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WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name KIMMITT, ROBERT: FILES

Withdrawer SMF 7/9/2008

File Folder LEGAL: IRAN (8/18/1981-9/4/1981)

FOIA M2008-113 FELIPPONE

Box Number ~~90301~~ RAC Box 9

17

ID	Doc Type	Document Description	No of Pages	Doc Date	Restrictions	
54819	CABLE	181021Z AUG 81 *D 5/27/2011 M113/1*	2	8/18/1981	B1	B3
54820	CABLE	211548Z AUG 81 *D 5/27/2011 M113/1*	4	8/21/1981	B1	B3
54821	CABLE	260903Z AUG 81 *D 5/27/2011 M113/1*	2	8/26/1981	B1	B3
54822	CABLE	281913Z AUG 81 *D 5/27/2011 M113/1*	2	8/28/1981	B1	B3
54823	CABLE	282048Z AUG 81 *D 5/27/2011 M113/1*	2	8/28/1981	B1	B3

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

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

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

WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name	*Withdrawer*
KIMMITT, ROBERT: FILES	SMF 7/9/2008
File Folder	*FOIA*
LEGAL: IRAN (8/18/1981-9/4/1981)	M2008-113 FELIPPONE
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90301	17

ID	*Document Type* / *Document Description*	*No of pages*	*Doc Date*	*Restrictions*
				8
54819	CABLE 181021Z AUG 81	2	8/18/1981	B1

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Ronald Reagan Library

Collection Name KIMMITT, ROBERT: FILES	*Withdrawer* SMF 7/9/2008
File Folder LEGAL: IRAN (8/18/1981-9/4/1981)	*FOIA* M2008-113 FELIPPONE
Box Number 90301	17

ID	*Document Type* *Document Description*	*No of pages*	*Doc Date*	*Restrictions*
54820	CABLE 211548Z AUG 81	4	8/21/1981	B1

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

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WITHDRAWAL SHEET

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KIMMITT, ROBERT: FILES	SMF 7/9/2008
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Box Number	
90301	17

ID	*Document Type* *Document Description*	*No of pages*	*Doc Date*	*Restrictions*
54821	CABLE 260903Z AUG 81	2	8/26/1981	B1

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

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Box Number 90301	17

ID	*Document Type* *Document Description*	*No of pages*	*Doc Date*	*Restrictions*
54822	CABLE 281913Z AUG 81	2	8/28/1981	B1

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

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ID	*Document Type* *Document Description*	*No of pages*	*Doc Date*	*Restrictions*
54823	CABLE 282048Z AUG 81	2	8/28/1981	B1

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

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NSC/S PROFILE UNCLASSIFIED ID 8105174

File: Legal - Iran

RECEIVED 01 SEP 81 15

TO ALLEN FROM DARMAN, R DOCDATE 01 SEP 81

KEYWORDS: ECONOMICS IRAN

EO

SUBJECT: INTL EMERGENCY ECONOMIC POWERS ACT RE IRAN RPT TO CONGRESS - IEEPA

ACTION: PREPARE MEMO LENZ TO DARMAN DUE: 03 SEP 81 STATUS S FILES

FOR ACTION		FOR CONCURRENCE	FOR INFO
BAILEY	KEMP	KIMMITT	POATS
			WEISS
			STEARMAN

9/2/81
Concurred to Bailey

COMMENTS

REF# 018788CS LOG NSCIFID (H /)

ACTION OFFICER (S)	ASSIGNED	ACTION REQUIRED	DUE	COPIES TO

DISPATCH W/ATTCH FILE (C)

RECEIVED

81 SEP 1 P12: 03

JANET COLSON	Jc 1/1311		
BUD NANCE		For Staffing	
DICK ALLEN			
IRENE DERUS			
JANET COLSON			
BUD NANCE			
PETER			
CY TO VP		SHOW CC	
CY TO MEESE		SHOW CC	
CY TO BAKER		SHOW CC	
CY TO DEAVER		SHOW CC	
CY TO BRADY		SHOW CC	

Comments:

5174

Document No. 018788CS

WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/1/81 ACTION/CONCURRENCE/COMMENT DUE BY: 9/4/81

SUBJECT: Report to Congress Re Iran Per International Emergency Economic Powers Act

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☐	JAMES	☐	☐
MEESE	☐	☑	MURPHY	☐	☐
BAKER	☐	☑	NOFZIGER	☐	☐
DEAVER	☐	☑	WILLIAMSON	☐	☐
STOCKMAN	☐	☐	WEIDENBAUM	☐	☐
ALLEN	☑	☐	CANZERI	☐	☐
ANDERSON	☐	☐	FULLER *(For Cabinet)*	☐	☐
BRADY	☐	☐	HICKEY	☐	☐
DOLE	☐	☐	HODSOLL	☐	☐
FIELDING	☑	☐	MC COY	☐	☐
FRIEDERSDORF	☐	☐	CEQ	☐	☐
GARRICK	☐	☐	OSTP	☐	☐
GERGEN	☐	☐	USTR	☐	☐
HARPER	☐	☐	ROGERS	☐	☐

Remarks:

Could you please provide any comments/edits by Friday, 9/4/81?

Thanks.

Richard G. Darman
Deputy Assistant to the President
and Staff Secretary
(x-2702)

THE WHITE HOUSE
WASHINGTON

CABINET ADMINISTRATION STAFFING MEMORANDUM

DATE: August 31, 1981 NUMBER: 018788CA DUE BY: COB, Thursday, Sept. 3, 1981

SUBJECT: International Emergency Economic Powers Act (Section 204(c))

	ACTION	FYI
ALL CABINET MEMBERS	☐	☐
Vice President	☐	☐
State	☑	☐
Treasury	☐	☐
Defense	☐	☐
Attorney General	☐	☐
Interior	☐	☐
Agriculture	☐	☐
Commerce	☐	☐
Labor	☐	☐
HHS	☐	☐
HUD	☐	☐
Transportation	☐	☐
Energy	☐	☐
Education	☐	☐
Counsellor	☐	☐
OMB	☐	☐
CIA	☐	☐
UN	☐	☐
USTR	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐

	ACTION	FYI
Baker	☐	☐
Deaver	☐	☐
Allen	☐	☐
Anderson	☐	☐
Garrick	☐	☐
Darman *(For WH Staffing)*	☑	☐
Gray	☐	☐
Beal	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐

Remarks: Please review the attached and provide any views you may have by COB, September 3, 1981.

RETURN TO: Craig L. Fuller
Deputy Assistant to the President
Director,
Office of Cabinet Administration

THE SECRETARY OF THE TREASURY
WASHINGTON 20220

August 24, 1981

Dear Mr. President:

Under section 204(c) of the International Emergency Economic Powers Act the President is required to make periodic reports to Congress concerning the Iran emergency. You last reported to Congress on February 24, 1981, when you issued Executive Order 12294, suspending certain claims against Iran. A proposed report is enclosed for your transmittal to Congress.

The proposed report to Congress briefly summarizes actions taken since February 24 pursuant to the Iran emergency. We have delayed forwarding the report until after the conclusion of bank arrangements for the security account, which will be used to pay U.S. claimants, and the transfer of Iranian assets from the U.S. on August 18. A copy of the latest Treasury regulations are attached to the report.

In order to comply with the statutory requirement, I recommend that you forward the report to Congress as soon as possible.

Respectfully,

R. T. McNamar

R. T. McNamar
Acting Secretary

The President
The White House
Washington, D.C. 20500

Enclosure

TO THE CONGRESS OF THE UNITED STATES:

Pursuant to Section 204(c) of the International Emergency Economic Powers Act (IEEPA), 50 U.S.C. Section 1703(c), I hereby report to the Congress with respect to developments since my report of February 24, 1981, concerning the declaration of national emergency with respect to Iran in Executive Order No. 12170 of November 14, 1979. This declaration and previous actions under it were described in earlier reports submitted to the Congress.

1. Pursuant to my decision, reflected in Executive Order No. 12294 of February 24, 1981, that the January 19, 1981 agreements with Iran should be implemented, the Department of the Treasury, acting under my delegation of authority to the Secretary of Treasury, issued a series of regulations to implement Executive Orders Nos. 12276-12285, signed by President Carter on January 19, 1981, and my Order of February 24. Among other things, these regulations revoked certain trade and financial sanctions against Iran, provided for the transfer of blocked Iranian assets to Iran and to a security account for U.S. claimants against Iran, and suspended certain claims of U.S. nationals against Iran pending review by the Iran-U.S. Claims Tribunal. With the exception of regulations issued July 6 and August 17, which are attached herewith, regulations issued since February 24, 1981 have been provided to Congress in accordance with the National Emergencies Act, 50 U.S.C. Section 1641(b).

2. On July 2, 1981 the Supreme Court in the case of Dames & Moore v. Regan, 49 U.S.L.W. 4969 (U.S. July 2, 1981) (No. 80-2078), upheld the President's authority to nullify attachments and other judicial orders with respect to assets of Iran, to order the transfer of those assets pursuant to the agreements with Iran, and to suspend certain claims of U.S. nationals against Iran and Iranian entities.

3. Following the Supreme Court decision and pursuant to certain of the Executive Orders mentioned above, financial assets exceeding two billion dollars held by persons within the United States were transferred to the Federal Reserve Bank of New York in mid-July. The agreements provided that a total of one billion dollars of the assets formerly held by domestic banks was to be transferred to an interest-bearing security account in a foreign bank to be used for payment of Claims Tribunal awards to U.S. nationals against Iran. The remainder of the assets was to be transferred through a foreign bank to Iran.

The technical arrangements for the establishment of the security account were concluded on August 17 by the Central Bank of Algeria, Bank Markazi Iran, the Federal Reserve Bank of New York, and the N.V. Settlement Bank of the Netherlands, a subsidiary of the Netherlands Central Bank. In connection with the arrangements, the U.S. agreed to provide special liquidity support of up to $500 million to the Netherlands Central Bank if lawsuits or other proceedings involving the security account impair the bank's ability to defend the guilder.

On August 18, the funds were transferred by the Federal Reserve Bank of New York to the Settlement Bank. Because of the delay in concluding arrangements for the security account, this transfer was delayed one month from the original transfer date of July 19 contemplated under the agreements.

4. Certain questions concerning the security account which were not resolved in our negotiations with Iran will be referred to the Claims Tribunal, which is expected to decide the issues shortly. These questions concern (1) the disposition of the interest accruing in the funds in the security account; (2) indemnification of the Settlement Bank of the Netherlands and the Netherlands Central Bank, as manager of the funds deposited with the Settlement Bank, against any claims relating to the security account; (3) payment of the administrative fees of the Settlement Bank; and (4) payment of settlements with U.S. claimants worked out directly between the U.S. claimants and Iran.

As now constituted, the Claims Tribunal consists of three Iranian, three U.S., and three neutral arbitrators (two from Sweden and one from France). The Tribunal has held preliminary organizational meetings and is expected to receive claims during the three-month period beginning October 19.

5. Other financial questions remain unresolved. U.S. banks and Bank Markazi Iran are continuing to negotiate concerning the repayment of non-syndicated loans and disputed interest from the $1.418 billion escrow account which is held

by the Bank of England. To date, no payments have been made out of this account.

6. Pursuant to the January 19 agreements, the transfer of certain nonfinancial Iranian property, such as tangible merchandise, is to be made in accordance with directions from Iran. In many cases, there are questions concerning the exact nature of Iran's interest in these properties. Under my delegation of authority, the Treasury Department is reviewing those cases brought to its attention in which the entitlement of Iran is challenged or in which Iran has not paid claims or charges against the properties. In exercise of its discretion, Treasury has the power to license various transfers involving these properties.

7. Although the hostages have been released and certain assets returned to Iran, several financial and diplomatic aspects of the crisis with Iran have not yet been resolved and continue to present an unusual and extraordinary threat to the national security and foreign policy of the United States. I shall continue to exercise the powers at my disposal to deal appropriately with these problems and will continue to report periodically to Congress on significant developments.

Ronald Reagan

an audit determination which are contained in final regulations implementing section 304 of Pub. L. 96-265, published May 29, 1981 (46 FR 29190).

FOR FURTHER INFORMATION CONTACT: Harry Short, Legal Assistant, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone 301-594-7337.

The following corrections are made in FR Doc. 81-16049 appearing on page 29190 in the Federal Register of May 29, 1981:

1. On page 29211, in the center column "§§ 416.1001-416.1078 [redesignated as §§ 416.1801-416.1878 (Subpart R)] is corrected to read "§§ 416.1001-416.1081 [Redesignated as §§ 416.1801-416.1881 (Subpart R)]".

2. On page 29211, in the center column, action item number 3 "The section headings and the text of §§ 416.1001-416.1078 are redesignated as §§ 416.1801-416.1878 [Subpart R]. The title of Subpart R is "Relationship"." is corrected to read "The section headings and the text of §§ 416.1001-416.1081 are redesignated as §§ 416.1801-416.1881 [Subpart R]. The title of Subpart R is "Family Relationships".".

3. On page 239213, in the center column the cross-reference "§ 416.1072" in § 416.1015(c) is corrected to read "416.972".

4. On page 29214, in the third column the second to the last sentence in § 416.1027(b) is corrected by deleting the words "within 30 days of the date of the decision by the Commissioner".

Dated: August 12, 1981.

Robert F. Sermier,

Deputy Assistant Secretary for Management Analysis and Systems.

[FR Doc 81-24239 Filed 8-18-81; 8:45 am]

BILLING CODE 4110-07-M

ENVIRONMENTAL PROTECTION AGENCY

21 CFR Part 193

[FAP 8H5 193/T72; PH-FRL 1901-7]

Tolerances for Pesticides in Food Administered by the Environmental Protection Agency; Aldicarb

Correction

On page 39828 in the issue of Wednesday, August 5, 1981, the document on the pesticide aldicarb was incorrectly cited in the heading as relating to Title 40 Part 193 of the Code of Federal Regulations. It should have been cited as Title 21 Part 193; therefore, in the heading, change "40 CFR Part 193" to read "21 CFR Part 193".

BILLING CODE 1505-01-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 808

Surface Coal Mining and Reclamation Operations Permanent Program Regulations; Performance Bonding

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Notice of suspension of rule.

SUMMARY: OSM is suspending 30 CFR 808.12(c) pending the outcome of rulemaking which will result from granting a petition.

EFFECTIVE DATE: September 18, 1981.

FOR FURTHER INFORMATION CONTACT: Mr. Russell Price, Civil Engineer, Division of Technical Services, Office of Surface Mining, U.S. Department of the Interior, South Building, 1951 Constitution Avenue, N.W., Washington, D.C. 20240; Telephone (202) 343-4022.

SUPPLEMENTARY INFORMATION: For discussion of this document, see proposed rule section of this issue of the Federal Register.

Dated: August 14, 1981.

J. R. Harris,

Director.

§ 808.12 [Amended]

Accordingly, 30 CFR 808.12(c) as published on August 6, 1980, (45 FR 52324) is suspended.

(Secs. 509 and 519, Pub. L. 95-87, 91 Stat. 480, 501 (30 U.S.C. 1259 and 1269))

[FR Doc. 81-24142 Filed 8-18-81; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 535

Iranian Assets Control Regulations: Authority To Enter Into Agreements With Designated Foreign Banks

AGENCY: Office of Foreign Assets Control.

ACTION: Final rule.

SUMMARY: The Office of Foreign Assets Control is amending the Iranian Assets Control Regulations. The purpose of the amendment is to authorize the Federal Reserve Bank of New York, as fiscal agent of the United States, to enter into escrow and related agreements with designated foreign banks. These agreements are necessary to implement the terms of the Iran-U.S. Agreements of January 19, 1981.

EFFECTIVE DATE: August 17, 1981.

FOR FURTHER INFORMATION CONTACT: Raymond W. Konan, Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220, Tel. (202) 376-0236.

SUPPLEMENTARY INFORMATION: Since the Regulations involve a foreign affairs function, the provisions of the Administrative Procedure Act, 5 U.S.C. 553, requiring notice of proposed rulemaking, opportunity for public participation and delay in effective date, are inapplicable.

Similarly, because the Regulations are issued with respect to a foreign affairs function of the United States, they are not subject to Executive Order 12291 of February 17, 1981, dealing with Federal regulations.

31 CFR Part 535 is amended as follows:

Section 535.210 is amended by the revision of paragraph (a) as follows:

§ 535.210 Direction for establishing an escrow agreement.

(a) The Federal Reserve Bank of New York, as fiscal agent of the United States, is licensed, authorized, directed and compelled to enter into escrow and related agreements under which certain money and other assets shall be credited to escrow accounts by the Bank of England or the N.V. Settlement Bank of the Netherlands.

* * * * *

(Sec. 201-207, 91 Stat. 1626, 50 U.S.C. 1701-1706; E.O. No. 12170, 44 FR 65729; E.O. No. 12205, 45 FR 24099; E.O. No. 12211, 45 FR 26605; E.O. No. 12276, 46 FR 7913; E.O. No. 12279, 46 FR 7919; E.O. No. 12280, 46 FR 7921; E.O. No. 12281, 46 FR 7923; E.O. No. 12282, 46 FR 7925; and E.O. No. 12294, 46 FR 14111)

Dated: August 17, 1981.

Susan M. Swinehart,

Acting Director.

Approved:

John M. Walker, Jr.,

Assistant Secretary.

[FR Doc. 81-24281 Filed 8-17-81; 12:47 pm]

BILLING CODE 4810-25-M

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 535

Iranian Assets Control Regulations: Transfer of Financial Assets to Federal Reserve Bank of New York

AGENCY: Office of Foreign Assets Control.

ACTION: Final rule.

SUMMARY: The Office of Foreign Assets Control is amending the Iranian Assets Control Regulations. The purposes of the amendments are: (1) to direct banks and other persons holding Iranian financial assets to transfer them to the Federal Reserve Bank of New York by 11 a.m., E.D.T., July 10, 1981; (2) to revoke the policy of not seeking to impose civil or criminal sanctions on holders of certain Iranian nonfinancial property who do not comply with the transfer requirements of the Iranian Assets Control Regulations; and (3) to provide that, in calculating interest to be paid on certain Iranian financial assets, no penalty shall be imposed by banks for early withdrawal of deposits held as time deposits.

EFFECTIVE DATE: July 6, 1981.

FOR FURTHER INFORMATION CONTACT: Raymond W. Konan, Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220, Tel. (202) 376-0236.

SUPPLEMENTARY INFORMATION: The Supreme Court, in the case of *Dames & Moore* v. *Regan*, has upheld the President's authority to order assets of Iran transferred pursuant to the Iran-U.S. Agreements of January 19, 1981. The Supreme Court's decision clearly affirms the authority which the President exercised in nullifying attachments and other judicial orders with respect to these assets and permits them to be transferred without regard to the nullified judicial orders.

These amendments provide that Iranian financial assets shall be transferred to the Federal Reserve Bank of New York no later than 11 a.m., E.D.T., July 10, 1981, in order to facilitate the subsequent transfer as provided in the agreements. The transferred assets will be held by the Federal Reserve Bank of New York, as fiscal agent of the United States, for subsequent transfer as directed by the Secretary of the Treasury. (Nonfiancial assets of Iran are to be transferred at the direction of the Government of Iran as provided by 31 CFR 535.215.) The Department of the Treasury will seek prompt enforcement of these regulations through civil or criminal proceedings, as may be required.

Since the Regulations involve a foreign affairs function, the provisions of the Administrative Procedure Act, 5 U.S.C. 553, requiring notice of proposed rulemaking, opportunity for public participation and delay in effective date, are inapplicable. Similarly, because the Regulations are issued with respect to a foreign affairs function of the United States, they are not subject to Executive Order 12291 of February 17, 1981, dealing with Federal regulations.

31 CFR Part 535 is amended as follows:

1. Section 535.213 is amended by the revocation and removal of paragraph (e) and the revision of paragraph (b) as follows:

§ 535.213 [Amended]

* * * * *

(b) Transfers of funds, securities or deposits under paragraph (a) of this section shall be in accordance with the provisions of section 535.221 of this part, and such funds, securities or deposits, plus interest at commercially reasonable rates from November 14, 1979, to the transfer date, shall be received by the Federal Reserve Bank of New York by 11 a.m., E.D.T., July 10, 1981. For periods for which rates are to be determined in the future, whether by agreement between Iran and the bank or otherwise (see § 535.440), interest for such periods shall be transferred to the Federal Reserve Bank of New York promptly upon such determination.

* * * * *

(e) [Removed].

2. Section 535.214 is amended by the revocation and removal of paragraph (e)

and the revision of paragraph (b) as follows:

§ 535.214 [Amended]

* * * * *

(b) Transfers of funds and securities under paragraph (a) of this section shall be in accordance with the provisions of section 535.221 of this part, and such funds and securities shall be received by the Federal Reserve Bank of New York by 11 a.m., E.D.T., July 10, 1981.

* * * * *

(e) [Removed].

3. Section 535.215 is amended by the revocation and removal of paragraph (c).

§ 535.215 [Amended]

* * * * *

(c) [Removed].

4. Section 535.440 is amended by designating the existing text as paragraph (a) and by adding a new paragraph (b) as follows:

§ 535.440 [Amended]

* * * * *

(b) For deposits held as time deposits, no penalty shall be imposed for early withdrawal. (In this connection the Board of Governors of the Federal Reserve System has determined that application of the penalty for early withdrawal of time deposits transferred before maturity, pursuant to section 535.213, is not required.)

(Sec. 201–207, 91 Stat. 1626, 50 U.S.C. 1701–1706; E.O. No. 12170, 44 FR 65729; E.O. No. 12205, 45 FR 24099; E.O. No. 12211, 45 FR 26685; E.O. No. 12276, 46 FR 7913; E.O. No. 12279, 46 FR 7919; E.O. No. 12280, 46 FR 79[illegible]; E.O. No. 12281, 46 FR 7923; E.O. No. 12282, [illegible] FR 7925; and E.O. No. 12294, 46 FR 14111)

Dated: July 6, 1981.

Dennis M. O'Connell,

Director.

[FR Doc. 81-[illegible] Filed 7-6-81; 10:47 am]

BILLING CODE 4810-25-M

Kimmitt

5174

Legal -- Iran

MEMORANDUM

NATIONAL SECURITY COUNCIL

September 2, 1981

ACTION

MEMORANDUM FOR ALLEN LENZ

FROM: NORMAN A. BAILEY NB

SUBJECT: Report to Congress re Iran

Richard Darman has requested NSC staff comments/edits on a draft report to congress (Tab A) summarizing actions taken since February 24 pursuant to the Iran emergency.

The memo for your signature at Tab I informs Darman that the NSC staff has no comment or changes to make.

Geoff Kemp and Robert Kimmitt concur.

RECOMMENDATION:

That you sign the memorandum to Richard Darman at Tab I.

APPROVE _________ DISAPPROVE _________

Attachments
Tab I Memo to Darman
Tab A Draft Report to Congress

MEMORANDUM

5174

NATIONAL SECURITY COUNCIL

<u>INFORMATION</u>

MEMORANDUM FOR RICHARD G. DARMAN

FROM: ALLEN LENZ

SUBJECT: Report to Congress re Iran

The NSC staff has no comment or changes to make to the draft report to Congress which you forwarded for comment on September 1 (Tab A).

Attachment
Tab A Draft Report to Congress

RECEIVED

81 SEP 1 P12:03

JANET COLSON	Jc 1/1311		
BUD NANCE			
DICK ALLEN		For Staffing	
IRENE DERUS			
JANET COLSON			
BUD NANCE			
PETER			
CY TO VP		SHOW CC	
CY TO MEESE		SHOW CC	
CY TO BAKER		SHOW CC	
CY TO DEAVER		SHOW CC	
CY TO BRADY		SHOW CC	

Comments:

~~Kimmett~~

MEMORANDUM

5174

NATIONAL SECURITY COUNCIL

September 4, 1981

INFORMATION

MEMORANDUM FOR RICHARD G. DARMAN

FROM: ALLEN LENZ Allen J. Lenz

SUBJECT: Report to Congress re Iran

The NSC staff has no comment or changes to make to the draft report to Congress which you forwarded for comment on September 1 (Tab A).

Attachment
Tab A Draft Report to Congress

5174

Document No. 018788CS

WHITE HOUSE STAFFING MEMORANDUM

DATE: 9/1/81 ACTION/CONCURRENCE/COMMENT DUE BY: 9/4/81

SUBJECT: Report to Congress Re Iran Per International Emergency Economic Powers Act

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☐	☐	JAMES	☐	☐
MEESE	☐	☑	MURPHY	☐	☐
BAKER	☐	☑	NOFZIGER	☐	☐
DEAVER	☐	☑	WILLIAMSON	☐	☐
STOCKMAN	☐	☐	WEIDENBAUM	☐	☐
ALLEN	☑	☐	CANZERI	☐	☐
ANDERSON	☐	☐	FULLER *(For Cabinet)*	☐	☐
BRADY	☐	☐	HICKEY	☐	☐
DOLE	☐	☐	HODSOLL	☐	☐
FIELDING	☑	☐	MC COY	☐	☐
FRIEDERSDORF	☐	☐	CEQ	☐	☐
GARRICK	☐	☐	OSTP	☐	☐
GERGEN	☐	☐	USTR	☐	☐
HARPER	☐	☐	ROGERS	☐	☐

Remarks:

Could you please provide any comments/edits by Friday, 9/4/81?

Thanks.

Richard G. Darman
Deputy Assistant to the President
and Staff Secretary
(x-2702)

THE WHITE HOUSE

WASHINGTON

CABINET ADMINISTRATION STAFFING MEMORANDUM

DATE: August 31, 1981 NUMBER: 018788CA DUE BY: COB, Thursday, Sept. 3, 1981

SUBJECT: International Emergency Economic Powers Act (Section 204(c))

	ACTION	FYI
ALL CABINET MEMBERS	☐	☐
Vice President	☐	☐
State	☑	☐
Treasury	☐	☐
Defense	☐	☐
Attorney General	☐	☐
Interior	☐	☐
Agriculture	☐	☐
Commerce	☐	☐
Labor	☐	☐
HHS	☐	☐
HUD	☐	☐
Transportation	☐	☐
Energy	☐	☐
Education	☐	☐
Counsellor	☐	☐
OMB	☐	☐
CIA	☐	☐
UN	☐	☐
USTR	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐

	ACTION	FYI
Baker	☐	☐
Deaver	☐	☐
Allen	☐	☐
Anderson	☐	☐
Garrick	☐	☐
Darman *(For WH Staffing)*	☑	☐
Gray	☐	☐
Beal	☐	☐
______	☐	☐
______	☐	☐
______	☐	☐

Remarks: Please review the attached and provide any views you may have by COB, September 3, 1981.

RETURN TO: Craig L. Fuller
Deputy Assistant to the President
Director,
Office of Cabinet Administration

THE SECRETARY OF THE TREASURY
WASHINGTON 20220

August 24, 1981

Dear Mr. President:

Under section 204(c) of the International Emergency Economic Powers Act the President is required to make periodic reports to Congress concerning the Iran emergency. You last reported to Congress on February 24, 1981, when you issued Executive Order 12294, suspending certain claims against Iran. A proposed report is enclosed for your transmittal to Congress.

The proposed report to Congress briefly summarizes actions taken since February 24 pursuant to the Iran emergency. We have delayed forwarding the report until after the conclusion of bank arrangements for the security account, which will be used to pay U.S. claimants, and the transfer of Iranian assets from the U.S. on August 18. A copy of the latest Treasury regulations are attached to the report.

In order to comply with the statutory requirement, I recommend that you forward the report to Congress as soon as possible.

Respectfully,

R. T. McNamar

R. T. McNamar
Acting Secretary

The President
The White House
Washington, D.C. 20500

Enclosure

TO THE CONGRESS OF THE UNITED STATES:

Pursuant to Section 204(c) of the International Emergency Economic Powers Act (IEEPA), 50 U.S.C. Section 1703(c), I hereby report to the Congress with respect to developments since my report of February 24, 1981, concerning the declaration of national emergency with respect to Iran in Executive Order No. 12170 of November 14, 1979. This declaration and previous actions under it were described in earlier reports submitted to the Congress.

1. Pursuant to my decision, reflected in Executive Order No. 12294 of February 24, 1981, that the January 19, 1981 agreements with Iran should be implemented, the Department of the Treasury, acting under my delegation of authority to the Secretary of Treasury, issued a series of regulations to implement Executive Orders Nos. 12276-12285, signed by President Carter on January 19, 1981, and my Order of February 24. Among other things, these regulations revoked certain trade and financial sanctions against Iran, provided for the transfer of blocked Iranian assets to Iran and to a security account for U.S. claimants against Iran, and suspended certain claims of U.S. nationals against Iran pending review by the Iran-U.S. Claims Tribunal. With the exception of regulations issued July 6 and August 17, which are attached herewith, regulations issued since February 24, 1981 have been provided to Congress in accordance with the National Emergencies Act, 50 U.S.C. Section 1641(b).

2. On July 2, 1981 the Supreme Court in the case of Dames & Moore v. Regan, 49 U.S.L.W. 4969 (U.S. July 2, 1981) (No. 80-2078), upheld the President's authority to nullify attachments and other judicial orders with respect to assets of Iran, to order the transfer of those assets pursuant to the agreements with Iran, and to suspend certain claims of U.S. nationals against Iran and Iranian entities.

3. Following the Supreme Court decision and pursuant to certain of the Executive Orders mentioned above, financial assets exceeding two billion dollars held by persons within the United States were transferred to the Federal Reserve Bank of New York in mid-July. The agreements provided that a total of one billion dollars of the assets formerly held by domestic banks was to be transferred to an interest-bearing security account in a foreign bank to be used for payment of Claims Tribunal awards to U.S. nationals against Iran. The remainder of the assets was to be transferred through a foreign bank to Iran.

The technical arrangements for the establishment of the security account were concluded on August 17 by the Central Bank of Algeria, Bank Markazi Iran, the Federal Reserve Bank of New York, and the N.V. Settlement Bank of the Netherlands, a subsidiary of the Netherlands Central Bank. In connection with the arrangements, the U.S. agreed to provide special liquidity support of up to $500 million to the Netherlands Central Bank if lawsuits or other proceedings involving the security account impair the bank's ability to defend the guilder.

On August 18, the funds were transferred by the Federal Reserve Bank of New York to the Settlement Bank. Because of the delay in concluding arrangements for the security account, this transfer was delayed one month from the original transfer date of July 19 contemplated under the agreements.

4. Certain questions concerning the security account which were not resolved in our negotiations with Iran will be referred to the Claims Tribunal, which is expected to decide the issues shortly. These questions concern (1) the disposition of the interest accruing in the funds in the security account; (2) indemnification of the Settlement Bank of the Netherlands and the Netherlands Central Bank, as manager of the funds deposited with the Settlement Bank, against any claims relating to the security account; (3) payment of the administrative fees of the Settlement Bank; and (4) payment of settlements with U.S. claimants worked out directly between the U.S. claimants and Iran.

As now constituted, the Claims Tribunal consists of three Iranian, three U.S., and three neutral arbitrators (two from Sweden and one from France). The Tribunal has held preliminary organizational meetings and is expected to receive claims during the three-month period beginning October 19.

5. Other financial questions remain unresolved. U.S. banks and Bank Markazi Iran are continuing to negotiate concerning the repayment of non-syndicated loans and disputed interest from the $1.418 billion escrow account which is held

by the Bank of England. To date, no payments have been made out of this account

6. Pursuant to the January 19 agreements, the transfer of certain nonfinancial Iranian property, such as tangible merchandise, is to be made in accordance with directions from Iran. In many cases, there are questions concerning the exact nature of Iran's interest in these properties. Under my delegation of authority, the Treasury Department is reviewing those cases brought to its attention in which the entitlement of Iran is challenged or in which Iran has not paid claims or charges against the properties. In exercise of its discretion, Treasury has the power to license various transfers involving these properties.

7. Although the hostages have been released and certain assets returned to Iran, several financial and diplomatic aspects of the crisis with Iran have not yet been resolved and continue to present an unusual and extraordinary threat to the national security and foreign policy of the United States. I shall continue to exercise the powers at my disposal to deal appropriately with these problems and will continue to report periodically to Congress on significant developments.

Ronald Reagan

an audit determination which are contained in final regulations implementing section 304 of Pub. L. 96-265, published May 29, 1981 (46 FR 29190).

FOR FURTHER INFORMATION CONTACT: Harry Short, Legal Assistant, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone 301-594-7337.

The following corrections are made in FR Doc. 81-16049 appearing on page 29190 in the Federal Register of May 29, 1981:

1. On page 29211, in the center column "§§ 416.1001-416.1078 [redesignated as §§ 416.1801-416.1878 (Subpart R)] is corrected to read "§§ 416.1001-416.1081 [Redesignated as §§ 416.1801-416.1881 (Subpart R)]".

2. On page 29211, in the center column, action item number 3 "The section headings and the text of §§ 416.1001-416.1078 are redesignated as §§ 416.1801-416.1878 [Subpart R]. The title of Subpart R is "Relationship"." is corrected to read "The section headings and the text of §§ 416.1001-416.1081 are redesignated as §§ 416.1801-416.1881 [Subpart R]. The title of Subpart R is "Family Relationships".".

3. On page 239213, in the center column the cross-reference "§ 416.1072" in § 416.1015(c) is corrected to read "416.972".

4. On page 29214, in the third column the second to the last sentence in § 416.1027(b) is corrected by deleting the words "within 30 days of the date of the decision by the Commissioner".

Dated: August 12, 1981.

Robert F. Sermier,

Deputy Assistant Secretary for Management Analysis and Systems.

[FR Doc 81-24239 Filed 8-18-81; 8:45 am]

BILLING CODE 4110-07-M

ENVIRONMENTAL PROTECTION AGENCY

21 CFR Part 193

[FAP 8H5 193/T72; PH-FRL 1901-7]

Tolerances for Pesticides in Food Administered by the Environmental Protection Agency; Aldicarb

Correction

On page 39828 in the issue of Wednesday, August 5, 1981, the document on the pesticide aldicarb was incorrectly cited in the heading as relating to Title 40 Part 193 of the Code of Federal Regulations. It should have been cited as Title 21 Part 193; therefore, in the heading, change "**40 CFR Part 193**" to read "**21 CFR Part 193**".

BILLING CODE 1505-01-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 808

Surface Coal Mining and Reclamation Operations Permanent Program Regulations; Performance Bonding

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Notice of suspension of rule.

SUMMARY: OSM is suspending 30 CFR 808.12(c) pending the outcome of rulemaking which will result from granting a petition.

EFFECTIVE DATE: September 18, 1981.

FOR FURTHER INFORMATION CONTACT: Mr. Russell Price, Civil Engineer, Division of Technical Services, Office of Surface Mining, U.S. Department of the Interior, South Building, 1951 Constitution Avenue, N.W., Washington, D.C. 20240; Telephone (202) 343-4022.

SUPPLEMENTARY INFORMATION: For discussion of this document, see proposed rule section of this issue of the Federal Register.

Dated: August 14, 1981.

J. R. Harris,

Director.

§ 808.12 [Amended]

Accordingly, 30 CFR 808.12(c) as published on August 6, 1980, (45 FR 52324) is suspended.

(Secs. 509 and 519, Pub. L. 95-87, 91 Stat. 480, 501 (30 U.S.C. 1259 and 1269))

[FR Doc. 81-24143 Filed 8-18-81; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 535

Iranian Assets Control Regulations: Authority To Enter Into Agreements With Designated Foreign Banks

AGENCY: Office of Foreign Assets Control.

ACTION: Final rule.

SUMMARY: The Office of Foreign Assets Control is amending the Iranian Assets Control Regulations. The purpose of the amendment is to authorize the Federal Reserve Bank of New York, as fiscal agent of the United States, to enter into escrow and related agreements with designated foreign banks. These agreements are necessary to implement the terms of the Iran-U.S. Agreements of January 19, 1981.

EFFECTIVE DATE: August 17, 1981.

FOR FURTHER INFORMATION CONTACT: Raymond W. Konan, Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220, Tel. (202) 376-0236.

SUPPLEMENTARY INFORMATION: Since the Regulations involve a foreign affairs function, the provisions of the Administrative Procedure Act, 5 U.S.C. 553, requiring notice of proposed rulemaking, opportunity for public participation and delay in effective date, are inapplicable.

Similarly, because the Regulations are issued with respect to a foreign affairs function of the United States, they are not subject to Executive Order 12291 of February 17, 1981, dealing with Federal regulations.

31 CFR Part 535 is amended as follows:

Section 535.210 is amended by the revision of paragraph (a) as follows:

§ 535.210 Direction for establishing an escrow agreement.

(a) The Federal Reserve Bank of New York, as fiscal agent of the United States, is licensed, authorized, directed and compelled to enter into escrow and related agreements under which certain money and other assets shall be credited to escrow accounts by the Bank of England or the N.V. Settlement Bank of the Netherlands.

* * * * *

(Sec. 201-207, 91 Stat. 1626, 50 U.S.C. 1701-1706; E.O. No. 12170, 44 FR 65729; E.O. No. 12205, 45 FR 24099; E.O. No. 12211, 45 FR 26685; E.O. No. 12276, 46 FR 7913; E.O. No. 12279, 46 FR 7919; E.O. No. 12280, 46 FR 7921; E.O. No. 12281, 46 FR 7923; E.O. No. 12282, 46 FR 7925; and E.O. No. 12294, 46 FR 14111)

Dated: August 17, 1981.

Susan M. Swinehart,

Acting Director.

Approved:

John M. Walker, Jr.,

Assistant Secretary.

[FR Doc. 81-24281 Filed 8-17-81; 12:47 pm]

BILLING CODE 4810-25-M

[redacted]

[redacted]

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 535

Iranian Assets Control Regulations: Transfer of Financial Assets to Federal Reserve Bank of New York

AGENCY: Office of Foreign Assets Control.

ACTION: Final rule.

SUMMARY: The Office of Foreign Assets Control is amending the Iranian Assets Control Regulations. The purposes of the amendments are: (1) to direct banks and other persons holding Iranian financial assets to transfer them to the Federal Reserve Bank of New York by 11 a.m., E.D.T., July 10, 1981; (2) to revoke the policy of not seeking to impose civil or criminal sanctions on holders of certain Iranian nonfinancial property who do not comply with the transfer requirements of the Iranian Assets Control Regulations; and (3) to provide that, in calculating interest to be paid on certain Iranian financial assets, no penalty shall be imposed by banks for early withdrawal of deposits held as time deposits.

EFFECTIVE DATE: July 6, 1981.

FOR FURTHER INFORMATION CONTACT: Raymond W. Konan, Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220, Tel. (202) 376-0236.

SUPPLEMENTARY INFORMATION: The Supreme Court, in the case of *Dames & Moore* v. *Regan*, has upheld the President's authority to order assets of Iran transferred pursuant to the Iran-U.S. Agreements of January 19, 1981. The Supreme Court's decision clearly affirms the authority which the President exercised in nullifying attachments and other judicial orders with respect to these assets and permits them to be transferred without regard to the nullified judicial orders.

These amendments provide that Iranian financial assets shall be transferred to the Federal Reserve Bank of New York no later than 11 a.m., E.D.T., July 10, 1981, in order to facilitate the subsequent transfer as provided in the agreements. The transferred assets will be held by the Federal Reserve Bank of New York, as fiscal agent of the United States, for subsequent transfer as directed by the Secretary of the Treasury. (Nonfiancial assets of Iran are to be transferred at the direction of the Government of Iran as provided by 31 CFR 535.215.) The Department of the Treasury will seek prompt enforcement of these regulations through civil or criminal proceedings, as may be required.

Since the Regulations involve a foreign affairs function, the provisions of the Administrative Procedure Act, 5 U.S.C. 553, requiring notice of proposed rulemaking, opportunity for public participation and delay in effective date, are inapplicable. Similarly, because the Regulations are issued with respect to a foreign affairs function of the United States, they are not subject to Executive Order 12291 of February 17, 1981, dealing with Federal regulations.

31 CFR Part 535 is amended as follows:

1. Section 535.213 is amended by the revocation and removal of paragraph (e) and the revision of paragraph (b) as follows:

§ 535.213 [Amended]

* * * * *

(b) Transfers of funds, securities or deposits under paragraph (a) of this section shall be in accordance with the provisions of section 535.221 of this part, and such funds, securities or deposits, plus interest at commercially reasonable rates from November 14, 1979, to the transfer date, shall be received by the Federal Reserve Bank of New York by 11 a.m., E.D.T., July 10, 1981. For periods for which rates are to be determined in the future, whether by agreement between Iran and the bank or otherwise (see § 535.440), interest for such periods shall be transferred to the Federal Reserve Bank of New York promptly upon such determination.

* * * * *

(e) [Removed].

2. Section 535.214 is amended by the revocation and removal of paragraph (e)

and the revision of paragraph (b) as follows:

§ 535.214 [Amended]

* * * * *

(b) Transfers of funds and securities under paragraph (a) of this section shall be in accordance with the provisions of section 535.221 of this part, and such funds and securities shall be received by the Federal Reserve Bank of New York by 11 a.m., E.D.T., July 10, 1981.

* * * * *

(e) [Removed].

3. Section 535.215 is amended by the revocation and removal of paragraph (c).

§ 535.215 [Amended]

* * * * *

(c) [Removed].

4. Section 535.440 is amended by designating the existing text as paragraph (a) and by adding a new paragraph (b) as follows:

§ 535.440 [Amended]

* * * * *

(b) For deposits held as time deposits, no penalty shall be imposed for early withdrawal. (In this connection the Board of Governors of the Federal Reserve System has determined that application of the penalty for early withdrawal of time deposits transferred before maturity, pursuant to section 535.213, is not required.)

(Sec. 201–207, 91 Stat. 1626, 50 U.S.C. 1701–1706; E.O. No. 12170, 44 FR 65729; E.O. No. 12205, 45 FR 24099; E.O. No. 12211, 45 FR 26685; E.O. No. 12276, 46 FR 7913; E.O. No. 12279, 46 FR 7919; E.O. No. 12280, 46 FR 7921; E.O. No. 12281, 46 FR 7923; E.O. No. 12282, 46 FR 7925; and E.O. No. 12294, 46 FR 14111)

Dated: July 6, 1981.

Dennis M. O'Connell,

Director.

[FR Doc. 81-[illegible] Filed 7-6-81; 10:41 am]

BILLING CODE [illegible]

AJL

MEMORANDUM 5174

NATIONAL SECURITY COUNCIL

September 2, 1981

ACTION

MEMORANDUM FOR ALLEN LENZ

FROM: NORMAN A. BAILEY NB

SUBJECT: Report to Congress re Iran

Richard Darman has requested NSC staff comments/edits on a draft report to congress (Tab A) summarizing actions taken since February 24 pursuant to the Iran emergency.

The memo for your signature at Tab I informs Darman that the NSC staff has no comment or changes to make.

Geoff Kemp and Robert Kimmitt concur.

RECOMMENDATION:

That you sign the memorandum to Richard Darman at Tab I.

APPROVE ________ DISAPPROVE ________

Attachments
Tab I Memo to Darman
Tab A Draft Report to Congress

NSC/S PROFILE UNCLASSIFIED ID 8105237

RECEIVED 05 SEP 81 09

TO ALLEN FROM MCCALPIN, F WILLIAM DOCDATE 28 AUG 81

KEYWORDS: IRAN LEGAL ISSUES

SUBJECT: OFFICIAL POLICY OF THE AMERICAN BAR ASSOC RE CLAIMS AGAINST IRAN

ACTION: PREPARE REPLY FOR ALLEN SIG DUE: 08 SEP 81 STATUS S FILES

FOR ACTION		FOR CONCURRENCE	FOR INFO
KEMP	KIMMITT		STEARMAN

(1) No comment to Kemp — O.K. 9-14-81

(2) File Legal — Iran

COMMENTS

REF# LOG NSCIFID (M /)

ACTION OFFICER (S)	ASSIGNED	ACTION REQUIRED	DUE	COPIES TO

DISPATCH W/ATTCH FILE (C)

5237

RECEIVED

81 SEP 3 A11 : 18

JANET COLSON			
BUD NANCE			
DICK ALLEN			
IRENE DERUS			
JANET COLSON			
BUD NANCE			
PETER			
CY TO VP		SHOW CC	
CY TO MEESE		SHOW CC	
CY TO BAKER		SHOW CC	
CY TO DEAVER		SHOW CC	
CY TO BRADY		SHOW CC	

Staff response

Comments:

5237

AMERICAN BAR ASSOCIATION

SECRETARY
F. Wm. McCalpin
Suite 1400
611 Olive Street
St. Louis, MO 63101

ASSISTANT SECRETARY
William H. Neukom
1000 Norton Building
Seattle, WA 98104

1155 EAST 60TH ST., CHICAGO, ILLINOIS 60637 TELEPHONE (312) 947-4000

WRITER'S DIRECT TELEPHONE NUMBER (312) 947-4019

August 28, 1981

Honorable Richard Allen
Assistant to the President for National
Security Affairs
The White House
1600 Pennsylvania Avenue, N. W.
Washington, D. C. 20500

RE: U. S. Claims Agreement with Iran

Dear Mr. Allen:

At the meeting of the House of Delegates of the American Bar Association held August 11-12, 1981 the attached resolution was adopted upon recommendation of the Section of International Law. The action taken thus becomes the official policy of the Association in this matter.

This resolution is transmitted for your information and whatever action you may deem appropriate. Please do not hesitate to let us know if you need any further information, have any questions or if we can be of any assistance.

Sincerely yours,

F. Wm. McCalpin

F. Wm. McCalpin

FWM/BAH/kab
Enclosure
0716L/0750L/0751L

cc: Charles N. Brower, Esquire
Chairman, Section of International Law
William L. Howland, Esquire

REPORT #101D

U.S. CLAIMS AGREEMENT WITH IRAN

BE IT RESOLVED that the American Bar Association (without taking a position on the legal issues pertaining to the declarations which are now in the courts) commends the efforts of the Government of the United States of America in implementing the Declaration of the Government of the Democratic and Popular Republic of Algeria concerning the settlement of claims with the Government of the Islamic Republic of Iran, as initiated on January 19, 1981, and in particular the Association commends the efforts of the Government of the United States to assure full, fair and prompt compensation of American claimants through settlement negotiations and through arbitration by an impartial international claims tribunal.

BE IT FURTHER RESOLVED that the American Bar Association believes that it is critical to the success of the claims settlement and arbitration process contemplated by the claims settlement agreement between the United States and Iran that the Office of Legal Adviser of the Department of State, and any other Government agencies concerned with implementing American participation in the settlement and arbitration process, be provided with sufficient resources to insure that resolution of claims, including the Government's representation of claimants with claims of less than $250,000, goes forward as expeditiously and efficiently as possible and with the highest professional quality of representation for American interest.

0790L/5