

Ronald Reagan Presidential Library  
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**Collection:** Executive Secretariat, NSC: Head of  
State File: Records

**Folder Title:** Canada: Prime Minister Trudeau  
(8308491-8401795)

**Box: 5**

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# Withdrawal/Redaction Sheet

## Ronald Reagan Library

Case:1027

Archivist: David Bridge

DOC	TYPE	DATE	PAGES	CLASS.	CLOSED
1	Letter Subject: re: CDE and MBFR [5] To: Pierre Trudeau From: Ronald Reagan Restriction : FOIA(b)1	12-13-1983	1		11-05-2002
2	Letter Subject: re: CDE and MBFR [9] To: Pierre Trudeau From: Ronald Reagan Restriction : FOIA(b)1	12-13-1983	1		11-05-2002
3	Memorandum Subject: re: Reply to Prime Minister Trudeau and Invitation to Visit Washington [11] To: The President From: Robert McFarlane Restriction : FOIA(b)1	12-12-1983	1		11-05-2002
4	Letter Subject: re: subpoenas [28-30] To: Ronald Reagan From: Pierre Trudeau Restriction : FOIA(b)1	02-13-1984	3		11-05-2002
5	Letter Subject: re: appointment of Jack Sydney George Bud Cullen [52] To: Pierre Trudeau From: Ronald Reagan Restriction : FOIA(b)1	03-13-1984	1		11-05-2002

COLLECTION: Executive Secretariat, NSC: Records

SERIES: Head of State Files

TITLE: Canada: Prime Minister Trudeau (8308491 - 8401795)

OA/ID NUMBER: Box 5

BOX NUMBER: 5

### Restriction Codes

Presidential Records Act - [44 U.S.C. 2204(a)]  
P-1 National Security Classified Information  
P-2 Relating to the appointment to Federal Office.  
P-3 Release would violate a Federal statute.  
P-4 Release would disclose trade secrets or confidential commercial or financial information.  
P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors.  
P-6 Release would constitute a clearly unwarranted invasion of personal privacy.  
C. Closed in accordance with restrictions contained in donors' deed of gift.  
PRM. Closed as a personal record misfile.

Freedom of Information Act - [5 U.S.C. 552(b)]  
F-1 National security classified information. (b)(1)  
F-2 Release would disclose internal personnel rules and practices of an agency. (b)(2)  
F-3 Release would violate a Federal statute. (b)(3)  
F-4 Release would disclose trade secrets or confidential or financial information. (b)(4)  
F-6 Release would constitute a clearly unwarranted invasion of personal privacy. (b)(6)  
F-7 Release would disclose information compiled for law enforcement purposes. (b)(7)  
F-8 Release would disclose information concerning the regulation of financial institutions. (b)(8)  
F-9 Release would disclose geological or geophysical information concerning wells. (b)(9)

DOC	TYPE	DATE	PAGES	CLASS.	CLOSED
6	Letter	11-18-1983	1		11-05-2002
	Subject: re: text of letter from Prime Minister Trudeau [12]				
	To: James Medas From: Jeremy Kinsman				
	<b>Restriction : FOIA(b)1</b>				
7	Letter		2		11-05-2002
	Subject: text of letter from Prime Minister Trudeau [13-14]				
	To: Ron [Reagan] From: Pierre [Trudeau]				
	<b>Restriction : FOIA(b)1</b>				
8	Letter		3		11-05-2002
	Subject: Draft Reply [annotated] [17-19]				
	To: Pierre Trudeau From: Ronald Reagan				
	<b>Restriction : FOIA(b)1</b>				
9	Letter	11-16-1983	2		11-05-2002
	Subject: re: East-West relations [23-24]				
	To: Ronald Reagan From: Pierre Trudeau				
	<b>Restriction : FOIA(b)1</b>				
10	Letter	11-06-1983	2		11-05-2002
	Subject: re: subpoenas [35-36]				
	To: Ronald Reagan From: Pierre Trudeau				
	<b>Restriction : FOIA(b)1</b>				
11	Letter		4		11-05-2002
	Subject: Draft [39-42]				
	To: Pierre Trudeau From: Ronald Reagan				
	<b>Restriction : FOIA(b)1</b>				

COLLECTION: Executive Secretariat, NSC: Records

SERIES: Head of State Files

TITLE: Canada: Prime Minister Trudeau (8308491 - 8401795)

OA/ID NUMBER: Box 5

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F-9 Release would disclose geological or geophysical information concerning wells. (b)(9)

DOC	TYPE	DATE	PAGES	CLASS.	CLOSED
12	Letter	02-27-1984	1		11-05-2002
	Subject:	re: appointment of Jack Sydney George Bud Cullen [57]			
	To: Ronald Reagan				
	From: Pierre Trudeau				
	Restriction :	FOIA(b)1			
13	Letter	02-27-1984	1		11-05-2002
	Subject:	re: appointment of Jack Sydney George Bud Cullen [58]			
	To: Ron [Reagan]				
	From: Pierre [Trudeau]				
	Restriction :	FOIA(b)1			

COLLECTION: Executive Secretariat, NSC: Records

SERIES: Head of State Files

TITLE: Canada: Prime Minister Trudeau (8308491 - 8401795)

OA/ID NUMBER: Box 5

BOX NUMBER: 5

Folder #: 1 of 1

#### Restriction Codes

Presidential Records Act - [44 U.S.C. 2204(a)]  
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F-9 Release would disclose geological or geophysical information concerning wells. (b)(9)

RECEIVED 23 NOV 83 09

TO PRESIDENT FROM TRUDEAU, PIERRE E DOCDATE 18 NOV 83  
 HILL, C 22 NOV 83  
 HILL, C 28 NOV 83

DECLASSIFIED

White House Guidelines, August 28, 1997

By smf NARA, Date 4/4/02

KEYWORDS: CANADA NATO  
 ARMS CONTROL HS

SUBJECT: LTR TO PRES FM PM TRUDEAU RE EAST - WEST RELATIONS & OTHERS

-----  
 ACTION: PENDING STATE RECOMS / DRAFT DUE: 02 DEC 83 STATUS C FILES PA  
 -----

FOR ACTION	FOR CONCURRENCE	FOR INFO
COBB	LINHARD	KRAEMER
		KIMMITT
		FORTIER
		SOMMER
		MATLOCK
		SHULL

COMMENTS

REF# 8335853 LOG NSCIFID ( CL JF )

-----  
 ACTION OFFICER (S) ASSIGNED ACTION REQUIRED DUE COPIES TO  
 \_\_\_\_\_ c 12/13 Addon/Kimmit's memo \_\_\_\_\_ RK/CO  
 \_\_\_\_\_ to Hill \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

DISPATCH 12/13 (2) "LOX only" W/ATTCH FILE PA (10)

NATIONAL SECURITY COUNCIL

Dec. 12, 1983

MEMO FOR BOB KIMMITT

FROM: TY COBB *TC*

SUBJECT: 8491 Add-On

Please sign the self-explanatory memo and have LDX'd to State.

Thanks much.

National Security Council  
The White House

83 DEC 13

P 3: 25

System #

Package #

*8491*  
*Add. 00*  
*ea.*

	SEQUENCE TO	HAS SEEN	DISPOSITION
Executive Secretary	<i>1</i>	<i>K</i>	
John Poindexter			
Wilma Hall			
Bud McFarlane			
John Poindexter			
Executive Secretary			
NSC Secretariat	<i>3</i>		<i>D/LDX</i>
Situation Room			<i>ASAP</i>
<i>Rosie</i>	<i>2</i>	<i>✓</i>	<i>A</i>

I = Information    A = Action    R = Retain    D = Dispatch    N = No further Action

cc: VP    Meese    Baker    Deaver    Other \_\_\_\_\_

COMMENTS                      Should be seen by: \_\_\_\_\_  
(Date/Time)

*When is Trudeau letter?*

NATIONAL SECURITY COUNCIL  
WASHINGTON, D.C. 20506

December 13, 1983

~~CONFIDENTIAL~~

VIA LDX

MEMORANDUM FOR CHARLES HILL  
Executive Secretary  
Department of State

SUBJECT: Presidential Response to Prime Minister Trudeau  
(C)

Please dispatch the attached letter to Prime Minister Trudeau via  
cable to AmEmbassy Ottawa, with notation that original will  
follow. (C)

*Robert M. Kimmitt*  
Robert M. Kimmitt  
Executive Secretary

Tab A Letter to Trudeau

DECLASSIFIED  
White House Guidelines, August 28, 1997  
By 4114 NARA, Date 4/4/02

~~CONFIDENTIAL~~  
Declassify on: OADR

RECEIVED 23 NOV 83 09

TO PRESIDENT FROM TRUDEAU, PIERRE E DOCDATE 18 NOV 83

HILL, C 22 NOV 83

HILL, C 28 NOV 83

DECLASSIFIED

White House Guidelines, August 28, 1997

By mf NARA, Date 4/4/02

KEYWORDS: CANADA, NATO  
ARMS CONTROL, HS

SUBJECT: LTR TO PRES FM PM TRUDEAU RE EAST - WEST RELATIONS & OTHERS

ACTION: PENDING STATE RECOMS / DRAFT DUE: 02 DEC 83 STATUS S FILES

FOR ACTION	FOR CONCURRENCE	FOR INFO
COBB	LINHARD	KRAEMER
		KIMMITT
		FORTIER
		SOMMER
		MATLOCK

COMMENTS

REF# 8335853 LOG NSCIFID ( CL )

ACTION OFFICER (S)	ASSIGNED	ACTION REQUIRED	DUE	COPIES TO
--------------------	----------	-----------------	-----	-----------

	-	11/29	recd state recoms + Draft	
Cobb	S	11/29	Prepare memo for McFarlane	Same
MCFARLANE	X	12/12	FWD TO PRES FOR SIG	
Pres	P	12/13	For signature	
		C DEC 1 3 1983	Pass up ltr	CO, PS, 2e, JRM
State		12/13	for dispatch	
DISPATCH				W/ATTCH FILE (14) (c)



National Security Council  
The White House

RECEIVED

83 DEC 6 P 5: 01

System # I  
Package # 8491

*Ra*

	SEQUENCE TO	HAS SEEN	DISPOSITION
Executive Secretary	<u>1</u>	<u>K</u>	
John Poindexter			
Wilma Hall			
Bud McFarlane			
John Poindexter			
Executive Secretary			
NSC Secretariat			
Situation Room			
<u>Cobb</u>	<u>2</u>		<u>A</u>

I = Information    **A = Action**    R = Retain    D = Dispatch    N = No further Action

DISTRIBUTION

cc: VP Meese Baker Deaver Other \_\_\_\_\_

COMMENTS

Should be seen by: \_\_\_\_\_  
(Date/Time)

*Ty: Please get Reihman's initial.*

National Security Council  
The White House

(887)

RECEIVED

83 DEC 12 A10: 45

System # I  
Package # 8491  
CT

	SEQUENCE TO	HAS SEEN	DISPOSITION
Executive Secretary	<u>1</u>	<u>K</u>	
John Poindexter	<u>2</u>	<u>J</u>	
Wilma Hall	<u>3</u>	<u>J</u>	
Bud McFarlane	<u>4</u>	<u>m</u>	<u>A</u>
John Poindexter			
Executive Secretary	<u>5</u>		
NSC Secretariat	<u>6</u>	<u>9.30</u>	<u>SA</u>
Situation Room			<u>12/13</u>
		<u>Put in PDB book.</u>	<u>J</u>

I = Information    **A = Action**    R = Retain    D = Dispatch    N = No further Action

cc: VP Meese Baker Deaver Other \_\_\_\_\_

COMMENTS

Should be seen by: ASAP -- Mentions  
(Date/Time)  
12/15 meeting

*needs to get to State for dispatch today  
12/13 ASAP  
ohay to Dispatch i cleared*

REFERRAL

DATE: 13 DEC 83

MEMORANDUM FOR. STATE SECRETARIAT  
DEPARTMENT OF STATE

DOCUMENT DESCRIPTION: TO: TRUDEAU, PIERRE E

SOURCE. PRESIDENT

DATE: 13 DEC 83

KEYWORDS: CANADA NATO

ARMS CONTROL HS

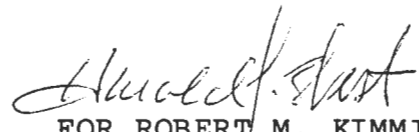
SUBJ: PRES REPLY TO PM TRUDEAU LTR & INVITATION TO VISIT WASHINGTON

---

REQUIRED ACTION: FOR DISPATCH

DUE DATE:

COMMENTS.

  
FOR ROBERT M. KIMMITT

EXECUTIVE SECRETARY

MEMORANDUM

NATIONAL SECURITY COUNCIL

~~CONFIDENTIAL~~

ACTION

December 1<sup>2</sup>, 1983

MEMORANDUM FOR ROBERT C. MCFARLANE

FROM: TYRUS W. COBB *TWC*

SIGNED

SUBJECT: Letter from the President to Prime Minister Trudeau Extending Invitation to Washington

The attached letter from the President to Trudeau responds to the Prime Minister's letter of November 18. In accordance with our decision to schedule a 60 minute meeting for the Prime Minister with the President on December 15, an invitation to Trudeau is included in the President's letter.

RECOMMENDATION

That you sign the memo to the President at Tab I.

Approve \_\_\_\_\_ Disapprove \_\_\_\_\_

*Rm*                      *TWC*                      *N/A*  
Ron Lehman, Peter Sommer and Jack Matlock concur.

- Tab I            Memo to the President
- Tab A            Presidential letter to Trudeau
- Tab B            Trudeau letter to the President of Nov. 18
- Tab II           State memo

DECLASSIFIED  
White House Guidelines, August 28, 1987  
By *smf* NARA, Date *4/4/02*

~~CONFIDENTIAL~~  
Declassify on: OADR



S/S 8335853 8491

United States Department of State

Washington, D.C. 20520

November 28, 1983

83 NOV 28 P11: 40

~~SECRET~~

MEMORANDUM FOR MR. ROBERT C. MCFARLANE  
THE WHITE HOUSE

WHITE HOUSE  
SITUATION ROOM

SUBJECT: Letter to President Reagan from Prime Minister Trudeau  
of Canada

On November 18 the Canadian Embassy transmitted a letter  
from Prime Minister Trudeau to the President. Attached is a  
draft reply.

*Robert C. McFarlane*  
for Charles Hill  
Executive Secretary

Attachments:

1. Draft Reply.
2. Letter from Prime Minister Trudeau.

DECLASSIFIED

Department of State Guidelines, July 21, 1997

*anf* NARA, Date 4/4/02

~~SECRET~~

DECL: OADR

RECEIVED 23 NOV 83 09

TO PRESIDENT FROM TRUDEAU, PIERRE E DOCDATE 18 NOV 83  
 HILL, C 22 NOV 83  
 HILL, C 28 NOV 83

DECLASSIFIED  
 White House Guidelines, August 28, 1997  
 By ~~xxx~~ NARA, Date 4/4/02

KEYWORDS ~~\_\_\_\_\_~~ NATO  
 ARMS CONTROL ~~\_\_\_\_\_~~ HS

SUBJECT: LTR TO PRES FM PM TRUDEAU RE EAST - WEST RELATIONS & OTHERS

-----  
 ACTION: PENDING STATE RECOMS / DRAFT DUE: 02 DEC 83 STATUS C FILES PA  
 -----

FOR ACTION	FOR CONCURRENCE	FOR INFO
COBB	LINHARD	KRAEMER
		KIMMITT
		FORTIER
		SOMMER
		MATLOCK
		SHULL

COMMENTS

REF# 8335853 LOG NSCIFID ( CL JF )

-----  
 ACTION OFFICER (S) ASSIGNED ACTION REQUIRED DUE COPIES TO

- 10/25/84 Originals ret'd to NSCS

DISPATCH \_\_\_\_\_ W/ATTCH FILE \_\_\_\_\_ (C)

---

INTERNAL NSC ROUTING

Cobb:

Please attach the original  
Trudeau letter to Package #8491.

Thank-you,  
NSC/S

UNCLASSIFIED  
(Classification)

DEPARTMENT OF STATE  
EXECUTIVE SECRETARIAT  
TRANSMITTAL FORM

S/S 8336623 - XR8335853

Date November 29, 1983

For: Mr. Robert C. McFarlane  
National Security Council  
The White House

Reference:

To: President Reagan From: Prime Minister Trudeau

Date: 11/16/83 Subject: NATO


WH Referral Dated: \_\_\_\_\_ NSC ID# 8308491  
(if any)

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

Action Taken:

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

Remarks: A copy of this letter along with a draft reply was  
sent to the White House on November 28 under S/S No. 8335853.

  
Charles Hill  
Executive Secretary

UNCLASSIFIED  
(Classification)



CANADA

PRIME MINISTER — PREMIER MINISTRE  
OTTAWA K1A 0A2

The Honourable Ronald Reagan  
President of the United States of America  
The White House  
Washington, D.C.



RECEIVED 29 NOV 83 18

TO PRESIDENT FROM TRUDEAU, PIERRE E DOCDATE 06 NOV 83  
 GOTLIEB, ALLAN E 22 NOV 83  
 CAMALIER, K 28 NOV 83

KEYWORDS: CANADA LEGAL ISSUES  
 INTL FINANCE CARIBBEAN  
 HS

SUBJECT PM TRUDEAU CONCERNS RE US LEGAL ACTIONS AGAINST CANADIAN BANKS

-----  
 ACTION. PENDING STATE RECOMS DUE: 15 FEB 84 STATUS P FILES  
 -----

FOR ACTION	FOR CONCURRENCE	FOR INFO
STATE		COBB
		THOMPSON
		ROBINSON
		MCMINN
		MENGES

COMMENTS

REF# LOG NSCIFID ( JF )

-----  
 ACTION OFFICER (S) ASSIGNED ACTION REQUIRED DUE COPIES TO

		FEB 13 1984	Per [unclear]		
Wart. in	S	2/13	For Review before Dispatch		
State	C	2/13	For Dispatch		PT, Co.

DISPATCH 2/13 [unclear] W/ATTCH FILE PA (C) [unclear]

RECEIVED 29 NOV 83 18

TO PRESIDENT FROM TRUDEAU, PIERRE E DOCDATE 06 NOV 83  
 GOTLIEB, ALLAN E 22 NOV 83  
 CAMALIER, K 28 NOV 83

KEYWORDS: CANADA LEGAL ISSUES  
 INTL FINANCE CARIBBEAN  
 HS

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 ACTION: PENDING STATE RECOMS DUE: 15 FEB 84 STATUS P FILES  
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FOR ACTION	FOR CONCURRENCE	FOR INFO
STATE		COBB
		THOMPSON
		ROBINSON
		MCMINN
		MENGES

COMMENTS

REF# LOG NSCIFID ( JF )

ACTION OFFICER (S)	ASSIGNED	ACTION REQUIRED	DUE	COPIES TO
	- 12/12	read state draft		
Cobb	S 12/12	memo for McFarlane		
McFarlane	X 2/01	Pres for signature		
Thompson	S 2/2	further action		
McFarlane	X 2/10	Pres for signature		

DISPATCH \_\_\_\_\_ W/ATTCH FILE \_\_\_\_\_ (C)

NATIONAL SECURITY COUNCIL

ID 8308640

REFERRAL

DATE: 13 FEB 84

MEMORANDUM FOR: STATE SECRETARIAT

DOCUMENT DESCRIPTION: TO: TRUDEAU, PIERRE

SOURCE. PRESIDENT

DATE: 13 FEB 84

KEYWORDS: CANADA LEGAL ISSUES

INTL FINANCE CARIBBEAN

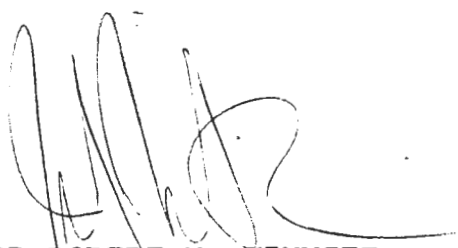
SUBJ: PRES REPLY TO TRUDEAU 6 NOV LTR

---

REQUIRED ACTION: FOR DISPATCH

DUE DATE:

COMMENTS.



FOR ROBERT M. KIMMITT

EXECUTIVE SECRETARY

✓ CF

National Security Council  
The White House *qre*

84 FEB 7 11:11 System # T  
Package # 8640

	SEQUENCE TO	HAS SEEN	DISPOSITION
Bill Martin	<u>1</u>	<u>WIM</u>	<u>        </u>
Bob Kimmitt	<u>        </u>	<u>        </u>	<u>        </u>
John Poindexter	<u>        </u>	<u>        </u>	<u>        </u>
Wilma Hall	<u>2</u>	<u>        </u>	<u>        </u>
Bud McFarlane	<u>3</u>	<u>WJ</u>	<u>        </u>
Bob Kimmitt	<u>        </u>	<u>        </u>	<u>        </u>
NSC Secretariat	<u>4</u>	<u>        </u>	<u>D</u>
Situation Room	<u>        </u>	<u>        </u>	<u>        </u>

I = Information    **A = Action**    R = Retain    D = Dispatch    N = No further Action

cc: VP Meese Baker Deaver Other         

COMMI *OKay to Dispatch wmf* seen by:           
(Date/Time)

MEMORANDUM

15/ 2/12/84

1984 FEB 11 AM 11: 18  
THE WHITE HOUSE

8640

The President has seen

WASHINGTON

February 11, 1984

ACTION

MEMORANDUM FOR THE PRESIDENT

**SIGNED**

FROM: ROBERT C. MCFARLANE *RCM*

SUBJECT: Response to Letter from Canadian Prime Minister Trudeau

Issue

On November 6, 1983 Pierre Trudeau wrote to you to express the Canadian government's concern regarding U.S. subpoenas of documents held by Canadian bankers in Canada and in third countries.

Facts

This issue has been the subject of considerable discussion between the Canadian government and the Justice and State Departments. In our efforts to investigate and suppress organized criminal drug operations extending, in particular, to certain commonwealth countries in the Caribbean region, our law enforcement authorities have resorted on occasion to the use of bank subpoenas due to the absence of reciprocal cooperative agreements. Although U.S. courts have upheld the issuance of subpoenas, Canadian banks located in third countries are often placed in a position of violating host country laws if they comply with the U.S. subpoena.

Discussion

Your response to Prime Minister Trudeau advises him of our ongoing efforts to work out bilateral agreements with third countries and also to monitor very closely the use of subpoenas when dealing with Canadian banks. The Departments of State and Justice concur as do Fred Fielding and Speechwriters.

Recommendation

<u>OK</u>	<u>No</u>
<i>✓</i>	

That you sign the letter to Prime Minister Trudeau at Tab A.

Attachments

- Tab A Response to Prime Minister Trudeau
- Tab B Incoming Correspondence

Prepared by:  
Paul B. Thompson

cc Vice President

Canadian Embassy



Ambassade du Canada

1746 Massachusetts Avenue N.W.  
Washington, D.C. 20036-1985

22 November 1983

Mr. James A. Baker, III  
Chief of Staff and  
Assistant to the President  
The White House  
Room 1/WW  
Washington, D.C.

Dear Mr. Baker,

I am enclosing the original of a letter dated November 6 from The Right Honourable Pierre Elliott Trudeau, Prime Minister of Canada to the President concerning subpoenas issued by United States attorneys on offices of Canadian banks in the United States regarding documents in third countries. Copies of this letter were provided to the Departments of Justice and the Treasury on November 10 and to the Department of State on November 11.

In the event that a copy has not already been drawn to the attention of the President, I would be grateful if you could ensure that he is made aware of the Prime Minister's views.

Yours sincerely,



Allan Gotlieb  
Ambassador

## MEMORANDUM

## NATIONAL SECURITY COUNCIL

ACTION

January 30, 1984

MEMORANDUM FOR ROBERT C. MCFARLANE

FROM: PAUL B. THOMPSON *PT* , **SIGNED**

SUBJECT: Response Letter from Canadian Prime Minister Trudeau

Prime Minister Trudeau wrote to the President on November 6, 1983 concerning the practice of U.S. law enforcement agencies to subpoena Canadian bank documents located in Canada and third countries, principally in the Caribbean. While the Canadian government is sympathetic to the U.S. interest in using subpoenas to help suppress criminal activities, the Canadian banks are often placed in an untenable position by such unilateral U.S. actions.

Although, as Prime Minister Trudeau points out, the bank subpoena issue was discussed last fall by Secretary of State for External Affairs Mac Eachen and Secretary Shultz, the Canadian government is still not satisfied that its banks are being spared the dilemma of choosing between violating host country laws and facing U.S. court contempt charges. Trudeau asks that no contempt action be taken until this problem can be resolved diplomatically.

In the attached response (Tab A), which has been jointly drafted by State and Justice (Tab II), the President informs the Prime Minister of several ongoing initiatives to ameliorate the subpoena issue, including that of a case-by-case monitoring system. The proposed response has the concurrence of Fred Fielding and Speechwriters.

*the*  
Ty Cobb concurs.

Recommendation

That you sign the memo to the President at Tab I, forwarding his letter to Prime Minister Trudeau for signature.

Approve Disapprove 

## Attachments

Tab I	Memo to the President
	Tab A Response to P.M. Trudeau
	Tab B Incoming Correspondence from P.M. Trudeau
Tab II	Incoming Correspondence from State



8336739  
United States Department of State

Washington, D.C. 20520

December 10, 1983

UNCLASSIFIED

MEMORANDUM FOR MR. ROBERT C. MCFARLANE  
THE WHITE HOUSE

Subject: Letter to the President from Canadian Prime  
Minister Trudeau

Prime Minister Trudeau wrote to the President on November 6, 1983 to express his concern regarding US subpoenas of documents held by Canadian bankers in Canada and in third countries. Attached is a suggested reply to Trudeau's letter drafted by the Departments of State and Justice along with a copy of the Trudeau letter and a Justice memo outlining the need for subpoena enforcement efforts.

*Richard D. Keizerland*  
for Charles Hill  
Executive Secretary

Attachments:

- Tab 1 - Suggested Reply
- Tab 2 - Trudeau Letter to the President
- Tab 3 - Justice Memo

UNCLASSIFIED



# Memorandum



Subject	Date
Illegal Money Laundering	November 14, 1983

To	From
The Attorney General	Stephen S. Trott Assistant Attorney General Criminal Division

## A. The Crime/Money problem

It is currently estimated by the Department of Treasury and the Drug Enforcement Administration that approximately 76 billion dollars is generated annually in the illegal narcotics trade. The two key elements to successful drug trafficking are a good importation/distribution network and a good currency laundering system. It is important to understand the parallel movements of narcotics and money in combatting the national drug problem. Crime which exploits offshore haven banks, trusts and companies is extensive and is expanding. <sup>1/</sup>

## B. Money Laundering

"Laundering" involves the hiding of the "paper trail" that connects income or money with a person in order for that person to evade the payment of taxes, avoid prosecution for any federal, state or local offense and obviate any forfeiture of his illegally derived income or assets. While a financial investigation may concentrate on the money involved with crime, and particularly the proceeds, the criminal basis for the underlying offense is also of primary concern. By addressing the concept of financial crime, and attacking the finances of a criminal enterprise, the predicate crime (e.g., narcotics, gambling, extortion, illegal tax shelters) can be more effectively handled. A narcotics crime is easier to prosecute if both the distribution and financing are

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<sup>1/</sup> The estimate for illicit offshore export of funds is 20 billion dollars. Staff Study of Crime and Bank Secrecy: The Use of Off-Shore Banks and Companies; Permanent Senate Subcommittee on Investigations, March 1983.

clearly understood. The money can be traced because cash that is generated from the crime is not easily hidden, and the attempt to hide it usually blatantly violates federal statutes, such as currency, tax and conspiracy laws.

There are as many ways of laundering money as there are people doing it. The money problems for a large illegal narcotics network often outweigh the distribution problems. View the money launderer as the neck of a large funnel. Large volumes of money generated from street sales of drugs come down the funnel to the launderer. He must put the money into something more negotiable than boxes of ten, twenty and fifty dollar bills. He must record where the money is coming from and correctly keep a good set of accounts. Finally, he must find a way to transfer the money back to the foreign narcotics sources safely. The typical launderer may want to exchange small bills for large ones, buy cashier's checks in false names or deposit cash into dummy accounts and then transfer funds by wire to foreign sources. This process is complicated by the fact that the launderer cannot reveal the true source of the money. Narcotics dealers are touchy about their names being revealed in government reports. The launderer also has a problem explaining why taxes have not been paid on domestically generated income or, alternatively, why Customs CMIR forms have not been filed on monies allegedly imported from abroad (which would make the money immediately subject to seizure). Finally, handling bulk cash shipments can be hazardous, as people within the narcotics group or outside of it are always tempted to steal the money. Trying to ship money out of the country in bulk is generally the least desirable alternative but one that seems to be increasing as <sup>2/</sup> enforcement of the Title 31 reporting requirements improves.

### C. Foreign Bank Secrecy Acts

Many nations and areas of the world have a legal climate that is optimal for the laundering of "dirty" money. Places such as the Cayman Islands, the Bahamas, the Netherlands Antilles, Panama, Liechtenstein and Switzerland have been used to hide currency and assets because of those nations' strict bank secrecy laws. These laws generally prohibit banks from disclosing any information about their customers' bank accounts. Because failure to comply with foreign bank secrecy laws may subject the bank and bank personnel to criminal liability abroad, United

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2/ Investigation and Prosecution of Illegal Money Laundering, A guide to the Bank Secrecy Act. Department of Justice, Nov. 1983.

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States investigators have had great difficulty in obtaining access to foreign bank accounts by subpoena or other means. <sup>3/</sup>

To a great extent, these laws have made it difficult to learn about the actual operation of "money launderers" in these foreign financial institutions. What is known has been primarily learned by persons infiltrating the organizations that are using these havens. While it is unlikely that all operations are conducted in the same way, many utilize the same basic techniques.

As a rule, cash is moved to a foreign bank secrecy jurisdiction by several methods: physical transportation, wire transfer, cashier's check or through attorneys' or accountants' accounts. This cash is "laundered" and then either returned to the United States or sent elsewhere to purchase assets. <sup>4/</sup>

Banks located in tax haven countries are there for a reason. The reason is the ability to make money from large-scale currency transactions, which are in many instances proceeds of criminal activities. The off-shore haven banks are ideally suited to the purposes of the narcotics traffickers. The United States trafficker's goal, once he has sold his product, is to hide his money or to cleanse his money so that he can put it to use without it being attributed to him as unreported income. An off-shore haven with strict bank secrecy laws facilitates achievement of this goal by providing a veil of secrecy over all parts of the transaction so that the trafficker cannot be

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<sup>3/</sup> See e.g., In re Grand Jury Proceedings, United States v. Bank of Nova Scotia, 691 F.2d 1384 (11th Cir. 1982), cert. denied, U.S. , 103 S.Ct. 3086 (1983). Many large international banks, such as the Bank of Nova Scotia are used as clearing banks for small "offshore Banks" which exist only as a name plate on the international bank's wall and a bank account with the bank.

<sup>4/</sup> Criminal enterprises operating in the United States have developed an intricate courier system for transferring their ill-gotten profits to secret foreign bank accounts. These enterprises pay couriers to transport cash to foreign banks to avoid having to transfer money through a financial institution by check or similar means. By using the courier system, criminal enterprises are able to move their profits without leaving a "paper trail," which would have subjected their profits to tracing. Senate Committee on Banking and Currency, S. Rep. No. 1139, 91st Cong., 2d Sess. 1-4 (1970).

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definitely tied to the flow of funds. The same is true of the foreign drug trafficker.

The problem can be illustrated by a simple case. A narcotics trafficker arranges for a courier to carry \$200,000 in cash in a suitcase to the Cayman Islands where it is deposited in a small so-called "off-shore bank." The courier does not file a Customs report upon departure. The money goes into an account of a Bahamian registered company which is purchased for a small sum. Business transactions are then run through this company. The company then transfers the entire \$200,000 to an account in its name at the branch of a large money center bank such as the Bank of Nova Scotia. Both the trafficker and the corporation claim the loan is simply a signature loan to an individual. In fact, the loan is effectively secured by the Cayman deposit.

Similarly, the drug trafficker can get funds to an off-shore bank by having a courier deposit money in a United States bank in a fictitious account and wire transfer deposits off-shore.

Due to lack of cooperation from the banks and the off-shore haven countries themselves, our government has been forced to attack the records problem of gathering evidence for criminal prosecutions by subpoenaing the branches of these off-shore banks operating within the United States. In many cases, most, if not all of the narcotics money transactions take place in the United States through one of the branches of an off-shore bank such as the Bank of Nova Scotia. <sup>5/</sup> The banks maintain that since the records are kept off-shore, i.e., in the Caymans or Bahamas, at the banks' central office, these records are protected by the off-shore Bank Secrecy Laws and can not be disclosed.

#### E. Conclusion

All law enforcement officials admit that once narcotic proceeds reach an off-shore jurisdiction bank protected by strict bank secrecy laws, investigation of narcotics organizations comes to an end and the traffickers are completely shielded from detection and prosecution.

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5/ There are twenty-nine subpoena requests to the Bank of Nova Scotia outstanding, and in one case in the Southern District of Florida, pending in the 11th Circuit, the court has allowed amicus curiae briefs to be filed, both by the Canadian government and the Bahamas government.

C. F.

January 30, 1984

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FO011  
FH006-12



MEMORANDUM FOR MR. ROBERT C. MCFARLANE  
THE WHITE HOUSE

SUBJECT: Response to Prime Minister Trudeau's January 19  
Letter to the President

Prime Minister Trudeau of Canada has written a brief letter thanking the President for sending him a copy of the January 16 White House speech and expressing "welcome" for the President's message. Since the two leaders have already corresponded several times recently on East-West relations and Mr. Trudeau's latest letter is basically a polite thank you message, we do not recommend that the President respond to the January 19 letter.

Charles Hill  
Executive Secretary

Enclosure:

Letter from Prime Minister Trudeau

DECLASSIFIED

Department of State Guidelines, July 21, 1997

By *[signature]* NARA, Date 4/4/03

~~CONFIDENTIAL~~

DECL: OADR

- filed in SP833 205605

NSC#8400697

RECEIVED 02 MAR 84 17

TO PRESIDENT

FROM TRUDEAU, PIERRE E

DOCDATE 27 FEB 84

GOTLIEB, ALLAN E

28 FEB 84

HILL, C

02 MAR 84

KEYWORDS: CANADA

HS

CULLEN, JACK

SUBJECT. PM TRUDEAU LTR RE CANADIAN CHAIRMAN OF JOINT BOARD OF DEFENSE

ACTION: PREPARE MEMO FOR MCFARLANE DUE: 08 MAR 84 STATUS S FILE\$

FOR ACTION

FOR CONCURRENCE

FOR INFO

COBB

FORTIER

SOMMER

MCMINN

MARTIN

COMMENTS

REF# LOG NSCIFID ( MR )

ACTION OFFICER (S)	ASSIGNED	ACTION REQUIRED	DUE	COPIES TO
<i>Mcfarlane</i>	<i>X 3/6</i>	<i>had to Pres for Sig.</i>		
<i>Pres</i>	<i>P MAR 1 2 1984</i>	<i>signature</i>		<i>UP</i>
	<i>MAR 1 3 1984</i>	<i>Pres sig ltr</i>		
<i>Martin</i>	<i>S 3/13</i>	<i>For Review Prior to Dispatch</i>		
<i>Stake</i>	<i>C 3/14</i>	<i>For Dispatch</i>		<i>CO (2)</i>
DISPATCH <i>V</i>	<i>H.W. 3/14</i>			

W/ATTCH FILE (C)

NATIONAL SECURITY COUNCIL

3/5/84

SPEECHWRITERS:

May I please have your comments/changes on the attached ASAP.

Thanks,

Jeanne Hickie  
X5076

50

National Security Council  
The White House

84 MAR 13 P 6: 38

System #

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Package #

1795

	SEQUENCE TO	HAS SEEN	DISPOSITION
Bill Martin	_____	_____	_____
Bob Kimmitt	1	K	_____
John Poindexter	_____	_____	_____
Wilma Hall	_____	_____	_____
Bud McFarlane	_____	_____	_____
Bob Kimmitt	_____	_____	_____
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Situation Room	_____	_____	_____

I = Information    A = Action    R = Retain    D = Dispatch    N = No further Action

cc: VP    Meese    Baker    Deaver    Other \_\_\_\_\_

COMMENTS

Should be seen by: \_\_\_\_\_

(Date/Time)

NSC/S —  
Ok to dispatch  
CT

National Security Council *1032 wml 51*  
The White House

RECEIVED System # I  
Package # 1795

84 MAR 6 P 1:24

	SEQUENCE TO	HAS SEEN	DISPOSITION
Bill Martin	<u>1</u>	<u>WFM</u>	
Bob Kimmitt	<u>2</u>	<u>K</u>	
John Poindexter	<u>3</u>	<u>J</u>	<u>A</u>
Wilma Hall			
Bud McFarlane			
Bob Kimmitt			
NSC Secretariat	<u>4</u>		<u>J</u>
Situation Room			
Tom Shull			

I = Information   A = Action   R = Retain   D = Dispatch   N = No further Action

cc: VP Meese Baker Deaver Other \_\_\_\_\_

COMMENTS      Should be seen by: \_\_\_\_\_

*Deferre also clears (per George Baker 3/7/84)* <sup>(Date/Time)</sup>



REFERRAL

DATE: 14 MAR 84

MEMORANDUM FOR: STATE SECRETARIAT

DEPARTMENT OF STATE

DOCUMENT DESCRIPTION:

TO: TRUDEAU, PIERRE E

SOURCE: PRESIDENT

DATE: 13 MAR 84

KEYWORDS CANADA

HS

CULLEN, JACK

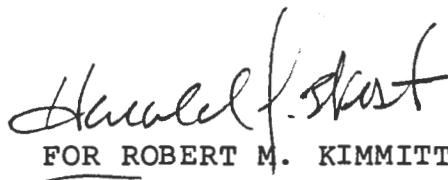
SUBJ: NEW CHAIRMAN CANADIAN SECTION / CANADA - US PERMANENT JOINT BOARD

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REQUIRED ACTION: FOR DISPATCH

DUE DATE:

COMMENTS

  
FOR ROBERT M. KIMMITT

EXECUTIVE SECRETARY

Received S  
1795  
1984 MAR 12 PM 3:43

MEMORANDUM

THE WHITE HOUSE  
WASHINGTON

ACTION

March 12, 1984

MEMORANDUM FOR THE PRESIDENT

FROM: ROBERT C. McFARLANE

*RCM*

SYSTEM

SUBJECT: Response to Prime Minister Trudeau's Letter

Prime Minister Trudeau has written you informing you that Jack Sydney George Bud Cullen has been appointed as the new Chairman of the Canadian Section of the Canada-U.S. Permanent Joint Board on Defense. Mr. Cullen is a former Minister of National Revenue and Minister of Employment and Immigration, and has also served as Parliamentary Secretary to the Ministers of National Defense, Energy, Mines and Resources, and Finance.

Your letter to the Prime Minister (Tab A) thanks him for advising you of the appointment, and notes your confidence in his selection.

Recommendation

OK      No

\_\_\_\_\_

That you sign the letter at Tab A to Prime Minister Trudeau.

Attachments

Tab A - Letter to Prime Minister Trudeau

cc Vice President

## MEMORANDUM

## NATIONAL SECURITY COUNCIL

ACTION

March 5, 1984

MEMORANDUM FOR ROBERT C. McFARLANE

FROM: TYRUS W. COBB *TWC*SUBJECT: Presidential Response to Prime Minister  
Trudeau

Attached at Tab I is your memo to the President forwarding his response to Prime Minister Trudeau's letter advising of the appointment of the new Chairman of the Canadian Section of the Canada-U.S. Permanent Joint Board on Defense.

Speechwriters have cleared.

RECOMMENDATION:

That you sign the memo to the President at Tab I, forwarding the Trudeau letter for signature.

Approve Disapprove 

## Attachments

- Tab I - Memo to the President
- Tab A - Presidential Letter to Trudeau
- Tab II - Incoming from Trudeau



United States Department of State

Washington, D.C. 20520

March 2, 1984

**UNCLASSIFIED**MEMORANDUM FOR MR. ROBERT C. McFARLANE  
THE WHITE HOUSESubject: Suggested Response to Prime Minister Trudeau's  
February 27 Letter

Attached is the Department's suggested response to Trudeau's letter to the President (also attached) informing us of the new Canadian Chairman of the Canada-US Permanent Joint Board on Defense.

*Domestic*  
for Charles Hill  
Executive Secretary

## Attachments:

- Tab 1 - Suggested Response.
- Tab 2 - Trudeau's Letter to the President.

**UNCLASSIFIED**

Canadian Embassy



Ambassade du Canada

1746 Massachusetts Ave., N.W.  
WASHINGTON, D.C. 20036

February 28, 1984

B Y H A N D

Dear Secretary Shultz,

...

Attached please find a copy of a letter from Prime Minister Trudeau to President Reagan concerning the appointment of the Honourable Jack Sydney George Bud Cullen as the new Chairman of the Canadian Section of the Canada-United States Permanent Joint Board on Defence. It would be appreciated if this could be brought to the President's attention as soon as possible. The original will be delivered as soon as it is received at the Embassy.

Yours sincerely,

A handwritten signature in cursive script that reads 'Allan Gotlieb'.

Allan Gotlieb  
Ambassador

The Honourable George P. Shultz,  
Secretary of State,  
Department of State,  
WASHINGTON, D.C.

~~SECRET~~  
(Classification)

DEPARTMENT OF STATE  
EXECUTIVE SECRETARIAT  
TRANSMITTAL FORM

S/S 8406914  
Date March 7, 1984

For: Mr. Robert C. McFarlane  
National Security Council  
The White House

Reference:

To: The President From: Prime Minister Trudeau

Date: Feb. 27, 1984 Subject: Appointment of the Honourable Jack Sydney George Bud Cullen as the new Chairman of the Canadian Section of the Canada-US Permanent Joint Board on Defence.

WH Referral Dated: \_\_\_\_\_ NSC ID# \_\_\_\_\_  
(if any)

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

Action Taken:

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

Remarks:

A suggested response was made under S/S#8406217 (attached)

*for* *Janis Aweis*  
Charles Hill  
Executive Secretary

DECLASSIFIED  
Department of State Guidelines, July 21, 1997  
By [signature] NARA, Date 4/4/02

~~SECRET~~  
(Classification)

Canadian Embassy



Ambassade du Canada

1746 Massachusetts Ave., N.W.  
WASHINGTON, D.C. 20036

March 2, 1984

BY HAND

Dear Bob,

...

Attached please find the original of the letter from Prime Minister Trudeau to President Reagan, for onward transmission to the President, concerning the appointment of the Honourable Jack Sydney George Bud Cullen as the new Chairman of the Canadian Section of the Canada-United States Permanent Joint Board on Defence.

Yours sincerely,

A handwritten signature in cursive script, appearing to read 'R.J. Lysyshyn'.

R.J. Lysyshyn  
Counsellor

Mr. Robert Montgomery,  
Deputy Director,  
Office of Canadian Affairs,  
Bureau of European and Canadian Affairs,  
Department of State,  
Room 5227,  
WASHINGTON, D.C.



DEPARTMENT OF STATE  
EXECUTIVE SECRETARIAT

ACTION SLIP

INDEXED

DATE:

2/29

S/S CONTROL NUMBER

8406217

Unclass.

(Classification/Downgrader)

ACTION ASSIGNED TO:

EUR/CAN

DUE IN

S/S BY:

3/5

ACTION REQUESTED

- STATE TO NSC MEMO
- STATE TO OVP MEMO
- STATE TRANSMITTAL FORM
- TO NSC \_\_\_\_\_ OVP \_\_\_\_\_

- with Draft reply for signature  
or by PRES
- with Comment or Recommendation
- travel authorization

DIRECT REPLY ON BEHALF OF ~~THE PRES~~  
FOR SIGNATURE BY \_\_\_\_\_

provide info copy under cover  
of State-NSC transmittal form

REPLY FOR SIGNATURE  
BY \_\_\_\_\_

provide comeback copy  
for \_\_\_\_\_

RECOMMENDATION FOR \_\_\_\_\_ UNDER COVER OF AN ACTION MEMO  
 with Memorandum for the President  with reply for signature

APPROPRIATE HANDLING  FOR YOUR INFORMATION

ATTACH THIS ACTION SLIP AND ORIGINAL CORRESPONDENCE TO ANY SUBMISSION TO S/S

REMARKS/SPECIAL INSTRUCTIONS:

CLEAR WITH:

COPIES TO:

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| <input type="checkbox"/> MGT. ANAL.            | <input type="checkbox"/> M/MO   |  |                                |  |

84  
FEB 29 10:46

FROM: Linda Loyule

S/S-S

TEAM: A- 632-1522 B- 632-8338 C- 632-8062





## DEPARTMENT OF STATE

Washington, D.C. 20520

February 29, 1984

MEMORANDUM FOR: Mr. Robert M. Kimmitt  
National Security Council

SUBJECT: Alerting NSC on Presidential  
Correspondence

Enclosed is a copy of a letter to President Reagan from Prime Minister Pierre Elliott Trudeau of Canada which is transmitted for your information.

This document was received in the Executive Secretariat Information Management Section on February 29, 1984.

*Charles E. Jackson Jr.*

Director, S/S-I  
Information Management Section  
Executive Secretariat  
ext. 23836