Extent

479 folders, approximately 33,041 pages

Summary

This collection consists of material related to President Clinton’s use of executive clemency, which includes both pardons and commutations of sentence. The collection contains correspondence, reports, and tables regarding the DOJ's recommendation to grant or deny executive clemency. Correspondence and petitions from the public advocate for the pardon of specific petitioners, namely convicted spy Jonathan Pollard.

Scope and Content Note

The materials in FOIA 2006-1704-F (Segment 2) are a selective body of documents responsive to the topic of the FOIA. Researchers should consult the archivist about related material. This collection contains material regarding President Clinton and executive clemency. Executive clemency is a broad term which refers to the President’s constitutional power to exercise leniency toward applicants who have committed federal crimes. Pardons and commutations of sentence are two different forms of executive clemency. The President generally grants a pardon when the applicants accepts responsibility for the crime and has established good conduct after sentenced. Pardons do not imply innocence. Pardons can allow for applicants to vote or sit on a jury, increased employment opportunities, and a change in deportation status. When the President grants a commutation of sentence, the sentence is totally reduced or partially reduced. The applicant must have started serving the sentence and not be challenging the conviction in the courts. Commutation of sentence does not change the conviction status, imply innocence, or remove civic issues associated with criminal conviction. Once commutation is granted, an applicant may be released from part of his or her financial obligations that were imposed as part of the sentence. Commutations have no effect on

immigration status. During the Clinton Administration, pardon applications were processed by the Department of Justice (DOJ). After reviewing all relevant information on the applicant, the DOJ's Pardon Attorney, Deputy Attorney General, and/or Acting Deputy Attorney General made the recommendations to grant or deny executive clemency to President Clinton. Margaret Love served as the Pardon Attorney from 1990 to 1997. Philip Heyman was Deputy Attorney General from 1993 to 1994, Jamie Gorelick was Deputy Attorney General from 1994 to 1997, and Eric Holder served as Deputy Attorney General from 1997 to 2001. Also, Irvin Nathan served as Principal Associate Deputy Attorney General from 1993 to 1994. The DOJ's recommendation to grant or deny executive clemency was primarily documented in correspondence, reports, and tables sent to the White House. Redacted information in these reports and tables includes personal information concerning crimes committed as a juvenile, private testimony as an informant, presentence investigation reports, incident reports while incarcerated, and the details of background investigations. Many redactions in these materials also concern medical issues and Personally Identifiable Information (PII). The collection also contains correspondence and petitions from concerned members of the public advocating for executive clemency for specific applicants, namely Jonathan Pollard. For a list of pardoned individuals and offenses, see the DOJ's "Pardons Granted by President William J. Clinton (1993-2001)" webpage.

Record Type

Textual

System of Arrangement

Records that are responsive to this FOIA request were found in these collection areas—Clinton Presidential Records: White House Staff and Office Files. Staff and Office files were maintained at the folder level by staff members within their individual offices and document all levels of administration activity. Staff and Office files are processed at the folder level, that is, individual documents are not selected and removed from a folder for processing. While this method maintains folder integrity, it frequently results in the incidental processing of documents that are not wholly responsive to the subject area.

Access

Collection is open to all researchers. Access to Clinton Presidential Records is governed by the Presidential Records Act (PRA) (44 U.S.C. Chapter 22, as amended) and the Freedom of Information Act (FOIA) (5 U.S.C. 552, as amended) and therefore records may be restricted in whole or in part in accordance with legal exemptions.

Copyright

Documents in this collection that were prepared by officials of the United States government as part of their official duties are in the public domain. Researchers are advised to consult the copyright law of the United States (17 U.S.C. Chapter 1) which governs the making of photocopies or other reproductions of copyrighted material.

Provenance

Official records of William Jefferson Clinton’s presidency are housed at the Clinton Presidential Library and administered by the National Archives and Records Administration (NARA) under the provisions of the Presidential Records Act (PRA).

Processed by

Staff Archivist, 2017. Previously restricted materials are added as they are released.

Last Modified Date

2017-09-19

Container List

The following is a list of documents and folders processed in response to 2006-1704-F (Segment 2):

Box 1

Clinton Presidential Records: White House Staff and Office Files

Counsel's Office

Vicki, Divoll

Dale Crabtree – Commutation Denial [1] [OA/ID 6181]

Dale Crabtree – Commutation Denial [2] [OA/ID 6181]

[Executive Clemency Proclamations – Leonard Peltier] [1] [OA/ID 6181]

[Executive Clemency Proclamations – Leonard Peltier] [2] [OA/ID 6181]

[Krikava, Ernest Commutation Petition] [OA/ID 6181]

Krikava – [Executive Clemency Corr.] [1] [OA/ID 6181]

Krikava – [Executive Clemency Corr.] [2] [OA/ID 6181]

Krikava – Presidential Records [1] [OA/ID 6181]

Box 2

Krikava – Presidential Records [2] [OA/ID 6181]

[Leonard Peltier – Executive Clemency Petitions] [OA/ID 6181]

[Letters on Behalf of Dale Crabtree for Presidential Commutation] [manila envelope] [OA/ID 6186]

[Loose Materials re: Executive Clemency] [unfoldered] [1] [OA/ID 6185]

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[Loose Materials re: Executive Clemency for Dale Crabtree] [unfoldered] [OA/ID 6186]

[Loose Materials re: Memoranda from Department of Justice Regarding Executive Clemency Requests] [unfoldered] [1] [OA/ID 6183]

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[Memoranda Regarding Executive Clemency] [1] [OA/ID 6186]
[Memoranda Regarding Executive Clemency] [2] [OA/ID 6186]
[Memoranda Regarding Executive Clemency] [3] [OA/ID 6186]
Palacios – Johnny Palacios [Commute] Petition [OA/ID 6181]
Box 6
Pardon – Woodward, Bobby [Ray] [OA/ID 6181]
[Pending Congressional Correspondence / Other VIP Correspondence] [OA/ID 6186]
[Pending Denials – May 1 Denied] [1] [OA/ID 6186]
[Pending Denials – May 1 Denied] [2] [OA/ID 6186]
[Petition for Commutation of Sentence for Freeman Dale Crabtree] [Binder] [1] [OA/ID 6186]
[Petition for Commutation of Sentence for Freeman Dale Crabtree] [Binder] [2] [OA/ID 6186]
[Petition for Commutation of Sentence for Freeman Dale Crabtree] [Binder] [3] [OA/ID 6186]
[Petition for Commutation of Sentence for Freeman Dale Crabtree] [Binder] [4] [OA/ID 6186]
Port Chicago Mutiny [OA/ID 6181]

Box 7
Port Chicago: [Pardon Regulations] [OA/ID 6181]
[Recommended Denials of Executive Clemency] [OA/ID 6185]
Susan B. Anthony: [Pardon Correspondence] [OA/ID 6184]
Susan B. Anthony: [Pardon Research] [1] [OA/ID 6184]
Susan B. Anthony: [Pardon Research] [2] [OA/ID 6184]
Taggerts [James & David] [OA/ID 6181]
[Walk of Justice ’94 – Correspondence] [OA/ID 6181]
[Walk of Justice Peltier Clemency Petitions] [OA/ID 6181]
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[Jonathan Pollard Petitions] [Folder 1] [1] [OA/ID 2420]
[Jonathan Pollard Petitions] [Folder 1] [2] [OA/ID 2420]
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Archie Schaeffer: [Court Documents] [2] [OA/ID 20650]
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Archie Schaeffer: [Sentencing] [OA/ID 20650]
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Clemency Petition of Rose M. Gallagher [3] [OA/ID 10547]
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Kemba Smith [OA/ID 20650]
Misc. [Miscellaneous] Pardon Materials [1] [OA/ID 21523]

Misc. [Miscellaneous] Pardon Materials [2] [OA/ID 21523]
Misc. [Miscellaneous] Pardon Materials [3] [OA/ID 21523]
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Misc. [Miscellaneous] Pardon Materials: Pardons / Clemency Requests Hammer Case [OA/ID 21524]
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Pardon/Clemency [Folder 1]: Pardons/Clemency Issues – Ari Merretzzon [OA/ID 21522]
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Pardon/Clemency [Folder 2]: Pardons/Clemency Issues – Jeff Sudikoff [OA/ID 21522]
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Pardon – Jack Bennett [3] [OA/ID 21523]
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