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EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF SCIENCE AND TECHNOLOGY POLICY
WASHINGTON, D.C. 20502

2332241

9-7-97

August 28, 1997

'97 AUG 29 AM 9:36

MEMORANDUM FOR THE PRESIDENT

FROM: JOHN H. GIBBONS 
CC: ERSKINE BOWLES
SUBJECT: OSTP WEEKLY REPORT

JIM DORSKIND:

Please coordinate
the reply.
coordinate w/ OSTP

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Gibbons
COS

FOCUS ON CLIMATE CHANGE INTENSIFIES

- The PCAST Energy R&D panel held its final drafting session last week and remains on track to deliver its report to you by the end of September. I think it is vital for you and the Vice President to hear first-hand from John Holdren, the panel chairman, about the implications of this report for your climate change initiative. Holdren will be ready to offer briefings in mid-September.
- OSTP is producing a video (30-minute extraction) of your East Room Scientists Roundtable, and also publishing an edited text (with photographs). In addition, we are preparing a 12-page update of our brochure on the *State of Knowledge* of climate change science and impacts. These products will be available by mid-September for distribution in advance of the October 6 White House Conference.
- Rosina Bierbaum, OSTP's Acting Associate Director for Environment, provided climate science briefings to the DOD Environmental Security deputies and their staff and to Todd Stern and his staff on August 19.
- I travel with Leon Fuerth to China next week to assess the possibilities for engaging that country -- second only to the United States in total CO₂ emissions -- in a clean energy initiative that would benefit our trade and environmental policy goals.

YELTSIN URGES RUSSIANS TO "STAY THE COURSE" ON SPACE STATION

President Yeltsin delivered a national radio address on the future of Russian aviation and space last week (attached). The address was timed to coincide with the release of Yeltsin's 1998 budget request, which proposes a 19 percent increase in spending on the Russian space program. The budget, which includes funding for the Mir space station and for Russia's contributions to the International Space Station, still has to be approved by the Duma.

on file

MIR SPACE STATION

NASA and the Russian space agency have decided to postpone the external spacewalk for three days. The spacewalk, which will search for exterior damage to the Spektr module, is now scheduled to take place on Saturday, September 6. The delay comes at the request of the crew who want more time to prepare for the spacewalk and complete follow-up work in the wake of last Friday's repair mission.

The Russian space agency has confirmed that the sample of recycled water brought back from the Mir has passed tests to determine that it is drinkable. The Russian analysis is consistent with NASA findings. As a result, the possibility of water rationing on board the Mir has been averted.

Text of Russian President Boris Yeltsin's August 22, 1997 National Radio Address

"I have recently visited the Khrunichev Space Centre. The new international space station Alpha is being created there. It is planned to bring it in orbit by 2002. Scientists and specialists from fourteen countries are working in the project. And the leading role belongs to Russia."

"But if we think of the sector's prospects, we ought to take care of the manpower. Today, the most skilled manpower is growing old. The invaluable experience and enthusiasm of these sectors could be lost. But there is the broadest realm for investing the strength, knowledge, and energy. And I would like to call on the young to come to aircraft factories, designer's offices. New discoveries, enormous prospects lie there. They have a future."

"We will increase allocations of the budget of 1998 to space, aviation, fundamental science, and high technologies. The development of these sectors will be given special attention. Russia must not leave the ground won here, must not give up its leading position. One must not forget: the state of our aerospace sector largely determines the status of Russia as a great power."

"In the recent time, we have grown somehow more indifferent in space. Either we got tired of fanfare, ceremonial speeches and applause, or decided that earth problems are closer to us. Space was remembered when we had to worry about our boys on the station Mir. As long as everything was normal in orbit, many on Earth seemed to think: what is special about what the people are doing there? Just flying and flying..."

"It appears we have forgotten: space is not a propagandist show. Space is first of all hard and dangerous work. With maximum responsibility. Because the slightest error of cosmonauts can undo many years of work by many thousands of scientists, technicians, workmen."

"It should be remembered that cosmonauts work in extreme conditions beyond human possibilities. If they sometimes err, this can be understood. Work in emergency situations and permanent overloads tell. The human is the human."

"The flyer and the cosmonaut, the navigator and the flight engineer are difficult professions. Glory and decorations are earned as rewards for the hard and extremely important work of people who can be relied on at the hard moment. Who will not let one down."

"And therefore aviation and space exploration rightfully remain the glory of Russia. And this means that times will return when youths will again dream to sit at the plane's steering-wheel. And girls - to be at the plane's steering-wheel too - well, at the same time dreaming of marrying a flyer or a cosmonaut."

"Thank you for attention."

Moscow, Kremlin, August 22, 1997.

THE WHITE HOUSE
WASHINGTON

THE PRESIDENT HAS SEEN
9-7-97

'97 AUG 29 PM3:19

August 29, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed
Elena Kagan

SUBJECT: DPC Weekly Report

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1. Education -- National Testing Initiative: A team from the White House and Department of Education worked throughout the week to refine and implement our strategy for defeating the Goodling amendment. Among the key steps taken:

Legislative

- Secretary Riley announced that we will send up legislation at the beginning of next week to put NAGB in charge of the tests. This announcement helped to solidify support in the business community; it also may help to reenlist support from Diane Ravitch and other conservative opinion leaders. Rep. Riggs told us that he would talk with Rep. Goodling about using the NAGB legislation as a basis for a compromise. We remain doubtful that Goodling wants to compromise (or that Riggs will do so without him), but we encouraged Riggs to proceed.
- Secretary Riley made calls to key members in both houses in an effort to shore up our support and explore avenues for compromise. Many similar staff-level conversations have also taken place.
- Reps. George Miller, Bill Clay, and Matthew Martinez are sending a "Dear Colleague" letter in support of the tests and in opposition to the Goodling amendment.

Outreach

- Supporters in the education and business community have stepped up their efforts to contact key members of Congress; a number have also submitted op-eds in support of the tests.
- OPL and DPC have set up meetings with African-American and Hispanic groups in an effort to address their concerns.
- We have enlisted the support of mayors and governors from participating cities

and states.

Communications

- Your radio address will discuss the importance of national standards and note the threat your initiative faces in Congress.
- Secretary Riley will participate in an event in Philadelphia on Tuesday with Mayor Rendell and Superintendent Hornbeck to highlight impressive test score gains over the last two years -- including gains among LEP students on tests in English.
- The Vice President will do an event on the testing initiative on Thursday and will enlist the support of business leaders in a conference call on Wednesday.

2. Food Safety: As you know from yesterday's daily, Secretary Glickman held a press conference today to announce new proposed legislation to give USDA enhanced authority to enforce food safety laws. To emphasize the coordinated nature of our food safety policies, the Secretary also announced that the FDA would seek similar enforcement authority. Both pieces of legislation will go to Congress next week.



EXECUTIVE OFFICE OF THE PRESIDENT
COUNCIL ON ENVIRONMENTAL QUALITY
WASHINGTON, D.C. 20503

'97 AUG 28 PM8:09

THE PRESIDENT HAS SEEN

9-7-97

August 28, 1997

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MEMORANDUM FOR THE PRESIDENT

FROM: KATHLEEN A. MCGINTY *Callahan for*

CC: ERSKINE BOWLES

RE: CEQ WEEKLY REPORT

PROTECTING COMMUNITIES FROM TOXICS

Ward Valley

The Office of Political Affairs reported to you environmentalists are concerned about Department of the Interior's (DOI) efforts to reach an agreement with the State of California on Ward Valley. The issue of concern is the scientific testing protocols that would precede an Administration decision on whether to transfer federal land to the State for low-level nuclear waste disposal.

Several environmental groups, tribes, and congressional staff joined CEQ, DOI, and Political Affairs in a conference call today to express their concern about a draft agreement DOI had initialed. The State of California has come back with some suggested changes which may give us another opportunity to be responsive to the complaints from environmental groups, Senator Barbara Boxer (D-CA) and Representative George Miller (D-CA).

New Jersey Mud Dump Closure

On Tuesday, August 26, 1997, the Environmental Protection Agency (EPA) announced its final rule to close New Jersey's offshore "Mud Dump" site to contaminated dredged material, and to create a larger "Historic Area Remediation Site" (HARS). Sunday I will be joined by Governor Christine Whitman (R-NJ) at an event marking the official closing of the Mud Dump site.

The Mud Dump had been the source of controversy among environmental and community groups, reinforced by Governor Whitman who tried to capitalize on the issue during the election. Governor Whitman's use of the issue, notably, had angered longshoremen and shippers concerned about the availability of long-term disposal sites for dredged material. The controversy had brought dredging to a halt in the Port of New York and New Jersey.

The Mud Dump closure and Historic Area Remediation Site (HARS) creation were the centerpiece of an Administration plan that Vice President Gore announced in July of 1996 to resolve the controversy and get dredging started again. The plan, supported at the time by longshoremen, shippers, and environmental groups, included the Mud Dump Closure, creation of the HARS for long-term placement of relatively clean dredged material to remediate the area, and a number of steps to expedite the process for dredging permits. The plan indeed has broken the gridlock: under the plan, the Corps of Engineers and EPA have authorized the dredging of 6.8 million tons of dredged material -- more than had been authorized in the previous three years combined.

Although both environmental groups (claiming EPA's rule does not restrict ocean dumping enough) and the longshoremen and shippers (claiming the Mud Dump should not be closed at all) recently had threatened to litigate over the rule, CEQ successfully brokered an agreement this past week in which both sides have committed not to sue. CEQ will continue to monitor the situation to ensure that progress continues and that the truce continues. While we have avoided litigation challenging EPA's rule or the plan generally, some litigation over individual permits may be inevitable.

RESOURCE STEWARDSHIP

California water issues

As you may know, Governor Pete Wilson (R-CA) has threatened to pull out of an agreement to protect fisheries in the Sacramento-San Joaquin River Delta and San Francisco Bay unless federal officials agree to cut back proposed diversions from water projects. Governor Wilson said in a letter to you that a Central Valley water-shifting plan to improve fisheries could imperil our 1994 state-federal accord to increase Bay-Delta water quality (our "Bay-Delta Accord") because it would place an undue burden on agricultural and urban interests.

OK
The Central Valley Improvement Project Act of 1992 guarantees up to 800,000 acre-feet of water per year to improve fisheries. It will be at least several more weeks before the Department of the Interior determines how much water is necessary to sustain fish populations. Some believe Governor Wilson's letter is an effort to undermine the Bay-Delta agreements. I believe it is important that we stay on our current course with the DOI review process while working to address Governor Wilson's concerns. While this process is underway, we should be very careful to prevent forum-shopping by interested parties who may try to circumvent the DOI review.

I will respond to Governor Wilson's letter on your behalf today. In it, I will attempt to calm passions making clear that a decision is not imminent on the water allocation question.

SUSTAINABLE COMMUNITIES

American Heritage Rivers initiative

The 90-day comment period for the American Heritage Rivers (AHR) initiative closed last week. Republican opponents of the initiative requested another extension of the comment period, but we decided not to grant this request because of the extensive public outreach that has occurred to date and because of the many letters we have received from the Hill and elsewhere urging that we move ahead expeditiously. The Administration's interagency team for AHR is currently reviewing the comments we have received so far. You are scheduled to announce the final program design and launch the actual application process for river designations at an event at Mount Vernon on September 11.

'97 AUG 29 PM1:31

August 29, 1997

MEMORANDUM FOR THE PRESIDENT AND VICE PRESIDENT

FROM: MARIA ECHAVESTE

SUBJECT: OPL WEEKLY REPORT - August 23 to August 29

*See Mary
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ACTIONS SUPPORTING PRESIDENTIAL INITIATIVES

EDUCATION

- On Thursday, we met with Sharon Yakata, Director of Community Affairs and Patsy Morton, Director of Education Initiatives, both of the New York Times Education Unit, about the America Reads Initiative. They look to partner with organizations and programs that enhance literacy and educational goals. We outlined a number of opportunities for them to be involved in America Reads and provided them with materials on the Initiative. We have facilitated a meeting for them with Carol Racso and staff at the Education Department.

CLIMATE CHANGE

- Throughout the fall, we will be coordinating a series of outreach meetings as part of the Administrations effort to educate key opinion leaders on the severity of the climate change issue. This week, OPL with Cabinet Affairs, CEQ, the Climate Change Task Force and the Vice President's office developed a schedule for these meetings that will begin on September 11th. Our outreach strategy focuses on three groups: constituent opinion leaders, regional environmental activists and newspaper editorial writers. We are working closely We will keep you updated as to their progress.

FAST TRACK

- In addition to the climate change briefings, Administration officials will be asked to participate in several briefings for outside groups and opinion leaders to explain your position on Fast Track. Our outreach strategy focuses on two principal groups: industry representatives and regional opinion leaders. The three key industries we will be providing briefings to regarding the bill's likely content are: agriculture, high technology and manufacturing (Cabinet members Rubin, Daley, Glickman and Barshefsky will be the

primary speakers for these briefings.) We also want to hear from key regional opinion leaders from across the nation and plan to assemble several prominent groups of community leaders here at the White House.

CONSTITUENT AND OTHER ISSUES

ETHNIC OUTREACH

- The Arab American community is encouraged by the latest developments in the Middle East and hope this will be a step in the right direction. A national Arab American leadership group will be in Washington on September 9. It is a "consensus convention" -- all these groups are active supporters of the peace process. Participation by the highest levels within the administration is imperative as we need to do more to validate the Arab American community so we can balance the peace process message.

AFRICAN AMERICAN

- This week we met with the Congressional Black Caucus Foundation to lay the groundwork for your and the Vice President's participation in the CBC legislative weekend in September. We also assisted them in getting Administration staff for participation in their workshops.

AIDS

- The Family Research Council (FRC) held a press conference last week in which it criticized the efficacy of needle exchange programs. General McCaffrey's office issued a statement which, most AIDS advocates believed, was not consistent with the scientific evidence and tended to support the FRC position. Needle exchange advocates are planning what we believe may be substantial demonstrations at HHS and The White House for September 17th.

CHILDREN

- Children's advocacy groups working to promote Children's Day, which is designated annually by a Presidential proclamation, has worked with many state and local governments to get them to fly the official Children's Day Flag on the designated day. While most states have agreed to do this, this week they received confirmation that the flag will also fly in Ireland, which they see as a step toward making Children's Day a global celebration.

ASIAN OUTREACH

- This week, OPL meet with representatives of the National Filipino American Empowerment Conference. Over 1000 Filipino Americans from across the US met in DC on August 22-24 and agreed to form a national organization to advocate and give a voice to Filipinos and Filipino Americans. The conference leadership requested a courtesy meeting in order to

brief the White House about their new organization and their main task of pressing for the passage of the Filipino Veterans Equity Bill. The organization is pressing for White House support of the bill. The meeting was cordial; however, no commitments were made.

- A reception is scheduled for leaders of the religious community on September 9th to introduce Bill Lee to this constituency. It will be hosted by the United Methodists.

NATO

- Many ethnic leaders are extremely interested in the White House's plan to promote NATO. The ethnic community supports your efforts and leadership on NATO expansion and feels that you should continue to promote this throughout the ethnic communities at all levels. This is one issue that enables us to mobilize all ethnic communities across the nation and helps us with other issues. They believe that this is truly a historic moment in history.

GAY AND LESBIAN

- The most recent issue of *The Vanguard*, the newspaper of Los Angeles Gay and Lesbian Community Center, the largest gay organization in the world, features the banner headline: "Clinton Takes on Hate Crimes." Also this week, Martin Luther King's niece denounced gay civil rights legislation, saying that sexual behavior does not deserve the same protection as race.

JUDGES

- OPL participated with Chuck Ruff and John Podesta in a conference call with 50 of the AFL-CIO's Legal Counsels, from over 38 states, regarding the status of judgeships. We are enlisting their help to focus public attention on the unacceptably low number of confirmation. As a follow-up to this call we will be sending Attorney General Reno's speech at the ABA to the participants.

WOMEN'S OUTREACH

- This week we followed up with HHS about status of regulations relating to welfare recipients who are victims of domestic violence. Ann Rosewater has been named senior advisor to the Secretary and will serve as the point of contact for all domestic violence issues. In speaking with Ann we learned that there is no definite date (sometime this fall) for the release of the regs. We will keep in close contact with HHS on this topic, as there continues to be great interest from a number of domestic violence prevention advocates.

- OPL's Women's Office worked to get the word out to women leaders and organizations about the appointment of Audrey Tayse Haynes as its new director. Many of these groups have expressed support that a director has been named and are looking forward to working with her and the White House in the coming months. Audrey will start on September 8th.
- We met with staff from the Race Initiative to explain our "At the Table" program and discussed ways that aspects of this outreach strategy could be applied to their work.

cc:

First Lady
Erskine Bowles
Sylvia Mathews
Craig Smith
Goody Marshall
Bruce Reed
Gene Sperling
Susan Liss

*Through
Necette*

Mrs. Gore
John Podesta
Doug Sosnik
Rahm Emanuel
John Hilley
Mickey Ibarra
Mike McCurry

THE WHITE HOUSE
WASHINGTON

August 29, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: PHIL CAPLAN *Phil*
SEAN MALONEY

SUBJECT: Recent Information Items

We are forwarding the following recent item:

- (A) **Kerrick Memo on Poland/Czech Flood Assistance** -- During your meeting with Polish PM Cimszewicz last month, you expressed a willingness to provide further assistance. Don updates you on the U.S. assistance efforts. Aid to Poland, which was hardest hit, is now \$6.1 million. Both countries have received U.S. donations to local Red Cross units for distribution of emergency relief supplies. Pentagon has provided Poland with 75,000 daily rations and 235,000 meals-ready-to-eat, the latter via Hungarian logistical support. The U.S. will also fund water purification supplies for Poland and pay the cost of transporting some \$6 million worth of Hepatitis A vaccines donated by Merck & Co. Looking forward, USAID and Labor are reprogramming \$4 million for post-flood recovery and reconstruction projects.

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Kerrick
Cos*

We have also received the following items:

Congratulatory Note to your GTU classmate Saudi Prince Turki -- The Prince's daughter will be married on Tuesday in Paris and you were invited to attend. Sandy prepared a congratulatory note to him, which we had executed on your behalf and sent.

- **Echaveste Memo on upcoming Dateline NBC Segment** -- *Dateline* will do a segment Tuesday on parents of gay adults, which will focus, in part, on the contrasting careers of Richard Socarides, OPL's lesbian/gay liaison and his father, Dr. Charles Socarides, one of the leading medical proponents of "converting" gays to heterosexuality. Richard chose not to participate in the story and declined NBC's request to appear on camera. His dad, however, did grant an interview. Promos for the show may appear this weekend.

*Don
Should I do
letter to Pol. this on
this saying glad we
could help, hope recovery
under way etc?
Sandy sent
gift from*

THE WHITE HOUSE

WASHINGTON

August 21, 1997

INFORMATION

MEMORANDUM FOR THE PRESIDENT

FROM: MG DONALD L. KERRICK (K)

SUBJECT: Flood Assistance to Poland and the Czech Republic

During your meeting last month with Polish Prime Minister Cimoszewicz you expressed a willingness to provide further flood assistance. I wanted to update you on our efforts. The floods were the worst natural disaster to hit Poland and the Czech Republic in decades, causing several billion dollars in damage. Our assistance to Poland, which was hardest hit, currently totals more than \$6.1 million.

- In early July, when the crisis began, we made \$100,000 available to each country's local Red Cross Society. The contribution was used for the transportation and distribution of emergency relief supplies. The Pentagon also provided Poland 75,000 humanitarian daily rations valued at \$326,000. In addition, 235,000 meals-ready-to-eat valued at \$1.6 million, which the Pentagon had donated to the United Nations in Bosnia, were transferred to Poland with Hungarian logistical support.
- In mid-July, we sent a joint AID/military assessment team to determine if there were additional humanitarian needs we might support. On August 20, at a ceremony attended by Polish First Lady Kwasniewska, we announced that we will provide Poland an additional \$100,000 for water purification supplies and \$33,000 to transport \$6 million worth of Hepatitis A vaccines donated by the U.S. pharmaceutical firm Merck & Co.

The emergency phase is over. Our assistance will now focus on support for recovery and reconstruction. AID and the Department of Labor are reprogramming approximately \$4 million of the current assistance program for post-flood needs in Poland. These funds will support infrastructure repair, small business recovery, disaster planning training programs by FEMA, and temporary employment programs for displaced workers. AID will work closely with the European Union to coordinate activities.

cc: Vice President
Chief of Staff

THE WHITE HOUSE
WASHINGTON

August 29, 1997

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SEAN MALONEY

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Curtis*

*Don't
Should I do
let's to Pol. this on
this saying glad we
could help, hope recovery
under way etc?
Jesse said
gift from*

THE WHITE HOUSE
WASHINGTON

August 29, 1997

Your Royal Highness:

Thank you very much for your kind invitation for Hillary and I to attend your daughter's upcoming wedding. We deeply regret that we will be unable to attend.

Please accept our congratulations and best wishes for the future happiness of your daughter and her prospective husband. As Chelsea prepares to leave for college this fall, we know well the emotions with which one watches a child take her next steps along life's road. We hope your own celebrations next week are filled with the joy and pride that such occasions bring.

Sincerely,

Bill Clinton

His Royal Highness
Prince Turki bin Faisal bin Abd al-Aziz Al Saud
Head of General Intelligence Directorate
of Saudi Arabia
Riyadh

'97 SEP 2 PM 4:18 82

THE WHITE HOUSE
WASHINGTON

THE PRESIDENT HAS SEEN
9-7-97

September 2, 1997

INFORMATION

MEMORANDUM FOR THE PRESIDENT

FROM:

SAMUEL BERGER *[Signature]*

SUBJECT:

U.S. Assistance to Nationals of Montserr

You have indicated an interest in providing humanitarian assistance to individuals who are fleeing the volcanic eruption on the British Caribbean territory of Montserrat (Tab A). We have been working with Intergovernmental Affairs and the Departments of State and Justice on this issue.

In response to requests from the British and from Governor Roy Schneider (R) and Delegate Donna Christian-Green (D) of the U.S. Virgin Islands, we have offered the following:

1. Temporary Protected Status. On August 28, the Attorney General granted temporary protected status to eligible nationals of Montserrat who were present in the United States as of August 22. Such status permits these individuals to legally reside and apply for permission to work in the United States for the next year. It is subject to renewal next year upon further evaluation of conditions in Montserrat. Janet estimates that approximately 1,000 Montserradians may be eligible for such status.

2. Parole. Parole is a discretionary authority provided to the Attorney General that permits aliens to travel to the United States even if they might not be otherwise entitled to do so. The Immigration and Naturalization Service has indicated that it will expeditiously consider, and is inclined to approve, requests for parole into the United States from nationals of Montserrat who have close relatives with legal status in the United States or a pending bona fide claim to such status. We do not know how many individuals may be eligible for this benefit but Governor Schneider has indicated that a number of residents of the U.S. Virgin Islands have Montserradian

cc: Vice President
Chief of Staff
Mickey Ibarra
Rahm Emmanuel
John Hilley

relatives. Schneider and Representative Christian-Green are satisfied with the proposed approach and we believe it appropriately responds to the humanitarian needs of Montserratians who may wish to come to the United States instead of the neighboring island of Antigua or the United Kingdom.

3. Hospitalization. At the suggestion of the Pan American Health Organization, we are also exploring with Governor Pedro Rossello (D) whether hospitalization could be provided in Puerto Rico for Montserratians who are currently hospitalized in Montserrat or who may be injured in the future.

Attachment

Tab A Note from the President

Cabinet Affairs, we facilitated communications with the Department of Transportation to review the Federal Aviation Administration's denial of a "Notice to Airmen" request for the Kodak Albuquerque International Balloon Festival. The FAA agreed to approve the Albuquerque request for the October, 1997 festival. Mayor Chavez was very grateful for the cooperation of the Administration on this matter.

Indian Country

- Cherokee Nation: After numerous meetings on this situation with the Justice and Interior departments, Attorney General Reno and Secretary Babbitt met with all parties involved on Friday, August 22. We understand that this meeting was successful and may result in a resolution of all outstanding issues.
- Venetic Case: The Justice Department decided that the U.S. Government will abstain from participation in the Venetic case before the Supreme Court. The case presents significant issues of tribal sovereignty versus state prerogative.
- Seneca Tribe: In a phone call on Wednesday, August 20, from Attorney General Reno to Governor George Pataki (R-NY), the Justice Department announced that it will enter into litigation in New York State supporting the rights of the Seneca Tribe to lands around Cuba Lake. This action is one of several land disputes in New York presenting long-standing Indian claims to lands that have been in state or private possession for decades. DOJ is currently reviewing all of these cases in order to determine which Indian claims are meritorious and which are not. The land in question in the Cuba Lake case is currently held by New York State and is being leased by the State to a number of private parties. Generally what happens in these cases is that they are settled with the parties who are in possession being allowed to stay and the tribes being compensated for the value of the lands from both state and federal sources. Governor Pataki has agreed to direct his Chief of Staff to enter into negotiations with Attorney General Reno to resolve this situation quickly.

III. INSULAR AFFAIRS

Montserrat Volcano

- Virgin Island Governor Roy Schneider (R) has asked that residents of the British territory of Montserrat be permitted to stay with U.S. residents of the Virgin Islands if Montserrat is evacuated because of a volcanic eruption. The State Department and NSC are supportive of the request but INS has only agreed so far to allow Montserrat citizens already visiting U.S. areas to stay. We are continuing to work on the issue.

*See House Ex 60 letter
this is a memorandum
Wim - Mark
CC: SOB/Pa/lu*

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Emanuel
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THE PRESIDENT HAS SEEN
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August 20, 1997

MEMORANDUM FOR ERSKINE BOWLES

FROM: Chuck Ruff

SUBJECT: Judicial Nominations

I spoke with Jon Yarowsky after your meeting yesterday, and, recognizing your concern about the status of our nominations, I thought that the following break-down would give you a better picture of where we are, how we got here, and where we are headed. I would be happy to discuss any of this at your leisure.

SUMMARY

Current vacancies:	103
Will not be filled (4th Cir.-NC; DC Cir.):	2
Real vacancies:	101
Nominated:	62
Confirmed:	9
Pending (in Committee or on floor):	53
Vacancies for which candidates have not been nominated:	48
Vacancies just created:	2
FL-S	
Ct. of Claims	

Vacancies that are in process of being filled:

46

Nominations to be made by -

September 10	8
September 30	6
October 15	7

Total

21

Candidates to be nominated by 9/10:

2d Cir. - NY (This is the Court of Appeals seat that is not part of Moynihan impasse.)

UT

WI-E (There may be continuing difficulties because Adelman holds the balance in state legislature. Both senators urge us to go forward.)

MI-E (2) (One candidate required further ABA review; the other delayed in submitting his forms.)

GA-N

CA-N

WA-E (Shea has been ready for some time and has now been freed as the result of the Murray-Gorton resolution.)

Candidates to be nominated by 9/30:

11th Cir. - FL

2d Cir. - CN

2d Cir. - NY (This is the seat that is part of the Moynihan impasse. Our candidate would be ready by 9/30 or earlier; Straub would have to be processed by FBI and ABA.)

OR

VA-W

CA-C

Candidates to be nominated by 10/15:

1st Cir.-ME (Lipez)

8th Cir.-ND (Decision memo ready.)

9th Cir.-WA (Gould as part of Murray-Gorton resolution.)

AR-W

TX-N (Delay caused by withdrawal of original nominee.)

CIT (2) (We have two excellent candidates ready for POTUS decision but await resolution of the Moynihan impasse before filling both vacancies, since one may have to be held for Laura Handman.)

Assuming that no more vacancies occur, this would mean that, by October 15, we would have sent up 83 nominations, and there would be 25 positions for which no candidate had been nominated. These 25 are marked with an "*" in the following section and include 13 District Court seats for which we have not received names; 2 Court of Appeals seats for which we have not yet found suitable candidates; and 10 seats for which selection or nomination has been delayed for a variety of reasons.

ANALYSIS OF PROBLEMATIC NOMINATIONS

A. We would have been able to nominate candidates for most of the following 17 vacancies by July 31 were it not for the problems noted -- some of our own making, some the product of forces over which we had less control:

Our own decision-making delays:

4

1st Cir. - ME (Lipez now going to FBI/ABA; was victim of extended internal debate fueled by lobbying by sponsors; will be nominated by 10/15.)

9th Cir. - WA (Gould selection was caught up in Murray-Gorton dispute; Gorton now promises to support him; will be nominated by 10/15.)

9th Cir. - AZ (Kyl-generated impasse being resolved by selection of Cong. Pastore's candidate, who is being vetted; may be ready by 10/15.)

8th Cir. - ND (Decision memo ready for POTUS; will be nominated by 10/15.)

Candidate background problems:

3

*IL-S (Supplemental FBI/ABA check ongoing; may have to withdraw.)

MI-E (ABA conducting re-assessment of candidate; will nominate by 9/10.)

TX-N (Original candidate withdrew; new candidate being vetted; will be nominated by 10/15.)

Anticipated confirmation problems:

2

*3rd Cir. (Raymar - ready to nominate, but has problem with fundraising involvement.)

*DC (Del. Norton proposed excellent, long-time PDS lawyer, who will face serious opposition; she has promised to discuss with Hatch and Leahy.)

State political problems:

5

- *OK (We pushed for bipartisan commission to avoid Nickles opposition; commission has reported and AG Edmisten will give us name shortly.)**
- *ALA (3) (We have been negotiating a peace treaty between Cong. Cramer and other state Democrats. Cramer's original choice for one ND seat was eliminated during vetting; other names are now being processed.)**
- WA-E (See above - to be nominated by 9/10.)**

Moynihan impasse:

3

- CIT (2) and 2d Cir. (All should be nominated by 10/15.)**

B. Delays in processing nominees for 2 Court of Appeals and 17 District Court vacancies fell into the following, more routine, categories:

Court of Appeals:

2

- *9th Cir. - CA (2) (We have not had much success in finding first-rate candidates; unlikely that nominees will be submitted for these seats until nominees for other 9th Cir. seats are confirmed.)**

District Courts

Names received only recently:

4

- *WA-W (Will move quickly as part of Murray-Gorton resolution.)**
- CA-C (Candidate in vetting; will be nominated by 9/30.)**
- *DE (Candidate, current US Attorney, has delayed paperwork; Holder has prodded.)**
- *TX-S (Two candidates to be interviewed this month.)**

No names received:

13

- *KAN (No Democrats - we will interview potential candidates.)**
- *LA (3) (Biggest remaining problem - Breaux has not acted.)**
- *FL-N (Graham will provide name.)**
- *NY (3) (Moynihan and D'Amato commissions to report.)**
- *DC (Norton commission has reported; she is choosing candidate.)**
- *PA (4) (Commissions created by Specter-Santorum-Murtha will be sending names in Sept.)**

9-7-97

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Copied
Palmieri
CASMEMORANDUM FOR ~~STEPHEN~~ GOODIN

FROM: Jennifer Palmieri

Please find next week's draft schedules attached. I have noted below the issues that I think the President should be aware of.

Back-to-School Event

On Monday, the President will attend a back-to-school event, focusing on standards, at an elementary school in Laurel, Maryland. We are going to Laurel as it is very important to Congressman Hoyer that the President do the event in his district. We are checking to see if we can help to the school, but if that is not an option, the President should be aware that it is a 30 minute drive to the school. I wanted to bring Congressman Hoyer's interest to the President's attention so he will understand why we are traveling such a great distance. **Please let me know if he has a concern with this site.**

Meeting with Secretary Albright

Monday's schedule includes a 30 minute meeting with Sandy Berger and Secretary Albright. Albright requested this meeting so she can see the President before her Mid East trip on Tuesday.

Private Meetings

The President and the First Lady need to do two one-hour private meetings next week. The President told Rebecca he would like to do the meetings in the evenings. Monday, Thursday and Friday nights are all free. I presume that it would be best to do the meetings on Monday and Thursday, but wanted to run this by him.

Would you confirm with him that Monday and Thursday are the preferred dates, and ask him what time in the evening he would like to do them? (He is down at 6:45 pm on Monday and 7:30 pm on Thursday). -RC HAS TENTATIVELY SET FOR

MON - 7 PM

THU - 7:30 PM

Heritage Rivers Event at Mount Vernon

On Thursday, the President will attend a kick-off event for the Heritage Rivers Program at Mount Vernon. As you may know, the President has never been to Mount Vernon before, so I assume he may like to tour the house and grounds while he is there. We have tentatively planned a 20 minute tour of the mansion and 20-30 minute tour of the grounds for him and the Vice President. (Please note that the tour of the grounds would include a wreath laying at George Washington's tomb and the slave memorial on the grounds).

Would you confirm with him that he would like to tour both the mansion and the grounds? (If he prefers to tour the mansion only, we can drop the grounds tour, but Mount Vernon will be disappointed as it is traditional for Presidents to tour the grounds and lay the wreaths).

Gabriel Garcia Marquez

The 2:00-2:30 pm meeting on Thursday's schedule is a private meeting with the President and the First Lady and Gabriel Garcia Marquez. The President requested the meeting.

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for review?