON: Before we get too deep into this 18 segment, I think we ought to break for lunch. 19 MS. WIRTH: Okay. 20 MR. WISENBERG: Do we know if it's here? 21 MS. WIRTH: Is it here? 22 MR. WISENBERG: Do you want me to check? 23 THE FOREPERSON: I'm pretty certain. It's a 24 quarter to one. 25 MS. WIRTH: Then we'll take a break now.</p>	<p>1 AFTERNOON SESSION 2 (1:52 p.m.) 3 Whereupon. 4 JOHN FITZGERALD MUSKETT 5 was recalled as a witness and, after having been previously 6 duly sworn by the Foreperson of the Grand Jury, was examined 7 and testified further as follows: 8 EXAMINATION (RESUMED) 9 MR. WISENBERG: Let the record reflect the witness 10 has entered the grand jury room. 11 Madam Foreperson, do we have a quorum? 12 THE FOREPERSON: Yes, we do. 13 MR. WISENBERG: Are there any unauthorized persons 14 present in the grand jury room? 15 THE FOREPERSON: There are none. 16 MR. WISENBERG: Thank you. 17 THE FOREPERSON: Officer Muskett, you are still 18 under oath. 19 BY MS. WIRTH: 20 Q Okay. I think at about the time we broke we were 21 talking about the fact that Monica Lewinsky had come to the 22 Oval Office that day, which was Easter Sunday 1996, and I 23 think you just told us that it was about 20 to 25 minutes 24 before anything happened, that she was in the Oval Office 25 with the President for about 20 to 25 minutes before anything</p>
<p>Page 30</p> <p>1 THE FOREPERSON: We should return at a quarter to 2 two. 3 (Whereupon, at 12:46 p.m., a luncheon recess was 4 taken.) 5 * * * * *</p>	<p>Page 32</p> <p>1 happened and that to your knowledge there was no one else in 2 the Oval Office. Is that correct? 3 A Correct. 4 Q Okay. And you saw no one else go into the Oval 5 Office during that period. 6 A Correct. 7 Q And you saw no one leave. 8 A Correct. 9 Q And no one was working that day in the vicinity. 10 A Correct. 11 Q Okay. So what happened next? 12 A At that time, the phone rang. We have a Secret 13 Service telephone which is actually a telephone for the 14 complex. The phone rang right outside the Oval Office near 15 post [REDACTED]. The special agent answered the phone. 16 He was talking to somebody, I don't know who he was 17 talking to at that time. At that point, he said, "Just a 18 minute. Let me hand you over to the uniformed division 19 officer on duty." 20 At that time, I answered the phone. It was the 21 White House operator letting me know that the President has 22 an important phone call and at that time I knew the person 23 who was calling. The operator gave me the name of the 24 gentleman. I cannot recall it today. 25 I told the operator, "The President is in the Oval</p>

Page 33	Page 35
<p>1 Office. You can put the phone call through." 2 And she said he wasn't answering his phone. 3 So I said, "We'll make sure he gets the message 4 that there's an important phone call for him." 5 Q Does it refresh your memory whether the person who 6 was calling was Dick Morris? 7 A Excuse me? 8 Q Dick Morris? Does that name sound familiar? 9 A No. That name doesn't sound familiar to me. 10 Q Did you recognize the name at the time of who was 11 calling? 12 A No. 13 Q Okay. So it was a person you had never heard of 14 before? 15 A Yes. Something I was not very familiar with. 16 Q All right. And the person who picked up the phone 17 at first was Regional Hightower? 18 A I believe it was Special Agent Hightower, to the 19 best of my recollection. 20 Q Okay. And he handed over the phone to you. 21 A Correct. 22 Q And you said the White House operator was on the 23 phone? 24 A Right. 25 Q Was it a he or a she?</p>	<p>1 A The agent stopped and then he did knock. There was 2 no reply. Then again the agent knocked a little louder and 3 still there was no reply. 4 Q Was the agent saying anything or just knocking? 5 A Just knocking at this time. 6 Q About how loud? 7 A It's hard for me -- 8 Q Like an average knock or banging? 9 A No, no. It was no banging. The first knock was 10 (knocking), a knock similar to that, and then the next one 11 was a little louder and there was still no response. So 12 at that point, the agent opened the door up to the Oval 13 Office. 14 Q That's still the 11:00 door? 15 A The 11:00 door marked C. The same door Monica 16 walked into. 17 Q Okay. And, actually, it looks like all the doors 18 have a C on them. 19 A Oh, I'm sorry. 20 Q But it's the 11:00 door? 21 A Yes. The 11:00 door. 22 Q Okay. All right. So when the agent opened the 23 door, did he go inside the Oval Office? 24 A First thing that he did, he looked inside the 25 oval -- actually, I was right behind him and we didn't see</p>
<p>1 A I believe it was a female. 2 Q Okay. And she told you that she had rung in the 3 Oval Office already? 4 A She said the President wasn't picking up. 5 Q Okay. And what happened after that? 6 A I'm not exactly sure what we did with the phone. 7 I don't know if we put the operator on hold, but the next 8 thing I do know we did, I made mention to the agent we have 9 to, you know, let the President know he's got an important 10 phone call coming in. 11 Q So did you tell the operator that you would make 12 efforts to -- 13 A To be honest with you, I'm not really sure what I 14 told the operator. I'm pretty sure I told the operator we'll 15 make sure the President knows he's got a phone call. 16 Q Okay. 17 A At that time, the agent went to go open the door. 18 I told him to first knock. 19 Q And which door would that be? 20 A That would be the door marked C. 21 Q Which is that 11:00 door? 22 A That would be the 11:00 door. Exactly. 23 Q So the same door Monica went in. 24 A Right. 25 Q So go ahead.</p>	<p>1 the President. 2 Q Did you see anyone? 3 A No. Nobody was in sight. The agent called out to 4 the President. To this day I think the best recollection, he 5 said, "Mr. President." 6 Q And at that point, had he stepped inside the Oval 7 Office? 8 A No. 9 Q He was still at the threshold? 10 A Yes. As we were looking in, we noticed to our 11 immediate right -- on this map, it would be approximately 12 9:00, there's a door that goes to the study -- 13 Q Okay. Do you want to mark that with a green dot? 14 I'm giving you a green pen. And this is on JFM-4. 15 Okay. So for the record, you put a green dot at 16 the 9:00 door. 17 Now, from the threshold of the 11:00 door, could 18 you see into the hallway where the 9:00 door is? 19 A We could not see. We could see the door was ajar, 20 it was open. It was not closed. 21 Q And that's the 9:00 door that you're talking about. 22 A Correct. 23 Q Okay. The door from the Oval Office was ajar. 24 When you say ajar, was it fully swung open? 25 A No. I don't know -- I can't give you degrees.</p>

1 It was not halfway open, it was less than halfway open, but
2 it wasn't leaned closed, it was between halfway leaned
3 against open.

4 Q And being what?

5 A Not fully open, not halfway between -- I guess
6 it was three-quarters closed.

7 Q Okay. Okay. So the agent called out
8 "Mr. President" at the threshold.

9 A Right.

10 Q And you looked and you could see that that door
11 was a quarter open.

12 A Right. I was right behind the special agent at
13 that time.

14 Q Okay. That's the 9:00 door. And then what
15 happened?

16 A The agent took approximately one or two steps
17 inside to the right going towards the study door.

18 Q And when you say the study door, are you referring
19 to the 9:00 door?

20 A The 9:00 door.

21 Q But that's not the door that leads into the actual
22 study, is it? It's a door that leads to a corridor that
23 leads to the study? Is that right?

24 Look at the map for a moment. Looking at JFM-4,
25 do you see a room where the actual study is?

1 A I want to be completely honest here, which is I
2 know I have to do --

3 Q Which you're supposed to be.

4 A I'm not 100 percent sure of the layout. I know
5 I've gone through this area before, but to this day, if you
6 told me exactly -- because that area's a really secured area,
7 if you told me it was the hallway -- I know it went to the
8 study area.

9 Q So what you're saying is that you haven't
10 worked this post so often that you've actually been back
11 there.

12 A I have been back there, but at this point here
13 in time, I cannot tell you exactly the layout. I know it
14 goes to the study off the oval, I know he's got a nice study
15 back there, another bigger room with -- you know -- but I
16 cannot tell you what doors -- is there a hallway.

17 Q Okay. Well, let me ask you this. This 9:00 door
18 that we've marked with the green dot.

19 A Yes.

20 Q Are you saying that you're not sure whether that
21 leads directly into the actual study or whether it leads
22 into a corridor that leads to the study? You don't know
23 which?

24 A In my recollection, I think that area is called the
25 study area.

1 Q Okay.

2 A When I say -- I mean, I don't know the details of
3 it. There might be like a little pantry thing that goes
4 right to the study area, but I always considered that in my
5 mind the study area, just because I have not been back there
6 that often.

7 Q Okay. So when you testified last week that the
8 door to the study was propped open, you meant this 9:00 door.

9 A Right.

10 Q And it actually wasn't propped open, it was just a
11 quarter of the way open.

12 A Right.

13 Q Okay. Okay. All right. So what happened next?

14 A The agent took one or two steps in.

15 Q Into the Oval Office?

16 A Yes. Called out to the President a little louder
17 this time.

18 Q What did he say?

19 A "Mr. President."

20 Q "Mr. President"?

21 A He answered.

22 Q He being the President?

23 A The President of the United States did answer.

24 Q What did he say?

25 A It sounded -- I mean, the best I can recollect, it

1 was like "Huh?" Almost to that extent.

2 Q And where was the voice coming from? What
3 direction?

4 A Back in the area that I considered the 9:00 area
5 which I in my recollection I called the study area.

6 Q Okay. And when the President said something to the
7 effect of "Huh" did the agent respond?

8 A He said, "You have a phone call" and he said he'll
9 get it.

10 Q And the President said, "I'll get it"?

11 A To the best of my recollection.

12 Q Okay. Did the President come out?

13 A No.

14 Q Did you see him at that time?

15 A No.

16 Q Did you see Monica at that time?

17 A No.

18 Q Did you hear Monica at that time?

19 A No.

20 Q Okay. When the President said, "I'll get it,"
21 to your knowledge, is there a phone in the study?

22 A I'm not sure.

23 Q Okay.

24 A I could answer based on experience, yes, I'm sure
25 there's a phone back there, but --

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<p>1 Q You don't know for sure.</p> <p>2 A I'm not going say if I'm not 100 percent sure.</p> <p>3 Q So when the President said, "I'll get it," what did 4 you and the agent do?</p> <p>5 A We both exited. I'm not even sure, I might have 6 even taken just one step in, but the agent then came right 7 back out and he closed the door which would be the 9:00 8 door -- I mean -- I'm sorry, the 11:00 door on this scale 9 map. Closed the door.</p> <p>10 Q So you went back through the door. The two of you 11 went back through the door that you had come in.</p> <p>12 A Yes.</p> <p>13 Q Okay. Only you may have just stepped one foot 14 inside.</p> <p>15 A Yes.</p> <p>16 Q All right. And where did the two of you go when 17 you came back out into what's been marked here on JFM-4 as 18 walkway number 2?</p> <p>19 A We stood right there in the walkway number 2.</p> <p>20 Q Which is the red dot area on the map.</p> <p>21 A Right.</p> <p>22 Q Okay. And then what happened?</p> <p>23 A At this time, the agent was relieved. Another 24 agent came on post. I'm not really sure how much time 25 transpired between the post relieving.</p>	<p>1 MR. WISENBERG: The court reporter has it.</p> <p>2 The court reporter had the red pen.</p> <p>3 Can you mark on JFM-4 what you mean by the 4 secretary's door? And if you're not sure --</p> <p>5 THE WITNESS: Well, using the pen from the court 6 reporter, there's actually --</p> <p>7 This diagram -- see, what's getting me messed up 8 here is the reception area here -- I'm referring to this -- 9 can I use this? Maybe this might be a little better.</p> <p>10 MR. WISENBERG: Sure. Yes. You've got JFM-1 now.</p> <p>11 THE WITNESS: Right.</p> <p>12 MR. WISENBERG: This might help a little. Let me 13 just --</p> <p>14 THE WITNESS: I'm referring to this area in here. 15 What's getting -- this area here, I believe, is going to be 16 Betty Currie and Nancy Herreich's office door and this is 17 the area, so I guess on this --</p> <p>18 MR. WISENBERG: Let me represent to you that we 19 have been told that right outside the 1:00 door is where 20 Betty Currie's desk is and that in here, this little almost 21 like a separate office within this area, Nancy Herreich has 22 a desk.</p> <p>23 THE WITNESS: Right.</p> <p>24 MR. WISENBERG: So I don't know if that helps any 25 in your determining --</p>
<p>Page 42</p> <p>1 Q And do you remember that agent's name?</p> <p>2 A Yes. And I'm not even sure, 100 percent sure, 3 of the order. There could have been another agent in between 4 these two. That would be Special Agent G. Michael Wilson, 5 referred to as Michael Wilson.</p> <p>6 Q Okay. So he came, Michael Wilson, came on duty?</p> <p>7 A Yes.</p> <p>8 Q And what happened next?</p> <p>9 A At this point in time, when I was standing across 10 from the Oval Office door, which would be the 11:00 door, I 11 was almost standing at the Roosevelt Room door, coming from 12 walkway number 1, I saw a gentleman coming down casually 13 dressed and he separated me and Michael and he basically said 14 he's going in to see the President and he was walking towards 15 the secretary's door.</p> <p>16 Q Okay. Now, when you say he separated you, he 17 walked in between you?</p> <p>18 A Right. Because me and Michael were basically 19 talking back and forth to each other.</p> <p>20 MR. WISENBERG: Can you tell us -- pardon me for 21 interrupting. When you say the secretary's door, can you 22 mark --</p> <p>23 What happened to the red pen?</p> <p>24 On JFM-4, can you --</p> <p>25 MS. WIRTH: That's red.</p>	<p>Page 44</p> <p>1 THE WITNESS: Basically, it's one door here.</p> <p>2 That's what got me -- messed my thing up here, was this here.</p> <p>3 But this is the door he was heading for. He separated us.</p> <p>4 I was standing approximately here at this doorway, 5 almost right here, walking past through us, saying he's going 6 in to see the President, and he's walking towards the 7 secretary's door, which was locked at the time.</p> <p>8 MR. WISENBERG: Okay. And can you mark where the 9 locked secretary's door was?</p> <p>10 THE WITNESS: Right here.</p> <p>11 MR. WISENBERG: On 4 with red. Okay. All right.</p> <p>12 Let me just wait for a moment -- let me take this 13 for a moment and show the grand jurors where we're talking 14 about.</p> <p>15 This would basically be between -- the door between 16 what we've called waiting area number 1 and the corridor 17 leading to the reception area.</p> <p>18 Thank you.</p> <p>19 BY MS. WIRTH:</p> <p>20 Q Okay. And just so we can distinguish those two red 21 dots from each other, can you circle with this blue pen the 22 red dot leading to the secretary's area? Okay. All right.</p> <p>23 So did you recognize this man when he was coming 24 down the hallway?</p> <p>25 A I recognized him as being a passholder.</p>

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<p>1 Q But you didn't know his name?</p> <p>2 A No. And I didn't even know if he was authorized,</p> <p>3 to be honest with you, to go in. Because on that post, there</p> <p>4 are certain people authorized to go in to see the President.</p> <p>5 As he's saying that, I'm almost about to confront</p> <p>6 the gentleman, ask him his identity, when -- I'm sorry, I</p> <p>7 should answer your question.</p> <p>8 Q Then what happened?</p> <p>9 A When Special Agent Michael Wilson said "He's okay.</p> <p>10 That's Harold Ickes." And Harold Ickes at that time which</p> <p>11 I last time identified him Friday as Chief of Staff, he's</p> <p>12 Deputy Chief of Staff/Special Assistant to the President.</p> <p>13 Q At that time.</p> <p>14 A At that time.</p> <p>15 Q And you now know that because someone else told you</p> <p>16 that or has your memory been refreshed?</p> <p>17 A I did research. I did research.</p> <p>18 Q You researched this?</p> <p>19 A Yes.</p> <p>20 Q Okay. All right. But he was a person who was</p> <p>21 working at the White House at that time.</p> <p>22 A Yes.</p> <p>23 Q So the route that he took to the Oval Office was</p> <p>24 through that blocked secretary's door.</p> <p>25 A I was the one that unlocked it for him. Correct.</p>	<p>1 A No.</p> <p>2 Q And where was Agent Wilson?</p> <p>3 A I left him in the walkway number 2 area outside the</p> <p>4 Oval Office door, the [REDACTED]</p> <p>5 MR. WISENBERG: Mary Anne?</p> <p>6 MS. WIRTH: Yes?</p> <p>7 MR. WISENBERG: Sorry --</p> <p>8 MS. WIRTH: Go ahead. As much as you want.</p> <p>9 Go ahead.</p> <p>10 BY MR. WISENBERG:</p> <p>11 Q When you say you let him in and you closed the door</p> <p>12 again, are you still talking about -- maybe I wasn't</p> <p>13 listening correctly. You're still talking about that door</p> <p>14 that you've identified with a dot, correct?</p> <p>15 A With the blue circle around the red dot.</p> <p>16 Q Okay. Fine. In other words, you didn't follow him</p> <p>17 to the 1:00 door to the Oval Office.</p> <p>18 A No. No, sir.</p> <p>19 MR. WISENBERG: Okay. Fine. Sorry.</p> <p>20 MS. WIRTH: That's okay.</p> <p>21 BY MS. WIRTH:</p> <p>22 Q All right. So what happened next?</p> <p>23 A I went back to the [REDACTED] area right outside where</p> <p>24 shortly -- I mean, I don't know how much sooner after that I</p> <p>25 heard the door close -- a door close, coming from the walkw</p>
<p>Page 46</p> <p>1 Q Okay. And when you unlocked the secretary's door</p> <p>2 for him, where did Mr. Ickes go?</p> <p>3 A He went inside.</p> <p>4 Q Okay. By the way, between those two routes, the</p> <p>5 route that Monica took into the Oval Office, which is the red</p> <p>6 dot marked near [REDACTED] at 11:00, and the route through the</p> <p>7 secretary's door, which is the normal route, if you know,</p> <p>8 that the President's staff would take into the Oval Office?</p> <p>9 A I'm really not 100 percent sure.</p> <p>10 BY MR. WISENBERG:</p> <p>11 Q Do you know why he went that way?</p> <p>12 A No. That's one of the things since my last</p> <p>13 interview with the Independent Counsel that was brought up.</p> <p>14 I mean, I never really went beyond that, why he would go</p> <p>15 through the secretary's door.</p> <p>16 Q Did either you or Agent Wilson indicate to him any</p> <p>17 way, shape or form that he shouldn't go in the 11:00 door?</p> <p>18 A No. No.</p> <p>19 BY MS. WIRTH:</p> <p>20 Q Now, when you unlocked the door for Mr. Ickes, you</p> <p>21 said he stepped inside. Did you see where he went?</p> <p>22 A No. He stepped inside and I closed the door.</p> <p>23 Q You closed the door behind him.</p> <p>24 A Correct.</p> <p>25 Q So you did not see what happened next.</p>	<p>Page 46</p> <p>1 number 1 area, which I witnessed Monica Lewinsky going down</p> <p>2 the hallway.</p> <p>3 Q Okay. Now, I believe when you testified last week,</p> <p>4 I think you used the word "boom" when you heard a sound</p> <p>5 coming. The next thing you heard. Was it a loud door</p> <p>6 closing or not?</p> <p>7 A If I used "boom," I don't know where that came</p> <p>8 from. I heard a door close. It was definitely a door</p> <p>9 closing, which being a uniformed division officer, I'm</p> <p>10 trained for observation, to watch, and I basically walked</p> <p>11 down that hallway, I wanted to see who was -- one of my jobs</p> <p>12 is monitoring all the doors and that's when I witnessed</p> <p>13 Monica Lewinsky going down the hallway.</p> <p>14 BY MR. WISENBERG:</p> <p>15 Q I think on Friday you said "scooting"?</p> <p>16 A Well, she was going down the hallway.</p> <p>17 MR. WISENBERG: Can I interrupt again?</p> <p>18 MS. WIRTH: Sure.</p> <p>19 BY MR. WISENBERG:</p> <p>20 Q Can you tell us -- I think you said Friday --</p> <p>21 A If I can -- it would be a perfect time right now,</p> <p>22 let's take the word "scooting" out because I'd hate to have</p> <p>23 this thing farther down the road, for me to identify what</p> <p>24 "scooting" is and I wouldn't know how to answer that.</p> <p>25 Q Okay.</p>

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1 A I saw Monica Lewinsky walking down the hallway.
 2 Q Okay. How quickly was she walking?
 3 A A brisk walk.
 4 Q Okay.
 5 A She was not just casually walking. I mean, I
 6 didn't identify it as a casual walk. She was -- a brisk walk
 7 down the hallway.
 8 Q I believe Friday you testified that you couldn't be
 9 100 percent sure, but you thought she came out the pantry
 10 door. Is that correct?
 11 A No, I was not -- I was not 100 percent sure which
 12 door she exited out of. It was either the pantry or the
 13 dining room area, I'm not 100 percent sure.
 14 Q All right. Let me show you on JFM-4 what's
 15 called -- it's called Oval Office Complex in printing of some
 16 kind but then someone has written in dining room. Do you see
 17 that?
 18 A Yes, sir.
 19 Q And you've got a PD pointing down to a particular
 20 door, a representation of a door, and then on the
 21 other side you've got -- on the left side of the Oval Office
 22 complex, you've got what appears to be another door. Would
 23 it have been one of these two doors that you saw her coming
 24 out of?
 25 A You know, I'm not 100 percent sure because I never

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1 witnessed her actually coming out the door. I heard the door
 2 close, which alarmed me to check the hallway.
 3 Q Okay. You heard the door close and then you saw
 4 her.
 5 A Exactly. I walked over to that hallway because
 6 when you're standing outside that -- it's really tough to get
 7 a good view of both hallways.
 8 MR. WISENBERG: Okay. Okay. Sorry.
 9 MS. WIRTH: Okay. That's okay.
 10 BY MS. WIRTH:
 11 Q The door that you heard close, how would you
 12 describe the sound that you heard? There are different ways
 13 that a door can close. It can close -- you know -- quickly,
 14 quietly --
 15 A What I'm trying to really do is really watch out
 16 for key words because I know they could come back to haunt me
 17 as saying, you know, you heard the door close with a
 18 gentle -- I mean, what I'm trying to say is it wasn't a slam,
 19 she didn't lean the door closed, gently push, it was --
 20 the door was closing. So it's really tough for me to
 21 identify that. Unless you want to use some words and I
 22 could say --
 23 Q No. But it wasn't a slam.
 24 A No. It was not a slam, but it was loud enough for
 25 me to hear it, so it wasn't like she just leaned it closed.

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1 BY MR. WISENBERG:
 2 Q Do you recall whether it was -- I'm not saying that
 3 you can distinguish these sounds, but whether it was a
 4 regular door as opposed to a swinging type door where you
 5 would maybe hear more than just one closing, you'd hear kind
 6 of a --
 7 A I'm just going to refrain from that. I mean --
 8 Q You can't --
 9 A No, I really cannot.
 10 MR. WISENBERG: Okay.
 11 BY MS. WIRTH:
 12 Q When you looked down what's marked on that diagram:
 13 JFM-4 into walkway 1 and you saw Monica, you said -- I think
 14 you said briskly walking away.
 15 A Yes.
 16 Q What part of her body could you see?
 17 A The complete back side of her, from head down to
 18 her feet.
 19 Q Okay. And you recognized her based on --
 20 A I had a lot of dealings with Monica. I just didn't
 21 meet her once, I met her -- I talked to her probably 30 times
 22 and I knew it was Monica Lewinsky.
 23 Q Okay. Could you tell whether she was carrying
 24 anything with her?
 25 A No, I can't recall today.

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1 Q Was there anything different about her appearance
 2 than what it was when you first saw her that day?
 3 A No. All I saw was the back side of her.
 4 Q Okay. And she was walking, again, away from you
 5 down walkway 1. Is that right?
 6 A Correct.
 7 Q How soon after you heard the door close did you see
 8 Monica in the walkway walking away?
 9 A Probably -- the door closing alarmed me, probably
 10 within three seconds.
 11 Q Okay. And when you say it alarmed you, was that
 12 because you're supposed to be aware of the movements in that
 13 area?
 14 A Oh, definitely. Definitely. Basically, my job as
 15 a uniformed officer on the weekends, it's basically a quiet
 16 West Wing, any door, anything in that area, I'm responsible
 17 for.
 18 Q Okay. Now, from the time that you let Mr. Ickes
 19 into the locked secretary's door which you've marked with the
 20 red dot with the blue circle around it on JFM-4, from the
 21 time you let him into that door until the time you heard the
 22 door in walkway 1 close, about how much time passed?
 23 A Not very much time.
 24 Q Okay. Can you measure it in any way?
 25 A Less than a minute.

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1 Q Okay. Now, what did you next see after you saw
2 Monica briskly walking away down walkway number 1?
3 A That's about it.
4 Q Okay. Did you ever see Mr. Ickes again that day?
5 A I can't recall. I can't recall what time he left.
6 I didn't see him leaving. All that really sticks in my
7 memory are those facts that I just gave to you.
8 BY MR. WISENBERG:
9 Q Did you hear during the time that -- I know it was
10 a brief period, you said it was during this period between
11 letting Mr. Ickes in and seeing Monica go down the hallway,
12 but did you hear Mr. Ickes saying anything?
13 A No, sir.
14 Q Through the 11:00 door?
15 A No.
16 Q That's a no?
17 A No, sir.
18 BY MS. WIRTH:
19 Q Did you ever see the President again that day?
20 A I'm not 100 percent sure.
21 Q When you testified last week and you were talking
22 about the point when you went in with -- when the agent went
23 inside the Oval Office to announce to the President that he
24 had a phone call and you were standing near the threshold,
25 you said you made a comment, "What is going on in there?"

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1 Do you remember testifying about that?
2 A That was not at that time.
3 Q That was not --
4 A No.
5 Q When was that?
6 A That was going back to the time when me and Special
7 Agent Mike Wilson were present in the hallway outside that
8 11:00 doorway.
9 BY MR. WISENBERG:
10 Q Is that a little later?
11 A This is --
12 Q Between the phone call and the Ickes visit?
13 A Yes. Right. It was before the Ickes visit and it
14 was after the phone call.
15 BY MS. WIRTH:
16 Q Oh, I see. Okay. And you said that to Agent
17 Wilson?
18 A Yes.
19 Q And what did you mean when you said that? What
20 were you referring to?
21 A Curiosity question, I guess.
22 Q Were you referring to the fact that Monica was in
23 the Oval Office area?
24 A Yes. Yes, I was.
25 Q Okay. Did Agent Wilson respond to you when you

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1 asked that question?
2 A Yes.
3 Q What did he say?
4 A "He wouldn't be that stupid."
5 Q Okay. Now, did you ever speak to Monica Lewinsky
6 about what happened that day after it happened?
7 A I was approached by Monica Lewinsky. Kind of --
8 the way this story unraveled here is that day was a Sunday,
9 it was Monday I found out, I believe Monday or Tuesday, that
10 was Monica's last day at the White House, that I saw Monica
11 back as a working intern there in the East Wing. And later
12 on is when during a social event Monica Lewinsky approached
13 me on the state floor.
14 Q About how long after?
15 A I'm not really sure.
16 Q Was it within a month?
17 A She was at the Pentagon.
18 Q Was it within a month of that Easter Sunday?
19 A I'm not really sure.
20 Q Was it the same year?
21 A I'm not really sure, to be honest with you.
22 Q Okay. So you were working a social event?
23 A I was working a social event. I was posted on the
24 state floor by the north portico doors.
25 Q Was that the first time you had seen Monica since

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1 she left the White House?
2 A I'm not 100 percent sure because she had been back
3 several times at different social events.
4 Q And did she approach you?
5 A Yes.
6 Q Did she say something to you?
7 A She said she needed to talk to me.
8 Q And what did you say?
9 A I said sure and we basically -- well, at that time,
10 we were kind of in the middle of the hallway, in the general
11 area, and we walked a little bit out of the way of the crowd,
12 of guests coming up the stairs, and she stated that she
13 thought her and I were really good friends and I responded
14 that, yes, we are very good friends.
15 At that time, she made a statement -- I'm not
16 100 percent sure, I'm paraphrasing here, that somebody's
17 been spreading rumors about her and the President of the
18 United States and I reacted by saying, "Do you think it's
19 me?"
20 And then I went on to say, "Well, Monica, the last
21 time I saw you," it must have been the last time I saw her,
22 "you went to the Oval Office Easter Sunday and I never saw
23 you again."
24 And she responded, oh, no, she didn't think it was
25 me, but somebody's been -- you know, telling rumors. She

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<p>1 goes, "Well, I'm glad we're good friends." And we left it at 2 that.</p> <p>3 Q Did she make any comment about the Easter Sunday 4 remark that you made? Did she respond to that at all?</p> <p>5 A No.</p> <p>6 Q Was anyone else present during that conversation 7 besides the two of you?</p> <p>8 A Present?</p> <p>9 Q Mm-hmm.</p> <p>10 A In the immediate conversation?</p> <p>11 Q Mm-hmm.</p> <p>12 A No.</p> <p>13 Q Okay. Did anyone overhear it?</p> <p>14 A No. I believe there was one person in the general 15 area who saw me probably talking to her. I think that was 16 Robyn Dickey at the time, but I cannot be 100 percent sure.</p> <p>17 Q Who is Robyn Dickey?</p> <p>18 A Robyn Dickey at that time was working in the social 19 office in the White House. She was not close enough to 20 overhear the conversation.</p> <p>21 BY MR. WISENBERG:</p> <p>22 Q Did she ask you anything about the conversation 23 later?</p> <p>24 A Actually, I think I approached her. I'm not 100 25 percent sure what I said to her at the time.</p>	<p>1 was a huge tent on the south grounds, but we were setting up. 2 getting the area set up, Monica Lewinsky got my attention.</p> <p>3 She was wearing a big sun hat. I walked over to 4 her and I forgot who was with her. I believe it was one 5 parent, I can't remember if it was her father or her mother, 6 and she introduced me. I said hi.</p> <p>7 And she asked if she could get into -- I believe 8 the gold rope area. Get closer to where the President would 9 be.</p> <p>10 Kind of filling everybody in, when we have a state 11 arrival ceremony, there are certain areas closed off for the 12 public to come up with tickets and then what we consider gold 13 rope would be for top staff as well as close friends and 14 family, congressmen and friends and family, and she was 15 making a request to get closer to the gold rope area.</p> <p>16 Q Okay. And is there anything more that you recall 17 about your conversation?</p> <p>18 A I then went to Ann McCoy, let her know Monica was 19 there requesting a closer -- and Ann McCoy said let her stay 20 where she's at.</p> <p>21 Q Okay. Did you ever discuss the President with 22 Monica that day?</p> <p>23 A No.</p> <p>24 Q Okay. Have you had any conversations with Monica 25 Lewinsky when you've discussed the President?</p>
<p>1 Q Do you remember the gist of what you told her?</p> <p>2 A I can't be 100 percent sure.</p> <p>3 Q Any idea of what you told her?</p> <p>4 A I didn't tell her about the conversation we had. 5 I made a remark, you know, about Monica. I'm not really 6 100 percent sure what I said to Robyn Dickey.</p> <p>7 MR. WISENBERG: Okay.</p> <p>8 BY MS. WIRTH:</p> <p>9 Q Have you had any other conversations with Monica 10 that you recall?</p> <p>11 A No. With Monica?</p> <p>12 Q Mm-hmm.</p> <p>13 A Oh. Yes. This had to do with -- it was after 14 Monica's departure from the White House. We were at -- also, 15 if I could ask you, I know a lot of times you have everything 16 I talked about before, a lot of it was privileged and 17 non-privileged.</p> <p>18 If I'm omitting something, it's not out of being 19 devious or, you know, not coming fully -- there's a lot up 20 here and I'm still nervous here, so I have no problem with 21 you saying, "John, do you remember" and I will come -- 22 At Fort Meyers, it was a state arrival ceremony. 23 Most state arrival ceremonies are at the White House south 24 grounds, this was changed to Fort Meyers and I believe -- I'm 25 not sure why it was changed to Fort Meyers, but I think there</p>	<p>1 A Never. Besides that one situation where she said 2 she wanted to get into the Oval Office to see the President 3 and the second one being where the President's name was 4 mentioned on the state floor, asking questions about her 5 stating rumors are being spread about her.</p> <p>6 Q Okay. That conversation that you had with Monica 7 Lewinsky on the state floor, the one you've just referred to 8 where she mentioned that rumors had been spread about her and 9 the President, you took a privilege with respect to that 10 conversation in our previous discussions. Is that correct?</p> <p>11 A Correct.</p> <p>12 Q Are there any other privileged conversations or 13 conversations to which you took a privilege that you had with 14 Monica Lewinsky that you recall?</p> <p>15 A I think the one situation -- to be honest with you, 16 I can't remember whether I declared a privilege or not a 17 privilege.</p> <p>18 I made mention to an event, a social event, I 19 think, as being at the Pentagon where the President was going 20 to be going over for a little speech and someone identified 21 Monica in the media area and made mention to the detail, but 22 I didn't make contact with Monica there.</p> <p>23 Q Okay. So there's no other conversations.</p> <p>24 A The last conversation I had with Monica was 25 probably maybe a month before the story broke or two months</p>

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1 before. She was on 17th Street, sitting on a little fence
 2 area right outside the Old Executive Office Building. And I
 3 recognized her and she recognized me and she said hi and I
 4 said hi to her and I kept on going to my car.
 5 Q Okay. But there's no other conversation besides
 6 the one that happened on the state floor that you had with
 7 Monica that was privileged and is no longer privileged, that
 8 you recall.
 9 A To the best of my knowledge, no.
 10 Q Have you heard about an incident involving Monica
 11 that happened at the northwest gate to the White House?
 12 A Yes.
 13 Q Can you tell the grand jury what you know about
 14 that?
 15 A Can I ask which incident at the northwest gate?
 16 Q Do you recall an incident where you previously told
 17 us that Monica showed up at the northwest gate and said that
 18 she had an appointment with the President and the officer on
 19 duty told her something to the effect of she would have to
 20 wait in line to see the President?
 21 A Yes.
 22 Q Does that --
 23 A Yes, I recall that. Now, those all --
 24 Q Is that an accurate description of how you
 25 previously described that incident?

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1 A Could you repeat it? Because as you were saying it
 2 I was thinking about a whole other incident.
 3 Q Okay. Why don't you tell us what you recall about
 4 what you were told.
 5 A Okay. This was told to me, you can say hearsay or
 6 third person.
 7 Q Do you remember who told you?
 8 A I know -- I can't be 100 percent sure. That Monica
 9 Lewinsky showed up at the northwest gate wishing to gain
 10 access to see the President. Something was obviously said to
 11 Monica Lewinsky or she overheard it. She became upset.
 12 Something along the lines she would have to -- I'm
 13 not even sure what was actually said to Monica, but rumor has
 14 it something like, you know, wait in line, referring to
 15 somebody might be -- someone is already in the Oval Office.
 16 She did gain access to the West Wing. I'm not even
 17 sure, 100 percent sure, I'm pretty sure it was the Oval
 18 Office a short time after that. I know rumor has it, Secret
 19 Service rumor has it, the watch commander on duty that night
 20 was Captain Jeff Purdie, was summoned to the Oval Office.
 21 Q Okay. And did he speak to anyone when he got to
 22 the Oval Office, to your knowledge, based on the information
 23 that you heard?
 24 A The captain? I believe Captain Jeff Purdie and the
 25 President had a conversation. What actually took place, I'm

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1 not sure.
 2 I do know I asked Captain Jeff Purdie after this
 3 incident what happened and he told me, "Don't ask. Leave it
 4 alone." To which I said, "No comment." And I left it at
 5 that. I left the office. His office. Captain Purdie's
 6 office.
 7 Q Have you heard from anyone else besides Captain
 8 Purdie whether the President and Captain Purdie had a
 9 conversation after that northwest gate incident?
 10 A After the incident?
 11 Q Mm-hmm.
 12 A You mean when he was summoned?
 13 Q Yes.
 14 A Rumor has it that he got chewed out. I mean, I
 15 don't know what chewed out means with the watch commander or
 16 just reprimanded. Maybe he wanted -- I'm not even sure what
 17 actually transpired.
 18 Q Have you heard anything more specific than that?
 19 A No.
 20 Q When you say chewed up --
 21 A He got reprimanded by the President of the United
 22 States, which is, I guess, a pretty serious thing, but I
 23 think he had to go investigate actually what was said at the
 24 gate, which officer said it.
 25 Q Do you remember who told you that?

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1 A I know a short time after I had the conversation
 2 with you I talked to one of the officers who knew a lot of
 3 the details, Gary Niedzwieski. Officer Gary Niedzwieski.
 4 Besides that --
 5 Q Okay. Did he tell you what the content of any
 6 conversation between the President and Captain Purdie was
 7 that day? Gary Niedzwieski?
 8 A No. I think to this day, I think it's pretty --
 9 still kept tight lipped on actually what really took place
 10 between the captain and the President.
 11 BY MR. WISENBERG:
 12 Q Did he tell you about any conversation that Monica
 13 Lewinsky had with anybody at the northwest gate?
 14 A Did Captain Purdie?
 15 Q No, this other fellow you named.
 16 A Gary Niedzwieski?
 17 Q Yes.
 18 A You know, he started talking to me about it,
 19 supposedly -- he told me he kept pretty accurate records.
 20 I'm not really sure exactly what was said.
 21 Q What was said by who?
 22 A What the officer actually said to Monica.
 23 Q Okay. But it was your understanding he was
 24 actually a witness to that?
 25 A I believe he might have been one of the officers

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1 that were up there at that time. And I think -- I guess -- I
2 think what the whole thing was, I mean, I'm going -- to be
3 perfectly honest here, when they said wait in line, I think
4 at this time there was another female in the West Wing at
5 that time.

6 Q Yes. I guess what I was trying to get at, since
7 you talked to -- if I understand what you're saying, you
8 might have talked to him after you talked with agents from
9 our office the first time and whether or not he enlightened
10 you --

11 A Oh, Gary Niedzwieski?

12 Q Yes. Since he was one of the -- apparently or
13 possibly a witness to some of this.

14 A Right. I think he's the one where I'm getting at
15 now where he kind of filled me in, where it's more of a
16 derogatory statement made at Monica referring to the female
17 being in the Oval Office. Almost like wait in line.
18 Everybody understands what I mean by derogatory that way?

19 All right. Because the conversation upset Monica.

20 Q And how do you spell Officer Niedzwieski's last
21 name?

22 A No, because I can write it -- I can see it that
23 way.

24 Q Actually, I think I've got it. For the record,
25 it's N-i-e-d-z-w-i-s-k-i. If it's wrong -- that's wrong?

1 A I'm trying to recall now. I'm not stalling, I'm
2 just trying to think exactly what I said to her. I don't
3 want to say anything that's incorrect. I think she said --
4 I think she said I probably shouldn't have let her in. Then
5 she said if you did let her in, you should at least have
6 documented it.

7 And when I say documented it, outside the Oval
8 Office there's a table and we have -- it looks like a night
9 stand, there's a telephone there with the log books.

10 Quite often those log books are used for when the
11 President's not there, anybody stepping inside the Oval
12 Office, they have to check the phone lines for secured lines,
13 if they're going in there to just dust or do the floors, to
14 vacuum, we have to write down the passholder's name and who's
15 escorting them in.

16 And I did not make notations in that log book. And
17 then to cover myself, I basically -- I thought about it
18 because normally when the President's there, all guests would
19 go through the secretary's office door, they won't go right
20 in that main doorway that I referred to as the 11:00
21 position.

22 Q Did you ever do any documentation for your own
23 purposes of the events of that day, that Easter Sunday?

24 A No, I did not.

25 Q Do you remember anything else about your

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1 A I think it's N-i-e-d-z-w-i-e -- I think it's c-k-i
2 or s-k-i. N-i-e-d-z-w-i-e-s-k-i, I believe.

3 Q Okay. Thank you.

4 A And I'm still not 100 percent sure about that.

5 BY MS. WIRTH:

6 Q Okay. I want to go back for a moment to the April
7 Easter Sunday incident. Did you have any discussions with
8 anyone in the Secret Service about that incident after it
9 happened?

10 A Yes.

11 Q Who did you talk to?

12 A Sandy Verna and Officer Gary Byrne.

13 Q And when did you have those discussions?

14 A I believe Sandy Verna was the next business day.
15 I think it was Monday.

16 Q And what did you say to her?

17 A I went to Sandy due to the fact that was her post,
18 she was the regular post, and I just kind of told her the
19 situation that took place that Sunday. I guess I was looking
20 for if I did the right thing, the proper procedure to take
21 place.

22 Q And when you say "did the right thing," with
23 respect to what action?

24 A Letting Monica in.

25 Q And what did she say?

1 conversation with Officer Verna?

2 A No. She just thought it was funny, the one day I
3 was filling in for her that took place. So --

4 Q What about Officer Byrne? What do you remember
5 about that conversation?

6 A I think I told Gary Byrnes the story and I'm not
7 100 percent sure on this either, I think Gary Byrnes gave me
8 information about a situation where he was in -- and I think
9 he was doing some escorting, I forgot who he was escorting,
10 I'm not 100 percent sure of the story, too, where I think he
11 observed -- not observed observed but did not know the
12 President was back in the study with Monica. And then he
13 walked back outside the oval. I'm not 100 percent sure, but
14 I think it was Gary Byrnes.

15 I know that story's been floating around. It's
16 pretty tough right now trying to recall exactly what you
17 heard, but --

18 A JUROR: Is this another incident or the same
19 Easter Sunday incident?

20 THE WITNESS: No, this is a totally different one.
21 It's almost like once I told Gary about that, I think he
22 said, "Well, here's a situation, too, with Monica."

23 And then Gary told me about another situation with
24 Monica where basically I guess Nancy observed Monica in the
25 Oval Office one day and Nancy Herrreich was upset with Gary

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<p>1 for letting her in and Gary's reply back was to Nancy 2 Hernreich. "Hey, the President asked for Monica to step 3 forward." Which at that point then Nancy said okay. 4 BY MS. WIRTH: 5 Q Did he tell you where Monica was in the Oval Office 6 area specifically? 7 A I'm not really sure. I think that -- I mean, 8 somewhere in that area, back off in the study area. 9 Q Okay. But you're not sure? 10 A I'm not 100 percent sure of that story exactly. 11 Q And to the best of your memory, Gary Byrne told you 12 about that story the day that you told him about Easter 13 Sunday? 14 A I'm not sure where in relationship that was. I 15 don't know if I told Gary a week later or -- but it's almost 16 like -- the only reason I shared the story, it wasn't like I 17 was a gossip, these were post officers that were assigned 18 to the West Wing post and I guess I went to him, too, 19 almost for his okay, you know, have you had any dealings with 20 this situation. 21 Q I'm just not clear on what you said a moment ago. 22 Did you tell Gary Byrne about your Easter Sunday experience? 23 A Yes. 24 Q But it may not have been the very next day. 25 A No, I'm not sure. I mean --</p>	<p>1 A To be perfectly, totally honest, the first one I 2 can -- the one with Nancy Hernreich was basically where 3 Gary's outside, the way he explained it, and Nancy wanted 4 know who let Monica inside the oval. And it was a simple 5 thing, Gary said. 6 Gary said it was a simple thing, when the 7 President's doors opened up and the President saw Monica in 8 the hallway and motioned for her to come in. And then once 9 Nancy found out the President motioned her in, that was the 10 end of the story. 11 Now, the second situation, and I still today coming 12 down here to the grand jury, I know I heard the story, I'm 13 not 100 percent sure if I heard it from Gary, of a situation 14 where somebody didn't know the President was back in the 15 study with Monica. I never heard anything of a compromising 16 position, but did not know they were both back there. They 17 simply walked in. 18 Once the officer realized that the President was 19 back in the study, he then exited the oval. And that's 20 not -- I'm not 100 percent sure if it's factual, but I know 21 I've heard that story before and I'm not even 100 percent if 22 it was Gary Byrnes, but that is one of the stories that is 23 down at the White House. 24 A JUROR: Excuse me. When the President motioned 25 for Monica to come on in, it's customary to log in the</p>
<p>1 BY MR. WISENBERG: 2 Q But was it when you told him that that he related 3 these other things? 4 A I believe so. I think that's what broke the 5 barrier down, not barrier but other related stories. It 6 wasn't -- we -- it's like the day when I talked to the 7 Independent Counsel several weeks ago about who was 8 privileged to this information I have, and the information 9 I'm giving to you today is still not public knowledge to the 10 Secret Service uniformed division or special agents. 11 We don't go around from post to post but those who 12 have had interactions with Monica, they related stories. 13 So not everybody at the White House complex knows my story. 14 BY MR. SUSANIN: 15 Q Officer Muskett, did you say a few minutes ago 16 whenever this occasion was where you told Gary Byrne what 17 happened, I thought you said he told me about an incident 18 where he caught Monica back there and then you went on to 19 talk about the Nancy Hernreich story. 20 A Yes. 21 Q Are those two different incidents he told you 22 about? 23 A Yes, sir. I believe they're two different separate 24 incidents. 25 Q Could you explain those two incidents?</p>	<p>1 person before they go in? 2 THE WITNESS: Most of the time, the log book we 3 have, if I could show you that log book, it's simple -- most 4 of the time it's not guests. Like if you were a head of 5 state visiting, you would not put that log book down because 6 it's actually an official visit. That log book was more of a 7 security log book. 8 It would be if -- every once in a while we have TSD 9 that comes in. They do checks of the Oval Office for 10 security reasons. Or if somebody was coming in at night to 11 put a new coat of wax down. And before we let them in, we 12 let them in, we have to find out who's going in, write their 13 names down and then who actually is escorting them. 14 But if it's a simple thing as Monica going in, the 15 same thing with me, and I guess the only thing Sandy was 16 telling me probably to cover myself I probably should have 17 documented down Monica but me not working that post that 18 often -- 19 A JUROR: Thank you. 20 THE WITNESS: You're welcome. 21 BY MR. WISENBERG: 22 Q But as I understand it, that would typically be 23 entered in the log when the President wasn't there and you've 24 got a service type person. 25 A Exactly.</p>

1 Q Okay. And this situation you've told us about of
 2 course, she's coming in to see the President, correct?
 3 A I mean, that's what I'm trying to explain. It's
 4 kid of unusual, especially on a weekend. There wouldn't be a
 5 secretary there. Most of the visits, they would come in,
 6 they would sit down in the lobby, and then Nancy or Betty
 7 would go down, greet them, then they would let the President
 8 know who's here and then come through and introduce them to
 9 the President.
 10 MR. WISENBERG: Sorry.
 11 MS. WIRTH: That's okay. No problem.
 12 A JUROR: Excuse me. That Easter Sunday?
 13 THE WITNESS: Yes, sir?
 14 A JUROR: You apparently were concerned because you
 15 went to speak to two other officers about what you had done.
 16 And in actuality what you had done was let Monica in and she
 17 was in for 20 or 30 minutes and Harold Ickes went in
 18 afterwards. He never spoke to you after he came out of
 19 there? He never mentioned what he saw?
 20 THE WITNESS: You brought up a good point there.
 21 sir. The 20 or 25 minutes is when the first phone call came
 22 through.
 23 A JUROR: Excuse me. Yes.
 24 THE WITNESS: Yes.
 25 A JUROR: And the phone call.

1 A JUROR: And then the President --
 2 THE WITNESS: And the way I cleared my conscience
 3 that day, I thought it was extremely unusual and the only way
 4 I relieved my conscience, and I'll be honest with you, I've
 5 thought about it, and I actually discussed it with my father
 6 strictly as an attorney, a legal person, shortly after this
 7 is that I figured the President didn't want her in there, she
 8 would have simply came right back out and that's how I was
 9 saying -- okay, then she probably had some legal documents
 10 and, you know, I waited and that was it.
 11 A JUROR: Did anyone ever tell you that Harold
 12 Ickes had said anything to anyone else about what he saw when
 13 he went in there?
 14 THE WITNESS: No, sir.
 15 A JUROR: Thank you.
 16 A JUROR: I had a question.
 17 THE WITNESS: Yes.
 18 A JUROR: When you said that Sandy Verna said that
 19 you probably should not have let Monica in, first of all, did
 20 you question her as to why she said that?
 21 THE WITNESS: No, I didn't. And I'm not even sure
 22 today, to be honest with you, 100 percent sure, but I think
 23 the way Sandy was talking to me, simply because an intern
 24 going to see the President in the Oval Office is very unusual
 25 and so maybe if I said that to Sandy today, well, she was

1 THE WITNESS: Right. And I really can't
 2 guesstimate when Harold Ickes came in, but when Harold Ickes
 3 came in, I'm being totally perfectly honest with you, I know
 4 he went and then Monica went down.
 5 Now, from that timeframe, I'm almost 100 percent
 6 sure I remember seeing Harold Ickes come out a short time
 7 after that. I can't give you exactly what time.
 8 A JUROR: But he never said anything to you?
 9 THE WITNESS: He never said anything to me, but I
 10 know he was dressed very casually because it was a Sunday, he
 11 wasn't in business attire.
 12 A JUROR: So other than the fact that you let
 13 Monica in at an unusual time, was there anything else about
 14 the incident that bothered you, the fact that he didn't
 15 answer the phone?
 16 THE WITNESS: Bothered me? As in --
 17 A JUROR: Bothered you to the extent that you went
 18 to talk to other people to see if you did the right thing.
 19 THE WITNESS: Yes, I guess it bothered me just
 20 because I've been on the job 11 years, I've always tried
 21 doing my job as a professional and I don't know if I did the
 22 right thing that day, due to the fact -- I knew she was an
 23 intern and she's showing up here. And really the only reason
 24 I let her in, sir, is because she told me the President said
 25 he needs these documents.

1 here this morning, I never asked or really discussed this
 2 with Sandy, it was more of a hush-hush, just forget about it.
 3 I'm pretty sure she did say it was wrong, but the only reason
 4 she was saying document it is to cover myself down the road.
 5 A JUROR: But she didn't say why you should not
 6 have let Monica in?
 7 THE WITNESS: No. Well, I think why she's
 8 saying -- I mean, I'm thinking why she said that is because
 9 she wasn't on the access list. There's only a few people
 10 down there that have the -- what's the term I would use -- to
 11 go in and out to see the President.
 12 A JUROR: Free rein?
 13 THE WITNESS: Right. Exactly.
 14 A JUROR: You said that you were asking Monica
 15 about did she want to enter the Oval Office.
 16 THE WITNESS: Yes, sir.
 17 A JUROR: [REDACTED]
 18 [REDACTED]
 19 THE WITNESS: [REDACTED]
 20 A JUROR: [REDACTED]
 21 [REDACTED]
 22 THE WITNESS: [REDACTED]
 23 [REDACTED]
 24 A JUROR: [REDACTED]
 25 [REDACTED]

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1 [REDACTED]
 2 THE WITNESS: [REDACTED]
 3 [REDACTED]
 4 [REDACTED]
 5 A JUROR: Let me ask you something. Were there
 6 other people on duty that day?
 7 THE WITNESS: On duty?
 8 A JUROR: Easter Sunday.
 9 THE WITNESS: Oh, there was quite -- you mean in
 10 the immediate area?
 11 A JUROR: Yes.
 12 THE WITNESS: There was me, there was an agent
 13 right there at that door.
 14 A JUROR: Right. Anybody else in the immediate
 15 vicinity?
 16 THE WITNESS: No. It's normally just a two-man
 17 post.
 18 A JUROR: Anybody in the study area?
 19 THE WITNESS: No. You're talking about when she
 20 went in?
 21 A JUROR: No, just anybody else on duty that day.
 22 How about the stewards? Were they on duty?
 23 THE WITNESS: No.
 24 A JUROR: They were not on duty?
 25 THE WITNESS: Most of the time on the weekend, sir,

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1 it's -- the only people we really see -- Saturdays it's a
 2 little busier. you have people coming in. Most of the time
 3 on a Sunday. especially on a holiday. the West Wing. all you
 4 have is a few tours coming down with passholders. Very
 5 seldom.
 6 I've never really -- plus, I didn't work that post
 7 that often, but it was unusual to have like a steward in
 8 there because no one's normally there.
 9 A JUROR: Can you recall again for me the comment
 10 Special Agent Wilson made after he realized or after he
 11 told the President that there was an important phone call for
 12 him?
 13 THE WITNESS: I'm sorry. could you repeat that
 14 question?
 15 A JUROR: You said that Special Agent Wilson made a
 16 comment after he got the attention of the President, that
 17 there was an important call for him.
 18 THE WITNESS: To clarify, there's two different
 19 stories there. When we went in, that was a different special
 20 agent.
 21 A JUROR: Oh. Okay.
 22 THE WITNESS: That was a newer agent who was kind
 23 of looking to me for guidance on that post. And that's when
 24 I told him to knock first. don't open the door. knock first.
 25 We knocked twice. took one or two steps in. That's when he

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1 called out for the President. After the second calling out,
 2 he did acknowledge and we both walked back out.
 3 A JUROR: Okay.
 4 THE WITNESS: It was then at that time when another
 5 agent came on is when me and Mike were just talking. And
 6 that's when he made that comment. I made the question, he
 7 made the comment.
 8 A JUROR: What do you think he meant by that
 9 comment?
 10 THE WITNESS: I guess being totally honest here,
 11 which we're all supposed to be here, I guess I had asked the
 12 question almost -- with the body language -- well, not body
 13 language, with a connotation almost with like -- what do you
 14 think's going on inside right now? And I'm saying going on
 15 inside, the President with Monica.
 16 And his reply back would be simply no, that he's
 17 saying he wouldn't be that stupid, he, being the President,
 18 wouldn't be that stupid to have something going on in the
 19 Oval Office with a young lady named Monica Lewinsky.
 20 A JUROR: Thank you.
 21 THE WITNESS: Is that --
 22 A JUROR: That answers my question.
 23 BY MR. WISENBERG:
 24 Q Did you tell Lou Fox about this?
 25 A No, sir.

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1 Q You mentioned it was hush-hush and you mentioned it
 2 in the context of a longer answer and that you basically
 3 reported to the normal post officers but otherwise it was
 4 hush-hush. Did anybody ever tell you in any way to keep
 5 quiet about this?
 6 A Officially, like --
 7 Q Officially or unofficially.
 8 A No. You know, with this -- there are sometimes
 9 rumors get started down at the White House and rumors are
 10 simply rumors.
 11 I know sometimes just before I got called down to
 12 OIC several months ago I had one of the new officers come up
 13 to me with some outlandish rumor involving me walking with
 14 the President and seeing the President and Monica in some
 15 very awkward position and I would often -- not often, but I
 16 would stop that officer right there and tell him, first of
 17 all, watch what you're saying, we're dealing with the
 18 President of the United States and I would clarify exactly
 19 how I was involved because quite often you hear so many
 20 different stories and that's the only time I would correct an
 21 officer.
 22 What I saw that day, I told a couple of senior post
 23 officers, just for almost confirmation, did I do okay, did I
 24 do something wrong, with Sandy and Gary. But it wasn't like
 25 I went from post to post.

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1 It's kind of like -- when I say hush-hush, it
2 wasn't need to know. Not everybody, not every officer, I
3 don't think I've even told a special agent about this story
4 to this day.

5 BY MR. PAGE:

6 Q Officer Muskett, you said that the White House
7 operator rang in to the Oval Office, correct?

8 A Actually, my communication with the operator was
9 the outside phone. Outside that door that I called 11:00,
10 there's a phone desk there, sir.

11 Q And apparently it rang there after the White House
12 operator was unsuccessful ringing in to the President,
13 correct?

14 A Yes, sir. That's my assumption.

15 Q Do you know where the phone is in the Oval Office
16 when the White House operator rings in to the President?

17 A There's a secure line right on his desk.

18 Q Does the phone or are there any other phones that
19 ring when the White House operator rings in to the Oval
20 Office that you're aware of?

21 A Like I stated before, I'm not 100 percent sure.

22 Q But you know of your own personal knowledge that
23 one rings right on the President's desk.

24 A Okay. Let me correct myself on that. I'm not
25 100 percent sure that when the operator is trying to get a

1 A I don't think I've used the word skeptical, but you
2 could use that word. I basically questioned her actions of
3 her wanting to get inside the oval. Are you talking about
4 the day, Easter Sunday, with the folder in her hand?

5 Q Correct.

6 A Right. And she said she wanted to go and see the
7 President. I asked her the same question, basically restated
8 it, "You want to go see the President?" And she said yes and
9 that's why I asked her again, almost like -- and then that's
10 when she came back, he just -- you know, he's called, he
11 needs these papers.

12 Q And this is still Easter?

13 A Easter Sunday, sir.

14 Q And you think it's -- I believe your words were a
15 few moments ago, unusual for this to happen.

16 A In my experience, on Easter Sunday -- yes.

17 Q That's what I heard you say a couple of minutes
18 ago.

19 A Okay. And I'm trying to do my best here, sir, but
20 also if it comes down to yes, what do you mean it's unusual
21 for an intern to go into the Oval Office, it happens every
22 day, and someone comes down with a million incidents with an
23 intern going to the Oval Office Monday through Friday, I'm
24 going to look like an idiot, but what I'm trying to say, I
25 found it unusual, unusual Easter Sunday, the President comes

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1 hold of the President, I'm not 100 percent sure that phone
2 rings. It's my understanding his phone would ring if the
3 operator is calling, but I'm not 100 percent sure that's the
4 way it rings. I mean --

5 Q So we have to talk to the operator or someone other
6 than yourself to get 100 percent certainty.

7 A Yes, sir.

8 Q Did you hear the phone ring?

9 A No, sir.

10 Q That afternoon -- we're still talking about
11 April 7, 1996.

12 A Yes, sir.

13 Q Correct?

14 A Yes, sir.

15 Q You did not hear the phone ring inside the Oval
16 Office that day.

17 A No. The only phone I heard was the outside phone
18 there and the Special Agent answered it.

19 Q Now, you said a few things that I want to mention
20 to you so that I can ask you a question, all right? So bear
21 with me.

22 A No problem, sir.

23 Q And please listen. The first thing you said was
24 that when Monica Lewinsky approached the Oval Office and you
25 were there, you were skeptical, correct?

1 over and Monica Lewinsky is coming over and I knew her as an
2 intern in the East Wing, for her to go in to see the
3 President unannounced, basically. Not, as I deem, on
4 official business.

5 Does that kind of clarify -- because I'm sure
6 interns do go in bringing documents to the President during
7 business hours.

8 Q Well, what I want to ask you is in view of the
9 series of events that you saw that day, Lewinsky comes with a
10 file, manilla, wants to see the President, he waves her in,
11 correct?

12 A No, wait a minute. I think we're getting some
13 stories kind of -- I mean, there's a lot of -- what I'm
14 telling you here, there's a lot of information and let's
15 clarify it so that it comes out correct. Now, this Easter
16 Sunday?

17 Q Yes?

18 A Monica Lewinsky approaches the door. I ask her,
19 I'm skeptical, she replies yes. I summoned the agent, he
20 looks, we let her in. She goes in straight ahead. The
21 President didn't motion her in that day. That's a
22 Gary Byrnes situation. She goes right in. He's on the
23 phone, eyeglasses on the bridge of his nose, we look, we
24 close the door.

25 Q That's the same day Mr. Ickes comes.

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1 A Yes. That's when -- the door closes, the phone
2 call comes in, door opens, no President, door closes, Harold
3 Ickes, find out he's Harold Ickes, he's okay, the agent says
4 okay, unlock the door, and Monica exits.

5 Q The same day the special agent says he wouldn't be
6 that stupid, the same day what's going on in there.

7 A Yes.

8 Q The same day the door closes, Monica briskly walks
9 down the hall. Correct?

10 A Yes.

11 Q And my question is after you see all of this, what
12 are you thinking as you see Monica go down the hallway
13 walking briskly?

14 A I'd kind of like to keep my private thoughts to
15 myself on this situation.

16 Q I'm sorry?

17 A I'd like to keep my private thoughts to myself.

18 Q Well, I'll pass that question right now, but it may
19 be valuable in this grand jury --

20 A Could I just step outside and talk to my attorney
21 at this time?

22 MR. PAGE: Sure.

23 (The witness was excused to confer with counsel.)

24 MR. WISENBERG: Let the record reflect the witness
25 has reentered the grand jury room.

1 question once again.

2 Q Look. I'm just asking, in view of what you saw
3 that day and you've said throughout the order of your
4 testimony, Lewinsky approaches, you're a little skeptical,
5 things don't look right, she's going in there, it's a Sunday,
6 April 7, 1996, the phone call, Mr. President, Mr. President,
7 he wouldn't be that stupid, what's going on in there, the
8 door shuts right after Ickes apparently enters the Oval
9 Office and Monica briskly walks down the hallway. And
10 it's important to note does not come out the same door she
11 entered.

12 In view of all that, what was going on in your mind
13 when Lewinsky left the Oval Office area, briskly walked down
14 the hallway?

15 A To answer the question, as an average
16 intelligent -- what I'm trying to do here is answer this and
17 also let it be stated I do respect the presidency of the
18 United States and to answer it, that day, I took it as that
19 Harold Ickes had interrupted the President and Monica
20 Lewinsky.

21 Q Interrupted what?

22 A That's my answer. My thoughts were that he had
23 interrupted them and really who knows? That Harold Ickes had
24 interrupted the President and Monica Lewinsky back in the
25 study area.

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1 Madam Foreperson, we have a quorum?

2 THE FOREPERSON: Yes, we do.

3 MR. WISENBERG: And there are no unauthorized
4 persons?

5 THE FOREPERSON: There are none.

6 Mr. Muskett, you are still under oath.

7 THE WITNESS: Thank you.

8 BY MR. PAGE:

9 Q All right. Officer Muskett, when we left, you had
10 asked to step outside to speak with your attorney, who is
11 your father, correct?

12 A Yes, sir. My attorney.

13 Q About the question that we had asked you regarding
14 what you thought in view of these facts that I had listed for
15 you, a couple of which may have not even been in the list.
16 You stepped out and now you're back, correct?

17 A Correct, sir.

18 Q And what did you decide?

19 A If you're going to ask me, just please ask it once
20 again. I thought maybe you might have skipped over that one
21 and gone on.

22 Q No, I don't skip over --

23 A My father told me try that one.

24 (Laughter.)

25 But on a serious note, if you could ask the

1 Q When Ickes comes back out and walks by you, do you
2 make eye contact with Mr. Ickes?

3 A You know, sir, to this day I cannot honestly
4 remember exactly. Did I see him come out -- I mean, all I
5 remember clearly as a bell is Harold Ickes walking in, clear
6 as a bell, Monica Lewinsky going down the hallway.

7 Q Within a few short moments after Ickes entering.

8 A Yes, sir. Right.

9 Q Does Ickes make eye contact with the PPD person?

10 A What I'm trying to say is I cannot remember
11 exactly. Did I ever see Harold Ickes that afternoon -- it
12 did not -- Harold Ickes leaving was not into my memory.

13 Q Well, you're certain he entered, correct?

14 A Yes, sir.

15 Q He was casually dressed, correct?

16 A Yes, sir.

17 Q But you're not certain that you saw him leave.

18 A Not 100 percent today.

19 Q But you know he didn't stay in there.

20 A Of course he didn't stay in there. He had to leave
21 some time. But what time he left, did I remember seeing him
22 leave, what did he look like, I cannot today tell you. Did I
23 make eye contact with Harold Ickes, did he make eye
24 contact -- I cannot remember 100 percent today.

25 MR. PAGE: Right. Because we're in this area of

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<p>1 this subject matter, can you get up for a moment and</p> <p>2 demonstrate for all of us how briskly Monica Lewinsky walked</p> <p>3 down the hallway? Show us.</p> <p>4 Don't be embarrassed --</p> <p>5 THE WITNESS: I am embarrassed.</p> <p>6 MR. PAGE: It's an important issue for the grand</p> <p>7 jury.</p> <p>8 THE WITNESS: No, I'm not being light. I feel</p> <p>9 like -- I don't know if I can even demonstrate it, how fast</p> <p>10 she was -- to be honest with you, sir.</p> <p>11 MR. PAGE: Give us your version of briskly.</p> <p>12 THE WITNESS: Okay. Here's my version of Monica</p> <p>13 Lewinsky walking down the hallway.</p> <p>14 (The witness walked across the room.)</p> <p>15 A JUROR: That's briskly.</p> <p>16 A JUROR: That's brisk.</p> <p>17 A JUROR: Thank you.</p> <p>18 BY MR. PAGE:</p> <p>19 Q Does she have her shoes on at the time?</p> <p>20 A I cannot recall, sir.</p> <p>21 Q I want to go back now and talk with you about this</p> <p>22 part of your testimony where Monica Lewinsky first approached</p> <p>23 you Easter Sunday, 4/7/96, all right?</p> <p>24 A Yes, sir.</p> <p>25 Q When she does that, she's got the manilla file in</p>	<p>1 Q All right. Now, let's stop there for a moment.</p> <p>2 About ten minutes ago you said that you gestured as she shook</p> <p>3 the door knob, correct? Trying to get in? In front of you</p> <p>4 and Hightower?</p> <p>5 A She grabbed the door and tried to get in. She</p> <p>6 tried turning it to get entry. Yes, sir.</p> <p>7 Q And you can't do that, correct?</p> <p>8 A Yes, sir.</p> <p>9 Q And you gestured when you testified about ten</p> <p>10 minutes ago or so that she physically grabbed the door knob</p> <p>11 and tried to twist it and I believe I saw you shaking it a</p> <p>12 little bit, trying to push the door open. Is that accurate?</p> <p>13 A Let me correct. She grabbed the door knob, made a</p> <p>14 gesture like to go in, was unable.</p> <p>15 Q After that, then, the agent opens the door.</p> <p>16 A Correct.</p> <p>17 Q You look in, correct?</p> <p>18 A Yes.</p> <p>19 Q The agent looks in, correct?</p> <p>20 A I'm not 100 percent sure if the agent looked in. I</p> <p>21 know I looked in.</p> <p>22 Q When you look in, Officer Muskett, what do you see?</p> <p>23 A I see the President of the United States sitting at</p> <p>24 the Oval Office desk, he's on the telephone. His eyeglasses</p> <p>25 are on the bridge of his nose and he's dressed casually.</p>
<p>1 hand, correct?</p> <p>2 A Yes, sir.</p> <p>3 Q Do you poke in that file to verify whether she's</p> <p>4 speaking accurately and truthfully?</p> <p>5 A To be honest with you, sir, it could have been</p> <p>6 completely empty. I never looked inside the envelope -- the</p> <p>7 folder. Not the envelope, it was a folder.</p> <p>8 Q When you knocked at the door, correct?</p> <p>9 A The special agent knocked.</p> <p>10 Q The special agent knocks. Mr. Hightower, correct?</p> <p>11 A I believe. I believe it was Special Agent</p> <p>12 Hightower.</p> <p>13 Q This is to let Monica Lewinsky in first?</p> <p>14 A No, sir.</p> <p>15 Q I'm sorry?</p> <p>16 A All I'm doing is correcting you.</p> <p>17 Q Correct me.</p> <p>18 A Monica Lewinsky approaches, she states she needs to</p> <p>19 get inside the Oval Office. I ask her, being skeptical,</p> <p>20 "Do you want to go in and see the President?"</p> <p>21 She said, "Yes. He needs these papers. He called</p> <p>22 and he needs these papers immediately."</p> <p>23 We then -- I look at the agent, I guess let her in,</p> <p>24 we let her go to the door. She was unable to gain access on</p> <p>25 her own.</p>	<p>1 Q All right. Now, does he have reading glasses on or</p> <p>2 does he have full frame glasses on?</p> <p>3 A If I can recall, they were -- I'm not 100</p> <p>4 percent -- the definition of those -- very similar to what</p> <p>5 you have right there. Reading glasses?</p> <p>6 A JUROR: Yes.</p> <p>7 THE WITNESS: Reading glasses. Similar to the</p> <p>8 juror's.</p> <p>9 MR. PAGE: All right. At this time, let the record</p> <p>10 reflect you're looking at an anonymous grand juror who</p> <p>11 happens to have on apparently reading glasses.</p> <p>12 THE WITNESS: Right. Yes.</p> <p>13 BY MR. PAGE:</p> <p>14 Q So they were half frames, correct?</p> <p>15 A Half frames. To the best of my recollection.</p> <p>16 Q And how near are you to the President at the time?</p> <p>17 A At the door that I stated, which is 11:00, looking</p> <p>18 right in at the President.</p> <p>19 Q How near to him are you?</p> <p>20 A Approximately -- probably right here, the start of</p> <p>21 this, to those doors marked exit.</p> <p>22 Q And what would your estimate there be?</p> <p>23 A I have no idea.</p> <p>24 A JUROR: Walk it off.</p> <p>25 MR. PAGE: All right. We'll let the record reflect</p>

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<p>1 that Officer Muskett is pacing off the distance. 2 THE WITNESS: I'm guessing maybe 30 feet. 3 BY MR. PAGE: 4 Q Well, you've paced it off, so a little bit better 5 than a guess, right? 6 A Yes. I paced it off but I did not go feet to feet. 7 I did -- just kind of giving you a ballpark figure. 8 Q Are you able to see the President's face when you 9 look in and he's got these half glasses down at the end of 10 his nose? 11 A Yes, I can see his face. 12 Q Was he making eye contact with you at the time? 13 A I don't know if he sees me. I know Monica's in 14 front of me, basically, and I see him looking at Monica walk 15 in. 16 Q Is he smiling? Is he frowning? 17 A I saw no facial expression. 18 Q Does he gesture with his hand? 19 A No. He's on the phone with one hand. It looks 20 like -- if I can recall, he had papers in his other hand. 21 MR. PAGE: All right. I want to ask you some 22 questions about your conversation, switching to another day, 23 Officer Muskett. 24 MS. WIRTH: Can I just interrupt? I just have one 25 fast question.</p>	<p>1 MR. WISENBERG: Let the record reflect that the 2 witness has reentered the grand jury room. 3 Madam Foreperson, is there a quorum? 4 THE FOREPERSON: Yes, there is. 5 MR. WISENBERG: Are there any unauthorized persons? 6 THE FOREPERSON: There are none. 7 Mr. Muskett, you are still under oath. 8 THE WITNESS: Yes, I am. Thank you. 9 BY MS. WIRTH: 10 Q I had interrupted Ed Page for a moment with a 11 couple of questions and I think when I left off I was asking 12 you about the time when you let Monica into the Oval Office 13 and the door was open and you could see the President with 14 his glasses on the bridge of his nose. 15 A Yes. 16 Q How far into the Oval Office did you see Monica go 17 before you closed the door? 18 A She walked all the way in, probably within a foot 19 to two feet from the front of the Oval Office desk. 20 Q Okay. And during that whole period of time, did 21 the President indicate to you in any way that she was not 22 welcome? 23 A No. He still was on the phone when we closed the 24 door. 25 Q Okay. An dhow much of a distancc was that from</p>
<p>1 MR. PAGE: Certainly. 2 BY MS. WIRTH: 3 Q Did you notice whether the President made eye 4 contact with Monica at that point when she walked in the 5 room? 6 A I'm assuming he did, due to the fact -- these 7 diagrams really aren't all that good for you to understand. 8 You guys should go down and take a look at the West Wing, it 9 really would help you get a better perspective of this whole 10 scenario. But when that door's opened up, it basically 11 almost looks right at the door, and I was behind Monica, so 12 I'm assuming he's looking at the door, sees the door open up, 13 he sees Monica walk all the way to the front of that desk, 14 and I assume he's looking right at Monica. 15 Q So you have the door open? 16 A The door opened all the way. 17 MR. WISENBERG: It's break time. 18 MS. WIRTH: Okay. 19 THE FOREPERSON: The grand jury needs to take a 20 break. 21 MS. WIRTH: Sure. 22 THE FOREPERSON: We're going to take a 10-minute 23 break right now. 24 MR. WISENBERG: We'll come get you. 25 (Witness excused. Witness recalled.)</p>	<p>1 where you were standing? 2 A Approximately from the edge of the jurors' table to 3 the door. 4 Q And you estimated that to be about how far? 5 A I think I said 30 feet. 6 Q Okay. 7 A Approximately. 8 MS. WIRTH: Approximately. All right. Fine. 9 MR. PAGE: Thank you. 10 BY MR. PAGE: 11 Q Officer Muskett, you testified earlier about 12 speaking with Monica Lewinsky where she had indicated that 13 she needed to talk with you? 14 A Yes, sir. 15 Q Do you recall that testimony? 16 A Yes, sir. It was on the state floor of the White 17 House during a social event. 18 Q And you said that she told you in a two-person 19 conversation, you and she, that someone's been spreading 20 rumors about her and the President, correct? 21 A Yes, sir. 22 Q I believe -- 23 A Well, actually, you know what, the way you -- I 24 mean, as this goes along, sometimes it clarifies more. 25 She might have even said she heard some people were spreading</p>

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1 rumors about her.

2 I'm not even 100 percent sure if she said her and

3 the President, but she said somebody's been spreading rumors

4 and I think it was about her and the President. What I'm

5 trying to give you is 100 percent accurate testimony here as

6 I can today.

7 Q Good. That's what we want. When you heard that,

8 I believe you said something to the effect that "Monica, the

9 last time I saw you, you went into the Oval Office and I

10 didn't see you again." Is that accurate?

11 A Well, let me correct what I said originally.

12 It's almost -- I said that to Monica, that "The last time

13 I saw you, I saw you go into the Oval Office and you left

14 and that's the last time I ever saw you again that Easter

15 Sunday." So that part I forgot to add was seeing her exit,

16 because I did see her exit the Oval Office.

17 Q What was your purpose in telling her that? What

18 are you trying to communicate to Monica Lewinsky when you

19 tell her, "Monica, the last time I saw you, you went into the

20 Oval Office and I didn't see you again"?

21 A I think that was -- I was saying that because I was

22 surprised. That day turned out to be her last day that she

23 worked at the -- or -- it was so funny, as the story goes,

24 when I told the story to another officer, you know, we were

25 talking, I didn't know that was her last day and so it was

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1 one of these things where I'm starting to question myself.

2 I saw her with a White House pass -- I don't know

3 if you're familiar with the White House passes, everybody's

4 got a little pass with their photo, and on the back side,

5 blue is for White House, orange color is for the Old

6 Executive -- I started questioning myself did she even have a

7 pass that day or was it an appointment pass.

8 Q You're talking that day --

9 A That Easter Sunday.

10 Q 4/7/96 Easter Sunday?

11 A I'm talking about Easter Sunday, the 7th. I'm

12 talking about -- I started questioning myself that 4/7/96

13 when I saw her, it started my mind questioning did she

14 even have a pass or was her last day Friday and was she

15 cleaning her desk out on Sunday, so in a way I started

16 questioning myself. So when I was saying that to her, it

17 was almost to the point where I wanted her to kind of

18 almost tell me, you know, because she kind of -- it was an

19 abrupt ending.

20 Q That's what I need to know.

21 A Right.

22 Q What were you trying to get her to tell you?

23 A About what happened, her stint at the White House.

24 I mean, she's working -- you know, most of the time

25 passholders or anybody that works at the White House, there's

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1 a going away party or someone's being transferred to the

2 Pentagon and it was kind of an abrupt end of Monica's stint

3 at the White House.

4 Q So no party for Monica Lewinsky when she left.

5 A No, sir. Not that I'm aware of.

6 Q No send off. And would you have heard about it?

7 A With an intern, sometimes not, but sometimes we do

8 know, people come out, this is my last day, the east

9 appointment gate, the officers there or people in the East

10 Wing. Because I saw Monica a lot and I did do a lot of

11 talking with the East Wing staff. And most of the time I do

12 know a person's last day. It might not be a big, grand send

13 off, but we all say goodbye, best wishes.

14 Q I'm trying to understand this conversation, Officer

15 Muskett, because, you see, apparently you say, and I'm not

16 doubting you, I'm trying to put this together.

17 A Okay.

18 Q She says someone's been spreading rumors about her

19 and perhaps the President and you come back and say, "The

20 last time I saw you, you went into the Oval Office and I

21 didn't see you again." Are we missing a part or what are you

22 trying to say? Do you follow me?

23 A Not really, sir.

24 MR. WISENBERG: To Monica on that day?

25 MR. PAGE: Correct.

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1 BY MR. WISENBERG:

2 Q In other words, why did you say that to Monica?

3 What were you trying to kind of convey?

4 A Well, I guess I'm going to say the whole way the

5 conversation went again because I think what you're doing,

6 you're taking key sentences out that I said and maybe -- I'm

7 not slighting what you have in front of you. The

8 conversation is she wants to talk to me. I said okay. We

9 pull off to the side.

10 She goes, "John, I thought you and me were good

11 friends here at the White House."

12 I said, "Yes, we were good friends here at the

13 White House."

14 And she goes, "John, someone's spreading rumors

15 about me and the President here."

16 And my reply back was, "Well, Monica, do you think

17 it's me?"

18 MR. PAGE: You never mentioned that earlier today.

19 THE WITNESS: Oh, I thought --

20 JURORS: He did. Yes, he did.

21 MR. PAGE: Sorry.

22 THE WITNESS: No, that's why I'm here, to help

23 everybody out. So then --

24 BY MR. PAGE:

25 Q So you said, "Do you think it's me?"

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<p>1 A "Monica, do you think it's me?" And I said. 2 "Monica, the last time I saw you here, you went into the Oval 3 Office." I mean, it's almost like -- it's such an abrupt 4 ending, you know, why do you think -- something like -- I 5 said -- you know, we were good friends and so I came out with 6 that, that's the way I ended the conversation. 7 I was almost waiting for Monica to tell me. You 8 know, I see her, she's kind of upset. Remember in the 9 beginning I told you she kind of looked upset going in there 10 and then I find out it's her last day. 11 So I was actually -- it was kind of a lead-on 12 question, hoping she was going to say, "John, let me tell you 13 what happened here at the White House." But she didn't and 14 that was it. And I said, "Well, have a good time at the 15 Pentagon." 16 Q All right. Thank you for that explanation. You 17 said, correct me if I misheard this, that shortly after the 18 April 7, 1996 event, we'll call it the event, you discussed 19 it with your father. Is that what you meant -- 20 A The event. 21 Q Is that what you meant to say? 22 A Well, you're referring to the April 7, 1996 event 23 as -- well, I guess it is the event. Yes. I discussed the 24 Monica Lewinsky Oval Office situation, the incident, with my 25 father.</p>	<p>1 A Very good. 2 Q Do you understand that? 3 A Very good, sir. 4 Q Whether it's your dad or not. So he was or you 5 were visiting with him about this event, seeking legal 6 advice. 7 A Yes. 8 Q Not as a dad. 9 A They both coincide together. I don't separate 10 them. 11 Q Let's go back again, move on to a different topic 12 and I think that's all I have. April 7, 1996, is there 13 anybody else in the White House who from a surveillance 14 position or a monitor position can see Monica Lewinsky 15 briskly walking down the hallway? 16 Now, I don't mean someone else physically on 17 the hallway, but is someone monitoring these events 18 that might have seen what you saw? Do you understand my 19 question? 20 A No, I understand your question. I'll have to talk 21 to the Secret Service personnel in the hallway. I'll be 22 right back. 23 (The witness was excused to confer with counsel.) 24 THE FOREPERSON: Officer Muskett, I would like to 25 remind you that you are still under oath.</p>
<p>Page 102</p> <p>1 Q And was that near in time to April 7, 1996? 2 A Yes, sir. But that was also as an attorney-client 3 conversation. 4 Q That's my next question. 5 A Yes, sir. 6 Q Was this done -- your father is a lawyer. 7 A Yes, sir. And it was strictly as an attorney, as a 8 client. 9 Q All right. And you were seeking legal advice? 10 A Actually, legal advice at that time from my father. 11 Q I'm not asking for any legal advice he gave you, 12 Officer. I'm not asking for any privileged attorney-client 13 communications. 14 A Okay. 15 Q I'm just asking -- 16 A And I do take that back because it was my fault, 17 because what I'm doing today, I'm talking too much and my 18 advice I should answer your questions to the point and only 19 to the point, so that's been my mistake all day, so I will 20 answer your question to the point. Because I was going to 21 answer your question as it's going along with that. 22 Q But you see, we told you at the outset you don't 23 have to give us privileged information. 24 A I apologize. 25 Q And that's not our intent or purpose.</p>	<p>Page 104</p> <p>1 THE WITNESS: Thank you. 2 MR. PAGE: There are no unauthorized people? 3 THE FOREPERSON: Oh, there are no unauthorized 4 people in the room. We have a quorum. 5 MR. PAGE: Thank you. 6 BY MR. PAGE: 7 Q Did you have a chance to consult? 8 A To answer the question, because I was not 100 9 percent sure about the question was, if I can -- well, 10 actually, why don't you restate the question. 11 Q Let's do this. Did you have a chance to consult 12 with somebody? 13 A Yes, sir. About my answer and they -- yes, I did 14 consult. 15 Q And with whom did you consult? 16 A Matt Dates, United States Secret Service 17 counsellor; Tom Dougherty, United States Secret Service legal 18 counsel; James William Muskett. 19 Q Father and lawyer. 20 A Attorney. Father. 21 Q All right. And you asked me to restate the 22 question. 23 A Yes, sir. Just in case -- you know, I want to hear 24 exactly what your question is. 25 Q My question, not exactly the same words, is was</p>

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1 there somebody else in the White House from occupying a
2 surveillance or monitoring position who could have seen what
3 you did that? That is, Monica Lewinsky briskly walking down
4 the hallway on April 7, 1996.

5 A Not that I'm aware of.

6 Q Are there any -- and why is that so?

7 A There was nobody else in the hallway. It was just
8 me watching her go down the hallway.

9 Q And if there's nobody else in the hallway, is there
10 anybody else in a monitoring position or is there no person
11 in a monitoring position who would have captured her walking
12 down the hallway briskly?

13 A Not that I'm aware of.

14 BY MR. WISENBERG:

15 Q I want to show you, Officer Muskett, I just want to
16 clear this up as much as we can. Let me show you JMF-4. You
17 had mentioned before that you, yourself, referred to the
18 study area as more than just what we've marked as the study
19 on this map.

20 You didn't use those exact words, but that the
21 study -- what you call the study to you is the area beyond
22 the 9:00 door. Is that correct?

23 A Correct. If I can remember correctly, I referred
24 to the configuration I see here and my best memory going
25 through there maybe two or three times, that there was a

1 Friday and then today you had first talked about a study door
2 being open and that's why it's so important --

3 A I understand, sir. And I'm referring to this door
4 right off the oval.

5 Q The 9:00 door.

6 A If you want to say -- if you know information,
7 firsthand information, there's a corridor behind there or a
8 small hallway, then that's the door I'm referring to. That's
9 what I refer to as the study door.

10 Q The 9:00 door.

11 A Right. The 9:00 door. So I would change that.

12 Q And the dining room in your mind would not be part
13 of the study.

14 A Right. Correct.

15 Q Okay. All right. I just wanted to get that clear.
16 Now, were there to your knowledge before the April 6, 1996
17 incident, were there any rumors about Monica and the
18 President that you were aware of before that incident?

19 A Before that incident?

20 Q Right.

21 A Not that I was aware of, sir.

22 Q Okay. And were there any rumors about why she was
23 transferred?

24 A Yes, sir.

25 Q And can you tell us briefly what those rumors were.

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1 study period and there was a little dining area period.

2 Q All right. That was my next question. There's
3 also, at least on this map, a little corridor that leads from
4 the Oval Office to the actual one room called the study on
5 this map. Do you see that?

6 A Yes, I see that on the map there, sir.

7 Q Okay. Then over here to the left of the study in
8 that little corridor, you see something that on the map is
9 printed Oval Office complex and then it says dining room. Do
10 you see that?

11 A Yes, sir.

12 Q And so are you telling us that you considered that
13 dining room area with the pantry to be part of what you
14 referred to as the study?

15 A No. My definition of the study, I think Mary Anne
16 was asking these questions here. I'm not exactly 100 percent
17 sure of the layout here.

18 Q Okay.

19 A As far as I'm concerned, behind the Oval Office
20 wall, there was a study.

21 Q Okay.

22 A I don't know if there was a corridor or a door to
23 the left or the right, and then you walk into a dining room.

24 Q Okay. So the dining room is something that -- I'm
25 just trying to get what you mean in your mind because on

1 A Briefly, Monica was seen by someone, and I believe
2 to the best of my ability today, someone from the White House
3 or from the First Lady's staff, walked in on the President
4 and Monica in the family theater located in the East Wing.

5 Q All right. Walked in and then what?

6 A I guess in a compromising position.

7 Q Okay. That's the rumor that was going around?

8 A Yes, sir.

9 Q All right. Now, you had mentioned that when you
10 were walking, you were mentioning some examples of having
11 been, I think, recently walking with colleagues and being
12 given a version of what you supposedly saw, something you
13 supposedly saw, and I think your words were it was outlandish
14 and you stopped them. Is that correct?

15 A Yes, sir.

16 Q Okay. What was that -- if you can recall, what was
17 the outlandish version?

18 A You know, I guess me, John Muskett, witnessing the
19 President and Monica giving -- or having oral sex.

20 Q Okay. Was it ever expressed to you as you having
21 witnessed Monica with her head on the President's lap?

22 A The only time I ever saw that -- wait. State that
23 again? The President --

24 Q Was it ever expressed to you, the outlandish
25 version expressed to you as, Muskett, you, saw Monica with

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1 her head on the President's lap?
 2 A The only time I ever heard that side of the story
 3 or that rumor was in the Independent Counsel, when I came
 4 down here to have a talk a couple of weeks ago.
 5 Q Okay. It was a question from somebody?
 6 A It was a question from the panel where there was an
 7 FBI agent, Mary Anne was there, where that sort of
 8 terminology and they asked me if I ever saw that situation.
 9 Q Okay. But the outlandish version that you heard
 10 from a colleague was --
 11 A Oral sex. More graphically described today as a
 12 blow job.
 13 Q Now, were there rumors that you heard some time
 14 before -- some time after her transfer to the Pentagon and
 15 before the story broke about Monica in the Washington Post on
 16 January 21, 1998, had you heard rumors about Monica and the
 17 President?
 18 A I'm sorry, run these dates and times back.
 19 Q Sure. She gets transferred to the Pentagon very
 20 shortly after Easter Sunday 1996.
 21 A Right.
 22 Q The story on her, the big news story on her, breaks
 23 on January of this year. My question to you is between those
 24 two periods had you heard -- were there rumors, any time
 25 before the story broke and after she went to the Pentagon,

1 A Yes. To the best of my recollection, what happened
 2 on this situation was me and a Sergeant Keith Williams were
 3 joking in the morning before our roll call about -- there was
 4 something in the paper and they asked this before with the
 5 interview style, what it was in the paper I cannot recall.
 6 and we joked about when this thing really starts unraveling.
 7 What I mean by unraveling -- I'm just trying to
 8 watch my key words here because I don't want them to come
 9 back and strike me in my face, when I say unraveling, if this
 10 thing really -- if the story was true with the President, if
 11 they ever come to press, you know, it's going to be -- well,
 12 we were joking about it and that's what the Xerox copy was.
 13 I don't know if everybody saw it. It referred to Friday,
 14 August 1, 1997.
 15 We were joking about, you know, how's Monica being
 16 cleared into the White House complex. And I do know she was
 17 there a couple of times for social events and on this
 18 situation with the northwest gate is when she came in and she
 19 was cleared as press.
 20 To be a little more -- when I'm going on these long
 21 tangent answers, I'm letting you know to help clarify, most
 22 times you have an appointment to see somebody you're cleared
 23 as an appointment.
 24 Well, she was cleared on this day as a press
 25 worker. And I have McCurry down there with her date of birth

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1 did you start to hear rumors about Monica and the President?
 2 A possible relationship.
 3 A I guess when I say a possible relationship, the
 4 family theater story which comes to mind, which kind of
 5 coincides, you know, with me, the situation I saw then,
 6 Easter Sunday.
 7 Q Okay. You mentioned the -- and that presumably
 8 would have been a rumor that started fairly soon after she
 9 was transferred?
 10 A Very soon afterwards.
 11 Q Okay. Did you hear anything beyond that? Any
 12 other rumors beyond that about any particular events?
 13 A With Monica and the President?
 14 Q Right.
 15 A No, sir.
 16 Q Okay. You had mentioned two northwest gate
 17 incidents and you've told us about what you heard about one
 18 of them. I believe, you correct me if I'm wrong, the other
 19 had to do with her being allowed in on a press pass of some
 20 kind.
 21 A Yes, sir.
 22 Q You didn't witness that but you heard about that,
 23 correct?
 24 A Yes, sir.
 25 Q Can you briefly tell us what you heard about that?

1 and Social Security number, because that's what was listed on
 2 the screen. And Keith Williams called me to let me know that
 3 she was coming in. I think it was 12:16 in the afternoon on
 4 that date.
 5 Q So this was -- it just happened to be like a
 6 coincidence that later in the day on a morning that you were
 7 talking with -- is it Williams?
 8 A Yes. Sergeant Keith Williams.
 9 Q About what's going to happen if these stories start
 10 getting into the news and it just so happened that later that
 11 day he called you with this information.
 12 A Yes, sir.
 13 Q Okay. Let's -- you have an exhibit. You said one
 14 of your exhibits has to do with that, is that correct?
 15 A Yes, sir.
 16 Q And tell us what JFM-2 is.
 17 A JFM-2 is a two-page calendar book starting with
 18 Monday in the top left-hand corner, Monday, July 28th, going
 19 through August 3rd, Sunday. And on the date, it was a
 20 Friday, August 1st. That's when I basically wrote in -- I
 21 have what my assignment was that day, then I have 12:16,
 22 Keith Williams, press, Monica Lewinsky.
 23 Q All right. What does 12:16 mean?
 24 A The time she came in.
 25 Q Okay. And you just were told this by Keith

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1 Williams, correct?
 2 A Yes.
 3 Q You didn't witness that, is that correct?
 4 A No, sir.
 5 Q All right. Was the story -- was one of the stories
 6 you saw in the paper or the story you saw in the paper that
 7 caused you to have the conversation with Keith Williams the
 8 story about Kathleen Willey?
 9 A I'm not really sure, sir.
 10 Q Okay. Because I believe that's what you told one
 11 of our agents in one of your conversations in May of '98.
 12 Actually --
 13 A I know they asked me that several times and I
 14 was --
 15 Q Actually, in fact, you can't be sure.
 16 A Yes. They asked me a couple of times that question
 17 and I said I was not sure.
 18 Q And you're not sure now.
 19 A Exactly. I have not changed.
 20 Q Okay. Now, anything else you remember about this
 21 incident, either the discussion with him or what happened
 22 later?
 23 A Yes.
 24 Q Tell us about it.
 25 A The reason I put this in the calendar book, the

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1 truth is that I was being real sarcastic. I said "I'm
 2 documenting this in my calendar book, Keith, so you're going
 3 to be involved in this."
 4 Okay? And that's the truth. And he's out there,
 5 still upset with me today. So -- and that's why I put a
 6 little star next to it and everything else and that's the
 7 truth.
 8 The only thing added that I did not put down here
 9 is that the story goes that she walked down and before she --
 10 another thing, I wish you could go down and see this layout,
 11 when you go in the northwest gate, you walk down a small
 12 driveway, to the left it goes to the press lobby, that's
 13 where the news cameras are, they sit inside there and that's
 14 where the press lobby is at, and then you go to the West Wing
 15 lobby.
 16 She was stopped by somebody and I believe it was
 17 somebody from legal counsel, on the President's legal
 18 counsel, or stopped and taken to the West Wing.
 19 Q Do you have any idea who that person was?
 20 A No, sir.
 21 Q And what was it that caused -- was it unusual for
 22 her to be cleared in as a press person?
 23 A As far as I was concerned, yes.
 24 Q Okay. And do you think that's why you got the call
 25 from Keith Williams?

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1 A Yes. Sergeant Keith Williams.
 2 Q Okay. Given the conversation you had had a little
 3 bit earlier, the fact that it would be unusual for Monica --
 4 let me start over and try to be a little more articulate.
 5 Number one, by this point in time there were
 6 rumors, there had been at least some rumors about the
 7 transfer of Monica Lewinsky. Is that right?
 8 A Yes.
 9 Q Then you've got this unusual circumstance of she's
 10 cleared in as a press person. Is that correct?
 11 A Yes. It was -- I mean --
 12 Q And this might seem rather obvious, but I guess
 13 those are two of the factors, do you think that maybe given
 14 your morning conversation with him that Sergeant Williams
 15 called you just to let you know this?
 16 A I'm not sure of your question, sir.
 17 Q Okay. Well, I don't blame you. I don't blame you
 18 a bit. And I'll just abandon it. It's just along the lines
 19 of -- I know this is not verbatim, but guess what or you're
 20 not going to believe this, something along those lines, he's
 21 calling you to inform you that she's in as a press person?
 22 I'm trying to get a feel for what it was.
 23 A I can almost do it verbatim. "Guess what? Monica
 24 just got cleared in, she's walking in right now as a press
 25 person."

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1 Q Okay. All right.
 2 A And actually, if I can be more exact, Keith
 3 Williams -- when I put this down, I went and pulled up the
 4 computer to just exactly see how she was cleared in, it was
 5 press. And that's when I put down date of birth and the
 6 Social Security number and put McCurry's name as the
 7 requestor behind it.
 8 MR. WISENBERG: Okay.
 9 Sorry. Did you have some questions?
 10 MS. WIRTH: Just a few.
 11 BY MS. WIRTH:
 12 Q Just so that I'm clear on something, going back to
 13 the Easter Sunday incident, when you had a conversation, I
 14 think you said, with Michael Wilson where you made a comment
 15 to him, something to the effect of "What's going on in there"
 16 and he replies back to you, he was not the person who went in
 17 with you to announce the call.
 18 A No. No.
 19 Q Before you made that comment to Michael Wilson,
 20 "What's going on in there," did you advise him of what had
 21 happened that day already with respect to Monica going into
 22 the Oval Office?
 23 A To be honest, totally honest with you, I can't
 24 recall. I'm pretty sure he had -- I mean, I'm pretty sure --
 25 I don't know if I advised him of it, but he had to have known

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1 for him to give that response back to me.

2 Q Okay. The second question was I now you've told us
3 that it was approximately 20, 25 minutes that Monica was in
4 the Oval Office before you and the agent went in to announce
5 the phone call. Do you have any feel for the total time she
6 was in the Oval Office from the time she went in until the
7 time you saw her walking down the hallway?

8 A I'm going to put a guesstimate on it between like
9 45 minutes to an hour.

10 Q Aside from your father, Officer Byrne and Officer
11 Verna, is there anybody else anywhere that you told about
12 this incident around the time that it happened, the Easter
13 Sunday incident? Anybody else in the White House, anybody
14 else in the Secret Service?

15 A Of this story?

16 Q Mm-hmm.

17 A Yes. I mean, this story did -- I can't recall who
18 knows this story, but there's several other people that know.

19 Q Is there anybody else that you remember telling
20 aside from those three people around the time that it
21 happened?

22 A That same day?

23 Q Either that day or the following week or two or few
24 weeks.

25 A Just other officers know about it. I did talk with

1 member.

2 Q All right. And I have one last question. When
3 you were interviewed by an FBI agent earlier this year, you
4 took the protective function privilege with respect to
5 conversations that you had with Gary Byrne about Monica
6 Lewinsky. Was there any conversation that you had with
7 Gary Byrne beyond telling him what happened that Easter
8 Sunday?

9 A With [REDACTED]? I think it had to do with those
10 two -- one with Gary that -- the best of my knowledge, I
11 remember Gary was the person who when he was inside there
12 doing escort didn't know the President was back in the area
13 there and he exited. I think that was the story I was
14 referring to. And the other one where the President motioned
15 for Monica to come in and Nancy Hernreich --

16 Q So these are the stories that you told before.

17 A Right.

18 Q Nothing you haven't covered?

19 A Not today that I can remember.

20 Q Nothing you haven't covered today.

21 A No.

22 MS. WIRTH: Okay. I'm done.

23 MR. WISENBERG: Unfortunately, I didn't hear the
24 question and answer, so I might be asking the same thing.

25 THE WITNESS: I'll let you know.

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1 other officers about it and I can't be 100 percent sure who I
2 told about it and who I didn't tell about it. There are
3 other people out there, but --

4 Q Do you remember any other people you told by name?
5 You have to answer verbally.

6 A I can't be 100 percent sure. I do know that people
7 knew it, but I don't know per name.

8 Q Are you testifying you don't remember any other
9 person that you told about this besides those three people?

10 A Okay. Look. When I told this story to my father,
11 my mom was in the room. She's going to kill me now, but she
12 was present in the room. And she even told me, "Stop, I
13 don't want to hear any more." So that's why I'm saying I
14 don't know if she heard the whole story because she didn't
15 want to hear any more about it.

16 Q Okay. Aside from family members, any --

17 A Secret Service personnel? No. Nobody strikes out
18 in my mind.

19 Q Okay. And what about White House employees?
20 Anybody that comes to mind?

21 A Staffer members? White House staff? No. To be
22 honest with you, these stories I'm telling you today,
23 especially my accounts, there are Secret Service -- but I
24 never remember even telling a special agent that story, I
25 never discussed Monica Lewinsky with any White House staff

1 BY MR. WISENBERG:

2 Q There was another protective function privilege you
3 took on a conversation with other White House employees
4 related to a passholder. Can you tell us briefly what that
5 was about?

6 A I'm sorry, I wasn't even thinking -- I was actually
7 thinking about something different and didn't pay attention
8 to your question.

9 Q That happens to me all the time. There was another
10 thing that my records indicate you took a protective function
11 privilege on on conversations you had with other White House
12 employees related to a passholder. Do you remember what that
13 is? Presumably somebody other than Ms. Lewinsky.

14 A Involving the President? Can you read the sentence
15 before that and the sentence after that to kind of help me --
16 you've got the notes in front of you.

17 MS. WIRTH: There's nothing relevant to you?

18 THE WITNESS: That's why -- I'm trying to think --
19 I'm trying to understand your question. One more time?

20 MR. WISENBERG: Let me read a portion of your 302.
21 "Muskett has had conversations with Gary Byrne about Lewinsky
22 but is claiming protective function privilege on the details
23 of the conversations. Muskett is also claiming the
24 protective function privilege on conversations he had with
25 other White House employees related to a passholder."

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1 THE WITNESS: No. Unless I'm referring to the Ann
 2 McCoy story where she was up at Fort Meyers, the arrival
 3 ceremony. That doesn't make sense over there.
 4 BY MR. WISENBERG:
 5 Q Okay. If you remember what that is, could you have
 6 your father get in touch with me or Ms. Wirth?
 7 A I'm pretty sure what I've said today is
 8 everything's up in here.
 9 MS. WIRTH: Thank you.
 10 MR. WISENBERG: Questions?
 11 A JUROR: [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 [REDACTED]
 15 [REDACTED]
 16 THE WITNESS: [REDACTED]
 17 [REDACTED]
 18 [REDACTED]
 19 [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 [REDACTED]
 24 [REDACTED]
 25 A JUROR: Thank you.

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1 THE WITNESS: You're welcome.
 2 A JUROR: What do you think of the newspaper
 3 reports that say that Monica Lewinsky entered the White House
 4 approximately 37 times?
 5 THE WITNESS: Honestly?
 6 A JUROR: Yes.
 7 THE WITNESS: I believe them.
 8 A JUROR: You believe that she did?
 9 THE WITNESS: Yes, sir.
 10 A JUROR: Thank you.
 11 THE WITNESS: And that's why, to be honest with
 12 you, that's why the press -- it was almost -- that morning,
 13 like how is she coming in? Because I know she was there for
 14 several social events that I know I saw her myself.
 15 So if you really break up those 37 times, the
 16 social events or like one of the questions of how she keeps
 17 getting cleared in, and that's why that phone call was, well,
 18 here she's being cleared in as a press person, which might
 19 make it tougher to detect than as an appointment. I mean --
 20 A JUROR: Thank you.
 21 THE WITNESS: You're welcome.
 22 A JUROR: Is it true that when the President is in
 23 his office there should be a steward there to take care of
 24 his needs?
 25 THE WITNESS: Most of the time --

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1 A JUROR: On Sunday, Saturday or whatever day?
 2 THE WITNESS: Basically what happened that Easter
 3 Sunday, which keeps going back, that was considered basically
 4 an OTR, what we consider like an off the record movement.
 5 Most of the time, a steward is there Monday through Friday
 6 because it's expected that the President will go over there.
 7 A lot of times on a Saturday morning, there's
 8 normally somebody there in case the President does want a
 9 drink of water or a cup of coffee or a cup of tea, but if he
 10 doesn't expect to be there, I don't think -- now, I'm talking
 11 my experience, 11 years down there, I think a lot of times he
 12 shows up, pops over there for maybe two or three hours.
 13 There wouldn't be a steward on call there. But that's my
 14 personal experience.
 15 A JUROR: So it's called an off the record move?
 16 THE WITNESS: Off the record movement. Exactly.
 17 Yes.
 18 A JUROR: A real quick question for you. I know
 19 you had a limited relationship with Monica Lewinsky. Can you
 20 give me a brief overview on what you thought about Monica
 21 Lewinsky? Was she professional?
 22 What did you think about Monica Lewinsky during the
 23 time, not since this has come out, but during the time that
 24 she was in the White House or when she came to visit the
 25 White House?

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1 THE WITNESS: Right. Right. I took Monica as a
 2 young lady, very nice, always dressed very professionally.
 3 She was known sometimes to go to the West Wing. When I say
 4 known, like sometimes if the President was known to be coming
 5 into the diplomatic reception room, a lot of times she just
 6 happened to be walking down the corridor, you know, maybe
 7 just to see the President.
 8 I took her as very excited. She was a young lady,
 9 job at the White House, which is a pretty neat job, and I
 10 know when she said about meeting the President, she was very
 11 excited. I just took her as a young lady, she was excited
 12 working at the White House. I didn't see her in a negative
 13 way, I didn't see her as -- nothing really struck me.
 14 A JUROR: Would you consider her what some term as
 15 a stalker?
 16 THE WITNESS: I never saw that. I took her as --
 17 well, let me stop this again here. What's your definition of
 18 a stalker? I mean, my true definition of stalker is somebody
 19 who really stalks and nowadays really becomes a
 20 threatening --
 21 A JUROR: The White House term, a clutch.
 22 THE WITNESS: Right. I didn't take her -- I took
 23 her as maybe even a pecker. She liked to be around the
 24 President. I mean, she was excited, you know? She was
 25 excited if she had to go to the West Wing. You know, because

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1 you've got to realize how young she was when she was working
2 down there.

3 You know, if I was 20 years old, going to George
4 Mason and, you know, here I am, walking, delivering papers
5 Monday through Friday in the West Wing and just see the
6 President go by, it's pretty exciting. And that's the way I
7 took her.

8 A JUROR: Thank you.

9 MR. WISENBERG: Speak now or maybe forever hold
10 your peace. Any other questions?

11 (No response.)

12 MR. WISENBERG: All right. I'm going to ask you to
13 step outside for just a minute.

14 THE WITNESS: Can I have one closing statement?

15 MR. WISENBERG: Absolutely.

16 THE WITNESS: I want to say -- I'd like to end by
17 saying I'm here because I was subpoenaed to be here. If you
18 look at the records and the dates, these dates go back to
19 April 1996. If I wanted this to be known two years ago, I
20 would have been jumping on the T.V. screen, trying to go to
21 People Magazine or Star Magazine.

22 I respect the presidency and I'm here because you
23 asked me here. I know you guys have a job to do, ladies and
24 gentlemen, and I'm assisting with the investigation. So
25 hopefully what I've said today stays here and don't bring my

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1 name in the paper, okay?

2 A JUROR: We appreciate your cooperation.

3 THE FOREPERSON: You have to leave the exhibits
4 here, though.

5 THE WITNESS: Oh. Yes. You're right.

6 MR. WISENBERG: I think you did have your own
7 copies?

8 THE WITNESS: Yes. I made a mistake and left my
9 own copies here.

10 MR. WISENBERG: Okay. Just make sure you leave the
11 marked ones with us, the exhibit ones.

12 Okay. If there were -- I don't even think we need
13 to have you wait outside.

14 If there are no more questions, may the witness be
15 excused?

16 THE FOREPERSON: Yes, he may.

17 MR. WISENBERG: Thank you very much.

18 MS. WIRTH: Thank you.

19 THE FOREPERSON: Thank you.

20 (The witness was excused.)

21 (Whereupon, at 4:33 p.m., the taking of testimony
22 in the presence of a full quorum of the Grand Jury was
23 concluded.)

24 * * * * *

MONDAY JULY 1997

JULY 28
NAT. SCOUT DAY
0600-1430

TUESDAY

JULY 29
DAVID DIAMOND
- MIKE WILLIAM (SA)
0600-1430

WEDNESDAY

JULY 30
GIVENS-
0600-1430
1430-1900 F. TREASURY
4H / CUMULATIVE 25.5 / 4 OT

JULY 1997 - AUGUST 1997

THURSDAY

MURPHY-3
0600-1430
RICH ENSMINGER
GRIFFIN - Fox Kelly
JULY 31

FOX - w/H SERGANT

FRIDAY

STEVE CALDWELL-3
0600-1430
*12-16
07-23-73
MCCURRY
HOUSE WHIP
WILLIAM PICES/MONICA LEWINSKI
549-97-5779

AUGUST 1

SATURDAY

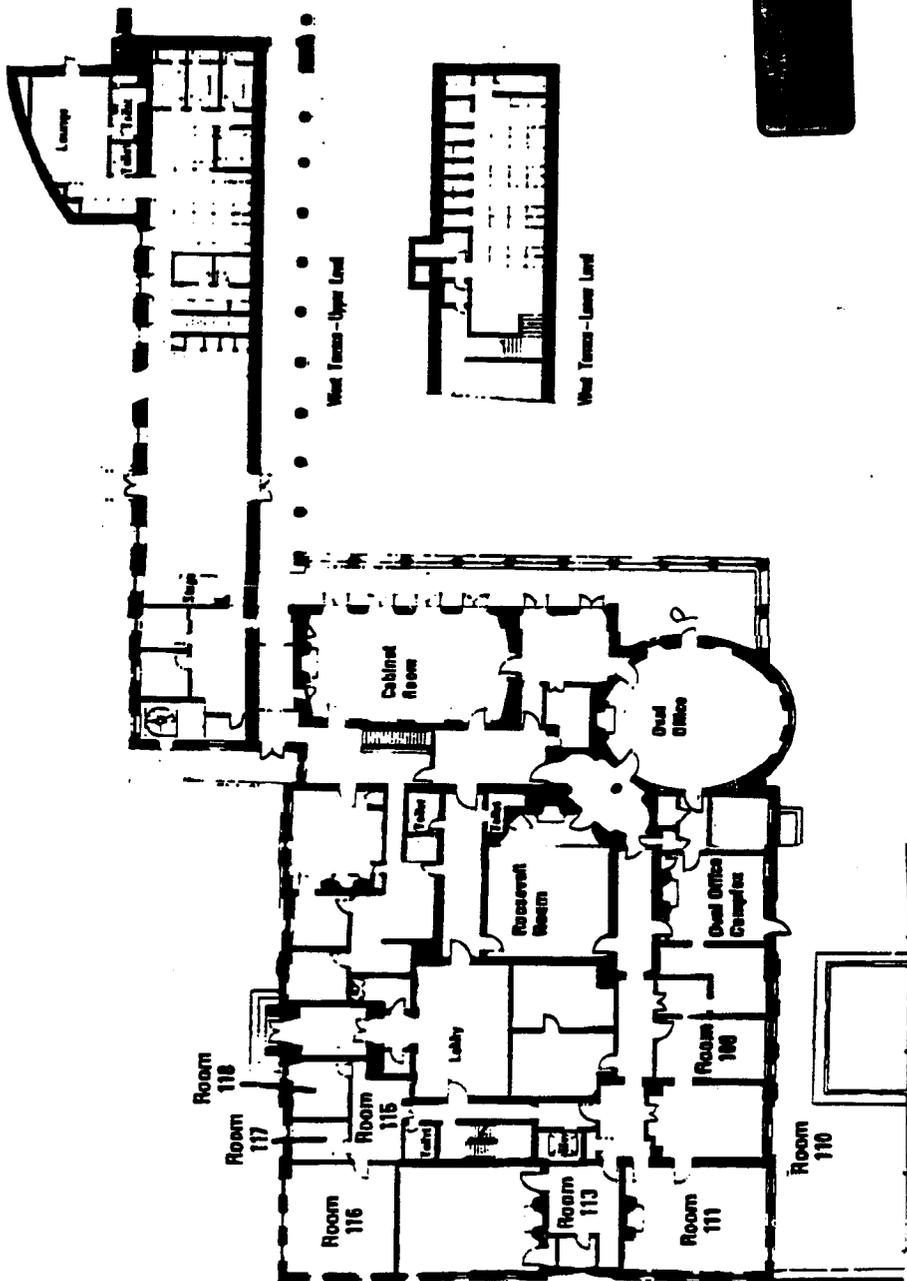
DAY-OFF 8 OT
END OF PAL PERIOD #15
33 OT + 4 OT
PAL PERIOD #16 BEGINS

AUGUST 2

WEST WING 8 WDO / FOX
DAVIS
MUSKETT - THOMPSON
SUNDAY AUGUST 3
JIM MURPHY
INSPECTOR !!

3001

First Floor



OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 05/01/98

FREMONT No Middle Name (NMN) MYLES, JR., Officer, United States Secret Service (USSS), Uniformed Division (UD), date of birth [REDACTED], was interviewed at the Office of the Independent Counsel (OIC), 1001 Pennsylvania Avenue, NW, Washington, DC, 20004. Present for the interview were Associate Independent Counsel (AIC) MICHAEL TRAVERS and AIC MARY ANNE WIRTH and Department of Justice (DOJ) attorneys GARY GRINDLER and JONATHAN SCHWARTZ. MYLES was interviewed under the terms of an agreement reached between the OIC and the DOJ. After being apprised of the official identity of the official identities of the interviewers and the nature of the interview, MYLES provided the following information:

MYLES has been employed by the USSS since April of 1990. After working three years on the outside of the White House grounds, MYLES was stationed at the [REDACTED] post, which is located inside the East Wing. MYLES sketched a diagram of the area near [REDACTED], which is attached to this FD-302. In March of 1997, MYLES was transferred to the USSS office at 13th and L Streets, Northwest, Washington, DC.

MYLES advised the [REDACTED] post was the entrance used for tours of the White House. MYLES worked the B and C shifts while stationed at the [REDACTED] post. MYLES advised the Office of Legislative Affairs (OLA) was on the other side of double doors from [REDACTED].

MYLES can not say for sure exactly when he first met MONICA LEWINSKY, but he saw her often when she worked at the OLA. MYLES believes it was when LEWINSKY was new to the East Wing of the White House. MYLES advised that Uniformed Division officers are told by superiors not to mingle with White House passholders. MYLES advised the first time he saw LEWINSKY, he said hello to her, but she did not respond. MYLES advised that from that point on, he did not engage in conversation with LEWINSKY.

MYLES can not recall ever being posted in the West Wing of the White House. MYLES never saw LEWINSKY in the West Wing. MYLES never told anyone he saw LEWINSKY in the West Wing. Sometime during LEWINSKY's tenure at the White House, MYLES saw her crying. MYLES asked LEWINSKY if she was okay, and LEWINSKY

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by SA [REDACTED] Date dictated 05/01/98

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did not respond and ran into the restroom.

MYLES recalls one instance when LEWINSKY asked him if he could let her know when the President moved. MYLES did not respond to LEWINSKY. MYLES does not recall when this occurred, but believes it was sometime after he first saw her. MYLES has not discussed this incident with any other Uniformed Division officers.

MYLES advised he had access to the President's schedule on a daily basis. LEWINSKY did not ask MYLES about the President's schedule.

MYLES did not talk to other Uniformed Division personnel about LEWINSKY. MYLES does not know anything about LEWINSKY and does not want to know. MYLES never spoke to Uniformed Division officers about LEWINSKY.

MYLES thinks LEWINSKY had a blue pass, which would allow access throughout the White House grounds. Although MYLES saw LEWINSKY go up the stairs which lead to the West Wing of the White House, he would not know if LEWINSKY actually went to the West Wing.

MYLES never said LEWINSKY had a "thing" with the President.

After LEWINSKY was transferred from the White House, MYLES recalls seeing her at a White House event with two older women. MYLES can not recall the event and did not recognize those who accompanied LEWINSKY. MYLES believes this event was in the Winter of 1997, more than one year ago.

MYLES does not know the White House stewards or the food service personnel in the West Wing. MYLES knows some cleaning people in the White House, but does not know if they clean the West Wing.

After January of 1998, when the LEWINSKY story was in the news, MYLES advised that a lot of people were talking about LEWINSKY. Since the story broke, MYLES has seen MATT FRITSCH a lot. FRITSCH has tried to engage MYLES in conversation about LEWINSKY. MYLES advise that a lot of Uniformed Division officers are saying things that are not true about MYLES.

After an approximately fifteen minute break, in which MYLES spoke with GRINDLER and SCHWARTZ alone, MYLES provided the

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following information:

Uniformed Division officers would say that LEWINSKY went to the West Wing a lot. MYLES advised that approximately fifty Uniformed Division personnel, on separate occasions, would say this. MYLES can not recall any by name, except MATT FRITSCH. MYLES advised these discussions about LEWINSKY would take place in the locker room, the roll call room and in the gym.

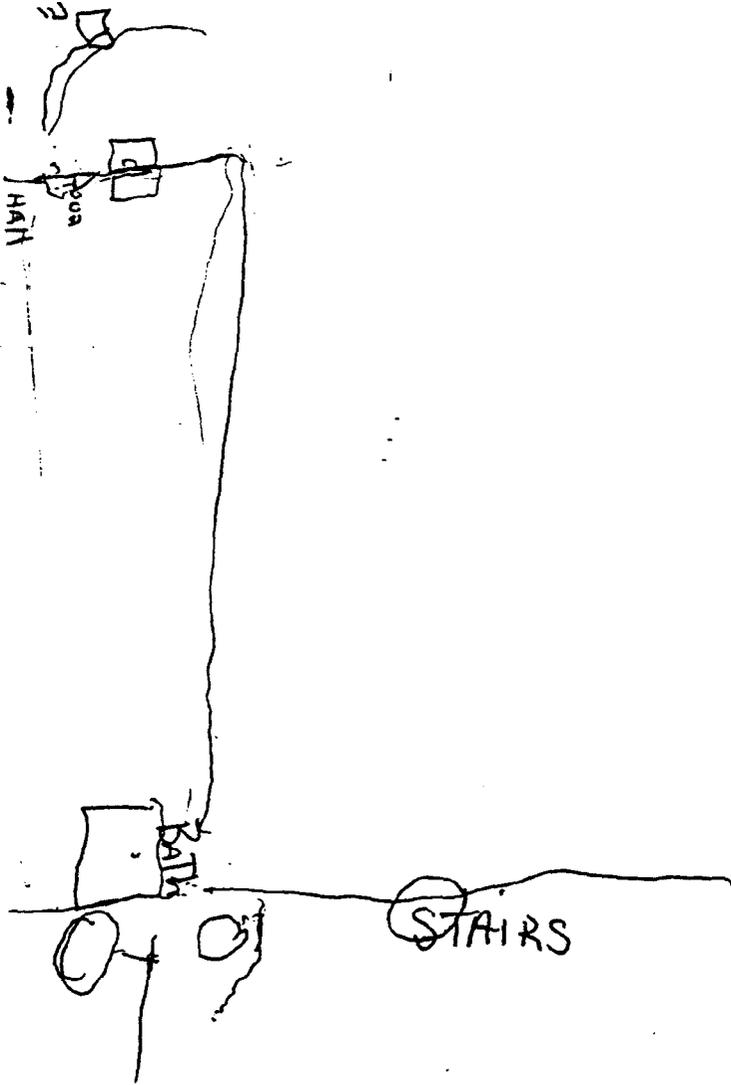
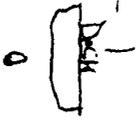
MYLES did not engage in conversations about LEWINSKY. MYLES advised the conversations he heard took place between 1995 and 1997. MYLES never told anyone about LEWINSKY asking him about the President's location.

MYLES heard that LEWINSKY was in the Oval Office. MYLES advised that he inferred that LEWINSKY had a relationship with the President. MYLES may have heard that LEWINSKY had a relationship with the President. MYLES advised that LEWINSKY was a frequent topic of conversation at the White House.

MYLES has not heard any stories about the White House cleaning people cleaning up after the President and LEWINSKY. MYLES can not recall a story about LEWINSKY and the President in the White House theater. MYLES does not recall any story about LEWINSKY at the Northwest gate of the White House.

3008

outside



UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE:

GRAND JURY PROCEEDINGS

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Thursday, August 13, 1998

The testimony of ROBERT MYRICK was taken in the presence of a full quorum of Grand Jury 97-2, impaneled on September 19, 1997, commencing at 2:40 p.m., before:

EDWARD J. PAGE
MARY ANNE WIRTH
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

1 Before I do that, I want to tell you that this is a
 2 federal grand jury and it is investigating whether Monica
 3 Lewinsky or others suborned perjury, intimidated witnesses or
 4 engaged in obstruction of justice in the case of Paula Jones
 5 v. William Jefferson Clinton. Do you understand that?
 6 A Yes, sir.
 7 Q Now, you have certain rights in making your
 8 appearance here today and one of them is that you can assert
 9 your Fifth Amendment right and not incriminate yourself if a
 10 truthful answer to any of the questions asked would tend to
 11 incriminate you. Do you understand that?
 12 A Yes, sir.
 13 Q Do you also understand that the court reporter is
 14 present to your left and she's taking down the questions and
 15 answers? In other words, everything that's said here today.
 16 Do you understand?
 17 A Yes, I do.
 18 Q You have a right to step outside and consult with a
 19 lawyer or lawyers that you may have here and it's my
 20 understanding that Matt Dates of the United States Secret
 21 Service Office of General Counsel is outside for that
 22 purpose. Is that correct?
 23 A Yes, sir.
 24 Q Do you understand that you can step outside and
 25 consult with him during your appearance here today if you

PROCEEDINGS

1 Whereupon,
 2
 3 ROBERT MYRICK
 4 was called as a witness and, after having been first duly
 5 sworn by the Foreperson of the Grand Jury, was examined and
 6 testified as follows:

EXAMINATION

8 BY MR. PAGE:

9 Q Would you tell us your full name, please?

10 A Robert Myrick.

11 Q Do you work for the Secret Service?

12 A Yes, sir.

13 Q My name is Ed Page. To my left is Mary Anne Wirth.
 14 We both work for the Office of the Independent Counsel.
 15 We'll be asking you your questions today, although I should
 16 mention that some of the --

17 A JUROR: Could he spell his last name?

18 MR. PAGE: Yes.

19 BY MR. PAGE:

20 Q Would you spell your last name, please?

21 A Myrick, M-y-r-i-c-k.

22 Q Although I should mention that some of the members
 23 of the grand jury may ask their own questions as well.
 24 Before we get started, I want to visit with you about your
 25 rights and responsibilities.

1 want to?
 2 A Yes, I do.
 3 Q Do you understand that you are under oath now, you
 4 can't say "I forget" when you don't, you can't say "I don't
 5 remember" if that's not accurate, and that you're obligated
 6 to tell the truth?
 7 A Yes.
 8 Q Now, finally, do you understand that the
 9 proceedings here today before this federal grand jury are
 10 secret under law and that only you can tell others after your
 11 appearance here today what took place. Do you understand
 12 that?
 13 A Yes.
 14 Q Do you understand that there is an exception to
 15 that? And that is that in certain circumstances after a
 16 court, the United States district court, for example, orders
 17 that your testimony or what happened here today should be
 18 disclosed in a trial, in a proceeding or some other matter,
 19 that it might disclosed in that situation?
 20 A Yes.
 21 Q Do you understand?
 22 A Yes.
 23 Q Do you have any questions before we get started?
 24 A No.
 25 MR. PAGE: All right. Thank you very much.

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1 BY MS. WIRTH:

2 Q Officer, how long have you been employed by the
3 Secret Service?

4 A It will be three years in October.

5 Q Okay. And have you been assigned to the White
6 House?

7 A Yes, ma'am.

8 Q For how long?

9 A Two years, four months.

10 Q Okay. Have you ever seen Monica Lewinsky?

11 A Yes, I have.

12 Q How many times?

13 A Once.

14 Q When did that occur?

15 A Once personally.

16 Q Once personally. Is there any other way?

17 A On TV.

18 Q Okay. All right. Aside from TV.

19 A The actual date, I do not recall.

20 Q Do you remember the time of year it was?

21 A No, I don't.

22 Q Okay. Do you remember who was working that day
23 along with you?

24 A One other person I recall.

25 Q Who was that?

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1 A Officer Steven Poppy.

2 Q Okay. And were you training that day? Were you in
3 training?

4 A No.

5 Q Okay. You were just working with him?

6 A Working. Yes.

7 Q What post?

8 A Southwest gate.

9 Q Okay. And was that your regular post?

10 A Yes, ma'am.

11 Q All right. And do you remember what day of the
12 week it was?

13 A I believe it was a weekend. I'm not quite sure.

14 Q Okay. Tell us about the incident.

15 A Okay. She approached the gate and Officer Poppy
16 looked at me and said, "Do you know who that is?"

17 And I said, "No, I don't."

18 And he said, "That's the President's --" He
19 didn't say anything, he just made a motion with his face.

20 And I said, "What are you talking about?" And he
21 did the same facial expression.

22 And I said, "You're kidding me." And he said,
23 "You'll see." And that was basically about the gist of that.

24 Also, he said, "Well, the President will be moving
25 in about ten minutes."

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1 So it was kind of like a bet, because she was here.

2 And after that ten minutes, the President moved to another
3 location from where he was.

4 Q Where had he been?

5 A In the residence.

6 Q And where did he move to?

7 A To the West Wing.

8 Q And did he do that within ten minutes?

9 A In ten to fifteen minutes. Yes.

10 Q And was there actually a bet placed on this?

11 A No.

12 Q Okay. But what did Officer Poppy say to you about
13 that? How did he tell you that he thought the President
14 would move within ten minutes? What did he say?

15 A In reference to his facial expression, I guess that
16 was supposed to tell me that -- what he was trying to do with
17 his face was he was going to move once she came in.

18 Q I see. Do you remember what words Officer Poppy
19 used, though?

20 A No, he didn't use any words. He just made a facial
21 expression.

22 Q Okay. Did he say anything in reference to how
23 quickly the President would move or anything like that?

24 A No. No, ma'am.

25 Q Well, what do you remember that Officer Poppy said

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1 aside from the facial expressions?

2 A Basically how I explained it. He just said,
3 "That's the President's --"

4 And I said, "You're kidding."

5 He did it again and then he said, "Watch. He'll
6 be moving very shortly."

7 Q Okay. All right.

8 A And then he did move.

9 Q And you and he -- and you and Officer Poppy are
10 able to monitor the President's movements based on the radio.

11 A Based on radio communications. Yes.

12 Q And you said in fact the President did move from
13 the residence to where?

14 A To the West Wing.

15 Q Okay. And you said that was within ten or fifteen
16 minutes of Monica --

17 A Yes, ma'am.

18 Q Was that of her being cleared in?

19 A Yes. After she was cleared in. Yes.

20 Q Okay. Do you remember whether she was in the WAVES
21 system that day?

22 A Yes, she was.

23 Q Okay. Do you know who she was in to see?

24 A No, I didn't work the computer.

25 Q Do you know whether she brought anything with her

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1 that day?

2 A I don't recall.

3 Q Did she have any presents with her that day? Gifts
4 for anyone?

5 A I don't recall.

6 Q Do you remember anything about -- did she speak to
7 you?

8 A No.

9 Q Did she speak to Officer Poppy?

10 A I don't recall.

11 Q Is there anything -- do you recall whether she
12 asked to come inside the booth where you work?

13 A No, she didn't.

14 Q Do you recall whether it was hot that day?

15 A I don't recall.

16 Q Okay.

17 A This was a regular day for me. I didn't think
18 anything of it until then.

19 Q Okay. Do you remember anything about her
20 appearance, what she was wearing, how she was dressed?

21 A No.

22 Q Did you ever see her again after that?

23 A No.

24 MS. WIRTH: Does anyone have any questions?

25 (No response.)

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1 THE FOREPERSON: Officer Myrick, I'd like to thank
2 you for your testimony. You are excused.

3 THE WITNESS: Thank you.

4 MS. WIRTH: Thank you very much.

5 (The witness was excused.)

6 (Whereupon, at 2:48 p.m., the taking of testimony

7 in the presence of a full quorum of the Grand Jury was

8 concluded.)

9 * * * * *

