

The original documents are located in Box 31, folder “Nixon - Papers Nixon Attorneys Correspondence (2)” of the Philip Buchen Files at the Gerald R. Ford Presidential Library.

Copyright Notice

The copyright law of the United States (Title 17, United States Code) governs the making of photocopies or other reproductions of copyrighted material. Gerald R. Ford donated to the United States of America his copyrights in all of his unpublished writings in National Archives collections. Works prepared by U.S. Government employees as part of their official duties are in the public domain. The copyrights to materials written by other individuals or organizations are presumed to remain with them. If you think any of the information displayed in the PDF is subject to a valid copyright claim, please contact the Gerald R. Ford Presidential Library.

For Bill Casselman
to review and keep
in his files.



WATERGATE SPECIAL PROSECUTION FORCE
United States Department of Justice
1425 K Street, N.W.
Washington, D.C. 20005

December 5, 1974

R. Stan Mortenson, Esq.
Miller, Cassidy, Larroca &
Lewin
1320 19th Street, N.W.
Washington, D. C. 20036

Dear Mr. Mortenson:

This is to notify you that I have transmitted a copy of your letter of November 22, 1974, to John W. Dean, III. I have requested that Mr. Dean notify me when he has complied with your request that he return to the Secret Service the copies of his materials that he received during the review of his White House files.

Sincerely,

Peter M. Kreindler
PETER M. KREINDLER
Counsel to the Special
Prosecutor

cc: Judge Charles R. Richey
Jeffrey F. Axelrad, Esq.
Robert E. Herzstein, Esq.
William A. Dobrovir, Esq.
John H. F. Shattuck, Esq.
Thaddeus Holt, Esq.
Hon. Elizabeth Holtzman



UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES W. McCORD, JR.,

Plaintiff,

v.

GERALD R. FORD, et al.,

Defendants.

Civil Action No. 74-1386

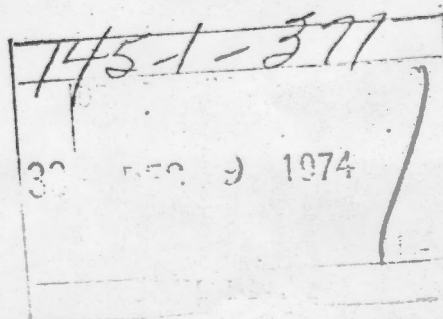
ORDER

Upon consideration of Plaintiff's Motion for an
Extention of Time to Respond to the Defendants' Motion to Dismiss,
it is, by the Court, this 6th day of December, 1974,

ORDERED, that the Plaintiff shall file with the Court
a response to the Motion to Dismiss on or before the close of business
on or before December 23, 1974.



Charles R. Richey
Charles R. Richey
United States District Judge



James F. Davey
FILED
DEC 6 1974
JAMES F. DAVEY, Clerk
RECEIVED
DEC 7 9 40 AM '74
DEPT. OF JUSTICE
MAIL ROOM
ORCA

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

RICHARD M. NIXON,

Plaintiff,

v.

ARTHUR F. SAMPSON, et al.,

Defendants.

and

THE REPORTERS COMMITTEE FOR
FREEDOM OF THE PRESS, et al,

Plaintiffs,

v.

ARTHUR F. SAMPSON, et al.,

Defendants.

and

LILLIAN HELLMAN, et al.,

Plaintiffs,

v.

ARTHUR F. SAMPSON, et al.,

Defendants.

RECEIVED:
DEC 7 9 40 AM '74
Civil Action No. 74-1518
DEPT. OF JUSTICE
MAIL ROOM
OROM

FILED
DEC 6 1974

JAMES F. DAVEY, Clerk

Civil Action No. 74-1533

Civil Action No. 74-1551

ADDENDUM TO ORDER OF DECEMBER 5, 1974

It is, by the Court, this 6th day of December, 1974,

FURTHER ORDERED, that all requested memoranda shall not exceed fifteen (15) pages, shall conform to the local rules as to pleadings, and shall be served on all parties, including intervenors, and amici, and further, that copies shall be submitted to Chambers on the date set for filing by Order of December 5, 1974.

Charles R. Richey

Charles R. Richey
United States District Judge

145-1-371
DEPARTMENT

DEC 3 1974

Dec. 12, 1974

To: Jerry Jones

From: Phil Buchen

**For your information --
process should be completed
by the middle of next week.**



Eval

Send "FY0" copy to Jerry
Jones, with advise that
process should be completed
by middle of next week.

R.



THE WHITE HOUSE

WASHINGTON

December 11, 1974

MEMORANDUM FOR:

THOMAS P. WOLF

Special Assistant to the Administrator
General Services Administration

FROM:

PHILIP W. BUCHEN *P.W.B.*

Counsel to the President

Referencing your memorandum to me dated December 11, 1974, I hereby approve Mr. Miller's request to segregate the approximately sixty-nine boxes of pre-and post-resignation mail addressed to former President Nixon and to deliver to an agent of Mr. Nixon, any post-resignation mail. I also waive my right to be present or have an agent present during this segregation process. However, I specifically reserve the option to have an agent designated by William E. Casselman, II, present when this post-resignation mail is to be provided to Mr. Nixon's agent, as well as to inspect such mail prior to presentation, and I request therefore that you notify me when this is to take place.

THE WHITE HOUSE

WASHINGTON

December 20, 1974

MEMORANDUM FOR:

KENNETH R. COLE

FROM:

PHILIP W. BUCHEN

P.W.B.

Referencing your letter to me of November 25, 1974, requesting access to certain materials contained in your former office files relating to the subject of ongoing criminal investigations, counsel for former President Nixon have refused to consent to this access. I am, therefore, unable to allow your request. The Watergate Special Prosecution Force has been notified accordingly by my office.



THE WHITE HOUSE
WASHINGTON

Eva,

The original has gone to
Mr. Casselman; I sent a copy to
Mr. Buchen ~~with~~ the package on
Friday, a copy is in the file on
Mr. Buchen's desk; and this is
your copy.

Eleanor



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
1320 19TH STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20036

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
THOMAS D. ROWE, JR.
A. RAYMOND RANDOLPH, JR.
R. STAN MORTENSON

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
OF COUNSEL

December 23, 1974

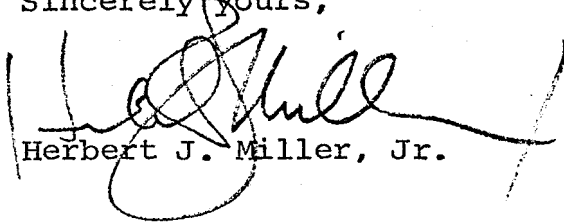
Mr. Philip W. Buchen
Counsel to the President
The White House
Washington, D. C.

Dear Mr. Buchen:

This letter will serve to confirm in writing the oral communication between Mr. Mortenson of this office and Mr. Casselman of your staff in which we, as counsel to former President Richard Nixon, revoked, as of Friday, December 20, 1974, all presently outstanding authorizations we have given for access to Mr. Nixon's Presidential Materials relating to the period January 20, 1969, to August 9, 1974. We have determined to take this action in conjunction with the suit filed December 20, 1974, on behalf of Mr. Nixon, seeking to enjoin enforcement of PL 93-526, the "Presidential Recordings and Materials Preservation Act."

We will continue to consider requests for access, but any persons currently having access under previously granted authorizations must now renew their requests.

Sincerely yours,


Herbert J. Miller, Jr.



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
1320 19TH STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20036

AREA CODE 202
TELEPHONE 293-6400

*copy to
Casselman
orig in office*

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
THOMAS D. ROWE, JR.
A. RAYMOND RANDOLPH, JR.
R. STAN MORTENSON

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
OF COUNSEL

December 23, 1974

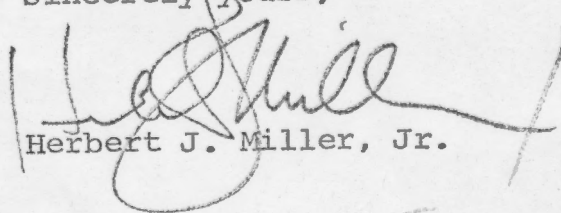
Mr. Philip W. Buchen
Counsel to the President
The White House
Washington, D. C.

Dear Mr. Buchen:

This letter will serve to confirm in writing the oral communication between Mr. Mortenson of this office and Mr. Casselman of your staff in which we, as counsel to former President Richard Nixon, revoked, as of Friday, December 20, 1974, all presently outstanding authorizations we have given for access to Mr. Nixon's Presidential Materials relating to the period January 20, 1969, to August 9, 1974. We have determined to take this action in conjunction with the suit filed December 20, 1974, on behalf of Mr. Nixon, seeking to enjoin enforcement of PL 93-526, the "Presidential Recordings and Materials Preservation Act."

We will continue to consider requests for access, but any persons currently having access under previously granted authorizations must now renew their requests.

Sincerely yours,


Herbert J. Miller, Jr.



THE WHITE HOUSE

WASHINGTON

January 3, 1975

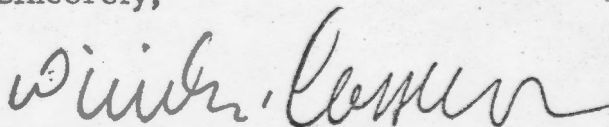
Dear Mr. Mortenson:

This is in reference to Mr. Miller's letter to Mr. Buchen of December 23, 1974, confirming the revocation, effective December 20, 1974, of "all presently outstanding authorizations for access to Mr. Nixon's Presidential materials relating to the period January 20, 1969, to August 9, 1974." Mr. Miller's letter further states that his office will "continue to consider requests for access."

Accordingly, Mr. Kenneth R. Cole, Jr., a member of the White House staff, has renewed his request for access to his files, which are presently part of the above-referenced Presidential materials, in connection with investigations relating to Mr. Nixon's tax returns. This request had previously been communicated to Mr. Miller by Mr. Buchen in a letter dated November 26, 1974. In a telephone conversation on December 20, 1974, you advised me that you intended to deny this request. Similarly, Mr. Henry C. Cashen, a former White House staff member, has also requested access to his files for the same purposes as Mr. Cole. Both of these requests are made pursuant to the Order of the United States District Court for the District of Columbia, as amended, entered on October 21, 1974, in Nixon v. Sampson, et al., C.A. No. 74-1518.

We would appreciate your formally advising us as to whether you consent to the above-referenced access requests.

Sincerely,



William E. Casselman II
Counsel to the President

R. Stan Mortenson, Esq.
Miller, Cassidy, Larroca & Lewin
1320 19th Street, N.W. Suite 500
Washington, D.C. 20036

cc: Honorable Charles R. Richey
Honorable Henry S. Ruth, Jr.

bcc: Phil Buchen ✓
Carl Feldbaum (w/ 12-23 ltr)



THE WHITE HOUSE

WASHINGTON

January 6, 1975

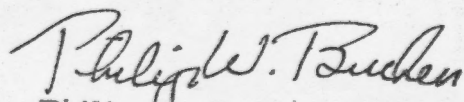
Dear Mr. Miller:

Attached is a copy of a letter from the Special Prosecutor to me dated December 26, 1974, requesting certain entry records which were maintained by the Executive Protective Service and are now located in Room 414 of the Old Executive Office Building.

It appears unclear whether these materials are "Presidential materials of the Nixon Administration," subject to Judge Richey's Order of October 22, 1974, in Nixon v. Sampson, et al., C.A. No. 74-1518. Nevertheless, that Order provides that the Court's "injunction shall not serve as a bar to the production of said materials pursuant to . . . requests by the Special Prosecutor." Accordingly, this office intends to comply with Mr. Ruth's request.

This is to advise you that a search of these records for purposes of compliance will begin at 9:30 a.m. on Wednesday, January 8, 1975. Pursuant to the above-referenced Order, you or your agent are hereby invited to be present and to assist in the conduct of this search.

Sincerely,



Philip W. Buchen
Counsel to the President

Herbert J. Miller, Jr., Esq.
Miller, Cassidy, Larroca & Lewin
1320 19th Street, N.W. Suite 500
Washington, D.C. 20036

Enclosure

cc: Honorable Henry S. Ruth



1/7/75
has been
sent

THE WHITE HOUSE
WASHINGTON

See that Ken Cole
gets copy of this
letter.
P.



THE WHITE HOUSE
WASHINGTON

January 3, 1975

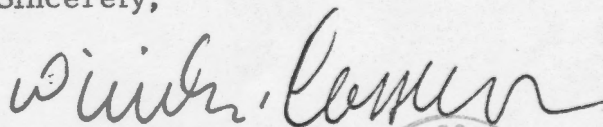
Dear Mr. Mortenson:

This is in reference to Mr. Miller's letter to Mr. Buchen of December 23, 1974, confirming the revocation, effective December 20, 1974, of "all presently outstanding authorizations for access to Mr. Nixon's Presidential materials relating to the period January 20, 1969, to August 9, 1974." Mr. Miller's letter further states that his office will "continue to consider requests for access."

Accordingly, Mr. Kenneth R. Cole, Jr., a member of the White House staff, has renewed his request for access to his files, which are presently part of the above-referenced Presidential materials, in connection with investigations relating to Mr. Nixon's tax returns. This request had previously been communicated to Mr. Miller by Mr. Buchen in a letter dated November 26, 1974. In a telephone conversation on December 20, 1974, you advised me that you intended to deny this request. Similarly, Mr. Henry C. Cashen, a former White House staff member, has also requested access to his files for the same purposes as Mr. Cole. Both of these requests are made pursuant to the Order of the United States District Court for the District of Columbia, as amended, entered on October 21, 1974, in Nixon v. Sampson, et al., C.A. No. 74-1518.

We would appreciate your formally advising us as to whether you consent to the above-referenced access requests.

Sincerely,



William E. Casselman II
Counsel to the President



R. Stan Mortenson, Esq.
Miller, Cassidy, Larroca & Lewin
1320 19th Street, N.W. Suite 500
Washington, D.C. 20036

cc: Honorable Charles R. Richey
Honorable Henry S. Ruth, Jr.

bcc: Phil Buchen ✓
Carl Feldbaum (w/ 12-23 ltr)

Duplicating

LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
1920 19TH STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20036

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
THOMAS D. ROWE, JR.
A. RAYMOND RANDOLPH, JR.
R. STAN MORTENSON

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
OF COUNSEL

January 14, 1975

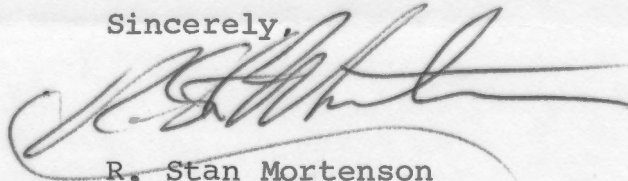
Mr. Philip W. Buchen
Counsel to the President
The White House
Washington, D. C.

Dear Mr. Buchen:

I have received a request from Mr. Henry Ruth for production of certain tape recorded conversations included among the recordings of presidential conversations made during former President Nixon's term in office. Mr. Ruth believes that these requested conversations may be relevant to a criminal prosecution within his jurisdiction. I have enclosed a copy of Mr. Ruth's letter which describes the conversations in question.

To facilitate my review of the recordings, I request that you or your agents locate the specific reels corresponding to the dates of the conversations requested. Having located those reels, I will work with Mr. Casselman and Mr. Roth to arrange for their duplication.

Sincerely,



R. Stan Mortenson

cc: Mr. Casselman
Mr. Roth

Enclosure
Hand Deliver



-1
-16

WATERGATE SPECIAL PROSECUTION FORCE
United States Department of Justice
1425 K Street, N.W.
Washington, D.C. 20005

January 9, 1975

HAND DELIVER

Herbert J. Miller, Jr., Esq.
1320 19th Street, N.W.
Suite 500
Washington, D.C. 20036

Dear Mr. Miller:

This letter is to confirm the request made to you this morning by Mr. Sale for access to certain tape recordings of conversations between Mr. Nixon and his aides in connection with the trial in United States v. Connally, D.D.C. 74-440. This request is made pursuant to the temporary restraining order issued by Judge Richey in Nixon v. Sampson and consolidated cases. Copies of the tape recordings of the following conversations, which we have reason to believe are relevant to the presentation of the prosecution's case in United States v. Connally, are requested.

All tapes and other electronic and/or mechanical recordings or reproductions, and any memoranda, papers, transcripts, and other writings, relating to the following conversations to the extent that these conversations in any way involve the milk-price support decisions announced on March 12 and March 25, 1971, any aspect of an antitrust suit eventually commenced by the Department of Justice against the Associated Milk Producers, Inc. and/or contributions received or expected to be received from any milk producers group, and requests concerning the possible indictment of E. Jake Jacobsen by the United States Department of Justice:

- a. A meeting between John B. Connally and Richard M. Nixon beginning at or about 2:30 p.m. on March 16, 1971;
- b. A telephone conversation between John B. Connally and Richard M. Nixon beginning at or about 11:35 a.m. on March 18, 1971;
- c. A meeting between John B. Connally and Richard M. Nixon beginning at or about 6:20 p.m. on March 18, 1971;



d. A telephone conversation between Richard M. Nixon and John B. Connally on March 20, 1971;

e. A telephone conversation between John B. Connally and Richard M. Nixon on March 22, 1971;

f. A telephone conversation between John B. Connally and Richard M. Nixon on March 23, 1971, from 10:16 to 10:19 a.m.;

g. A meeting among Richard M. Nixon, John Ehrlichman, John B. Connally, Clifford Hardin, John Whitaker, George Shultz, J. Phil Campbell, and Donald Rice on March 23, 1971, from 5:05 to 5:35 p.m., including a meeting at the conclusion thereof between Richard M. Nixon and John B. Connally;

h. A meeting on September 11, 1972 in the Oval Office among Richard M. Nixon, H. R. Haldeman and Charles Colson from 5:25 to 6:11 p.m.;

i. A meeting on September 12, 1972 in the Oval Office among Richard M. Nixon, H. R. Haldeman, Charles Colson from 11:04 to 12:00 p.m.;

j. A meeting on September 22, 1972 in the Oval Office among Richard M. Nixon, H. R. Haldeman, Charles Colson from 8:58 to 9:08 a.m.;

k. A portion of a meeting on October 10, 1972 in the Oval Office among Richard M. Nixon, H.R. Haldeman, Charles Colson from 11:14 to 11:53 a.m.;

l. A meeting on October 27, 1972 in the Oval Office among Richard M. Nixon, H. R. Haldeman, Charles Colson from 9:55 to 11:05 a.m.;

m. A meeting on October 28, 1972 in the Oval Office among Richard M. Nixon, H. R. Haldeman, Charles Colson from 10:15 to 10:26 a.m.; and

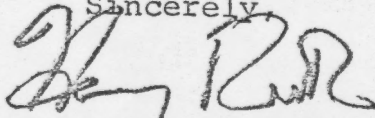
n. A meeting on October 29, 1972 in the Oval Office among Richard M. Nixon, H. R. Haldeman, Charles Colson from 10:30 to 10:55 am.

As Mr. Sale informed you, we already have copies of items f and g (except for the Nixon-Connally conversation) but we request that the originals be kept available for trial and that we be given access to more audible copies so that the accuracy of our transcripts can be insured.



The Connally trial has been set down for March 26, 1975, and Chief Judge Hart has requested the parties to try to resolve informally any problems concerning Presidential tapes. A pre-trial conference has been scheduled for January 17, 1975. It is my understanding that you will be leaving town on Saturday and that you have stated that this matter can be resolved before you leave.

Sincerely,

A handwritten signature in dark ink, appearing to read "H. S. Ruth, Jr.", written in a cursive style.

HENRY S. RUTH, JR.
Special Prosecutor



THE WHITE HOUSE
WASHINGTON

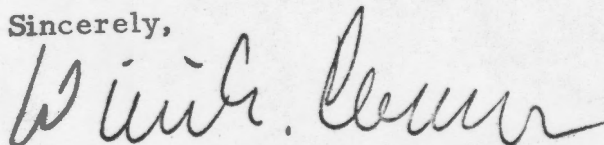
January 15, 1975

Dear Mr. Cole:

This is to confirm our telephone conversation of last week in which I informed you that Mr. R. Stan Mortenson, attorney for former President Nixon, was unable to consent to your request for access to certain files maintained by you while a member of the White House staff. For your records, I am enclosing a copy of the letter from Mr. Mortenson to me stating his position.

As I indicated to you, Mr. Mortenson has further advised me that he has requested the Special Prosecutor to inform him directly of the nature of this particular investigation. Until he receives a response from the Special Prosecutor, he will be unable to consent to your request.

Sincerely,



William E. Casselman II
Counsel to the President

Mr. Kenneth R. Cole, Jr.
5101 Baltan Road
Bethesda, Maryland 20034

Enclosure

bcc: Phil Buchen



Wednesday 5/7/75

Meeting
5/8/75
11 a.m.

10:50 Bill Cassekman is scheduling the meeting
for Herb Miller, et al., for tomorrow (Thursday 5/8)
at 11 a.m.



THE WHITE HOUSE

WASHINGTON

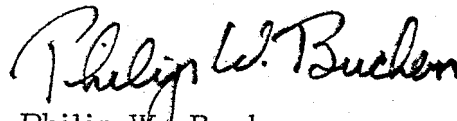
May 30, 1975

Dear Mr. Miller:

In accordance with a request from Mr. Henry S. Ruth, Jr., the Special Prosecutor, the United States Secret Service undertook a review of their logs for Rooms 84 and 522 of the Old Executive Office Building for the purpose of identifying any files that may have been removed from these rooms and not subsequently returned during the period February 26, 1974, through August 9, 1974.

The Secret Service has recently completed this project and has provided to my office the attached memorandum and supporting materials. In accordance with Mr. Ruth's letter to me dated April 14, 1975, these items are provided to you for your review and subsequent delivery to the Special Prosecutor.

Sincerely,

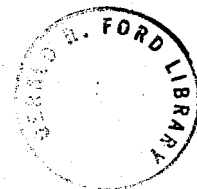


Philip W. Buchen
Counsel to the President

Mr. Herbert J. Miller, Jr.
Miller, Cassidy, Larroca & Lewin
2555 - M Street, N.W. - Suite 500
Washington, D.C. 20037

Enclosures

cc: Honorable Henry S. Ruth, Jr.
(W/O Enclosures)



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
THOMAS D. ROWE, JR.
R. STAN MORTENSON
THOMAS B. CARR

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
OF COUNSEL

September 9, 1975

*maxim
paper*

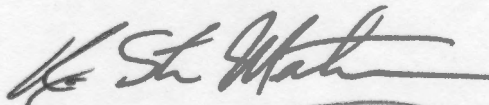
Philip W. Buchen, Esquire
Counsel to the President
The White House
Washington, D. C.

Re: United States v. Frank DeMarco, Jr.,
Criminal Nos. 75-1129, 75-1188 (C.D. Calif.)
United States v. Ralph G. Newman,
Criminal Nos. 75 Cr. 443, 75 Cr. 508
(N.D. Ill.)

Dear Mr. Buchen:

I have received a copy of the letter from Jay Horowitz, Assistant Special Prosecutor, dated September 9, 1975, in which he requests production of certain travel vouchers previously located and reviewed by Mr. Larroca of this office. This is to inform you that we do not object to that production in accordance with the procedures previously followed.

Sincerely yours,


R. Stan Mortenson

cc: Thomas P. Wolf
RSM/dep



*Nixon
papers*

THE WHITE HOUSE
WASHINGTON

November 10, 1975

Re: Reporters Committee for Freedom
of the Press, et al. v. American
Telephone and Telegraph Company,
et al., D.D.C., C.A. No. 74-1889.

Dear Mr. Miller:

The enclosed request from the Department of Justice requiring access to the "Presidential materials of the Nixon Administration" for the purpose of complying with discovery demands in the above-captioned action is self-explanatory.

In accordance with the Order of the United States District Court for the District of Columbia, entered October 21, 1974, as amended, in Nixon v. Sampson, et al., C.A. No. 74-1518, this is to request your consent to our access to the Nixon Presidential materials for the purpose of complying with this request. Due to the nearness of the hearing in this matter, as prompt a response as is feasible would be appreciated.

Sincerely,

Philip W. Buchen
Philip W. Buchen
Counsel to the President

Mr. Herbert J. Miller
Miller, Cassidy, Larroca & Lewin
Suite 500
2555 M Street, N. W.
Washington, D. C. 20037



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
THOMAS D. ROWE, JR.
R. STAN MORTENSON
THOMAS B. CARR

December 11, 1975

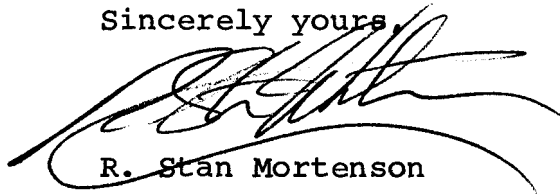
JOSEPH S. MCCARTHY
COURTNEY A. EVANS
OF COUNSEL

The Hon. Philip Buchen
Counsel to the President
The White House
1600 Pennsylvania Avenue, N.W.
Washington, DC 20500

Dear Mr. Buchen:

In connection with the Special Prosecutor's various requests for production of items from among the Presidential Materials of the Nixon Administration, it is necessary for me to have access to the presidential daily diary and tape recorded conversations for August 30, 1972, for the purpose of determining whether to assert objections to the release of certain items.

Sincerely yours,



R. Stan Mortenson

RSM/ch
cc: Barry Roth

RECEIVED
DEC 11 1975
LIBRARY

Copy to Barry

LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037
—
AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

February 3, 1976

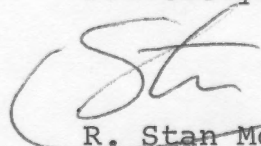
Philip W. Buchen, Esq.
Counsel to the President
1600 Pennsylvania Avenue, N.W.
Washington, DC 20500

Dear Mr. Buchen:

In accordance with the court's order entered January 7, 1976, in Nixon v. Administrator, et al, which provides, among other things, that Mr. Nixon or his designate shall at all times have access to his presidential materials and the right to obtain photographic reproduction of any documentary material, the former President has asked that he be provided copies of items from among the files described in the enclosed list. The list corresponds to the index of Presidential-NSC files maintained by Ed Roberts of the NSC staff.

In order to minimize the amount of reproduction, Mr. Nixon has designated Miss Marjorie Acker as his agent to review the listed files and to select particular items for reproduction. It is my understanding that Miss Acker possesses the requisite security clearances to conduct this review.

Sincerely,


R. Stan Mortenson

RSM/tc
Enclosure
cc: Barry Roth

2/5
Authorized
P. H. B.



List of Files Requested From
WHITE HOUSE

Appendix B

Container No. 1

RN & Hak Memcons:

March 2, 1969
March 31, 1969
July-August 1969
July 30, 1969
August 2-3, 1969
August 7-8, 1969
August 21, 1969
October 17, 1969
January 27, 1970
February 24, 1970
February 24 & 26, 1970
February 26, 1970
April 28, 1970
May 26, 1970
May 28, 1970
May 31, 1970
November 12, 1970
October 27, 1970
December 18, 1970
December 17, 1970
September 10, 1971
October 30, 1971
December 7, 1971
December 20, 1971

Box No. 2 -- Memcons -- RN and Sec'y Kissinger

Appendix G

Container No. 1 -- Staff Memos File

Thomas Dewey
General Eisenhower
Senator Russell



Appendix J

Container No. 10 -- "Country Files"

Laos - January 1, 1971 to June 30, 1971, Vol. VII

Appendix K -- Country Files

Container No. 7

Soviet Naval Activity in Cuban Waters - Vol. I
(Cienfuegos)

Container No. 8

Soviet Naval Activity in Cuban Waters - Vol. II
(Cienfuegos)

Appendix M

Container No. 2 -- Subject Files

Exercise High Heels - 1969

Container No. 3

The Nixon Administration's First Six Months

Container No. 4

- (1) President's Meeting with David Lilenthal
- (2) Press's Reaction to Nixon Doctrine - 1969
- (3) USS Pueblo - 1969

Appendix O

Container No. 1

7-D - News Media Coverage of Viet Nam
8-F - Reappraisal of Viet Nam Commitment
8-G - Reactions to the Presidential European
Visit - Viet Nam

Container No. 2

Salem House (formerly Daniel Boone)



Appendix O (cont'd)

Container No. 4

President's Trip, June 3-10, 1969 (3 volumes)
Midway Meeting With Thieu, June 8, 1969 (2 volumes)
Outgoing cables to San Clemente on President's
Trip, June 3-10, 1969 (2 volumes)
The President's Meeting with Thieu, June 8, 1969
Enterprise Nixon-Thieu Meeting, June 8, 1969 (3 vols.)

Container No. 5

President's Viet-Nam Speech, May 14, 1969 (3 vols.)

Container No. 6

President's Viet-Nam Speech, May 14, 1969 (draft
and reaction)
President's Viet-Nam Speech, November 3, 1969
(4 vols.)

Container No. 8

Special Operations File - LAMSON-719

Container No. 12

Sir Robert Thompson, 1970
Sir Robert Thompson, 1971

Container No. 14A

Menu Operations

Container No. 14B

Air Strike

Container No. 18

Sir Robert Thompson, 1972

Container No. 21

President's Viet-Nam Speech, October 6, 1970
President's Viet Nam Speech, April 20, 1970



Appendix O (cont'd)

Container No. 22

President's May 8, 1972 Viet-Nam Speech
Press and Foreign Reactions to May 8, 1972
Speech (2 folders)

Appendix P

Container No. 2

President's Speech, April 30, 1970

Container No. 3

President's May 5 Meeting with Congressional
Committees
President's May 8 Press Conference
President's June 3, 1970 Speech (2 vols.)
Letters to Heads of State re Speech
Reactions to President's June 3, 1970 Speech

Appendix Q

Container No. 1

North Korean Reconnaissance Shoot down -- re
Presidential Approval
NK Recon Shoot Down - re Contingency Plan
Chronology of EC-121 Shoot Down

Container No. 2 -- All

Appendix S

Container No. 2 -- VIP Visits to U.S.

France
Germany

Container No. 3

Israel

Container No. 4

Romania



Appendix S (cont'd)

Container No. 5

- (1) Singapore
- (2) Singapore

Container No. 6

Saudi Arabia
Yugoslavia

Container No. 7

Brazil
Israel
Japan

Appendix V

Container No. 6

Salt Leaks

Appendix W

Container No. 1 -- Moscow Summit Materials

President's Conversations in Salzburg, Moscow,
Tehran and Warsaw
President's China Trip (All of Box No. 1)

Container No. 2

President's Trip to Europe, 1969, Memcons (1 vol.)

Appendix AA -- President's Correspondence with Foreign Leaders:

Container No. 1

Cambodia - Prime Minister Lon Nol (3 folders)
Cambodia - Prince Sihanouk
Cambodia - Sirik-Matak
Chile - President Allende
China - President Chiang-Kai-Shek



Appendix AA (cont'd)

Container No. 2

Egypt - President Sadat
France - President deGaulle
France - Acting President Poher
France - President Pompidou (4 folders)
France - Prime Minister Chaban-Delmas
Germany - Chancellor Kiesinger
Germany - Chancellor Brandt (4 folders)
Germany - Chancellor Schmidt

Container No. 3

India - Prime Minister Ghandi (3 folders)
Indonesia - President Suharto
Israel - Prime Minister Eshkol
Israel - Foreign Minister Eban
Israel - President Zalman Shazar
Israel - Prime Minister Golda Mier (3 folders)
Israel - Prime Minister Rabin
Iran - Shah of Iran
Jordan - King Hussein
Japan - Prime Minister Sato
Japan - Prime Minister Tanaka

Container No. 4

Korea - President Ching Hee Park (f folders)
Laos - Prince Souvanna Phouma
Laos - King of Laos
Pakistan - President Khan (2 folders)
Pakistan - President Bhutto

Container No. 5

Peoples Republic of China - Chairman Mao and
Chou-En-Lai
Romania - President Ceausescu
Saudi Arabia - King Faisal (3 folders)
UAR - President Sadat
UAR - Prime Minister Faiozi



Appendix AA (cont'd)

Container No. 6

United Kingdom - Prime Minister Wilson (2 folders)
United Kingdom - Prime Minister Heath (3 folders)
United Kingdom - Queen Elizabeth II
USSR - Chairman Podgornyi
USSR - Premier Kosygin
USSR - General Sec'y Brezhnev

Container No. 7

Viet Nam - President Thieu
Viet Nam - Vice President Ky
Yugoslavia - President Tito
Presidential Replys to Heads of Government and
Chiefs of State on the Viet Nam Settlement
(1 folder)
Presidential Correspondence with Key Foreign
Leaders

Name Files

Container No. 1

Jack Anderson
Charles E. Bohlen
Frank Borman
Chester Bowles
David Bruce

Container No. 2

Lucius D. Clay



THE WHITE HOUSE

WASHINGTON

February 5, 1976

MEMORANDUM FOR: JEANNE DAVIS
FROM: PHILIP BUCHEN *P*
SUBJECT: Request from Mr. Nixon for
Access to NSC Presidential Files

In accordance with the attached letter from counsel for Mr. Nixon, will you please make arrangements directly with Mr. Mortenson (293-6400) for access by Ms. Acker to the files enumerated therein. If you foresee any problems in this regard, please call Barry Roth of my staff.



THE WHITE HOUSE

WASHINGTON

February 9, 1976

MEMORANDUM FOR: JEANNE DAVIS

FROM: PHILIP BUCHEN

P.W.B.

Attached is a copy of my letter to counsel for Mr. Nixon confirming his waiver of the ten-day waiting period for your access to certain Nixon Presidential files. Please contact Mr. Barry Roth of my staff should you have additional questions in this regard.



THE WHITE HOUSE

WASHINGTON

February 9, 1976

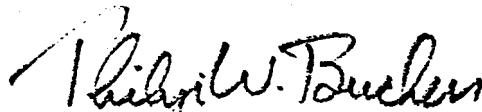
Dear Mr. Mortenson:

This is to confirm your conversation of February 6, 1976, with Mr. Barry Roth of my staff in which you waived the ten-day notice provision for access to certain "Presidential materials of the Nixon Administration."

As Mr. Roth indicated to you, the files were required by the National Security Council "for current business of the executive branch of the Federal government," in accordance with the Order of the United States District Court for the District of Columbia, entered January 7, 1976, in Nixon v. Administrator of General Services, et al., C.A. No. 74-1852. A copy of the NSC's request is enclosed.

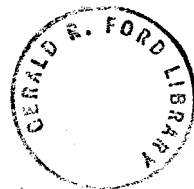
Your cooperation in this regard is appreciated.

Sincerely,




Philip W. Buchen
Counsel to the President

Mr. R. Stan Mortenson
Miller, Cassidy, Larroca & Lewin
2555 - M Street, N.W. - Suite 500
Washington, D.C. 20037



THE WHITE HOUSE
WASHINGTON

January 29, 1976

MEMORANDUM FOR: PHILIP BUCHEN 
FROM: BRENT SCOWCROFT
SUBJECT: Access to Nixon Presidential Files

In response to a query from your office, the request for access to the Nixon Presidential files contained in Jeanne Davis' January 28 memorandum is a one-time request for access to exchanges of correspondence between the Joint Chiefs of Staff and the NSC Staff on a specific strategic arms question.

Approve: P.W.B.
Philip W. Buchen
Counsel to the President



MEMORANDUM

NATIONAL SECURITY COUNCIL

January 28, 1976

MEMORANDUM FOR: PHILIP BUCHEN
FROM: Jeanne W. Davis *JWD*
SUBJECT: Access to Nixon Presidential
Materials in NSC Custody

Pursuant to your memorandum of January 12, 1976 concerning prior notification for access to the vault containing Nixon Presidential materials, we have an immediate requirement for current business purposes for access to information in these files concerning defense matters.

In the absence of the further guidance on specific procedures referred to in your memorandum, we would appreciate your concurrence, and that of the Nixon attorneys as quickly as possible.



THE WHITE HOUSE

WASHINGTON

February 25, 1976

Dear Mr. Miller:

On December 8, 1975, Mr. James A. Wilderotter of my staff referred to you, pursuant to the procedures then existing for access to the Nixon Presidential materials, a request from Assistant Attorney General Richard L. Thornburgh for access to the records and minutes of certain White House committees described therein. This information was requested in connection with the Department of Justice's inquiry into CIA activities.

In accordance with the Order of the United States District Court for the District of Columbia, entered January 7, 1976, in Nixon v. Administrator of General Services, et al., C.A. No. 74-1852, Attorney General Levi has approved Mr. Thornburgh's request on the basis that these materials are needed for current business of the executive branch of the Federal government. A copy of Attorney General Levi's letter of approval is enclosed. As required by this Order, I hereby approve this request.

The purpose of this letter is to give you notice of this approval and to indicate our intent to provide the requested access to these materials on March 6, 1976. Under the GSA regulations referenced by the Court, Mr. Nixon's agent has the right to be present at this access.

For your information, the available indices for the Nixon Presidential materials do not identify any files with respect to groups named by Justice. However, the National Security Council staff has advised that the Nixon Presidential files in the NSC vault contain six file folders relating to the subject of narcotics. It is our intent to search these folders on March 6 and to make available to Justice any items which fall within the scope of their request.



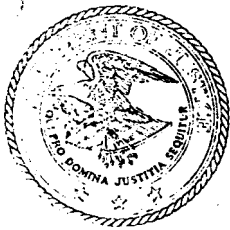
Should you have any questions in this regard, please contact
Mr. Barry Roth of my staff.

Sincerely,

Philip W. Buchen
Philip W. Buchen
Counsel to the President

Mr. Herbert J. Miller
Miller, Cassidy, Larroca & Lewin
2555 - M Street, N.W.
Washington, D.C. 20037





Office of the Attorney General
Washington, D. C. 20530

January 30, 1976

Mr. Philip W. Buchen
Counsel to the President
The White House
Washington, D.C.

Dear Mr. Buchen:

In a letter to you on November 25, 1975, Assistant Attorney General Richard L. Thornburgh requested the records and minutes of the following groups and committees in connection with our inquiry into CIA activities:

- (1) White House Task Force on Narcotics created October 29, 1969.
- (2) Working Group of White House Task Force on Narcotics.
- (3) Cabinet Committee on International Narcotics Control (CCINC).
- (4) Working Group of CCINC.
- (5) Subcommittees on CCINC.


You subsequently advised that these documents were unavailable for compliance with our request because they were among presidential papers of Mr. Nixon involved in pending litigation. It is our current understanding, however, that these presidential papers were the subject of a recent court order which provides a procedure by which material needed for current business of the executive branch of the Federal government may be inspected and reproduced. Richard M. Nixon v. Administrator of General Services, et al., Civil Action No. 74-1852, D.D.C., (January 7, 1976).



Pursuant to the above Order, I approve and renew Mr. Thornburgh's request for copies of the foregoing documents. Should any questions arise with respect to the specific documentary materials needed in our inquiry, please contact Departmental Attorney Dougald McMillan at 187-4637.

Your early compliance with this request will be appreciated.

Sincerely,


Edward H. Levi
Attorney General



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

*Copy sent
Barry Roth.*

February 25, 1976

Philip W. Buchen, Esq.
Counsel to the President
1600 Pennsylvania Avenue, N.W.
Washington, DC 20500

Dear Mr. Buchen:

In accordance with the court's order entered January 7, 1976, in Nixon v. Administrator, et al, which provides, among other things, that Mr. Nixon or his designate shall at all times have access to his presidential materials and the right to obtain photographic reproduction of any documentary material, the former President has asked that he be provided copies of items from among the files described in the enclosed list.

In order to minimize the amount of reproduction, Mr. Nixon has designated Miss Marjorie Acker as his agent to review the listed files and to select particular items for reproduction.

Sincerely,



R. Stan Mortenson

RSM/tc
Enclosure
cc: Barry Roth
Tom Wolf



List of Files Requested

1. Box A located in EOB Room 429.
2. Special Files Unit, Presidential Handwriting
 - October, 1972
 - November, 1972
 - January, 1974
 - February, 1974



THE WHITE HOUSE
WASHINGTON

February 26, 1976

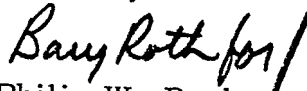
Dear Mr. Miller:

This is to supplement my letter to you dated February 25, 1976, concerning Attorney General Levi's request for access to certain "Presidential materials of the Nixon Administration" relating to the Department of Justice's inquiry into CIA activities.

I have now been informed by GSA that the Nixon Presidential materials in their custody do include 8 boxes of general files of Walter C. Minnick, previously Staff Assistant on the Domestic Council who handled international narcotics matters, including the Cabinet Committee on International Narcotics Control. Some of the folders' titles clearly relate to narcotics matters. Accordingly, in addition to the six file folders described to you yesterday, we intend to search on March 6, 1976, these 8 boxes, and make available to Justice any materials that are relevant to their inquiry.

Please contact Mr. Barry Roth of my staff should you have any questions in this regard.

Sincerely,



Philip W. Bucher
Counsel to the President

Mr. Herbert J. Miller
Miller, Cassidy, Larroca & Lewin
2555 - M Street, N.W.
Washington, D.C. 20037



THE WHITE HOUSE
WASHINGTON

Cy of letter
Barry signed
for you.



THE WHITE HOUSE

WASHINGTON

February 26, 1976

Dear Mr. Miller:

This is to supplement my letter to you dated February 25, 1976, concerning Attorney General Levi's request for access to certain "Presidential materials of the Nixon Administration" relating to the Department of Justice's inquiry into CIA activities.

I have now been informed by GSA that the Nixon Presidential materials in their custody do include 8 boxes of general files of Walter C. Minnick, previously Staff Assistant on the Domestic Council who handled international narcotics matters, including the Cabinet Committee on International Narcotics Control. Some of the folders' titles clearly relate to narcotics matters. Accordingly, in addition to the six file folders described to you yesterday, we intend to search on March 6, 1976, these 8 boxes, and make available to Justice any materials that are relevant to their inquiry.

Please contact Mr. Barry Roth of my staff should you have any questions in this regard.

Sincerely,

Barry Roth for

Philip W. Buchen
Counsel to the President

Mr. Herbert J. Miller
Miller, Cassidy, Larroca & Lewin
2555 - M Street, N.W.
Washington, D.C. 20037



THE WHITE HOUSE

WASHINGTON

April 6, 1976

MEMORANDUM FOR:

GERTRUDE FRY

FROM:

PHIL BUCHEN

P.W.B.

In accordance with the Order of the U.S. District Court for the District of Columbia entered January 7, 1976, in Nixon v. Administrator, et al., Mr. R. Stan Mortenson has designated Ms. Marjorie Acker as agent for Mr. Nixon for the purpose of reviewing Mr. Nixon's Presidential materials. This is to advise you that Ms. Acker will from time to time require access to certain portions of these materials. This is to request your assistance with respect to those materials that remain under your physical control.

Should you have any questions, please contact Mr. Barry Roth of my staff.



Copies to Barry

LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

—
AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

April 26, 1976

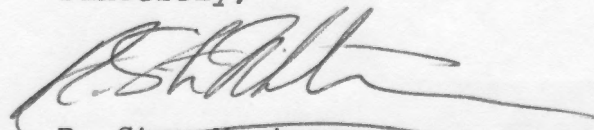
Philip Buchen, Esquire
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Mr. Buchen:

This letter is to serve as authorization for Ms. Marge Acker to have access, as agent for Richard Nixon, to all of the Presidential Materials of the Nixon Administration. Ms. Acker is also authorized to obtain copies of such materials as she may designate.

Thank you for your assistance.

Sincerely,


R. Stan Mortenson

RSM/tc
cc Barry Roth, Esquire
Tom Wolf



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

May 25, 1976

cc Barry

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

Philip W. Buchen, Esquire
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D. C. 20500

Dear Mr. Buchen:

In accordance with former President Nixon's rights under the outstanding court Order in Nixon v. Administrator, C. A. No. 75-1582, concerning access to the materials of his Presidency, Mr. Nixon hereby designates Mr. Frank Gannon as a person who is authorized on his behalf to review the files presently located in Room 522 and the vault in Room 84 of the Old Executive Office Building. Mr. Gannon's authorization includes the right to obtain copies of such materials, but solely for Mr. Nixon's use.

Mr. Gannon expects to complete his work on Mr. Nixon's behalf within the next two weeks. Therefore, this limited authorization shall expire on June 15, 1976, but may be renewed thereafter. Because of the limited time available for Mr. Gannon's work, we ask that he be given access to the above-described materials both during and after normal working hours.

Thank you for your assistance in this regard.

Sincerely yours,

R. Stan Mortenson
R. Stan Mortenson *by Raymond J. Adams*

cc: Barry Roth, Esquire
Mr. Thomas P. Wolf



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN

2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

HAND DELIVERED

May 25, 1976

Philip W. Buchen, Esquire
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Mr. Buchen:

By my earlier letter to you of May 25, 1976, Mr. Frank Gannon has been designated as an agent of former President Nixon with limited authorization for access to certain of the Presidential Materials.

In order to narrow the necessary scope of Mr. Gannon's access, I hereby authorize that the indices of the materials presently located in the vault in room 84 of the Old Executive Office Building be made available to Mr. Gannon under the supervision of the Office of Presidential Materials. However, no copies of the indices are to be removed from the vault and/or adjoining work area.

Sincerely yours,

R. Stan Mortenson/am

R. Stan Mortenson

RSM:am

cc: Barry Roth, Esquire
Mr. Thomas P. Wolf



7-1-76
Miller Papers
July 1, 1976

R. Stan Mortenson, Esq.
Miller, Cassidy, Larroca & Lewin
2555 M Street, N. W.
Washington, D. C. 20037

Dear Mr. Mortenson:

In accordance with the ongoing agreement between the Special Prosecutor and Counsel for Richard M. Nixon, I am requesting that there be made available to this office copies of the following documents:

1. Copies of the Presidential Daily Diaries for March 22-26, 1973, April 20-24, 1973, and November 1-5 and 15-20, 1973.
2. All correspondence between Adnan Khashoggi and Richard M. Nixon or persons acting on his behalf for the period January 20, 1969, to August 8, 1974.
3. All correspondence, memoranda or other documents relating to a program entitled "Petrosat," which involves proposals relating to the importation of Saudi Arabian oil and purchase of refineries in the United States and which may have been communicated to Richard M. Nixon or persons acting on his behalf by Adnan Khashoggi or by Charles G. Rebozo.

Access to these documents is important to a full and fair resolution of investigations now being conducted by this office.



-2-

I would appreciate it if this request could be handled as expeditiously as possible. If you have any questions, please contact me.

Sincerely,

CHARLES F. C. RUFF
Special Prosecutor

cc: Dr. James F. O'Neill
Deputy Archivist

Philip W. Buchen, Esq. ✓
Counsel to the President



THE WHITE HOUSE
WASHINGTON

July 16, 1976

*Nixon
papers*

Dear Mr. Miller:

In accordance with the provisions of the Order of the United States District Court for the District of Columbia, entered January 7, 1976, in Nixon v. Administrator of General Services, et al., DDC, C.A. No. 74-1852, the Attorney General has requested access to certain portions of the files of former President Nixon. It is my understanding that you have previously examined these same materials for the Senate Select Committee on Intelligence Activities. I have approved this request and it is my intention to comply with it after the 10-day waiting period provided in the Order for the purpose of conducting current business of the Executive Branch.

Mr. Mortenson has orally indicated to my office his concern regarding the lack of specificity of this request. I recommend that you discuss this issue directly with Mr. Thornburgh or Mr. Robert Andary (739-2346), the attorney assigned to this matter.

Sincerely,

Philip W. Buchen

Philip W. Buchen
Counsel to the President

Mr. Herbert J. Miller
Miller, Cassidy, Larroca & Lewin
2555 - M Street, N.W.
Washington, D.C. 20037





Washington, D. C. 20530

P. [unclear]

July 6 1976

Honorable Philip W. Buchen
Counsel to the President
The White House
Washington, D. C. 20500

Dear Mr. Buchen:

This will confirm and approve the May 5, 1976 letter from Assistant Attorney General Richard L. Thornburgh requesting certain documents from the White House in connection with a Criminal Division investigation of possible violations of Federal law arising from testimony in 1973 and 1975 before the Senate Foreign Relations Committee and its Subcommittee on Multinational Corporations, as well as before the more recent Rockefeller Commission.

Inspection and photographic reproduction of the documentary material requested by Assistant Attorney General Thornburgh are needed for the lawful and current business of this Department, and your prompt attention to this request will be appreciated.

Sincerely,

[Signature]
Edward H. Levi
Attorney General

7



t. 5/3/76
RLT:WM:mam

Honorable Philip W. Euchen
Counsel to the President
The White House
Washington, D.C.

Dear Mr. Euchen:

As you know, the Criminal Division has been investigating possible violations of Federal law arising from testimony in 1973 and 1975 before the Senate Foreign Relations Committee and its Subcommittee on Multinational Corporations, as well as before the more recent Rockefeller Commission. The testimony in question concerned Central Intelligence Agency activity and private corporate activity in Chile during the period 1970-1973.

In connection with this investigation, it is now necessary to request certain documents from the White House. Please assist us by furnishing any documents in White House files or archives which:

(1) were prepared by the White House, that is, by President Nixon, or by any advisor, assistant or member of the White House staff including but not limited to Dr. Henry Kissinger, General Alexander Haig, and Colonel Richard Kennedy, which concern any meeting, briefing, contact or communication with employees of the Central Intelligence Agency, including but not limited to Richard Helms, Thomas Karamessines, and William Froe, during the period September 1, 1970 through December 31, 1970 and relate to Central Intelligence Agency operations and activity in Chile; or

Records
Mr. ~~W~~ ^{ANTARY} ✓
Mrs. Boyd
General Crimes Section
Mr. ~~W~~ ^{ANTARY}



(2) were furnished by the Central Intelligence Agency and which concern Central Intelligence Agency operations and activity in Chile in 1970, or concern contacts or communications between the White House, as defined above, and any employee of the Central Intelligence Agency during the period September 1, 1970 through December 31, 1970 relating to Central Intelligence Agency operations and activity in Chile; or

(3) were furnished by any other Department or Agency, including but not limited to, the Departments of Defense, Justice, and State, the Defense Intelligence Agency and the National Security Agency, or the Heads thereof, including John Mitchell, during the period September 1, 1970 through December 31, 1970 which concern Chile; or

(4) were furnished by, or concern any meeting, briefing, contact, or communication with, any American or foreign business, firm or corporation, including but not limited to, ITT, Anaconda, Pepsi-Cola, and El Mercurio, or any owner, director, employee, or representative thereof, in the period September 1, 1970 through December 31, 1970, which concern Chile.

Any documents you make available to us will be treated in accordance with their classification and will be promptly returned to the White House when any evidentiary use of the documents has been completed. Your assistance and cooperation will greatly assist us in our investigation.

Sincerely,

RICHARD L. THORNBURG
Assistant Attorney General
Criminal Division



LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

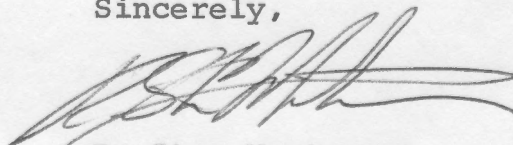
July 22, 1976

Philip Buchen
Counsel to the President
The White House
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500

Dear Mr. Buchen:

This letter will confirm my discussion yesterday with Barry Roth of your office in which I informed him that I had met with Mr. Robert Andary of the Justice Department to discuss the matter of the Attorney General's July 6 demand for production of documents from among the Nixon Presidential Materials. It appears at the present time that I may be able to make other arrangements with the Justice Department which would eliminate the necessity of your authorizing the search and production called for under the Attorney General's request. Accordingly, Barry Roth has stated that your authorization of July 16 will be stayed until such time as you are informed by the Justice Department that a satisfactory arrangement cannot be reached, in which event your authorization will be reinstated and the ten-day period in which we are entitled to object to the access to the Presidential Materials will begin to run again.

Sincerely,



R. Stan Mortenson

RSM/tc
cc Barry Roth
Robert Andary



THE WHITE HOUSE
WASHINGTON

August 7, 1976

*Nixon
papers*

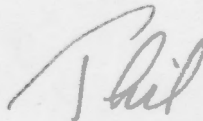
Car P.

Dear Stan:

Enclosed is a letter written to me from Quincy Rodgers of the Domestic Council Committee on the Right of Privacy. The letter is self-explanatory and I would appreciate your agreeing to allow access to the Nixon materials for the purposes indicated.

I would appreciate your advising Barry Roth of your decision, and, if it is favorable, to work out arrangements satisfactory to you.

Sincerely,



Philip W. Buchen
Counsel to the President

Mr. R. Stan Mortenson
Miller, Cassidy, Larroca & Lewin
2555 M Street, N. W.
Washington, D. C. 20037

cc: Barry Roth



DOMESTIC COUNCIL COMMITTEE ON THE RIGHT OF PRIVACY

WASHINGTON, D.C. 20504

August 5, 1976

Honorable Philip Buchen
Counsel to the President
The White House
Washington, D.C. 20500

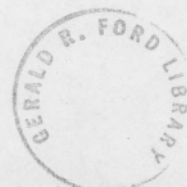
Dear Phil:

Pursuant to our telephone conversation yesterday, I am writing to request that I be given an opportunity to review certain materials generated by the President's Advisory Council on Executive Organization (the "Ash Council").

I wish to review this material in connection with the directive by the President of March 8, 1976, (attached) to study information policy issues facing government and make recommendations as to how government should organize itself. I believe that the material of the Ash Council would be extremely useful to fulfilling this directive.

The materials I wish to examine are those working papers and studies of the Council which bear upon Presidential Reorganization Plan #2 of 1970. In particular, I am interested in memoranda which the Ash Council or its staff prepared for the President. I can specify a few such memoranda, although I am not sure that my titles and dates are correct in all cases.

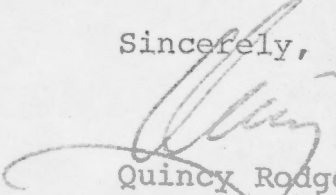
- o Memoranda of August 20, 1969, on the Executive Office of the President;
- o Memorandum of October 17, 1969, on Proposed Reorganization of the Executive Office of the President;
- o Memorandum of January 20, 1970, Report on Issues within the Executive Office of the President;
- o Memorandum of July 10, 1970, on the Independent Regulatory Agencies; and
- o Memorandum of October 23, 1970, on the Executive Office of the President - An Overview.



I expect that there are additional memoranda or other materials which would bear upon the subjects of our concern. In addition, I would be interested in seeing staff papers prepared for the members of the Ash Council, some of which analyze organizational options for government. There are papers on such subjects as the problem of responsiveness of the bureaucracy, which might be useful.

As the timetable on our effort is quite short, I would appreciate any effort you can make to expedite this request.

Sincerely,



Quincy Rodgers
Executive Director

QR:mm
Enclosure



THE WHITE HOUSE

WASHINGTON

March 8, 1976

MEMORANDUM FOR THE VICE PRESIDENT

SUBJECT: - Information Policy

I have reviewed your memorandum of December 17, 1975, concerning the need to develop a conceptual framework for addressing emerging information issues, and I concur in your assessment that there is a need to better coordinate and direct the way in which government policy is made in this important area.

As a first step in dealing with this matter, I am directing the Domestic Council Committee on the Right of Privacy, of which you are the chairman, to:

- review and clearly define the information policy issues which confront federal policymakers,
- ascertain the status of information policy studies now going forward within a number of agencies of the Executive Branch, and
- report to me by September 1, 1976, with recommendations on how the federal government should organize itself to deal with these information policy issues.

In conducting this review, the Committee should work closely with the various departments and agencies having specific responsibilities in formulating information policy, such as the Departments of Justice, Commerce, and Health, Education and Welfare, and the Office of Telecommunications Policy in the Executive Office of the President.

Gerald R. Ford



Nixon
copy to Barry

LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

August 31, 1976

Honorable Philip W. Buchen
Counsel to the President
The White House
Washington, D.C. 20500

Dear Mr. Buchen:

In connection with the understanding whereby we, as Counsel for former President Nixon have agreed to produce items from among the Presidential Materials of the Nixon Administration for ongoing business, I hereby request that the archivists be permitted to remove from the files the following Presidential Daily Diaries:

March 22-26, 1973
April 20-24, 1973
November 1-5 and 16-20, 1973.

I hereby waive my right to be present during the search for and removal of the above-mentioned material.

Sincerely,

R. Stan Mortenson
by te

R. Stan Mortenson

RSM/tc
cc Marie Allen



THE WHITE HOUSE

WASHINGTON

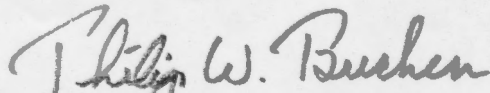
September 3, 1976

Dear Mr. Mortenson:

Enclosed is a letter to me dated August 26, 1976, from Dr. James B. Rhoads, Archivist of the United States, in which he requests permission to begin rewinding the Nixon Presidential tape recordings, in accordance with the provisions of the motion filed on March 23, 1976, by the government in Nixon v. Administrator and subsequently approved by the Court in its Order of April 15, 1976.

Dr. Rhoads' request does not include listening to these recordings and appears to be consistent with the above-referenced Order. Accordingly, it is my intention to approve Dr. Rhoads' request. However, I would appreciate as soon as possible any comments or suggestions you may have regarding the procedures described in Dr. Rhoads' letter and the enclosed report.

Sincerely,



Philip W. Buchen
Counsel to the President

Mr. R. Stan Mortenson
Miller, Cassidy, Larroca & Lewin
2555 - M Street, N.W. (Suite 500)
Washington, D.C. 20037

cc: Irwin Goldbloom, Esq.
James B. Rhoads



copy to Barry

LAW OFFICES
MILLER, CASSIDY, LARROCA & LEWIN
2555 M STREET, N.W. - SUITE 500
WASHINGTON, D. C. 20037

AREA CODE 202
TELEPHONE 293-6400

HERBERT J. MILLER, JR.
JOHN JOSEPH CASSIDY
RAYMOND G. LARROCA
NATHAN LEWIN
MARTIN D. MINSKER
WILLIAM H. JEFFRESS, JR.
R. STAN MORTENSON
THOMAS B. CARR
WILLIAM C. BRYSON
JAMIE S. GORELICK

JOSEPH S. MCCARTHY
COURTNEY A. EVANS
ANDREW F. OEHMANN
OF COUNSEL

HAND DELIVERED

September 9, 1976

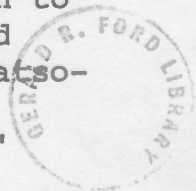
Honorable Philip Buchen
Counsel to the President
The White House
1600 Pennsylvania Avenue
Washington, D.C. 20500

Dear Phil:

I have received your letter of September 3 referring to Archivist Rhoads' request for permission to begin rewinding the Nixon presidential tape recordings beginning September 15, 1976. You invited my comments. I have three to offer.

First, in order to protect former President Nixon's interests in the recordings, I consider it absolutely essential that I be present during the initial stages of the rewinding program. Among other things, I want to be assured that adequate security precautions have been taken, and I want to inspect the equipment that is being used. Because of previous commitments, I will be in California during the entire week of September 12. After I return I am obligated to conclude my review of certain documentary items previously requested by the Special Prosecutor and the Justice Department. Accordingly, I request that the rewinding program, if approved by you, not go forward until after September 27.

Second, it has been my understanding since the time the Government originally requested court authorization to undertake the rewinding program, that the program would not involve monitoring of the recordings in any way whatsoever. The report of the National Archives' consultant (Robert Halvorson) which was appended to Doctor Rhoads'

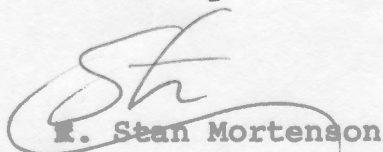


Honorable Philip Buchen
September 9, 1976
Page Two

letter to you, refers to preparation of a "chart record" which would involve electronic monitoring. I assume that no one intends this "chart record" to be a part of the rewinding program.

Third, I want to express once again my continuing belief that the entire rewinding program is unnecessary to the preservation of these tapes at this time. In discussions with technical experts of the 3M Company, I have learned that rewinding of these tapes at this stage is not essential and perhaps of no value at all. Accordingly, I believe that whatever minimal preservation might be served through this procedure is strongly outweighed by the potential that one or more of the tapes will be damaged during the course of the rewinding. There has already been at least one instance in which a tape split or began to unravel in the course of preparing a duplicate tape pursuant to a request made by the Special Prosecutor. The potential is extremely high that during the rewinding of over 900 individual tapes at a speed 50 times the normal recording speed a similar mishap will occur. In that event, I will not consent to -- and will take every step available to me to prevent -- any person listening to a recording for any purported preservation or other purpose. In short, I believe the Archives' record in handling the documentary Nixon presidential materials thus far evidences that despite extreme precautions, if something can go wrong it will. Under those circumstances, I believe it is a mistake to approve a rewinding program which will be of little if any value.

Sincerely,


E. Stan Mortenson

RSM/tc



Thursday 12/16/76

2:30

FYI -- Stan Mortenson called to ask if he could get copies of the papers that conveyed the President's papers.

We made up a set and their messenger picked it up.

