

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 058 - FOLDER -007

[03/19/1997-03/20/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Cynthia Rice to Laura Emmett and Elena Kagan. Subject: Immigration Strategy [partial] (2 pages)	03/19/1997	P6/b(6), b(7)(C), b(7)(F)
002. email	Phone No. (Partial) (1 page)	03/20/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
WHO ([Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[3/19/1997 - 3/20/1997]

2009-1006-F
ke706

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

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

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ann F. Lewis (CN=Ann F. Lewis/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 09:29:29.00

SUBJECT: Investments in Children

Thanks for the information re CEA's report on investments in children 0-3 This is a

TO: Patricia F. Lewis (CN=Patricia F. Lewis/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Eli G. Attie (CN=Eli G. Attie/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

Note:If you dont know what I'm talking about, ask Eli for a copy of his memo.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: June G. Turner (CN=June G. Turner/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 09:29:58.00

SUBJECT: Another Race Meeting

TO: MOORE_MI (MOORE_MI @ A1 @ CD @ LNGTWY [EOP]) (WHO)
READ:UNKNOWN

TO: Ora Theard (CN=Ora Theard/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Robert N. Weiner (CN=Robert N. Weiner/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Richard L. Hayes (CN=Richard L. Hayes/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Janet Murguia (CN=Janet Murguia/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Laura K. Demeo (CN=Laura K. Demeo/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Marjorie Tarmey (CN=Marjorie Tarmey/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Michelle Crisci (CN=Michelle Crisci/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Katharine Button (CN=Katharine Button/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Debbie B Bengtson (CN=Debbie B Bengtson/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Rahm I. Emanuel (CN=Rahm I. Emanuel/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Patricia E. Romani (CN=Patricia E. Romani/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

TO: Susan M. Liss (CN=Susan M. Liss/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Dawn M. Chirwa (CN=Dawn M. Chirwa/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Tracey E. Thornton (CN=Tracey E. Thornton/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Kumiki S. Gibson (CN=Kumiki S. Gibson/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Bob J. Nash (CN=Bob J. Nash/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Evan Ryan (CN=Evan Ryan/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Sara M. Latham (CN=Sara M. Latham/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Maria Echaveste (CN=Maria Echaveste/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

The next Race/Unity Meeting will be Thursday (March 20) at 5:00 pm in the Roosevelt Room.

Attendees:

Sylvia Mathews
John Podesta (traveling)
Rahm Emmanuel
Maggie Williams/Melanne Verveer (traveling)
Bruce Reed
Maria Echaveste
Ron Klain
Susan Liss
Minyon Moore
Don Baer
Ann Lewis
Vicki Radd
Andrew Mayock
Elena Kagan
Chuck Ruff
Rob Weiner
Richard Hayes
Dawn Chirwa
Janet Murguia
Bob Nash
Kumiki Gibson
Tracey Thornton
Michael Deich

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:19-MAR-1997 09:56:45.00

SUBJECT: Rescheduling of the Welfare Flex/National Indicators Meeting

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

We've rescheduled the meeting with Elaine Kamarck and Bev Goodwin for Friday, March 21, at 12:00pm (Bruce's office). Let me know if this does not work for you.

Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: D. Stephen Goodin (CN=D. Stephen Goodin/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 10:01:26.00

SUBJECT: Early learning summit

TO: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Nancy V. Hernreich (CN=Nancy V. Hernreich/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

In Miami last weekend, the President saw Jack Shifrel. Mr. Shifrel expressed interest in participating in the early learning summit. Can one of you vet and then invite Mr. Shifrel, if appropriate?

Contact information:

Jack Shiftel
President, American Impressions (Marketing and Consulting)
1404 N. State Road 7
Suite #148
Margate, FL 33063
954-466-3366.

Please advise me of his status.

MEMORANDUM

Automated Records Management System
Hex-Dump Conversion

TO: Don, Ann
FROM: Eli
RE: Two Upcoming CEA Reports
DATE: Tuesday, March 18, 1997

Michelle Jolin of CEA just told me about two upcoming CEA reports which may be useful for March-April events. She is interested in any guidance on how and when to release them (and is also discussing this with Bruce).

1. Welfare Reform. By the week of 3/31, CEA will be ready with a report on the factors that have reduced the nation's welfare caseloads so dramatically in the past four years. They will conclude that about 50% was due to the strong economy, and 50% due to other factors, including our state waivers (which may account for roughly one-third of the reduction). Apparently, the President has already been told about this report and is very interested in it. It could serve as a "What Works" guide for states (or literally be turned into such a guide). Since it will almost definitely show that our approach is the right one, we may want to consider having the POTUS highlight it through a Radio Address or other event.

2. Investments in Children Aged 0-3. By the week of April 14th (right before the Early Childhood Conference), CEA will be ready with a report on investments in children aged 0-3, including health and mental health programs/investments. It will essentially be a cost-benefit analysis pointing out the importance and cost-effectiveness of investing in young children. While it will not contain hard news, we could release or mention it as part of another event to lead-in to the Conference.

Please let me know if either of these are of interest.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 11:07:05.00

SUBJECT: tobacco mtg.

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Prep with the Women's group has been changed to 1:15. We had scheduled the tobacco mtg. at 1, and are unable to change it to later and Bruce is going out of town with the President tomorrow and Friday. Do you want to go at 1:00 and hope EB is running late, but possibly leave after 15 minutes or do you want to reschedule for next week even though something may happen on Monday? Please let me know asap. Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:19-MAR-1997 11:13:48.00

SUBJECT: Welfare Flex

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

Friday's 12:00 Welfare Flex meeting is cancelled. Bev will not be here Friday or next week, then Elaine is gone for a week. The meeting will be rescheduled when they return.

Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Richard Socarides (CN=Richard Socarides/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 11:17:40.00

SUBJECT: IL Senate backs anti-gay partner measure

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

----- Forwarded by Richard Socarides/WHO/EOP on 03/19/97
11:16 AM -----

Doug.Case @ sdsu.edu

03/18/97 07:34:00 PM

Record Type: Record

To: Richard Socarides

cc:

Subject: IL Senate backs anti-gay partner measure

SPRINGFIELD, Ill., March 18 (UPI) -- The Illinois Senate supported a measure requiring municipalities that try to extend government employee health benefits to the domestic partners of homosexual city employees to provide them to the unmarried partners of heterosexual employees as well.

By a 40-10 vote, the Senate Tuesday gave final approval to a measure by state Sen. Walter Dudycz, R-Chicago, requiring all unmarried partners to get full benefits.

Dudycz' measure was inspired because Chicago city government is considering a measure extending the benefits to the gay partners of city employees. Chicago Mayor Richard Daley backs the measure.

But Dudycz does not. On Tuesday, he told his Senate colleagues he thinks it is illegal to provide medical benefits to only some unmarried partners of city employees.

Privately, Dudycz admits his measure is a reaction to Chicago city government, claiming he thinks their action -- which has yet to be voted on by the full City Council -- ``undermines the sanctity of marriage.''

Daley has said he opposes the state's action, saying that it would cost the city too much money to provide full benefits to all unmarried partners, although city officials cannot offer a specific dollar amount.

The measure, which now goes to the Illinois House where it faces an uncertain future, also is opposed by the American Civil Liberties Union.

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

RFC-822-headers:

Received: from conversion.pmdf.eop.gov by PMDF.EOP.GOV (PMDF V5.0-4 #6879)
id <01IGNR3MEYO0012RGA@PMDF.EOP.GOV> for socarides_r@al.eop.gov; Tue,
18 Mar 1997 19:38:49 -0500 (EST)

Received: from storm.eop.gov (storm.eop.gov)
by PMDF.EOP.GOV (PMDF V5.0-4 #6879) id <01IGNR3GNV1C010WOK@PMDF.EOP.GOV> for
socarides_r@al.eop.gov; Tue, 18 Mar 1997 19:38:43 -0500 (EST)

Received: from mail.sdsu.edu (mail.sdsu.edu)
by STORM.EOP.GOV (PMDF V5.0-7 #6879) id <01IGNR3AZUDO007QLE@STORM.EOP.GOV> for

socarides_r@al.eop.gov; Tue, 18 Mar 1997 19:38:33 -0500 (EST)

Received: from [130.191.242.121] ([130.191.242.121])
by mail.sdsu.edu (8.8.4/8.8.4) with ESMTTP id QAA15019; Tue,
18 Mar 1997 16:31:39 -0800 (PST)

X-Sender: dcase@mail.sdsu.edu

===== END ATTACHMENT 1 =====

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 11:24:49.00

SUBJECT: Re: tobacco mtg.

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Alright, if you want to stop by it will be in Elizabeth's office at 1:00.
Otherwise your revised schedule has:

1:15-1:45	Mtg. prep with Erskine
2:00	Mtg. w/ Kathy Wallman
3:30-4:15	Kitty Higgin's CoS Affairs Coordination
4:15-5:15	EB's Mtg. w/ Women's groups

Also, calls are

Alice Shuufield called re Partial Birth sap- they want your signoff 54790

Eli Attie will try you later

Ron Jones called re DOJ Bomb Makiong Report 53386

Chris Irv called is out today will be in tomorrow has a substantive
question 429-3355

Todd Stern re: Partial Birth 62702

Cheryl Mills returned your call

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Eli G. Attie (CN=Eli G. Attie/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 12:02:52.00

SUBJECT:

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Thanks for returning the call from this AM...I had been calling to find out more about the charter school report as a possible radio address, but now it looks like Don is really pushing for flextime/FMLA...in any case, I'm OK for now...

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Dennis K. Burke (CN=Dennis K. Burke/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:19-MAR-1997 12:41:51.00

SUBJECT: Victims Bill

TO: Christa Robinson (CN=Christa Robinson/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Leanne A. Shimabukuro (CN=Leanne A. Shimabukuro/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Karen A. Popp (CN=Karen A. Popp/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

Peter Jacoby just called from the Hill to let us know that the bill will pass the Senate this afternoon and that they are going to try to enroll it in time to get it to the President before he leaves.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Timothy L. Newell (CN=Timothy L. Newell/OU=OSTP/O=EOP [OSTP])

CREATION DATE/TIME:19-MAR-1997 13:46:25.00

SUBJECT: Re: re-schedule Eastin/Doerr announcement

TO: Karen E. Skelton (CN=Karen E. Skelton/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: John B. Emerson (CN=John B. Emerson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Donald A. Baer (CN=Donald A. Baer/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Michael Cohen (CN=Michael Cohen/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Kimberly H Tilley (CN=Kimberly H Tilley/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

CC: Kevin S. Moran (CN=Kevin S. Moran/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

I am concerned that the CEOs will feel we are jerking them around. They got geared up for the Mar 24 event in California, then were told to stand down. Now we would be telling them to fly here, which would force them to abandon a day-long event with Sen. Daschle in California. I worry we would be snatching defeat from the jaws of victory if we go this direction.

Moving this at least to the next week would likely make a significant difference in CEO participation -- both in terms of how many can come and how many are on the endorsement list. Also, a number of these CEOs will be in DC the week of April 14.

Kimberly H Tilley @ OVP
03/19/97 01:06:04 PM
Record Type: Record

To: Michael Cohen/OPD/EOP
cc: See the distribution list at the bottom of this message
Subject: Re: re-schedule Eastin/Doerr announcement

If this date is not firm, I know this is something in which the VP would like to be involved. Can this be done the next week?

Michael Cohen @ EOP

03/19/97 01:04 PM

To: Karen E. Skelton/WHO/EOP @ EOP

cc: John B. Emerson/WHO/EOP @ EOP, Bruce N. Reed/OPD/EOP @ EOP, jim kohlenberger/ovp, Timothy L. Newell/OSTP/EOP @ EOP, kimberly h tilley/ovp, elaine c. kamarck/ovp

Subject: Re: re-schedule Eastin/Doerr announcement

I am awaiting a call from Delaine confirming that she will be able to come. I've alerted Jim, and I understand he's concerned that it will be difficult to get ceo's on short notice.

Message Copied

To:

Karen E. Skelton/Who/Eop

John B. Emerson/Who/Eop

Bruce N. Reed/Opd/Eop

Jim Kohlenberger/OVP @ OVP

Timothy L. Newell/Ostp/Eop

Kimberly H Tilley/OVP @ OVP

Elaine C. Kamarck/OVP @ OVP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elizabeth M. Toohey (CN=Elizabeth M. Toohey/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 15:41:35.00

SUBJECT: Kitty is ready for this meeting. Liz 6-7072

TO: ELENA (Pager) #KAGAN (ELENA (Pager) #KAGAN [UNKNOWN])

READ:UNKNOWN

TEXT:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Pauline M. Abernathy (CN=Pauline M. Abernathy/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:19-MAR-1997 16:06:29.00

SUBJECT: Interagency 0-3 group

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Carolyn A. Filak (CN=Carolyn A. Filak/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

Carrie is putting together a binder of the agency preview policy documents for you. The final documents requested in the Presiden'ts memo are due on Monday. I was thinking we should schedule an interagency meeting on Tuesday to ensure we have all the documents on Monday or Tuesday at the latest. We would give a status of the conference, the satellite conference plan, materials, and that we will develop an announcement schedule.

I would also want the Consumer Product Safety Commission to be sure to come to the next meeting as well.

What do you think?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 17:22:12.00

SUBJECT: reminder

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Pauline M. Abernathy (CN=Pauline M. Abernathy/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Christopher C. Jennings (CN=Christopher C. Jennings/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Toby Donenfeld (CN=Toby Donenfeld/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: Eric P. Goosby (CN=Eric P. Goosby/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Elizabeth Drye (CN=Elizabeth Drye/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

There will be a 12:30 Pediatric Drug Labeling meeting tomorrow, March 20 at 12:30 in the Roosevelt Room. Bill Corr from HHS and Bill Schultz from FDA will attend. Thanks.

Withdrawal/Redaction Marker

Clinton Library

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001. email	Cynthia Rice to Laura Emmett and Elena Kagan. Subject: Immigration Strategy [partial] (2 pages)	03/19/1997	P6/b(6), b(7)(C), b(7)(F)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
WHO ([Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[3/19/1997 - 3/20/1997]

2009-1006-F
ke706

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

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

RR. Document will be reviewed upon request.

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

- b(1) National security classified information [(b)(1) of the FOIA]
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- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cynthia A. Rice (CN=Cynthia A. Rice/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 19-MAR-1997 18:29:16.00

SUBJECT: Re: Immigration Strategy

TO: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP @ EOP [WHO])
READ: UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ: UNKNOWN

CC: Lyn A. Hogan (CN=Lyn A. Hogan/OU=OPD/O=EOP @ EOP [OPD])
READ: UNKNOWN

CC: Diana Fortuna (CN=Diana Fortuna/OU=OPD/O=EOP @ EOP [OPD])
READ: UNKNOWN

TEXT:

Bruce suggested we try to reschedule the 10:00 Friday HHS meeting re: bifurcation because of a conflict with an immigration meeting (see below). We need to do the HHS meeting ASAP though -- we can't push it off for more than a day or two, I think.

Elena -- since Cathy is out of the office could Laura try to reschedule the meeting at a time that works with Bruce/Elena/HHS schedules and is not between 9:30 and 12:00 Friday? Olivia Golden's assistant Arlene (401-2337) is the one to coordinate with. Here is the email Cathy sent me with the WAVES information for the attendees--

To: Cathy R. Mays
cc:
Subject: CONFIRMATION: APPT. REQUEST FOR REED, BRUCE N

FROM: WAVES OPERATIONS CENTER - ACO: (b)(7)(f), (b)(7)(c), P6/(b)(6)
Date: 03-18-1997
Time: 18:00:06

[001]

This message serves as confirmation of an appointment for the visitors listed below.

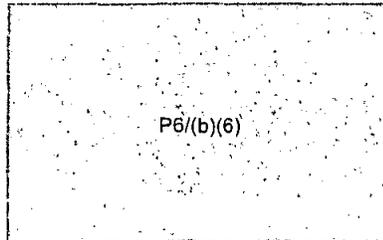
Appointment With: REED, BRUCE N
Appointment Date: 3/21/97
Appointment Time: 10:00:00 AM
Appointment Room: 211
Appointment Building: OEOB
Appointment Requested by: MAYS CATHY R.
Phone Number of Requestor: 66515
Comments:

WAVES APPOINTMENT NUMBER: U09267

If you have any questions regarding this appointment, please call the WAVES Center at 456-6742 and have the appointment number listed above available to the Access Control Officer answering your call.

TOTAL NUMBER OF NAMES SUBMITTED FOR ENTRY : 7
TOTAL NUMBER OF NAMES OF CLEARED FOR ENTRY: 7

BOURDETTE, MARY
BURTON, LAVARNE
GOLDEN, OLIVIA
MONAHAN, JOHN
ROSEWATER, ANN
SKOLFIELD, MELISSA
TARPLIN, RICH



----- Forwarded by Cynthia A. Rice/OPD/EOP on 03/19/97
06:20 PM -----

Bruce N. Reed
03/19/97 06:21:56 PM
Record Type: Record

To: Cynthia A. Rice/OPD/EOP
cc:
Subject: Re: Immigration Strategy

try to reschedule the hhs mtg

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Kathleen M. Wallman (CN=Kathleen M. Wallman/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 18:36:29.00

SUBJECT: liquor letter

TO: KAGAN_E (KAGAN_E @ A1 @ CD @ LNWTWY [EOP]) (OPD)

READ:UNKNOWN

Jonathan A. Kaplan (CN=Jonathan A. Kaplan/OU=OPD/O=EOP [OPD])

READ:UNKNOWN

TEXT:

Event has been scheduled for 4/1.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Laura Emmett (CN=Laura Emmett/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:19-MAR-1997 20:49:08.00

SUBJECT: stuff

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Your schedules are tentative but done, in the in box.

The files are away, but not completely organized yet (note I still have a couple above my desk if you are desperate to find something.

There are detailed notes about what exactly is going on

Carrie is handling Bruce's schedule and she is checking Cathy's e-mail if you have any questions

I hope all goes well. Sorry to run off just when we are getting started.
See you on Monday!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jason S. Goldberg (CN=Jason S. Goldberg/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:20-MAR-1997 08:38:28.00

SUBJECT: DAILY REPORTS TO POTUS while he is traveling

TO: BLINKEN_A (BLINKEN_A @ A1 @ CD @ LNWTWY [EOP]) (NSC)

READ:UNKNOWN

TO: Katharine Button (CN=Katharine Button/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Cameron L. Cobden (CN=Cameron L. Cobden/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Jonathan Foster (CN=Jonathan Foster/OU=OSTP/O=EOP @ EOP [OSTP])

READ:UNKNOWN

TO: Shelley N. Fidler (CN=Shelley N. Fidler/OU=CEQ/O=EOP @ EOP [CEQ])

READ:UNKNOWN

TO: Laura K. Demeo (CN=Laura K. Demeo/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: David M. Strauss (CN=David M. Strauss/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: Karin Kullman (CN=Karin Kullman/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Stephanie S. Streett (CN=Stephanie S. Streett/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Julie E. Mason (CN=Julie E. Mason/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Gordon Li (CN=Gordon Li/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Cheryl D. Mills (CN=Cheryl D. Mills/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Marjorie Tarmey (CN=Marjorie Tarmey/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Michelle Crisci (CN=Michelle Crisci/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Alison E. Bracewell (CN=Alison E. Bracewell/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Ann F. Lewis (CN=Ann F. Lewis/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Phillip Caplan (CN=Phillip Caplan/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Katherine Hubbard (CN=Katherine Hubbard/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Rebecca R. Culberson (CN=Rebecca R. Culberson/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

TO: Stacey L. Rubin (CN=Stacey L. Rubin/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Anna M. Gomez (CN=Anna M. Gomez/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Evan Ryan (CN=Evan Ryan/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Betty W. Currie (CN=Betty W. Currie/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Nancy V. Hernreich (CN=Nancy V. Hernreich/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Timothy L. Newell (CN=Timothy L. Newell/OU=OSTP/O=EOP @ EOP [OSTP])
READ:UNKNOWN

TO: Kathleen A. McGinty (CN=Kathleen A. McGinty/OU=CEQ/O=EOP @ EOP [CEQ])
READ:UNKNOWN

TO: Bob J. Nash (CN=Bob J. Nash/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Debbie B Bengtson (CN=Debbie B Bengtson/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Mary Morrison (CN=Mary Morrison/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Lori L. Anderson (CN=Lori L. Anderson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: MCHUGH_L (MCHUGH_L @ A1 @ CD @ LNGTWY [EOP]) (WHO)
READ:UNKNOWN

TO: Charles F. Ruff (CN=Charles F. Ruff/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Lee A. Satterfield (CN=Lee A. Satterfield/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: John O. Sutton (CN=John O. Sutton/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Emily Bromberg (CN=Emily Bromberg/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Eli G. Attie (CN=Eli G. Attie/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Kevin S. Moran (CN=Kevin S. Moran/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Elizabeth M. Toohey (CN=Elizabeth M. Toohey/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Stephen B. Silverman (CN=Stephen B. Silverman/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: JOLIN_M (JOLIN_M @ A1 @ CD @ LNWTWY [EOP]) (WHO)
READ:UNKNOWN

TO: Susan A. Brophy (CN=Susan A. Brophy/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Russell W. Horwitz (CN=Russell W. Horwitz/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Paul J. Weinstein Jr. (CN=Paul J. Weinstein Jr./OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Sara M. Latham (CN=Sara M. Latham/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Terri J. Tingen (CN=Terri J. Tingen/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Beverly J. Barnes (CN=Beverly J. Barnes/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Andrew J. Mayock (CN=Andrew J. Mayock/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Sylvia M. Mathews (CN=Sylvia M. Mathews/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Carole A. Parmelee (CN=Carole A. Parmelee/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Laura S. Marcus (CN=Laura S. Marcus/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Angus S. King (CN=Angus S. King/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Victoria Radd (CN=Victoria Radd/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

As discussed in this morning's COS Senior Staff Meeting, each office is responsible for submitting an update on hot issues to the POTUS by 3:00 today.

A couple of detailed BULLET POINTS will suffice for each issue.

Please e-mail or bring a disk with your report as follows:

NSC

Laura Marcus

DPC	Angus King
NEC	Jason Goldberg
Legislat	ive Angus King
CEA	Jason Goldberg
OMB	Jason Goldberg
Cabinet Affairs	Angus King
Staff Secretary	Jason Goldberg
Communications	Angus King
Intergovernmental	Andrew Mayock
Rahm Emanuel	Jason Goldberg
Doug Sosnik	Jason Goldberg
Public Liaison	Andrew Mayock
Counsels Office	Angus King
Press Office	Beverly Barnes
Scheduling	Angus King
VP Office	Andrew Mayock
Personnel	Jason Goldberg
CEQ	Angus King
OSTP	Andrew Mayock
Oval Office	Jason Goldberg
First Lady's Office	Angus King

THANKS EVERYONE.

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Phone No. (Partial) (1 page)	03/20/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
WHO ([Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[3/19/1997 - 3/20/1997]

2009-1006-F
ke706

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

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

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Eric P. Goosby (CN=Eric P. Goosby/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:20-MAR-1997 09:35:50.00

SUBJECT: Eric Goosby on WH Beeper 3/21

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Richard Socarides (CN=Richard Socarides/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

If no one has a problem with my taking Friday Afternoon off, I will do so to attend my 7 year old son's Parent-Teacher Meeting, and to play around with the rest of the day. I will attend DPC in the morning.

I can be reached on the White House beeper at all times (through the operator , #4269; or at home P6/(b)(6) [002]
I hope you all have a good weekend.

Eric

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Julie E. Mason (CN=Julie E. Mason/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:20-MAR-1997 10:05:16.00

SUBJECT:

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

Tomorrow at 10:30am EST will be the briefing for POTUS for the press conference. Mike asked to be sent any hot TPs before 10:00am tomorrow.

If anything pops up that you think Mike should have, can you please email TPs to me by 9:30am tomorrow so I have time to get it out to Helsinki?
Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Emily Bromberg (CN=Emily Bromberg/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:20-MAR-1997 11:19:55.00

SUBJECT: privatization

TO: Diana Fortuna (CN=Diana Fortuna/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TEXT:

FYI, the Governors Chiles folks are telling us that the FLA state legislature wants to privatize a la Texas. Chiles does not want to, and HHS is talking to his staff.

Automated Records Management System
Hex-Dump Conversion

March 20, 1997

MEMORANDUM FOR CHIEFS OF STAFF AND MEMBERS OF THE INTERAGENCY
WORKING GROUP ON EARLY CHILDHOOD DEVELOPMENT

FROM: Elena Kagan
Deputy Assistant to the President for Domestic Policy

SUBJECT: Interagency Working Group on Early Childhood Development and the *White House Conference on Early Childhood Development and Learning: What New Research on the Brain Tells Us About Our Youngest Children*

As you know, final agency responses to the President's February 24, 1997 memorandum to department heads requesting comprehensive lists of existing and planned agency activities supporting are youngest children are due **Monday, March 24, 1997**. Please be sure to include in your submission when each new action could be announced. We plan to make announcements before, during, and after the April 17th *White House Conference on Early Childhood Development and Learning: What New Research on the Brain Tells Us About Our Youngest Children*, and will be developing an announcement schedule based on these submissions.

The next meeting of the Interagency Working Group on Early Childhood Development will be **Tuesday, March 25 at ___ in room ___**. The meeting will cover the agency responses to the President's February 24th memo, the White House Conference, agency involvement in regional satellite conferences, and written materials that could be released in conjunction with the Conference.

We plan to issue invitations to attend the April 17 *White House Conference on Early Childhood Development and Learning* this weekend. The consolidated agency lists of suggested invitees were extremely helpful and we tried to accommodate the top priorities of the agencies that made these submissions. Space in the East Room is extremely limited and we could not invite everyone we would have liked. Please feel free to refer Congressional inquiries about the Conference to the White House Office of Legislative Affairs. Others should be asked to send their inquiries about the Conference in writing to the White House Office of Public Liaison.

To make arrangements for delivery of your agency response to the President's memorandum no later than close of business on Monday, please call Laura Emmett/Carrie Filak (?) at 456-____. [Carrie - what is the best way do handle clearance info?]

Automated Records Management System
Hex-Dump Conversion

If you have additional questions, please feel free to contact me or Pauline Abernathy with any questions. You can reach Pauline at 456-5374. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Patricia F. Lewis (CN=Patricia F. Lewis/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:20-MAR-1997 15:51:50.00

SUBJECT: Sponsorship questions

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Pauline M. Abernathy (CN=Pauline M. Abernathy/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

What's the best way to get answers to these two questions:

1. Can private sources contribute to the regional events?
2. If a private concern, like Lifetime Network, pays for materials or contributes in some other way, what exactly do we have to do? (The impression I got from our last meeting was that they are then co-sponsors; but I'm not sure what that means in the way of our taking any real action.)

Thanks.

TALKING POINTS FOR MR. BOWLES REGARDING PRODUCT LIABILITY LEGISLATION

- As you know, last year the President vetoed the product liability bill (H.R. 956) because of several concerns:
 - **First**, the bill would have interfered in an area of traditional state responsibility in a way that would have disadvantaged consumers -- it **preempted state laws, but only when the state law would have given consumers more favorable treatment** when suing to vindicate their rights. This kind of picking and choosing amounts to a one-way street of federalism, and the President could not abide it.
 - **Second**, it eliminated **joint and several liability**. The President did not agree that it was okay for the injured consumer to be left holding the bag when one of the parties responsible for the injury could not pay.
 - **Third**, the President opposed the idea of arbitrarily **capping punitive damages**.
 - **Fourth**, the President believed it was inappropriate to **shield from liability suppliers of materials for products that end up being implanted in the human body** even if they knew that the materials would cause injury.
- From the President's perspective, there are a lot of things that would need to be fixed to overcome these concerns. Some of them may be too fundamental to the proponents of the legislation to fix.
- Nevertheless, we would want to engage on the legislation to explore whether these things could be fixed. We are too early in the process to have a fully formed view about whether that's possible; it's too early, even, to say whether we are pessimistic or optimistic.

TALKING POINTS FOR MR. BOWLES REGARDING PRODUCT LIABILITY LEGISLATION

Likely purpose of Congressman Dingell's call to you: To propose that Hill staff and Administration staff set up a working group to engage in substantive discussions on product liability legislation.

Mr. Dingell is a proponent of product liability reform. He voted for the bill that came to the President last year and to override the President's veto.

Bottom line for Mr. Bowles to know: Our NEC/DPC/Counsel's Office policy process is about to send a memo to the President to see where he now is and how he wants to proceed on this subject. Until that happens, we do not know whether committing to the formal working group process that Mr. Dingell likely will propose would serve our goals. Nevertheless, it will be hard for us to say that we will not discuss the issue. Thus, in this conversation, **the desired outcome would be to agree in principle to talk without locking into a particular process.**

General talking points:

- As you know, last year the President vetoed the product liability bill (H.R. 956) because of several concerns. For example:
 - **First**, it wholly eliminated **joint and several liability for noneconomic damages**. The President did not agree that it was okay for the injured consumer to be left holding the bag when one of the parties responsible for the injury could not pay.
 - **Second**, the President opposed the idea of arbitrarily **capping punitive damages**.
- **More broadly**, the bill would have interfered in an area of traditional state responsibility in a way that would have disadvantaged consumers -- it **preempted state laws, but only when the state law would have given consumers more favorable treatment** when suing to vindicate their rights. This kind of picking and choosing amounts to a one-way street of federalism, and the President was very concerned about whether that was fair.
- From the President's perspective, there are a lot of things -- some of them quite fundamental -- that would need to be fixed to overcome these concerns.
- Nevertheless, we would want to engage on the legislation to explore whether these things could be fixed. We are too early in the process to have a fully formed view about whether that's possible; it's too early, even, to say whether we are pessimistic or optimistic.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Pauline M. Abernathy (CN=Pauline M. Abernathy/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:20-MAR-1997 18:03:51.00

SUBJECT: CoSs breakfast Tuesday

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

CC: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

In talking with Kris Balderston today, he suggested that one of us attend the CoSs breakfast Tuesday to get them fully on board on the White House conference. I think it would be helpful. Can you/do you want to do this?

TALKING POINTS FOR MR. BOWLES REGARDING PRODUCT LIABILITY LEGISLATION

Likely purpose of Congressman Dingell's call to you: To propose that Hill staff and Administration staff set up a working group to engage in substantive discussions on product liability legislation.

Mr. Dingell is a proponent of product liability reform. He voted for the bill that came to the President last year and to override the President's veto.

Bottom line for Mr. Bowles to know: Our NEC/DPC/Counsel's Office policy process, working with Legislative Affairs, is about to send a memo to the President to see where he now is and how he wants to proceed on this subject. Until that happens, we do not know whether committing to the formal working group process that Mr. Dingell likely will propose would serve our goals. Nevertheless, it will be hard for us to say that we will not discuss the issue. Thus, in this conversation, **the desired outcome would be to agree in principle to talk without locking into a particular process.**

General talking points:

- As you know, last year the President vetoed the product liability bill (H.R. 956) because of several concerns. For example:
 - **First**, it wholly eliminated **joint and several liability for noneconomic damages**. The President did not agree that it was okay for the injured consumer to be left holding the bag when one of the parties responsible for the injury could not pay.
 - **Second**, the President opposed the idea of arbitrarily **capping punitive damages**.
- **More broadly**, the bill would have interfered in an area of traditional state responsibility in a way that would have disadvantaged consumers -- it **preempted state laws, but only when the state law would have given consumers more favorable treatment** when suing to vindicate their rights. This kind of picking and choosing amounts to a one-way street of federalism, and the President was very concerned about whether that was fair.
- From the President's perspective, there are a lot of things -- some of them quite fundamental -- that would need to be fixed to overcome these concerns.
- Nevertheless, we would want to engage on the legislation to explore whether these things could be fixed. We are too early in the process to have a fully formed view about whether that's possible; it's too early, even, to say whether we are pessimistic or optimistic.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ann F. Lewis (CN=Ann F. Lewis/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:20-MAR-1997 18:03:56.00

SUBJECT: 3/29 radio address

It was the strong feeling of the Press Secretaries meeting that Easter Weekend was n

TO: MCHUGH_L (MCHUGH_L @ A1 @ CD @ LNWTWY [EOP]) (WHO)
READ:UNKNOWN

TO: Stephanie S. Streett (CN=Stephanie S. Streett/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Rahm I. Emanuel (CN=Rahm I. Emanuel/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Bruce N. Reed (CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Donald A. Baer (CN=Donald A. Baer/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Ann F. Lewis@EOP@LNWTWY@EOPMRX

CREATION DATE/TIME:20-MAR-1997 18:11:00.00

SUBJECT: 3/29 radio address

TO: MCHUGH L (MCHUGH_L@A1@CD) (WHO)
READ:20-MAR-1997 18:14:10.08

TO: Donald A. Baer (Donald A. Baer@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TO: Rahm I. Emanuel (Rahm I. Emanuel@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TO: Bruce N. Reed (Bruce N. Reed@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TO: Stephanie S. Streett (Stephanie S. Streett@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LNWTWY@EOPMRX)
READ:NOT READ

TEXT:
Message Creation Date was at 20-MAR-1997 17:41:00