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0071

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

- O - OUTGOING
- H - INTERNAL
- I - INCOMING
Date Correspondence Received (YY/MM/DD) 83,01,02

Name of Correspondent: CAROLYN RAFT

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: Problems regarding Business Agreement with IRAN. Has not received a response to previous letters

ROUTE TO:

ACTION

DISPOSITION

Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
	<u>CO BATT</u>	<u>ORIGINATOR</u>	<u>83,03,01</u>		<u>C</u>	<u>83,03,12</u>
	<u>✓ DOC</u>	<u>R</u>	<u>83,03,04</u>	<u>NAN</u>	<u>C</u>	<u>83,03,11</u> (see att. note)
	<u>✓ DOS</u>	<u>R</u>	<u>83,03,04</u>		<u>A</u>	<u>83,03,10</u>
			<u>1 1</u>			<u>1 1</u>
			<u>1 1</u>			<u>1 1</u>

ACTION CODES:

- A - Appropriate Action
- C - Comment/Recommendation
- D - Draft Response
- F - Furnish Fact Sheet to be used as Enclosure

- I - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
- X - Interim Reply

DISPOSITION CODES:

- A - Answered
- B - Non-Special Referral
- C - Completed
- S - Suspended

FOR OUTGOING CORRESPONDENCE:

- Type of Response = Initials of Signer
- Code = "A"
- Completion Date = Date of Outgoing

Comments: _____

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CLASSIFICATION SECTION

No. of Additional Correspondents: _____ Media: 2 Individual Codes: 4200

Prime Subject Code: CO011 Secondary Subject Codes: JK

PRESIDENTIAL REPLY

Code	Date	Comment	Form
C	_____	Time: _____	P-
DSP	_____	Time: _____	Media: _____

SIGNATURE CODES:

- CPn - Presidential Correspondence**
- n - 0 - Unknown
- n - 1 - Ronald Wilson Reagan
- n - 2 - Ronald Reagan
- n - 3 - Ron
- n - 4 - Dutch
- n - 5 - Ron Reagan
- n - 6 - Ronald
- n - 7 - Ronnie

- CLn - First Lady's Correspondence**
- n - 0 - Unknown
- n - 1 - Nancy Reagan
- n - 2 - Nancy
- n - 3 - Mrs. Ronald Reagan

- CBn - Presidential & First Lady's Correspondence**
- n - 1 - Ronald Reagan - Nancy Reagan
- n - 2 - Ron - Nancy

MEDIA CODES:

- B - Box/package
- C - Copy
- D - Official document
- G - Message
- H - Handcarried
- L - Letter
- M - Mailgram
- O - Memo
- P - Photo
- R - Report
- S - Sealed
- T - Telegram
- V - Telephone
- X - Miscellaneous
- Y - Study

171803

171803

FORM CD-14 (2-76) Prescr. by DAO 214-2	U.S. DEPT. OF COMM.	DATE 3/11/83
TRANSMITTAL SLIP		
TO: <i>Sandy Jean Hyde</i>	REF. NO. OR ROOM, BLDG. 5100	
FROM: <i>S. Egbert</i>	REF. NO. OR ROOM, BLDG.	
ACTION		
<input type="checkbox"/> NOTE AND FILE <input type="checkbox"/> NOTE AND RETURN TO ME <input type="checkbox"/> RETURN WITH MORE DETAILS <input type="checkbox"/> NOTE AND SEE ME ABOUT THIS <input type="checkbox"/> PLEASE ANSWER <input type="checkbox"/> PREPARE REPLY FOR MY SIGNATURE <input type="checkbox"/> TAKE APPROPRIATE ACTION	<input type="checkbox"/> PER OUR CONVERSATION <input type="checkbox"/> PER YOUR REQUEST <input type="checkbox"/> FOR YOUR APPROVAL <input checked="" type="checkbox"/> FOR YOUR INFORMATION <input type="checkbox"/> FOR YOUR COMMENTS <input type="checkbox"/> SIGNATURE <input type="checkbox"/> INVESTIGATE AND REPORT	

COMMENTS:

Transfer to State Department.
 Barbara Schell (632-0313)

UNCLASSIFIED
(Classification)

S/S# 8306230

Date March 9, 1983

DEPARTMENT OF STATE
EXECUTIVE SECRETARIAT
TRANSMITTAL FORM

FOR: Mr. William P. Clark
National Security Council
The White House

REFERENCE:

TO: President Reagan FROM: Ms. Carolyn Raft
DATE: January 2, 1983 SUBJECT: Problems Regarding Business
Agreement with Iran
WHITE HOUSE REFERRAL DATED: March 4, 1983 NSC# 127803
(if any)

X THE ATTACHED ITEM WAS SENT DIRECTLY
TO THE DEPARTMENT OF STATE

ACTION TAKEN:

 A draft reply is attached.
 A draft reply will be forwarded.
 A translation is attached.
 X An information copy of a direct reply is attached.
 We believe no response is necessary for the reason
 cited below.
 Other.

REMARKS:

for Eric R. Zimmerman
L. Paul Bremer III
Executive Secretary

UNCLASSIFIED
(Classification)



United States Department of State

Washington, D.C. 20520

March 9, 1983

Ms. Carolyn Raft
20550 Rancho San Jose
Covino, California 91724

Dear Ms. Raft:

This is in response to your letter of January 2, 1983 addressed to President Reagan in which you requested information regarding a possible claim against the Government of the Islamic Republic of Iran.

The Department of State has been in communication with Mr. Ray Raft, whose July 10, 1981 letter to President Reagan was enclosed with your January 2, 1983 correspondence. As has previously been explained to Mr. Raft, the Algiers Accords of January 19, 1981 provided two methods by which the claims of U.S. nationals against Iran could be submitted to the Iran-United States Claims Tribunal in The Hague: those totalling less than \$250,000 each must be submitted by the United States Government while those of \$250,000 or more must be submitted by the claimants themselves. Article III(4) of the Accords requires that all such claims must have been filed with the Tribunal on or before January 19, 1982. Notices explaining these provisions and relating filing procedures were mailed to all persons known to the Department to have claims against Iran and were publicized inter alia in numerous Federal Register notices from April 1, 1981 through January 8, 1982.

Department of State records indicate that Mr. Raft originally wrote to Mr. David Stewart, Administrator of Iranian Claims, on August 13, 1981 requesting the necessary forms for filing a claim of an unspecified amount against Iran at the Iran-United States Claims Tribunal. In response, a DSP-93 Claims Registration Form was mailed to Mr. Raft on August 24, 1981. This form stated that if the claim was for an amount less than \$250,000 it should be completed and returned to the Department promptly so that the U.S. Government could present it to the Tribunal by the January 19, 1982 filing deadline. Also enclosed in the Department's August 24, 1981 letter to Mr. Raft were copies of the relevant Federal Register notices published to that date which indicated inter alia that claimants with claims of \$250,000 or more must submit such claims to the Tribunal on their own. Although there were no forms for the so-called "large claims" (\$250,000 or more), the Tribunal did provide instructions as to the procedures to

follow in filing such claims at the Tribunal. These Tribunal directives were published in the Federal Register notice of July 20, 1981 which was included in the August 24, 1981 Department mailing to Mr. Raft.

No completed DSP-93 claim form was received by the Department of State from Mr. Raft before the Tribunal's January 19, 1982 filing deadline had passed. Since the identity of the U.S. nationals who filed "large claims" against Iran was kept confidential by the Tribunal, there was no way for the Department to know whether Mr. Raft had filed a claim for \$250,000 or more on his own at the Tribunal before the end of the filing period.

On March 10, 1982, Mr. Raft sent Mr. David Stewart a copy of his original August 13, 1981 letter and again requested the necessary forms for filing a claim against Iran at the Tribunal. In response, the Office of Iranian Claims, within the Department's Legal Adviser's Office, wrote to Mr. Raft on March 17, 1982 and informed him that the Tribunal's January 19, 1982 filing deadline had already passed but that it would still be possible for him to register a "late claim" with the Department if it were in an amount of less than \$250,000. It was further explained to Mr. Raft that the United States was attempting to negotiate with Iran for a lump-sum settlement of the less-than-\$250,000 claims and, if such a settlement was successfully negotiated, there was a possibility that late-filed claims could be included in any subsequent filing period established. An additional DSP-93 Claims Registration Form was included with the Department's response.

On March 30, 1982, Mr. Raft returned a completed claims registration form to the Office of Iranian Claims. Despite the Department's previous caution that the United States Government was limited by the language of the Algiers Accords to representing U.S. nationals with claims against Iran amounting to less than \$250,000 each, Mr. Raft's claims registration form was made out for an amount of \$12,000,000. It should also be pointed out that, despite the date typed on the form by the claimant and Mr. Raft's assertion in the accompanying cover letter that the form had been completed and filed with the State Department on October 26, 1981, no such claims registration form was received by the Department's Office of Iranian Claims until April, 1982.

On April 8, 1982, the Office of Iranian Claims wrote to Mr. Raft and informed him that the Department of State would not be able to assign him a "late" registration number since his claim exceeded \$250,000. Mr. Raft was also informed that no previous claims registration form had been received by the Department of State despite his assertion that one was filed on October 26, 1981, and that, in any case, a claim for an amount

in excess of \$250,000 should have been filed directly with the Tribunal by the claimant. It was also pointed out to Mr. Raft within the same letter that since he had indicated on his claim registration form that his losses occurred in 1976 but that he had not been naturalized as a United States citizen until October, 1979, any claim he might have filed at the Tribunal would apparently fail to meet the jurisdictional requirement of Article VII(2) that claims of U.S. nationals must have been continuously owned by U.S. citizens from the date the claim arose to the date on which the Accords entered into effect (January 19, 1981).

To summarize, Mr. Raft neither filed a claim of \$250,000 or more in his own right with the Tribunal by the January 19, 1982 deadline nor registered a claim of less than \$250,000 with the Department in sufficient time for it to be submitted to the Tribunal with the other "small claims" by that same deadline. Under these circumstances, the provisions of the Algiers Accords simply do not permit the Tribunal to take jurisdiction over his claim.

Although the Department has not, to date, received a reply to the April 8, 1982 letter, it still remains possible for Mr. Raft to register a "late" filed claim with the Department by lowering the amount of his claim to some figure below \$250,000. Mr. Raft could accomplish this by writing to the Office of Iranian Claims and so indicating a desire to reduce his "late" claim to an amount less than \$250,000. It would not be necessary for him to complete a new DSP-93 Claims Registration Form. However, as long as Mr. Raft continues to maintain a claim for an amount in excess of \$250,000, there is little the Department of State can do for him because of the precise language of Article III(4) establishing January 19, 1982 as the Tribunal's filing deadline.

Copies of the Department's March 17, 1982 and April 8, 1982 letters to Mr. Raft as well as copies of all Federal Register notices relating to Iranian claims published between April 1, 1981 and July 20, 1981 are enclosed for your information.

Very truly yours,

Michael F. Raboin

Michael F. Raboin
Office of Iranian Claims
Office of the Legal Adviser

Enclosures:
As stated.

1. Registration of Claims of Less Than \$250,000

The Iran-U.S. Claims Tribunal established pursuant to the Claims Settlement Agreement will adjudicate the claims of U.S. nationals against Iran which arise out of debts, contracts, expropriations or other measures affecting property rights. Claimants with claims in the aggregate of \$250,000 or more will represent themselves before the Tribunal; those with claims in the aggregate of less than \$250,000 will be represented by the U.S. Government.

The Department of State previously announced that U.S. nationals with claims against Iran, in the aggregate, of less than \$250,000 were required to register such claims with the Department by May 8, 1981. See Public Notice 749 of April 1, 1981 (46 FR 19893) and supplementary Public Notice 753 of May 4, 1981 (46 FR 25026). The information submitted pursuant to this registration will be used by the Department in seeking to conclude an agreement with Iran for the settlement by lump-sum payment of claims of less than \$250,000.

The Department of State seeks to ensure that all eligible U.S. claimants have the fullest possible opportunity to present their claims against Iran. Accordingly, because the negotiation of an agreed settlement with Iran has not yet begun, the Department has been able to accept the small number of registrations received after May 8, 1981. In view of the timetable now projected for negotiations with Iran, the Department will continue to accept late registrations. Claimants who have not yet registered claims with an aggregate value of less than \$250,000 are urged to do so immediately by contacting the Office of the Legal Adviser of the Department of State by telex (89-2461 or 89-601), telegram or telephone (202) 632-5040. Completed registration forms must be submitted promptly to the Administrator of Iranian Claims, Office of the Legal Adviser, Department of State, Washington, D.C. 20520.

After the settlement negotiations have begun, it will become impossible for the Department to take into account any additional unregistered claims, and claimants who have not registered their claims by that time may be excluded from sharing in the proceeds of a lump-sum settlement and from having their claims presented to the Tribunal. The final deadline, which will be announced in the Federal Register, will not be earlier than July 31, 1981.

2. Procedures Applicable to Settlement of Claims of \$250,000 and More

The Claims Settlement Agreement provides for a six-month period during which the United States and Iran are to promote settlement of claims by the parties directly concerned. The Agreement further states that the settlement period may be extended once for an additional three months at the request of either government. At the request of the Government of Iran, and with the concurrence of the Government of the United States, the settlement period has been extended to October 19, 1981.

Claimants whose claims in the aggregate are \$250,000 or more are referred to Public Notice 753 (46 FR 25026, May 4, 1981) and Public Notice 755 (46 FR 25584, May 7, 1981) concerning procedures applicable to direct settlement of claims. The Department reported in Public Notice 753 a proposal by the Government of Iran that settlement negotiations directly with such claimants should take place in London. Iran has subsequently proposed that such negotiations take place in Vienna, Austria, instead of London, and the Department has concurred in that proposal.

Claims not settled by the parties directly concerned may be formally submitted to the Tribunal beginning on October 20, 1981. The last date on which claims of U.S. nationals may be submitted to the Tribunal is January 19, 1982. As soon as the Tribunal has determined the procedures applicable to the formal submission of statements of claim, the Department will publish an appropriate announcement in the Federal Register.

The Department of State will, in addition, communicate directly by mail with registered claimants on matters of general significance. Claimants who have not registered claims with the aggregate value of \$250,000 or more and who wish to be included in such informational mailings should contact the Administrator of Iranian Claims.

3. Appointment of the Third-Country Members of the U.S. Claims Tribunal

Beginning on May 8, 1981, three arbitrators appointed by the United States met at The Hague with three Iranian arbitrators to appoint the third-country members of the Tribunal. On June 9, they announced their agreement to appoint Justice Gunnar Lagergren of Sweden, Justice Pierre Bellet of France, and Justice Nils Mangard of Sweden as the remaining members of the Tribunal.

His Excellency Justice Lagergren, who has been selected as President of the

Tribunal, is Marshall of the Realm of Sweden and a former President of the Court of Appeal of Western Sweden. He has been President of arbitration tribunals in a number of major public and private international law cases. He is a judge of the European Court of Human Rights at Strasbourg and a Member of the Permanent Court of Arbitration at The Hague. Justice Bellet is a former Chief Justice of the French Supreme Court. He has also been active in international arbitration and is President of the French Committee of Private International Law. Justice Mangard is a Judge of the Court of Appeal of Stockholm, Sweden. He has been the President of international arbitration tribunals in important cases. He is a Member of the International Council for Commercial Arbitration.

The three Members of the Tribunal previously appointed by the United States of America are Howard M. Holtzmann, George H. Aldrich and Richard M. Mosk. The three Members previously appointed by the Islamic Republic of Iran are Mahmoud M. Kashani, Seyyed Hossein Enayat and Shafey Shafeiei.

The Tribunal held its first series of meetings at The Hague beginning July 1 to discuss organizational questions and related matters.

Dated: July 9, 1981.
David P. Stewart,
Administrator of Iranian Claims.
(FR Doc. 81-20615 Filed 7-13-81; 8:45 am)
BILLING CODE 4710-08-M

DEPARTMENT OF STATE

{Public Notice 763}

Claims Against Iran

This notice concerns claims of U.S. nationals against Iran within the scope of the Claims Settlement Agreement of January 19, 1981. Specifically, it addresses (1) the registration with the Department of State of claims of less than \$250,000; (2) the procedures applicable to the settlement of claims of \$250,000 and more; and (3) the appointment of the third-country members of the Iran-U.S. Claims Tribunal.

For further information, contact David P. Stewart, Administrator of Iranian Claims, Office of the Legal Adviser, Department of State, Washington, D.C., 20520. Telephone (202) 632-5040.

DEPARTMENT OF STATE

[Public Notice 749]

**Registration of Claims Against Iran
With the Department of State and
Submission of Claims to the Iran-
United States Claims Tribunal; Time for
Registration**

This notice describes the procedure for registration of claims against Iran with the Department of State and for submission of claims to the Iran-United States Claims Tribunal.

For additional information, contact Peter J. Kirsch, Office of the Legal Adviser, Department of State, Washington, D.C. 20520. Telephone (202) 632-5040.

1. Establishment of the Iran-United States Claims Tribunal

On January 19, 1981, the Government of the United States and the Government of the Islamic Republic of Iran established the Iran-United States Claims Tribunal, which will adjudicate claims of United States nationals against Iran. The seat of the Tribunal will be at The Hague, The Netherlands, or such other place as the United States and Iran may agree. All awards and decisions of the Tribunal will be final and binding. Payment of awards will be made from a security fund to be established in accordance with the terms of the agreement between the United States and Iran of January 19, 1981. Further, such awards will be enforceable against Iran in the courts of any nation in accordance with its laws.

2. Settlement Period

(a) During the period of January 19, 1981 to July 19, 1981, the Department of State will promote the settlement of claims of United States nationals directly by the parties concerned. In addition, during this period the Department of State will seek to conclude an inter-governmental agreement for the settlement, by a lump-sum payment or otherwise, of certain claims against Iran, including particularly claims of less than \$250,000. The settlement period may be extended for an additional three-month period either by the Government of Iran or by the Government of the United States.

(b) At the conclusion of the settlement period, certain claims that have not been settled may be submitted to the Iran-United States Claims Tribunal for binding arbitration. Claimants with claims of \$250,000 and more shall submit their claims to the Tribunal in a form to be specified by the Department of State. Proceedings before the Tribunal regarding these claims shall be

conducted by the claimants. Claimants with claims of less than \$250,000 shall submit their claims to the Department of State, in a form to be specified by the Department, for presentation to the Tribunal by the Agent of the United States. Proceedings before the Tribunal with respect to these claims shall be conducted by the Department of State.

3. Registration of Claims of U.S. Nationals With the Department of State

(a) The Department of State has available a Form, DSP-93, "Registration of Claims of United States Nationals Against Iran." Copies of this form will be mailed directly to all individuals and business who reported their claims to the Department of the Treasury pursuant to its census of claims against Iran and to all those who have previously reported their claims to the Department of State. Copies of the form may also be obtained from the Department of State by writing to the Office of the Legal Adviser, Attn: Iran Claims, Department of State, Washington, D.C. 20520.

(b) Nationals of the United States with claims against Iran that fall within the jurisdiction of the Tribunal and have a total value of less than \$250,000 must register their claims by returning the form, duly completed, by May 8, 1981, to the Office of the Legal Adviser. Failure to register such claims will make it impossible for the Department of State to take them into account in seeking to conclude a lump-sum settlement with Iran of claims in this category. Individuals or businesses who fail to register such claims may not be able to share in the proceeds of such a settlement. In addition, failure to register may preclude the submission of such claims to the Iran-United States Claims Tribunal if there is no such settlement.

(c) Nationals of the United States with claims against Iran that fall within the jurisdiction of the Tribunal and have a total value of \$250,000 or more have the option of registering their claims by returning the form to the Office of the Legal Adviser. Claimants with claims in this category who wish to make use of the assistance that the Department of State may be able to provide in promoting settlement of claims by the parties directly concerned are advised to register their claims. In addition, where a claim in this category arises under a contract that includes a choice-of-forum clause, it is strongly advised that the claimant answer questions 10b (iii) and (iv) even if a decision is made not to complete the other parts of the form.

(d) Claims that (1) are held by individuals or businesses that are not

nationals of the United States, or (2) are not against Iran, or (3) do not otherwise fall within the jurisdiction of the Tribunal should not be registered with the Department of State. Definitions of the relevant terms are set forth below.

4. Manner of Presenting Claims to the Iran-United States Claims Tribunal; Date by Which They Must be Presented

(a) All claims which are to be adjudicated by the Tribunal must be submitted for decision. Registration with the Department of State is not a substitute for such submission. In the event that a claim of less than \$250,000 is not settled through negotiations and therefore must be adjudicated by the Tribunal, claimants shall submit their claims to the Department of State, in an additional form to be specified by the Department, no later than September 1, 1981. Forms for the statement of these claims will be made available by the Department and will be mailed directly to claimants who have registered their claims with the Department as required by this notice. Claims in this category will not be presented to the Tribunal if the Department determines that (1) the claim plainly falls outside the jurisdiction of the Tribunal, or (2) the claim is plainly lacking in merit.

(b) The Department of State will provide further guidance concerning the manner in which claims of \$250,000 and more are to be presented to the Tribunal.

(c) Claims within the jurisdiction of the Tribunal as defined in the Claims Settlement Agreement of January 19, 1981, may not be presented to the Tribunal before the end of the settlement period which is to end on July 19, 1981, unless extended to October 19, 1981, by action of the Government of the United States or the Government of Iran.

(d) Claims may not be presented to the Tribunal after January 19, 1982, or the date which is six months after the date on which the President of the Tribunal is appointed, whichever is later.

5. Claims Within the Jurisdiction of the Tribunal

The Iran-United States Claims Tribunal has jurisdiction under the terms of the Claims Settlement Agreement to decide claims of United States nationals against Iran that arise out of (i) debts, (ii) contracts, (iii) expropriations, or (iv) other measures affecting property rights. The Agreement between the United States and Iran also defines certain claims that are barred. Claims that are barred are those that arise out of events occurring before

January 19, 1981, and concerning (i) the seizure of the U.S. hostages in Iran, (ii) their subsequent detention, (iii) injury to U.S. property or property of U.S. nationals within the U.S. Embassy compound in Tehran after November 3, 1979, and (iv) injury to U.S. nationals or their property "as a result of popular movements in the course of the Islamic Revolution in Iran which were not an act of the Government of Iran." (With reference to this language, the Iranian Assets Control Regulations provide in § 535.334, (31 CFR Part 535) that "an act of the Government of Iran includes any acts ordered, authorized, allowed, approved or ratified by the Government of Iran, its agencies, instrumentalities or controlled entities.") Claims falling within one or more of these four categories of barred claims should not be registered with the Department of State.

6. *Definition of United States National*

For purposes of defining the jurisdiction of the Tribunal, the term "national of the United States" means (a) a natural person who is a citizen of the United States; or (b) a corporation or other legal entity which is organized under the laws of the United States or any of its states or territories, the District of Columbia or the Commonwealth of Puerto Rico, if, collectively, natural persons who are citizens of the United States hold, directly or indirectly, an interest in such corporation or entity equivalent to fifty percent or more of its capital stock.

7. *Applicability of Rule of Continuity of Nationality*

For purposes of defining the jurisdiction of the Tribunal, the term "claims of national of the United States" means claims owned continuously by U.S. nationals, from the date on which the claim arose to the date on which the claims agreement entered into force (January 19, 1981), including claims that are owned indirectly by such nationals through ownership of capital stock or other proprietary interests in juridical persons, provided that the ownership interests of such nationals, collectively, were sufficient at the time the claim arose to control the corporation or other entity, and provided, further, that the corporation or other entity is not itself entitled to bring a claim under the terms of the claims agreement.

8. *Definition of Iran*

For purposes of defining the jurisdiction of the Tribunal, the term "Iran" means the Government of Iran, any political subdivision of Iran, and any agency, instrumentality or entity

controlled by the Government of Iran or any political subdivision thereof.

9. *Applicability of UNCITRAL Rules of Arbitration*

Except as they may be modified in accordance with the Claims Settlement Agreement, the Arbitration Rules of the United Nations Commission on International Trade Law (UNCITRAL) shall apply to the proceedings before the Tribunal.

Gerald M. Rosberg,

Counselor on International Law.

March 27, 1981.

[FR Doc. 81-0807 Filed 3-31-81; 8:45 am]

BILLING CODE 4710-06-M

DEPARTMENT OF STATE

[Public Notice 753]

**Registration of Claims Against Iran:
Negotiations for Settlement of Claims
With Iran**

This notice describes recent developments with regard to procedures for settling claims against Iran and provides further information about registration of claims with the Department of State. This Notice supplements information provided in Public Notice 749 of April 1, 1981 (46 FR 19893).

For additional information, contact Peter J. Kirsch, Office of the Legal Adviser (Iranian Claims), Department of State, Washington, D.C. 20520. Telephone (202) 632-5040.

1. Registration of Claims

In Public Notice 749, the State Department described procedures for registration of claims against Iran. For purposes of deciding whether registration is required, claimants should aggregate the value of all their claims against Iran, regardless of whether the claims concern different transactions or events or run against different Iranian entities. Claimants whose claims against Iran have a total value, when aggregated, of *less than \$250,000* are required to register their claims with the Department on Form DSP-93 no later than May 8, 1981. Claimants whose claims have a total value, when aggregated, of *\$250,000 or more* are advised to register their claims but are *not* required to do so.

Claimants who are *required* to register (those with claims, in the aggregate, of less than \$250,000) but who have not yet received copies of Form DSP-93 should contact the office of the Legal Adviser *immediately* at (202) 632-5040.

2. Negotiations for Settlement of claims

A. Claims of \$250,000 or More

The Department of State has received indication from the Government of the Islamic Republic of Iran that Iran wishes to begin negotiations on an individual basis with claimants whose claims, in the aggregate, total *\$250,000 or more*.

The Department of State has received the following information from the

Government of the Islamic Republic of Iran concerning possible negotiations of claims settlements directly with the parties concerned.

With respect to claims exceeding U.S. dollars 250,000, relevant Iranian organizations are prepared to start negotiations with the U.S. parties concerned. It is suggested that the negotiations be carried out in London. It is of course necessary that the American claimants inform by cable the precise but concise list of their true claims along with evidence (as the foundation of the negotiations to be carried out on the basis of goodwill) to Iranian parties directly involved, as well as to the International Legal and Financial Claims Committee, located at Bank Markazi Iran (Central Bank of Iran). The time and the program of the negotiations will be subsequently notified to the U.S. claimants by the Iranian parties or the said committee.

The Department invites U.S. claimants with claims of 250,000 dollars or more to provide information concerning their claims to the appropriate Iranian authorities insofar as practicable by telex. The Department has urged Iran to designate representatives with authority to negotiate and conclude claims settlements as soon as possible. Bank Markazi Iran has an international telex (RCA) address of 951-212503 with an answerback of MARKAZBANK.

B. Claims of Less Than \$250,000

Claimants with claims, in the aggregate, of less than \$250,000 are required to register their claims with the State Department by May 8, 1981. The United States has agreed to transmit to Iran information about the claims in this category in order to lay the foundation for negotiations on a lump-sum payment to settle claims in this category. For this purpose the Department will draw upon the information supplied by claimants in their Registration of Claims forms filed with the Department. Further information will be provided to these claimants as negotiations proceed.

Claimants who have already registered their claims with the State Department should be receiving an acknowledgement of their registration. This acknowledgement does not constitute a determination as to the validity of the claim.

Gerald M. Rosberg,

Counselor on International Law.

April 29, 1981.

[FR Doc. 81-13423 Filed 5-1-81; 8:45 am]

BILLING CODE 4710-06-M

April 8, 1982

Mr. Ray Raft
MRT Systems Corporation
2975 Wilshire Boulevard
Los Angeles, California 90010

Dear Mr. Raft:

May this acknowledge receipt of your letter of March 30, 1982, and the enclosed DSP-93 claims registration form.

As stated in the Department's March 17, 1982 letter to you, in accordance with Article III(3) of the Claims Settlement Agreement signed at Algiers on January 19, 1981, the United States Government has presented to the Iran-United States Claims Tribunal in The Hague only those claims of U.S. nationals which totalled less than \$250,000 each. Claimants with claims in the aggregate of \$250,000 or more must have filed such claims themselves at the Tribunal on or before January 19, 1982, the last day on which claims of U.S. nationals could be submitted to the Tribunal.

The Department's March 17, 1982 letter also advised you to submit a "late" DSP-93 claims registration form for a claim of less than \$250,000, even though the deadline for filing such a claim at the Tribunal has passed since the Department of State is attempting to negotiate with Iran for a lump-sum settlement of all claims under \$250,000 each. If such a settlement is successfully negotiated, your submission of a "late" claim for less than \$250,000 could have ensured your inclusion in any subsequent filing program which may be established for claimants who missed the original filing deadline.

The DSP-93 claims registration form you submitted along with your March 30, 1982 letter lists an amount far in excess of \$250,000. Accordingly, since the United States Government can only represent claimants whose claims total less than \$250,000, the Department of State will not be able to assign you a "late" registration number or include your claim with the others being held in anticipation of a lump-sum settlement with Iran.

Although you have indicated in your March 30, 1982 letter that a DSP-93 form was completed and filed with the State Department on October 26, 1981, it should be noted that no such claim has ever been received by or registered with the Department of State. Furthermore, a check of Department records

shows that no such claim has ever been registered in the names of MRT Systems Corporation, Farokh Reza Rafatdjah or George C. Halversen. In any case, since the claim is for an amount in excess of \$250,000 it should have been filed directly at the Tribunal in The Hague by the claimant.

You should also be advised that Article VII(2) of the Claims Settlement Agreement requires that, in order to fall within the jurisdiction of the Tribunal, claims of U.S. nationals must have been continuously owned by U.S. citizens from the date the claim arose to the date on which the Agreement entered into effect (January 19, 1981). Since you have stated in the DSP-93 claims registration form submitted along with your March 30, 1982 letter that the subject matter of your claim, real property, was nationalized by the Government of Iran in 1976 and that you were not naturalized as a United States citizen until October 1979, any claim that you might have filed at the Tribunal would apparently fail to meet the continuous ownership requirement of Article VII(2) of the Agreement.

If you have any questions about any of the information contained in this letter or any other matters related to the Iran-U.S. Claims Tribunal, please feel free to call the Office of Iranian Claims at (202) 632-5040.

Very truly yours,

Michael F. Raboin
Attorney-Adviser
Office of Iranian Claims

March 17, 1982

Mr. Ray Raft
MRT Systems Corporation
2975 Wilshire Boulevard
Los Angeles, California 90010

Dear Mr. Raft:

Thank you for your recent letter in which you expressed a desire to file a claim against the Government of Iran.

In accordance with Article III(3) of the Claims Settlement Agreement signed at Algiers on January 19, 1981, claims of U.S. nationals against the Iranian Government totalling less than \$250,000 were to be presented to the Iran-U.S. Claims Tribunal by the U.S. Government rather than by the claimants themselves. To prepare for this submission, and to provide a basis for negotiating a possible agreement with Iran to settle the claims by lump-sum payment, the Department of State announced on April 1, 1981, that all U.S. nationals with such claims were required to register them with the Department.

The initial deadline for registration of small claims was May 8, 1981. Because negotiations on a lump-sum settlement agreement had not yet begun, and because the Department wished to provide the fullest possible opportunity for U.S. nationals to pursue their claims against Iran, the Department subsequently announced that it would continue to accept late registrations until negotiations reached the point where it could no longer take additional claims into account. The deadline was therefore extended to July 31 and again to September 30.

Finally, to ensure that all claims of less than \$250,000 could be prepared for filing with the Tribunal by January 19, 1982, the Department set the final deadline for registering claims at December 1, 1981.

Although the Department's December 1, 1981 deadline for acceptance of DSP-93 claims registration forms of U.S. nationals against Iran has already passed, it is nevertheless advisable for you to fill out and return the enclosed DSP-93 Claims Registration form.

In spite of the fact that the Department will not be able to present your claim to the Tribunal in The Hague and may not be able to include your claim within the terms of the lump-sum settlement agreement the Department is attempting to negotiate

with the Government of Iran with respect to claims of less than \$250,000, there still remains the possibility that a subsequent filing period may be established for claimants who missed the original December 1, 1981 deadline, especially if the Department is successful in negotiating for a lump-sum settlement. Your submission of a claims registration form to this office now would ensure its inclusion in any subsequent filing program and might therefore make you eligible for an award to be paid from the proceeds of the settlement. Accordingly, it is advisable that you fill out and return the enclosed DSP-93 form to this office as quickly as possible.

Very truly yours,

Michael F. Raboin
Attorney-Adviser
Office of Iranian Claims

Enclosures

322362

T H E W H I T E H O U S E O F F I C E

REFERRAL

MARCH 4, 1983

TO: DEPARTMENT OF COMMERCE

ACTION REQUESTED:

DIRECT REPLY, FURNISH INFO COPY

REMARKS: ALSO REFERRED TO DOS

DESCRIPTION OF INCOMING:

ID: 127803

MEDIA: LETTER, DATED JANUARY 2, 1983

TO: PRESIDENT REAGAN

FROM: MS. CAROLYN RAFT
20550 RANCHO SAN JOSE
COVINO CA 91724

SUBJECT: PROBLEMS REGARDING BUSINESS AGREEMENT WITH
IRAN - HAS NOT RECEIVED A RESPONSE TO
PREVIOUS LETTER

PROMPT ACTION IS ESSENTIAL -- IF REQUIRED ACTION HAS NOT BEEN
TAKEN WITHIN 9 WORKING DAYS OF RECEIPT, PLEASE TELEPHONE THE
UNDERSIGNED AT 456-7486.

RETURN CORRESPONDENCE, WORKSHEET AND COPY OF RESPONSE
(OR DRAFT) TO:
AGENCY LIAISON, ROOM 91, THE WHITE HOUSE

SALLY KELLEY
DIRECTOR OF AGENCY LIAISON
PRESIDENTIAL CORRESPONDENCE

115 DEPT OF COMMERCE
OFFICE OF THE
SECRETARY
EXECUTIVE SECRETARIAT
MAR 7 1 48 PM '83

8306230

T H E W H I T E H O U S E O F F I C E

REFERRAL

MARCH 4, 1983

TO: DEPARTMENT OF STATE

ACTION REQUESTED:
DIRECT REPLY, FURNISH INFO COPY

REMARKS: ALSO REFERRED TO DOC

DESCRIPTION OF INCOMING:

ID: 127803

MEDIA: LETTER, DATED JANUARY 2, 1983

TO: PRESIDENT REAGAN

FROM: MS. CAROLYN RAFT
20550 RANCHO SAN JOSE
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SUBJECT: PROBLEMS REGARDING BUSINESS AGREEMENT WITH
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RETURN CORRESPONDENCE, WORKSHEET AND COPY OF RESPONSE
(OR DRAFT) TO:
AGENCY LIAISON, ROOM 91, THE WHITE HOUSE

SALLY KELLEY
DIRECTOR OF AGENCY LIAISON
PRESIDENTIAL CORRESPONDENCE

49
JK,
encl.
Carolyn Raft
20550 Rancho San Jose
Covina, Calif. 91724

127803

Office of President Regan
The White House
Washington D.C. 20515

January 2, 1983

Dear Sir,

I wrote a letter to President Regan on July 10, 1981, which I never received an answer.

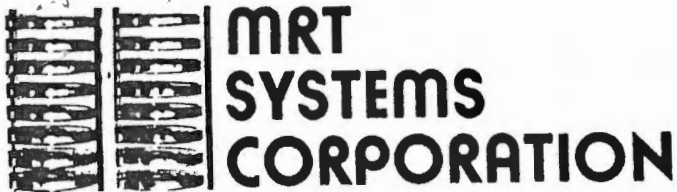
I am enclosing a copy of this letter to you. Hopefully I will receive an answer this time as a citizen I feel I am entitled.

Hope to hear from you soon.

Sincerely,

Carolyn Raft

Carolyn Raft



8306230

2975 Wilshire Blvd. • Los Angeles, California 90010 • Tel. (213) 487-5313 • TLX: 686140 MRT TRADE LSA

July 10, 1981

President Ronald Regan
The President of the United States of America
The White House
Washington D.C. 20515

Dear Mr. President:

You have indicated in the past your strong desire to protect the constitutional rights of Americans. In this regard I find myself in a circumstance that I cannot cope with and feel that I must turn to you for help. Some time ago, the Iranian Government seized two parcels of land (in Iran) that I had received from my parents. This land was valued at \$12,000,000.00 in August 1976. It has become impossible for me to gain any compensation for this property.

In 1976, I entered into an agreement with the Government of Iran whereby I would establish a Division of MRT Systems Corporation (a California corporation owned by my wife and me) in Iran to provide data processing services for Iranian health care providers. This agreement (copy attached) was signed by me and a representative of the Prime Minister of Iran. It includes a provision whereby the Government of Iran would pay me \$12,000,000.00 as settlement for the property taken by it, and I would use \$6,000,000.00 of the settlement to establish the Iranian Division of MRT Systems Corporation.

For slightly over one year, this agreement was being processed by the Government of Iran. In early 1979, after the Shahs departure from the country and the Islamic Government came into power, I tried, unsuccessfully, to settle this matter with the Islamic Government. While Planning a personal visit to Iran to attempt settlement, the United States State Department informed me, as an American citizen, I would face prosecution if I traveled to Iran. After investigation of other possible avenues to obtain payment for my property, I concluded that the only viable alternative was to initiate litigation against the Islamic Government of Iran.

In 1980, I entered into an agreement with Mr. George Halverson, Attorney-at-Law (a copy of this agreement is attached). This resulted in a suit being filed in the Superior Court of the State of California for the County of Los Angeles (copy attached). The Iranian Government was served but did not respond or appear in court. The clerk of the court refused to enter a default judgment against the Islamic Government of Iran. On June 24, 1981, the Honorable Leon Thompson, Judge of the Superior Court likewise refused to enter a default judgment.

Note: Only Iranians could own real property in Iran. His parents, and therefore he must have been Iranian. Most ^{naturalized} Iranians held dual nationality, but held property in Iran as Iranians. If this man renounced his Iranian nationality, he may as a consequence, have lost the property. It could also have been taken in the course of land reform.

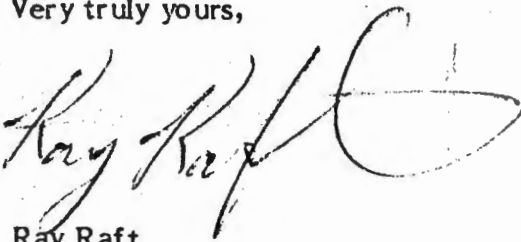
4/80
1/81
revised

Management, Research and Technical Systems

I feel as though I have no course of action available except to ask your assistance in obtaining justice for me. The filing of my case with the International Tribunal is not possible; my financial condition will not permit this. I stand ready to assist and cooperate with any investigation of the situation that may be initiated. I feel certain that there are many others in the United States who feel as I do and who have experienced losses under circumstances similar to mine.

Thank you for your consideration in this matter.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Ray Raft". The signature is written in dark ink and is positioned above the printed name "Ray Raft".

Ray Raft

Enclosures 3

Same letter sent to U.S. Senator Alan Cranston, U.S. Representative Mervyn Dymally, U.S. Representative Julian Dixon and U.S. Representative Henry Waxman

~~140062~~ C11+1-1
L: 140062

U323623

140062 CORRESPONDENCE TRACKING WORKSHEET
INCOMING CORRESPONDENCE DATE 830526 RECEIVED DATE 830601
(PREFIX) (FIRST) (LAST) (SUFFIX)
HONORABLE CHARLOTTE M. ROTHSTEIN
TITLE: MAYOR

PAGE 001

140062
0071

ORGANIZATION: CITY OF OAK PARK
STREET: 13600 OAK PARK BOULEVARD

CITY: OAK PARK STATE: MI ZIP: 48237
COUNTRY:

SUBJECT: URGES THE PRESIDENT TO WORK TO HALT THE
INHUMANE AND UNJUST TREATMENT OF BAHAI'S
IN IRAN

OFFICE ACTION CODE TRACKING DATE
ASK ORG 830601 C 830630¹⁰

OFF NAME: PRESIDENT REAGAN MEDIA: L OPID: LW TYPE: IBA
REMARKS:

REPORT MI INDIV: USER:
DOS R 830706¹⁰ A 830713 PY



UNCLASSIFIED
(Classification)

DEPARTMENT OF STATE
EXECUTIVE SECRETARIAT
TRANSMITTAL FORM

S/S 8320623

Date August 23, 1983

For: Mr. William P. Clark
National Security Council
The White House

Reference:

To: The President From: Charlotte M. Rothstein

Date: May 26, 1983 Subject: Urges the President to work to halt the inhumane and unjust treatment of Baha'is in Iran

WH Referral Dated: July 6, 1983 NSC ID# 140062
(if any)

 The attached item was sent directly to the Department of State.

Action Taken:

- A draft reply is attached.
- A draft reply will be forwarded.
- A translation is attached.
- X An information copy of a direct reply is attached.
- We believe no response is necessary for the reason cited below.
- The Department of State has no objection to the proposed travel.
- Other.

Remarks:

Charles Hill
Charles Hill
Executive Secretary

UNCLASSIFIED
(Classification)

UNCLASSIFIED

UNCLASSIFIED



DEPARTMENT OF STATE

Washington, D.C. 20520

July 13, 1983

The Honorable Charlotte M. Rothstein
Mayor, City of Oak Park
13600 Oak Park Boulevard
Oak Park, MI 48237

Dear Mayor Rothstein:

Your letter of May 26, 1983 addressed to President Reagan regarding the Baha'is who reside in Iran was referred to the Department of State for reply.

Please be assured that both President Reagan and the Department of State share your concern about the plight of the Baha'is in Iran. President Reagan issued a statement on May 23, 1983 condemning Iran's treatment of its Baha'is, a copy of which is attached for your information. Actions taken by the Department are as follows:

The Department of State is very much aware of the Khomeini regime's persecution of Iranian Baha'is and has documented its abhorrence of this flagrant violation of human rights and international standards of decency in annual human rights reports to the Congress as well as in official statements by Department spokesmen. The Voice of America regularly carries items about the persecution of the Baha'is in its Farsi language broadcasts. In addition, the U.S. Government works with allies and other friendly countries in international fora to focus attention on this problem, to support involvement of the U.N. Secretary General in attempts to alleviate this and other problems, and, to the extent possible, to bring international pressure to bear on the Iranian authorities.

Steps taken to call international attention to this matter include the following:

-- September, 1980. The U.S. supported a resolution passed by the U.N. Human Rights Commission (UNHRC) Sub-commission on Prevention of Discrimination and Protection of Minorities, which expressed profound concern for the safety of the Baha'is in Iran and requested the U.N. Secretary

General to transmit that concern to the Iranian authorities and invite the Iranians to grant full protection of fundamental rights and freedoms to the Baha'i community and to protect the life and liberty of the members of the Baha'i community.

-- September, 1981. The U.S. supported a resolution passed by the same UNHRC Sub-commission, which noted the "systematic persecution of the Baha'is in Iran" including torture, disappearances, murder, kidnappings and other abuses, stated that the Sub-commission was convinced such treatment "is motivated by religious intolerance and a desire to eliminate the Baha'is' faith from the land of its birth", expressed "profound concern for the perilous situation facing this religious community", urged the U.N. Secretary General to continue to make representations to the Iranian authorities, and requested that he prepare material for consideration by the session of the UNHRC which would begin in February, 1982.

-- October, 1981. U.S. Alternate Delegate to the UNGA, Richard Schifter, made a speech to the Third Committee in which he called attention to the plight of the Baha'is in Iran and to the "systematic effort to eradicate their faith", giving details of the persecution.

-- December, 1981. A Department of State press statement denounced the arrest and execution of members of the Baha'i National Spiritual Assembly and called attention to the pattern of suppression into which these "despicable acts" fit.

-- March, 1982. The U.S. supported a resolution passed by the full UNHRC, which referred to the October, 1981 Sub-commission resolution and the Secretary General's report; expressed its deep concern at the continuing reports about grave violations of human rights and fundamental freedoms in Iran; urged the Iranian government to respect the provisions of the International Covenant on Civil and Political Rights; requested the Secretary General to establish direct contacts with the Iranian authorities, to continue his efforts to insure that the Baha'is are guaranteed full enjoyment of their human rights and fundamental freedoms, and to submit a report on the human rights situation in Iran to the next session of the UNHRC; and kept the situation in Iran on the UNHCR's agenda for the 1983 session.

-- March, 1983. The U.S. supported a similar resolution, passed on March 8 by the full UNHRC, expressing the violations of human rights and fundamental freedoms in Iran"; urging the Iranian government to respect the provisions of the International Covenant on Civil and Political Rights; requesting the U.N. Secretary General "to continue efforts to establish direct contacts with the government of Iran on the grave human rights situation prevailing in that country, including the deteriorating situation of the Baha'is and taking into account the findings of the special rapporteur on the questions relating to summary or arbitrary executions"; requesting the Secretary General to submit "a comprehensive report including conclusions and recommendations" to the UNHRC; requesting the cooperation of the Iranian government with the Secretary General; and placing the human rights situation in Iran on the agenda of the UNHRC's 1984 session. The U.S. representative, in supporting this resolution, expressed our dismay over the condemnation to death of 22 Baha'is in Shiraz.

March, 1983. Assistant Secretary for Human Rights, Elliot Abrams in remarks to the House Subcommittee on Human Rights and International Organizations expressed the Department's dismay and alarm over reports of the death sentences of 22 Baha'is handed down by a Shiraz court.

May, 1983. President Reagan issued a statement asking world leaders to join him in condemning Iran for its persecution of Baha'is.

I hope you have found the above useful.

Sincerely,

Jayne H. Plank
Director, Intergovernmental Affairs
Office of Legislative and
Intergovernmental Affairs

4375023

THE WHITE HOUSE OFFICE

REFERRAL

JULY 6, 1983

TO: DEPARTMENT OF STATE

ACTION REQUESTED:

DIRECT REPLY, FURNISH INFO COPY

DESCRIPTION OF INCOMING:

ID: 140062

MEDIA: LETTER, DATED MAY 26, 1983

TO: PRESIDENT REAGAN

FROM: THE HONORABLE CHARLOTTE M. ROTHSTEIN
MAYOR
CITY OF OAK PARK
13600 OAK PARK BOULEVARD
OAK PARK MI 48237

SUBJECT: URGES THE PRESIDENT TO WORK TO HALT THE
INHUMANE AND UNJUST TREATMENT OF BAHAI'S
IN IRAN

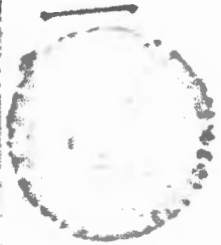
PROMPT ACTION IS ESSENTIAL -- IF REQUIRED ACTION HAS NOT BEEN
TAKEN WITHIN 9 WORKING DAYS OF RECEIPT, PLEASE TELEPHONE THE
UNDERSIGNED AT 456-7486.

RETURN CORRESPONDENCE, WORKSHEET AND COPY OF RESPONSE
(OR DRAFT) TO:
AGENCY LIAISON, ROOM 91, THE WHITE HOUSE

SALLY KELLEY
DIRECTOR OF AGENCY LIAISON
PRESIDENTIAL CORRESPONDENCE

032523

111162



CITY OF OAK PARK

"The City With A Future"
13000 Oak Park Boulevard
Oak Park, Michigan 48237
Telephone: (313) 547-1331

May 26, 1983

Mayer
Charlotte M. Rothstein
Mayer Pro Tem
Gerald E. Natuly
Council
Marshall C. Disher
Arthur Frohlich
Louis Demas
City Manager
Aaron Marsh
City Clerk
Shirley M. Pinson

Mr. Ronald Reagan
President of the United States
The White House
1300 Pennsylvania Avenue
Washington, D. C.

Dear Mr. President:

I have just been made aware by the members of the Baha'is Spiritual Assembly in the City of Oak Park, of the terrible and relentless persecution of the members of the faith who reside in Iran.

Baha'is in Iran have experienced incredible violations of their human rights in recent years. Hundreds are in prison, all Baha'is properties and holy places have been confiscated, thousands of Baha'is have been dismissed from their jobs, children removed from schools and hundreds of their homes and businesses have been burned or looted. The most terrible injustice of all, is the fact that 140 prominent Baha'is have been charged with "heresy" and executed. These are not isolated incidents by a small group of Iranian radicals, but an officially sanctioned campaign of terror and destruction.

It is time for the United States to lead the world in a public outcry against this inhuman treatment of the Baha'is as we have led the cry against this type of tyranny and aggression in the past.

I strongly urge you to lend the Baha'is your full support; and demand, in any peaceful way possible and through whatever international channels possible, an immediate halt to this inhumane and grossly unjust treatment of Baha'is in Iran.

Thank you for your kind attention to this critical situation. Those of us in America should stand-up and be counted when others are so persecuted.

Sincerely yours,

Charlotte M. Rothstein, Mayor

C 0 0 7 1

WHITE HOUSE STAFFING MEMORANDUM
OFFICE OF PUBLIC LIAISON

8321079

DATE: JUN 2 1983 ACTION/CONCURRENCE/COMMENT DUE BY: _____

SUBJECT: Stu to Pres re: persecution
in Iran

	ACTION	FYI		ACTION	FYI
WHITTLESEY	<input type="checkbox"/>	<input type="checkbox"/>	TILLER	<input type="checkbox"/>	<input type="checkbox"/>
VIPOND	<input type="checkbox"/>	<input type="checkbox"/>	VILA	<input type="checkbox"/>	<input type="checkbox"/>
ROUSSELOT	<input type="checkbox"/>	<input type="checkbox"/>	GRAF	<input type="checkbox"/>	<input type="checkbox"/>
BLACKWELL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SUNDSETH	<input type="checkbox"/>	<input type="checkbox"/>
BUCKALEW	<input type="checkbox"/>	<input type="checkbox"/>	MORECI	<input type="checkbox"/>	<input type="checkbox"/>
GALE	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
JACOBI	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>
JEPSEN	<input type="checkbox"/>	<input type="checkbox"/>	_____	<input type="checkbox"/>	<input type="checkbox"/>

REMARKS:

RESPONSE:



~~UNCLASSIFIED~~
(Classification)

DEPARTMENT OF STATE
EXECUTIVE SECRETARIAT
TRANSMITTAL FORM

S/S 8321079

Date July 25, 1983

For: Mr. William P. Clark
National Security Council
The White House

Reference:

To: The President From: Miss June Willenz

Date: 19 May 83 Subject: Baha'is

WH Referral Dated: July 11, 1983 NSC ID# 140098
(if any)

 The attached item was sent directly to the
Department of State.

Action Taken:

 A draft reply is attached.

 A draft reply will be forwarded.

 A translation is attached.

 X An information copy of a direct reply is attached.

 We believe no response is necessary for the reason
cited below.

 The Department of State has no objection to the
proposed travel.

 Other.

Remarks:

Lawrence A. Tolson
for Charles Hill
Executive Secretary

UNCLASSIFIED
(Classification)



DEPARTMENT OF STATE

Washington, D.C. 20520

July 19, 1983

Miss June A. Willenz
Executive Director
American Veterans Committee
Suite 930
1346 Connecticut Avenue, N.W.
Washington, D.C. 20036

Dear Miss Willenz:

Your letter of May 19, 1983 addressed to President Reagan regarding persecution of Baha'is in Iran was referred to the Department of State for reply.

Please be assured that both the Department of State and the President share your concerns about Iran's Baha'is and deplore the government's treatment of them. President Reagan's May 23, 1983 statement, the text of which is attached for your information, called attention to this abuse of human rights and asked that other world leaders join him in condemning it.

Sincerely,

A handwritten signature in cursive script that reads "Ralph E. Lindstrom".

Ralph E. Lindstrom
Director
Office of Iranian Affairs

Attachment: President's statement.

MESSAGE BY THE PRESIDENT

America and the world are increasingly alarmed and dismayed at the persecution and severe repression of the Baha'is in Iran. Recently we have learned that the Government of Iran has sentenced 22 prominent members of the Baha'i faith to death. This is in addition to the more than 130 who have been killed since the beginning of the revolution in Iran, including one man executed January 1, 1983, and three hanged in Shiraz on March 12, 1983.

These individuals are not guilty of any political offense or crime, they have not plotted the overthrow of the regime, and they are not responsible for the deaths of anyone. They only wish to live according to the dictates of their own consciences. I strongly urge other world leaders to join me in an appeal to the Ayatollah Khomeini and the rest of Iran's leadership not to implement the sentences that have been pronounced on these innocent people. Sparing their lives would be a step forward for Iran and the world community.

May 22, 1983.

8321079

T H E W H I T E H O U S E O F F I C E

REFERRAL

JULY 11, 1983

TO: DEPARTMENT OF STATE

ACTION REQUESTED:
APPROPRIATE ACTION

DESCRIPTION OF INCOMING:

ID: 140098
MEDIA: LETTER, DATED MAY 19, 1983
TO: PRESIDENT REAGAN
FROM: MISS JUNE A. WILLENZ
EXECUTIVE DIRECTOR
AMERICAN VETERANS COMMITTEE
SUITE 930
1346 CONNECTICUT AVENUE, NW
WASHINGTON DC 20036

SUBJECT: URGES THE PRESIDENT TO INFLUENCE THE IRANIAN
GOVERNMENT TO CEASE IN THE PERSECUTION AND
MURDER OF THE BAHAIS

PROMPT ACTION IS ESSENTIAL -- IF REQUIRED ACTION HAS NOT BEEN
TAKEN WITHIN 9 WORKING DAYS OF RECEIPT, PLEASE TELEPHONE THE
UNDERSIGNED AT 456-7486.

RETURN CORRESPONDENCE, WORKSHEET AND COPY OF RESPONSE
(OR DRAFT) TO:
AGENCY LIAISON, ROOM 91, THE WHITE HOUSE

SALLY KELLEY
DIRECTOR OF AGENCY LIAISON
PRESIDENTIAL CORRESPONDENCE

*Received in 5/5-I
7/11 at 11:44 AM (27)*

#140098

AMERICAN VETERANS COMMITTEE

"CITIZENS FIRST, VETERANS SECOND"

8321079

NATIONAL OFFICE • 1346 CONNECTICUT AVENUE, N.W., SUITE 930, WASHINGTON, D.C. 20036 • 202-293-4890

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Deputy VAWS Representative
Cortez Stokes
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Irving Bakal
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Telford Taylor
Cong. Frank Thompson, Jr.
Judge William S. Thompson
Hon. Franklin H. Williams
Hon. G. Mennen Williams
Sen. Harrison A. Williams
Hon. Ralph Yarborough
Adam Yarmolinsky
Cong. Sidney R. Yates
Hon. Stephen M. Young

May 19, 1983

President Ronald Reagan
The White House
Washington, D.C.

Dear Mr. President:

The American Veterans Committee has been horrified by the persecution of Bahais by the Khomeini Government in Iran. The murder of hundreds of Bahais, simply for practicing their faith, is a gross violation of human rights. It is incumbent upon us not to turn our backs on this form of genocide taking place today.

At the Spring meeting of our National Board, AVC passed a resolution condemning the persecution of the Bahais by the Iranian Government. We urge you to use your position in influencing the Iranian Government to cease in the persecution and murder of the Bahais.

Sincerely,

June A. Willenz
June A. Willenz
Executive Director

To achieve a more democratic and prosperous America and a more stable World

Medas

ID: 146047 CORRESPONDENCE TRACKING WORKSHEET
INCOMING CORRESPONDENCE DATE 830613 RECEIVED DATE 830616
(PREFIX) (FIRST) (LAST) (SUFFIX)
THE HONORABLE TERRY E. BRANSTAD
TITLE: GOVERNOR

146047
C0071

ORGANIZATION: STATE OF IOWA

STREET:

CITY: DES MOINES

STATE: IA ZIP: 50319

COUNTRY:

SUBJECT: EXPRESSES APPRECIATION FOR CONDEMNING THE
PERSECUTION & MURDER OF SOME MEMBERS OF THE
BAHAI FAITH IN IRAN

AGY/OFF ACTION CODE TRACKING DATE
IAMEDA ORG 830616

JM A 83/06/22 OS

STAFF NAME: PRESIDENT REAGAN
COMMENTS:

MEDIA: L OPID: LW TYPE: IBA

CODES: REPORT IA INDIV: 2110

USER:

✓ OPD A 830625 OS C 83 06 28 OS

June 22, 1983

Dear Governor Branstad:

On behalf of the President, I would like to thank you for your recent letter regarding the situation facing members of the Bahia faith in Iran.

Please know that your comments have been brought to the personal attention of the President. In addition, I have forwarded a copy of your letter to appropriate White House officials for their consideration.

We appreciate your contacting the Administration about this matter.

Sincerely

James E. Medas
Special Assistant to the President
for Intergovernmental Affairs

The Honorable Terry Branstad
Governor of Iowa
State Capitol
Des Moines, Iowa 50319

BCC: Medas, OPD

5
Jim
Medas

#146047



OFFICE OF THE GOVERNOR

STATE CAPITOL
DES MOINES, IOWA 50319
515 281-5211

TERRY E. BRANSTAD
GOVERNOR

June 13, 1983

The Honorable Ronald Reagan
President
The White House
Washington, D.C. 20522

Dear Mr. President:

RE: Persecution of Bahai's in Iran

I want to commend you for condemning the persecution and murder of some members of the Bahai faith. Your recent comments on the issue appeared in the Des Moines Register, May 23, 1983. I believe that this ongoing tragedy which the Bahai community is suffering in Iran is a story that has not been told rigorously and often enough.

It may interest you to know that there are over 400 Bahais in Iowa, and 12 Iowa towns have local spiritual assemblies. Here in Des Moines, we have over 60 Bahais, 30 of whom are refugees from the harsh conditions in Cambodia.

Once again, I thank you for speaking out on behalf of Bahai's. I share your deep concern over the fate of Bahai's in Iran.

Respectfully,

Terry E. Branstad
Governor

TEB/nbc

155062

4020

4090

C0071

Rm030

HU

June 23, 1983

Ahmad BASHIR

MEMORANDUM

NATIONAL SECURITY COUNCIL

INFORMATION

MEMORANDUM FOR ROBERT M. KIMMITT

FROM: PATRICK A. PUTIGNANO *A*

SUBJECT: Persecution ^{of the} Baha'i Community in Iran

The recent hanging of 16 Baha'i in Iran provokes justifiable outrage. However, any effort on our part is likely to be counter-productive. Khomeini said that the President's message on their behalf was proof of their guilt. Any further action on our part will make life more difficult for the Baha'i. I recommend that we do nothing.

Geoffrey Kemp is inclined to help, if possible, but I think that it is not.

Attachment

Tab A Incoming correspondence

NSC 3-4020

NATIONAL SECURITY COUNCIL

6/25

TO: ROBERT KIMMITT
FROM: PAT PUTIGNANO
RE: PERSECUTION OF THE BAHAI
COMMUNITY IN IRAN

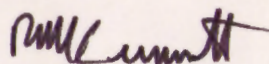
The desk officer at
State, Dick Higgins,
concur with this
recommendation.



6.27.83

→ NSC/S

Close out NFAE



4020

NATIONAL SECURITY COUNCIL

6.23.83

Pat --

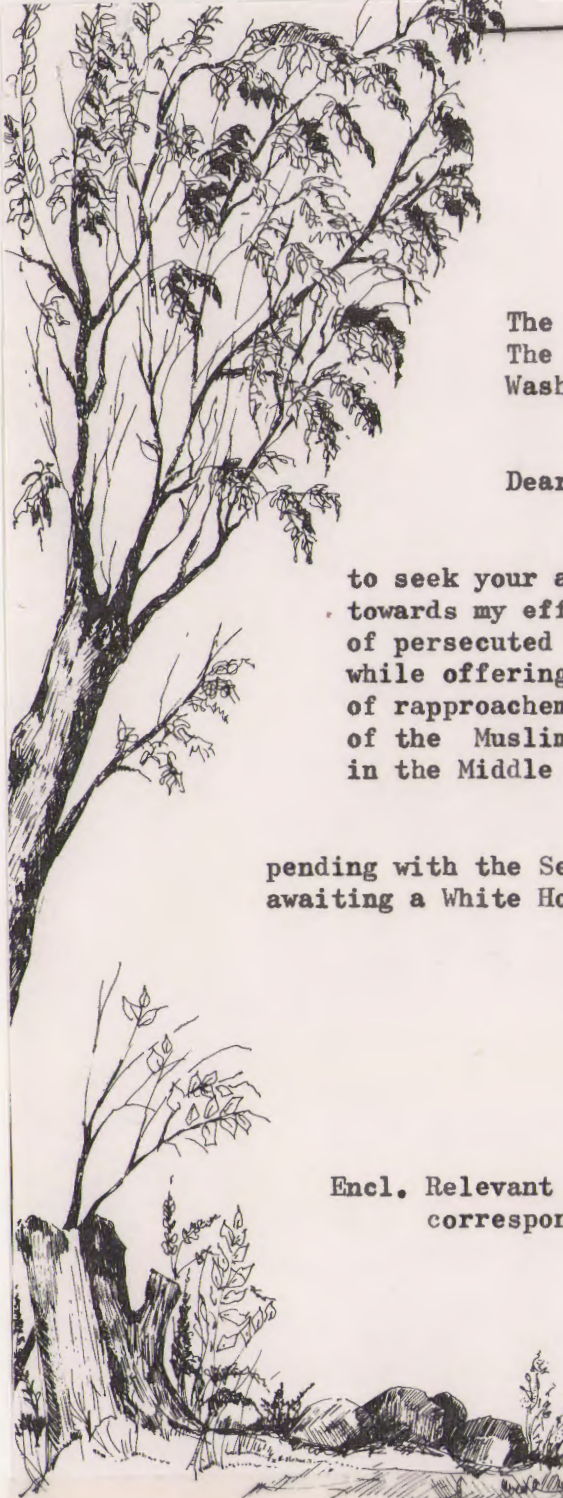
I am inclined to agree with you. To be safe, however, let's prepare a Kennett → Hall asking State to do a direct reply.

Bob Kennett

PAI

look into this issue, I am
all for helping the Bahians
if at all possible. Check
with UN/State people..

Sam



602 Sawyer Ter.
408
Madison WI 53705

June 7, 1983

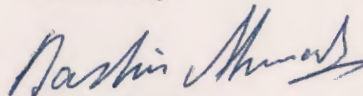
The National Security Council
The White House
Washington D. C. 20500

Dear Sirs:

I have the honor
to seek your approval to U.N. Credentials
towards my efforts in securing safety
of persecuted Baha'i Community in Iran
while offering my services in pursuit
of rapprochement among the leaders
of the Muslim World and the Israelis
in the Middle East Crisis.

Above request is
pending with the Secretary General of the U.N.
awaiting a White House decision,

Sincerely



Bashir Ahmad
Consultant on U.N.
Roster.

Encl. Relevant
correspondence.

SCORE[®]

SERVICE CORPS OF RETIRED EXECUTIVES
Sponsored by U.S. Small Business Administration

Bashir Ahmad
B.Sc., C.E., M.S., I.E.S.C., UNDP.

Res.:
602 Sawyer Terrace, #408
Madison, WI 53705
Phone: (608) 238-4153

Office:
615 E. Washington Avenue
Second Floor
Madison, WI 53703
Phone: (608) 264-5117

June 6, 1983
1507 Morrison Street
Madison, Wisconsin 53703

National Baha'i Assembly
536 Sheridan Road
Wilmette, Illinois 60091

Dear Friends,

This morning I met with Mr. Bashir Ahmad, a Pakistani Muslim who has made his home in the United States for the past sixteen years. Mr. Ahmad is a man of faith and prayer who has known of the Baha'i Faith for many years. He believes in the necessity of tolerance to all religions, and would like to play some role in the alleviation of the plight of our Iranian Baha'is.

It was for this reason that he asked to meet me, and offered his direct intervention by traveling to Iran to talk with the Khomeini regime. His intentions are best explained by the enclosed letter to the editor entitled "Kurt Waldheim will be missed". He feels that as a Muslim he has something unique to offer, and is willing to perform that service for the suffering Baha'is.

I did explain that all efforts of "men of good will" are welcome and appreciated. Mr. Ahmad, however, would like to be sponsored or appointed for this role through the United Nations, if possible, as he already holds the status of "technical assistance expert" with that organization. It is his hope that with the recent attention our national leaders have paid to the plight of the Iranian Baha'is, the time may be right to request them to authorize his mission.

Mr. Ahmad, as described in enclosed reprints, has been in direct touch with the U.S. and Iranian governments on the hostage issue. These materials are sent to furnish further background on Mr. Ahmad's talents and accomplishments.

I am forwarding this request of Mr. Ahmad directly to the National Spiritual Assembly, as this is a matter of international scope. I have not consulted with the Madison Assembly prior to this letter.

It is Mr. Ahmad's hope that he may have an early reply. He is also willing to meet with the National Assembly if this would be useful to you. Mr. Ahmad's address is attached, should you wish to contact him directly.

With deep appreciation for your prompt attention,

and warmest Baha'i love,

Paul Jacobi

CC: Mr. Bashir Ahmad
Enclosures
PJ/ej

EXECUTIVE OFFICE OF THE SECRETARY GENERAL
CABINET DU SECRETAIRE GENERAL

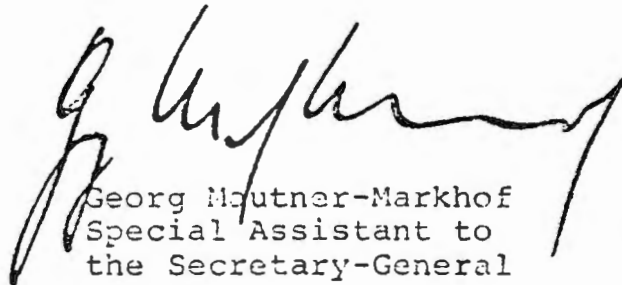
REFERENCE

17 December 1980

Dear Mr. Ahmad,

Thank you for your letter of 8 December 1980. Your interest in assisting in the resolution of the crisis in the relations between Iran and the United States, as well as your concern with the situation in the Middle East, is certainly appreciated. However, it would perhaps be more appropriate if you were to pursue your ideas with the parties directly concerned.

Yours sincerely,



Georg Mautner-Markhof
Special Assistant to
the Secretary-General

Mr. Bashir Ahmad
1042 Applegate Drive
San Antonio, Texas 78230

RECEIVED 10 JUN 83 15

TO CLARK

FROM AHMAD, BASHIR

DOCDATE 07 JUN 83

KEYWORDS: IRAN

UN

JACOBI, PAUL

HUMAN RIGHTS

MOUTNER-MARKHOF, G

SUBJECT: REQUESTS WH APPROVAL TO UN CREDENTIALS RE EFFORTS TO SECURE SAFETY OF PERSECUTED BAHA'I COMMUNITY IN IRAN

ACTION: ANY ACTION NECESSARY

DUE: 14 JUN 83 STATUS S FILES

FOR ACTION

FOR CONCURRENCE

FOR INFO

KEMP

FROM:

BAILEY

RAYMOND

DUR

TO:

*What can we lose?
See what Jeanne thinks
N-*

COMMENTS

REF#

LOG

NSCIFID

(N /)

ACTION OFFICER (S) ASSIGNED ACTION REQUIRED DUE COPIES TO

Putignano S 6/24 For further Action 6/27

C 6/27 Close Out per Kimball TT

DISPATCH

W/ATTCH FILE *WJ* (C) *WJ*

157131
C0071

00

ID: 157131 CORRESPONDENCE TRACKING WORKSHEET PAGE D01
INCOMING CORRESPONDENCE DATE 830804 RECEIVED DATE 830808
(PREFIX) (FIRST) (LAST) (SUFFIX)
THE HONORABLE TOM GAGLIANO
TITLE: STATE SENATOR

ORGANIZATION: NEW JERSEY STATE SENATE
STREET: 1090 BROADWAY

CITY: WEST LONG BRANCH STATE: NJ ZIP: 07764
COUNTRY:

SUBJECT: WRITES ON BEHALF OF MR. AND MRS. JOHN J. MCLAUGHLIN, REQUESTS ASSISTANCE REGARDING CLAIM MADE TO THE ISLAMIC REPUBLIC OF IRAN

AGY/OFF ACTION CODE TRACKING DATE
IAGLEA ORG 830808 RG A 830815

STAFF NAME: PRESIDENT REAGAN MEDIA: L OPID: LW TYPE: IBA
COMMENTS:

CODES: REPORT IA INDIV: 2200 USER:

IA 012A
Justice - R-83-08-18

A-BG-83-45
C 83/08/57
(see att mate)



U.S. Department of Justice
Office of the Deputy Attorney General
Executive Secretariat

Sally:

See note from
Civil Division.

Mary Louisa
8/30/83

DEPARTMENT OF JUSTICE

INTERNAL ROUTING-ACTION SLIP

TO	ROUTING SYMBOL OR BLDG. ROOM	NAME-TITLE-ORGANIZATION
		Mary Louise Newman Executive Secretary Room 4416, Main Justice
		Re: WH referral from State Senator Tom Gagliano concerning a letter from Mrs. and Mrs. McLaughlin/claim to Iran
		According to the documents attached to Sen. Gagliano's inquiry, this had been referred to the State Department as well. A check by one of the Civil Division attorneys found that Mike Raboin at State Department answered the Senator's letter last week. Since the State Department, not Justice, is handling the Iranian claims matter, our attorneys do not feel it necessary or appropriate to respond further to Senator Gagliano. Therefore, I have advised Agency Liaison at the White House of this information and am returning the attached to you for forwarding to the WH.

- | | | |
|---|----------------------------------|---|
| <input type="checkbox"/> RECOMMENDATION-COMMENT | <input type="checkbox"/> LOG | <input type="checkbox"/> NECESSARY ACTION |
| <input type="checkbox"/> SEE REMARKS ON REVERSE | <input type="checkbox"/> FILE | <input type="checkbox"/> COORDINATE |
| <input type="checkbox"/> MAKE COPIES (NO.) | <input type="checkbox"/> SEE ME | <input type="checkbox"/> AS REQUESTED |
| <input type="checkbox"/> RETURN (BY) | <input type="checkbox"/> CALL ME | <input type="checkbox"/> INFORMATION |

FROM Karen Smagala Hendrick	BLDG. Todd	ROOM 515
Civil/Communications	PHONE 724-7888	DATE 8/29/83

6023

T H E W H I T E H O U S E O F F I C E

REFERRAL

AUGUST 18, 1983

TO: DEPARTMENT OF JUSTICE

ACTION REQUESTED:
DIRECT REPLY, FURNISH INFO COPY

DESCRIPTION OF INCOMING:

ID: 157131
MEDIA: LETTER, DATED AUGUST 4, 1983
TO: PRESIDENT REAGAN
FROM: THE HONORABLE TOM GAGLIANO
STATE SENATOR
NEW JERSEY STATE SENATE
1090 BROADWAY
WEST LONG BRANCH NJ 07764

RECEIVED
DEPT. OF JUSTICE
AUG 19 10 30 AM '83
EXECUTIVE SECRETARIAT
OFFICE OF THE
DEPUTY ATTORNEY
GENERAL

SUBJECT: WRITES ON BEHALF OF MR. AND MRS. JOHN J. MCLAUGHLIN, REQUESTS ASSISTANCE REGARDING CLAIM MADE TO THE ISLAMIC REPUBLIC OF IRAN

PROMPT ACTION IS ESSENTIAL -- IF REQUIRED ACTION HAS NOT BEEN TAKEN WITHIN 9 WORKING DAYS OF RECEIPT, PLEASE TELEPHONE THE UNDERSIGNED AT 456-7486.

RETURN CORRESPONDENCE, WORKSHEET AND COPY OF RESPONSE (OR DRAFT) TO:
AGENCY LIAISON, ROOM 91, THE WHITE HOUSE

SALLY KELLEY
DIRECTOR OF AGENCY LIAISON
PRESIDENTIAL CORRESPONDENCE

August 15, 1983

Dear Senator Gagliano:

On behalf of the President, I would like to thank you for your recent letter on behalf of your constituents, Mr. and Mrs. John J. McLaughlin regarding their claim which is being made to the Islamic Republic of Iran.

Please be advised that I have forwarded a copy of your letter to the proper officials at the U.S. Department of State for their consideration.

*Mike Reborn
(state)*

We appreciate your contacting the Administration about this matter.

Sincerely,

Robert R. Gleason, Jr.
Special Assistant to the
President for
Intergovernmental Affairs

The Honorable Tom Gagliano
New Jersey State Senate
1090 Broadway
West Long Branch, New Jersey 07764

2200

#157131



NEW JERSEY SENATE

37

S. THOMAS GAGLIANO

ASSISTANT MINORITY LEADER

SENATOR, 12TH DISTRICT

1090 BROADWAY

WEST LONG BRANCH, N.J. 07764

201-870-6611

12TH DISTRICT

LEGISLATIVE OFFICES

31 WEST MAIN STREET

FREEHOLD, N.J. 07728

August 4, 1983

B. Gagliano

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

Dear Mr. President:

I am writing to request your help concerning a matter that concerns about 3,000 American citizens, including a resident of my district, Mr. and Mrs. John J. McLaughlin of Rumson, New Jersey. These are people who were in Iran at the time of the revolution of 1978-79.

Mr. McLaughlin's contract for work with the Government of Iran through Bell Helicopter International was cancelled. This of course led to financial loss and family disruption. Mr. McLaughlin submitted a claim via the State Department for breach of contract and personal property losses against the Islamic Republic of Iran in July 1981.

He submitted additional documentation in September 1982. Although claims made by some of the large multinational banks were settled, thus far the smaller claims by individuals have not been settled.

Mr. and Mrs. McLaughlin and many other Americans would feel most gratified, Mr. President, if this matter could be quickly put to rest and the claims paid in an equitable manner.

Thank you for your consideration.

Sincerely,

S. Thomas Gagliano
Senator

STG:ma