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**Folder Title:** Supreme Court, Alphabetical  
Incomings and Outgoing, 1981 (7)  
**Box:** 37F

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# WITHDRAWAL SHEET

## Ronald Reagan Library

Collection: FIELDING, FRED F.: Files

Archivist: kdb/cas

File Folder: Supreme Court, Alphabetical, Incoming and Outgoing 1981 Date: 7/9/96

[7] Box 12936 *Box 37F*

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
1. letter	Pierce McDonnell to Edwin Meese (partial)	6/19/81	<del>P6 B6</del>
2. letter	original of item #1 (partial)	6/19/81	<del>P6 B6</del> <i>CB 11/15/00</i> <i>open dh</i> <i>10/22/15</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].



J

SL book  
ID # 029464

**WHITE HOUSE  
CORRESPONDENCE TRACKING WORKSHEET**

FG051

- O - OUTGOING
- H - INTERNAL
- I - INCOMING

Date Correspondence Received (YY/MM/DD) 81 106 122

Name of Correspondent: Leonard Garza

MI Mail Report      User Codes: (A) \_\_\_\_\_ (B) \_\_\_\_\_ (C) \_\_\_\_\_

Subject: Recommends Leon Jaworski to fill the upcoming vacancy on the U.S. Supreme Court.

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>PP. Tame</u>		ORIGINATOR	<u>81106123</u>	<u>C</u>	<u>81109110</u>
		Referral Note:			
<u>W Holland</u>		<u>D</u>	<u>81109110</u>	<u>C</u>	<u>81109110</u>
		Referral Note:			
<u>W FIEL</u>		<u>S</u>	<u>81109110</u>	<u>FF A</u>	<u>81109110</u>
		Referral Note:			
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			
			<u>1 1</u>		<u>1 1</u>
		Referral Note:			

- ACTION CODES:**  
A - Appropriate Action      I - Info Copy/No Action Necessary  
C - Comments                R - Direct Reply w/Copy  
D - Draft Response         S - For Signature  
F - Fact Sheet                X - Interim Reply
- DISPOSITION CODES:**  
A - Answered                C - Completed  
B - Non-Special Referral    S - Suspended
- FOR OUTGOING CORRESPONDENCE:**  
Type of Response = Initials of Signer  
Code = "A"  
Completion Date = Date of Outgoing

Comments: \_\_\_\_\_

Keep this worksheet attached to the original incoming letter.  
Send all routing updates to Central Reference (Room 75, OEOB).  
Always return completed correspondence record to Central Files.  
Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

THE WHITE HOUSE

WASHINGTON

September 10, 1981


-- Dear Mr. Jarzab:

I am in receipt of your mailgram of June 21, 1981 recommending Leon Jaworski to fill the vacancy created by the retirement of Associate Justice Potter Stewart from the Supreme Court of the United States. Please accept my deepest apologies for not responding to this letter sooner, but be assured that your recommendation did receive every consideration during the selection process. Your letter will remain on file in this office and in the event another vacancy arises, it will again receive careful study.

Again, my apologies for the tardiness of this reply.

With best personal regards, I am

Sincerely,



Fred F. Fielding  
Counsel to the President

Mr. Leon Jarzab  
President  
Polish American Guardian Society  
6200 West 64th Street  
Chicago, Illinois 60638

LEONARD JARZAB, PRES POLISH AMER  
6200 WEST 64TH ST  
CHICAGO IL 60638

western union Mailgram®



4-016526S172 06/21/81 ICS IPMBNGZ CSP WSHB  
3125864734 MGM TDBN CHICAGO IL 128 06-21 0534P EST

PRESIDENT RONALD REAGAN  
WHITEHOUSE  
WASHINGTON DC 20500

029464

ON BEHALF OF 20 MILLION AMERICANS OF POLISH EXTRACTION WHO ARE  
DESPERATELY SEEKING JUSTICE IN OUR COURT SYSTEM PLEASE GIVE FORMER  
SPECIAL WATERGATE PROSECUTOR LEON JAWORSKI THE UTMOST CONSIDERATION  
IN FILLING THE UPCOMING VACANCY ON THE U.S. SUPREME COURT.

IN ADDITION TO BEING EMINENTLY QUALIFIED FOR THIS POST LEON JAWORSKI  
WOULD ALSO PROVIDE THE OBJECTIVE SENSITIVITY SO CRITICALLY NEEDED TO  
PROPERLY ADJUDICATE SERIOUS LITIGATION NOW PENDING IN OUR COURTS  
WHICH CAN AFFECT THE FUTURE OF MILLIONS OF POLISH AMERICANS.

THIS LITIGATION THUS FAR HAS FALLEN ON "DEAF EARS" IN OUR COURT  
SYSTEMS MUCH TO THE DISMAY AND DISAPPOINTMENT OF MILLIONS OF POLISH  
AMERICANS THROUGHOUT THE UNITED STATES.

LEONARD JARZAB, PRES POLISH AMERICAN GUARDIAN SOCIETY  
6200 WEST 64TH ST  
CHICAGO IL 60638

17:38 EST

MGMCOMP

**WHITE HOUSE  
CORRESPONDENCE TRACKING WORKSHEET**

FG051

O - OUTGOING

H - INTERNAL

I - INCOMING

Date Correspondence Received (YY/MM/DD) 81 106 132

Name of Correspondent: Leonard Jarzab

MI Mail Report

User Codes: (A) \_\_\_\_\_ (B) \_\_\_\_\_ (C) \_\_\_\_\_

Subject: Recommends Leon Jarzab to fill the upcoming vacancy on the U. S. Supreme Court.

**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>SP Jame</u>	ORIGINATOR	<u>81106123</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				
		<u>1 1</u>			<u>1 1</u>
	Referral Note:				

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**FOR OUTGOING CORRESPONDENCE:**

- Type of Response = Initials of Signer
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Comments: \_\_\_\_\_

Keep this worksheet attached to the original incoming letter.  
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 Always return completed correspondence record to Central Files.  
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23 JUN 1981

77

JUN 22 1981

81 JUN 18 P10: 04

WHA046(1919)(1-028902A169)PD 06/18/81 1918

ICS IPMWGWC WSH

10721 06-18 0811P EDT

PMS WHITE HOUSE DC

4-062899S169 06/18/81

ICS IPMBNGZ CSP

3147217708 TDBN ST LOUIS MO 125 06-18 0659P EST

PMS MR LOU GERIG

DIRECTOR OF MEDIA LIASON RPT DLY NGM, DLR

WHITE HOUSE

WASHINGTON DC 20500

DEAR LOU:

THANK YOU SO MUCH FOR YOUR LETTER OF JUNE 9, BE ADVISED THAT OUR HOT  
LINE NUMBER HAS BEEN CHANGED TO 3149975698. I AM SENDING YOU THIS  
TELEGRAM TO NOMINATE JAMES P. JOHNSON TO THE VACANCY THAT CURRENTLY

72

EXISTS ON THE SUPREME COURT OF THE UNITED STATES. AS A FORMER  
DISTRICT ATTORNEY, AND CONGRESSMAN FROM COLORADO, AND MOST DEDICATED  
REPUBLICAN, I CAN FIND NO OTHER CANDIDATE SO WORTHY OF THIS  
APPOINTMENT.

AS A RELATIVELY YOUNG REPUBLICAN (33) I CAN SEE THAT THE PARTY HAS  
NEGLECTED THE YOUTH OF OUR NATION. IF WE ARE TO GROW AND PROSPER WE  
MUST INDUCT THE EXPERIENCED YOUNG PEOPLE THAT HAVE FOUGHT SO HARD FOR  
THE DEVELOPMENT AND STRUCTURE THAT WE ALL CLUTCH NEXT TO OUR HEARTS.

SINCERELY,

ROBERT WILKINSON,

"WILKE IN THE MORNING" KSD RADIO

10155 CORPORATE SQUARE

ST. LOUIS. MO 63132

159 NORTH BEMISTON  
ST LOUIS MO 63135

1916 EST

NNNN

WADE M ANDERSON  
9350 SCUTHEAST 46  
MERCER ISLAND WA 98040

western union Mailgram®



4-069471S169 06/18/81 ICS IPMRNCZ CSP WSHB  
2062329878 MGM TDRN MERCER ISLAND WA 95 06-18 0957P EST

*End*

PRESIDENT RONALD REAGAN  
WHITE HOUSE  
WASHINGTON DC 20500

24 JUN 1981

PJ

DEAR MR PRESIDENT,

I WOULD LIKE TO RECOMMEND JUDGE ROBERT EDWARD JONES AS A CANDIDATE FOR THE SUPREME COURT OF THE UNITED STATES TO REPLACE JUDGE POTTER WHO IS RETIRING. JUDGE JONES IS A REPUBLICAN WITH HIGH INTEGRITY AND HONESTY AND IS FROM PORTLAND OREGON AND WOULD REPRESENT NOT ONLY THE NATION BUT THE WESTERN SEGMENT OF THE COUNTRY. THIS RECOMMENDATION IS COMING FROM AN OLD TIME ACQUAINTANCE OF YOURS WADE M ANDERSON OF MERCER ISLAND WASHINGTON.

WADE M ANDERSON  
9350 SOUTHEAST 46  
MERCER ISLAND WA 98040

21:59 EST

MGMCOMP

THE WHITE HOUSE

WASHINGTON

August 3, 1981

Dear Mr. Hutson:

Thank you for your letter of June 23, 1981 to Mr. Meese recommending Barbara Jordan to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President has announced his intention to nominate the Honorable Sandra D. O'Connor for the position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to Mr. Meese regarding this important appointment and bringing the outstanding attributes of Barbara Jordan to his attention.

Sincerely,



Fred F. Fielding  
Counsel to the President

Mr. Howard A. Hutson  
779 Kinnikinnik Hill  
Mt. Vernon  
Golden, CO 80401

Court

# HOWARD A. HUTSON

June 23, 1981

Mr. Edwin Meese  
The White House  
Washington, DC

Dear Mr. Meese,

I figure this note will receive more attention by directing it to you than to the President.

Regarding filling the impending vacancy of the Supreme court I want to suggest a person:

That would be Barbara Jordan, the former Congresswoman from Texas.

She appears to me to be very capable, well trained and answers a lot of problems for the President because she is a black female, and a Democrat.

This suggestion, coming as it does from a white male Republican, may be a little startling but I think it is a good one.

Sincerely,

*Howard A. Hutson*  
Howard A. Hutson

25 JUN 1981

333 Old Mill Road, #244  
Santa Barbara, CA 93110

19 June 1981

Dear Mr. President:

It would take a big man to do it but -- Barbara Jordan  
belongs on the Supreme Court.

She is a nationally known figure of great dignity, with a superior mind, an intense patriotism, and an ideal background in experience to fit her for this position of trust.

I write this as a white woman, opposed to the ERA, concerned only with the ultimate good of our troubled country.

Sincerely,

(Mrs.) *Gwen L. Robertson*  
Gwen L. Robertson

The President  
1600 Pennsylvania Ave. N.W.  
Washington, D. C. 20500

24 JUN 1981

WHB009(0834)(1-0053834170)PD 06/19/81 0834

ICS IPMWGC WSH

03611 06-19 0924A EDT

PMS WHITE HOUSE DC

4-004662S170 06/19/81

ICS IPMTZZ CSP

2154711263 TDMT PHILADELPHIA PA 96 06-19 0806A EST

PMS PRESIDENT RONALD REAGAN

WHITE HOUSE

WASHINGTON DC 20500

I WOULD LIKE TO RECOMMEND FOR UPCOMING VACANCY ON THE U.S. SUPREME COURT THE FOLLOWING NAMES MY FIRST WOULD BE THAT OF SOMEBODY WHO HAS KNOWLEDGE OF CONSTITUTIONAL THEORY AND LAW AND THAT CHOICE WOULD BE HONORABLE BARBARA JORDAN FORMER U.S. CONGRESSWOMAN OF TEXAS AND MY OTHER CHOICES ARE HONORABLE JUDGE J WILLIAM DITTER JR U.S DISTRICT COURT JUDGE PHILADELPHIA, HONORABLE LEVAN GORDON JUDGE COURT OF



COMMON PLEAS PHILADELPHIA, FORMER HUD SECRETARY CARLA M HILLS AND  
ALSO THAT OF FORMER CONGRESSWOMAN YVONNE BURKE OF CALIFORNIA. THESE  
ARE MY RECOMMENDATIONS. PLEASE TAKE THESE RECOMMENDATIONS UNDER  
CONSIDERATION. SINCERELY

GEORGE G BRITT JR

906 SOUTH 60 ST

PHILADELPHIA PA 19143

0810 EST

NNNN

K

*Supreme  
Court  
book*

THE WHITE HOUSE  
WASHINGTON

October 28, 1981

Dear Mr. Schaeffler:

Thank you for your letter of September 22, 1981 recommending Judge Anthony Kennedy to fill the next vacancy on the Supreme Court of the United States. Please be assured that your strong words of endorsement for him will receive every consideration during any future selection process.

With best regards, I am

Sincerely,



Fred F. Fielding  
Counsel to the President

Mr. James A. Schaeffler  
981 43rd Avenue  
Apartment 30  
Sacramento, California 95831

05 OCT 1981

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had  
guiding  
PS  
September 22, 1981

Ronald Reagan  
President  
The White House  
1600 Pennsylvania Avenue  
Washington, D.C.

Re: Judge Anthony Kennedy U.S. Supreme Court Appointment

Dear Mr. President:

Last academic year, I had the enlightening opportunity to take a Constitutional Law class from Judge Anthony Kennedy. Following my completion of the course, I promised myself that I would do what I have never done before: write to the President.

I wish, as a former student of Judge Kennedy, to recommend him as a nominee of yours to the United States Supreme Court. I do this with great respect and without reservation. I found the man to be the most judicially and legally brilliant I have met, as well as a very fair and concerned all-around human being.

Perhaps the most important reason I have for doing this is that I feel such a selection would be a superior credit and contribution to all parties concerned: to the two major political parties, to you and your administration, to the judicial bench, to me and my family, and perhaps most important, to the citizens of the Country, present and future.

The overwhelming response to Judge Kennedy - from all sides I have encountered - has been one of great impression and immense respect. It is possible that in the political short term analysis a more perfect candidate could be chosen; however, in the moral, judicial and even political long term, he would be tough to beat.

Thank you for considering this request!

Sincerely,

  
James A. Schaeffler

981 43rd Avenue  
Apt. #30  
Sacramento, CA 95831

SC  
Book

THE WHITE HOUSE

WASHINGTON

September 23, 1981

Dear Mr. Asmundson:

Ed Meese has forwarded a copy of your September 15, 1981 letter recommending Justice Anthony M. Kennedy for the next vacancy on the Supreme Court of the United States. Please be assured that Justice Kennedy will receive every consideration should the President again be faced with filling a vacancy on the Court.

With best regards, I am

Sincerely,



Fred F. Fielding  
Counsel to the President

Vigfus A. Asmundson, Esquire  
Suite 1040, 555 Capitol Mall  
Sacramento, California 95814

21 September 1981

21 SEP 1981

Dear Mr. Asmundson:

Thank you for your letter of 15 September 1981 and for your kind words about my speech to the Comstock Club. It was a pleasure for me to address this group, and I am glad that you were able to attend.

Your recommendation of Justice Anthony M. Kennedy for the next vacancy on the United States Supreme Court, has been forwarded to Fred F. Fielding, Counsel to the President, for his attention.

We appreciate your advising us about Mr. Kennedy, and you may be assured that he will be given careful consideration by the Administration. I am grateful for the time you have taken to write.

With best wishes,

Sincerely,

EDWIN MEESE III  
Counsellor to the President

Mr. Vigfus A. Asmundson  
Suite 1040  
555 Capitol Mall  
Sacramento, CA 95814-4687

cc: EMeese  
cc w/cy of inc: Fred Fielding  
EM:nh:emb-36a

VIGFUS A. ASMUNDSON, INC.

LAWYER

SUITE 1040, 555 CAPITOL MALL  
SACRAMENTO, CALIFORNIA 95814 -4687  
(916) 443-4648

September 15, 1981

Honorable Ed Meese III  
Advisor to President Ronald Reagan  
White House  
Washington, D.C. 20500

RE: Appointment to United States Supreme Court

Dear Mr. Meese:

I very much enjoyed your speech to the Comstock Club in Sacramento on Friday, September 12.

I am writing to recommend Justice Anthony M. Kennedy of the 9th Circuit Court of Appeals for appointment to the United States Supreme Court.

When appointed about three years ago, Tony was the youngest Circuit Court Justice in the United States. He is very smart, his opinions are conservative, he shows judicial restraint, and he clearly recognizes the separate powers of State and Federal Governments and the three branches of government.

Tony is a graduate of Stanford University, the London School of Economics, and Harvard Law School. He began law practice with what I believe was Caspar Weinberger's San Francisco law firm, then took over his father's law practice in Sacramento when his father died and it became necessary for Tony to continue the practice for his mother's economic protection.

Tony engaged full time in private practice until his appointment to the Circuit Court. In addition, he has taught, and continues to teach the Constitutional Law course at McGeorge School of Law in Sacramento, where he regularly receives standing ovations.

Tony is married and has two sons and a daughter. Ronald Reagan knows him from Sacramento days, when Tony helped draft a tax reform Constitutional initiative.

Honorable Ed Meese III  
September 15, 1981  
Page 2

Here is an outstanding person who merits the President's consideration. I would appreciate it if you would see that this letter is directed to the proper person for consideration when an appointment opportunity becomes available.

Very truly yours,



Vigfus A. Asmundson

VAA:lmb



THE WHITE HOUSE

WASHINGTON

July 14, 1981

Dear Judge Freeman:

Thank you for your letter of June 22, 1981 recommending the Honorable Cornelia Kennedy to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President last week announced his intention to nominate the Honorable Sandra D. O'Connor for that position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to the President regarding this important appointment and bringing the outstanding attributes of Cornelia Kennedy to his attention.

Sincerely,



Fred F. Fielding  
Counsel to the President

Honorable Ralph M. Freeman  
Judge of the United States District Court  
Eastern District of Michigan  
United States Courthouse  
Detroit, Michigan 48226

18

United States District Court

For the Eastern District of Michigan

United States Courthouse

Detroit 48226

CHAMBERS OF  
RALPH M. FREEMAN  
JUDGE

25 JUN 1981

95

June 22, 1981

Mr. Ronald Reagan  
President of the United States  
The White House  
Washington, D.C. 20500

Re: Supreme Court Vacancy

Dear Mr. President:

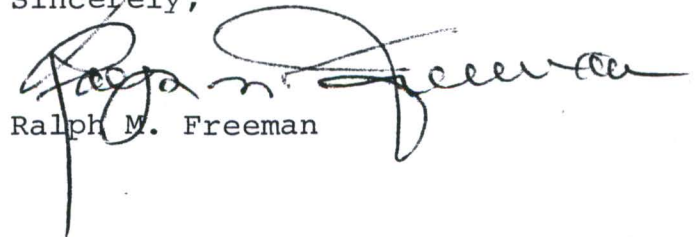
I would like to recommend the appointment of the Honorable Cornelia G. Kennedy, Circuit Judge for the Sixth Circuit to fill the vacancy on the Supreme Court caused by the retirement of Justice Stewart.

Judge Kennedy is especially well qualified for this important judicial position. She was a United States District judge of this district for about nine years (1970-79), and chief judge of the court for two years before her appointment to the Sixth Circuit Court of Appeals. She was also a state trial judge for three years in Detroit and prior to that was in private practice doing a lot of trial work, during which time she appeared several times in my court. I have had the opportunity to see Judge Kennedy in action, both as a lawyer and judge, since 1967, and I can assure you that she has excellent qualifications for a Supreme Court justice.

She is also a courageous person which characteristic is applied without exception in her judicial decisions. I consider her philosophy as a lawyer and a judge to be desirable for any federal judge including a justice of the Supreme Court. Her decisions will show that she interprets the law wisely and impartially and uses excellent judgment in leaving the lawmaking function to Congress rather than the courts.

For these reasons, I urge you to appoint Judge Kennedy to fill this vacancy.

Sincerely,



Ralph M. Freeman

THE WHITE HOUSE

WASHINGTON

July 30, 1981

Dear Mrs. Lake:

Thank you for your letter of June 25, 1981 to the President recommending the Honorable Cornelia G. Kennedy to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President has announced his intention to nominate the Honorable Sandra D. O'Connor for the position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to the President regarding this important appointment and for bringing the outstanding attributes of the Honorable Cornelia G. Kennedy to his attention.

Sincerely,



Fred F. Fielding  
Counsel to the President

Ann W. Lake, Esquire  
President  
National Association of Women Lawyers  
40 Sawyer Drive  
Dedham, Massachusetts 02026

THE WHITE HOUSE

WASHINGTON

July 14, 1981

Dear Judge Miles:

Thank you for your letter of June 22, 1981 recommending the Honorable Cornelia Kennedy to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President last week announced his intention to nominate the Honorable Sandra D. O'Connor for that position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to the President regarding this important appointment and bringing the outstanding attributes of Cornelia Kennedy to his attention.

Sincerely,



Fred F. Fielding  
Counsel to the President

Honorable Wendell A. Miles  
Chief Judge  
United States District Court  
Western District of Michigan  
110 Michigan, N.W.  
Grand Rapids, Michigan 49502

FF-1A

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
110 MICHIGAN N.W.  
GRAND RAPIDS, MICHIGAN 49502

WENDELL A. MILES  
Chief JUDGE

June 22, 1981

35 JUN 23 1981

Honorable Ronald W. Reagen  
President  
1600 Pennsylvania Avenue, NW  
Washington, D.C. 20500

Re: Supreme Court Appointment - Cornelia Kennedy

Dear Mr. President:

I have observed your stated criteria for the qualifications of a Supreme Court Justice. I wholeheartedly agree with each and every one of them. I am sure that the Honorable Cornelia Kennedy, Judge of the Court of Appeals for the Sixth Circuit agrees with them as well.

In my letter to the Attorney General of the United States I have evaluated her as the most qualified person in the United States for the pending vacancy of Supreme Court Justice.

I enclose a copy of my letter to Attorney General William French Smith stating my reasons for supporting her candidacy.

Sincerely,

  
Wendell A. Miles

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF MICHIGAN

110 MICHIGAN N.W.

GRAND RAPIDS, MICHIGAN 49502

June 22, 1981

WENDELL A. MILES  
Chief JUDGE

Hon. William French Smith  
Attorney General  
Department of Justice  
Constitution Avenue & 10th St NW  
Washington, D.C. 20530

Dear Mr. Smith:

I receive the now public knowledge of the pending resignation of Justice Potter Stewart with both regret and sympathetic understanding. While he was on the Sixth Circuit bench he came to Grand Rapids (Western District of Michigan) and heard several cases as a trial judge for the then ailing Chief Judge Raymond Starr, in 1959. As United States Attorney for this district it was my privilege to have tried two of them. He stated at that time that he would be a better appellate judge for the "trial-judge" experience.

There are, of course, many reasons I need not be concerned with for the appointment of a particular person for a Supreme Court Justice by a President. I accept the released statement from the White House concerning the qualifications that the President will be stressing. In making my recommendations I fully and completely concur in the President's objectives.

As a former United States Attorney (twice appointed by President Eisenhower 1953 & 1957); as my party's candidate for Attorney General (Republican) in 1960; as a busy trial attorney from 1961-1970 (representing American Natural Gas, Michigan Consolidated Gas Co. from its Detroit offices), I had the opportunity to closely observe the career of Judge Cornelia Kennedy as a State Circuit Judge elected from Wayne County (Detroit).

Cornelia Kennedy was an outstandingly able state trial judge in Michigan at a time when women were not generally considered for that position with great favor. There is no doubt in my mind that if "her political party" had not controlled the administration from 1968-1976 she would have been elected to the office of Justice of the Michigan Supreme Court.

Since my appointment as United States District Judge by President Nixon, I have followed her career as a fellow jurist, reading her opinions while she was United States District Judge, Chief United States District Judge and a judge on the United States Court of Appeals for the Sixth Circuit.

Cornelia Kennedy is certainly one of the (if not the) best qualified jurists in the United States today by reason of training, experience, intelligence, integrity, and, above all, common sense. She has the courage and fortitude to penetrate the fuzzy thinking of so many of our judges that is so badly needed in the appellate courts. (See copy of latest Court of Appeals decision in U.S. v. Alphonse Lewis, 80-5183: Filed June 19, 1981). The senseless and ridiculous reversal of this criminal case in 13 pages was sensibly answered by her in four pages).

It would be difficult to find another person who had demonstrated as much clear, common sense thinking, who could carry the prestige and credibility as a former trial judge, to the "high court."

Sincerely,

Wendell A. Miles

THE WHITE HOUSE

WASHINGTON

July 14, 1981

Dear Mr. Rankin:

Thank you for your letter of July 5, 1981 recommending Judge **Cornelia Kennedy** to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President last week announced his intention to nominate the Honorable Sandra D. O'Connor for that position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

I appreciate your time and concern in writing to me regarding this important appointment and bringing the outstanding attributes of Judge Kennedy to my attention.

Sincerely,



Fred F. Fielding  
Counsel to the President

Mr. William Read Rankin  
c/o Box 61  
Middlesex, New Jersey 08846



07 JUL 1981

William Read Rankin  
c/o Box 61  
Middlesex, New Jersey 08846  
July 5, 1981

Fred F. Fielding  
Counsel to the President  
The White House  
1600 Pennsylvania Avenue  
Washington, D.C. 20500

Dear Counsel Fielding,

I am writing to ask you to strongly consider recommending Judge Cornelia Kennedy of the United States Court of Appeals to the President for the seat on the Supreme Court that became vacant when Justice Stewart's resignation became effective on July 3, 1981.

I am a former law clerk for the Sixth Circuit. In 1978-79 I served the Honorable Paul C. Weick. Of the 115 cases that I handled for Judge Weick, 2 or 3 were appeals from decisions by Judge Kennedy while she sat in the Eastern District of Michigan. I have strong feelings about the work I reviewed, and I have several other points to make that I hope you will consider.

In my opinion, Judge Kennedy's work was excellent. To a law clerk who is accustomed to poring over the record and cross checking briefs against the record for hour after hour after hour after hour, her work was a relief. Her work displayed a devotion to fairness, accuracy, detail, and care that went beyond merely doing a job. She was almost religiously accurate; she marshalled evidence well; she applied the law to the facts shown in the record; her cites to the evidence were almost unfailingly accurate and fair to the record; her work was complete and exhaustive; it was well reasoned.

In my opinion our system and country should reward excellence, devotion to fairness, and accuracy long and religiously pursued for its own sake. We deserve that kind of quality and ability on our highest court.

In addition to rewarding excellence, and loyalty, however, allow me to make several other points that you may find of interest.

The first is a morale point. Judge Kennedy has paid her dues, first on the District Court, then as Chief, then on the Sixth Circuit. I was pleased when President Carter named her to the Sixth Circuit. Because she was one of only 2 or so Republicans nominated by President Carter, there is

is a strong inference that her record is excellent. But a further point is that District Court Judges are aware that there is a difference between the opinions of appellate judges who have District Court experience and those who do not. District Court Judges are on the firing line. They are under great pressure; they are objects of mass demonstrations, their lives are threatened; their families are threatened; every day in court they are before the public in the public arena; they must reconcile antagonistic claims of groups and individuals who are fighting; they are constantly under the bright and critical glare of the media. Appellate Judges who have this experience tend to be more sensitive to the difficulties of being on the firing line. District Court Judges appreciate this sensitivity.

A second point is political. By nominating Judge Kennedy the President would fulfill a campaign pledge and would gain politically with the following groups: women, in general; older persons, in general; the jurisdiction of the Sixth Circuit, 27 million citizens, in Ohio, Michigan, Kentucky, and Tennessee; the Bar Associations of those 4 states; Senators and Representatives of those 4 states; many District Judges; many lawyers. Ohio and Michigan are old, industrialized, democratic states; Tennessee and Kentucky are growing, sunbelt, southern border democratic states. Last fall President Reagan and Republicans made a good showing in this democratic region which they may wish to assist. In the House, for example, 12 of Ohio's 22 Representatives are now Republican, in Michigan 6 of 18 are now Republican, in Kentucky, 3 of 7 are now Republican, and in Tennessee, 3 of 8 are now Republican. Majority Leader Baker of Tennessee may favor the nomination. In the House, among Republicans, Rep. Vander Jagt, R., Mich., who is Chairman of the National Republican Congressional Committee, Rep. Latta, of Ohio, ranking Republican on the House Budget Committee, Rep. Stanton, of Ohio, ranking Republican on the House Banking, Finance and Urban Affairs Committee, Rep. Broomfield, of Michigan, ranking Republican on the House Foreign Affairs Committee, Rep. Quillen of Tennessee, ranking Republican on the House Rules Committee, Rep. Snyder of Kentucky, ranking Republican on the House Merchant Marine and Fisheries Committee, and Rep. Ashbrook, of Ohio, ranking Republican on the House Education and Labor Committee may favor the nomination. Among Democrats, Rep. Perkins, of Kentucky, chairman of the House Education and Labor Committee and Rep. Dingell, of Michigan, chairman of the House Energy and Commerce Committee, might support the nomination.


The next point is a debating point with Democrats. The Sixth Circuit had the first woman on a federal appellate court in United States history, Judge Florence Allen, who stepped down in 1959. See 278 F.2d. Although Judge Allen was a Democrat, President Reagan would appear to be on the

side of tradition by nominating from the pioneering Circuit. He would provide even a better role model than Judge Allen for aspiring women by appointing Judge Kennedy.

A final point is a strategic one. Justice Stewart's resignation was unexpected. President Reagan may have several more during the next three years. Justices Brennan and Marshall may step down for age and health reasons, and Chief Justice Burger and Justice Powell may step down as well. On the one hand, it makes sense to try to influence the Court for as long a period as possible, possibly decades, by naming someone young, conservative, who agrees with the President's philosophy, at the first opportunity, even if that person is relatively inexperienced. After all, President Reagan may not have another opportunity. Already the Court is swinging conservative, led by Justice Rehnquist, and another young member may help that swing and influence the course of the Court for decades. On the other hand, the President may have more than one appointment, and if so, he might accomplish several objectives by appointing Judge Kennedy. He could reward excellence, reward a faithful Republican, accomplish other points already mentioned, and still get 12 to 15 years of conservatism on the Court. He can use later nominations, which are likely, for personal favorites, or for as yet undiscovered and still developing young Republican jurists, who may well influence the Court for several decades.

Thank you for considering my feelings on this matter. I hope that you will consider my thoughts, and if you feel that they have some value, that you will forward them to others who are taking part in the selection process so that they may consider them as well.

Very sincerely and respectfully yours,



William Read Rankin

WRR/wrr

30 JUN 1981

FF

RUFUS S. HILL, JR., ESQ.

3331 LEGATION STREET NW

WASHINGTON, D. C. 20015

June 25, 1981

Honorable Edwin Meese III  
Counsellor to the President  
White House - West Wing  
1600 Pennsylvania Avenue NW  
Washington, D.C.

Dear Mr. Meese:

May I please suggest the possibility of the President's making an announcement along the following lines shortly after July 3 with regard to the Supreme Court:

This Nation has lost to what I hope is a happy retirement a brilliant, objective, and impartial jurist in the person of Justice Potter Stewart. When Justice Stewart came to Washington, he was asked whether he were a liberal or a conservative--to which he replied: "I am a lawyer." I have known for shortly over 2 months that Justice Stewart was retiring. During that time I have searched this country diligently among jurists and non-jurists -- and without regard, of course, to race, religion, sex, or ideology -- for the best person to follow in the tradition that Potter Stewart founded. I have found another Phi Beta Kappa jurist who practiced law for 19 years before elevation to the bench of a State trial court 14 years ago. After 3 years at the State level this jurist was appointed to be a United States District Judge and served with distinction until 1979. Since then, this jurist has graced with brilliance a United States Circuit Court of Appeals. In other words, this jurist was chosen for the Federal

RUFUS S. HILL, JR., ESQ.  
3331 LEGATION STREET NW  
WASHINGTON, D. C. 20015

bench by both a Republican and a Democratic President. And I am continuing this bipartisan spirit of high respect by nominating this most able and impartial person I can find to be a member of the United States Supreme Court. I deem it a privilege to nominate, as an Associate Justice:

The Honorable Cornelia Groofsema Kennedy.

I do not know Judge Kennedy personally, have never seen her, and have never plead a case in her court. But I have read at least one of her opinions.

While, sir, with all due respect, I do not agree with you that it is "inappropriate" for someone such as you to be simultaneously an adviser to the President and a candidate for the Court, I presumptuously suggest that it would be best at this time to nominate to the Court someone whom the media could not possibly say--to its discredit--is a political or personal crony of the President's or of Senator Thurmond. While I have the highest regard, respect, and, indeed -- if I may say so -- affection for Senator Thurmond, while I consider myself a life-long South Carolinian and would therefore like to see a nominee from South Carolina, and while I wear the same school-tie with, and respect very much, Ms. Dole, I believe that every person on Senator Thurmond's list (as stated in the "Washington Post", Tuesday, June 23, 1981, A4) could be attacked by the media as a crony of Senator Thurmond's or the President's, except Ms. Kennedy--and except Ms. Kearse. But the media could nastily say that Judge Kearse is a "twofer". Further, she has been a jurist for only two years. While she should be seriously considered for replacement if Justice Marshall leaves the Court, nevertheless, Judge Kennedy, on the other hand, is a jurist of long experience. Since she is on Senator Thurmond's list, he might possibly be "locked-in" to her confirmation. And, I believe, she is the least vulnerable name on the Senator's list to attack as a "political" appointment.

Respectfully,

*Rufus*

O: 275-7083  
H: 244-8376

cc: Chief of Staff Baker and Messrs. Lyn Hofziger and E. Pendleton James

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF MICHIGAN

110 MICHIGAN N.W.

GRAND RAPIDS, MICHIGAN 49502

WENDELL A. MILES  
Chief JUDGE

June 22, 1981

PS  
Honorable Ronald W. Reagen  
President  
1600 Pennsylvania Avenue, NW  
Washington, D.C. 20500

Re: Supreme Court Appointment - Cornelia Kennedy

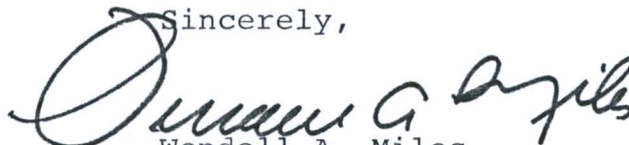
Dear Mr. President:

I have observed your stated criteria for the qualifications of a Supreme Court Justice. I wholeheartedly agree with each and every one of them. I am sure that the Honorable Cornelia Kennedy, Judge of the Court of Appeals for the Sixth Circuit agrees with them as well.

In my letter to the Attorney General of the United States I have evaluated her as the most qualified person in the United States for the pending vacancy of Supreme Court Justice.

I enclose a copy of my letter to Attorney General William French Smith stating my reasons for supporting her candidacy.

Sincerely,

  
Wendell A. Miles

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF MICHIGAN

110 MICHIGAN N.W.

GRAND RAPIDS, MICHIGAN 49502

June 22, 1981

WENDELL A. MILES

Chief JUDGE

Hon. William French Smith  
Attorney General  
Department of Justice  
Constitution Avenue & 10th St NW  
Washington, D.C. 20530

Dear Mr. Smith:

I receive the now public knowledge of the pending resignation of Justice Potter Stewart with both regret and sympathetic understanding. While he was on the Sixth Circuit bench he came to Grand Rapids (Western District of Michigan) and heard several cases as a trial judge for the then ailing Chief Judge Raymond Starr, in 1959. As United States Attorney for this district it was my privilege to have tried two of them. He stated at that time that he would be a better appellate judge for the "trial-judge" experience.

There are, of course, many reasons I need not be concerned with for the appointment of a particular person for a Supreme Court Justice by a President. I accept the released statement from the White House concerning the qualifications that the President will be stressing. In making my recommendations I fully and completely concur in the President's objectives.

As a former United States Attorney (twice appointed by President Eisenhower 1953 & 1957); as my party's candidate for Attorney General (Republican) in 1960; as a busy trial attorney from 1961-1970 (representing American Natural Gas, Michigan Consolidated Gas Co. from its Detroit offices), I had the opportunity to closely observe the career of Judge Cornelia Kennedy as a State Circuit Judge elected from Wayne County (Detroit).

Cornelia Kennedy was an outstandingly able state trial judge in Michigan at a time when women were not generally considered for that position with great favor. There is no doubt in my mind that if "her political party" had not controlled the administration from 1968-1976 she would have been elected to the office of Justice of the Michigan Supreme Court.

Since my appointment as United States District Judge by President Nixon, I have followed her career as a fellow jurist, reading her opinions while she was United States District Judge, Chief United States District Judge and a judge on the United States Court of Appeals for the Sixth Circuit.

Cornelia Kennedy is certainly one of the (if not the) best qualified jurists in the United States today by reason of training, experience, intelligence, integrity, and, above all, common sense. She has the courage and fortitude to penetrate the fuzzy thinking of so many of our judges that is so badly needed in the appellate courts. (See copy of latest Court of Appeals decision in U.S. v. Alphonse Lewis, 80-5183: Filed June 19, 1981). The senseless and ridiculous reversal of this criminal case in 13 pages was sensibly answered by her in four pages).

It would be difficult to find another person who had demonstrated as much clear, common sense thinking, who could carry the prestige and credibility as a former trial judge, to the "high court."

Sincerely,

Wendell A. Miles



18  
1

United States District Court

For the Eastern District of Michigan

United States Courthouse

Detroit 48226

CHAMBERS OF  
RALPH M. FREEMAN  
JUDGE

25 JUN 1981

95

June 22, 1981

Mr. Ronald Reagan  
President of the United States  
The White House  
Washington, D.C. 20500

Re: Supreme Court Vacancy

Dear Mr. President:

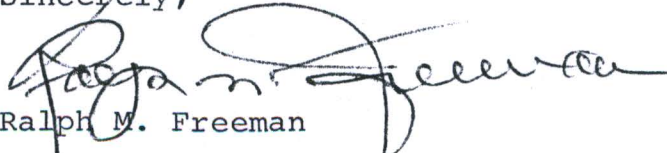
I would like to recommend the appointment of the Honorable Cornelia G. Kennedy, Circuit Judge for the Sixth Circuit to fill the vacancy on the Supreme Court caused by the retirement of Justice Stewart.

Judge Kennedy is especially well qualified for this important judicial position. She was a United States District judge of this district for about nine years (1970-79), and chief judge of the court for two years before her appointment to the Sixth Circuit Court of Appeals. She was also a state trial judge for three years in Detroit and prior to that was in private practice doing a lot of trial work, during which time she appeared several times in my court. I have had the opportunity to see Judge Kennedy in action, both as a lawyer and judge, since 1967, and I can assure you that she has excellent qualifications for a Supreme Court justice.

She is also a courageous person which characteristic is applied without exception in her judicial decisions. I consider her philosophy as a lawyer and a judge to be desirable for any federal judge including a justice of the Supreme Court. Her decisions will show that she interprets the law wisely and impartially and uses excellent judgment in leaving the lawmaking function to Congress rather than the courts.

For these reasons, I urge you to appoint Judge Kennedy to fill this vacancy.

Sincerely,

  
Ralph M. Freeman

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PRESIDENT RONALD REAGAN  
WHITE HOUSE  
WASHINGTON DC 20500

30 JUN 1981

WE URGE YOU TO APPOINT JUDGE CORNELIA KENNEDY TO THE SUPREME COURT. I  
BELIEVE FROM MY EXPERIENCE AS A FEDERAL COURT JUROR HERE THAT SHE IS  
THE MOST AGLE THE FAIREST WITH THE HIGHEST INTEGRITY OF ANY JUSTICE  
AVAILABLE IRRESPECTIVE OF RACE OR SEX.  
JAMES MASON, GROSSE POINTE MICHIGAN

08:51 EST

MGMCOMP



U.S. Department of Justice

24 JUN 1981

United States Attorney  
Southern District of Florida

*End*

AWW:rh

155 South Miami Avenue  
Miami, Florida 33130

DH

June 19, 1981

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

Dear President Reagan:

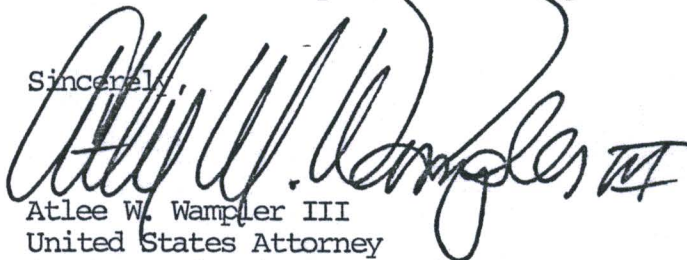
Please carefully review the qualifications and seriously consider appointing The Honorable Cornelia G. Kennedy, Circuit Judge, Sixth Judicial Circuit, United States Court of Appeals, to be the next Justice on the Supreme Court of the United States.

Judge Kennedy was a Republican appointee and has a strong Republican background. I have personally observed her formulate opinions where there was no precedent, continually striving to uphold tough legislation passed by the Congress of the United States to combat criminal conditions in the country. She is a Judge who has consistently labored to uphold reasonable actions on the part of state and federal executive law enforcement and the efforts of Congress to combat crime. She was an excellent Trial Judge, being fair to both sides, yet always exhibiting the greatest respect toward law enforcement.

In four years in the early 1970's, I met at Judge Kennedy's home at every conceivable hour of the weekend and nighttime off-duty hours to sign court authorized wiretap orders, to pursue great heroin and cocaine smuggling rings and the massive official corruption that ran through the police departments with organized crime figures in Detroit and its surrounding environs. She was an excellent U. S. District Court Trial Judge. On three occasions I met between the hours of 2:00 A.M. and 5:00 A.M. with Judge Kennedy to review multiple arrests and search warrant affidavits in these cases. Judge Kennedy always cheerfully invited us to come at any hour we were prepared, gave every attention in the dead of the night to the complicated, important work product, and always cheerfully invited us back for any reason. Judge Kennedy looked for possible problem areas in the affidavits, asking questions, offering suggestions, and eliciting testimony to fill in gaps that she thought might greater strengthen the documents against narcotics importers.

I have not seen Judge Kennedy in seven years. However, I know from the indefatigable way she worked to make the administration of justice function, as well as the mental brilliance she displayed in her opinions and in trial court, that if any person, and yet any woman, were to be considered to be a Justice of the Supreme Court, Judge Cornelia G. Kennedy would be among the best and the brightest candidates.

Sincerely,

A handwritten signature in black ink, appearing to read "Atlee W. Wampler III". The signature is fluid and cursive, with a large, sweeping initial "A".

Atlee W. Wampler III  
United States Attorney  
Southern District of Florida and  
President, South Florida Chapter  
The Federal Bar Association

THE WHITE HOUSE

WASHINGTON

July 22, 1981

Dear Mr. McDonnell:

Thank you for your letter of June 19, 1981 to Edwin Meese recommending the Honorable Earl W. Kintner to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President has announced his intention to nominate the Honorable Sandra D. O'Connor for the position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to Mr. Meese regarding this important appointment and bringing the outstanding attributes of Mr. Kintner to his attention.

Sincerely,



Fred F. Fielding  
Counsel to the President

Mr. Pierce McDonnell  
National Press Building  
Washington, D.C.

Court

Unlisted (202)

PIERCE MCDONNELL  
NATIONAL PRESS BUILDING  
WASHINGTON

(6) 638-7171

June 19, 1981.

Dear Mr. Meese:

I have, at this time, no firm  
suggestions for a very good  
Ponyer to replace Justice  
Patterson Stewart (Yule Saw),  
my friend, and a great guy.

The best replacement, in  
opinion, would be  
The Honorable Earl  
W. Kintner, Republican.

However, someone

Suite 904.

would really have to  
"sell" Earl on this  
the appointment to  
The Court. The only  
man, I know, who could  
do this would be The  
President. (Mr. Smith, The  
Attorney General, also  
knows Earl.) A terrific  
"Conservative" appointment would <sup>be</sup> Chair-  
man Wilbur D. Mills.

Again, "The Problem  
of acceptance," let me  
hear from you. Sincerely,  
Fiona McDonnell

Court

Unlisted (202)

PIERCE McDONNELL  
NATIONAL PRESS BUILDING  
WASHINGTON

(6) 638-7171

June 19, 1981.

Dear Mr. Messer:

I have, at this time, no firm  
suggestions for a very good  
counselor to replace Justice  
Patterson Stewart (Lyle Saw),  
my friend, and a great guy.

The best replacement, in  
opinion, would be  
The Honorable Earl  
W. Kintner, Republican.

However, someone

Suite 904.



would really have to  
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Finis McDonald