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Alla Rakha, who was given the honorific title of "The Maestro of the Tabla", was a virtuoso of the complex system of talas, rhythmic cycles that are central to Hindustani classical music, and he used his skill to invigorate every musician who shared the stage with him.

"All life is rhythm," he once said in an interview. Sitting calmly, with his hands a blur of speed above his drums, he traded smiles and dazzling, incendiary improvisations with leading figures in Indian music, among them the sitar players Ravi Shankar, Vilayat Khan and Ali Akbar Khan.

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He was also the first tabla player to give

"The country has lost an accomplished r
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Alla Rakha Qureshi was a farmer's son v
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He also married a cousin, Bavi Begum.

In 1943 he began working in the Bombay film industry as a music director for Rangmahal Studios, and he provided music for two dozen films in Hindi and Punjabi.

He performed with Mr. Shankar, who also worked for All India Radio, in the 1940's, and their partnership carried Hindustani classical music beyond India's borders.

He made a percussion album with the jazz drummer Buddy Rich, and he performed with Mr. Shankar at the Monterey Pop Festival in 1967 and at the first Woodstock festival in 1969.

Although he occasionally collaborated with Western musicians, he was revered for his classical performances.

NEW YORK TIMES

'00 FEB 11 AM 8:31

February 6, 2000

Ustad Alla Rakha, 80, Master of Hindustani Classical Music

By JON PARELES

Ustad Alla Rakha, the most important tabla drummer of his generation, died Thursday at his home in Bombay. He was 80.

He had a heart attack when he learned of the death of his daughter Razia during cataract surgery, said a spokesman for Moment Records and Zakir Hussain Management, which releases albums by Mr. Rakha and his son Zakir Hussain, who also plays the tabla.

Alla Rakha, who was given the honorific Ustad as a master musician and teacher, was a virtuoso of the complex system of talas, rhythmic cycles that are central to Hindustani classical music, and he used his skill to invigorate every musician who shared the stage with him.

"All life is rhythm," he once said in an interview. Sitting calmly, with his hands a blur of speed above his drums, he traded smiles and dazzling, incendiary improvisations with leading figures in Indian music, among them the sitar players Ravi Shankar, Vilayat Khan and Ali Akbar Khan.

He was also the first tabla player to give solo concerts.

"The country has lost an accomplished maestro whose mastery over the tabla created waves all over the world," the prime minister of India, Atal Bihari Vajpayee, said in a statement. "He strode like a colossus on the scene of Indian classical music."

Alla Rakha Qureshi was a farmer's son who grew up in a small village in the Jammu region of Punjab. He was drawn to music and theater as a child, and began studying music against his parents' wishes.

His first tabla teacher, Lal Mohamed, was a disciple of Mian Qader Bakshi, a leading musician in the Punjab gharana, or school, of classical music. When he was 12 he ran away from home to study with Mr. Bakshi in Lahore, in what is now Pakistan.

He began performing on Lahore Radio, and in 1936 he moved to Delhi to work for All India Radio, and then to Bombay. During the 1930's he studied raga singing with Ustad Ashiq Ali Khan of the Patiala gharana.

He also married a cousin, Bavi Begum.

In 1943 he began working in the Bombay film industry as a music director for Rangmahal Studios, and he provided music for two dozen films in Hindi and Punjabi.

He performed with Mr. Shankar, who also worked for All India Radio, in the 1940's, and their partnership carried Hindustani classical music beyond India's borders.

He made a percussion album with the jazz drummer Buddy Rich, and he performed with Mr. Shankar at the Monterey Pop Festival in 1967 and at the first Woodstock festival in 1969.

Although he occasionally collaborated with Western musicians, he was revered for his classical performances.

In recent years he had devoted much of his time to teaching. His three sons -- Mr. Hussain, Fazal Qureshi and Taufiq Qureshi -- are all tabla players, and he ran a music school, the Alla Rakha Institute of Music, in Bombay. He estimated that he had hundreds of students.

In addition to his wife and sons, he is survived by another daughter, Kurshid Aulia of London, and nine grandchildren.

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BBC NEWS

You are in: World: **South Asia**

Front Page Friday, 4 February, 2000, 10:50 GMT

World



Africa
Americas
Asia-Pacific
Europe
Middle East
South Asia

From Our Own
Correspondent

Letter From
America
UK

UK Politics
Business
Sci/Tech
Health
Education
Sport
Entertainment
Talking Point
In Depth
AudioVideo

Arts
Correspondent
Razia Iqbal

"He'll be
remembered as an
extraordinary
musician"

real 28k

Indian tabla maestro dies

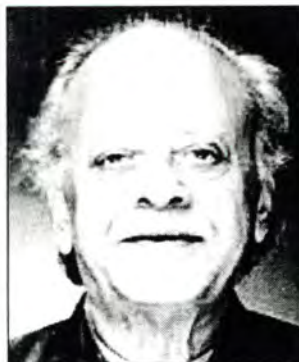
One of India's best known tabla players, Ustad Allarakha Khan, has died in Bombay of a heart attack, at the age of 81.

His family said he was unable to recover from the shock of losing his daughter, who died on Wednesday.

Father and daughter are to be buried on Friday.

Mr Khan, who performed around the world, played with leading musicians, including the Indian sitar player Ravi Shankar, the late violinist Sir Yehudi Menuhin, and rock stars such as the Beatles and Mick Jagger.

In a message of condolence to Mr Khan's family, Indian Prime Minister Atal Behari Vajpayee said he was a colossus of Indian classical music.



"The country has lost an accomplished maestro whose mastery over the tabla created waves all over the world," Mr Vajpayee said.

President K R Narayanan said with Mr

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tabla.com

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**Links to other South
Asia stories are at the
foot of the page.**

Khan's demise "an uncommon pulsation has been stilled.

"His wrists, palms and fingers produced from the tabla a percussion of magical quality which maintained the tenor and tempo of India's uniquely

He strode like a colossus on the scene of Indian classical music

Atal Behari Vajpayee Prime Minister

assimilative musical culture," the president said.

Mr Khan is survived by his wife, three sons and another daughter.

All three sons are renowned tabla players with the eldest, Zakir Hussain, now arguably India's best known percussionist.

Extraordinary career

Ustad Allarakha Khan was born in 1919 in a village near Jammu, in Kashmir, and was the eldest of seven brothers in a family of farmers and soldiers.

The family later moved to Lahore where he trained in the tabla as well as in Indian classical vocals.

He worked in both radio and in the film industry and later set up a music institute in Bombay, where he often taught.

He once said in an interview that when he played outside India, his aim was to teach the Western world about the beauty of Indian music.

When asked to say a few words at his 80th birthday celebrations last year,

he played the tabla instead.

"This is the language I know," he told the audience.

Links to other South Asia stories

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THE SECRETARY OF DEFENSE
1000 DEFENSE PENTAGON
WASHINGTON, DC 20301-1000

00 FEB 11 PM 12:16

FEB 10 2000

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Presentation of the Commander-in-Chief's Trophy

The Commander-in-Chief's Trophy was established in 1972 for award to the Service Academy with the best record in their annual round-robin football competition. This year's winner is the United States Air Force Academy. Traditionally, the President presents the trophy in a ceremony at the White House. Last year, however, you presented the trophy at the United States Air Force Academy during your visit there for the Academy's Graduation.

To continue the traditional trophy presentation, a small ceremony at the White House with the members of the football team and officials of the United States Air Force might be in order. Representatives of the Academy are prepared to come to Washington at your convenience between April 3 and May 12. Final exams are scheduled for May 15 through 19 and the seniors will graduate on May 31.

The possibility of a trip to the White House to receive the trophy is a significant motivator for the players. This is an excellent opportunity for you to commend their achievements and to show your support for the Service Academies and the military as a whole.

2/10/00

Send to Scheduling?

Yes ☒

No ☐

Card



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interested
in this

CC. School

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Scheduling

THE WHITE HOUSE
WASHINGTON

February 8, 2000

Lou Holtz
Head Football Coach
Williams-Brice Stadium
Football Office
Columbia, South Carolina 29208

Dear Lou:

Thank you for writing. It was good to hear from you.

I've alerted my schedulers about the possibility of attending the game in October. Though I never know what my schedule will hold, I appreciate the invitation and hope to be able to do that.

Please give my best to Beth and to Skip. I'm so happy they are doing better. I know things haven't been easy. Take care, friend.

Sincerely,

Bill

Her said prayer for
you - You're a good man
and a great friend - Hang
in there

Lou Holtz
Head Football Coach
Williams-Brice Stadium
Football Office
Columbia, South Carolina 29208



EB 2/2/00

EB/✓

cc: Sched -

January 17, 2000

1/31
TO: EUGENIE
FROM: DAVID DEESKY
Rm. 58

President Bill Clinton
The White House
1600 Pennsylvania Avenue
Washington, DC 20500

Dear President Clinton:

Hope this letter finds you eagerly anticipating the New Year to be one of success, happiness and prosperity.

This past year was a difficult one for the Holtz family on and off the field. Beth's second major cancer operation, Skip's serious illness, and the plane crash, which took the life of our pilot and friend, were the low points of the year. Coupled with our inability to win a game made this as hard a year as I have ever experienced. However, my faith in God and our future were only strengthened by the ordeals we faced.

However, the purpose of this letter is not to deal with the difficulties we encountered but to remind myself how fortunate I have been to have friends such as you. As you may know, Beth went to the Mayo Clinic for four days of tests. The doctor said to me, "Coach, we don't get many success stories on the 12th floor of the Mayo Clinic, but I'm happy to tell you I think Beth is going to be one of them." Since that conversation, we feel like the weight of the world has been taken off our shoulders. Skip is getting along well, and I believe we will build a solid program here. Recruiting appears to be going well, but you can't tell until next fall.

President Clinton, if you get a chance, I would love to invite you to be our guest for the Arkansas game next year on October 14th. I know the love you have for the Razorbacks and love to see them win. They beat us like a yard dog last year, so you should thoroughly enjoy the game. Tell Hillary and Chelsea that the Holtz family sends our best wishes.



President Bill Clinton
January 17, 2000
Page two

In closing, I just wanted to tell you how much I value your friendship, and if there is anything I can do for you, please don't hesitate to call me.

Sincerely,

A handwritten signature in black ink, appearing to read "Lou Holtz". The signature is fluid and cursive, with a prominent "L" and "H".

Lou Holtz
Head Football Coach

LH:rr

THE WHITE HOUSE
WASHINGTON

Date 2/8

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To: COUNSEL'S OFFICE / M. CASE

From: The Staff Secretary

5084710

2/8/00

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14/00

Send to Counsel?

Yes ☒

No ☐

COULD WE HAVE YOUR COMMENTS
ON THE ATTACHED REQUEST?
THANK YOU.

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131

organization called The Global Renaissance

The book is intended to be a vision and representing the collected ideas of some of the most prominent visionaries in various areas to contribute their ideas about specific issues such as politics, religion, education, health, etc. At best, what could American civilization look like in fifty to a hundred years? What changes would have to happen in order for such a shift to materialize? How can people and institutions help facilitate that change? And I am asking artists and philosophers to reflect on what they feel are the highest possibilities seeking to emerge among us at the dawn of the Century. I think a book like IMAGINE can help harness the necessary social energies to move the country in a great direction.

For
the President
I would know
about this

Would you honor us with a 750 to 3,000 word essay? It could be about the Presidency, politics, or American society in general. Your vision of things as you look ahead is informed by a stunning set of experiences and vantage points. I would be personally so grateful if you would help make this book a significant presentation of a collective vision.

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MARIANNE WILLIAMSON

EB 2/4/00

January 6, 2000

President Bill Clinton
The White House
Washington, D.C.

00 FEB 8 PM 3:31

Dear President Clinton,

I hope you're well. It seems like you've finally found smoother Presidential ground, and you seem to be enjoying it. Congratulations.

I am writing to ask you a personal favor. I am compiling a book called "IMAGINE: What America Could Look Like in the 21st Century," to be published by Rodale Press later this year as a fundraiser for a non-profit organization called The Global Renaissance Alliance.

The book is intended to be a vision and a blueprint for a better America, representing the collected ideas of some extraordinary American thinkers. I am asking visionaries in various areas to contribute their ideas about specific issues such as politics, religion, education, health, etc. At best, what could American civilization look like in fifty to a hundred years? What changes would have to happen in order for such a shift to materialize? How can people and institutions help facilitate that change? And I am asking artists and philosophers to reflect on what they feel are the highest possibilities seeking to emerge among us at the dawn of the Century. I think a book like IMAGINE can help harness the necessary social energies to move the country in a great direction.

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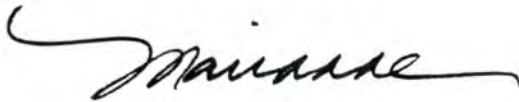
363 St. Clair Avenue Grosse Pointe, Michigan 48230

Telephone 313/882-9916 Facsimile 313/882-9919 E-Mail mwimagine@aol.com

Page 2

I await your response, and I wish you, as always, a smooth ride through that rough neighborhood you work in. Please give my best regards to Hillary. She's doing it for the girls, and we're very, very grateful.

Sincerely,

A handwritten signature in cursive script, appearing to read "Marianne".

P.S. I faced his letter to you as well -

363 St. Clair Avenue Grosse Pointe, Michigan 48230

Telephone 313/882-9916 Facsimile 313/882-9919 E-Mail mwimagine@aol.com

The dawning of a new century now offers tremendous opportunity for creating a world filled with love, justice and harmony.

In the 20th century, the world was transformed by technological and scientific achievements. The 21st century will see the world transformed by the genius of human consciousness. It is not our technology, but our hearts, which carry the power to create a sustainable, peaceful world.

A massive social revolution is now under way as millions of people throughout the world awaken anew to the power of spirit. This is not a religious phenomenon but a spiritual one. It is a calling of the human soul.

The Global Renaissance Alliance is part of this transformation.

**We believe in spiritual power
Are we ready to illumine the world?**

**We will solve the problems
of the world from the same
place of thinking we were at
when we created them.
Albert Einstein**

**Our goal is to create a beloved
community and this will require a
qualitative change in our souls as well
as a quantitative change in our lives.**

Dr. Martin Luther King, Jr.

Democracy grants each one of us the power to effect meaningful change in the world around us. The Global Renaissance Alliance exists as a context for the average citizen's entry, or re-entry, into the democratic political process in both creative and heartfelt ways.

We seek to provide education, tools, resources and encouragement to those interested in applying the tenets of higher consciousness to our political involvement. We hold harmony, cooperation, sharing and reverence for life to be dominant political values in a healed and transformed world. We foster a holistic view of social activism, addressing both the internal and external dimensions of our collective experience.

Dedicated to Gandhi's idea that "soul force is more powerful than brute force," the Global Renaissance Alliance actively proclaims a vision of the world delivered from the clutches of greed and materialism, grounded in peace and evolving toward love.

These ideals, while grand, mean nothing if not actively demonstrated. Throughout the world, millions of people are already working diligently on a daily basis to express spiritual themes in practical ways. Clearly it is time to harness those efforts into social and political action, in order to counter the shortsighted economic priorities that so clearly threaten our future.

The Global Renaissance Alliance offers a unique opportunity to harness the power of our hearts for social and political change.

Citizen Circles throughout North America and many emerging elsewhere form the basic grassroots structure of the Alliance. From prayer to meditation to heartfelt discussion, from local activism to lobbying our government officials, Citizen Circles are making a difference from Gainesville to Los Angeles, from Seattle to New York.

Alliance membership provides access to Citizen Circles, citizen lobbying efforts and action alerts, alliance-building with like-minded organizations, regional and national conferences, plus a cutting-edge newsletter. Our website at www.renaissancealliance.org is a virtual headquarters for interaction and communication about Alliance activities.

In our hearts, and in our own communities, we are joining together in service to a greater good.

Citizens Circles

★★★

Democracy in Action

★★★

Spirituality and Politics

Here's How You Can Join

We invite you to join with us, as we work to pave the way toward a more loving future for our children. Here's how:

- Start or join an Alliance Citizen Circle
- Subscribe to our bimonthly newsletter
- Receive e-mail legislative updates and alerts
- Contribute financially to this vital work

Donations to GLOBAL RENAISSANCE ALLIANCE, a 501 (c)(4) organization, are not tax deductible but may be used for lobbying purposes.

Here's how you can join Global Renaissance Alliance:

- ☐ **\$35 Contributor**
Newsletter subscription (6 times year)
e-mail legislative updates and alerts
- ☐ **\$70 Sponsor**
Introductory video plus above offerings
- ☐ **\$100 Benefactor**
Spirituality in Politics audio interview
Alliance Board Members plus above offerings
- ☐ **\$500 Angel**
Signed copy of a book selection plus above offerings
- ☐ **\$1,000 Philanthropist**
Signed copies of three book selections plus above offerings
- ☐ **\$5,000 Saint**
Invitations to all events plus above offerings

Membership Information

*Membership is a matter of conscience.
Anyone is a member who chooses to be.*

Name _____
Address _____
City _____
State _____ Zip Code _____
Phone _____
Fax _____
E-mail _____

☐ Sign me up as a contributing member to the
Global Renaissance Alliance.

☐ \$35 ☐ \$70 ☐ \$100 ☐ \$250

☐ \$500 ☐ \$1,000 ☐ other \$ _____

☐ I have enclosed a check in the amount indicated above.
Please make checks payable to Global Renaissance Alliance.

☐ Please charge the above donation to my credit card:

☐ Visa ☐ Mastercard

OR

I prefer to give:

☐ monthly \$ _____

☐ quarterly \$ _____

Card Number: _____

Signature: _____

Expiration Date: _____



*It is an axiom in my mind that
our liberties can never be safe but
in the hands of the people
themselves...*

Thomas Jefferson

*The Global Renaissance Alliance is an
opportunity for our highest spiritual
understandings and ideals and realities to
become functional in our daily lives, and
thus to truly change the world.*

Neale Donald Walsch
Cofounder

★★★

*I believe we all came to this Earth with the
desire to express the good, the true, and the
beautiful. What the Global Renaissance
Alliance does is to sound the tuning fork to
help create a context for real social and
political change.*

Marianne Williamson
Founder

GLOBAL RENAISSANCE ALLIANCE BOARD OF DIRECTORS

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PO Box 3430 ASHLAND, OR 97520
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PO Box 1712 WASHINGTON, DC 20003
202.544.1219
E-MAIL: office@renaissancealliance.org
WEB: www.renaissancealliance.org

*The heart has a wisdom of its own.
Can we apply that wisdom to social
political issues?*



GLOBAL RENAISSANCE ALLIANCE
Bringing our souls to bear on the world around us

Carolyn Cleveland -

Letter -
Peter sign?

RE: The Death of Roger Thomas Durbin

Father of Peter Durbin
5387 Washburn
Berke, OH 43504

β

419-829-4113

Roger Durbin worked for the establishment of the WWII Memorial. He has testified before Congress, served on a Pentagon Committee, and was involved with the dedication of the WWII memorial (see attached).

'00 FEB 8 AM 11:44

2-8-00

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Yes ☒

No ☐

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Carolyn Cleveland -

*Letter -
Potus sign?*

RE: The Death of Roger Thomas Durbin

Father of Peter Durbin
5387 Washburn
Berke, OH 43504

β

419-829-4113

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'00 FEB 8 AM 11:44

THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release

November 11, 1995

REMARKS BY THE PRESIDENT
AT DEDICATION OF WORLD WAR II MEMORIAL SITE

The Mall

2:40 P.M. EST

THE PRESIDENT: Thank you, Dr. Encinias, for that introduction and for your truly remarkable service to our nation. General Woerner, Governor Carey, Chairman Wheeler, Congresswoman Kaptur, I thank you all for what you have done to bring us to this day.

I want to thank Mr. Durbin for his idea and for the triumph of his idea today, and the triumph of the idea that an American citizen can have a good idea and take it to the proper authorities and actually get something done. (Applause.)

To all the members of Congress, and especially to Congressman Montgomery on his retirement, for all of his service to our veterans. To Mrs. Boyajian, thank you for your wonderful remarks today. General Shalikashvili, Secretary Perry, Secretary Brown, my fellow Americans.

I would like to begin by asking on the occasion of this last observance of the 50th anniversary of World War II that all of us express our appreciation to those who served on the World War II Commemorative Commission, and especially to its leader, General Kicklighter, for a magnificent job. Thank you all, and thank you, General. (Applause.)

On this Veterans Day we gather in special memory of World War II, and we dedicate this site to ensure that we will never forget. That war claimed 55 million lives -- soldiers and civilians, children, the millions murdered in the death camps. It engulfed more of the Earth than any war before it or any war since. It was, as Governor Carey said, the coming of age not only for many Americans, but for America -- the moment that we understood that we could save the world for freedom and only we could save the world for freedom, and so we had to do it.

Today, we honor those who did just that. The fighting men and women who wore our uniform all around the world, and the millions of civilians on our nation's homefront who did the remarkable things embodied by Mrs. Boyajian. For all they did for our troops and for all they did without, all the sacrificing at home to help the cause abroad, we thank them, too.

My fellow Americans, the World War II generation emerged from the darkness of global war to strengthen our economy, to enlighten our society and to lead our world to greater heights. More than 16 million women worked in our factories and cared for our soldiers. After the war, they began to play a larger role in our economy and, over time, a remarkable role in our military.

Many thousands of African Americans served their country

with courage and distinction as Tuskegee Airmen and Triple Nickel paratroopers, as Sherman tank drivers and Navy Seabees. After the war, we began slowly to act on a truth too long denied, that if people of different races could serve as brothers abroad, surely -- surely they could live as neighbors at home. (Applause.)

I cannot let this moment pass without expressing my gratitude to all those of other ethnic and racial groups who, themselves, knew discrimination who also served in World War II, and the especially brave and heroic Japanese Americans who served in World War II, many of them with their own relatives in internment camps. (Applause.)

All these people took a fuller and larger and more meaningful role in American life after the war, and we were stronger for it. And instead of turning its back on the world the way the previous generation did after World War I, the World War II generation stood with its allies and reached out to its former adversaries to cement the partnerships and create the institutions that secured a half-century of unparalleled prosperity in the West, no return of world war, and victory in the Cold War. We owe that generation a very great deal. And this monument will tell us we must never forget that, either. (Applause.)

This memorial whose site we dedicate today will be a permanent reminder of just how much we Americans can do when we work together, instead of fighting among ourselves. It will honor those who served and those who made the ultimate sacrifice. It will pay tribute to the millions of civilians who supported the war effort in spirit and action. It will stand as a monument to the values that joined us in common cause, that are worth defending and that make our life worth living. All these things we must never forget.

Here in the company of President Lincoln and President Jefferson, the White House in which every President but George Washington has lived, and the monument to George Washington just behind you, with the stately Capitol Dome beyond, the World War II Memorial will join the ranks of our greatest landmarks because it was one of the greatest and most important periods in our history.

We will seal this plaque soon with the earth of 16 World War II cemeteries, and so, in our small way, infuse this place with the spirit and the souls of those who died for freedom.

I want to thank all of those who have worked to so hard to raise the funds for this project, including my good friend, Jess Haye, from Dallas. I want to thank Secretary Perry and the Department of Defense for making an initial contribution. And to all of you in the future who will give to make sure that this project is done and done right, I thank you.

America must never forget the debt we owe the World War II generation. It is a small down payment on that debt to build this monument as magnificently as we can.

From this day forward, this place belongs to the World War II generation and to their families. Let us honor their achievements by upholding always the ideals they defended, and by guarding always the dreams they fought and died for, for our children and our children's children.

Thank you very much.

END

2:51 P.M. EST



BETTY;
MARTIN LANCASTER
ASKED SEC R TO
(PERSONALLY) GET THIS
IN THE PRESIDENT'S
H'AND BECAUSE HE
HAT IT

LINEA COMMUNITY CO

January 28, 2000

Don
you should
be answered
Parker
SUGAR

A Send
G Sotu

PRES C 20500

I'm lent:

YOU

and I watched your last State of the Union message last night

You and Hillary have accomplished so much in seven years
of partisan opposition and under intense personal attack. We
in years of asso

00 FEB 8 AM 11:44

GIVING
TO YOU TO DO WITH WHAT
YOU WANT! THANKS
SANDY

2-8-00

COMMUNITY COLLEGE
DURHAM TECHNICAL
COMMUNITY COLLEGE
EDGEcombe COMMUNITY COLLEGE
FAYETTEVILLE TECHNICAL
COMMUNITY COLLEGE
FORSYTH TECHNICAL
COMMUNITY COLLEGE
GASTON COLLEGE
GUILFORD TECHNICAL
COMMUNITY COLLEGE
HALIFAX COMMUNITY COLLEGE
HAYWOOD COMMUNITY COLLEGE
ISOTHERMAL COMMUNITY COLLEGE
JAMES SPRUNT COMMUNITY COLLEGE
JOHNSTON COMMUNITY COLLEGE
LENOIR COMMUNITY COLLEGE
MARTIN COMMUNITY COLLEGE
MAYLAND COMMUNITY COLLEGE
MCDOWELL TECHNICAL
COMMUNITY COLLEGE
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improvement and flood control missions; and lastly, but most importantly, now
to serve as President of the North Carolina Community College System.

I applaud your commitment to bridging the "digital divide" which
separates rural and urban America, but Mr. President, bridge that divide for
rural community colleges, not just public schools! In North Carolina we have
a community college teaching site within 30 minutes drive of almost every
citizen in the state. Every year we give computer literacy skills to hundreds of
thousands of our citizens and we upgrade the skills of thousands more.

Send to Burkhardt

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Mailing Address: 5001 Mail Service Center ~ Raleigh, NC 27699-5001

200 WEST JONES STREET ~ RALEIGH, NC 27603-1379 ~ 919-733-7051 FAX 919-733-0680

AFFIRMATIVE ACTION/EQUAL OPPORTUNITY EMPLOYER



NORTH CAROLINA COMMUNITY COLLEGE SYSTEM

H. MARTIN LANCASTER
PRESIDENT

January 28, 2000

The President
The White House
Washington, DC 20500

Dear Mr. President:

Alice and I watched your last State of the Union message last night with great pride. You and Hillary have accomplished so much in seven years against incredible partisan opposition and under intense personal attack. We look back on our years of association with you and your administration with great fondness.

The person who defeated me often tells people that he could have not done so if I have not "been the vote which passed your budget that included tax increases" and if I had not voted for the crime bill which included the Brady Bill and the assault weapons restrictions. If that is true, it was a small price to pay! I agree with you that the state of the union is the best it has ever been, especially with regard to the economy (thanks to the budget vote which was the first step towards a balanced budget and a strong economy) and personal safety and reduced crime (thanks to the crime package).

I have no regrets, especially when I consider the opportunities which have come my since my defeat—first, the opportunity to work with you on the Chemical Weapons Convention; second, the opportunity to give leadership to the Corps of Engineers as it became a more environmentally sensitive agency while still carrying out its important water resources development, navigation improvement and flood control missions; and lastly, but most importantly, now to serve as President of the North Carolina Community College System.

I applaud your commitment to bridging the "digital divide" which separates rural and urban America, but Mr. President, bridge that divide for rural community colleges, not just public schools! In North Carolina we have a community college teaching site within 30 minutes drive of almost every citizen in the state. Every year we give computer literacy skills to hundreds of thousands of our citizens and we upgrade the skills of thousands more.

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ASHEVILLE-BUNCOMBE
TECHNICAL COMMUNITY COLLEGE
BEAUFORT COUNTY
COMMUNITY COLLEGE
BLADEN COMMUNITY COLLEGE
BLUE RIDGE COMMUNITY COLLEGE
BRUNSWICK COMMUNITY COLLEGE
CALDWELL COMMUNITY COLLEGE
& TECHNICAL INSTITUTE
CAPE FEAR COMMUNITY COLLEGE
CARTERET COMMUNITY COLLEGE
CATAWBA VALLEY
COMMUNITY COLLEGE
CENTRAL CAROLINA
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COASTAL CAROLINA
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COMMUNITY COLLEGE
NC CENTER FOR APPLIED
TEXTILE TECHNOLOGY

00 FEB 8 AM 11:44

Mailing Address: 5001 Mail Service Center ~ Raleigh, NC 27699-5001

200 WEST JONES STREET ~ RALEIGH, NC 27603-1379 ~ 919-733-7051 FAX 919-733-0680

AFFIRMATIVE ACTION/EQUAL OPPORTUNITY EMPLOYER

The President
January 28, 2000
Page 2

However, we are challenged with our limited state resources to do all that we should for our rural colleges. In recent weeks, we have become more challenged by the threatened action of your Federal Communications Commission. Seventeen of our colleges are still seeking wireless licenses that they can use to extend opportunities into our most remote areas which may never have the fiber optic connections our more urban schools use to grow their distance education offerings and give our citizens the technology skills they need to succeed in today's world. The FCC indicates that they may require these colleges to compete with private and more well-heeled institutions for those spectra through an auction process, something they say is required by an admitted mistake made in passing the budget a couple of years ago. Please, Mr. President, instruct the FCC to not go down that path, administratively stop this action now, and if corrective legislation is required, back it with all your strength. This is critical in "bridging that divide!"

To help "bridge the divide" you proposed to add thousands of new digital sites in rural communities across America. Make community colleges a centerpiece of this extension. At least in North Carolina we are located in places convenient to every citizen, we are open 16 to 18 hours a day (something most public schools are not), and we have the technical staff on duty during those hours to provide instruction and assistance to our rural families to use this technology for business, educational and enrichment purposes. Unfortunately, almost half of our 59 institutions cannot afford to become Information Superhighway Sites. You can help them!

I also applaud your emphasis on globalization. Unfortunately, almost everyone looks to four-year institutions to meet the educational challenges of globalization. However, we educate four or five times as many workers in the global economy as do four-year schools, though little is being done to infuse the community college educational experience with concepts of international trade and to give our students the tools they need to succeed in that new economy. We need to enrich our curricula in every field with these ideas, foreign language training in our programs is woefully inadequate, we need to give our faculty the professional development they need to broaden their horizon, we must give community college students the foreign exchange opportunities that are almost nonexistent on our campuses but which are common place at four-year institutions (and from which you so richly benefited), we need to reach out to technical and vocational institutions in other countries (especially in China, Southeast Asia, Africa and Latin America) to revolutionize the way they educate their workers (these countries are crying for this assistance, but there are no resources that I can find to help

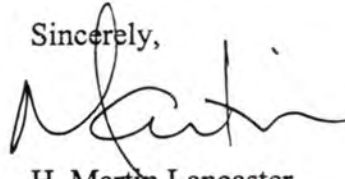
The President
January 28, 2000
Page 3

them), and on and on. In short, Mr. President, make community colleges an important part of making Americans more educated and committed to this global economy.

Good luck and God bless you as you continue to lead us.

With kindest regards, I am

Sincerely,

A handwritten signature in black ink, appearing to read 'H. Martin Lancaster', with a stylized, cursive script.

H. Martin Lancaster

P.S. Chelsea was beautiful last night. I know that you and Hillary are as proud of her as Alice and I are proud of Ashley and Mary. Our best to them.

2/8/00

EB

Send to ~~Burkhardt~~?

Yes ☒

No ☐

BCS

Carol

00 FEB 8 PM 3:35

Dear President Clinton,

Wishing You
Happiness, Peace, and Prosperity
Now and Throughout the
New Millennium.

It has been over a year since I left the White House where I served as an Associate Counsel under Chuck Ruff and Cheryl Mills. Since then, I have been serving as General Counsel at the National Endowment for the Humanities. These two experiences have →

See note to
Please do
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January 2000
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2000



Virginia Canter
8603 Howell Rd
Berkeley, MD 20817

February 3, 2000

*Just see
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Mr. and Mrs. Marvin Davis
Chairmen

President Bill Clinton and Mrs. Hillary Rodham Clinton
Attn: Ms. Nancy Heinrich
Director of Oval Office Operations
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500-2000

00 FEB 8 PM 3:35

218100

Dear Bill & Hillary,

May we have the honor of again
Chairmen of The Carousel of Hope wh
The Beverly Hilton? This wonderful n.
every two years and has raised up to \$

Send to Burkhardt?

Yes ☒

No ☐

Carol

Proceeds of The Carousel of Ho
Center for Childhood Diabetes where c
adults receive specialized care and inte
prevention and the cure. A portion is also given to the Los Angeles
chapters of the American Diabetes Association and the Juvenile Diabetes
Foundation.

The visible support of your names in the fight against diabetes will
lend strength to this important cause, and your gesture of support will
bring us one step closer to ending this disease which destroys the sight,
kidneys, limbs and lives of countless Americans every year.

Our logo symbolizes the most fervent dream of all children who live
with the burden of this disease: a life free of diabetes. They are riding the
carousel, reaching for their brass ring. But they cannot reach it alone.
Only with our help can they catch the brass ring – the cure.

Your support through the years has meant the world to us. Will you
again lend your names as Honorary Chairmen of The Carousel of Hope
committee in support of children suffering with diabetes?

With love and appreciation,

Barbara + Marvin
Mr. and Mrs. Marvin Davis

February 3, 2000

*Just see
yours*



President Bill Clinton and Mrs. Hillary Rodham Clinton
Attn: Ms. Nancy Heinreich
Director of Oval Office Operations
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500-2000

'00 FEB 8 PM3:35

Mr. and Mrs. Marvin Davis
Chairmen

Dear Bill & Hillary,

May we have the honor of again including your names as Honorary Chairmen of The Carousel of Hope which is set for October 28, 2000 at The Beverly Hilton? This wonderful night to fight diabetes is held only every two years and has raised up to \$6 million in a single night.

Proceeds of The Carousel of Hope benefit the Barbara Davis Center for Childhood Diabetes where over 3,000 children and young adults receive specialized care and intensive research is focused on prevention and the cure. A portion is also given to the Los Angeles chapters of the American Diabetes Association and the Juvenile Diabetes Foundation.

The visible support of your names in the fight against diabetes will lend strength to this important cause, and your gesture of support will bring us one step closer to ending this disease which destroys the sight, kidneys, limbs and lives of countless Americans every year.

Our logo symbolizes the most fervent dream of all children who live with the burden of this disease: a life free of diabetes. They are riding the carousel, reaching for their brass ring. But they cannot reach it alone. Only with our help can they catch the brass ring – the cure.

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With love and appreciation,

Barbara + Marvin
Mr. and Mrs. Marvin Davis





HARVARD LAW SCHOOL

1575 MASSACHUSETTS AVENUE
CAMBRIDGE • MASSACHUSETTS • 02138

ALAN M. DERSHOWITZ
Felix Frankfurter Professor of Law

520 HAUSER HALL
(617) 495-4617

January 26, 2000

William Jefferson Clinton
President of the United States
The White House
1600 Pennsylvania Avenue
Washington, DC 20500-2000

Dear Mr. President:

I hope this note finds you and your family well. I wanted to share with you an extraordinary classroom experience I recently had regarding the Elian Gonzalez case.

I was invited to teach a fourth-grade class at the Cambridge Friends School, in which my daughter, Ella - who you will remember from Martha's Vineyard - is a student. I assigned each of the students in the class a role in the case: Elian, his grandparents, his father, his great-uncle, the President of the United States, Fidel Castro, the lawyers for the various parties, the judge, and the jurors (I realize, of course, that a case like this would not ordinarily come before a jury, but I wanted the students to get a sense of participation in the decision process). The discussion was quite remarkable, with students expressing the widest diversity of viewpoints. Interestingly enough, the student who played you came to the conclusion that Elian should remain in the United States. The President was then sued by the lawyers for the father and the grandmothers. The jury's conclusion supported the President's decision - the student President, that is, rather than the real President. They voted to keep Elian in the United States.

I think there was a widespread consensus that a good father would have made greater efforts to get to America to see his son as soon as possible. There was a real question in the minds of many students as to whether the father was really expressing his heartfelt desire to be reunited with his son back in Cuba, or whether he would really prefer to move his entire family to the United States. The students were concerned with whether we could ever know the father's real feelings, so long as he was a captive to Castro in Cuba. A student also made the point that if Elian returns to Cuba, he may never be able to change his mind and come to the United States; whereas if Elian stays in the US, he can always change his mind - when he becomes of age - and return to Cuba.

*2000 Sec
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218100

Send to Burkhardt?

Yes ✓

No

*NEED LETTER
TO STUDENTS, TOO.*

*ASP
for Nancy*

BC SIG

'00 FEB 8 PM3:31



HARVARD LAW SCHOOL

1575 MASSACHUSETTS AVENUE
CAMBRIDGE • MASSACHUSETTS • 02138

ALAN M. DERSHOWITZ
Felix Frankfurter Professor of Law

520 HAUSER HALL
(617) 495-4617

Handwritten notes:
JDD Sec
Felix 5/18
JDD

January 26, 2000

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President of the United States
The White House
1600 Pennsylvania Avenue
Washington, DC 20500-2000

'00 FEB 8 PM3:31

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I think there was a widespread consensus that a good father would have made greater efforts to get to America to see his son as soon as possible. There was a real question in the minds of many students as to whether the father was really expressing his heartfelt desire to be reunited with his son back in Cuba, or whether he would really prefer to move his entire family to the United States. The students were concerned with whether we could ever know the father's real feelings, so long as he was a captive to Castro in Cuba. A student also made the point that if Elian returns to Cuba, he may never be able to change his mind and come to the United States; whereas if Elian stays in the US, he can always change his mind - when he becomes of age - and return to Cuba.

The main point of the class was to demonstrate how difficult this issue is and how each of the viewpoints has some legitimacy. (I tried my best to keep my own personal views out of the discussion.) It also demonstrated how the process of democracy works in this country. Several students were quite surprised to learn that the President's decision is not always final, and that even the President is subject to the rule of law and review by the courts.

I am sure the students would love to hear from you about this matter. You can write to them at the Cambridge Friends School (5 Cadbury Road, Cambridge, MA 02140) c/o Mr. Rob Brown-Lavoie, the teacher.

Thank you for taking the time to read this letter.

Cordially,

A handwritten signature in black ink, appearing to be 'AMD', written in a cursive style.

Alan M. Dershowitz

AMD/mjl

Riley Company
The Riley Building, Suite 301
620 West Third Street
Little Rock, Arkansas 72201
501-375-8403 501-375-7114 Fax

*For 4/5
Peter*

February 3, 2000

2/8/00

Dear Bill:

Send to Burkhardt?

3:35

*Yes ☒
No ☐*

There is an "emergency situation" in the nursing homes most particularly in Arkansas.

In later 1998, the HealthCare Finance Administration closed nursing homes.

It was either implemented by a Federal Inspector through continuous pressure upon State Inspectors.

Issued fines have been as high as \$250,000, and deficiencies.

Further, the inspectors have taken away the Medicare patients until the inspection process is completed.

In the case of my North Little Rock nursing home, it took them over 4 months to complete an inspection and grant an approval to readmit Medicaid patients. Our census dropped 35% and placed us in a serious cash deficit operation.

It has been nine months since the last inspection clearance and we have yet to build our census back to anywhere near that it once was.

Very importantly, we have not been allowed back into the Medicare program. We were one of the first facilities that participated in the Medicare program in Arkansas and we have a wonderful wing devoted to this care. In fact, no facility that has been pulled out of the Medicare program has been allowed back in. This also places heavy deficit operational figures on the facility. Even some enlightened Federal Officials are verbalizing a need for policy changes within the Medicare program.

It will in time cause backing-up of patients in hospitals rather than moving them forward to sub-acute care facilities such as our own.

Someone within our Federal HealthCare Agency needs to look at this realistically. There are always those who do not operate properly in any industry, but the bulk of the nursing home industry provides the very best care under the current circumstances. We cannot manufacture people to work.

At this time I am spending \$37,800 a month more at my North Little Rock facility for nursing personnel than what is required. Primarily we have extra Licensed Practical Nurses because they are needed to supervise the quality of Certified Nursing Aids that we are able to hire so we can produce quality services.

My personal losses in this facility for the year of 1999 approached \$2,000,000. This is actual cash out of my pocket.

(BC Sk)

Carl

Riley Company

The Riley Building, Suite 301
620 West Third Street
Little Rock, Arkansas 72201
501-375-8403 501-375-7114 Fax

*For
Bill*

February 3, 2000

Dear Bill:

00 FEB 8 PM 3:35

There is an "emergency situation" in the nursing home industry in our nation and most particularly in Arkansas.

In later 1998, the HealthCare Finance Administration began a vicious attack on nursing homes.

It was either implemented by a Federal Inspector being on the premises or through continuous pressure upon State Inspectors.

Issued fines have been as high as \$250,000, some of which were capricious deficiencies.

Further, the inspectors have taken away the facility's right to admit new Medicaid or Medicare patients until the inspection process is completed.

In the case of my North Little Rock nursing home, it took them over 4 months to complete an inspection and grant an approval to readmit Medicaid patients. Our census dropped 35% and placed us in a serious cash deficit operation.

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My personal losses in this facility for the year of 1999 approached \$2,000,000. This is actual cash out of my pocket.

The other critical problem: Every facility in the State is losing money on Medicaid residents. We have not had an increase in rate for the State of Arkansas in three years. There have been two minimum wage increases, however, we have not had an increase to cover it, so the wage increase has had to be absorbed.

The net result is that it is quite possible that 40% of the nursing homes in Arkansas will be bankrupt by July 2000 unless relief is given.

The Arkansas State Nursing Home Association is a dedicated group of people, with a fine president, Jim Cooper. We have been working with the Arkansas Department of Human Services Director, Kurt Knickrehm, on the new compensation system. They are now looking at cost reports and they have realized that we are in fact operating at losses and this cannot be sustained forever.

We require the support of the Governor's office. We are doing our best to be sure to lead this Administration into understanding the dire strait of the current condition.

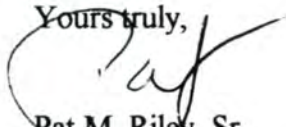
We need help. What is the possibility of a delegation from Arkansas speaking with you in Washington thus allowing you to see the reality of our crisis and you will then be able to give us some assistance? Is it possible, while you are in Arkansas in the very near future, you could spend just a small amount of time with us to see the actual condition and hear the actual facts.

Bill, in the eight years that you have been President, I have only approached you one time for one act of assistance. That was to participate with my good friend, Jim Burke, in the Drug Free America. You responded to this request and we had a wonderful conference in Washington. You have been continuing to support these efforts to slow down and lessen the use of drugs.

This is my second appeal. I do so – only – because it is a definite emergency.

Thank you for the consideration.

Yours truly,



Pat M. Riley, Sr.
Chairman
Riley Company

Riley Company

The Riley Building, Suite 301
620 West Third Street
Little Rock, Arkansas 72201
501-375-8403 501-375-7114 Fax

To: President Bill Clinton

From: Pat M. Riley, Sr.

Date: February 2, 2000

It is my request that someone on your HealthCare staff review this attachment.

Riley's Oak Hill Manor North was removed from the Medicare Program late December 1998. We tried several avenues to get back into the program. Two deficiencies caused this delay.

One of these deficiencies was removed after a hearing. The second deficiency occurred when an inspector came to our facility around June 16, 1999 and tagged us with an "Immediate Jeopardy", which is a serious offense.

The fine was remarkably only \$1000, however, we had no choice but to fight this allegation, because we could not get back into Medicare unless it is removed.

We spent \$15,000 in legal fees and seven months going through this process. Finally, the attached is the finding from the Hearing Department Attorney, Marie B. Miller.

Attorney Marie Miller works for a firm that has sued nursing homes and she was in fact hired by the Director of State Social Services to hear this case. Nonetheless, her report is eye opening.

She totally exonerated us from any guilt.

This may get us into the Medicare program, however, it cost the Riley Company \$15,000 and seven months. It was a capricious deficiency filed against us by a vindictive inspector.

The commentary that "we need tougher inspections" needs to be reviewed because this is an example of what is actually going on in the nursing home industry. We are overly inspected and overly abused.

We need an enlightened official in the HealthCare Finance Administration to turn inspections into constructive events not as at present – Destructive! Also, to revise some policies so good facilities such as mine can re-enter the Medicare program.

BEFORE THE ARKANSAS DEPARTMENT OF HUMAN SERVICES

IN THE MATTER OF THE DEFICIENCY AND CIVIL MONEY
PENALTY APPEAL BY RILEY'S OAK HILL MANOR-NORTH

On November 17, 1999 a hearing was held pursuant to A.C.A. § 20-10-208 and A.C.A. § 25-15-210, before Hearing Officer Marie-B. Miller. Petitioner, Riley's Oak Hill Manor-North, ("Riley's"), by and through it's attorneys, Harold H. Simpson and Sara Fairbanks Israel, and Respondent, the Department of Human Services (the "Department"), by and through it's attorney, Joe Madden, were present. All witnesses were duly sworn, and testimony was received.

Riley's appeals the deficiency entered against it by the Department related to the survey conducted on June 16, 1999. The specific tags which are the subject of the appeal are Tag F224 and F490, Staff Treatment of Residents. Riley's additionally appeals the civil money penalty assessed on the grounds that it has been assessed illegally in that the Department from the testimony taken from the Department and Riley's witnesses, and a review of exhibits entered into evidence by both parties, this Hearing Officer finds that there is not substantial evidence to support the allegations of the Department that Riley's violated Tags F224 and F490.

PROPOSED FINDINGS OF FACT & CONCLUSIONS OF LAW

The facts leading to this appeal are not disputed.

1. Riley's had an arrangement with ArkPath (also known as, Accu path Medical Laboratory), whereby ArkPath would send laboratory work technicians/phlebotomists to Riley's to collect specimens for laboratory work ordered by a physician for residents of the facility.
2. On June 16, 1999, ArkPath laboratory employees arrived at Riley's to draw blood from the resident referred to as Resident #1. Without warning to Riley's staff, the laboratory employees restrained the resident against her will and struck her when she indicated her refusal to have blood work drawn.
3. Riley's nursing and administrative staff intervened immediately and removed the laboratory employees from the premises. Riley's promptly reported the incident to the North Little Rock Police Department and Office of Long Term Care.
4. The Office of Long Term Care then conducted a complaint survey on June 22, 1999, which resulted in a determination of "immediate jeopardy" and the deficiencies and civil money penalty.
5. Resident #1 was admitted to the facility on July 16, 1996. The resident had a physician's order, dated June 12, 1999, for laboratory to be drawn on June 16, 1999.
6. The resident was cognitively alert and independent in all of her decision making, and only required supervision with her eating and bathing activities.

7. The ArkPath laboratory incident led the Department to determine that Riley's had not developed and implemented written policies and procedures that prohibit mistreatment, neglect, and abuse of residents and misappropriation of resident property and subjected Resident #1 to verbal, mental, sexual, or physical abuse, corporal punishment, or involuntary seclusion in violation of 42 C.F.R. § 483.13(c)(1).

8. The Department found the regulation not to be met because "[b]ased on observation, record review and interviews, the facility failed to develop and implement an effective system to ~~prevent~~ abuse of a case mix resident who sustained injuries as result of an altercation with the employee of an outside service provider. The failure resulted in placing this and other residents in immediate jeopardy to their health and safety." (Emphasis added)

9. The Department, further, based its determination on the fact that Riley's had no sign-in sheet for persons entering the facility, and had not performed a background check on the lab employees who entered the facility on June 16, 1999, therefore leading the Department to determine that Riley's had no system in place to ensure the prevention of mistreatment, abuse, neglect and misappropriation of resident property by individuals providing services requiring direct resident contact.

10. The ArkPath laboratory incident led the Department to determine that Riley's was not administered in a manner that enabled it to use its resources effectively and efficiently to attain or maintain the highest practicable physical, mental, and psychological well-being of each resident in violation of 42 C.F.R. § 483.75.

11. The Department found the regulation not to be met because "[b]ased on observation, interviews and record reviews, the facility was not administered in manner that enables it to use its resources effectively and efficiently to obtain and maintain the highest practical (sic) physical, mental and psychological well-being of each resident in that it failed to develop and implement policies and procedures to prevent abuse to residents by the employees of companies contracted to provide service to residents." (Emphasis added)

12. Riley's lab director knew the two ArkPath laboratory employees who came to the facility on June 16, 1999. She had been, previously, introduced to them by the regular ArkPath laboratory person who was going to be out of town on that date.

13. Riley's procedure for laboratory personnel entering its facility to draw blood includes each laboratory person coming to the laboratory director and checking the lab book for possible changes in physicians' orders. After the laboratory person draws the blood they sign and initial that they were present.

14. Riley's produced a lab sheet displaying the physician's order related to Resident #1, and the initials of the laboratory employees.

15. Riley's has written policies and procedures in place that prohibit the mistreatment, neglect, and abuse of residents and misappropriation of resident property and the verbal, mental, sexual, or physical abuse, corporal punishment, or involuntary seclusion of its residents.

16. The federal regulations do not require that Riley's provide a sign-in sheet for person's entering the facility.

The following findings of fact 17 thru 26 have been stipulated to by the parties:

17. ArkPath laboratory employees were not part of Riley's patient care staff and had no employment relationship with Riley's.

18. ArkPath billed, and bills Medicaid directly for laboratory services provided to resident's of Riley's.

19. The ArkPath laboratory technicians/phlebotomists involved in the incident at Riley's were subsequently the subjects of criminal record checks and a determination that they were not disqualified from working in a long term care facility under A.C.A. § 20-33-201, et seq. and Office of Long Term Care regulations pertaining to Criminal Record Checks for Employees of Long Term Care Facilities.

20. ArkPath laboratory employees have never "applied for a position" at Riley's necessitating a background check to be obtained.

21. Riley's nursing personnel immediately intervened to assist the resident upon the resident's calls for help.

22. ArkPath laboratory employees were acting outside the scope of their employment and not in accordance with ArkPath's policy for the drawing of blood from patients.

23. No individual employed by Riley's abused the resident.

24. The Federal State Operations Manual - Appendix P (*Survey Protocol for Long Term Care Facilities*) has never been formally adopted as a regulation by DHS-OLTC via the Administrative Procedures Act.

25. 42 C.F.R. § 483.13(c)(1) does not include language regarding front-desk sign-in by visitors to long term care facilities.

26. 42 C.F.R. § 483.13(c)(1) does not include language regarding the administrator's knowledge of the names of contract service personnel.

27. The State of Arkansas has not promulgated in accordance with the Arkansas Administrative Procedures Act the September 29, 1995 amendment to the State Plan adopting the federal remedies as set forth in 42 C.F.R. § 488.408.

28. According to the Secretary of State's office, *Arkansas Register* division, no rules and regulations in accordance with Act 434 of 1967 (Administrative Procedure Act) were filed listed as "Arkansas State Plan Transmittal #95-020 - Federal enforcement remedies to be imposed upon a nursing facility with deficiencies which constitute noncompliance."

CONCLUSIONS OF LAW

42 C.F.R. § 483.13(c), provides that a "facility must develop and implement written policies and procedures that prohibit mistreatment, neglect, and abuse of residents and misappropriation of resident property."

It further provides that "the facility must: (1) not use verbal, mental, sexual, or physical abuse, corporal punishment, or involuntary seclusion; . . . Finally, it provides that "(2) The facility must ensure that all alleged violations involving mistreatment, neglect, or abuse, including injuries of unknown source, . . . are reported immediately to the

administrator of the facility and to other officials in accordance with State law through established procedures (including to the State survey and certification agency)."

42 C.F.R. § 483.75 provides "a facility must be administered in a manner that enables it to use its resources effectively and efficiently to attain or maintain the highest practicable physical, mental, and psycho social well-being of each resident."

"Immediate jeopardy" is defined as a situation in which the provider's noncompliance with one or more requirements of participation has caused, or is likely to cause, serious injury, harm, impairment, or death to a resident. 42 C.F.R. § 488.301.

The incident precipitating this appeal is quite bizarre. The acts of abuse were committed by the employees of ArkPath, another Medicaid provider, licensed to provide laboratory services to facilities such as Riley's. The laboratory employees who entered Riley's on June 16, 1999, to draw blood from Resident #1, were duly employed by ArkPath and were found to have no criminal records upon obtaining a background check. Riley's was under no obligation to secure background checks on ArkPath's employees, and even if Riley's had been under such obligation, any background check of the two culpable employees would have yielded no criminal record.

The testimony shows that neither of these laboratory personnel were an employee of Riley's, and that none of Riley's employees were involved in the abuse which took place. The testimony also shows that upon becoming aware of the abuse, Riley's personnel immediately responded, and removed the two laboratory personnel from Resident #1's room. The Administrator was notified and was on the scene immediately, and the two laboratory personnel were removed from the premises. The Administrator

notified the law enforcement authority, and the Office of Long Term Care as required by law. Despite the above facts which were not disputed by the Department, Riley's was still cited for an immediate jeopardy deficiency and the accompanying civil money penalty. This Hearing Officer is baffled by the reasoning which led to this deficiency.

According to the Department, because Riley's did not have a sign in sheet at the front desk where the two ArkPath employees would have had to sign in before commencing to abuse the resident, an "immediate jeopardy" situation was created for other residents. This Hearing Officer fails to see the logic in such a determination.

First, there is no federal or state regulation that requires a nursing home facility to utilize a sign-in sheet at the front desk of the facility. Second, a sign-in sheet would have been completely ineffective to prevent the abuse that is the subject of this appeal. The facility can know the persons entering the facility, and did know these persons, but not prevent the type of incomprehensible abuse which occurred on June 16, 1999. Third, the incident was over. Riley's handled the incident appropriately, Resident #1 was safe, the ArkPath employees were removed from the premises, and reported to the police and the Office of Long Term Care. There was, clearly, no immediate jeopardy situation.

The Department determined that Riley's did not have written policies and procedures that "prevent" abuse, etc. The regulations, however, only require that a provider have written policies and procedures that "prohibit" abuse. Riley's has such policies and procedures in place. The Department goes on to support its determination with a finding that Riley's had no system in place to prevent abuse, such as the sign-in sheet. Riley's, obviously, is responsible for the care and protection of its residents, but

the federal and state regulations do not require a specific method of controlling access to the facility.

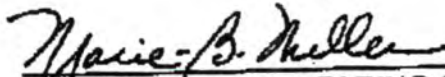
It would also appear that as it relates to outside laboratory personnel entering the facility, Riley's has a system in place to which persons providing laboratory services must adhere. The testimony and exhibits show that laboratory personnel must check in at the lab desk before proceeding to the resident's room in order to ascertain whether there have been order changes. After drawing the required blood, the laboratory personnel must return to the lab desk and check out by initialing that the requisite blood was drawn. In this case, the two renegade laboratory personnel had actually been introduced to Riley's Laboratory Director by the ArkPath employee who normally drew blood at Riley's as the persons who would be taking her place while she was away. It would appear to this Hearing Officer that Riley's has in place a system devised to provide Riley's with notice of the outside laboratory personnel on premises, and whether those persons have performed their assigned tasks. It is unreasonable to expect Riley's to have anticipated the incident involving professionals such as the two ArkPath employees. The Department failed to prove by substantial evidence that its determination of "immediate jeopardy" under these facts, was appropriate.

The issue of whether the civil money penalty was legally assessed against Riley's by the Department has also been appealed. However, the Hearing Officer's determination that the Department failed to establish the deficiencies by substantial evidence makes a decision on the legality of the civil money penalty unnecessary.

ADMINISTRATIVE ORDER

After consideration of the facts, exhibits and law in this matter, it is the opinion of this Hearing Officer that there is not substantial evidence supporting the Tags F224 and F490 deficiencies. Therefore, it is recommended that Riley's Oak Hill Manor-North's appeal of the June 22, 1999, deficiencies should be granted, and that all necessary action be taken by the Department not inconsistent with this opinion.

IT IS SO ORDERED.


MARIE-B. MILLER, HEARING OFFICER

Date: January 26, 2000

cc: Joe Madden, Attorney
Office of Chief Counsel

Ray Hanley, Director
Division of Medical Services

Harold H. Simpson, Attorney for
Riley's Oak Hill Manor-North

Sara Fairbanks Israel, Attorney for
Riley's Oak Hill Manor-North

DAN —
THIS IS THE
WOMEN WHOSE
OTHER
LETTERS
GAVE YOU
RECENTLY.

through
501
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UNITED STATES REPRESENTATIVE
TO THE
EUROPEAN UNION

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2/2/00

Dear Mr. President,

Javier Solana asked me to
pass this letter directly to you. I
also want to let you know how
extraordinarily lucky I feel to
be in Brussels at a time when
we have so many issues to work
through with our European friends.

Best wishes to you and to

Hillary —

D. A.

Paris, January 20th 2000

Odile Jacob

The Honourable William J. Clinton
President of the United States of America
The White House
Washington D.C.

'00 FEB 8 PM3:35

Dear Mr President :

I plan to be in Washington on the 7th, the 8th and the 9th of February.

I would be delighted to meet with you, even for a brief period of time to discuss the prospect of your next book.

Would it be possible for you, through the intermediary of Secretary General Javier Solana, to designate somebody on your staff to make the appointment.

With my highest regards and personal best wishes.

Odile Jacob

2/8/00

Send to USC?

Yes

No

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'00 FEB 8 PM4:21

January 28, 2000

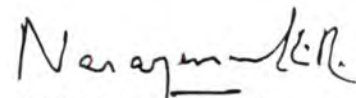
Dear Mr. President,

As you are aware, our two Governments have been discussing the possibility of your visiting India. The prospect was also raised during Mrs. Clinton's visit to India in September 1997.

I would like to extend a most cordial invitation to you, to Mrs. Clinton and to your daughter Chelsea, to visit us. I am happy to learn that your schedule would enable you to travel to India around the period of 19th – 26th March 2000. These dates, I find, are convenient to me as well.

I am confident that your visit will pave the way for a qualitatively new and closer relationship between our two democracies.

My wife and I look forward to receiving you and your family in India.


[K.R. Narayanan]

Mr. William J. Clinton
President of the United States of America
White House,
Washington D.C.

THE PRESIDENT HAS SEEN
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Molly Raiser

Requests the pleasure of your company

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at 7:30 o'clock
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R.I.V.P.

202-965-2959

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Growth in Unions' Membership in 1999 Was the Best in Two Decades

By STEVEN GREENHOUSE

Union membership nationwide rose faster last year than at any time in the past two decades, a development that labor experts called the strongest sign yet that John J. Sweeney, the A.F.L.-C.I.O.'s president, was succeeding in his efforts to reverse the labor movement's lengthy slide.

The Bureau of Labor Statistics announced yesterday that union membership climbed by 265,000 last year, to 16.5 million, with growth coming not just among government workers, but also in the private sector, where union membership has plunged in recent decades.

"It's quite significant," said Kent Wong, director of the Center for Labor Research and Education at the University of California at Los Angeles. "After a decline that had been continuing for several decades, the labor movement has finally begun to see a rise in union membership."

Labor leaders said the growth stemmed largely from stepped-up organizing efforts by individual unions. They said a secondary factor was that some growth in the unionized work force came about when

unionized employers hired additional workers as the booming economy added 2.7 million jobs last year.

Even some fierce critics of unions acknowledged that last year's growth was impressive. Leo Troy, a Rutgers University economics professor who is writing a book he plans to call "The Twilight of Unionism," said: "My first reaction is it's definitely a surprise, and a positive step for organized labor. Whether it represents a real turnaround, we have to wait and see. What's the biggest surprise is it's the first increase in a long time in private-sector union membership, and that's very good news for the labor movement."

With union membership falling by one-fourth since 1980, Mr. Sweeney hailed the new numbers as showing that his push to get the nation's unions to devote more resources to recruitment was paying off.

"These numbers show we've gotten this train rolling, and it's picking up speed, but we're not at our destination yet," Mr. Sweeney said.

He noted that many workers who had long shunned unions were now seeking to join them to get more voice in their workplace, including

Initial success in reversing the labor movement's long slide.

doctors, software workers, graduate teaching assistants and even many workers in the anti-union South.

Mr. Sweeney said unions needed to show gains for several more years before labor began to regain some of the formidable strength it once had. In the 1950's, unions represented 35 percent of the nation's work force, but last year they represented just 13.9 percent — a figure that remained unchanged from 1998.

Since Mr. Sweeney took the helm of the American Federation of Labor-Congress of Industrial Organizations in late 1995, he has not just increased labor's focus on organizing, but expanded its political clout by getting unions to devote more effort and money to electoral campaigns. Any future increases in union

membership could further strengthen labor's influence in politics and collective bargaining.

Labor leaders pointed to several major victories in last year's efforts, among them organizing 74,000 home health aides in Los Angeles in the biggest successful organizing drive since the 1930's, and unionizing 5,200 Pillowtex-Cannon textile workers in North Carolina after nine decades of failed efforts.

In recent decades, union membership among government workers has soared as many state and city governments gave civil servants the right to join unions. At the same time, membership in the fast-growing private sector fell steadily as the nation's heavily unionized manufacturing sector shed jobs and as many companies battled organizing drives.

Mr. Sweeney said that in 1999 the nation's unions organized 600,000 additional workers, the most since the 1970's. But growth in labor's ranks was far smaller than that, union leaders explained, because of layoffs of unionized workers.

The Bureau of Labor Statistics said unions added 112,000 members in the private sector last year, the

biggest increase in two decades. It reported that 9.4 million private-sector workers were unionized last year, representing 9.4 percent of the private-sector workforce. The bureau also found that 7.1 million government employees were unionized, 37.3 percent of public-sector employees.

The United Auto Workers has focused on organizing auto parts plants while construction unions have mounted their biggest efforts in decades to organize work sites.

"The private-sector growth is a clear sign that our efforts to think strategically and creatively are beginning to bear fruit," said Kirk Adams, the A.F.L.-C.I.O.'s organizing director.

Mr. Adams announced last week that he would soon leave that post to take a job as a top assistant to the president of the Service Employees' union.

Many labor leaders cite the Service Employees International Union as a model for organizing. That union said it organized 155,000 workers last year, mostly health care workers, and said it spent \$70 million on organizing, accounting for 47 percent of the union's budget.

Elaine Bernard, director of the Harvard University Trade Union Program, said the ambitious plans Mr. Sweeney announced in 1995 to expand labor's ranks seemed to be succeeding.

"You're turning an oil tanker around, and it takes a long time to turn it," Ms. Bernard said.

THE PRESIDENT HAS SEEN

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Podesta

Senators hit end run on nuke law

Moves by Clinton,
Richardson cited

By Audrey Hudson
THE WASHINGTON TIMES



Bill Richardson

Republican senators criticized President Clinton and Energy Secretary Bill Richardson yesterday for circumventing a law creating a new agency to oversee the government's nuclear weapons program.

The National Nuclear Security Administration was created by Congress and signed into law two weeks ago by the president as a response to allegations of Chinese spying at U.S. nuclear weapons labs.

When Mr. Clinton signed the law, he added a directive putting Mr. Richardson in charge of what was supposed to be a semiautonomous charter and directed him to "ignore the letter and the spirit of the law," said Sen. Frank H. Murkowski, Alaska Republican, chairman of the Energy and Natural Resources Committee.

"That is astonishing," Mr. Murkowski said.

Mr. Murkowski, along with Sen. Fred Thompson, chairman of the Governmental Affairs Committee, held a joint hearing to question Mr. Richardson and his appointment to the agency.

"The president's actions violate the Constitution's separation of powers principle," said Mr. Thompson, Tennessee Republican.

The law was written to take responsibility of the nuclear weapons program away from the secretary, he said.

"It did so because the prior arrangement had led to dangerous situations in our nuclear weapons laboratories that demanded a new organizational arrangement," Mr. Thompson said.

Democratic senators said Mr. Richardson's appointment was only until the law takes affect and the agency is up and running in March.

However, Republicans countered that there was no indication in the president's directive it was temporary. The directive said the appointment was "until further notice."

Mr. Richardson said he and the president wanted to nominate someone for the undersecretary position as soon as possible.

"We intend to obey the law in this administration," Mr. Richardson said.

However, he asked the senators to revisit the law and make changes giving him more control.

"My concern, and I think the president's concern, is that this new legislation undermines accountability and responsibility. This new law is a serious problem," Mr. Richardson said.

Mr. Thompson said the president should have vetoed the bill if he didn't like it but that he "chose to sign it, which gave it the force of law as soon as he signed it."

"When this bill was signed, I expected the president was going to abide by the law," said Sen. Susan Collins, Maine Republican. "This is completely unacceptable."

Some committee members seemed receptive to revisiting the law. However, Sen. Pete V. Domenici, New Mexico Republican, said the administration's actions "poisoned the well" and there was a very good chance no changes would be made.

The president's directive also required that current Energy Department employees fill a second position in the agency, which also violates the semiautonomous charter.

"The president has chosen to ignore the changes Congress put into law and maintain the status quo," Mr. Murkowski said.