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EXECUTIVE

ND13-3

FG17

FG139-3

FG17-15

August 22, 1974

Dear Mr. Jacobs:

Reference is made to your request, by letter dated February 12, 1974 to the Director of the Office of Records Operation and Management at the Department of Justice for declassification of the document described in your letter. The Office of Legal Counsel has forwarded your request here and expressed no objection to the de-classification.

*not attached*

This will advise you that this office has no objection to the requested de-classification.

Sincerely,

Dudley Chapman  
Associate Counsel

Mr. Richard A. Jacobs  
Deputy Assistant Archivist  
for Presidential Libraries  
National Archives and Records Service  
General Services Administration  
Washington, D. C. 20408



cc: Leon Ulman, Chairman, Dept. Review Comm., Dept. of Justice  
Harry Kulick, Director, Office of Records  
Operation and Management, Dept. of Justice

RECEIVED

AUG 23 1974

CENTRAL FILES

August 23, 1974

Dear Miss Lawton:

I would like to get together with our top women appointees for an informal discussion session. I hope that out of it will come recommendations, particularly in the area of advancement of women, to convey to the President.

At this same meeting I would like to get your ideas for activities to be implemented through our Women's Program Office here at the White House. Pat Lindh, my Special Assistant for Women's Programs, and Karen Keesling, Director of our Women's Office, will be in attendance, and I look forward to introducing them to those of you who have not yet met them.

I hope that you can join me on Wednesday, September 4 at 9:00 a.m. in the Roosevelt Room of the White House. The meeting should last approximately an hour and a half.

Please respond to Pat Lindh's office, 456-2715.

With best wishes,

Sincerely,

ANNE ARMSTRONG

Mrs. Tobin Armstrong  
Counsellor to the President

Miss Mary Lawton  
Deputy Assistant Attorney General  
Office of Legal Counsel  
Room 55224  
Department of Justice  
Washington, D.C. 20530



THE WHITE HOUSE OFFICE

REFERRAL

To: The Honorable Carla Hills  
Assistant Attorney General  
Civil Division  
Department of Justice

Date: November 20, 1974

ACTION REQUESTED

- ☐ Draft reply for:  
☐ President's signature.  
☐ Undersigned's signature.
- ☐ Memorandum for use as enclosure to reply.
- ☐ Direct reply.  
☐ Furnish information copy.
- ☐ Suitable acknowledgment or other appropriate handling.  
☐ Furnish copy of reply, if any.
- ☐ For your information.
- ☐ For comment.

NOTE

*Prompt action is essential.*

If more than 72 hours' delay is encountered, please telephone the undersigned immediately, Code 1450.

Basic correspondence should be returned when draft reply, memorandum, or comment is requested.

*Antonin Scalia*

REMARKS:

The Office of Legal Counsel rendered an opinion on November 18, 1974 concerning the subject matter of this suit. A copy is attached.

Description:

☐ Letter: ☐ Telegram: Other: COMPLAINT: Re: William J. Baroody, Jr.

To:  
From:  
Date:  
Subject:

By direction of the President:

Dudley Chapman  
Associate Counsel

RECEIVED

NOV 20 1974

CENTRAL FILES

(White House File Copy)

B/T  
MEMORANDUM

NATIONAL SECURITY COUNCIL

③  
6366

EXECUTIVE

F08

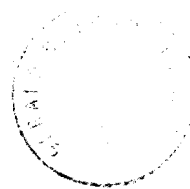
CO/00

FG17-15

January 3, 1975

MEMORANDUM FOR: WARREN RUSTAND  
FROM: Jeanne W. Davis  
SUBJECT: Proposed Foreign Travel  
of Administration Official

The Department of State and the NSC staff have no objection to the proposed foreign travel of Mr. Antonin Scalia, Assistant Attorney General, Office of Legal Counsel, Department of Justice, to visit Mexico City January 24-28, 1975. Mr. Scalia will participate in the mid-year meeting of the American Bar Association.



dispatched 1/3/75 cel

EXECUTIVE

March 21, 1975

WE 7  
JL 1  
FG 17  
JL 4-3  
FG 23  
FG 17-15

MEMORANDUM FOR

The Honorable Antonin Scalia<sup>x</sup>  
Assistant Attorney General  
Office of Legal Counsel  
Department of Justice

SUBJECT: WEINBERGER v. WIESENFELD<sup>x</sup>  
U.S. (March 19, 1975).

Would you please review the Social Security Act to determine whether in light of the above-referenced decision section 402(g) of title 42 of the U.S. Code must be amended. If an amendment is required, would your office draft the proper language.

Also, should any other sections of the Social Security Act be amended so that the entire Act will conform with the language of the Court's holding that unjustified gender-based discrimination violates the Due Process Clause of the Fifth Amendment.

Finally, would you consider whether there are any other inequities inherent in the Act which might be considered unconstitutional in light of this opinion of the Court. If there are such inequities, would you discuss any action which would remove them.

Philip W. Buchen  
Counsel to the President

PWB:JTF:rg





March 21, 1975

## MEMORANDUM FOR

The Honorable Antonin Scalia  
Assistant Attorney General  
Office of Legal Counsel  
Department of Justice

SUBJECT: WEINBERGER v. WIESENFELD  
\_\_\_\_\_ U.S. \_\_\_\_\_ (March 19, 1973).

Would you please review the Social Security Act to determine whether in light of the above-referenced decision section 402(g) of title 42 of the U.S. Code must be amended. If an amendment is required, would your office draft the proper language.

Also, should any other sections of the Social Security Act be amended so that the entire Act will conform with the language of the Court's holding that unjustified gender-based discrimination violates the Due Process Clause of the Fifth Amendment.

Finally, would you consider whether there are any other inequities inherent in the Act which might be considered unconstitutional in light of this opinion of the Court. If there are such inequities, would you discuss any action which would remove them.

Philip W. Buchen  
Counsel to the President

PWB:JTF:rg

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MAR 22 1975

CENTRAL FILES

EXECUTIVE

ST 57-2

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~~EG 17-15~~

FG 38

(3)

THE WHITE HOUSE

WASHINGTON

April 22, 1975

MEMORANDUM FOR DICK PARSONS

FROM: JIM CANNON

SUBJECT: Puerto Rico's Claim for Rebate of U. S. Excise  
Taxes on Gasoline

Many thanks.

I realize the Attorney General must make a decision, but what is your judgment about the justice of Puerto Rico's claim?

Would you also prepare a one page summary of this matter so that I can send it to the Vice President.

Thank you.

JMC:jm  
cc Dick Dunham  
Jim Cavanaugh



RECEIVED  
JUN 24 1975  
CENTRAL FILES



EXECUTIVE

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FG17-15

FG17

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FE6-11-1/Buchen  
Philip

May 22, 1975

MEMORANDUM FOR

THE HONORABLE ANTONIN<sup>x</sup> SCALIA  
ASSISTANT ATTORNEY GENERAL

After reading your memo to the Attorney General of April 28 on the Inflation Impact Statement, I asked for suggestions in my office as to what might be done to overcome or limit the possibility that the requirement for impact statements would enable private litigants to enjoin executive action.

The proposal I received from Dudley Chapman suggests including a new paragraph in the President's Executive Order to be inserted between the present sections 4 and 5. The language suggested is as follows:

No legislative proposal, regulation or rule shall be delayed, invalidated, or otherwise impeded by alleged or actual failure to comply with the terms of this order. Enforcement of the requirements herein shall be effected exclusively through the supervisory powers of the President and the Office of Management and Budget. No judicially enforce-  
~~ment~~ duty is imposed by this order, the terms of which shall be automatically suspended as to any official or agency against whom on which a suit is filed on the basis of this order, effective on the filing of such suit.

Philip W. Buchen  
Counsel to the President



RECEIVED  
MAY 23 1975  
CENTRAL FILES

EXECUTIVE

BE 5-3

FG 17-15

July 1, 1975

Dear Congressman Clancy:

This letter follows my letter to you of May 20 concerning my referral of your inquiry to the Office of Legal Counsel in the Department of Justice.

I understand now that the Office of Legal Counsel has taken no action because Mr. Russell E. Train wrote you on May 12 concerning the matter on which you had asked for information.

I trust that Mr. Train's letter has served your purpose. However, if there is any further assistance which I may provide, please let me know.

Sincerely,

Philip W. Buchen  
Counsel to the President

The Honorable Donald D. Clancy  
House of Representatives  
Washington, D. C. 20515



Office of Legal Counsel



EXECUTIVE — (3)

FG-36-11

FG-17-15

~~FE14-1~~

October 22, 1975

Mr. Buchen:

The attached is Mr. <sup>Antonio</sup> Scalia's  
proposed testimony on S. 2170, to  
be delivered tomorrow, October 23.

(Cong. Rights to Info Act)

Rose DeSimone  
Secretary



April 28, 1976

Dear Henry:

You will recall that I raised a question as to what practices are permissible in obtaining objects to be used by the President as gifts to other Heads of State.

Enclosed is a copy of a response which our office received from Antonin Scalia, Assistant Attorney General, which I trust you will find helpful.

On the basis of this memo, I am suggesting that if anyone on the White House staff has an idea for the source of a contribution that might be used to provide a gift for a foreign Head of State, then the prospective donor should be encouraged to make arrangements through you to provide the gifts on a conditional basis to the Secretary of State for the use intended.

Sincerely,

Philip W. Buchen  
Counsel to the President

The Honorable Henry E. Catto, Jr.  
Chief of Protocol  
Department of State  
2201 C Street, N. W.  
Washington, D. C. 20520

Enclosure



MEMORANDUM

NATIONAL SECURITY COUNCIL

EXECUTIVE

FD8

NSC # 2505

FG17-15

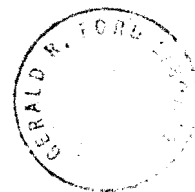
Date May 10, 1976

MEMORANDUM FOR: WILLIAM NICHOLSON  
THROUGH: NANCY GEMMELL  
FROM: Jeanne W. Davis  
SUBJECT: Proposed Foreign Travel  
of Administration Official

(X) The NSC Staff and the Department of State concur in the foreign travel of Antonin Scalia, Assistant Attorney General, Office of Legal Counsel, Department of Justice, to Italy, May 7-13, 1976.

( ) Other

This confirms our telephone notification of May 5, 1976.



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May 13, 1976

MEMORANDUM FOR

Honorable Antonin Scalia  
Assistant Attorney General  
Office of Legal Counsel

Would you be so kind as to prepare a draft memorandum in keeping with the attached communications.

May I have your response by May 21? Thank you.

Philip W. Buchen  
Counsel to the President

Attachments



Pub Copy

May 13, 1976

Dear Mr. Murphy:

This is to acknowledge your letter of May 11, 1976, requesting the guidance of Counsel's Office or the Department of Justice regarding possible public and Congressional requests for information from the Intelligence Oversight Board.

I have requested a preliminary memorandum from the Office of Legal Counsel, Department of Justice. Upon completion and review of this memo, we shall be in a position to satisfy your inquiry.

Sincerely,

Philip W. Buchen  
Counsel to the President

Honorable Robert Murphy  
Chairman  
Intelligence Oversight Board  
Washington, D. C.

KAL:dlm



EXECUTIVE  
FO9  
FE17-15

July 15, 1976

MEMORANDUM FOR

The Honorable Antonin Scalia  
Assistant Attorney General  
Office of Legal Counsel

Attached are the following materials: (1) a copy of S. Res. 434;  
(2) a memorandum on the bill prepared by the Office of Legislative  
Counsel in the Senate; and (3) an analysis setting forth the  
opposition of the Department of State to the proposal.

May I have your views regarding this legislation as soon as  
practicable. Thank you.

Philip W. Buchen  
Counsel to the President

Attachments

PWB:KAL:dlm



681-  
July 15, 1976

EXECUTIVE  
FO9-  
FE35  
FE4-1  
JL4-1  
FE17-15

Dear Senator Clark:

In response to your letter to the President dated June 30 relative to S. Res. 434, I have requested an opinion from the Office of Legal Counsel at the Department of Justice regarding the constitutional issues posed by the legislation.

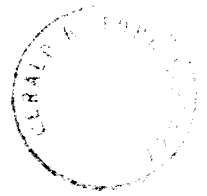
The issues involved are of great significance, as you indicate, and I want the President to be fully informed before he reaches any conclusion.

As soon as possible, I will write you again on this matter.

Sincerely,

Philip W. Buchen  
Counsel to the President

The Honorable Dick <sup>x</sup>Clark  
United States Senate  
Washington, D. C. 20510



RECEIVED  
JUL 17 1976  
CENTRAL FILES

EXECUTIVE

PR 8-1

F617-15

August 4, 1976

Dear Glen:

Your cooperation as a member of the Federal Agency Bicentennial Task Force has been outstanding. I believe the results achieved in Federal Agency Bicentennial programs and projects can be attributed in a substantial way to your enthusiasm and dedication.

The President particularly wanted you to know of his great appreciation for the time and effort you have given to this activity realizing that it has been just a part of your everyday responsibilities.

The July 4th weekend brought us to a peak in the celebratory activities of the Bicentennial. However, there will continue to be a variety of commemorative programs around the country and much of what your Agency is doing will have a lasting value.

Enclosed is a ceremonial copy of the President's Bicentennial Independence Day Proclamation which he would like you to have with his very best wishes for a happy and memorable Bicentennial year.

With kindest personal regards, I am,

Sincerely,



John O. Marsh, Jr.  
Counsellor to the President

The Honorable Glen E. Pommerening  
Assistant Attorney General  
Office of Legal Counsel  
Room 1111  
Department of Justice  
Washington, D. C. 20530

Enclosure

MEM/sjd

2cc: Sandy Drake

10



MEMORANDUM OF INFORMATION FOR THE FILE

DATE 10/11/76

EXECUTIVE

HU 2-5

FE6

FA

FE17-15

LE

LETTER, MEMO, ETC.

TO: Ed Schmults

FROM: Bobbie Greene Kilberg

FE6-11-1/Holm, J.

SUBJECT: Prohibiting sex discrimination  
in all Federally assisted programs



CORRESPONDENCE FILED CENTRAL FILES - CONFIDENTIAL FILE