

NLWJC - KAGAN

WHORM - BOX 003 - FOLDER 013

JL003

162331CU

FOIA MARKER

This is not a textual record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Collection/Record Group: Clinton Presidential Records
Subgroup/Office of Origin: Records Management - SUBJECT FILE
Series/Staff Member:
Subseries:

OA/ID Number: 17969
Scan ID: 162331CU
Document Number:

Folder Title:
WE003 JL003

Stack:	Row:	Section:	Shelf:	Position:
S	85	3	8	2

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001a. letter	From: Mary Broderick To: President Bill Clinton; RE: Address (partial) (1 page)	04/17/1996	P6/b(6)
001b. letter	From: Bill Clinton To: Mary Broderick; RE: Address (Partial) (1 page)	08/07/1996	P6/b(6)

COLLECTION:

Clinton Presidential Records
 WHORM-Subject File-General
 JL003
 OA/Box Number: 17969

FOLDER TITLE:

162331cu

2009-1006-F
db1552

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

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

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JL003

**WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET**

- O - OUTGOING
- H - INTERNAL
- I - INCOMING

Date Correspondence Received (YY/MM/DD) 96/04/17

Name of Correspondent: Mary Brudnick

MI Mail Report User Codes: (A) _____ (B) _____ (C) _____

Subject: wants PCTUS to vote the out - foreign bill

ROUTE TO:	ACTION	DISPOSITION
Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD Type of Response Code Completion Date YY/MM/DD
<u>Cell Admins</u>	ORIGINATOR	<u>96/04/17</u> <u>SR</u> <u>C</u> <u>96/04/17</u>
<u>act 21 (inf)</u>	Referral Note: <u>A</u>	<u>96/04/19</u> <u>CPDA</u> <u>A</u> <u>96/08/07</u> <u>DJ</u>
	Referral Note:	_____

	Referral Note:	_____

	Referral Note:	_____

	Referral Note:	_____

ACTION CODES:
 A - Appropriate Action I - Info Copy Only/No Action Necessary
 C - Comment/Recommendation R - Direct Reply w/Copy
 D - Draft Response S - For Signature
 F - Furnish Fact Sheet X - Interim Reply
 to be used as Enclosure

DISPOSITION CODES:
 A - Answered C - Completed
 B - Non-Special Referral S - Suspended

FOR OUTGOING CORRESPONDENCE:
 Type of Response = Initials of Signer
 Code = "A"
 Completion Date = Date of Outgoing

Comments: _____

SCANNED

Keep this worksheet attached to the original incoming letter.
 Send all routing updates to Central Reference (Room 75, OEOB).
 Always return completed correspondence record to Central Files.
 Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

RECORDS MANAGEMENT ONLY

CLASSIFICATION SECTION

No. of Additional Correspondents: _____ Media: _____ Individual Codes: _____

Prime Subject Code: _____ Secondary Subject Codes: _____

PRESIDENTIAL REPLY

Code	Date	Comment	Form
C	_____	Time: _____	P- _____
DSP	_____	Time: _____	Media: _____

SIGNATURE CODES:

- CPn** - Presidential Correspondence
 - n - 0 - Unknown
 - n - 1 - William J. Clinton
 - n - 2 - Bill Clinton
 - n - 3 - Bill
- CLn** - First Lady 's Correspondence
 - n - 1 - Hillary Rodham Clinton
 - n - 2 - Hillary Clinton
 - n - 3 - Hillary
 - n - 4 - Mrs. Hillary Clinton
- CBn** - Presidential & First Lady's Correspondence
 - n - 1 - Hillary & Bill Clinton
 - n - 2 - Hillary & Bill

MEDIA CODES:

- B** - Box/package
- C** - Copy
- D** - Official document
- F** - FAX
- G** - Message
- H** - Handcarried
- L** - Letter
- M** - Mailgram
- O** - Memo
- P** - Photo
- R** - Report
- S** - Sealed
- T** - Telegram
- V** - Telephone
- X** - Miscellaneous
- Y** - Study

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Mary M. Broderick

P6/(b)(6)

10233100

[001a]

April 17, 1996

President Bill Clinton
c/o Cris Cerf, Deputy Counsel
The White House
1600 Pennsylvania Avenue, NW
Washington, DC 20500

Via Facsimile

Dear President Clinton:

I am writing to urge you to veto the anti-terrorism bill that the House and Senate are poised to pass this week. It is inconceivable to me that you would consider signing a bill that would all but eliminate Federal review of wrongful state court convictions and sentences.

The names of those who have been wrongfully imprisoned or sentenced to death in state courts speak loudly for the importance of preserving meaningful Federal review of state court decisions. There are many victims of lying witnesses; lying and/or racist prosecutors; racist, corrupt, politically motivated, or honest but mistaken judges; and incompetent lawyers who would be languishing in prison or buried in the earth, but for the intervention of the Federal courts. Among them are Rubin "Hurricane" Carter, Joseph Green Brown, Randall Dale Adams (whose story was told in The Thin Blue Line), Frederico Martinez-Macias, Gary Nelson, Kirk Bloodsworth, James Richardson, Clarence Brandley, Walter McMillian, Jimmy Landano and Sonia Jacobs.

Doesn't it give you pause that the major proponent of habeas restrictions is Strom Thurmond, who is waiting for your signature on the bill to finally celebrate the return of the good ole days of states' rights?

And how ironic if your approval of this bill would help the Republicans keep the California Governor's office by ensuring Dan Lungren's election.

The protections afforded by meaningful Federal court review of state court convictions and sentences are one of the features of American democracy envied in countries where the government can imprison or kill people at will.

I urge you to veto the anti-terrorism legislation, and save habeas corpus.

Sincerely,



Mary M. Broderick

Enc.

Playing Politics With Executions

LATimes 4/17/96

Limits on death row appeals should be removed from bill

Just days before the sad anniversary of last year's horrendous Oklahoma City bombing, Congress seems finally intent on passing anti-terrorism legislation. Tougher measures, such as some of the provisions in this bill, are indeed needed to thwart terrorist activities in the United States. But Congress would have a better bill if it removed from it limitations on the ability of death row inmates to appeal their sentences. Opportunistic legislators have engaged in political gamesmanship on this issue.

President Clinton is pressing the Republican-controlled Congress to support the legislation. But the GOP is taking advantage of the situation to include curbs on habeas corpus appeals in the bill. The GOP knows that Clinton is not likely to veto the legislation even if it contains the appeals amendments. But a responsible Congress would strip away these provisions.

The proposed habeas corpus amendments will have far greater and more troubling ramifications than clauses in the bill applying strictly to terrorism. Supporters say they would end what they regard as endless, frivolous appeals by convicted killers and speed their executions.

The capital punishment appeals process can certainly be lengthy, but speed is not its object. The process is designed to ensure that the state does not mistakenly execute an innocent man.

Habeas corpus reform has already gone far enough. The Supreme Court, in a series of decisions in recent years, has limited the number of federal habeas corpus petitions that death row inmates can bring. Further curbs by Congress threaten to affect the balance between the state's interest in determining the guilt of defendants and the right of each defendant to a fair trial, tipping it toward the state.

The main provisions of the anti-terrorism legislation would expand the ability of federal law enforcement authorities to tap telephone conversations by suspected terrorists and to mark—or "tag"—at least some explosives that can be used in bombs, which would make tracing the source easier. Congress wants to pass the legislation by Friday, the first anniversary of the massive explosion that killed 168 people at the Alfred P. Murrah Federal Building. The country needs a narrow, thoughtfully drawn anti-terrorism bill, free of political machinations on the death penalty. It is not too late for the GOP to get the message.

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[001b]

August 7, 1996

Ms. Mary M. Broderick

P6/(b)(6)

Dear Mary:

Thank you very much for your letter concerning the habeas corpus provisions contained in the new anti-terrorism law.

I have long sought a balanced approach to streamline federal appeals for convicted criminals sentenced to the death penalty. I believe, however, that the new provisions achieve finality and fairness while preserving the full scope of habeas review so that it can continue to serve its historic function as the last protection against wrongful conviction.

I understand your concern that certain provisions in the law could be read as undercutting meaningful federal habeas corpus review. I am confident, however, that the federal courts will interpret these provisions to preserve independent review of federal legal claims and the bedrock constitutional principle of an independent judiciary. It is on that basis that I signed the bill.

I appreciate having your perspective on this matter. As my Administration continues working to meet the challenges facing our nation, I'm grateful for your involvement.

Sincerely, **BILL CLINTON** A

BC/JB/DWB/ckb
(6.habeas)

(Corres. #2989153)

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