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WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name

Withdrawer

File Folder CHRON FILE (09/09/1983 - 09/15/1983)

IGP 8/4/2005

Box Number

FOIA

F05-139/01

COOK

29IGP

DOC NO	Doc Type	Document Description	No of Pages	Doc Date	Restrictions	
						572
1	MEMO	ROBERTS TO HOLLAND RE INCOME TAX RETURN (PAGE 1 CLOSED IN FULL, PAGE 2 PARTIAL)	2	9/12/1983	B6	571

COPY - Reagan Presidential Record

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]
- B-3 Release would violate a Federal statute [(b)(3) of the FOIA]
- B-4 Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- B-6 Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- B-7 Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- B-8 Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- B-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

E.O. 13233

C. Closed in accordance with restrictions contained in donor's deed of gift.

THE WHITE HOUSE

WASHINGTON

September 9, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS


SUBJECT: Status Report

The annotations to the attached respond to your request for a status report on allegedly "outstanding" items. You will note that in most instances that description is inaccurate. Please advise if more information is needed.

Attachment

MEMORANDUM

THE WHITE HOUSE
WASHINGTON
September 8, 1983

FOR: JOHN ROBERTS
FROM: DIANNA HOLLAND 

Attached is a report of assignments that our records indicate are outstanding. Would you please give Mr. Fielding a status report on these by COB Friday, September 9, 1983.

Thank you.

SEP 8 1983

THE WHITE HOUSE

WASHINGTON

September 9, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Radio Address:
Voice of America - Saturday,
September 10, 1983

Richard Darman has asked that comments on the above-referenced draft remarks be sent directly to Ben Elliott by noon today. The remarks discuss the need for additional funding for Voice of America, relying on the Korean Airlines massacre to point out the need for a strong and modern VOA.

At line 18 on page one, the remarks refer to the "crash" of the plane. The word strikes me as far too neutral to describe the shooting down of the airliner. Planes crash for a variety of reasons; this one was shot down. I suggest substituting "attack" for "crash." On page 2, line 2, "makes" should be "make." On page 2, line 23, the remarks state that "freedom of information" is necessary to our democracy. "Freedom of information" is of course a legal term of art, and we have, quite correctly, taken several steps to limit the scope and certain abuses of the Freedom of Information Act, including support of remedial legislation and changes in regulations. I suggest substituting "free speech."

Finally, the President makes a direct plea in the conclusion for Congressional action on VOA legislation, and urges citizens to advocate such action to their representatives. Based on our position that the anti-lobbying provisions do not apply to the President, I have no objection.

Attachment

THE WHITE HOUSE

WASHINGTON

September 9, 1983

MEMORANDUM FOR BEN ELLIOTT
PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Radio Address:
Voice of America - Saturday,
September 10, 1983

Counsel's Office has reviewed the above-referenced remarks. We recommend changing "freedom of information" on page 2, line 23, to "free speech." "Freedom of information" is a legal term of art, and this Administration has in fact taken several steps, including support of legislation, to limit the scope of the Freedom of Information Act. If the suggested change is not made, opponents of our initiatives could readily use the President's own words to resist our efforts in this area.

On page 1, line 18, the word "crash" strikes us as far too neutral to describe what happened. We suggest "attack" or something similar. Finally, on page 2, line 2, "makes" should be "make."

FFF:JGR:aea 9/9/83

cc: FFFielding
JGRoberts
Subj.
Chron

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

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

Date Correspondence Received (YY/MM/DD) 1 / 1 /

Name of Correspondent: Richard G. Norman

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

Subject: Presidential Radio Address:
Voice of America Saturday,
September 10, 1983

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>CV Holland</u>	ORIGINATOR	<u>83109109</u>	_____	<u> 1 / 1 / </u>
<u>CV AT 18</u>	Referral Note: <u>D</u>	<u>83109109</u>	<u>S</u>	<u>83109109</u> <u>NOON</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>

ACTION CODES:

- | | |
|--|---|
| <ul style="list-style-type: none"> A - Appropriate Action C - Comment/Recommendation D - Draft Response F - Furnish Fact Sheet to be used as Enclosure | <ul style="list-style-type: none"> I - Info Copy Only/No Action Necessary R - Direct Reply w/Copy S - For Signature X - Interim Reply |
|--|---|

DISPOSITION CODES:

- | | |
|--|--|
| <ul style="list-style-type: none"> A - Answered B - Non-Special Referral | <ul style="list-style-type: none"> C - Completed 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, OEOP).
Always return completed correspondence record to Central Files.
Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

WHITE HOUSE STAFFING MEMORANDUM

DATE: September 8 ACTION/CONCURRENCE/COMMENT DUE BY: NOON TOMORROW

SUBJECT: PRESIDENTIAL RADIO ADDRESS: VOICE OF AMERICA

SATURDAY, SEPTEMBER 10, 1983
(9/8/83 - 7:45 p.m.)

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	HERRINGTON	<input type="checkbox"/>	<input type="checkbox"/>
MEESE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	HICKEY	<input type="checkbox"/>	<input type="checkbox"/>
BAKER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	JENKINS	<input type="checkbox"/>	<input type="checkbox"/>
DEAVER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	McMANUS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
STOCKMAN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MURPHY	<input type="checkbox"/>	<input type="checkbox"/>
CLARK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ROGERS	<input type="checkbox"/>	<input type="checkbox"/>
DARMAN	<input type="checkbox"/> P	<input type="checkbox"/> SS	ROLLINS	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DUBERSTEIN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FELDSTEIN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	SVAHN	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	VERSTANDIG	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FULLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WHITTLESEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>
GERGEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>ELLIOTT</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

REMARKS:

The attached has gone forward to the President. Please provide any edits/comments directly to Ben Elliott by NOON TOMORROW with an information copy to my office.
(room 100)

Thank you.

RESPONSE:

Richard G. Darman
Assistant to the President

THE WHITE HOUSE

WASHINGTON

September 12, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Request by James Roosevelt for Meeting
with the President to Discuss U.S.S.
Potomac Restoration Efforts

James Roosevelt, son of FDR, has written Michael Deaver to ask for a meeting between the President and several individuals associated with the effort to restore FDR's Presidential Yacht, Potomac. The yacht is owned by the Port of Oakland, and is being restored by the Association for the Restoration of the Presidential Yacht Potomac (the Association). The Association is filing for 501(c)(3) status.

You may recall that on July 6, 1983, you wrote a public relations firm working on behalf of the Association, denying its request to use the Presidential Seal in connection with its fundraising efforts. Mr. Meese has also corresponded with Association members in the past, in response to their requests to have the President visit the project. Meese was noncommittal. Deaver now wants your advise on whether the President should meet with Roosevelt and his friends.

Assuming that the Association is successful in obtaining 501(c)(3) status, we can interpose no serious objection to such a meeting. We would have to alert Association members that the meeting could not be used to aid their fundraising, although I suspect that is their primary motivation in asking for a meeting in the first place. The attached draft memorandum to Deaver notes no legal objection, but also suggests that the meeting may not be as useful as those seeking it would like it to be.

Attachment

THE WHITE HOUSE

WASHINGTON

September 12, 1983

MEMORANDUM FOR MICHAEL K. DEEVER
ASSISTANT TO THE PRESIDENT
DEPUTY CHIEF OF STAFF

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Request by James Roosevelt for Meeting
with the President to Discuss U.S.S.
Potomac Restoration Efforts

You have asked for our views on the request from James Roosevelt that the President meet with him and several other individuals associated with the effort to restore FDR's Presidential Yacht, Potomac. The effort is a joint project of the Port of Oakland and the Association for the Restoration of the Presidential Yacht Potomac. The latter organization, which has filed for 501(c)(3) status with the IRS, is actively involved in raising funds for the project.

Assuming that the Association is granted 501(c)(3) status, we would have no objection to several of its members, and others involved in the restoration project, meeting with the President to advise him of their efforts. We would, however, object to any effort to use the meeting to involve the President in fundraising. We have already denied a request filed on behalf of the Association to use the Presidential Seal in fundraising for the restoration effort.

Should a meeting be held, Mr. Roosevelt and his colleagues should be made fully aware in advance that the fact of the meeting, or any statements or photographs flowing from it, may not be used to aid their fundraising. Such a limitation may remove their main purpose in seeking the meeting.

FFF:JGR:aea 9/12/83

cc: FFFielding
JGRoberts
Subj.
Chron

TN005

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

O - OUTGOING

H - INTERNAL

I - INCOMING

Date Correspondence received (YY/MM/DD) 83109107

NAME OF CORRESPONDENT: James R. ...

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

SUBJECT: want meeting with POTUS to restore the U.S. Potomac

ROUTE TO: ACTION DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
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<u>DES:IT</u>		<u>83109107</u> PY			<u>83109107</u>
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<u>CUFIEL</u>		<u>83109107</u> PY			<u>83109108</u>
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<u>CUAT:18</u>		<u>83109109</u> PY			<u>83109109</u> PY
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		<u>1</u>	<u>1</u>		<u>1</u>
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ACTION CODES: A - Appropriate Action C - Comment/Recommendation D - Draft Response F - Furnish Fact Sheet to be	I - Info Copy Only/No Action Necessary R - Direct Reply w/Copy S - For Signature X - Interim Reply	DISPOSITION CODES: A - Answered B - Non-Special Referral C - Completed S - Suspended	FOR OUTGOING CORRESPONDENCE: Type of Response = Initials of Signer Code = "A" Completion Date = Date of Outgoing
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COMMENTS:



September 1, 1983

The Hon. Michael Deaver,
Deputy Chief of Staff &
Assistant to the President
The White House
Washington, D.C. 20500

167232

Dear Michael:

I have the privilege of being assigned with the [redacted]
[redacted] the U.S.S. Yankee, the Presidential Yacht
my father used frequently during his Administration. The
many good reasons to dedicate this memorial are reflected in
the accompanying statement from the Board of Governors.

As you can see, President Reagan has been apprised of this
ambitious project. His response is particularly gratifying
to the Roosevelt family.

A delegation of friends is now seeking an appointment with
[redacted] progress and ask for
[redacted] encouragement. The other individuals accompanying
me are identified below:

- The Honorable Lionel J. Wilson, Mayor of Oakland
- Ms. Patricia Pineda, President, Oakland Board of
Port Commissioners
- Mr. Douglas Fraser, President Emeritus, International
Union of United Auto Workers
- Mrs. Emelyn K. Jewett, Senator Knowland's daughter

Naturally, we would like to see the President as soon as his
schedule permits. I look forward to hearing from you.

Warmest personal regards,

Sincerely,

James Roosevelt

JR:cf

CC: The Hon. Frederick J. Ryan,
Director of Presidential
Scheduling & Appointments

JAMES ROOSEVELT & COMPANY

A STATEMENT FROM THE BOARD OF GOVERNORS
OF THE ASSOCIATION FOR THE PRESERVATION
OF THE PRESIDENTIAL YACHT U.S.S. POTOMAC

Throughout American history the private homes and personal retreats of Presidents have emerged as symbols of their greatness and as tangible reminders of the heritage and freedom we share.

Today we honor the U.S.S. Potomac, the Floating White House of the Presidency of Franklin Delano Roosevelt. This converted Coast Guard Patrol Boat became a symbol of hope and strength to all the free world during the pivotal Roosevelt years.

It was then, and there, on the decks and in the staterooms of the Potomac, that great ideas were born. Decisions were shaped that would carry the nation through the dark realities of its darkest moments.

During her historic years of Presidential service, the Potomac entertained the British Royal family, Queen Wilhelmina of the Netherlands, Princess Martha of Norway, and many other distinguished world leaders.

More than once the President addressed the nation from her Radio Room. He delivered his final Jackson Day Dinner speech from what he called "the little cabin of the little ship Potomac."

STATEMENT FROM THE BOARD
Page Two

In that speech, the President said: "If our kind of civilization gets run over, the kind of peace we seek will become a mere unattainable dream. That is why, in the comparative quiet of this week, I have become more than ever clear that the time calls for courage and more courage -- action and more action."

There is no doubt that President Roosevelt wrote these stirring words aboard the Potomac. Above all, this was his own quiet place, a place for "thinking things through." And in that role, this little ship did indeed shape history.

Our challenge now is to remember. By restoring the Potomac to her 1939 condition, we create an opportunity for future generations to recapture the memory of the Roosevelt years. We bring the pages of history to life for America's children. We teach the great lessons of a democratic nation. And we pay tribute to one of America's most beloved sons.

The use of the California Conservation Corps for the education and employment of young men and women on board the Potomac adds to the value of the project in a way that would have had special meaning for President Roosevelt. This same spirit is evident in the broad base of support already being garnered for the Potomac restoration.

STATEMENT FROM THE BOARD
Page Three

President Reagan has already taken the project under consideration. Edwin Meese III, Counselor to the President, has written that President Reagan "was particularly interested in the private sector participation and the establishment of the job-training program for disadvantaged young people."

Clearly, the support of the project before us is strong. And clearly, our mission is one of historic importance to the American people.

We cannot, we must not, forget the lessons of the past. It is our duty -- indeed our privilege -- to restore the U.S.S. Potomac, make her once again a vital, active force in America, and honor her throughout future generations.

Together we pledge to preserve the Potomac as a living tribute to the Roosevelt years. May this unique historic national treasure always remind us of the triumphs we have known. This vessel will give Americans a glimpse of the political life of our nation -- a perspective required to prepare us for future challenges; not unlike those faced by Franklin Delano Roosevelt.

The Board of Governors

8/30/83

MEMORANDUM

THE WHITE HOUSE
WASHINGTON

September 8, 1983

FOR: JOHN ROBERTS

FROM: DIANNA HOLLAND *MS*

The IRS has notified Jane Dannenhauer that reports will not be forthcoming on the following individuals because they filed for an extension of time to file their taxes on August 15. The IRS indicated that it could be 4-6 weeks before these returns are processed and notification is received by us that they are clear. I discussed this with Dick and he asks that the responsible attorneys contact the candidates and asked that we receive some proof that the taxes were indeed filed by the 15th or an indication that they are working with the IRS in some manner.



b6

Please advise. Thank you.



b6

THE WHITE HOUSE

WASHINGTON

September 12, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS

SUBJECT: Honegger Files

Central Files has alerted us to the existence of a memorandum from Barbara Honegger to H.P. Goldfield, dated March 16, 1982, in which Honegger states, "When my tenure with the legal equity function is complete, the files moved from the White House to Justice will be returned to Terry Good, or his successor, and I will take full responsibility to see that that is done. I will notify Counsel's Office in writing when such documents have been returned to the White House." This undertaking was apparently considered necessary before Honegger was permitted to carry copies of White House files to the Justice Department. Although Honegger has resigned her post, thereby "completing" her "tenure" with the legal equity function, the files have not been returned nor has our office been so notified.

I called over to the Justice Department (Ken Starr) to determine if the copies of White House files taken by Honegger are still in Honegger's office, and advised that any White House files identifiable as such should be returned to us. I have not yet heard back from Justice. Terry Good of Central Files advised that there was no way of ascertaining if what Justice returns to us - if anything - constitutes a complete set of what Honegger took with her. It will therefore probably be advisable to write Honegger to request her compliance with the terms of the agreement she signed (and remind her that she may not retain copies of White House files, even for use on her forthcoming book). We can revisit this question when we see what files were left behind at Justice.

Attachment

WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET

FG006-01

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

Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: Barbara Honegger

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

Subject: Memo to HP Goldfield re: Honegger's White House Files

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>CU12011</u>	<u>ORIGINA DD</u>	<u>83109102</u>		<u>1 1</u>
	Referral Note:			
<u>CU1218</u>	<u>D</u>	<u>83109102</u>	<u>S</u>	<u>83109102</u>
	Referral Note: <u>DDI</u>			
		<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:			

ACTION CODES:

- A - Appropriate Action
- C - Comment/Recommendation
- D - Draft Response
- F - Furnish Fact Sheet to be used as Enclosure
- I - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
- X - Interim Reply

DISPOSITION CODES:

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

FOR OUTGOING CORRESPONDENCE:

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

Comments: _____

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

March 16, 1982

FOR: H.P. GOLDFIELD

FROM: BARBARA HONEGGER

[Handwritten signature]

166779 *CU*

SUBJECT: Continued Use of Files Relating to my Continued Function, While at Justice, as Chairman of the Cabinet Council on Legal Policy Working Group on Legal Equity for Women

Pursuant to your request, this memorandum confirms my agreement to follow the guidelines set forth by the Counsel's Office, as communicated in our telephone conversation, regarding continued use of files relating to my function as Chairman of the Cabinet Council on Legal Policy Working Group on Legal Equity for Women while at the Department of Justice.

The files referred to are those generated as a result of my function over this past year as policy analyst and resource contact at the White House on issues as they affect women and as Chairman of the Working Group on Legal Equity for Women. Though I will be physically moving to Justice, I will be continuing with the same function begun here at the White House and so will require continued access to information accumulated over this past year relating to that function.

I agree to make copies of all original file documents which are necessary for me to continue my work while at Justice, leaving the originals with Terry Good. All the files moved to Justice will be kept segregated from other files, and not co-mingled with files created while at Justice, or files generated from the files moved to Justice. Justice has agreed to provide lockable filing cabinets for this purpose.

~~When my tenure with the [redacted] to [redacted] of this [redacted] ty [redacted] the White [redacted]~~

Per your suggestion, approval of the agreement contained in this memorandum, below, will be sufficient, together with Mr. Good's receipt of originals in the files, to allow me to move the documents to the locked filing cabinet at the Department of Justice.

Date _____

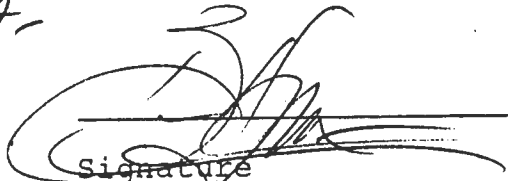
STATEMENT OF DEPOSIT OF PRESIDENTIAL RECORDS


I have turned over all ^{original} official records and other materials that were in my custody to the Office of Records Management or my office. I ~~have not retained copies of any of these records.~~

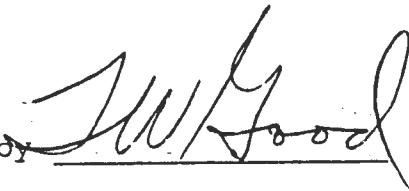
See attached memo of understanding per Presidential Counsel dated 3-16-82.

3-16-82

Date


Signature HONEGGER


Office of Policy Development

Checked out by 

THE WHITE HOUSE
WASHINGTON
September 13, 1983

MEMORANDUM FOR DIANNA G. HOLLAND

FROM: JOHN G. ROBERTS
SUBJECT: Carmen J. Blondin

Carmen J. Blondin is to be reappointed to the North Pacific Fur Seal Commission. The President is authorized to appoint a Commissioner and a Deputy Commissioner to this Commission by § 106 of Public Law 89-702, 80 Stat. 1092. I have reviewed the Personal Data Statement submitted by Blondin, and the SF-278 he incorporated by reference (Blondin is also a Deputy Assistant Administrator of the National Oceanic and Atmospheric Administration). I see no reason to object to this reappointment.

Attachment

THE WHITE HOUSE

WASHINGTON

September 13, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Judge Chambers' Chambers

On August 17, Judge Chambers of the Ninth Circuit, a senior judge who serves on the court's planning committee, wrote Assistant Attorney General Olson concerning a dispute between GSA and the court. The Southern California facility of the Ninth Circuit will soon be moved from Los Angeles to a new building in Pasadena. The building site is apparently on something of a slope. According to Chambers, GSA is reneging on a commitment to provide parking at the top of the hill. Instead, GSA plans to provide parking at the bottom, and sell the more valuable area at the top. Chambers asks Olson's opinion on whether Executive Order 12348 (February 25, 1982) - apparently cited to the judge by GSA - can override GSA's earlier commitments. Executive Order 12348 set up the Property Review Board (PRB). Oddly, Chambers suggests a possible lawsuit by the judges under Nixon v. GSA, 433 U.S. 425 (1977), which has nothing to do with this dispute except for the fact that GSA was involved. Olson has written you, suggesting that the matter should be quickly and amicably resolved - without formal opinions - to avoid alienating an important court.

I raised the matter with Bruce Selfon of the PRB, who discussed the dispute with GSA. GSA's side of the story is that all judges and court employees will in fact have parking at the top. Only visitors will be forced to park down below - a short walk from the entrance. GSA does plan to sell a parcel on the high ground that would otherwise have been used for parking, generating \$10 million of revenue. Both the City and the County favor the GSA plan, for traffic and environmental reasons. GSA officials admit they changed their minds from the original plan for the site, but they do not feel estopped on the basis of representations to the judges. Written material on the dispute from GSA is on its way from California.

I agree with Olson that it is not in our overall interest to step on the judges' toes if we can avoid it. On the other hand, if GSA's representations to Selfon are accurate, Judge Chambers is clearly being unreasonable. We should await the written material from GSA before taking any action, but I wanted to advise you of this matter should Olson or anyone else raise it with you.

bers. We should expect to see some months when inflation will be higher than in January. But the important message is that over the long haul, inflation is coming down, and that is very good news, indeed.

For a family of four at the poverty line (on a fixed income of \$8,500 during 1981), the drop in the inflation rate during 1981 over 1980 meant a cash savings of some \$255. For the average household with an average income (on a fixed income of \$24,332 during 1981), the gains in the battle against inflation during 1981 meant an increase in spending power of some \$730.

Note: Assistant to the President for Communications, David R. Gergen, read the statement to reporters at his news briefing in the Briefing Room at the White House.

United States-Jamaica Barter Agreement

*Announcement of the Agreement.
February 25, 1982*

Today the United States completed its arrangement on November 24, 1981, to procure 1.6 million tons of Jamaica bauxite for the United States strategic stockpile. The agreement, which was signed today by representatives of the United States and Jamaican Government in Jamaica, will benefit both countries as it stimulates the growth of Jamaica's private sector. The United States will receive needed bauxite for our strategic stockpile. Bauxite is the raw material used to produce aluminum, a major element in almost all modern military weapons, such as the F-15 fighter aircraft and the B-1 bomber.

Jamaica in return for its bauxite will receive approximately \$39 million in needed foreign exchange plus about 7,000 metric tons of nonfat dry milk and 1,900 metric tons of anhydrous milk fat valued at \$13 million. These dairy products are part of the agriculture barter aspects of this bauxite procurement, and they represent the first use of agriculture barter to acquire strategic raw material in almost 15 years. The other portions of bauxite will be procured by

direct cash payment, as well as exchange with excess stockpile material no longer needed because of the changing requirements of technology. The procurement will be accomplished under current budget allocations.

This program, developed during the first year of the Reagan administration, is directly supportive of United States policy toward the Caribbean Basin announced by the President yesterday. The program also demonstrates that trade programs between the United States and Caribbean countries are mutually beneficial as will be the aid, trade, and investment aspects of the Caribbean Basin Initiative.

Federal Real Property

Executive Order 12348. February 25, 1982

By virtue of the authority vested in me as President by the Constitution and statutes of the United States of America, including Section 205(a) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 486(a)), in order to improve management of Federal real property, it is hereby ordered as follows:

Section 1. (a) There is hereby established a Property Review Board.

(b) The members of the Board shall be the Counsellor to the President; Director, Office of Management and Budget; Chairman, Council of Economic Advisers; Assistant to the President for Policy Development; Chief of Staff and Assistant to the President; Assistant to the President for National Security Affairs; and such other officers or employees of the Executive branch as the President may from time to time designate. One of the members of the Board shall be designated by the President as Chairman.

(c) Staff, including an Executive Director, and other administrative support shall be provided from resources available to the President.

Sec. 2. The Board shall perform such functions as may be directed by the President, including the following:

(a) develop and review Federal real property acquisition, utilization, and disposal policies with respect to their relationship to other Federal policies;

(b) advise the Administrator of General Services with respect to such standards and procedures for executive agencies that are necessary to ensure that real property holdings no longer essential to their activities and responsibilities are promptly identified and released for appropriate disposition;

(c) review and examine prior disposals of surplus property for public benefit discount conveyances to ensure that the property is being used and maintained for the purpose for which it was conveyed;

(d) receive the surveys and reports made by or to the Administrator of General Services pursuant to Sections 3 and 4 of this Order as well as other reports on Federal real property that are requested by the Board, with particular attention to resolution of conflicting claims on, and alternate uses for, any property described in those reports, consistent with laws governing Federal real property;

(e) provide guidance to the Administrator of General Services in accord with Section 6 of this Order;

(f) establish for each Executive agency annually the target amount of its real property holdings to be identified as excess; and

(g) submit such recommendations and reports to the President as may be appropriate.

Sec. 3. (a) All Executive agencies shall periodically review their real property holdings and conduct surveys of such property in accordance with standards and procedures determined by the Administrator of General Services pursuant to Section 206 of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 487), and this Order.

(b) The head of each Executive agency, within 60 days of the date of this Order, shall report to the Administrator of General Services and the Board the agency's real property holdings which, in his judgment, are not utilized, are underutilized, or are not being put to optimum use.

(c) The head of each Executive agency shall identify, and report to the Board, all those properties which can be considered for disposition in response to the targets

established by the Board in subsection 2(f) of this Order.

Sec. 4. The Administrator of General Services in consultation with the Board shall issue standards and procedures, conduct surveys, and cause surveys to be conducted, to ensure that the real property holdings of Executive agencies shall continually be evaluated with special emphasis on the identification of properties that are not utilized, are underutilized, or are not being put to optimum use. The Administrator shall consult with the Board and appropriate Executive agencies in order to (a) identify real property that is excess or surplus to the needs of the Executive agencies, and (b) make such real property available for its most beneficial use under the various laws of the United States affecting such property.

Sec. 5. The Administrator of General Services shall report to the Board with respect to any property or portion thereof which has not been reported excess to the requirements of the holding agency and which, in the judgment of the Administrator, is not utilized, is underutilized, or is not being put to optimum use, and which he recommends should be reported as excess property.

Sec. 6. Before the Administrator of General Services assigns or conveys property for public benefit discount conveyances, he shall first consult with the Board and consider such guidance as it may provide.

Sec. 7. The Administrator of General Services shall, to the extent permitted by law, provide necessary advice and assistance to the Board to accomplish the objectives of this Order.

Sec. 8. Executive Order No. 11954, as amended, is revoked.

Ronald Reagan

The White House,
February 25, 1982.

[Filed with the Office of the Federal Register, 4:58 p.m., February 25, 1982]

FG052
JGR

**WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET**

- D - OUTGOING
 - H - INTERNAL
 - I - INCOMING
- Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: Theodore B. Olson

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

Subject: Letter to Olson from Judge ^{Richard} Chambers
re: projected move for the Ninth Circuit
and problems with parking site

ROUTE TO:		ACTION	DISPOSITION
Office/Agency	(Staff Name)	Action Code	Type of Response Code
<u>COB011</u>		ORIGINATOR ^{DD} <u>83108130</u>	
		Referral Note: _____	
<u>WAT1B</u>		^{DD} <u>83108130</u>	<u>S 83109109</u>
		Referral Note: _____	
		Referral Note: _____	
		Referral Note: _____	
		Referral Note: _____	

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

Comments: _____

Keep this worksheet attached to the original incoming letter.
Send all routing updates to Central Reference (Room 75, DEOB).
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 13, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS

SUBJECT: Correspondence from Alfred J. Schweppe

Mr. Schweppe, an attorney from Seattle, is an occasional correspondent of yours. He has now written to object to revenue sharing and other federal grants for local purposes, stating that the President "is unalterably right in his concept of federalism." The President reviewed his concept of federalism in his recent address to the National Association of Towns and Townships, and I recommend simply sending Schweppe a copy. I do not know if Schweppe will agree with the President's support of block grants and revenue sharing, but he will approve of the more general sentiments.

Attachment

THE WHITE HOUSE

WASHINGTON

September 13, 1983

Dear Mr. Schweppe:

Thank you for your letter of September 1, concerning revenue sharing and other grants for local purposes. The President touched on federalism and related topics in his recent address before the National Association of Towns and Townships. In light of your interest in this area, I have taken the liberty of enclosing a copy of that address.

Thank you for writing.

Sincerely,

Fred F. Fielding
Counsel to the
President

Mr. Alfred J. Schweppe
1600 Peoples National
Bank Building
1415 Fifth Avenue
Seattle, Washington 98171

Enclosure

FFF:JGR:aea 9/13/83
bcc: FFFielding/JGRoberts/Subj./Chron

**WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET**

FA

- O - OUTGOING
- H - INTERNAL
- I - INCOMING
Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: Alfred J. Schweppe

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

Subject: Use of federal grants for local purposes in Seattle, Washington

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>WH011</u>	ORIGINATOR	<u>83,09,07</u> <u>PV</u> _____ <u>1 1</u>
<u>CVST 18</u>	D	<u>83,09,07</u> <u>PV</u> <u>PV 5</u> <u>83,09,17</u>
_____	_____	<u>1 1</u> _____ <u>1 1</u>
_____	_____	<u>1 1</u> _____ <u>1 1</u>
_____	_____	<u>1 1</u> _____ <u>1 1</u>

- | | |
|--|---------------------------|
| ACTION CODES: | DISPOSITION CODES: |
| A - Appropriate Action | A - Answered |
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| to be used as Enclosure | |
| I - Info Copy Only/No Action Necessary | |
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 Type of Response = Initials of Signer
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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.

SCHWEPPE, KRUG, TAUSEND & BEEZER, P.S.

ATTORNEYS AND COUNSELORS AT LAW

1600 PEOPLES NATIONAL BANK BUILDING
1415 FIFTH AVENUE
SEATTLE, WASHINGTON 98171

TELEPHONE
(206) 223-1600

MARGARET L. BARBIER
MARTHA J. DAWSON
RICHARD JOHN MORRISEY III
JAMES M. RUPP
ANTHONY D. SHAPIRO
RICHARD C. TALLMAN

WARREN A. DOOLITTLE
JOHN N. RUPP
FREDRIC C. TAUSEND
OF COUNSEL

ROBERT R. BEEZER
MARK M. HOUGH
DAVID G. KNIBB
MARY ELLEN KRUG
DONALD H. MULLINS
KENNETH E. REKOW
ROBERT J. ROHAN
JEROME L. RUBIN
ALFRED J. SCHWEPPE
J. RONALD SIM
JUDITH B. STOUDE
REX B. STRATTON
JAMES B. STREET
DEXTER A. WASHBURN

September 1, 1983

167222 *cu*

Mr. Fred Fielding
White House Counsel
The White House
Washington, D.C.

Dear Mr. Fielding:

This morning's Seattle Post Intelligencer has a long story about a congressional delegation being here to determine what federal funds should be allocated to repair of local streets and bridges.

You will remember that I pointed out several years ago in my articles in the American Bar Association Journal that revenue sharing and other grants for local purposes are unconstitutional, and that the President is unalterably right in his concept of federalism.

I have written the top state, county and city officials to stop completely relying on federal grants for local purposes. But here we are again!

Sincerely,

ALFRED J. SCHWEPPE

AJS:MBH

THE WHITE HOUSE

WASHINGTON

September 13, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS

SUBJECT: Coal Leasing Dispute

Earlier this summer, Secretary Watt announced plans to sell coal leases on federal land in the Fort Union area along the North Dakota-Montana border, under provisions of the Mineral Lands Leasing Act, 30 U.S.C. § 201. This act does not itself contain a legislative veto provision. The Federal Land Policy and Management Act of 1976, however, authorizes the Secretary to withdraw federal land from sale to preserve "public values in the area," 43 U.S.C. § 1714; § 1702(j). This act establishes various procedures by which the Secretary may effect a withdrawal. Under 43 U.S.C. § 1714(e), however, if the Secretary or either the Senate or House Committee on Interior and Insular Affairs determines that an emergency situation exists with respect to certain lands, the Secretary "shall immediately make a withdrawal" of the lands in question. By resolution dated August 8, the House Interior Committee determined that an emergency situation under 43 U.S.C. § 1714(e) existed with respect to the land subject to the coal lease sale announcement. Secretary Watt has responded that the committee's action is without legal effect in light of the Chadha decision, and plans to accept bids for the coal leases tomorrow, as scheduled.

The Office of Legal Counsel has been working closely with Interior as this confrontation developed. Deputy Assistant Attorney General Ralph Tarr and Interior Associate Solicitors Bill Satterfield and Alex Good met with committee counsel in late July in an unsuccessful effort to avoid a committee resolution. According to Tarr, Watt is on solid legal ground. Whether termed a legislative veto or not, the action taken by the committee under 43 U.S.C. § 1714(e) is an effort to affect legal rights without satisfying the bicameralism and presentment requirements, contrary to Chadha. There have been some rumblings that Congress has additional powers in this area by virtue of Article IV, § 3, which provides that "The Congress shall have Power to dispose of and make all needful Rules and Regulations respecting the Territory or other Property belonging to the United States..." This grant of power is no different than typical grants of legislative power in Article I, however,

and there is no reason to suppose that the requirements specified in Chadha would not apply. United States v. California, 332 U.S. 19, 27-28 (1947), undermines any claim of broader Congressional power under Article IV. In that case, the Court rejected an argument that a joint resolution concerning lands was not subject to presentment to the President and Presidential veto because it was enacted pursuant to Article IV powers.

At the same time, however, there is a confusing, unreported district court case from Montana offering support to Congress. According to Tarr, the issue in Pacific Legal Foundation v. Watt, Civ. 81-141-BLG (D. Mont. 1981), was identical to the one before us. The judge ruled that § 1714(e) did not contain a legislative veto, and that the authority of congressional committees to withdraw lands did not violate separation of powers. The judge based this ruling, however, on a determination that there was no minimum time limit on committee withdrawals - i.e., the Secretary, after a committee resolution of withdrawal, could immediately place the lands in the sale category once again. Broad language in Chadha - not decided at the time - make the validity of this case very suspect.

Private litigation is also pending in this case, styled as National Wildlife Federation v. Watt. Last week, Judge Oberdorfer denied plaintiffs' request for a TRO blocking the sale, largely because while bids will be accepted tomorrow, it will take some 60 days for the Secretary to review the bids and finalize any sales. A hearing is set for October 21. The plaintiffs have not stressed the legislative veto aspects, but rather have argued that Watt abused his discretion by not withdrawing the lands himself, as he is authorized to do by § 1714(e), and that Watt failed to follow his own regulations. The latter contention is certainly correct, but the regulation in question, 43 C.F.R. § 2310.5, simply implements the unconstitutional committee "veto" provision of § 1714(e), specifying action to be taken in the event of receipt of a committee withdrawal resolution.

Attachment

THE WHITE HOUSE

WASHINGTON

September 14, 1983

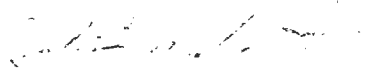
Dear Mr. Lavieri:

Congratulations on your prospective reappointment as a Member of the National Council on the Handicapped. In connection with your proposed reappointment, it will be necessary for you to complete the enclosed forms. Please return them to me at your earliest convenience.

With regard to the Personal Data Statement, you may respond in the form of a memorandum, addressed to Mr. Fielding, with your answers numbered to correspond to the questions. If you have any questions, please do not hesitate to call me. My office telephone number is 202/456-7953.

Again, my congratulations.

Sincerely,



John G. Roberts
Associate Counsel to the
President

Mr. Carmine R. Lavieri
Post Office 559
Winsted, Connecticut 06098

THE WHITE HOUSE

WASHINGTON

September 14, 1983


Dear Mr. Marge:

Congratulations on your prospective reappointment as a Member of the National Council on the Handicapped. In connection with your proposed reappointment, it will be necessary for you to complete the enclosed forms. Please return them to me at your earliest convenience.

With regard to the Personal Data Statement, you may respond in the form of a memorandum, addressed to Mr. Fielding, with your answers numbered to correspond to the questions. If you have any questions, please do not hesitate to call me. My office telephone number is 202/456-7953.

Again, my congratulations.

Sincerely,


John G. Roberts
Associate Counsel to the
President

Mr. Michael Marge
111 Claremont Road
Fayetteville, NY 13060

THE WHITE HOUSE

WASHINGTON

September 14, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Draft Proclamation for Youth
of America Week

By Joint Resolution 116, passed August 23, 1983, Congress authorized and requested the President to proclaim the week of September 4-10, 1983, "Youth of America Week." According to the Executive Clerk, this one "slipped through the cracks" at OMB, and the proposed proclamation is only now ready for signature. The language of the body of the proclamation is unobjectionable, but I question whether the usual boilerplate ending - "and I call upon Federal, State and local government agencies and the people of the United States to observe this week with appropriate programs, ceremonies and activities" - is appropriate for such a delinquent proclamation. We can, of course, retroactively designate a week, and have done so, but it is absurd to ask the citizens and government agencies to observe a bygone week. The clerk concurs that the language should be deleted.

Attachment

THE WHITE HOUSE

WASHINGTON

September 14, 1983

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Draft Proclamation for Youth
of America Week

Counsel's Office has reviewed the above-referenced draft proclamation. Since the week in question has already passed, we recommend deleting "and I call upon Federal, State and local government agencies and the people of the United States to observe this week with appropriate programs, ceremonies and activities" in the penultimate paragraph. It is awkward enough to issue a proclamation designating a bygone week without asking government agencies and the people to observe it.

FFF:JGR:aea 9/14/83

cc: FFFielding
JGRoberts
Subj.
Chron

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

- O - OUTGOING
- H - INTERNAL
- I - INCOMING
Date Correspondence Received (YY/MM/DD) 1 1

Name of Correspondent: RICHARD G. DARMAN

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

Subject: Draft Proclamation for Youth of America Week

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>CUH011</u>	ORIGINATOR	<u>83/09/14</u>	<u> </u> <u> </u> <u> </u>
<u>CUAT18</u>	Referral Note: <u>D</u>	<u>83/09/14</u>	<u>S</u> <u>830914</u> <u>2:00 pm</u>
	Referral Note:	<u> </u> <u> </u> <u> </u>	<u> </u> <u> </u> <u> </u>
	Referral Note:	<u> </u> <u> </u> <u> </u>	<u> </u> <u> </u> <u> </u>
	Referral Note:	<u> </u> <u> </u> <u> </u>	<u> </u> <u> </u> <u> </u>
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Comments: _____

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WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/14/83 ACTION/CONCURRENCE/COMMENT DUE BY: 2:00 P.M. TODAY

SUBJECT: DRAFT PROCLAMATION FOR YOUTH OF AMERICA WEEK

	ACTION FYI			ACTION FYI	
VICE PRESIDENT	<input type="checkbox"/>	<input type="checkbox"/>	HERRINGTON	<input type="checkbox"/>	<input type="checkbox"/>
MEESE	<input type="checkbox"/>	<input type="checkbox"/>	HICKEY	<input type="checkbox"/>	<input type="checkbox"/>
BAKER	<input type="checkbox"/>	<input type="checkbox"/>	JENKINS	<input type="checkbox"/>	<input type="checkbox"/>
DEAVER	<input type="checkbox"/>	<input type="checkbox"/>	McMANUS	<input type="checkbox"/>	<input type="checkbox"/>
STOCKMAN	<input type="checkbox"/>	<input type="checkbox"/>	MURPHY	<input type="checkbox"/>	<input type="checkbox"/>
CLARK	<input type="checkbox"/>	<input type="checkbox"/>	ROGERS	<input type="checkbox"/>	<input type="checkbox"/>
DARMAN	<input type="checkbox"/> P	<input checked="" type="checkbox"/> SS	ROLLINS	<input type="checkbox"/>	<input type="checkbox"/>
DUBERSTEIN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SPEAKES	<input type="checkbox"/>	<input type="checkbox"/>
FELDSTEIN	<input type="checkbox"/>	<input type="checkbox"/>	SVAHN	<input type="checkbox"/>	<input type="checkbox"/>
FIELDING	<input checked="" type="checkbox"/>	<input type="checkbox"/>	VERSTANDIG	<input type="checkbox"/>	<input type="checkbox"/>
FULLER	<input type="checkbox"/>	<input type="checkbox"/>	WHITTLESEY	<input type="checkbox"/>	<input type="checkbox"/>
GERGEN	<input type="checkbox"/>	<input type="checkbox"/>	<u>elliott</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

REMARKS:

May we have your comments on the attached proclamation by 2:00 p.m. today. Thank you.

RESPONSE:

Richard G. Darman
Assistant to the President
Ext. 2702



GENERAL COUNSEL

EXECUTIVE OFFICE OF THE PRESIDENT 1983 SEP 14 11 11: 52
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

September 13, 1983

MEMORANDUM FOR: THE PRESIDENT
FROM: MICHAEL J. HOROWITZ
COUNSEL TO THE DIRECTOR
SUBJECT: YOUTH OF AMERICA WEEK, 1983

Pursuant to Senate Joint Resolution 116, which passed both Houses of the Congress, the President is authorized and requested to issue a proclamation designating the week of September 4 through September 10, 1983 as Youth of America Week.

The enclosed proclamation, which was submitted informally by the Department of Health and Human Services, has been retyped in this office to reflect minor editorial changes and as to format.

The proposed proclamation has the approval of the Director of the Office of Management and Budget.

Enclosure

THE WHITE HOUSE

WASHINGTON

September 14, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS

SUBJECT: Joey Adams Foreword

On June 24, Joey Adams asked the President to write a foreword to Adams' forthcoming book on humor. On July 12, we advised Kathy Osborne that such a foreword would contravene our policy of avoiding Presidential involvement in commercial enterprises, and submitted a draft letter to that effect to be sent to Adams. On July 21, Osborne replied that the President would like to make an exception to the policy if the proceeds were going to Adams' charitable organization, The Actors Youth Fund. I contacted Adams, who stated that all the proceeds would go to the Fund. On August 18, we so advised Osborne, and noted that we had no objection to the President authoring a foreword should he desire to do so. (N.B. - This is in fact an exception to the policy noted above, rather than outside its scope, since the fact that the proceeds are going to a charity does not alter the commercial nature of the book itself, which will be publicly marketed.) Adams sent us a draft of the book, which we sent on to Osborne on September 7. Osborne forwarded it to Charley Shepherd for drafting of a foreword.

After reading the "book," Shepherd advised Osborne that in his view the President should not write a foreword. Shepherd cited several objectionable jokes and described the book as "sleazy, tacky and tawdry." Osborne now asks for your thoughts, noting she "tends to agree" with Shepherd.

The book is really not as advertised by Adams, but rather a collection of often tasteless Henny Youngman - Don Rickles - Rodney Dangerfield one-liners. I agree that it would be inadvisable for the President to author a foreword to this work. The problem is that Adams, who, by the President's own account, has known the President "for many, many years," now fully expects a foreword, because he has agreed to donate all proceeds to The Actors Youth Fund. I have taken a stab at a very difficult letter, and a memorandum to Osborne.

Attachments

+ did a good job, I'd add -

Pls see suggested changes in (a)

→ 9/14

I don't know this/what is diff?

??

THE WHITE HOUSE
WASHINGTON

September 14, 1983

*which does not really
address the problem we
see, but turns it off.*

MEMORANDUM FOR KATHLEEN OSBORNE
PERSONAL SECRETARY TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Joey Adams Foreword

Some rather fastidious.

We have reviewed the copy of the book submitted by Joey Adams, and agree with Charley Shepherd that it would be inappropriate for the President to write a foreword for this particular book. Adams advised us that the book would be one on the uses of humor; in fact, it appears to be little more than a collection of one-liners. If you approve, I will send the attached draft.

If you think it will be a problem with the President, I will discuss it with him or Mike.

cc Deann.

THE WHITE HOUSE

WASHINGTON

September 14, 1983

Dear Mr. Adams:

Some time ago you requested that the President write a brief foreword to a book you were writing on the uses of humor. We routinely decline such requests, however meritorious, on the basis of established White House policy of avoiding any involvement by the President in commercial endeavors. You advised our office, however, that all the proceeds of the book were to be donated to The Actors Youth Fund, and sent a draft of the book for our consideration.

The fact that the proceeds of the book will inure to the benefit of a worthy charity does not in itself alter the nature of the project as a commercial endeavor, since the book will still be marketed and sold. While rare exceptions are made, as a matter of policy we generally avoid Presidential endorsement of or association with specific charitable efforts. Since the President receives countless requests to support specific charities, and obviously cannot accept them all, fairness dictates that he generally adhere to a policy of declining such requests.

In light of your long association with the President, and the laudable work of your charity, we carefully reviewed your book to determine if there were some basis on which we could grant your request. I am sorry to have to advise you that we cannot do so. Please understand that our inability to approve a foreword by the President is in no way an adverse reflection on you or The Actors Youth Fund.

Sincerely,

Fred F. Fielding
Counsel to the President

Mr. Joey Adams
The Actors Youth Fund
160 West 46th Street
Room 402-A
New York, NY 10036

I wish I had a good "closing line" to graciously advise you of this, but all I can say is

THE WHITE HOUSE

WASHINGTON

September 16, 1983

MEMORANDUM FOR KATHLEEN OSBORNE
PERSONAL SECRETARY TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Joey Adams Foreword

We have reviewed the copy of the book submitted by Joey Adams, and agree with Charley Shepherd that it would be inappropriate for the President to write a foreword for this particular book. Adams advised us that the book would be one on the uses of humor; in fact, it appears to be little more than a collection of one-liners, some rather tasteless.

If you approve, I will send the attached draft, which does not really address the problem we see, but turns it off. If you think it will be a problem with the President, I will discuss it with him or Mike.

cc: Michael K. Deaver

Attachment

FFF:JGR:aea 9/16/83

cc: FFFielding
JGRoberts
Subj.
Chron

THE WHITE HOUSE

WASHINGTON

September 16, 1983

Dear Mr. Adams:

Some time ago you requested that the President write a brief foreword to a book you were writing on the uses of humor. We routinely decline such requests, however meritorious, on the basis of established White House policy of avoiding any involvement by the President in commercial endeavors. You advised our office, however, that all the proceeds of the book were to be donated to The Actors Youth Fund, and sent a draft of the book for our consideration.

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In light of your long association with the President, and the laudable work of your charity, we carefully reviewed your book to determine if there were some basis on which we could grant your request. I am sorry to have to advise you that we cannot do so. I wish I had a good "closing line" to gracefully advise you of this, but all I can say is please understand that our inability to approve a foreword by the President is in no way an adverse reflection on you or The Actors Youth Fund.

Sincerely,

Fred F. Fielding
Counsel to the President

Mr. Joey Adams
The Actors Youth Fund
160 West 46th Street
Room 402-A
New York, NY 10036
FFF:JGR:aea 9/16/83
bcc: FFFielding/JGRoberts/Subj./Chron

THE WHITE HOUSE

WASHINGTON

September 14, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Joey Adams Foreword

On June 24, Joey Adams asked the President to write a foreword to Adams' forthcoming book on humor. On July 12, we advised Kathy Osborne that such a foreword would contravene our policy of avoiding Presidential involvement in commercial enterprises, and submitted a draft letter to that effect to be sent to Adams. On July 21, Osborne replied that the President would like to make an exception to the policy if the proceeds were going to Adams' charitable organization, The Actors Youth Fund. I contacted Adams, who stated that all the proceeds would go to the Fund. On August 18, we so advised Osborne, and noted that we had no objection to the President authoring a foreword should he desire to do so. (N.B. - This is in fact an exception to the policy noted above, rather than outside its scope, since the fact that the proceeds are going to a charity does not alter the commercial nature of the book itself, which will be publicly marketed.) Adams sent us a draft of the book, which we sent on to Osborne on September 7. Osborne forwarded it to Charley Shepherd for drafting of a foreword.

After reading the "book," Shepherd advised Osborne that in his view the President should not write a foreword. Shepherd cited several objectionable jokes and described the book as "sleazy, tacky and tawdry." Osborne now asks for your thoughts, noting she "tends to agree" with Shepherd.

The book is really not as advertised by Adams, but rather a collection of often tasteless Henny Youngman - Don Rickles - Rodney Dangerfield one-liners. I agree that it would be inadvisable for the President to author a foreword to this work. The problem is that Adams, who, by the President's own account, has known the President "for many, many years," now fully expects a foreword, because he has agreed to donate all proceeds to The Actors Youth Fund. I have taken a stab at a very difficult letter, and a memorandum to Osborne.

Attachments

THE WHITE HOUSE

WASHINGTON

September 14, 1983

MEMORANDUM FOR KATHLEEN OSBORNE
PERSONAL SECRETARY TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Joey Adams Foreword

We have reviewed the copy of the book submitted by Joey Adams, and agree with Charley Shepherd that it would be inappropriate for the President to write a foreword for this particular book. Adams advised us that the book would be one on the uses of humor; in fact, it appears to be little more than a collection of one-liners. If you approve, I will send the attached draft.

Attachment

FFF:JGR:aea 9/14/83

cc: FFFielding
JGRoberts
Subj.
Chron

THE WHITE HOUSE

WASHINGTON

September 14, 1983

Dear Mr. Adams:

Some time ago you requested that the President write a brief foreword to a book you were writing on the uses of humor. We routinely decline such requests, however meritorious, on the basis of established White House policy of avoiding any involvement by the President in commercial endeavors. You advised our office, however, that all the proceeds of the book were to be donated to The Actors Youth Fund, and sent a draft of the book for our consideration.

The fact that the proceeds of the book will inure to the benefit of a worthy charity does not in itself alter the nature of the project as a commercial endeavor, since the book will still be marketed and sold. While rare exceptions are made, as a matter of policy we generally avoid Presidential endorsement of or association with specific charitable efforts. Since the President receives countless requests to support specific charities, and obviously cannot accept them all, fairness dictates that he generally adhere to a policy of declining such requests.

In light of your long association with the President, and the laudable work of your charity, we carefully reviewed your book to determine if there were some basis on which we could grant your request. I am sorry to have to advise you that we cannot do so. Please understand that our inability to approve a foreword by the President is in no way an adverse reflection on you or The Actors Youth Fund.

Sincerely,

Fred F. Fielding
Counsel to the President

Mr. Joey Adams
The Actors Youth Fund
160 West 46th Street
Room 402-A
New York, NY 10036

FFF:JGR:aea 9/14/83
bcc: FFFielding/JGRoberts/Subj./Chron

149840

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

John

- O - OUTGOING
 - H - INTERNAL
 - I - INCOMING
- Date Correspondence Received (YY/MM/DD) 1/1

Name of Correspondent: Charley Shepherd

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

Subject: Concurrence by Charley Shepherd with Fielding that President should not write foreward for book by Joey Adams to benefit the Actors Youth Fund (memo to Kathy Osborne)

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>CWH011</u>	ORIGINATOR	<u>83109113</u>		<u>1/1</u>
<u>CWAT18</u>	Referral Note: <u>D</u>	<u>83109113</u>	<u>Continuing Corresp.</u>	<u>5 83109123</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>

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

- I - Info Copy Only/No Action Necessary
- R - Direct Reply w/Copy
- S - For Signature
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- DISPOSITION CODES:**
- A - Answered
 - B - Non-Special Referral
 - C - Completed
 - S - Suspended

FOR OUTGOING CORRESPONDENCE:

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

Comments: Sep 7 83 JFF memo to Kathleen Osborne attached

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

MEMORANDUM

THE WHITE HOUSE
WASHINGTON

TO: Kathy Osborne
FROM: Charley Shepherd
DATE: September 12, 1983
RE: Request that President Write Foreward

I read the book which Joey Adams has written to benefit the Actors Youth Fund in preparation for writing a foreward for the President. After reading this material, I strongly recommend that we let Fred Fielding's July 12, 1983 rejection stand. Anne Higgins concurs.

Despite the non-commercial purpose of this book, I don't believe that the President should be associated with it for the following reasons:

- The book has an overall ambience of sleazy, tacky and tawdry.
- Many worthy projects requesting the President's assistance in fund-raising activities are turned down. (I believe that Counsel's Office did a memo on this at one time.)
- On page 9, the following "definition" appears. I find it totally objectionable and I interpret it as a completely derogatory remark, containing no humor whatsoever:

"CONSERVATIVE: He's not really a conservative -- the word is retarded."

I don't think that is funny. I don't believe the President would think that is funny. I also don't think that the conservatives who helped to elect the President would think that is funny.

Also, there is something very wrong with a so-called "joke" which uses the word "retarded." Retardation is a tragic medical problem which affects tens of thousands of American families. They might not think it is funny, either.

- On pages 46 and 47, there are two "jokes" which I have marked with pencil checks. They are not only derogatory to the President but also to Mrs. Reagan. They are very snotty "jokes."

I understand the President's wish to help this charity however, the Joey Adams book seems to be a very unsavory vehicle. Also, if the President does this, it will put him in a very bad position when we have to turn down other requests for very worthy causes. Surely, there may be another way to help this group -- perhaps a Presidential message for a benefit performance.

THE WHITE HOUSE

WASHINGTON

September 15, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Statement of Jonathan Rose Regarding
Legislation to Establish Administrative Law
Judge Corps (S. 1275) - September 20, 1983

Assistant Attorney General Jonathan Rose proposes to deliver the attached testimony before the Subcommittee on Administrative Practice and Procedure of the Senate Judiciary Committee on September 20. Rose's proposed testimony considers general issues raised by S. 1275, which would create an independent administrative structure for the operation of agency level adjudication. The testimony expressly does not take a position on the desirability of such a general restructuring of the administrative law judge system. In essence, S. 1275 would remove administrative law judges from the particular agencies, and place them in an administrative law judge agency, where each administrative law judge would have responsibility for cases from different agencies. Rose's testimony reviews the pros and cons of such a proposal in a fairly neutral manner.

Rose then discusses alternatives to the creation of an administrative law judge agency, including the development of single-agency administrative courts, multi-agency administrative courts, and more limited administrative law judge corps proposals. In discussing some of the particulars of S. 1275, Rose's testimony is consistent with a defense of the prerogatives of the Executive, objecting, for example, to provisions for a nominating commission and selection of new administrative law judges by existing administrative law judges rather than the executive agencies.

The proposal to establish an administrative law judge corps is in the incipient stages, and Rose's testimony is generally noncommittal. I see no legal objections.

Attachment

THE WHITE HOUSE

WASHINGTON

September 15, 1983

MEMORANDUM FOR HILDA SCHREIBER
OFFICE OF MANAGEMENT AND BUDGET

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Statement of Jonathan Rose Regarding
Legislation to Establish Administrative Law
Judge Corps (S. 1275) - September 20, 1983

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

FFF:JGR:aea 9/15/83

cc: FFFielding
JGRoberts
Subj.
Chron

THE WHITE HOUSE

WASHINGTON

September 15, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS

SUBJECT: Mary Beth Lederer

Mary Beth Lederer, daughter of convicted Abscam defendant Raymond F. Lederer, wrote the President, praising her father and asking "are there going to be any investigations into this matter?" Congressional committees have of course reviewed Abscam, despite the obvious conflict of interest, and various federal courts have as well, but I assume Ms. Lederer is referring to executive branch investigations. The best response to her inquiry would, I think, be to send her a copy of Judge Webster's testimony on FBI undercover operations, and to quote from the Attorney General's speech on the subject. A draft is attached.

Attachment

THE WHITE HOUSE

WASHINGTON

September 15, 1983

Dear Ms. Lederer:

Thank you for your letter to the President concerning the Abscam convictions. In that letter you inquired if there were going to be any investigations into the investigatory practices employed in Abscam.

The practices in question have of course been thoroughly scrutinized by the federal courts during the various Abscam trials and have withstood all variety of legal challenges. I have enclosed, for your information, testimony delivered last year by the Director of the Federal Bureau of Investigation, Judge William H. Webster, concerning FBI Undercover Operations. This testimony reviews the Attorney General's Guidelines on Undercover Operations, which protect against abuses in the course of undercover investigations, and also discusses some of the specifics of Abscam.

Our position was succinctly stated by the Attorney General in his address on June 23, 1982, before The Association of the Bar of the City of New York: "Although the Abscam investigations were not undertaken or completed during this Administration, we are committed to the use of effective law enforcement techniques of the kind Abscam employed. We will work to make them more effective and to ensure that they -- like all law enforcement procedures -- are fairly employed. We will also resist any effort to weaken effective federal law enforcement efforts aimed at detecting and deterring drug, organized, or white-collar crime -- including public corruption."

Sincerely,

Fred F. Fielding
Counsel to the President

Ms. Mary Beth Lederer
1231 Shackamaxon Street
Philadelphia, PA 19125
Enclosure

FFF:JGR:aea 9/15/83

CL003

John

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

- O - OUTGOING
- H - INTERNAL
- I - INCOMING
Date Correspondence Received (YY/MM/DD) 1/1

Name of Correspondent: Mary Beth Lederer

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

Subject: Inquires whether investigations will be made into Abscam, - specifically regarding her father, Raymond F. Lederer

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>CU11011</u>	ORIGINATOR	<u>83108105</u>		<u>1/1</u>
<u>CUAT 18</u>	Referral Note: <u>D</u>	<u>83108106</u>	<u>S</u>	<u>83108115</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>

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Comments: _____

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32
Fred Fielding

Ms. Mary Beth Lederer
1231 Shackamaxon Street
Phila., PA 19125

June 9, 1983

President Ronald Reagan
1600 Pennsylvania Avenue
North West Washington, DC

Dear President Reagan,

This letter is in reference to the Supreme Court ruling on the Abscam convictions. I have always been proud to say that I was an American. This was due to all the influence my father Raymond F. Lederer had on me while I was growing up. He has always told my brothers, sisters, and myself that we are from the greatest country in the world. And to this day I am sure that he would still say the same thing. But now, I feel very sad!

As the President of the United States, I am sure you are well informed about Abscam, and the little schemes they used to entrap people like my father. I cannot believe they wasted all those tax dollars on something so petty. With all the starving children in the United States. This makes me feel bitter towards the government.

The whole time my father served in public office, he was always looking out for the best of his constituents and the people loved him for that. Out of all the people involved in Abscam, he was the only one to win re-election, even with the indictment hanging over his head. Maybe I am prejudice but this says something to me.

I do not know the purpose of me writing this letter. But, I guess I just want to know are there going to be any investigations into this matter?

Thank you, for taking the time out of your busy day to read my letter. And your response will be deeply appreciated.

Sincerely,

Mary Beth Lederer
Mary Beth Lederer

CC: Mr. and Mrs. Raymond F. Lederer

THE WHITE HOUSE

WASHINGTON

September 15, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Criticism of the Pre-Trial Resource
Center at the Department of Justice

The President of the Professional Bondsmen of the United States has written the President to object to public testimony by a representative of the federally-funded Pre-Trial Release Center. The testimony supports alternatives to the bail bond system. The Center is apparently funded by but not actually part of the Department of Justice. Nonetheless, the substance of President Monks' concern is within the area of expertise of the Department, and accordingly I recommend a referral.

Attachment

THE WHITE HOUSE

WASHINGTON

September 15, 1983

MEMORANDUM FOR EDWARD C. SCHMULTS
DEPUTY ATTORNEY GENERAL
U.S. DEPARTMENT OF JUSTICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Criticism of the Pre-Trial Resource
Center at the Department of Justice

The attached correspondence is submitted for whatever review
and direct reply, if any, you consider appropriate.

Attachment

FFF:JGR:aea 9/15/83

cc: FFFielding
JGRoberts
Subj.
Chron

THE WHITE HOUSE

WASHINGTON

September 15, 1983

Dear Mr. Monks:

Thank you for your letter to the President of August 11, 1983, concerning the Pre-Trial Resource Center. I have forwarded your letter to the Department of Justice in order that your views may be considered by the officials most involved in the area of your concern. Thank you for sharing your views with us.

Sincerely,

Fred F. Fielding
Counsel to the President

Mr. Gerald P. Monks
4189 Bellaire Boulevard
Suite 242
Houston, Texas 77025

FFF:JGR:aea 9/15/83

bcc: FFFielding/JGRoberts/Subj./Chron