

FOIA MARKER

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Folder Title:

IRA [Irish Republican Army] File #7 [3]

Staff Office-Individual:

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3499

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Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. memo	T. Alexander Aleinikoff to Alan Kreczko. [Duplicate of vz6379_008b, vz6380_004a and vz6380_004b, this case] (2 pages)	03/22/1995	b(7)(C), b(6)
002a. report	[Unknown Database Criminal Report] McGeough, Terrance Gerard. (1 page)	00/00/1995	b(7)(C), b(6)
002b. report	[Unknown Database Criminal Report] Moley, Aiden John. (1 page)	00/00/1995	b(7)(C), b(6)
002c. report	[Unknown Database Criminal Report] McCluskey, Philip Augustine. (1 page)	00/00/1995	b(7)(C), b(6)
002d. report	[Unknown Database Criminal Report] Martin, James Gerard. (1 page)	00/00/1995	b(7)(C), b(6)
002e. report	[Unknown Database Criminal Report] Martin, Eugene Patrick. (1 page)	00/00/1995	b(7)(C), b(6)
002f. report	[Unknown Database Criminal Report] Smyth, James Joseph. (1 page)	00/00/1995	b(7)(C), b(6)
002g. report	[Unknown Database Criminal Report] Artt, Kevin Barry John. (1 page)	00/00/1995	b(7)(C), b(6)
002h. report	[Unknown Database Criminal Report] Brennan, Paul. (1 page)	00/00/1995	b(7)(C), b(6)
002i. report	[Unknown Database Criminal Report] Kirby, Terrance Damian. (1 page)	00/00/1995	b(7)(C), b(6)
002j. report	[Unknown Database Criminal Report] McGuire, Peter Eamon. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F

vz6381

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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]
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- 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]

Withdrawal/Redaction Sheet

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002k. report	[Unknown Database Criminal Report] McMullen, Peter Gabriel John. (1 page)	00/00/1995	b(7)(C), b(6)
002l. report	[Unknown Database Criminal Report] Barr, James Gerard. (1 page)	00/00/1995	b(7)(C), b(6)
003. memo	Mike Vatis from Casey Cooper. Subject: Asylum Case of James G. Barr. [Duplicate of vz6380_004, this case] (5 pages)	04/04/1995	b(6)
004a. memo	For Abner Mikva from Jame Gorelick. Subject: Recommended Denial of Executive Clemency. (1 page)	10/26/1995	b(6)
004b. report	Petition for Commutation of Sentence re: Richard Clark Johnson. (5 pages)	10/24/1995	b(6)
005. letter	To Colgate Love from William Hughes regarding clemency request for Richard Clark Johnson. (1 page)	09/29/1995	b(6)
006. letter	To Jamie Gorelick from Jack Quinn. (4 pages)	11/16/1995	b(7)(C), b(6)
007. memo	[Personnel Issue] (1 page)	11/27/1995	b(2), b(6)
008. letter	Representative Jerry Nadler to Hillary Rodham Clinton. [partial] (1 page)	11/03/1995	b(6)
009. memo	For Jack Quinn from Alan Kreczko. Subject: State Department IG Report. [5 U.S.C. app. 3 § 7(b)] (2 pages)	01/24/1996	b(2), P3/b(3), b(6)
010. letter	To Jack Quinn from John C. Keeney. (1 page)	01/19/1996	b(2), b(7)(C), b(6)

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IRA [Irish Republican Army] File #7 [3]

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NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20508

2828

April 12, 1995

INFORMATION

MEMORANDUM FOR NANCY SODERBERG

FROM: ALAN KRECZKO *AK*

SUBJECT: Deportation Case of Matthew Morrison

You asked me for information about the deportation case of Matt Morrison, a case which has generated several letters. The INS informed us several weeks ago that the law permits no flexibility on this case (Tab I). His membership in a terrorist organization makes him ineligible for permanent residence. Unlike many other provisions of the INA, no waiver authority exists for this provision.

Attachment

Tab I Letter from INS

Tab II Incoming Correspondence

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A
B
II

NATIONAL SECURITY COUNCIL

March 30, 1995

Nancy,

This is just any FYI note:

You have been receiving write-in campaign letters regarding the Irish peace process and Matt Morrison, deportation candidate. I have forwarded the letters on to Secretariat to handle appropriately.

Attachments: subjects referenced above

76 Alauk -
What's the background?

Nancy Sodeberg
Presidential Advisor
National Security Council
1600 Pennsylvania Ave
Washington, DC 20506

Dear Ms. Sodeberg,

I am writing to you regarding the deportation of Matt Morrison back to Northern Ireland. I am a fellow nursing student with Matt and am appalled that he has been asked to leave this country. Matt is no different than anyone else here. He is no threat to this community or country. He is just a dad like everybody else whose kids are their first priority. I would be happy to have him as a neighbor and am certainly proud to have him in my nursing classes. He is an asset to our class. He is the first to offer help to anyone struggling. He has been there for me when I've needed help and given his time to several other class members. Please reconsider the decision to deport Matt. There is nothing to gain by having Matt deported. Yet his family, community, and future profession will suffer a tremendous loss if he is forced to leave. Please give Matt Morrison permanent residency.

Thank you for your time,

Peggy Luesse
4124 Jamie Dr.
St. Louis, Mo. 63128
314-894-0024



The Institute for Peace and Justice

4144 Lindell Boulevard, #124 • St. Louis, MO 63108 • (314) 533-4445

3/13/95

Dear Ms. Sodeberg —

We have known Matt Morrison + his family for many years + admire deeply the contributions he + his wife Francie Broderick Morrison have made to the St Louis community. To separate their family by deporting Matt or forcing the whole family to leave this community + country would be "cruel + unusual" and detrimental to everyone. Please see that Matt gets "permanent residency" status as soon as possible.

Thank you for your cooperation.

Sincerely,

James + Kathleen McGinnis

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Diane L. Fahey, Esq.
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March 14, 1995

Ms. Nancy Soderberg
Deputy Asst. to the President
Ground Fl., West Wing
White House
Washington, DC 20500

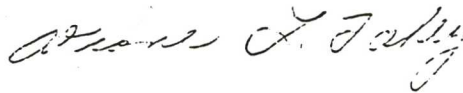
Re: Irish Peace Process

Dear Ms. Soderberg:

First, let me express my appreciation that Gerry Adams, the President of Sinn Fein, has been granted a visa permitting him to visit and raise funds in the United States. However, I also am concerned that the United States is not as actively involved in the Irish peace process as is possible. Please urge President Clinton to maintain pressure on the British to commence and continue all party talks. In addition, I would be most appreciative if you would request of President Clinton that he grant amnesty to all Irish political prisoners in the United States.

Should you have any questions or comments, please do not hesitate to contact me.

Very truly yours,



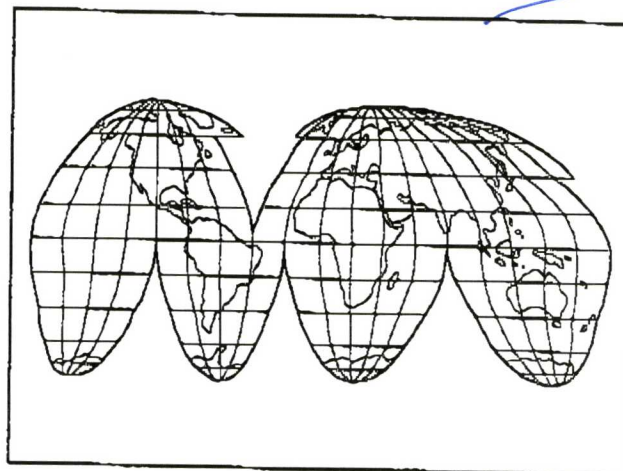
Diane L. Fahey, Esq.

File

U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C.

VIA FAX NO. 456-9110

DATE: 3-16-95



TO:

Jamie Baker

FROM:

MARK R. STEINBERG
ASSOCIATE DEPUTY ATTORNEY GENERAL
DIRECTOR OF EXECUTIVE OFFICE FOR
NATIONAL SECURITY

SUBJECT:

MESSAGE:

(TOTAL NUMBER OF PAGES INCLUDING THIS ONE) 3

TRANSMITTED BY: ROSA L. LEE

FOR VOICE COMMUNICATIONS WITH THIS OFFICE, PLEASE TELEPHONE (202-307-3667)
TO TRANSMIT TO THIS OFFICE VIA TELEFAX, PLEASE TELEPHONE (202-616-1080)



Office of the Attorney General
Washington, D.C. 20530

March 16, 1995

The Honorable Warren Christopher
Secretary of State
Washington, D.C. 20520

Dear Mr. Secretary:

I am writing in further response to Deputy Secretary Talbott's letter of December 8, 1994, seeking my concurrence in a decision to designate Ireland as a probationary participant the Visa Waiver Pilot Program (VWPP).

I am willing to join with you in designating Ireland for inclusion in the VWPP on probationary status. However, as the peace process in Ireland is still at an early and fragile stage, I want to take this occasion to confirm certain arrangements to which we have previously agreed concerning efforts by Sinn Fein and IRA members to travel to this country.

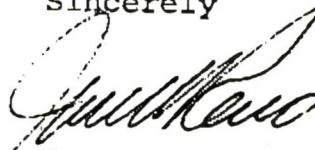
It is my understanding that if the VWPP is extended to include Ireland, individuals who are ineligible for visas, including a number of Sinn Fein and IRA members, will continue to be required, in advance of their departure for the United States, to apply at a U.S. embassy or consulate for a waiver of ineligibility. Absent the granting of the waiver, they will not receive a visa and will not be permitted to enter the United States. To the extent that any Sinn Fein or IRA member requires a waiver of ineligibility, I understand that the following conditions will continue to apply:

- * The applicant shall present his or her waiver application to the INS at the Headquarters level using the currently established waiver procedures and channels;
- * If the waiver is granted, the applicant shall provide advance notice of intended travel to the United States and a full itinerary of all intended travel within the United States. Other restrictions, such as geographic limitations, length of stay, etc. shall be as the INS prescribes.
- * Each applicant who receives a waiver and visa shall be subject to the following restrictions with respect to fundraising activity:

- (1) the individual is not to solicit or accept funds;
 - (2) the individual is not to attend or participate in any function for which admission is charged, if the charge for admission exceeds the actual costs of the function;
 - (3) the individual may not attend, or otherwise participate in, any function at which there is to be fundraising;
 - (4) the only exception to the foregoing restrictions is that the individual may be present at functions where Gerry Adams engages in fundraising, and may assist in that fundraising activity during that period of time that Adams is physically present at the function.
- * Deviations from, or violations of, any imposed restrictions shall be grounds for cancellation of the visa.

I trust that the foregoing is satisfactory to you and that we are in accord on the basis for this decision.

Sincerely



Janet Reno



United States Department of State

Washington, D.C. 20520

File - IRA

FACSIMILE TRANSMISSION COVER SHEET

DATE 9/30/94 PAGES TRANSMITTED: 20 PLUS COVER

TRANSMITTED TO:

FAX NUMBER: 456-9110

NAME:

~~Alan Kreczko~~ Alan Kreczko

ORGANIZATION:

NSC

TELEPHONE:

456-9111

DESCRIPTION:

Info from our data bank on IRA
persons

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FAX NUMBER: (202) 647-4802

NAME:

Robert Harris

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7-7324

COMMENTS:

NOTE:

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**USA-Connected Irish Political Prisoners
As of September 6 1994
By Brian Rohan**

*** 1. Gerry McGeough (Tyrone)**

Incarcerated

- Presently held in Fairton Federal Penitentiary, Fairton, New Jersey.
- Indicted in 1982 with four others on charges of attempting to buy from undercover agents some 'Red Eye' surface to air missiles in New Orleans. While other four were convicted and did their time, Gerry had since moved to Europe (Sweden and later Holland). He and another were arrested August 30, '88 on Dutch/ German border with two Kalishnakovs in the boot; they were thought to be the continental ASU, but Germans could only get possession charges to stick on other guy; Gerry was held for four years without conviction.
- Became first Irishman extradited from Germany to US on May 22, '92. Pled guilty and was sentenced to three years on June 10 1993.
- Parole hearing scheduled October 94. Current release date July 96.

2. Gabriel Megahy (Belfast)

Bail

- Convicted and did time (starting in 1982) for New Orleans Red Eye missile buy attempt (SEE Gerry McGeough, above). (Other three convicted in Red Eye case have done their time and are living freely in New York area. Megahy is not legally here though, and has fought his deportation with an appeal for political asylum. Proceedings still under way. He is out on bail and is allowed to work here now, as all applicants for political asylum are, but could be deported soon.

3. Seamus Moley (So. Armagh)

4. Kevin McKinley (Co. Down)

Bail

- Both awaiting appeal on Tucson gun-running charges. Both convicted in '90 to four and a half years on previous gun-run case (the 'Florida Four'). While in jail, was also indicted in Tucson case to send 3,000 blasting caps (detonators), sniping rifle and other munitions. Defense successful in getting S. Moley's and McKinley's case separated from six others (who were acquitted in April) on

PHOTOCOPY PRESERVATION

grounds that Florida and Tucson were related and thus constituted double jeopardy. Out on bail awaiting double jeopardy decision, expected soon. If they lose on double jeopardy, will face trial.
- (Moley is one of three brothers in Tucson case. Patrick, 30, a Connecticut carpenter, was acquitted in April. For Aidan, SEE below. Another brother, Brendan, was killed on IRA duty in Armagh.)

5. Aidan Moley (So. Armagh)
Incarcerated

- Arrested last year upon crossing the border to North; he and four others living in Republic had been indicted on Tucson charges. Not touched in Republic however because the evidence which ties them to the case (vague and scratchy transatlantic wiretapped conversations) not enough for extradition from Ireland. In jail in London, represented by Gareth Pierce. Has been fighting extradition.

6. Michael 'Mixey' Martin (So. Armagh)
Incarcerated

- Was shot, wounded and arrested after car chase by RUC just over the border on April 20 94. In jail in London, same story and same Tucson gun-run charges as Aidan Moley (SEE above).

7. Phillip McCluskey

8. James Gerard Martin (so Armagh)

9. Eugene Patrick Martin (So Armagh)
Indicted

- All living openly in Republic despite US indictment in Tucson.
- Presumably the U.S. will proceed against them and the two others (A. Moley and Mixey Martin, see above) despite losing case against other six in Tucson, who were being hit with much stronger evidence.
- All three Martins, just like all three Moleys, are brothers.

10. Matt Morrison (Belfast)
Bail

- Served ten years in Kesh. Lied about past to enter U.S., where he set up new life in St. Louis, Missouri. Out on bail and facing deportation. Hearings continue.

* 11. Jimmy Smyth (the Ardoyne, Belfast)

* 12. Kevin Barry Artt (Belfast)

* 13. Pól Brennan (Ballymurphy) *Paul Brennan*

* 14. Terence Kirby (new lodge Belfast)

All Incarcerated.

-The 'H' Block 4: Were 4 of 38 who escaped from Maze, September 1983. All four eventually gained illegal entry to U.S. and lived in Calif. (separately) for several years.

-Smyth and Artt were arrested on June 3 1992 simultaneously, in San Fran and San Diego, respectively speaking. Both fighting extradition request by Britain to serve remainder of IRA-related convictions.

-Brennan and Kirby, amazingly enough, both continued living in San Fran even after arrest of Smyth and Artt. They were picked up subsequently. Brennan arrested January 1993, and Kirby in late February 1994.

-Smyth's was first case to go to trial; decision from US District Court expected any day now. If victorious, Britain will likely appeal. Other 3 are waiting to see Smyth's result -- he probably has the best shot, and the feeling is that if he wins of course it would be welcome news and a good omen for the rest. If he loses, they're probably all done for. Either way, look for many appeals and long waits in the US, a la Joe Doherty.

-Smyth and Artt presently at Federal Detention Center in Dublin, CA; Brennan at North County Jail, Oakland CA; Kirby at Alameda County Jail, Santa Rita CA.

-All were interned; all in republican wings; all were on the blanket. All claim innocence, naturally, to the charges they were jailed on. Smyth convicted for shooting an RUC officer. Brennan for possession of explosives, etc. All four in late 30s -- very early 40s. Kirby convicted for shooting gas station attendant during IRA attack; also for possession and membership. All have wives in Calif., some have kids.

15. Patrick Stagg (*Rep. of IRE.*)

Bail

Boston. Facing deportation. INLA member, nephew of Frank Stagg. Filed for political asylum. Denied. He's out on bail and appealing, which is postponing his deportation.

PHOTOCOPY PRESERVATION

16. Richard Johnson (U.S.)**Incarcerated**

-An accomplished American engineer arrested (summer 1989) and convicted (Aug. 90) with four others (SEE Martin Quigley, Peter Eamon Maguire, Christine Reid below). The fifth, American-born Gerard Iloy, pled guilty and has finished serving small sentence). Charge was possession of property in aid of foreign insurgents; were trying to develop and send weapons technology to IRA.

17. Martin Quigley (Louth)**Incarcerated**

-Doing eight years on same Boston gun-run charge as Richard Johnson, Quigley and P.E. Maguire.

18. Christine Reid (Calif., USA)**Parole**

-Recently released on parole from three year sentence, same Boston gun-run charges as Johnson, Quigley and P.E. Maguire. Will be on parole/probation for several years to come.

*** 19. Peter Eamon Maguire (Monaghan)****Incarcerated**

-Was living in Mozambique at time of Boston indictment with Johnson, Quigley, Reid and Iloy. Arrested during visit to South Africa last year, but not extradited to USA. Deported to Dublin, where he was jailed while fighting extradition. Was extradited to US. Pled guilty, sentenced on June 15 1994 to six years.

20. Paul Campbell (Coalisland, Tyrone)**Bail**

-Facing deportation. Current case began in 1990. Did time in Kesh in 70s. U.S. claims the 40 year old entered illegally after being denied a visa. Has been in US nine years. Wife Majella (34) and two of three kids, Michael (9) and Martin (12) are all part of same case (defense failed to get them separated). Decision expected in San Fran very soon on political asylum and suspension of deportation.

21. William Quinn (U.S.)**Incarcerated**

-This California-born Irish American quit his San Fran. post office job in 1971 and moved to Donegal, where he was active in republican fund-raising, picketing, etc. Arrested in Calif. in Sept. 81 on foot of extradition warrant from UK. Charged with being part of ASU in England in 74 and 75. Accused of sending letter bombs and of shooting dead London Constable Stephen Tibble while escaping Feb 26 1975. Lawyer defended by claiming political exception to extradition and won, but lost on appeal to Ninth Circuit. After five years without bail in US was extradited in 1986. Now over 40 years old.

- He has asked to be transferred to Portlaoise; he has family in Sligo I believe. Like others, is waiting for Dublin to sign on to treaty that would allow prisoner transfer from UK to Republic.

 22. Peter Gabriel McMullen (Magherafelt, Derry)**Incarcerated**

-A/K/A "Pete the Pura." British army paratrooper who defected to the IRA in early 1970s. His desertion is treason punishable by hanging. Planted bombs inside Army bases for IRA. Fell foul of Provos, who charged he was shaking down bar owners for money in their name. Served three years in Dublin on gun charges, begin in 1974.

-Slipped into US and handed himself in at San Fran in May 1978, claiming he was a target for both British and IRA and wanted political asylum. Magistrate Frederick Woelfen refused to extradite him to UK under political exception clause, May 11 1979. He was released on bail but arrested again in 1986 on same extradition warrant on Dec 23 1986, after US/ UK immigration laws were changed due to Joe Doherty. The Supplemental treaty of that year ended the political exemptions clause. Has been in jail since.

-Currently at MCC (Joe Doe's jail) in NYC. Estranged from wife and kids, who are still living in North. A Catholic son of RAF man. Is *persona non grata* in IRA and Northern Aid circles.

23. Noel Gaynor (Armagh)**Bail**

-Entered U.S. with a UK passport on the visa pilot waiver program on Feb 17 1990. On March 25 90 married American girl, Colleen Connolly. A petition for permanent residence was filed on his behalf by Colleen. It was denied b/c of previous IRA convictions in N.I.

-An application for political asylum, withholding of deportation and adjustment of status as relief from deportation was filed. That was denied March 18 1994 by INS judge. An appeal was filed July 19 1994. Decision pending. Noel has two US born kids. Lives in upstate New York.

24. Brian Pearson (Tyrone)**Bail**

-Similar case to Noel Gaynor (above). Entered on visa pilot waiver program Oct 3 1988. Married US citizen Doris Collins July 1 1990. Petition for permanent residence filed but no response yet. Pearson was interviewed by INS Jan 14 1994; INS requested affidavit detailing his IRA involvement. Spent twelve and a half years in Long Kesh. One US born child. Lives upstate New York.

25. James Barr (Belfast)**Bail**

-Philly resident with surprise victory in winning political asylum and withholding of deportation in Aug 1993. Decision currently being appealed by govt. If he loses, he faces deportation.

- Arrested May 29 1984 in Philly. Wanted for attack on British patrol in summer 1981, which he was accused of by supergrass Harry Kirkpatrick, former INLA member. Barr said to be former INLA.

PHOTOCOPY PRESERVATION

26. James Brendan Morgan (Co. Down)**Incarcerated**

-Served three years Portlaoise in early 1980s for transporting explosives near border. Also had another minor conviction in Republic regarding scuffle with a Garda. Never convicted of membership, although he now admits he was IRA member. Left the North for US; has been living as carpenter in Queens with Irish-born wife (with Green Card) and their 4 year old girl.

-Approached by FBI agent Tim Gossard May 16 94 who told him the INS were on to him but that "something could be worked out" about his illegal status (he entered on false name b/c of jail history). Agent implied that there was a Green card in return for spy work. He refused, was arrested by INS for deportation. Denied bail, in INS jail in NYC since. Filed for political asylum, saying a return would be dangerous. Next hearing in late September.

27. Samuel Millar (Belfast)**Incarcerated****28. Fr. Pat Moloney (Limerick)****29. Thomas F. O'Connor (U.S.)****30. Charles McCormick (U.S.)****Bail**

-Trial for Rochester NY Brinks robbery set for Oct 3, after many reschedulings (could be another one).

-Samuel was one of the last men to come off the blanket. He was freed in 84 and slipped into US. The others are legal citizens (two were born here) but Millar could not get bail pending trial because of illegal status.

- ends -

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002a. report	[Unknown Database Criminal Report] McGeough, Terrance Gerard. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F

vz6381

RESTRICTION CODES

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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]

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002b. report	[Unknown Database Criminal Report] Moley, Aiden John. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-1
vz6381

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

- C. Closed in accordance with restrictions contained in donor's deed of gift.
- PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).
- RR. Document will be reviewed upon request.

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

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002c. report	[Unknown Database Criminal Report] McCluskey, Philip Augustine. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
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- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

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

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002d. report	[Unknown Database Criminal Report] Martin, James Gerard. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:
Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:
IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES	
Presidential Records Act - [44 U.S.C. 2204(a)]	Freedom of Information Act - [5 U.S.C. 552(b)]
P1 National Security Classified Information [(a)(1) of the PRA]	b(1) National security classified information [(b)(1) of the FOIA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]	b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]	b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]	b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]	b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002e. report	[Unknown Database Criminal Report] Martin, Eugene Patrick. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

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Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

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2024-0172-F
vz6381

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002f. report	[Unknown Database Criminal Report] Smyth, James Joseph. (1 page)	00/00/1995	b(7)(C), b(6)

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OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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

- b(1) National security classified information [(b)(1) of the FOIA]
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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002g. report	[Unknown Database Criminal Report] Artt, Kevin Barry John. (1 page)	00/00/1995	b(7)(C), b(6)

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Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

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2024-0172-F
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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002h. report	[Unknown Database Criminal Report] Brennan, Paul. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

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2024-0172-F
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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002i. report	[Unknown Database Criminal Report] Kirby, Terrance Damian. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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RR. Document will be reviewed upon request.	

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002j. report	[Unknown Database Criminal Report] McGuire, Peter Eamon. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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RR. Document will be reviewed upon request.

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002k. report	[Unknown Database Criminal Report] McMullen, Peter Gabriel John. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

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vz6381

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
0021. report	[Unknown Database Criminal Report] Barr, James Gerard. (1 page)	00/00/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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File - IRA



IMMIGRATION AND NATURALIZATION SERVICE
OFFICE OF THE GENERAL COUNSEL

To: Alan Kreczko
NSC

From: Laura A. Baxter
Assistant General Counsel
Enforcement Division

Fax: 456-9110

Phone: 202.616.7957

Fax: 202.514.0455

Date: 9/11/95

Number of Pages including this cover sheet: 2

Comments:

Per your conversation w/
David Dixon.



Office of the Attorney General
Washington, D. C. 20530

File - IRA

Reverend James J. O'Sullivan, Pastor
Sacred Heart Church
540 North Mill Street
Eldon, MO 65026-1737

Dear Reverend O'Sullivan:

Thank you for your letter regarding your interest in the Irish peace process. I greatly appreciate your taking the time to express to me your concern on this important issue.

Due to privacy interests, I am unable to discuss the specific facts of Matthew Morrison's case, which is currently on appeal to the INS Administrative Appeals Unit. However, with regard to the issue of the deportation of Irish nationals in general, I directed the Commissioner of the Immigration and Naturalization Service (INS) to undertake a review of the cases relating to Irish nationals. Based upon this review, I am satisfied that Irish nationals are not being singled out for application of the immigration laws by virtue of their nationality. The resolution of an individual deportation proceeding depends on the particular facts of each case. A criminal or terrorist history may preclude certain applications for relief, whereas equities such as a U.S. citizen spouse or children may provide a basis for other relief. Nevertheless, an alien who applies for permanent residence must establish that he or she is admissible to the United States. This means that the alien cannot be excludable under section 212 of the Immigration and Nationality Act (INA). An alien who has "engaged in a terrorist activity" is excludable from the United States under section 212(a)(3)(B)(i)(I) of the INA and an alien who has been convicted of a "crime involving moral turpitude" is excludable under section 212(a)(2)(A)(i)(I). Although it is possible for the INS to waive some grounds of exclusion, there is no waiver for "engaging in a terrorist activity" or for some "crimes involving moral turpitude," such as murder or attempted murder. See section 212(h) of the INA.

Both the criminal and immigration laws of the United States must be applied on an even-handed basis to citizens of all countries. At this time, there are no exceptions for nationals of a country attempting to reach a peace accord. Accordingly, nationals of Ireland must be treated in the same manner as nationals of all other countries.

Again, thank you for your concern in this important matter.

Sincerely,

Janet Reno
Attorney General

September 1, 1995

Nancy,

On both of the attached packages you asked whether the Morrison case hadn't been resolved through an adjustment of status based on marriage.

I think you are confusing the Morrison case with the Barr case (which was handled by Bruce Morrison). Both are married to Americans. The key difference between them is that Morrison was a member of the IRA and therefore statutorily barred from adjustment of status. (He actually has a second statutory bar to adjustment of status: his conviction of attempted murder in the UK.) Morrison's statutory bars to adjustment of status are not waivable. He therefore has no legal option of adjustment.

Barr on the other hand apparently does not have an adjustment bar. His lawyer (Bruce Morrison) did file for an adjustment of status, but he did it in the wrong place. INS told Barr to refile; that apparently has not been done. (As you know, Bruce is no longer his lawyer.)

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

2042

May 15, 1995

ACTION

MEMORANDUM FOR ANTHONY LAKE

FROM: ALAN KRECZKO *AK*

SUBJECT: Barr Asylum Request

Senators Bradley and Lautenberg have written the President about INS' decision to appeal the grant of asylum to James G. Barr. Barr's case has also been raised with us by various Irish American groups. Irish American groups allege that the Justice Department has singled out Irish nationals for especially vigorous enforcement of our laws because of the close U.K.-FBI working relationship. They will be critical of a decision to proceed with the appeal.

At our request, DOJ has reviewed INS' decision. They agree with INS that the grant of asylum was erroneous and that law enforcement equities favor appeal (Internal DOJ analysis at Tab II). Jamie Gorelik has endorsed her staff's conclusion.

We agree with DOJ and INS on the legal issue -- Barr does not qualify for asylum. To so qualify, Barr must show that he has a reasonable fear of persecution in both Ireland and Northern Ireland. He certainly does not meet that burden with respect to Ireland, and the case for persecution in Northern Ireland is also far from clear.

The equities of pursuing the appeal are more debatable. Barr has been in the U.S. for eleven years now; he has an American wife and an American child, and no convictions. However, DOJ would point out that Barr's length of stay here is Barr's own making; that precedential reasons argue against allowing an intervening marriage or even child to derail a deportation; and that Barr has had the option of petitioning for an adjustment of status based on the marriage.

We are convinced that Barr's case has received serious, senior-level DOJ review. We would defer to their judgment on enforcement of our immigration laws.

In any event, we understand Barr will now file for an adjustment of status, based on his marriage to an American citizen. (It is

not clear why he has not pursued this option to date.)
 Successful adjustment of status would moot the asylum issue. (INS
 is, however, unwilling to commit on their position on adjustment,
 since they have not yet seen the application.)

DOJ has cleared the proposed response to Bradley and Lautenberg.
 Ab Mikva has also cleared the memo to the President and the
 proposed response to the Senators.

Concurrence by: Kathy Stephens, Eric Schwartz, Bill Danvers

by AK

by AK

Mike Anderson
 by
 AK

RECOMMENDATION

That sign the memorandum for the President at Tab I.

Attachments

Tab I Memorandum for the President

Tab A Letters to Senators Bradley and Lautenberg

Tab B Incoming Correspondence from Senators

Tab II Internal DOJ Analysis

THE WHITE HOUSE

WASHINGTON

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM: ANTHONY LAKE
PATRICK GRIFFIN
ABNER MIKVA

SUBJECT: Barr Asylum Request

Purpose

To respond to letters from Senators Bradley and Lautenberg asking that you review INS' decision to appeal the grant of asylum to James G. Barr.

Background

Barr entered the US fraudulently in 1984; this is uncontested. However, Barr was granted relief from deportation last summer because of a grant of asylum by an immigration judge based on a finding that Barr would be persecuted because of his religion (Catholic) and political views were he returned either to Northern Ireland or Ireland.

In addition to the Senators, Barr's case has also been raised with us by various Irish American groups. Irish American groups allege that the Justice Department has singled out Irish nationals for especially vigorous enforcement of our laws because of the close U.K.-FBI working relationship. They will be critical of a decision to proceed with the asylum appeal.

At our request, Deputy Attorney General Gorelick has reviewed INS's decision. She agrees with INS that the grant of asylum was erroneous. We concur. To qualify for asylum, Barr must show that he has a reasonable fear of persecution in both Ireland and Northern Ireland. He certainly does not meet that burden with respect to Ireland, and the case for persecution in Northern Ireland is also far from clear.

The equities of pursuing the appeal are more debatable. Barr has been in the U.S. for eleven years now; he has an American wife and an American child, and no convictions. However, Justice points out that Barr's length of stay here is Barr's own making,

cc: Vice President
Chief of Staff

and that precedential reasons argue against allowing an intervening marriage or even child to derail a deportation.

We are convinced that Barr's case has received serious, senior-level DOJ review and accept their judgment on enforcement of our immigration laws.

In any event, we understand Barr now intends to seek to adjust his status based on his marriage to an American. (It is not clear why he did not pursue this option earlier.) If successful, such action would moot the asylum issue.

RECOMMENDATION

That you sign the letters at Tab A to Senators Bradley and Lautenberg.

Attachment

Tab A Letters to Senators Bradley and Lautenberg

Tab B Incoming Letters from Senators Bradley and Lautenberg

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THE WHITE HOUSE

WASHINGTON

Dear Frank:

You asked me to review the deportation case of James G. Barr to ensure that Mr. Barr was being treated fairly and in accord with the law. As you indicated in your letter, the United States Immigration Court in Philadelphia granted Mr. Barr's application for asylum. That ruling is currently on appeal to the Board of Immigration Appeals.

At the request of the White House, appropriate officials at the Department of Justice have reviewed this case. The Immigration and Naturalization Service believes that the Immigration Court incorrectly applied the standards governing applications for asylum to the particular facts of Mr. Barr's case. The Department of Justice concurs in that judgment.

As to Mr. Barr's marriage to an American citizen, we understand that Mr. Barr now intends to seek to adjust his status based on that relationship. Such action could moot the asylum issue.

The Department of Justice will continue to ensure that Mr. Barr is treated fairly throughout the balance of the proceedings.

Thank you for your interest in this matter.

Sincerely,

The Honorable Frank R. Lautenberg
United States Senate
Washington, D.C. 20510-3002

THE WHITE HOUSE

WASHINGTON

Dear Bill:

You asked me to review the deportation case of James G. Barr to ensure that Mr. Barr was being treated fairly and in accord with the law. As you indicated in your letter, the United States Immigration Court in Philadelphia granted Mr. Barr's application for asylum. That ruling is currently on appeal to the Board of Immigration Appeals.

At the request of the White House, appropriate officials at the Department of Justice have reviewed this case. The Immigration and Naturalization Service believes that the Immigration Court incorrectly applied the standards governing applications for asylum to the particular facts of Mr. Barr's case. The Department of Justice concurs in that judgment.

As to Mr. Barr's marriage to an American citizen, we understand that Mr. Barr now intends to seek to adjust his status based on that relationship. Such action could moot the asylum issue.

The Department of Justice will continue to ensure that Mr. Barr is treated fairly throughout the balance of the proceedings.

Thank you for your interest in this matter.

Sincerely,

The Honorable Bill Bradley
United States Senate
Washington, D.C. 20510-3001

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United States Senate
WASHINGTON, DC 20510-3002

2165 0042
COMMITTEES:
APPROPRIATIONS
BUDGET
ENVIRONMENT AND PUBLIC WORKS
SMALL BUSINESS
HELSINKI COMMISSION

March 14, 1995

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

Dear Mr. President:

I am writing to inquire about the political asylum case of James G. Barr and would like to know why the Administration continues to pursue his deportation through the courts.

I understand that Mr. Barr, who is married to a woman from New Jersey, requested political asylum in the United States after he fled from Northern Ireland in 1984. In July of 1993, Judge John F. Gossart, Jr., granted the request based on a pattern of human rights abuses in Northern Ireland, which, he concluded, provided grounds for a "well founded fear of persecution."

Despite well-documented evidence of human rights abuses in Northern Ireland, I understand the Justice Department has appealed this decision and is seeking the authority to deport Mr. Barr immediately. I am not aware of any warrants pending against Mr. Barr in the United Kingdom, nor am I aware that he has been involved in unlawful activity in the United States.

I urge you to carefully review this case and ensure that Mr. Barr will be treated fairly and that justice is served.

Sincerely,



REPLY TO:

☐ 506 HART SENATE OFFICE BUILDING
WASHINGTON, DC 20510-3002
(202) 224-4744

☐ ONE GATEWAY CENTER SUITE 1001
NEWARK, NJ 07102-5311
(201) 645-3030

☐ BARRINGTON COMMONS
208 WHITE HORSE PIKE
SUITES 18-19
BARRINGTON, NJ 08007-1322
(609) 757-5353

United States Senate

WASHINGTON, DC 20510-3001

March 6, 1995

The President
The White House
Washington, DC 20500

Dear Mr. President:

I am writing concerning the political asylum case of James G. Barr. Mr. Barr fled Northern Ireland for the United States in 1984 and requested political asylum. After a prolonged legal battle, in July 1993, Judge John F. Gossart, Jr., granted the request. In his opinion, Judge Gossart pointed to a pattern of human rights abuses in Northern Ireland as providing grounds for a well founded fear of persecution.

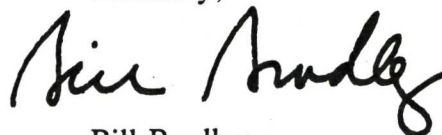
As you know, respected human rights organizations such as Amnesty International, the Lawyers Committee for Human Rights, and the European Commission on Human Rights have expressed their concerns over evidence of human rights abuses and miscarriages of justice in Northern Ireland. The 1993 State Department "Country Reports on Human Rights Practices" refers to allegations that "soldiers resorted to lethal force precipitately and carried out a 'shoot-to-kill' policy."

However, in the face of the evidence, the Justice Department has appealed Judge Gossart's decision and asked for authority to deport Mr. Barr immediately. I frankly do not understand why the Administration continues to pursue Mr. Barr through the courts. Mr. Barr is married to an American citizen, has a young daughter, and is gainfully employed. There is no evidence or even allegation that he has engaged in any unlawful activity in the United States. There are no outstanding warrants against him in the United Kingdom.

After 11 years, Mr. Barr is nearing the end of his financial and emotional resources. It would be a tragedy were he to give up and be deported only because he ran out of money and endurance, not because of due process.

I hope your staff will meet with Mr. Barr and his representatives to assist you in collecting complete information on this case, and that you will ensure that justice is served.

Sincerely,



Bill Bradley

BB/mf

THE WHITE HOUSE

WASHINGTON

March 14, 1995

MEMORANDUM FOR ANDREW SENS

FROM: SUSAN BROPHY *SB*
LEGISLATIVE AFFAIRS

SUBJECT: CONGRESSIONAL MAIL

Attached is a copy of the letter sent to the President from Bill Bradley (D-NJ), concerning the political asylum case of James G. Barr. I would appreciate your assistance in drafting a response.

Thank you very much for your assistance. If you have any questions, please feel free to call LeeAnn Inadomi at x67500.

Enclosure

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II

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. memo	Mike Vatis from Casey Cooper. Subject: Asylum Case of James G. Barr. [Duplicate of vz6380_004, this case] (5 pages)	04/04/1995	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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]
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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]

Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004a. memo	For Abner Mikva from Jame Gorelick. Subject: Recommended Denial of Executive Clemency. (1 page)	10/26/1995	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004b. report	Petition for Commutation of Sentence re: Richard Clark Johnson. (5 pages)	10/24/1995	b(6)

COLLECTION:
Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:
IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES	
Presidential Records Act - [44 U.S.C. 2204(a)]	Freedom of Information Act - [5 U.S.C. 552(b)]
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Hunerwadel, Joan S.

From: Peters, Mary A.
To: Hunerwadel, Joan S.
Cc: /R, Record at A1
Subject: RE: Clemency for Richard Clark Johnson [UNCLASSIFIED]
Date: Wednesday, October 11, 1995 2:16PM

To - File a
copy in Irish

Yes, but no rush. Since there appears to be an Irish connection, we will need to know before the President's trip to Ireland and the UK in late November, in case it somehow comes up there. Thanks.

From: Hunerwadel, Joan S.
To: Peters, Mary A.
CC: /R, Record at A1; Maxfield, Nancy H.
Subject: Clemency for Richard Clark Johnson [UNCLASSIFIED]
Date: Wednesday, October 11, 1995 10:46 AM

Alan said he knows nothing about the above-referenced matter. Do you want him to find out?

TO: Mary Peters —

See attached memo from ~~DOT~~ DOT.
If issue comes up, POTUS should
use standard line -- "I'll ~~look at~~ review it carefully
when it's presented to me."

I can explain when that is
likely to be (not for several months --
these are held by Counsel's office until
they have a bunch from DOT and then
forwarded to POTUS.)

Alan

NATIONAL SECURITY COUNCIL

NM -

Pls fax to Alan
Kreszko w/ cover
note asking if
he knows anything
about this?

To Alan
from Mary Ann Peters

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. letter	To Colgate Love from William Hughes regarding clemency request for Richard Clark Johnson. (1 page)	09/29/1995	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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RR. Document will be reviewed upon request.

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b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

THE WHITE HOUSE
WASHINGTON

DATE: 11-16-95

TO:

Alan

Jo-File

FROM:

White House Counsel
2nd Floor, West Wing x6-2632

- ☒ FYI
- ☐ Appropriate Action
- ☐ Let's Discuss
- ☐ Per Our Conversation
- ☐ Per Your Request
- ☐ Please Return
- ☐ Other

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006. letter	To Jamie Gorelick from Jack Quinn. (4 pages)	11/16/1995	b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

8058

November 16, 1995

ACTION

MEMORANDUM FOR ANTHONY LAKE

FROM: ALAN KRECZKO AK

SUBJECT: IRA Bail

Attached is a draft memo to the President on Gerry Adams' request that three Irish men currently being held for extradition to northern Ireland be released on bail.

Concurrence by: Mary Ann Peters 

RECOMMENDATION

That you sign the memorandum for the President at Tab I.

Attachment

Tab I Memorandum for the President

Tab A Incoming Correspondence

THE WHITE HOUSE
WASHINGTON

ACTION

MEMORANDUM FOR THE PRESIDENT

FROM: ANTHONY LAKE
JACK QUINN

SUBJECT: Gerry Adams Request for Bail for Irish Facing
Deportation

Purpose

To reply to Gerry Adams' request that three Irish nationals be released on bail.

Background

Gerry Adams has written on behalf of three Irish nationals facing extradition to Northern Ireland. He requests that they be released on bail, arguing that they present "absolutely no risk of flight."

The Department of Justice strongly disagrees that the individuals are appropriate candidates for bail. There is a presumption against bail in all extradition cases, and these three cases involve particularly serious offenses. Each of the three individuals referenced in Adams' letter is an escapee from Maze Prison in Northern Ireland, where they had been held after being convicted of at least one terrorist offense. One was serving a sentence for murder of the deputy governor of the Maze prison; the second was serving a 16-year sentence for unlawful possession of a bomb; the third was serving a life sentence for murder and for possession of a firearm and explosives with intent to injure.

Particularly given our strong anti-terrorism stance, we see no reason to question DOJ's determination. We don't believe Adams' request needs a written response; Tony or Nancy can advise Adams of our reaction to his request.

cc: Vice President
Chief of Staff

RECOMMENDATION

That you authorize Tony or Nancy Soderberg to inform Adams that the denial of bail appears appropriate and we do not intend to weigh in with the Justice Department concerning his request.

Approve _____

Disapprove _____

Attachment

Tab A Incoming Correspondence from Gerry Adams

#136195



GERRY ADAMS

President of Sinn Féin

51/55 Bóthar na bhFál, Béal Feirste BT12 4PD

16 September 1995

President William Jefferson Clinton
The White House
1600 Pennsylvania Avenue, NW
Washington, DC

President Clinton a chara:

There are three Irish men currently being held for extradition to northern Ireland; Kevin Barry Artt, Terry Kirby and Pol Brennan. They have been incarcerated for more than two years in northern California although they present absolutely no risk of flight or danger to the community. Indeed history has shown that those associated with the Irish Republican movement have always honored bail conditions set by the United States government.

The spirit of the current peace process has led to renewed efforts by all parties concerned with the conflict, including the United States government, to seek ways of diffusing the tensions which arise out of decades of conflict.

Many Americans share our position that these three men have sacrificed and suffered enough. Certainly there is no harm and only good that can come from providing an opportunity for these men to be with their families pending future action on their cases.

I ask that in the spirit of the peace process you grant these men reasonable bail.
Thank you for your prompt consideration of this matter.

I look forward to seeing you in Ireland.

Is mise le meas,

Gerry Adams,
President

8058

ID# 136195

THE WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET

INCOMING

DATE RECEIVED: OCTOBER 25, 1995

NAME OF CORRESPONDENT: MR. GERRY ADAMS

SUBJECT: REQUESTS PRESIDENT TO GRANT KEVIN BARRY ARTT,
TERRY KIRBY AND POL BRENNAN, THE THREE MEN
BEING HELD FOR EXTRADITION TO NORTHERN
IRELAND, REASONABLE BAIL

ROUTE TO: OFFICE/AGENCY	(STAFF NAME)	ACTION		DISPOSITION	
		ACT CODE	DATE YY/MM/DD	TYPE RESP	C COMPLETED D YY/MM/DD
ANTHONY LAKE		ORG	95/10/25		
REFERRAL NOTE:					
REFERRAL NOTE:					
REFERRAL NOTE:					
REFERRAL NOTE:					
REFERRAL NOTE:					

COMMENTS:

ADDITIONAL CORRESPONDENTS: MEDIA:L INDIVIDUAL CODES: _____

MI MAIL USER CODES: (A) _____ (B) _____ (C) _____

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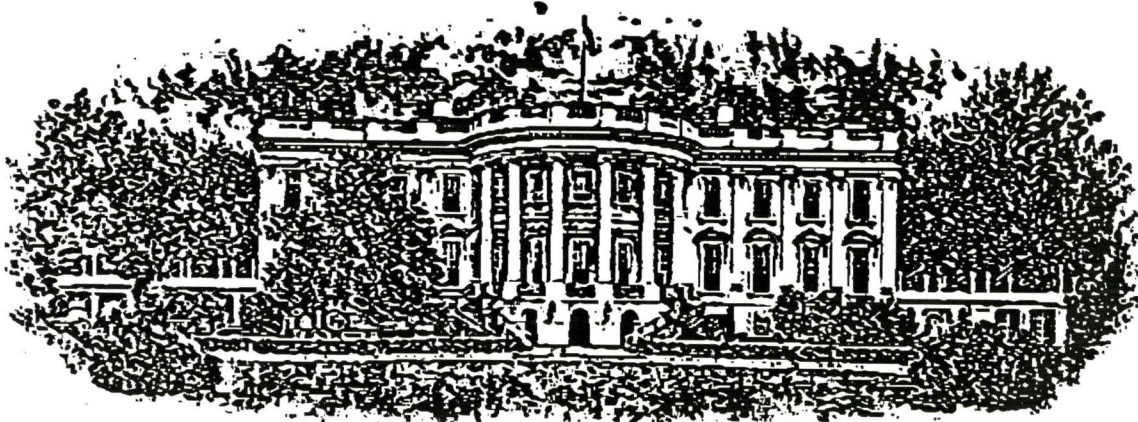
*****
*ACTION CODES:      *DISPOSITION      *OUTGOING      *
*                  *                  *CORRESPONDENCE: *
*A-APPROPRIATE ACTION *A-ANSWERED      *TYPE RESP=INITIALS *
*C-COMMENT/RECOM      *B-NON-SPEC-REFERRAL *          OF SIGNER *
*D-DRAFT RESPONSE      *C-COMPLETED      *          CODE = A *
*F-FURNISH FACT SHEET *S-SUSPENDED      *COMPLETED = DATE OF *
*I-INFO COPY/NO ACT NEC*          OUTGOING *
*R-DIRECT REPLY W/COPY *          *
*S-FOR-SIGNATURE      *          *
*X-INTERIM REPLY      *          *
*****

```

REFER QUESTIONS AND ROUTING UPDATES TO CENTRAL REFERENCE
(ROOM 75, OEOB) EXT-2590
KEEP THIS WORKSHEET ATTACHED TO THE ORIGINAL INCOMING
LETTER AT ALL TIMES AND SEND COMPLETED RECORD TO RECORDS
MANAGEMENT.

SCANNED

The White House



COUNSEL'S OFFICE

FACSIMILE TRANSMISSION COVER SHEET

DATE: 11-27-95
TO: Alan
FACSIMILE NUMBER: 6-9110
TELEPHONE NUMBER:
FROM: Kathi
TELEPHONE NUMBER: 6-6229
PAGES (WITH COVER): 2
COMMENTS: Please take a look - anything
else?

PLEASE DELIVER AS SOON AS POSSIBLE

The document(s) accompanying this facsimile transmittal sheet is intended only for the use of the individual or entity to whom it is addressed. This message contains information which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosure, dissemination, copying or distribution, or the taking of any action in reliance on the contents of this communication is strictly prohibited. If you have received this information in error, please immediately notify the sender at their telephone number stated above.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
007. memo	[Personnel Issue] (1 page)	11/27/1995	b(2), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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]

THE WHITE HOUSE
WASHINGTON

DATE: 11-29

TO: ALAN K.

FROM: JACK QUINN
White House Counsel
2nd Floor, West Wing x6-2632

- ☒ FYI
- ☐ Appropriate Action
- ☐ Let's Discuss
- ☐ Per Our Conversation
- ☐ Per Your Request
- ☐ Please Return
- ☐ Other

(SEVERAL DIFFERENT DOCS. ATTACHED)

THE WHITE HOUSE
WASHINGTON

DATE: _____

TO:

FROM: White House Counsel
2nd Floor, West Wing x6-2632

- ☐ FYI
- ☐ Appropriate Action
- ☐ Let's Discuss
- ☐ Per Our Conversation
- ☐ Per Your Request
- ☐ Please Return
- ☐ Other



Federal Housing Finance Board

1777 F Street, N.W., Washington, D.C. 20006

Telephone: (202) 408-2500

Facsimile: (202) 408-1435

DETERMINED TO BE AN ADMINISTRATIVE
MARKING Per E.O. 13526

Sec. 3.2(C) Initials: VZ Date: 5/30/2024
2024-0172-F

Confidential

FACSIMILE COVER

Date 11-28-95

TO: Jack Quinn

Telephone _____ Fax Number 456-6279

FROM: Bruce Morrison

Telephone 202/408-2587 Fax Number _____

MESSAGE: _____

Number of Pages Sent (including cover) 2

PLEASE DELIVER IMMEDIATELY

**Federal Housing Finance Board**

1777 F Street, N.W., Washington, D.C. 20006
Telephone: (202) 408-2500 Facsimile: (202) 408-1435

TO: KATHI W.
ALAN K.

November 28, 1995

Mr. Joseph Jamison
Corresponding Secretary
Americans for a New Irish Agenda
200 Park Avenue South, Room 1109
New York, New York 10003

Dear Joe:

It was recently brought to my attention that a question has been raised concerning the advisability of my continuing to serve as Chairman of ANIA during my tenure as Chairman of the Federal Housing Finance Board. I am confident that I have fully complied with both the letter and spirit of all applicable statutes, rules and guidelines related to my Chairmanship of ANIA while a Federal officer. Nevertheless, it is of paramount importance that ANIA's constructive input into policy be free from distraction.

Therefore, it is with great regret that I submit my resignation as Chairman of ANIA effective immediately.

As you know, as a private citizen I have been intimately and substantially involved for many years in issues of concern to the Irish-American community, most of which was independent of ANIA. I will continue to be so involved. I also intend to provide advice to ANIA when appropriate, and hope and believe that it will continue to play a unique and critical role in shaping U.S. government policy.

Thank you personally for all your help and support in our work together over the past years.

Sincerely,

BRUCE A. MORRISON

UNCLASSIFIED
NSC/RMO PROFILE

RECORD ID: 9508549
RECEIVED: 27 NOV 95 17

TO: PRESIDENT

FROM: LAKE
QUINN, J

DOC DATE: 28 NOV 95
SOURCE REF:

KEYWORDS: IRELAND
IMMIGRATION

HUMAN RIGHTS
LEGAL ISSUES

File - IRISH

PERSONS:

SUBJECT: IRISH NATL IN DEPORTATION PROCEEDINGS

ACTION: OBE PER APNSA

DUE DATE: 30 NOV 95 STATUS: C

STAFF OFFICER: PETERS

LOGREF:

FILES: WH

NSCP:

CODES:

D O C U M E N T D I S T R I B U T I O N

FOR ACTION

FOR CONCURRENCE

FOR INFO

~~KRECKO~~
NSC CHRON
PETERS
VERSHBOW

COMMENTS: _____

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSLA

CLOSED BY: NSLA

DOC 2 OF 2

UNCLASSIFIED

UNCLASSIFIED
ACTION DATA SUMMARY REPORT

RECORD ID: 9508549

DOC ACTION OFFICER

CAO ASSIGNED ACTION REQUIRED

001 LAKE
002 PRESIDENT
002

Z 95112721 FWD TO PRESIDENT FOR INFORMATION
Z 95112819 FOR INFORMATION
X 95120513 OBE PER APNSA

DISPATCH DATA SUMMARY REPORT

DOC DATE DISPATCH FOR ACTION

DISPATCH FOR INFO

002 951128
002 951128

VICE PRESIDENT
WH CHIEF OF STAFF

UNCLASSIFIED

1000 11/28 12:45 PM
National Security Council
The White House

PROOFED BY: _____ LOG # 8549
 URGENT NOT PROOFED: _____ SYSTEM PRS NSC INT
 BYPASSED WW DESK: _____ DOCLOG ve A/O _____

	SEQUENCE TO	INITIAL/DATE	DISPOSITION
Harmon	<u>1</u>	<u>JA</u>	
Dohse			
Sens			
Soderberg	<u>2</u>		
Berger			
Lake	<u>3</u>		
Situation Room		Natl Sec Advisor	
West Wing Desk	<u>4</u>	<u>ve 11/28</u>	<u>Done</u>
Records Mgt.	<u>5</u>		<u>N</u>

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

cc:

COMMENTS:

Exec Sec Office has diskette jes

THE WHITE HOUSE
WASHINGTON

November 28, 1995

INFORMATION

MEMORANDUM FOR THE PRESIDENT

FROM:

ANTHONY LAKE
JACK QUINN

SUBJECT:

Irish Nationals in Deportation Proceedings

The cases of eleven Irish nationals currently facing deportation have generated widespread interest in the Irish-American community. Although all the cases are different, most of the deportees have been convicted of IRA-related terrorist offenses. Most of them have American wives, which would normally entitle them to stay, but for their criminal conviction. The families of the deportees and their supporters in the Irish-American community and on the Hill argue that these men are being singled out by the INS at the behest of the British Government. They are requesting that the Administration do whatever is necessary to end the deportation proceedings. The AG has reviewed the cases and believes the individuals are being treated fairly under the law.

Immigration law severely limits granting deportation relief to aliens convicted of serious crimes, even if they have American spouses. Some of the 11 individuals are statutorily ineligible for relief. Others are unlikely to qualify because of the high standard for relief: Because conditions in Ireland are not unsafe, based on the standards currently used by INS, the deportees do not qualify for either political asylum or suspension of deportation on humanitarian grounds. Changing the standards as a general matter would make it difficult to deport nationals of other countries that are far less livable than Ireland.

Executive action for this group would be difficult to justify without appearing arbitrary or discriminatory. For instance, there are 8 Palestinians currently being deported on terrorism grounds, and their cases are difficult to distinguish from those of the Irish. Leniency could also be criticized as inconsistent with our strong commitment to the deportation of alien criminals

cc: Vice President
Chief of Staff

and terrorists. We believe the better course is for the families to seek Congressional passage of a private relief bill; we have encouraged them to explore this possibility without indicating that the Administration would actively support such a bill.

You should be aware that the wives of the deportees have indicated they may picket or otherwise protest while you are in Northern Ireland or Ireland. Nancy Soderberg met with several of the wives to try to discourage them from doing so, but we do not know what their plans are.

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

November 27, 1995

ACTION

MEMORANDUM FOR ANTHONY LAKE

THROUGH: ALEXANDER VERSHBOW *W*
FROM: MARY ANN PETERS *W*
SUBJECT: Irish Nationals in Deportation Proceedings

Attached at Tab I is your memorandum to the President regarding the cases of 11 Irish nationals currently facing deportation to Ireland.

Concurrence by: Alan Kreczko *W*

RECOMMENDATION

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

Attachment
Tab I Memorandum to the President

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

January 23, 1996

MEMORANDUM FOR MAGGIE WILLIAMS

FROM:

ANDREW D. SENS *ADS*

SUBJECT:

Additional Information on Deportation of Irish
Nationals

On December 7 I sent you a memo in response to your request for guidance on Administration policy on deportation of Irish nationals who have been involved in terrorist activities (Tab B). Debby Both subsequently sent to NSC staff for comments a draft letter to Congressman Nadler from the First Lady which was based on that memo. For your information, the President has also received letters from members of Congress on this issue. We have not yet provided replies because the NSC legal staff is still looking into the issue.

I understand the urgency of replying to Congressman Nadler, but I think a brief interim reply would be most appropriate at this point. A suggested draft is at Tab A. Please also note that the December memo to the President suggested a Congressional private relief bill as the best option for the families of the deportees to pursue. We have now learned that the relevant Subcommittees have tightened their procedures and ruled out private bills for people whose cases are still before the courts, as is the case with these Irish nationals.

Attachments

Tab A Draft Interim Reply to Congressman Nadler

Tab B Memorandum of December 7

THE WHITE HOUSE

WASHINGTON

Dear Representative Nadler:

Thank you for getting in touch with me regarding the pending deportation cases of Kevin Crossan and other Irish nationals who have been involved with the IRA. This issue has been brought to the attention of the White House in recent months by family members of the potential deportees, members of Congress, and members of the Irish-American community.

While I understand that the law gives the Administration little flexibility in cases of individuals convicted of a terrorist or other serious crime, we are continuing to look into these cases. The Attorney General has assured us they are being handled fairly.

Sincerely,

Margaret A. Williams
Chief of Staff
to the First Lady

The Honorable Jerrold Nadler
House of Representatives
Washington, D.C. 20515

TAB B

THE WHITE HOUSE
WASHINGTON

Date 1/8/95

MEMO FROM DEBORAH BOTH

X 67284

TO: ANDREW SENS

The attached is for your:

Information

Advice ✓

Action

COMMENTS:

As you can see, I simply
paraphrased your language. I.
Let me know if it is O.K. if not
please revise and make it right.
Thanks alot ... DEBBY

DRAFT

Staff to
Mary Ann
Peters 8670

January 4, 1995

Congressman Jerrold Nadler
Congress of the United States
U. S. House of Representatives
Washington, D.C. 20515

Dear Congressman Nadler:

In response to your conversation and November 3rd letter to the First Lady regarding eleven Irish nationals facing deportation, we conferred with staff at the National Security Council. They informed us that the issue has been brought to its attention several times in recent months by other members of Congress, attorneys and the families of the deportees.

After a detailed review, it has been determined that these individuals have been treated fairly under the law. Immigration law severely limits granting deportation relief to aliens convicted of serious crimes, even if they have American spouses. Further, if the Administration were to intervene on behalf of the Irish deportees but not on behalf of others in similar circumstances, e.g., eight Palestinians currently being deported on terrorism grounds, we would be vulnerable to charges of arbitrariness or discrimination.

It has been suggested that the best course of action is for the families to seek Congressional passage of a private relief bill. If you have any further questions, please do not hesitate to contact me.

Sincerely,

Margaret A. Williams
Chief of Staff
to the First Lady -

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

December 7, 1995

MEMORANDUM FOR MAGGIE WILLIAMS

FROM:

ANDREW D. SENS *ADS*

SUBJECT:

Deportation of Irish Nationals

The issue raised in Congressman Nadler's letter of November 3 to the First Lady has been brought to the NSC's attention a number of times in recent months, by members of Congress, attorneys and the family members of the deportees. The law generally gives the Administration little flexibility on these cases, because most of the individuals in question have been convicted of a terrorist or other serious crime. If the Administration were to intervene on behalf of the Irish deportees but not on behalf of others in similar circumstances (Palestinians, for instance), it could be open to charges of arbitrariness or discrimination. In our view the best course for these families is to seek Congressional passage of a private relief bill.

For your background, I am attaching a copy of a recent information memorandum to the President on this issue.

Attachments

Tab A Memorandum to the President dated November 28, 1995
Tab B Incoming correspondence

THE WHITE HOUSE
WASHINGTON

November 28, 1995

INFORMATION

MEMORANDUM FOR THE PRESIDENT

FROM:

ANTHONY LAKE
JACK QUINN 

SUBJECT: Irish Nationals in Deportation Proceedings

The cases of eleven Irish nationals currently facing deportation have generated widespread interest in the Irish-American community. Although all the cases are different, most of the deportees have been convicted of IRA-related terrorist offenses. Most of them have American wives, which would normally entitle them to stay, but for their criminal conviction. The families of the deportees and their supporters in the Irish-American community and on the Hill argue that these men are being singled out by the INS at the behest of the British Government. They are requesting that the Administration do whatever is necessary to end the deportation proceedings. The AG has reviewed the cases and believes the individuals are being treated fairly under the law.

Immigration law severely limits granting deportation relief to aliens convicted of serious crimes, even if they have American spouses. Some of the 11 individuals are statutorily ineligible for relief. Others are unlikely to qualify because of the high standard for relief: Because conditions in Ireland are not unsafe, based on the standards currently used by INS, the deportees do not qualify for either political asylum or suspension of deportation on humanitarian grounds. Changing the standards as a general matter would make it difficult to deport nationals of other countries that are far less livable than Ireland.

Executive action for this group would be difficult to justify without appearing arbitrary or discriminatory. For instance, there are 8 Palestinians currently being deported on terrorism grounds, and their cases are difficult to distinguish from those of the Irish. Leniency could also be criticized as inconsistent with our strong commitment to the deportation of alien criminals

cc: Vice President
Chief of Staff

and terrorists. We believe the better course is for the families to seek Congressional passage of a private relief bill; we have encouraged them to explore this possibility without indicating that the Administration would actively support such a bill.

You should be aware that the wives of the deportees have indicated they may picket or otherwise protest while you are in Northern Ireland or Ireland. Nancy Soderberg met with several of the wives to try to discourage them from doing so, but we do not know what their plans are.

9?
ss-
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2-



THE WHITE HOUSE
WASHINGTON

DATE 12/1/95

MEMO FROM MAGGIE WILLIAMS

TO: Andy Sens

The attached is for your:

Information _____

Advice xx

Action *STAFF to
many answers
for a rule
from me to
Maggie. T/X*

COMMENTS:

*STAFF TO
MAP FOR
A NOTE FROM
ADS TO
MAGGIE WILLIAMS*

TRANSPORTATION AND
INFRASTRUCTURE COMMITTEE
SUBCOMMITTEES:
AVIATION
RAILROADS
JUDICIARY COMMITTEE
SUBCOMMITTEES:
COMMERCIAL AND
ADMINISTRATIVE LAW
SCIENCE AND
INTELECTUAL PROPERTY

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THE WHITE HOUSE

Andy—

What can be done
about this - anything?

HRC spoke to Congress-
man Nadler - and said
she would follow up -

Guidance please

Maggie

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
008. letter	Representative Jerry Nadler to Hillary Rodham Clinton. [partial] (1 page)	11/03/1995	b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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

b(1) National security classified information [(b)(1) of the FOIA]
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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]
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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]

NADLER
New York

REPLY TO:

- WASHINGTON OFFICE:
100 CANNON BUILDING
WASHINGTON, DC 20515
(202) 225-6639
- DISTRICT OFFICE:
1045 BROADWAY
SUITE 200
NEW YORK, NY 10018
(212) 462-4400
- DISTRICT OFFICE:
360 HARTUNG AVENUE
BROOKLYN, NY 11224
(718) 875-0400

Congress of the United States
House of Representatives
Washington, DC 20515

TRANSPORTATION AND
INFRASTRUCTURE COMMITTEE
SUBCOMMITTEES:
AVIATION
RAILROADS
JUDICIARY COMMITTEE
SUBCOMMITTEES:
COMMERCIAL AND
ADMINISTRATIVE LAW
CRIMINAL AND
INTELLECTUAL PROPERTY

To: Hillary Rodham Clinton

Date: 11/3/95

From: Jerrold Nadler

Re: Kevin Crossan

(b)(6)

This is a follow-up to our conversation on 11/2/95 regarding my constituents, Mr. Kevin Crossan and his wife, Ms. Joyce Crossan. Mr. Crossan's application for permanent resident status was denied by the Immigration and Naturalization Service in June 1995 despite his 1991 marriage to a United States citizen. The denial was based upon convictions which stem from his involvement in the Irish Republican movement.

Mr. Crossan's trial took place in a diplock court which is reserved for political cases and which Amnesty International has stated denies defendants fundamental due process. Mr. Crossan was accused of killing a woman who was caught in crossfire during a shootout between British troops and the IRA. Mr. Crossan was released from prison in January 1990 after serving 14 years and came to the United States in March 1991 under the visa waiver program.

The Crossans were married in December 1991 and Mr. Crossan applied for permanent resident status several months later. The decision on his application was not rendered until nearly three years after his interview at INS. He faces deportation although an Order to Show Cause has not yet been issued.

It is my understanding that there are several others who currently face deportation as a result of their involvement in the conflict in Ireland. Mr. Crossan's attorney has met with Mr. David Martin, General Counsel of the Immigration and Naturalization Service. I met with Mr. Crossan and his wife on 10/28/95.

A resolution of these situations would not have any diplomatic consequences as they do not involve extradition requests. The alleged crimes were political in nature and the validity of the convictions is suspect at best because of the political nature of the court and its denial of fundamental due process rights. No moral or diplomatic purpose would be served by deporting these men. To the contrary, it would be cruel to separate them from their American wives and children. These cases are a major issue in the Irish community and are the subject of a great deal of publicity. It would be a great thing in the Irish community if the President helped resolve these cases favorably, prior to his trip to Ireland.

If additional information is needed, please feel free to contact me. Again, many thanks for your help in this.

SENT BY:

11-16-85 ; 17:25 ;

BNF&Y-

2/ 2



Don't Deport Our Families

Eleven Irish and Irish American families face deportation and exile because their husbands and fathers were political prisoners in Ireland.

Help stop the deportations and keep them in America.

Demonstrate

Saturday, December 2nd

1pm-3pm 26 Federal Plaza

Broadway and Worth Street, New York City

N or R to City Hall; 2 or 3 to Park Place

A, C or E to Chambers Street; 4, 5 or 6 to Brooklyn Bridge

Sponsor: Irish American Families Against Political Deportation

Contact: (212) 742-0105

TOTAL P. 01

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

January 18, 1996

ACTION

MEMORANDUM FOR ANDREW D. SENS

THROUGH: ALEXANDER VERSHBOW *AV*

FROM: MARY ANN PETERS *MAP*

SUBJECT: Additional Information on Deportation of Irish
Nationals

Attached at Tab I is a memo from you to Maggie Williams revising guidance we gave to her in December on Irish deportation cases and forwarding a draft interim reply to Representative Nadler.

Concurrence by: Alan Kreczko *AK*

RECOMMENDATION

NES ok

That you sign the memo to Maggie Williams at Tab I.

Attachments

Tab I Memo to Maggie Williams

Tab A Draft Interim Reply to Representative Nadler

Tab B Memorandum of December 7

National Security Council
The White House

PROOFED BY: _____ LOG # 0260
URGENT NOT PROOFED: _____ SYSTEM PRS NSC INT
BYPASSED WW DESK: _____ DOCLOG KP A/O _____

	SEQUENCE TO	INITIAL/DATE	DISPOSITION
Harmon	<u>1</u>	<u>JA</u>	
Dohse			
Sens	<u>3</u>	<u>ADS</u>	
Soderberg	<u>2</u>	<u>MS</u>	
Berger			
Lake			
Situation Room			
West Wing Desk	<u>4</u>	<u>APR 1/23</u>	<u>Williams</u>
Records Mgt.	<u>5</u>		<u>N</u>

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

cc:

staff to
Mary Ann
Peters 8670

Exec Sec Office has diskette yes

STAFF to
Mary Ann Peters
for a note
from me to
Maggie. T/x

STAFF TO
MAP FOR
A NOTE FROM
ADS TO
MAGGIE WILLIAMS

TIME STAMP

NATIONAL SECURITY COUNCIL EXECUTIVE SECRETARIAT STAFFING DOCUMENT

SYSTEM LOG NUMBER: 8670ACTION OFFICER: PetersDUE: ASAP

- ☐ Prepare Memo For Lake/Berger
- ☐ Prepare Memo For WH Staff Secretary
- ☒ Prepare Memo Sen

- ☐ Appropriate Action
- ☐ Prepare Memo For Sens
- to Williams

CONCURRENCES/COMMENTS*

PHONE* to action officer at ext. 6-9151

Concur

FYI

Concur

FYI

Concur

FYI

- ☐ ☐ Andreasen
- ☐ ☐ Armstrong
- ☐ ☐ Appel
- ☐ ☐ Baker
- ☐ ☐ Bassett
- ☐ ☐ Beers
- ☐ ☐ Bell
- ☐ ☐ Bendick
- ☐ ☐ Benjamin
- ☐ ☐ Blacker
- ☐ ☐ Blinken
- ☐ ☐ Bradley
- ☐ ☐ Breeland
- ☐ ☐ Brown
- ☐ ☒ Clarke
- ☐ ☐ Claussen
- ☐ ☐ Cullin
- ☐ ☐ Daalder
- ☒ ☐ Danvers
- ☐ ☐ DeShazer
- ☐ ☐ Eddy
- ☐ ☐ Eisenhower
- ☐ ☐ Fairfax
- ☐ ☐ Feeley
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- ☐ ☐ Fried
- ☐ ☐ Froman
- ☐ ☐ Gardner
- ☐ ☐ Grummon
- ☐ ☐ Haines
- ☐ ☒ Halperin
- ☐ ☐ Harmon
- ☐ ☐ Harris
- ☐ ☐ Heslin
- ☐ ☐ Johnson
- ☒ ☐ Kreczko
- ☐ ☐ Kyle
- ☐ ☐ Leary
- ☐ ☐ Litwak
- ☐ ☐ Lorin
- ☐ ☐ Malley
- ☐ ☐ McCormick
- ☐ ☐ Miscik
- ☐ ☐ Nuccio
- ☐ ☐ Parris
- ☐ ☐ Pascual
- ☐ ☐ Peters
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- ☐ ☐ Poneman
- ☐ ☐ Rice
- ☐ ☐ Roth
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- ☐ ☐ Satterfield
- ☐ ☐ Schifter
- ☐ ☐ Schmidt
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- ☐ ☐ Seaton
- ☐ ☐ Sestak
- ☐ ☐ Sheehan
- ☐ ☐ Showalter
- ☐ ☐ Sigler
- ☐ ☐ Simon
- ☐ ☐ Suettinger
- ☐ ☐ Tarullo
- ☐ ☐ Tyler
- ☐ ☐ Van Tassel
- ☐ ☒ Vershbow
- ☐ ☐ Verville
- ☐ ☐ Wales
- ☐ ☐ Walsh
- ☐ ☐ Witkowski

INFORMATION

- ☒ Sens
- ☐ Lake

- ☐ Dohse
- ☐ Berger

- ☐ Soderberg
- ☐ Bass

- ☐ Exec Sec Desk
- ☒ Records Mgmt.

COMMENTS

Loaded By MZC

Return to Records Mgmt.
379 OFOR

UNCLASSIFIED
ACTION DATA SUMMARY REPORT

RECORD ID: 9600260

DOC ACTION OFFICER

CAO ASSIGNED ACTION REQUIRED

001 SENS
002

Z 96011919 FOR SIGNATURE
X 96012307 SENS SGD MEMO

DISPATCH DATA SUMMARY REPORT

DOC DATE DISPATCH FOR ACTION

DISPATCH FOR INFO

002 960123 WILLIAMS, M

UNCLASSIFIED

UNCLASSIFIED
NSC/RMO PROFILE

RECORD ID: 9600260
RECEIVED: 18 JAN 96 09

TO: WILLIAMS, M

FROM: SENS

DOC DATE: 23 JAN 96
SOURCE REF:

KEYWORDS: IRELAND
IMMIGRATION

LEGAL ISSUES

PERSONS:

SUBJECT: ADDL INFO ON DEPORTATION OF IRISH NATLS

ACTION: SENS SGD MEMO

DUE DATE: 22 JAN 96 STATUS: C

STAFF OFFICER: PETERS

LOGREF: 9508670

FILES: WH

NSCP:

CODES:

D O C U M E N T D I S T R I B U T I O N

FOR ACTION

FOR CONCURRENCE

FOR INFO

EXECSEC
KRECZKO
NSC CHRON
PETERS
SODERBERG
VERSHBOW

COMMENTS: _____

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSJDA

CLOSED BY: NSDRS

DOC 2 OF 2

UNCLASSIFIED

NATIONAL SECURITY COUNCIL

1/24/96

TO: JACK QUINN

KATHY ~~W~~ WALLMAN

suggested I do a memo
for the record.

Alan

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
009. memo	For Jack Quinn from Alan Kreczko. Subject: State Department IG Report. [5 U.S.C. app. 3 § 7(b)] (2 pages)	01/24/1996	b(2), P3/b(3), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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]

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
010. letter	To Jack Quinn from John C. Keeney. (1 page)	01/19/1996	b(2), b(7)(C), b(6)

COLLECTION:

Clinton Presidential Records
National Security Council
Legal Advisor (DeRosa, Mary)
OA/Box Number: 3499

FOLDER TITLE:

IRA [Irish Republican Army] File #7 [3]

2024-0172-F
vz6381

RESTRICTION CODES

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

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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Hunerwadel, Joan S.

From: Baldwin, Kenneth
To: Kreczko, Alan J.
Cc: /R, Record at A1; Hunerwadel, Joan S.; @CROSS - Cross Hatches
Subject: RE: Irish [UNCLASSIFIED]
Date: Wednesday, January 03, 1996 1:43PM

A RESPONSE FROM NANCY SODERBERG

To Alan:

Can you do memo to POTUS. We might as well just decide. We'll need to work memo within WH for a bit. Can you draft? One option is yours, another option is to encourage Justice to show greater flexibility in cases of children, long term residence. This issue is not going away.

From: Kreczko, Alan J.
To: Baldwin, Kenneth
CC: /R, Record at A1
Subject: RE: Irish [UNCLASSIFIED]
Date: Tuesday, January 02, 1996 06:25 PM

Please pass to NS

1. INS has gone to field for more information on Palestinians and is unable to ascertain whether any have American spouses or children. (Since deportation effort has been going on for more than eight years, it believes all have been here for ten years.) Palestinians are successfully fighting deportation on other grounds (selective prosecution) and therefore may have not yet had to address the "adjustment" claim.

2. On 10-15 year timeframe directive, DOJ decided back in 1970's not to issue guidelines on "extreme hardship", leaving it to discretion of immigration judges to make decisions based on all factors of case. Immigration judges have developed guidelines through their decisions. Length of stay over ten years is a positive factor, as is presence of an American spouse. Any particular medical problems would also be a positive factor. On other hand, criminality (e.g. attempt to export stingers) would be a negative. Given 1970's decision, there is therefore no existing vehicle for issuance of "guidance".

I continue to believe that we should go with a response that says law provides little flexibility, but we will ensure that Irish are treated fairly within the framework established by Congress, particularly since only a few of the Irish are even statutorily eligible for relief (most have not been here for 10 years) and one or two might get relief under normal processes.

From: Baldwin, Kenneth
To: Kreczko, Alan J.
CC: /R, Record at A1; Baker, James E.; Hunerwadel, Joan S.; @CROSS - Cross Hatches
Subject: RE: Irish [UNCLASSIFIED]
Date: Monday, December 11, 1995 03:50 PM

A NOTE FROM NANCY SODERBERG

To Alan:

you were going to get list with dates and circumstances of the 12 plus Palestinians to see if there was a reasonable category we could look at. We also might get lucky with a Bill in Congress. I'd recommend doing a memo to POTUS recommending we do not change standard (?) but run him thru an option of a time frame of 10-15 years that would instruct AG to consider that as extreme hardship; one you thought made sense.

From: Kreczko, Alan J.
To: @EXECSEC - Executive Secretary
CC: /R, Record at A1; Baker, James E.; Peters, Mary A.
Subject: Irish [UNCLASSIFIED]
Date: Friday, December 08, 1995 03:56 PM

Please pass to NS

Nancy,

I continue to hold a half dozen or so Congressionals on Irish deportees. What do you want me to do with them? (My recommendation remains that we go with a POTUS letter along lines we developed -- law provides little flexibility; each case has to be looked at individually; AG has assured us re fair treatment.)