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WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name ROBERTS, JOHN: FILES

Withdrawer

IGP 8/4/2005

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FOIA

F05-139/01

Box Number

COOK

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| DOC NO | Doc Type | Document Description | No of Pages | Doc Date | Restrictions | |
|--------|----------|--|-------------|-----------|--------------|-----|
| 1 | MEMO | RICHARD HAUSER TO JOHN HERRINGTON RE NATIONAL INSTITUTE OF BUILDING SCIENCES | 2 | 7/12/1983 | B6 B7(C) | 500 |
| 2 | LETTER | FROM ROBERTS RE PERSONNEL FINANCIAL DISCLOSURE REPORT | 2 | 7/13/1983 | B6 | 501 |

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

- B-1 National security classified information [(b)(1) of the FOIA]
- B-2 Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
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- B-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

E.O. 13233

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THE WHITE HOUSE

WASHINGTON

July 12, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Legislative Veto Meeting

Mr. Meese began the meeting by announcing its purpose, which was to expand the legal analysis of the effect of the legislative veto decision to include broader policy considerations. The Attorney General then stated his view that legislative veto questions should be addressed on a case-by-case basis as they arose, rather than in any broad or general fashion. He also noted that any testimony should be postponed until after the August recess, if possible, to let the situation cool down some more. Ken Duberstein opined that he did not think Congress was inclined to act precipitously or in an across-the-board manner, but was still surveying the damage.

David Stockman agreed with the case-by-case approach only for the interim, noting that a vacuum now existed that Congress would fill with some other device. In particular he was concerned about a rise in appropriations riders, and seemed to be suggesting some accommodation with Congress to avoid this. The Deputy Attorney General disagreed, noting that Congress could still act as prescribed in the Constitution, so no "vacuum" existed. Ed Harper seemed to agree with Schmults; Mike Horowitz with Stockman.

Mr. Meese concluded the meeting by setting out the following course of action:

1. Do not alarm Congress; comply with report and wait provisions.
2. Address legislative veto issues as they arise on a case-by-case basis.
3. Begin "brainstorming" on long-term effects, through a working group of the Cabinet Council on Legal Policy.
4. The activities of this working group will be coordinated with the existing review group which has been meeting at Justice.

MEMORANDUM

THE WHITE HOUSE

WASHINGTON

July 12, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Request that President Write Foreword

Joey Adams, President of The Actors Youth Fund and apparently a friend of the President's, has written to advise the President that he has written a book on humor which he intends to dedicate to the President. Adams also has asked that the President write a foreword to the book. Presidential Correspondence asked Kathy Osborne whether the reply denying the request should come from Anne Higgins or the President himself, and Osborne asked for our thoughts. I do not think the President should be forced to deny a friend's request on the basis of a legal policy -- we should do that for him. I have drafted a memorandum to Osborne and a reply to Adams. Since Adams is a personal friend, the memorandum asks for Osborne's approval of our draft reply.

Attachment

THE WHITE HOUSE

WASHINGTON

July 12, 1983

MEMORANDUM FOR KATHY OSBORNE

FROM: FRED F. FIELDING

SUBJECT: Request that President Write Foreword

You asked for our views on a response to the request from Joey Adams that the President write a foreword to his new book on humor. The book is, of course, a commercial venture and it would accordingly be inappropriate for the President to become involved in it by writing a foreword.

A draft reply to this effect is attached. In light of the relationship between Mr. Adams and the President, we will await your approval of the draft reply before sending it.

~~2~~

Attachment

FFF:JGR:aw 7/12/83

cc: FFFielding
JGRoberts
Subj.
Chron

MEMORANDUM

THE WHITE HOUSE

WASHINGTON

July 12, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Revised Fact Sheet Re: Fair
Housing Amendments Act of 1983

Richard Darman has asked that comments on a revised fair housing fact sheet be sent directly to Mike Baroody by 9:00 a.m. tomorrow. The revision reflects the one change we suggested in our July 11 memorandum on the previous draft, and contains two new sections. A new section entitled "Housing Background" reviews HUD's handling of complaints in FY 1982 and the first half of FY 1983. A second new section, "General Background on Civil Rights Enforcement Activities," presents statistical highlights of the Justice Department's civil rights litigation activities, essentially those appearing in the Attorney General's Sunday Post op-ed piece. I have no legal objections.

Attachment

THE WHITE HOUSE

WASHINGTON

July 12, 1983

MEMORANDUM FOR MICHAEL BAROODY
DEPUTY ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Revised Fact Sheet Re: Fair
Housing Amendments Act of 1983

Counsel's Office has reviewed the above-referenced revised fact sheet and finds no objection to it from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aw 7/12/83

cc: FFFielding
JGRoberts
Subj.
Chron

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MEMORANDUM

THE WHITE HOUSE

WASHINGTON

July 13, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Ward L. Quaal Request for Meeting with the President

Ward L. Quaal, apparently a personal friend of Mr. Deaver's, met with the President on March 16 but, as he advised Deaver in a letter two months later, did not have an opportunity to discuss with the President the importance of the study of American history. Quaal had hoped to brief the President on a twelve-part television series on American history developed by Walter Schwimmer. Quaal asks to bring Schwimmer in for a meeting with the President to discuss the project.

The series seems to be simply a commercial television production, and accordingly the President should not become involved in it. The President could of course meet with Schwimmer and Quaal to hear about their project, but frankly I see little reason for such a meeting. The only reason would be for Schwimmer and Quaal to obtain a Presidential endorsement which would be inappropriate.

Our response to Deaver concerning this matter does not exhibit the promptness for which our office is justly renown because the item as it arrived from Deaver's office was attached to other incoming material and, like the sister city of Machu Picchu, has only recently been unearthed.

Attachment

THE WHITE HOUSE

WASHINGTON

July 13, 1983

MEMORANDUM FOR WILLIAM F. SITTMANN
SPECIAL ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Letter to Mike Deaver Regarding Meeting With
the President and Walter Schwimmer to Discuss
a Series on History of the United States

Your office has asked for our views on the request from Ward L. Quaal for a meeting with the President. The purpose of the meeting would be for Mr. Quaal and Walter Schwimmer to discuss with the President Schwimmer's proposed twelve-part television series on the history of the United States. Since Mr. Schwimmer's project is a commercial television production, it would not, as a general matter, be appropriate for the President to endorse the project or become involved with it in any way. This being the case, I see little purpose to be served by the meeting proposed by Mr. Quaal.

FFF:JGR:aw 7/13/83

cc: FFFielding
JGRoberts
Subj.
Chron

THE WHITE HOUSE

WASHINGTON

July 14, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Commercial Version of Teen Titans Comic Book

You will recall the "Teen Titans" comic book produced by DC Comics and funded by Keebler, which was distributed free of charge to gradeschoolers across the country in connection with the President's Drug Awareness Campaign. The inside cover contained a message from the First Lady. Carlton Turner advises that DC Comics now wants to print an edition of the comic book and sell it for \$1, with all proceeds going to the National Federation of Parents for Drug Free Youth and the Youth Reserve Fund. Dr. Turner advises that "all proceeds" means receipts less production costs.

This "commercial" edition would be essentially the same as the charitable one, including Mrs. Reagan's message. The bottom of the front cover would indicate that proceeds will go to fight drug abuse rather than that the book was produced "in cooperation with the President's Drug Awareness Campaign." The educational material at the end of the charitable edition will be replaced with descriptions of the two charitable recipients and an assortment of letters. According to Turner, the First Lady has approved and would like this project to go forward, subject of course to our advice concerning legal propriety.

I have no general objection to a letter from the First Lady appearing in a commercially marketed comic book, which indicates on its cover and inside that the proceeds are to go to worthy charities active in an area of great concern to her. I would recommend that the last paragraph of the current letter, however, be deleted. That paragraph constitutes an endorsement of the material and states that "generous corporations paid for it." If the book is sold for \$1, with only net proceeds going to charity, the people who buy the book -- not the corporations -- will be paying for it. The specific endorsement of the material is also troubling in that the book would now be sold, so the endorsement is really a commercial advertisement -- a problem not present when the book was distributed free of charge. A letter from

the First Lady simply urging youth to lead drug-free lives -- i.e., the first four paragraphs -- does not appear to me to present undue dangers of association with the commercial enterprises of DC Comics and Keebler, or certainly no more association than was already present in the previous edition. I have embodied these thoughts in the attached draft memorandum for Turner. I confess to some uncertainty about this result -- perhaps we should discuss.

me: lwo

Lat's

Attachment

> 7/14

THE WHITE HOUSE

WASHINGTON

July 26, 1983

MEMORANDUM FOR CARLTON E. TURNER
SPECIAL ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Commercial Version of Teen Titans Comic Book

You have asked for our views on a proposal to issue a commercially marketed version of the "Teen Titans" comic book, including a copy of Mrs. Reagan's letter on White House stationery on the inside cover, with the proceeds to go to two charities active in fighting drug abuse. We have no objections, assuming that both the medium and the designated charities are acceptable to the First Lady. Consistent with our policy of avoiding any endorsements by the President or First Lady of commercial enterprises, however, we would insist that DC Comics not make any use of the First Lady's name in promotional material in connection with the marketing of the comic book, and that it be clearly indicated on the book that proceeds will be donated to fight drug abuse. This will help dissipate any suggestion -- inevitably present to some degree in such projects -- that the First Lady has "endorsed" DC Comics or Keebler.

We also suggest deletion of the last paragraph of the letter that appeared in the version of the comic book that was distributed free of charge. This strikes us as necessary for two reasons. First, the paragraph constitutes an endorsement of the material. This was unobjectionable when the book was free, but when the book is being commercially marketed such an endorsement is really a free advertisement, and places the First Lady in the position of urging young readers to buy a DC Comics product -- even if the proceeds will go to charity. Second, the statement "generous corporations paid for it" will be far less true in this case than it was with the original edition. It is our understanding that only net proceeds will be donated to the charities, so with respect to this edition the cost of producing the book will be paid for by those who buy it.

FFF:JGR:aw 7/26/83

cc: FFFielding/JGRoberts/Subj./Chron

THE WHITE HOUSE

WASHINGTON

July 14, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Commercial Version of Teen Titans Comic Book

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THE WHITE HOUSE

WASHINGTON

July 14, 1983

MEMORANDUM FOR CARLTON E. TURNER
SPECIAL ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Commercial Version of Teen Titans Comic Book

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MEMORANDUM

THE WHITE HOUSE

WASHINGTON

July 14, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Proposed Testimony of Alfred S. Regnery
Before the Senate Subcommittee on
Juvenile Justice Concerning
Confidentiality of Juvenile Records

The above-referenced testimony is to be delivered on July 19. The testimony is very general in nature, indeed rambling, but basically concludes that juvenile court records of serious habitual offenders should be as accessible for justice system purposes as adult criminal records. This would avoid the frequent phenomenon of serious habitual juvenile offenders being treated as if they had a clean slate when they first encounter the adult criminal justice system. The testimony states that Regnery's Office of Juvenile Justice and Delinquency Prevention is reviewing state codes on the question of record access and supporting research in the area, and plans to draft model code provisions for the states.

There is what I take to be a Freudian slip on page 4 of the testimony, where Regnery is discussing the difference between the view of juvenile justice that places priority on protecting the child and the view that places priority on protecting society. He states that "these two points of view are completely antithetical" Presumably a "not" has been inadvertently dropped.

Attachment

THE WHITE HOUSE

WASHINGTON

July 14, 1983

MEMORANDUM FOR GREGORY JONES
OFFICE OF MANAGEMENT AND BUDGET

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Proposed Testimony of Alfred S. Regnery
Before the Senate Subcommittee on
Juvenile Justice Concerning
Confidentiality of Juvenile Records

Counsel's Office has reviewed the above-referenced proposed testimony and finds no objection to it from a legal perspective. On page 4, line 15, we assume "not" should be inserted between "are" and "completely."

FFF:JGR:aw 7/14/83

cc: FFFielding
JGRoberts
Subj.
Chron

MEMORANDUM

THE WHITE HOUSE

WASHINGTON

July 14, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Enrolled Bill H.R. 3132 -- Energy and
Water Development Appropriation Bill, 1984

Richard Darman has asked for comments by noon today on the above-referenced enrolled bill, which provides appropriations of \$14.2 billion for water development programs in several different agencies. The bill adds \$449 million to the President's request in the domestic area and deletes \$278 million from his request in the defense area. OMB nonetheless recommends approval, and of course our office is in no position to evaluate that recommendation. The bill contains the typical collection of pet projects specifically funded and restraints on expenditures of funds. Section 504 provides that no funds shall be used to implement a regulation "disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States." Since the "law of the United States" now includes the Chadha decision, I do not think this provision presents any difficulties. I see no legal objections.

Attachment

THE WHITE HOUSE

WASHINGTON

July 14, 1983

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3132 -- Energy and
Water Development Appropriation Bill, 1984

Counsel's Office has reviewed the above-referenced enrolled bill and finds no objection to it from a legal perspective.

FFF:JGR:aw 7/14/83

cc: FFFielding
JGRoberts
Subj.
Chron