

WITHDRAWAL SHEET

Ronald Reagan Library

Collection: Cicconi, James W.: Files

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File Folder: ~~Cicconi~~ Memos, Jul - Dec 1982 [2 of 7]
Cicconi ~~OA-10793~~ Box 1

Date: 2/18/98

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
1. memo	JW Cicconi to Helene Von Damm re Benjamin Frank, 1p.	9/4/82	<i>pg open</i> <i>(17) 10/19/00</i>

RESTRICTION CODES

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

- P-1 National security classified information [(a)(1) of the PRA].
 - P-2 Relating to appointment to Federal office [(a)(2) of the PRA].
 - P-3 Release would violate a Federal statute [(a)(3) of the PRA].
 - P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA].
 - P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA].
 - P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA].
- C. Closed in accordance with restrictions contained in donor's deed of gift.

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

- F-1 National security classified information [(b)(1) of the FOIA].
- F-2 Release could disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA].
- F-3 Release would violate a Federal statute [(b)(3) of the FOIA].
- F-4 Release would disclose trade secrets or confidential commercial or financial information [(b)(4) of the FOIA].
- F-6 Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA].
- F-7 Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA].
- F-8 Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA].
- F-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA].

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THE WHITE HOUSE

WASHINGTON

August 6, 1982

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi 
SUBJECT: Judicial Meeting

At yesterday's judicial meeting, the following key decisions were made:

1. 7th Circuit: The decision was reaffirmed to leave this on hold until after the election. Meese and Justice oppose naming Flaum, and Meese suggested that if the heat continues to build on this, we have the option of taking it to the President. It is unlikely Flaum will be named to this seat, but at least we will not embarrass Thompson by naming someone else before the election. I have kept Rich Williamson informed on the details.
2. Court of Claims: Decision was made to go with Sherm Unger instead of former Congressman Harvey.
3. 8th Circuit: Decision was made to go with Fagg instead of Donielson. Senator Jepsen will apparently go along with this in return for a chance to bring Governor Ray in to speak with the President.
4. Ohio District Judgeship: Decision was made to proceed with Dowd's nomination, and to keep pressing for a woman to fill the other vacancy (instead of Bell, the delegation's choice). Meese suggested that we ask Betty Murphy if she is interested; if not, we should look for other qualified women. Alice Batchelder, who was being pushed by a few Reaganites, was viewed as unqualified by Justice; Meese seemed to agree with their judgment.
5. Pennsylvania District Judgeship: This one is still up in the air. There was some agreement that we need to try to satisfy Heinz and Specter, even though Drew Lewis opposes their man O'Neill for this position. Duberstein will talk with Drew to see if we can work something out. One option is a package deal whereby they would get O'Neill and we would get their acceptance to one of our two other nominees. Regardless, though, we will ask Heinz and Specter to give us additional names for this judgeship, as you insisted they do, even if we must first give them implicit assurance regarding O'Neill.
6. Claims Court: This is the new trial level court, and it looks like we may end up nominating both a woman and a black.

THE WHITE HOUSE
WASHINGTON

6 Aug 82

TO: JAB III

RE: CCEA Meeting Today

Mexico

Nation is in a new financial crisis; they closed their exchange centers today and there seems to be a run on the peso. Our people now feel it is almost certain Mexico will have to go to the IMF for help. They also feel that, in the long run, that will be in Mexico's best interest since the IMF will insist certain conditions be met.

Unitary Tax

In short, Williamson argued that we should oppose the unitary tax. Since there doesn't seem to be a consensus on this, though, he said we should at least remain neutral and let the courts work their will. CCEA agreed, though the issue will probably be revisited.

cc: Dick Darman

THE WHITE HOUSE

WASHINGTON

August 9, 1982

MEMORANDUM FOR CRAIG FULLER

FROM: Jim Cicconi ~~Jim~~

SUBJECT: Student Liaison Officer Position at the
Department of Education

The President gave the attached article from Human Events to Jim Baker today with a request that he check into the matter. Since it involves the Department of Education, I thought it appropriate to forward this to you.

Since the position of Student Liaison Officer became vacant on August 6, the selection of a replacement may be far advanced. However, I think the concern is that a student recommended by the U. S. Student Association (or its affiliates) may be selected without any chance for input from other, more moderate to conservative student groups.

If you would forward any analysis of this to me, I will see that it is appended to the papers JAB goes over with the President in the morning.

Thanks.

Will Education Dept. Bend to Leftist Students?

The Department of Education, under the leadership of Secretary Terrel H. Bell, will soon decide if it still regards the pro-Marxist United States Student Association (USSA) and similar groups as representative of American students. The decision will come when officials fill the position of Student



BELL

Liason Officer (SLO), the student representative in the department.

Moderate and conservative students have expressed deep concern that, as in the past, the position will be given to a student activist who will try to advance the goals of the radical left. The strong possibility that this could happen demonstrates how difficult it has been for conservatives to get a handle on the bureaucracy in the Education Department. Secretary Bell seems oblivious to the problem.

Republican Representatives Bob Livingston (La.), Sid Morrison (Wash.), Marjorie Holt (Md.) and Hank Brown (Colo.) have all written to Secretary Bell raising serious questions about the process that is used to select the SLO.

Their concern was prompted by charges by Jack Abramoff, the chairman of the College Republican National Committee, who complained in a letter to Bell that his organization, as well as the College Democrats, "have not been asked for our input into this process."

Nevertheless, Secretary Bell defended it in his reply to Abramoff. Bell noted that members of the College Republicans had applied for the SLO position, but he then glossed over the main complaint—that the College Republicans and Democrats, as well as the moderate American Student Association (ASA) and Young Americans for Freedom (YAF)—have been totally excluded from the process of helping make the ultimate selection.

Bell said, "In order to ensure that the finalists are broadly representative of students nationwide, the Department relies on several major national and state student associations to assist in the evaluation of applications for the Student Liason Officer position. Department officials then have

the responsibility to conduct a final review and make the final selection. Unfortunately, it is impossible to include every student organization in this process."

The problem is that the five student groups that "assist in the evaluation of applications" are not conservative or even moderate. They are the USSA, a group that once selected a member of a Communist youth group as its vice-chairman, the National Student Educational Fund (NSEF), the National Third World Student Coalition (NTWSC), the National Women Students Coalition (NWSC), and the Coalition of Independent College and University Students (COPUS).

Four of these groups—the USSA, the NSEF, the NTWSC, and the NWSC have been located at the same address, 2000 P Street, N.W., in Washington, D.C. The USSA was supposed to be in Suite 300, and the other three were supposed to be in Suite 305. But a HUMAN EVENTS intern who visited the address last week confirmed that the offices are inter-connected. They are essentially one and the same.

In light of this cozy arrangement, it is not surprising that the SLO position has gone to students sympathetic to the USSA. The current SLO, for instance, is Jonathan Pincus, who has stated that "I have worked very closely with USSA during my term in the Department of Education..." The SLO before Pincus was Carolyn Henrich, a former legislative intern with the USSA.

Pincus' term, which runs for six months, expires on August 6. But he, together with the five student groups just mentioned, and two Education Department officials, have already selected the names of four students as possible replacements. These students will be brought to Washington and interviewed, and their names will then be forwarded to Dr. William Keough, the acting deputy under secretary for intergovernmental and interagency affairs, for further action.

Even if there is a moderate or a conservative on the list, Pincus and his allies can try to sabotage the possibility of that student getting the SLO position by "recommending" to Dr. Keough that other applicants are "more qualified."

Not much is known about Dr. Keough and how he might handle the situation. Some conservatives in the department are hopeful that he will resist such a power play, or, if he won't, that acting Under Secretary Gary Jones will take control. Ultimately, of course, Secretary Bell is responsible for the selection.

Whatever happens in the case, it's clear that the selection process has to be drastically revamped.

In defending the exclusion of moderate and conservative student groups from the process, the argument has been advanced that organizations such as the College Republicans are political, and that the USSA and similar groups are not.

In fact, as readers of HUMAN EVENTS know, the USSA has been actively involved in lobbying activities directed against the Reagan Administration's domestic and foreign policies.

Two weeks ago, for instance, the formation of a National Student Political Action Committee (NSPAC), with close ties to the USSA, was announced in Washington. The organization's treasurer is Joseph Sweeney, a former project director

Dept. Students?

education, under the leadership of Secretary Bell, will soon decide if it will exist United States Students and similar groups as possible candidates to fill the position of Student Liaison Officer (SLO), the student representative of the Department of Education.



(SLO), the student representative of the Department of Education.

Conservative students have expressed concern, as in the past, the position of SLO will go to a radical activist who will try to influence the Department of Education from the radical left. The strong opposition to the position demonstrates the need for conservatives to get a voice in the Education Department. The current SLO seems oblivious to the concerns of conservatives.

Conservatives Bob Livingston (La.), Marjorie Holt (Md.) and others have all written to Secretary Bell with questions about the position of SLO.

Opposition to the position is also being expressed by Jack Jones of the College Republicans, who complained in a letter to the Department of Education, as well as the fact that he has not been asked for our views.

Secretary Bell defended it in his recent speech. He noted that members of the Department of Education applied for the SLO position over the main committee. He said that Republicans and Democratic Young Americans for Freedom and the Moderate American Student Union have been totally excluded from the process. He said that the ultimate selection will be made by Secretary Bell to ensure that the finalists are representative of students nationwide, and that he will have several major national organizations to assist in the selection process. The Student Liaison Officer will then have

the responsibility to conduct a final review and make the final selection. Unfortunately, it is impossible to include every student organization in this process."

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In fact, as readers of HUMAN EVENTS know, the USSA has been actively involved in lobbying activities directed against the Reagan Administration's domestic and foreign policies.

Two weeks ago, for instance, the formation of a National Student Political Action Committee (NSPAC), with close ties to the USSA, was announced in Washington. The organization's treasurer is Joseph Sweeney, a former project director

for the USSA who is now serving the same function for the NSEF.

Federal Election Commission (FEC) records show that the NSPAC address is the same as that of the USSA. But the records identify Sweeney as a "writer-organizer" who is employed by the NSEF.

With only \$1,200 in its "campaign war chest," according to one news report, the group has targeted six congressmen for defeat in November, most of them Republicans.

NEA Radicalism Shows Through at Confab

The 1.7-million member National Education Association—which through most of its 120-year history was a respected professional association enjoying the support of the vast majority of Americans of all political persuasions—has deteriorated over the last decade into a militant, left-wing labor union bent on promoting radical policies through raw political muscle. The depth of the NEA's involvement with liberal-left politics has nowhere been more evident than at its recent national convention in Los Angeles.

The theme of the July 1-6 convention was "Political Power for Educational Excellence." It was an apt slogan, for as NEA spokesman Howard Carroll told HUMAN EVENTS last week, "The



CRANSTON

entire thrust of the convention was to oppose Reaganomics, gear up the members and attendees to oppose Reagan followers in the fall election and to get the movement going to defeat him [the President] and his supporters in 1984."

In one speech after another, NEA leaders and such invited speakers as Sen. Alan Cranston (D.-Calif.) and Democratic California Gov. Jerry Brown heaped vituperation on the President and

(Continued on page 1)



THE SECRETARY
WASHINGTON, D.C. 20202
August 10, 1982

MEMORANDUM TO THE HONORABLE CRAIG L. FULLER
ASSISTANT TO THE PRESIDENT
FOR CABINET AFFAIRS

In connection with an August 7 item in Human Events your office has inquired about the selection of the student liaison officer here in the Department of Education.

Following are the facts:

1. Contrary to the implication of Human Events, I am not contemplating appointing a candidate from the United States Student Association.
2. I plan to select from a list of candidates a student with good Republican credentials who will be supportive of our policies.
3. This position is a very minor office and the tenure is only for a six month duration.
4. I would be happy to send the candidate's name in to White House Personnel for review if this is desired.
5. I consider the Human Events article to be a "cheap shot". The author has no reason to presume that I would make an appointment from a "pro-Marxist" group.

Please let me know if you need any further information.

A handwritten signature in black ink, appearing to read "T. H. Bell", is written over a horizontal line.

T. H. Bell

THE WHITE HOUSE
WASHINGTON

JAB
FYI.
Jc

August 10, 1982

MEMORANDUM FOR RICHARD DARMAN

FROM: Jim Cicconi
SUBJECT: Local Content Legislation

This morning in CCEA Murray Weidenbaum distributed a paper that was highly critical of legislation setting a local content standard for automobiles sold in the U.S. From previous discussions of this subject, it seems that Murray's views represent a consensus in the Administration.

As I understand it, local content legislation is now pending in Dingell's committee; since he probably has the votes, it could pass to the floor at any time. My guess is that it's being held till after Labor Day for political reasons. There are 230 co-sponsors in the House.

In the Senate, Packwood is expected to hold the local content bill in his committee; therefore, backers plan to try to attach it to various legislation reaching the floor, including Danforth's reciprocity bill.

If a local content bill reaches the President's desk, the recommendations for a veto may well be unanimous. At the same time, we should do what we can to avoid having to veto a bill ostensibly designed to produce jobs in advance of the election.

There are several options which might prevent this bill from reaching the President's desk. I would suggest the Legislative Strategy Group have a short meeting to consider such options around September 1; by that time the issue will have come to a head due to increased public attention and Administration comments (a phase now beginning).

cc: James A. Baker, III ✓
Bob Thompson

f JC memos

THE WHITE HOUSE
WASHINGTON

8/17 JC:
Where are we
on progress on
50 States
Project?
JAB:ei

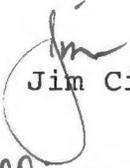
12 Aug 82

TO: JAB III

RE: 50 States Project

Per your request, I spoke with Elizabeth about the status of the 50 States Project and the negative editorial in the Des Moines Register.

She pointed out that the story was inaccurate, and that progress is being made. I suggested that they get their facts together and that Thelma Duggin might write a letter to the editor. I also mentioned the importance of getting this project in shape for 1984 since we are shifting much of our emphasis to it and away from the Women's Equity Task Force.


Jim Cicconi

JAB

ED is placing much hope in Catherine Bedell's coming aboard. We need an up-front female spokesman on women's issues, though. Elizabeth is the natural, w/ high position, etc but she does not want to be pegged that way.
JC

EDITORIALS/COLUMNISTSPIPELINE

Pipeline Basics -- "The great pipeline debate between the U.S. and Europe isn't about natural gas at all. It's about subsidizing the Soviets in a vast capital project they couldn't otherwise afford....There are clearly plenty of questions. The West European leaders who have entered into this deal are asking their people to accept it on faith. Mr. Reagan, to his credit, has refused to follow that course. He is most likely doing the Europeans a big favor."

(Wall Street Journal, 8/11)

SOCIAL SECURITY

Saving Social Security -- "...It doesn't take a psychic to predict that the system will eventually collapse if the cycle continues unchecked....The question now is whether Congress has the courage to change a system that is clearly out of control. The evidence to date is not encouraging." (The Detroit News, 8/11)

AUTO BILL

Proposed Auto Bill A Lemon -- "...The latest wrong-way U.S. action is the proposed Fair Practices in Automotive Products Act, protectionist legislation supported by the UAW. Congress should stop the measure before it wrecks trade with Japan and Europe--trade that, in the main, is to our benefit....Fortunately, President Reagan and the Senate oppose the Fair Practices in Automotive Products Act. It's a lemon that should be quickly recalled." (Atlanta Constitution, 8/10)

WOMEN'S TASK FORCE

Hollow Words, Hollow Deeds -- "Reagan has ballyhooed this Fifty States Project before, as proof of his support for the E and the R but not the A of the Equal Rights Amendment. But what has come of it? A reporter who called several states found some with no representative ever appointed. The project's director was appointed only recently after the position had been vacant for eight months. Iowa's representative...like other members, has received only a couple of letters by way of support and guidance since the group originally convened in Washington. There is no money, no staffing, no program." (Des Moines Register, 8/8)

NUCLEAR FREEZE

A Dismaying Approach To Nuclear Arms Talks -- "Urging Ronald Reagan to negotiate a nuclear-arms freeze is a bit like asking Annie Oakley to sponsor a gun-control law....Reagan has been grievously wrong in his economic forecasts; his foreign policy has alienated the European allies. Unless he has a better grip on the nuclear arms issue, the nuclear-freeze proposal will be back." (Newsday, 8/11)

THE WHITE HOUSE
WASHINGTON

12 Aug 82

TO: JAB III

RE: CCEA Meeting Today

The CCEA decided today that it will recommend we join the African Development Bank. There was a concern with what level of influence we might have, but it was pointed out that the US has historically been very influential with the policies of the MDBs it joins.

Subject to an OMB analysis, the CCEA also agreed to fund replenishment levels of \$16M and \$14M for the Inter-American and Asian Development Banks respectively.

Jim Cicconi

cc: Richard Darman

THE WHITE HOUSE
WASHINGTON

13 Aug 82

TO: JAB III

RE: Voice of America

Tom Pauken called to strongly urge that Tomlinson be named to head the Voice of America. He says it would be a very good signal to conservatives. He also said that O'Neill, who used to run the NY Daily News, would send the worst signal if he were named.

He also urged that you not let Charlie Wick end run WH staff by going directly to the President again. Last time it happened, Wick was not blamed by the conservatives-- WH staff and you were.


Jim Cicconi

THE WHITE HOUSE
WASHINGTON

13 Aug 82

TO: JAB III

RE: National Debt Retirement Act

For your information:

OMB and OPD are recommending that the President submit legislation providing that the revenue from sales of surplus federal land be deposited in a special Treasury fund for retirement of the national debt.

The draft is being circulated for comment now.

JC

THE WHITE HOUSE

WASHINGTON

August 17, 1982

MEMORANDUM FOR THE RECORD

FROM: JIM CICCONI

SUBJECT: Meeting with IPAA

On Friday, August 14, James A. Baker III met with Lloyd Unsell and Bud Scoggins of the IPAA. Also attending were myself and Wayne Valis. The meeting was arranged after a strong recommendation by the Office of Public Liaison and after consultations (at JAB's request) with the Counsel's office. The purpose of the meeting was twofold:

1. To address apparent IPAA animosity toward JAB based on his unwillingness to meet with them; and
2. To solicit IPAA support for the tax bill, in general, without discussion of specifics.

JAB opened the meeting with a statement that he could not discuss specifics of the tax bill relating to the energy industry or to IPAA. He went on to explain that his desire to avoid even the appearance of impropriety was the reason he has repeatedly declined to meet with IPAA in the past, and that such refusal was not the result of any harsh feelings toward the organization.

Unsell said he understood and appreciated the chance to clear up any misunderstanding. He mentioned one particular incident where an individual purported to speak for Baker at an IPAA gathering. JAB replied that the individual was not in any way requested or authorized to do so.

JAB then related our desire for IPAA support of the President on the tax bill. Unsell stressed the organization's neutrality on the bill, especially in light of the fact that they did not yet know for sure what would be in it. JAB said he understood their desire to avoid taking a position, but hoped nevertheless that the IPAA would decide to openly back the President on the issue.

At no time in the meeting were specific issues affecting the energy industry or energy interests discussed.

cc: Fred F. Fielding

Date: 8/12/82

TO: *Ji Cicconi*
FROM: WAYNE H. VALIS *Wayne*

- For your information
- Per our conversation
- Other:

TALKING POINTS FOR MEETING WITH
INDEPENDENT PETROLEUM ASSOCIATION

- Participants will include you, Ken Duberstein, Lloyd Unsell, Executive Vice President of IPAA; Bud Scoggins, General Counsel of IPAA, and me.
- IPPAA's Concerns: IPAA is not comfortable with being "pulled and pressured" on the tax bill. Presently, they are not affected by the tax bill and will not oppose it. However, if the Rangel provision relating to drilling costs is incorporated into the final bill, IPAA will have to oppose it and will work to defeat it. You should give them a strong pitch on the tax bill as it affects spending cuts.
- The 61 Members who signed the Kemp letter have an IPAA rating of 96%, and IPAA does not want to jeopardize its good standing with its close friends.
- IPAA put a large amount of financial support behind electing Republicans in an effort to provide a more workable Congress for the President, and IPAA feels the White House doesn't fully appreciate its concerns.
- IPAA has extended an invitation to the Vice President to address their members at IPAA's October convention. He feels the Vice President would have a good opportunity to help Congressional candidates by making this appearance.

---- IPAA is very concerned that you are "unhappy" with
the group and wants to "clear the air".

THE WHITE HOUSE
WASHINGTON

17 August 1982

TO: JAB III

RE: SBA Loans in South Texas

You'll recall that Clements' campaign was very interested in getting an understanding with SBA that loans coming due in South Texas get special consideration due to the disastrous effects of Mexico's peso devaluation.

I did not call SBA on this. Instead, I explained to Jim Francis that it would be much better if they simply contacted SBA directly and explained the problem (I was sure there was some flexibility that would allow SBA to help.) Francis did this and let me know yesterday that they've gotten indications from SBA that things could be worked out.

He was very understanding about our desire to avoid contact with SBA on this.

A handwritten signature, possibly "Jim", written in dark ink. It consists of a large, stylized letter 'J' followed by a horizontal line and a small upward tick mark.

MEMORANDUM

THE WHITE HOUSE

WASHINGTON

August 19, 1982

FOR: JAMES A. BAKER, III
FROM: JIM CICCONI
SUBJECT: Judicial Meeting of August 18, 1982

The following is a brief summary of significant actions taken at yesterday's judicial meeting:

1. Court of International Trade: Congressman Greg Carman (R-NY) was put on 48-hour approval for this new court. Carman gave up his seat at GOP urging due to redistricting; he has actively sought this post, and I raised the letters of strong support you received from Bob Michel and Senator D'Amato. Justice considers Carman qualified. One political consideration was to provide for a "good soldier" who sacrificed his seat. Carman will quietly receive word of the decision before the tax bill is voted on.
2. District Judge, ND-Illinois: Paul Plunkett, Senator Percy's nominee, has been on hold due to difficulties over Judge Flaum. It was decided to assuage Percy by going with this now; however, a check will first be made to assure that Plunkett is indeed a Republican.
3. District Judge, New Jersey: Greenberg was put on 48-hour approval.
4. District Judge, ND-Ohio: Alice Batchelder, the woman offered by the Ohio delegation, was ruled out by consensus since Justice feels she is only "marginally qualified." Though no effort was made to revive Elizabeth Moody (due to lack of delegation support), Fred, Sherrie, and I all made the point that we had been hasty in agreeing that Moody was liberal and pro-abortion; in fact, subsequent information showed us that the allegations were probably false. I could go into more detail on this, but it is indicative of the problem we have when considering women: falsehoods are used to shoot down the candidate before the truth can catch up. Fred and I discussed this in advance, and agreed the point was worth making so the committee would be more wary of accepting such allegations in the future.

On this judgeship, due to lack of other qualified women, it was decided to go with Judge Bell under circumstances already explained. Duberstein and Oglesby will make the judgment call.

5. District Judge, ED-Pennsylvania: This is still on hold due to disagreement between Senator Specter and Drew Lewis. We are trying to work out an agreement that will give Specter this judge (O'Neill), while giving the U.S. Attorney slot to Scirica (who we and Lewis support); Specter wants someone else for U.S. Attorney who has FBI clearance problems.

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THE WHITE HOUSE

WASHINGTON

August 19, 1982

MEMORANDUM FOR SENIOR STAFF

FROM: Jim Cicconi *JC*
SUBJECT: Senior Staff Meetings

Senior staff meetings will not be held during the period of August 23 through September 6, 1982.

Senior staff meetings will resume on Tuesday, September 7, 1982.

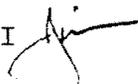
Thank you.

THE WHITE HOUSE

WASHINGTON

August 20, 1982

MEMORANDUM FOR CRAIG L. FULLER

FROM: JIM CICCONI 
SUBJECT: Economic Difficulties Due to Peso Devaluation

As was mentioned in senior staff this morning, the economic difficulties caused by the Mexican peso devaluation are pervasive along the US-Mexican border. Areas in south Texas and southern California have been particularly hard-hit. The problems will, of course, work themselves out over time, but in the next few months many businesses may well go under.

As I understand it, SBA is trying to be flexible with regard to outstanding loans in the border areas. I am sure other steps are being taken by various agencies.

The political situation in Texas and California is, as you know, very sensitive. Severe economic difficulties in the southern portions of both states, even as the rest of the nation shows signs of recovery, could be very damaging to Wilson, Deukmejian, and Clements in the November election.

I would suggest that we ask the appropriate agencies to catalog the steps they are taking to help the border areas over the hump. Then, I suggest that we consider issuing a statement by the President expressing concern and mentioning the steps being taken to assist. Since the President will be in California the impact would be enhanced.

cc: Dick Darman
Rich Williamson
Ed Rollins

THE WHITE HOUSE
WASHINGTON

20 August 1982

TO: JAB III

RE: Bankruptcy Court Jurisdiction

I raise this issue only because we will surely have to deal with it after Congress returns.

In short, the Supreme Court recently invalidated the broad grant of jurisdiction given to bankruptcy courts by the Bankruptcy Act of 1978. The order gives Congress until October 4 to restructure the bankruptcy courts or they will cease to function.

It was suggested that we may have the same problem come up with the new Claims Court.

I'll try to keep up with this. One aspect of it is that it might provide a vehicle to bust loose proposals that would increase the number of district and circuit court judges.

cc: Dick Darman

THE WHITE HOUSE

WASHINGTON

August 20, 1982

MEMORANDUM FOR JAMES A. BAKER, III

FROM: JIM CICCONI

SUBJECT: CCEA Meeting of August 17th

The following is a brief summary of the subjects discussed at the CCEA meeting on August 17:

1. Sectoral Impact of the Defense Buildup: A Commerce Department study has been completed which concludes there is no real industrial bottleneck that would prevent achievement of the goals in our defense buildup. Planned expansion is capable of dealing with those areas where capacity is not now adequate.

An earlier version of this study was not so sanguine. DOD objected, though, and further work (in which Defense more actively participated) resulted in the present report.
2. Domestic Private Investment: Commerce reported that investment is not expected to be a strong component in the economic recovery. Residential construction has declined sharply, more inventory liquidation is expected, and fixed business investment overall is not seen to be improving.
3. Multilateral Development Banks: Treasury and State intend to request an increase of \$92M in FY84 budget for the African, Inter-American, and Asian Development Banks. CCEA authorized Beryl Sprinkel to commit these funds for the three banks during a meeting in Toronto. OMB has said it will oppose the increase, though it agreed that if the Budget Review Board denies the increase, the \$92M would be funded through reductions in other foreign aid programs.

cc: Richard Darman

THE WHITE HOUSE

WASHINGTON

August 30, 1982

MEMORANDUM FOR CRAIG FULLER

FROM: Jim Cicconi 

SUBJECT: Federal Aid for Education of Illegal Alien Children

Attached is a letter from Governor Bill Clements of Texas which argues for federal aid to assist in educating illegal alien children. The request comes on the heels of a federal court decision that made the state responsible for providing free public education for such children.

As we discussed previously, it would be helpful if this issue is considered within the cabinet council structure as soon as possible. If it is decided that we could support such aid, it would, of course, be preferable to announce our position before November.

Thank you.

cc: Rich Williamson



July 14, 1982

Mr. James A. Baker, III
Chief of Staff and Assistant to the President
White House
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500

Dear Mr. Baker:

On June 15, 1982 the United States Supreme Court held in Plyler v. Doe and Texas v. Certain Named and Unnamed Undocumented Alien Children that Section 21.031 of the Texas Education Code, which withholds from local school districts any state funds for the education of children who were not "legally admitted" into the United States, and which authorizes local Texas school districts to deny enrollment to such children, violates the Equal Protection Clause of the Fourteenth Amendment. As you are aware, the Justices were narrowly divided in their 5-4 decision.

We, the elected leadership of the State of Texas, agree with the dissent filed by Chief Justice Burger in which Justices White, Rehnquist and O'Connor joined that:

It does not follow, however, that a State should bear the costs of educating children whose illegal presence in this country results from the default of the political branches of the federal government. A State has no power to prevent unlawful immigration, and no power to deport illegal aliens: those powers are reserved exclusively to Congress and the Executive. If the federal government, properly chargeable with deporting illegal aliens, fails to do so, it should bear the burden of their presence here. Surely, if illegal alien children can be identified for purposes of this litigation, their parents can be identified for prompt deportation.

We have also noted that in the concurring opinion, Justice Powell expresses sympathy for the "exasperation" which the citizens and governing authorities in Texas must feel over this issue. In fact, he states that:

Their responsibility, if any, for the influx of aliens is slight compared to that imposed by the Constitution on the federal government. So long as the ease of entry remains inviting, and the power to deport is exercised infrequently by the federal government, the additional expense of admitting these children to public schools might fairly be shared by the federal and state governments.

When one adds Justice Powell's comment to those of the dissenting Justices, it appears to us that the majority of the court has indicated that the expense of educating these children should be borne, at least in part, by the federal government.

There appear to be two courses of action open to Texas. One, Texas can pursue any available remedies through the courts. The other route, obviously more preferable, would be to proceed through the political process and work with Congress to obtain impact funding for those Texas school districts which are severely affected. The purpose of this letter is to ask your help in achieving the second alternative and to offer our assistance in any way possible to achieve that goal.

It is necessary to understand that, while Texas will abide by the majority opinion which states that nothing is to be gained by creating a subclass of illiterate citizens and that children not in control of their residency should be afforded a public education, these students will in all likelihood be "high cost" students. It is our opinion that the majority of these students will need the benefit of bilingual education, compensatory work in academic subject areas and additional textbooks including bilingual versions thereof, and that at least the normal incidence of special education will occur. There will be additional maintenance and operation costs, increases in state equalization to those districts severely impacted, and further local enrichment funds and capital facilities required. For the specific cost estimates on state fiscal impact, please see Attachment I. It should be noted that these numbers do not include federal dollars, do not assume local property tax increases, and use statewide averages for local enrichment and debt service costs.

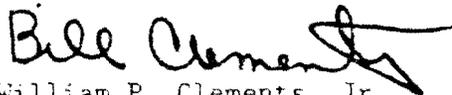
Additionally, one of our greatest concerns is that best estimates indicate that there are currently 25,000 illegal alien students in the public schools today and that many of these students became part of that system after the 1980 census counts were conducted. It is also anticipated that there will be continued growth of approximately 3000 - 5000 in average daily attendance per year. Therefore, few of the federal programs, with the exception of Special Education, that flow federal dollars to Texas school districts will reflect these counts. This has the practical effect of denying Texas school districts federal dollars which these students would normally earn through calculations pursuant to federal formulas.

It is our considered view that there is a precedent at the federal level for impact aid to reimburse school districts for costs incurred in providing supplemental education services to these type of children. For example, the Transition Program for Refugee Children operated under the authority of Public Law 96-212, The Refugee Act of 1980, provides for this type of financial assistance to cover services such as testing, special English language instruction, bilingual education, remedial instruction and special materials and supplies. In fact, for the 1981-82 school year Texas received \$1.2 million for these refugee children and it is estimated that Texas will again receive \$1.2 million in 1982-83 (see Attachment II).

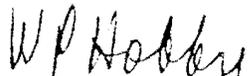
The technical problem which the State faces in reaching a precise and accurate count of the number of these children who are present in the public schools in order to build a statistical base upon which to make future estimates is that the reasoning underlying the district court's orders appears to preclude school districts from requesting documentation, at least in the absence of Congressional imprimatur. We are able to identify their age and alleged residence through the normal method of presentation of a birth certificate. However, there is no notation on a birth certificate as to whether that child is legally or illegally present within the United States. It will be necessary at such time that the Congress appropriates federal funds to assist in the education of these children that Congress also direct the State of Texas to provide accurate enrollment data. For your information we have provided enrollment data as we currently collect it by ethnic group and a preliminary estimate by local school districts in the Valley area as to the number of illegal alien children present.

We are aware that other delegations may feel that this is a "Texas problem." It does indeed have its initial impact on Texas due to the long, virtually open border which provides illegal aliens access to the United States. However, once these individuals enter the United States there is no guarantee that they will remain within the State of Texas. We suggest that employment opportunities, mobility factors, and the opportunity for free public education exist in all 50 states, and that as this population increases it will begin to spread throughout the country.

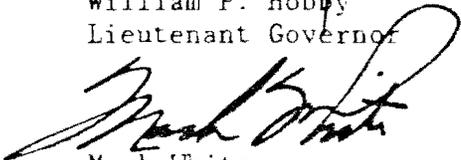
We consider this matter of extreme importance not just for Texas but as a matter of national policy. We will be happy to work with you in any manner that you deem beneficial in order to obtain equitable support to provide these youngsters with an education while at the same time not diluting the educational resources for those children legally present in the state. Additional specific data may be obtained from Raymon L. Bynum, Commissioner of Education (512/475-3271).



William P. Clements, Jr.
Governor of Texas



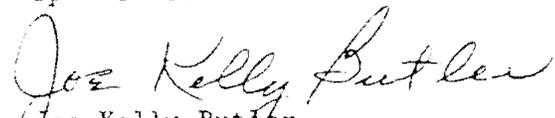
William P. Hobby
Lieutenant Governor



Mark White
Attorney General



Billy Clayton
Speaker of the House



Joe Kelly Butler
Chairman, State Board of Education

cc: The Honorable Bruce Babbitt, Governor of Arizona
The Honorable Edmund G. Brown, Jr., Governor of California
The Honorable Bruce King, Governor of New Mexico

THE WHITE HOUSE
WASHINGTON

4 Sept 1982

TO: HELENE VON DAMM

RE: Benjamin Frank

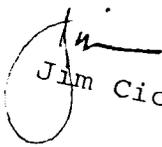
You may recall that I passed on Benjamin Frank's name and resume to you, without recommendation, as a result of his conversation with JAB in New York.

Frank called me again today and said he is particularly interested in serving on the President's Advisory Council on Foreign Trade. He says he knows Bill Brock fairly well.

I have told Mr. Frank that there are very few posts open, but he says he knows there are vacancies on this trade board.

Again, let me stress that JAB does not know the man well and has no real personal interest in this. All we promised was to see that his name was in our files, etc.

Thanks.


Jim Cicconi

THE WHITE HOUSE
WASHINGTON

7 Sept 82

TO: JAB III

RE: US Chamber of Commerce

While you were gone the Chamber held its board meeting. This was to have been a confrontation between Paul Thayer and Dick Lesher, but the battle never came off.

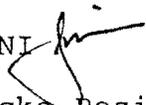
Lesher used a call from Craig Fuller to demonstrate that, despite what Wayne Valis was saying, he was just as welcome at the WH as ever. Those members of the board who oppose Lesher apparently backed off since they were not sure where the WH stood. The board did make clear, though, that Lesher does not run the Chamber and that closer consultations are needed before policy positions are taken.

This means the meeting was a standoff and that the confrontation was postponed for the future. It seems clear that Lesher and Thayer will have very different ideas re how decisions are to be made.

GAP
I'm having lunch tomorrow w/ 3 of
the Chamber V.P.'s (their request). Would
like to visit w/ you before then. jc

THE WHITE HOUSE
WASHINGTON

8 September 1982

TO: HELENE VON DAMM
FROM: JIM CICCONI 
RE: Miller Hicks Resignation

JAB received a copy of the attached resignation letter. He asked that you accept the resignation. I would assume that Hicks is remaining on the SBA Advisory Council since his letter does not mention that.

Hicks is a long-time Reaganite from Texas who knows JAB. He wanted an increased role as a special small business advisor to the President. JAB and Mike Deaver agreed we could not do this and asked that I try to work it out. Miller insisted on falling on his sword, though. I can supply more details if necessary.

Regarding the letter, I assume someone in your office may need to track down the original if you don't already have it.

Thanks.

PERSONAL AND CONFIDENTIAL

August 31, 1982

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

Dear President Reagan:

Since February 18, 1982, I have served as your appointed Chairman of the Committee on Small Business Affairs and Minority Business Ownership. I am very proud of the accomplishments of this committee during the short time of its existence. The committee is now in position to complete its meetings, its assignments, and its final report to you and the Congress due after December 31, 1982.

For reasons known by your senior staff and somewhat partially detailed in the enclosed copy of my August 31, 1982, letter to Mr. James Sanders, Small Business Administration Administrator, I must offer my resignation.

I realize that my resignation may come at an inopportune time and I ask that it be accepted at your earliest convenience.

You have done so much for our country and our conservative principles. May God sustain you in this effort.

Best personal regards,



R. Miller Hicks

RMH/nf
Enclosure

cc: ✓ Edwin Meese, III
Michael K. Deaver
James A. Baker, III
James Sanders

THE WHITE HOUSE
WASHINGTON

9 September 1982

MEMORANDUM FOR FRED KHEDOURI

FROM: JIM CICCONI *Jim*
SUBJECT: Centaur Rocket

The meeting with Boeing representatives went about 10 minutes. Attached are the materials they gave me, including a copy of the amendment which they say will be offered next Thursday.

I thanked them and told them we appreciated having their views.

Thanks for the copy of the letter from Stockman that you sent over in advance.

THE WHITE HOUSE
WASHINGTON

10 September 1982

MEMORANDUM FOR TAD THARP

FROM: JIM CICONI 
SUBJECT: International Trade
Commission

Attached is some information concerning Mr. David Rohr, who is a candidate for the Democratic slot on the ITC.

NATIONAL
ENDOWMENT
FOR
THE ARTS

WASHINGTON
D.C. 20506



A Federal agency advised by the
National Council on the Arts

August 31, 1982

MEMORANDUM

TO: James W. Cicconi

FROM: Frank Hodson *Frank*

SUBJECT: David Rohr

Attached is a letter to me from Paul DeLaney, Jr., regarding David Rohr, who I gather is a candidate for the Democratic Commissioner slot on the ITC. As DeLaney notes, Brock and Gibbons are strong supporters of Rohr. Gibbons' support is important given his position as Number 2 on the House Ways & Means Committee.

I would take Paul DeLaney's recommendation seriously. Paul was on the Trade end of the Nixon White House and is very close to the Finance and the Ways and Means Committees on the Hill. Paul was also the one who helped Jim Baker and me with the Farm Bureau when we first developed this Administration's policy on the grain embargo.

I would be very grateful for any help you might give.

Attachment

LORD, DAY & LORD

ONE LAFAYETTE CENTRE

120 TWENTIETH STREET, N.W.

WASHINGTON, D.C. 20036

TELEPHONE: (202) 785-1766

CABLE: LORDATTY, WASHINGTON, D. C.

TELEX: 89558

25 BROADWAY
NEW YORK, N.Y. 10004
TELEPHONE: (212) 344-8100
CABLE: LORDATTY, NEW YORK
TELEX: 12-8210 (WU)
625 69 (WU)

MORGAN HOUSE
1 ANGEL COURT
LONDON, EC2R 7MJ
TELEPHONE: (01) 726 1441
CABLE: LORDATTY, LONDON: EC2
TELEX: 29-629

PAUL H. DELANEY, JR.
RESIDENT PARTNER

0110024 P 1: 40

August 24, 1982

The Honorable Francis S.M. Hodson
Chairman
National Endowment for the Arts
2401 E Street, N.W.
Washington, D.C. 20506

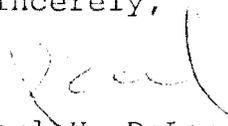
Dear Frank:

In accordance with our recent luncheon meeting and discussions, enclosed is a copy of David Rohr's resume' for purposes of encouraging the President to nominate Mr. Rohr for a Democratic Commissioner slot on the United States International Trade Commission. As you know, United States Trade Representative Bill Brock and House Ways and Means Committee Subcommittee on Trade Chairman Sam Gibbons are strong supporters of Mr. Rohr for this position. I would appreciate anything further you can do in pursuing this matter with Jim Baker and others at the White House.

I also wish to express my appreciation for your continuing assistance and efforts regarding the need for effective processing of trade adjustment assistance cases as a part of the Administration's objective to provide sound management in the United States federal government.

I look forward to seeing you again soon.

Sincerely,


Paul H. DeLaney, Jr.

PHD/kh

Enclosure

RESUME

David B. Rohr
16821 Melbourne Drive
Laurel, Maryland 20810

Telephone:
(301) 776-4381 (h)
(202) 225-7601 (o)

EMPLOYMENT

- 1980 - Present Staff Director, Subcommittee on Trade,
Committee on Ways and Means,
U.S. House of Representatives
- In charge of staff work on tariff and trade legislation and operations of the Subcommittee on Trade. Congressional staff advisor on U.S. trade agreements and trade negotiations. Principal staff liaison with the U.S. International Trade Commission, the U.S. Trade Representative and other Executive branch agencies responsible for administration of U.S. trade statutes and the U.S. trade agreements programs.
- 1974 - 1980 Professional Staff Member, Subcommittee on Trade,
Committee on Ways and Means,
U.S. House of Representatives
- 1970 - 1974 Director, Trade Negotiations and Agreements
Division, Office of International Trade Policy,
U.S. Department of Commerce
- 1961 - 1970 International Economist,
Office of Commercial and Financial Policy,
U.S. Department of Commerce
- 1959 - 1960 Supervisor, Master Scheduling Staff,
Stanley Aviation Corporation,
Denver, Colorado

MILITARY SERVICE U.S. Army Military Police Corps, 1953 - 1955

EDUCATION

Colorado State University, B.S., 1958,
Business Administration

Colorado State University, M.S., 1963,
Economics

Stanford University, National Institute
of Public Affairs Fellow, 1967 - 1968

REFERENCES

Personal references will be furnished upon request.

THE WHITE HOUSE
WASHINGTON

September 13, 1982

MEMORANDUM FOR ROGER PORTER

FROM: Jim Cicconi 
SUBJECT: Indian Affairs

The attached is forwarded for your information. It is apparently in response to a draft policy statement. Terry Brown, as I understand it, did some work on Indian affairs for the Reagan campaign.

THE WHITE HOUSE
WASHINGTON



September 13, 1982

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi 

SUBJECT: Bartering of Surplus Dairy Products

As you may have heard, USDA is looking into the possibility of bartering surplus cheese and other dairy commodities in exchange for strategic minerals for our defense stockpile.

The first such proposal to barter surplus cheese for nickel has, however, been decided against after NSC analysis. The main reason is that nickel is not a top priority metal, and is readily available from other sources.

USDA continues to pursue other possible barter arrangements with China and Nigeria.

cc: Richard Darman

Handwritten notes:
Part of [unclear]
[unclear] [unclear]
[unclear] [unclear]
[unclear] [unclear]

THE WHITE HOUSE
WASHINGTON

17 September 1982

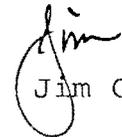
TO: HELENE VON DAMM

RE: Benjamin Frank

The attached is simply for your consideration. Mr. Frank talked with JAB when we were in New York for a fundraiser. I was to follow-up with him, and he complained that he had wanted to serve the Administration, had had encouraging talks, but nothing ever happened.

I told him I would make sure his resume was on file if he sent me a copy-- I did not offer to assist him in getting an appointment (despite what his letter says).

Thanks.


Jim Cicconi

MEMORANDUM FROM

BENJAMIN FRANK

9/15/52

Jim -

For further Republican
Party references, or
otherwise, I refer
you to my longtime
friend, Bill Casey.

Ben

ALLIED STORES CORPORATION

1114 AVENUE OF THE AMERICAS

NEW YORK, N. Y. 10036

EXECUTIVE OFFICES

September 15, 1982

Mr. James Cicconi
Special Assistant to the Chief of Staff
First Floor - West Wing
The White House
Washington, D.C. 20500

Dear Jim:

It was a pleasure talking with you yesterday on topics ranging from campaign debates to our Joske's store in Texas.

Seriously, I very much appreciate your offer to assist me in obtaining a Presidential appointment to an Advisory Board. In response to your suggestion that I indicate a particular area of interest, my preference would be an appointment to work with our delegation to the United Nations -- such an appointment would be consistent with my interest in foreign trade and diplomacy. However, should that not be feasible, a Presidential appointment involving Special Trade Missions, or any Board having international significance would be truly appreciated.

Again, thanks for your interest, Jim, and I look forward to seeing you in Washington in the near future.

Sincerely,



Benjamin Frank
Vice President
Legal & Governmental Affairs

BF:glo
Enc.

P.S. Pursuant to your request for a bio, I think the attached correspondence will be of interest.

THE WHITE HOUSE

WASHINGTON

May 28, 1982

MEMORANDUM FOR E. PENDLETON JAMES

FROM: WAYNE H. VALIS *Wayne*
SUBJECT: Ben Frank ✓

Ben Frank is an old friend of mine who has been active in New York politics for many years. Recently Loyd Hackler has advised me that Ben would be interested in serving on a Presidential board or commission.

Pursuant to this discussion, I met and spoke with Ben when the American Retail Federation met with the President last week.

I am enclosing a copy of Ben's letter to me and his biography. *Ben would do a fine job for the President. I hope we can find something for him.*

cc: Rosalie Vasiliou

ALLIED STORES CORPORATION

1114 AVENUE OF THE AMERICAS

NEW YORK, N. Y. 10036

Tele. #: (212) 764-2581

EXECUTIVE OFFICES

May 24, 1982

Hon. Wayne Valis
Special Assistant to the President
White House
Washington, D.C.

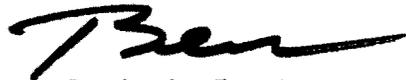
Dear Wayne:

It was good seeing you at the White House gathering the other day when the President met with our group of retailers. And, in line with our conversation concerning a possible Presidential appointment to an Advisory Board or Special Task Force, I am enclosing my biography. As you know, Wayne, I headed up the Transition group concerned with Inner-City Revitalization, and, during the Reagan-Bush campaign, I headed up the successful effort within the retail industry sphere.

Given my governmental experience (heading up, along with General Schuyler, the General Services Administration in New York under Rockefeller and Chairman of the Nassau County Planning Commission for five (5) years), I believe that I can play a role in assisting the President in several areas, including trade matters, the GSA and HUD aspects of the President's Private Sector Survey on Cost Control, etc. It is interesting to note that back in 1971 when Pen James was in the White House, he called me to meet with him (on Bill Casey's recommendation) to discuss my taking over the operation of GSA at that time.

Again, Wayne, it was good seeing you the other day, and I look forward to hearing from you regarding the above.

Sincerely,



Benjamin Frank
Vice President
Legal & Governmental Affairs

BF:glo
Enclosure

BIOGRAPHY

Mr. Benjamin Frank is a graduate of Boston University's School of Business Administration and the New York University School of Law. In 1967, following association with the law firm of Stroock and Stroock & Lavan, as well as partnership in his own law firm, he joined Governor Rockefeller's administration as Deputy Commissioner of the Office of General Services of the State of New York. Following State service, Mr. Frank became executive vice president and general counsel of a commercial film processing organization. In 1971 he became affiliated with Allied Stores Corporation and, shortly thereafter, was appointed to the position of Allied's Director of Legal & Governmental Affairs. On June 18, 1973, the Board of Directors' of Allied elected Mr. Frank a Corporate Vice President responsible for the Company's legal, governmental and consumer affairs. In addition, Mr. Frank is responsible for Allied's urban projects.

Mr. Frank is a member of the Board of Directors of the American Retail Federation. He is currently Chairman of the Long Range Policies Committee and Chairman of the Government and Legal Affairs Committee of the National Retail Merchants Association. Mr. Frank also served as Chairman of the N.R.M.A.'s Lawyers Committee and a member of the Retail Advisory Task Force to the Price Commission during Phase II of the Economic Stabilization Program.

Mr. Frank is a member of the American Bar Association where he serves on its Economic and Resources Controls Committee, and a member of the New York State Bar Association. He is a Vice President and member of the Board of Trustees of the North Shore Hospital on Long Island, New York.

SC memo

THE WHITE HOUSE
WASHINGTON

✓
JC
Thurs. Fed's
not try & formally
change anything
now.
JAB III

15 Sept 1982

TO: JAB III

You will recall the City of Richmond case regarding sex discrimination and the decision not to appeal the district court ruling. The main issue was whether the prescribed procedure had been followed when DOJ dealt with Harper and Meese on the issue.

Please see the attached memo which you re-issued only 2½ months ago. It says that inquiries from WH to Justice go thru Fielding when it involves a pending case. The memo does not say if Justice has to follow the same procedure; one would presume so, but they did not here.

Please note, too, that the wording of the memo allows direct contact between WH staff and Justice staff regarding policy. That could include the Richmond case, as EM argued. However, such a loophole could allow direct contact on any pending case due to policy concerns.

Bottom line: our policy has holes in it.

JAB: ^{Jim}
maybe we need a bit of flexibility. Though problem is another Richmond could happen.

THE WHITE HOUSE

WASHINGTON

July 1, 1982

MEMORANDUM FOR WHITE HOUSE STAFF

FROM:

JAMES A. BAKER III *JAB III*
CHIEF OF STAFF

SUBJECT:

Communications with the Department of Justice

In view of the number of new members on the Staff in the last 17 months, and as a reminder to all members of the Staff, I am recirculating the attached memorandum of February 10, 1981 which sets forth the procedures that must be followed by everyone in regard to any matters involving the Department of Justice.

I would also urge you to take this occasion to re-read the Standards of Conduct section of the White House Staff Manual, in order to refamiliarize yourself with your obligations as a member of the President's Staff.

If you have any questions arising from your review of both of these items, or if questions arise in the course of your daily tasks, as to the appropriateness or propriety of any action you propose to take, please follow this very simple rule: IF IN DOUBT, CONSULT THE COUNSEL'S OFFICE BEFORE YOU ACT.

Your attention to the above is strictly requested and required.

Thank you.

THE WHITE HOUSE

WASHINGTON

February 10, 1981

MEMORANDUM FOR THE WHITE HOUSE STAFF

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Communications with the Department of Justice

As we are all keenly aware, it is imperative that there be public confidence in the effective and impartial administration of the laws. To that end, after consultation between the President and the Attorney General, the following procedures have been established in regard to communications between the White House Staff and the Department of Justice.

1. All inquiries which concern or may concern particular pending investigations or cases being handled by the Department of Justice shall be directed to the Counsel to the President. If appropriate and necessary, the inquiry will then be transmitted to the Office of the Attorney General or the Deputy Attorney General.
2. All requests for formal legal opinions from the Department of Justice shall be directed to the Counsel to the President, who will direct such requests to the Office of the Attorney General or to the Assistant Attorney General -- Office of Legal Counsel.
3. All comments between the White House Office and the Department of Justice in regard to policy, legislation and budgeting should be handled directly between those parties concerned.

Your cooperation in observing these guidelines is most strongly urged. If you have any questions regarding these procedures, please contact this Office.

THE WHITE HOUSE
WASHINGTON

20 Sept 1982

TO: JAB III

RE: Tuition Tax Credits

Regarding the amendment to the bill that required private school compliance with each state's compulsory attendance laws, the main reason the Christian schools are upset is their fear that the NEA will work on the state level to amend such laws to require accreditation. That would, of course, drive most of the Christian schools out of business.

Our posture right now is to try to calm the fears of the Christian school movement (which includes Moral Majority, et al). Our position on the bill is that we support it, though we are concerned about the possible impact of the above-mentioned amendment.

It would, of course, be a matter of more serious concern to us if the bill was going anywhere. Since it is not, we need to be sure we keep this as our issue, not letting it get in the way of our support for the bill itself.

cc: Dick Darman



THE WHITE HOUSE
WASHINGTON



September 21, 1982

MEMORANDUM FOR JAMES A. BAKER, III

FROM: Jim Cicconi 
SUBJECT: Indian Policy

The Cabinet meeting yesterday considered working group recommendations regarding Indian policy. These were drawn up to meet campaign commitments made by the President which focused on dealing with the tribes as governments.

There was very little discussion or disagreement regarding the recommendations, which were heavy on symbolism. The President seemed to agree with all of them, though he reserved judgment. The recommendations can be summarized as follows:

1. Restate that we regard the relationship with the tribes as government-to-government, and that we are committed to strengthening tribal governments. A congressional resolution would probably be introduced to do this, replacing a 30-year old resolution that set a policy goal of terminating the federal-tribal relationship.
2. Ask Congress to expand ACIR membership to allow one representative of the Indian tribes.
3. Transfer WH liaison with Indian tribes from Office of Public Liaison to IGA. Both Elizabeth and Rich agreed with this.
4. Establish a Presidential Advisory Commission on Indian Reservation Economies to assist development and encourage private sector involvement.
5. Support direct funding to tribes under the Title XX Social Services block grant to states. This, again, enhances the government-to-government approach desired by the tribes, and involves only \$9M out of \$2.4B. In effect, we would give a mini-block grant to the tribes rather than relying on the states to disburse such funds.

cc: Richard Darman