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THE WHITE HOUSE

WASHINGTON

October 26, 1983

MEMORANDUM FOR JOHN HERRINGTON

FROM: FRED F. FIELDING

All necessary clearances and certifications have been accomplished with regard to the following individual and he is ready for formal nomination by the President:

Diego C. Asencio - to be Ambassador to Brazil

cc: Claire O'Donnell
Jane Dannenhauer
Dick Hauser
John Roberts

UNDER SECRETARY OF STATE
FOR MANAGEMENT
WASHINGTON

LIMITED OFFICIAL USE

October 25, 1983

MEMORANDUM FOR THE HONORABLE JOHN S. HERRINGTON
THE WHITE HOUSE

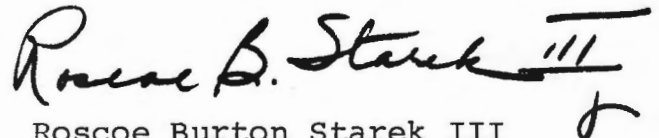
Subject: Nomination of Diego C. Asencio
as Ambassador to Brazil

Transmitted herewith is a Memorandum for the President transmitting the nomination of Diego C. Asencio, of Florida, a Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Brazil. He would succeed Langhorne A. Motley whose resignation was accepted on July 6, 1983.

Approval of this nomination was received in August 1983.

Attached is a draft press release to be used at the time of the announcement of the nomination. We would appreciate twenty-four hours advance notice of the announcement in order to advise the Government of Brazil.

Attached also is the report you will wish to forward to the Senate Foreign Relations Committee regarding demonstrated competence of this nominee.


Roscoe Burton Starek III
Special Assistant

Attachments:

As stated.

LIMITED OFFICIAL USE

THE SECRETARY OF STATE
WASHINGTON

October 25, 1983

MEMORANDUM FOR: THE PRESIDENT
FROM: George P. Shultz *gps*
SUBJECT: Nomination of Diego C. Asencio
as Ambassador to Brazil

Attached for your approval is the nomination of Diego C. Asencio, of Florida, a Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Brazil. He would succeed Langhorne A. Motley whose resignation was accepted on July 6, 1983.

Agreement to Mr. Asencio's appointment has been received from the Government of Brazil.

Mr. Asencio has been accorded security clearance based upon a full field investigation by the Department's Office of Security. All questions relating to potential conflict of interest have been resolved.

Attachments:

1. Nomination.
2. Biographic sketch.

DIEGO C. ASENCIO

Position for which considered: Ambassador to Brazil

Present Position: Assistant Secretary of State for Consular Affairs

Office Address: Department of State, Washington, D. C. 20520

Born: July 15, 1931, Nijar, Almeria, Spain

Legal Residence: Port St. Lucie, Florida

Marital Status: Married

Family: Wife: former Nancy Rodriguez
Children: Manuel
Diego C.
Anne F.
Maria D.
Francis X.

Home Address: 607 21st Street N. W.
Washington, D. C. 20006

Education: B.S.F.S. 1952, Georgetown University

Language Ability: Spanish (5/5, tested) and Portuguese 4+/4+, tested)

Experience:

Non-Government
1953-55

Underwriter, Prudential Insurance Company, Newark,
New Jersey

Military
1955-57

United States Army

Government

1957-59

Intelligence Research Analyst, Department; FSO-8
FSO-7

1959

1959-62

Consular Officer, Mexico City

1961

FSO-6

1962-64

Political Officer, Panama

1963

FSO-5

1964-65

Panama Desk Officer, Department

1965-67

Special Assistant to the Assistant Secretary of
State for Inter-American Affairs, Department

1966

FSO-4

1967-72

Political Officer, then Deputy Chief of Mission,
Lisbon

1970

FSO-3

1972-75

Counselor for Political Affairs, Brasilia

1974

FSO-4

1975-77

Deputy Chief of Mission, Caracas

1977	FSO-1
1977-80	Ambassador to Colombia
1980 to present	Assistant Secretary of State for Consular Affairs, Department
1981	Appointed a Career Member of the Senior Foreign Service, Class of Minister-Counselor
1981 (Oct)	Appointed a Career Member of the Senior Foreign Service, Class of Career Minister

Awards:

Award for Valor, Department of State
President's Award, American Society for Public
Administration
Constantine-McGuire Gold Medal, Georgetown University
Order of Francisco de Miranda (second class),
Venezuela
Order of Merit, Colombian-American Chamber of
Commerce
Grand Cross, Order of Boyaca, Colombia
Grand Cross, Order of Democracy, Colombian Congress

Publications:

Co-author: "Our Man is Inside", Atlantic Monthly
Press (with Little Brown and Company)

Memberships:

New York Council on Foreign Relations
Center for Inter-American Affairs, New York
Advisory Council, Notre Dam University, South Bend,
Indiana
American Foreign Service Association

October 1983

DIEGO C. ASENCIO

Position for which considered: Ambassador to Brazil

Present Position: Assistant Secretary of State for Consular Affairs

Office Address: Department of State, Washington, D. C. 20520

Born: July 15, 1931, Nijar, Almeria, Spain

Legal Residence: Port St. Lucie, Florida

Marital Status: Married

Family: Wife: former Nancy Rodriguez
Children: Manuel
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Underwriter, Prudential Insurance Company, Newark,
New Jersey

Military
1955-57

United States Army

Government

1957-59

Intelligence Research Analyst, Department; FSO-8
FSO-7

1959

1959-62

Consular Officer, Mexico City

1961

FSO-6

1962-64

Political Officer, Panama

1963

FSO-5

1964-65

Panama Desk Officer, Department

1965-67

Special Assistant to the Assistant Secretary of
State for Inter-American Affairs, Department

1966

FSO-4

1967-72

Political Officer, then Deputy Chief of Mission,
Lisbon

1970

FSO-3

1972-75

Counselor for Political Affairs, Brasilia

1974

FSO-4

1975-77

Deputy Chief of Mission, Caracas

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Order of Francisco de Miranda (second class),
Venezuela
Order of Merit, Colombian-American Chamber of
Commerce
Grand Cross, Order of Boyaca, Colombia
Grand Cross, Order of Democracy, Colombian Congress

Publications:

Co-author: "Our Man is Inside", Atlantic Monthly
Press (with Little Brown and Company)

Memberships:

New York Council on Foreign Relations
Center for Inter-American Affairs, New York
Advisory Council, Notre Dam University, South Bend,
Indiana
American Foreign Service Association

October 1983

DRAFT PRESS RELEASE

The President announced today his intention to nominate Diego C. Asencio, of Florida, a Career Member of the Senior Foreign Service, Class of Career Minister, as Ambassador to Brazil. He would succeed Langhorne A. Motley.

Mr. Asencio was an underwriter with Prudential Insurance Company in Newark, New Jersey from 1953-55, and served in the United States Army from 1955-57. He entered the Foreign Service in 1957 as Intelligence Research Analyst in the Department. He was Consular Officer in Mexico City (1959-62), and Political Officer in Panama (1962-64). In the Department he was Panama Desk Officer (1964-65) and Special Assistant to the Assistant Secretary of State for Inter-American Affairs (1965-67). He was Political Officer, then Deputy Chief of Mission in Lisbon (1967-72), Counselor for Political Affairs in Brasilia (1972-75), and Deputy Chief of Mission in Caracas (1975-77). He was Ambassador to Colombia from 1977-80. Since 1980 he has been Assistant Secretary of State for Consular Affairs.

Mr. Asencio received his B.S.F.S. in 1952 from Georgetown University. His foreign languages are Spanish and Portuguese. He was born July 15, 1931 in Nijar, Almeria, Spain.

REPORT FOR THE COMMITTEE ON FOREIGN RELATIONS

UNITED STATES SENATE

SUBJECT: Ambassadorial Nomination: Certification of
Demonstrated Competence (Foreign Service Act,
Section 304 (a) (4))

POST: BRAZIL (Brasilia)

CANDIDATE: Diego C. Asencio

Mr. Asencio is a career Senior Foreign Service Officer of Career Minister rank who consistently has been praised for his skill as a negotiator and his ability to move effectively in whatever situation he has found himself. Because of his thorough understanding of consular matters he has been a trusted advisor of the Secretary and the Cabinet in his current position as Assistant Secretary of State for Consular Affairs. Most of his career has been spent in Latin America or in the Bureau of Inter-American Affairs. Asencio quickly gains control of situations with the acquiescence of his colleagues. He has demonstrated qualities of resourcefulness, dedication, effective humor and good analytical ability. His personable approach is backed up by tough mindedness, candor and reliability. All of these qualities made him a highly effective negotiator in places such as Lisbon where he negotiated the agreement on our military facilities in the Azores. When Washington changed signals at the conclusion of the negotiations he persuaded the Portuguese to go along. While serving as DCM at Caracas, his Ambassador said "he contributed significantly to every decision I took." Throughout his career he has been considered a shrewd analyst and an effective representative of U.S. interests. For his conduct during the 61 days he and some of his diplomatic colleagues were held hostage by terrorists in Bogota in early 1980, Ambassador Asencio was given the Department's Award for Valor. Highly effective as Ambassador to Colombia at the time of his capture, Asencio called on all of his attributes of courage, composure, concern for his fellow captives, leadership and negotiating skills. He played a major role in organizing the hostages, maintaining a dialogue with their captors as they negotiated with the Colombian Government and in steering their negotiations toward a safe and successful conclusion. Asencio's career and performance make him an excellent candidate for the post of Ambassador to Brazil. He is fluent in Portuguese.

Under Section 604 of the Foreign Service Act of 1980 and the provisions of the Privacy Act of 1974, the information above should be treated as confidential and not released to unauthorized parties.

THE WHITE HOUSE
WASHINGTON

October 20, 1983

MEMORANDUM FOR JOHN HERRINGTON

FROM: FRED F. FIELDING

All necessary clearances have been accomplished with regard to the following individual and he is ready to be cleared by the President:

Diego C. Asencio - to be Ambassador to Brazil

THE WHITE HOUSE

WASHINGTON

October 18, 1983

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Diego Asencio

As you requested the State Department has obtained in writing the views of OGE on Diego Asencio's receipt of book advances in excess of the limits imposed by § 210 of the Ethics in Government Act. You will recall that Asencio sought legal guidance from the appropriate officials at the State Department prior to his receipt of the advances, and the officials erroneously advised Asencio that he could accept the payments. We became aware of the problem in the course of reviewing Asencio's SF-278. State conferred with OGE, and OGE determined that while Asencio was technically in violation of § 210, no remedial action was necessary. You asked for this advice in writing. OGE's letter (attached) reviews the question and concludes that "no adverse imputation should be attributed to Ambassador Asencio because of his reliance on the advice of the Office of Legal Adviser in the special circumstances in which this case arose." I telephoned David Scott who confirmed that this meant that no remedial action was necessary. State has also reviewed this matter with Chuck Berk of the Senate Foreign Relations Committee. We can now proceed with Asencio's nomination.

Attachment

United States of America
**Office of
Government Ethics**

Office of Personnel Management
Washington, D.C. 20415

OCT 12 1983

Knute E. Malmborg, Esq.
Assistant Legal Adviser for Management
and Deputy Designated Ethics Official
Department of State
Washington, D.C. 20520

Dear Mr. Malmborg:

This is in response to your memorandum of September 29, 1983, relating to Diego C. Asencio. Pursuant to a request from the Office of the Counsel to the President, by your memorandum you ask for our views in writing concerning certain advance payments received by Ambassador Asencio pursuant to a contract in conjunction with the publication of a book. The payments exceed, prima facie, the limitation on outside earned income imposed by section 210 of the Ethics in Government Act of 1978, as amended (5 U.S.C. app. Title II, § 210).

Our consistent interpretation of section 210 is that a contract which provides to a current Government employee either advances against royalties, or a payment upon submission of the manuscript, in excess of the threshold limitation of section 210 would violate that provision.

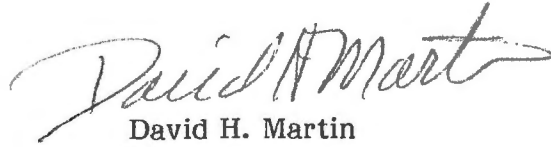
However, there are special facts and circumstances related to this specific case:

1. The book relates to the hostage experiences of Ambassador Asencio and his family;
2. As a result of hostage experiences suffered by its employees, the Department of State has developed a policy with respect to subsequent speaking and writing thereon by the victims (such policy is not here in issue);
3. Ambassador Asencio sought and obtained advance approval from the Office of Legal Adviser to receive the advance payments; and
4. The Office of Legal Adviser has determined that the receipt of such payments did not constitute a conflict of interest.

(It should be noted the Office of Legal Adviser has now incorporated the general rule concerning advance book payments stated in the second paragraph hereof, in the advice given to State Department employees.)

Accordingly, it is determined that although there was a technical violation of section 210, no adverse imputation should be attributed to Ambassador Asencio because of his reliance on the advice of the Office of Legal Adviser in the special circumstances in which this case arose.

Sincerely,

A handwritten signature in dark ink, appearing to read "David H. Martin". The signature is fluid and cursive, with a long horizontal stroke at the end.

David H. Martin
Director

THE WHITE HOUSE

WASHINGTON

September 26, 1983

MEMORANDUM FOR FRED F. FIELDING

THRU: RICHARD A. HAUSER

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Diego Asencio

On my previous memorandum on this subject you asked what the law provided for a violation of § 210. The short answer is nothing. The only provision for sanctions is in the context of the procedures for reviewing financial disclosure reports under § 206. The Director of OGE, if he determines that "an individual is not in compliance with applicable laws and regulations," may recommend steps to ensure compliance, including divestiture and restitution. Under § 206(b)(4), if steps are not taken in the case of a PAS individual, "the matter shall be referred to the President for appropriate action." In this case, OGE has advised that in its view, no remedial action is necessary. Section 204 of the Act, authorizing civil actions by the Attorney General and fines of up to \$5,000, only applies in cases of willful failure to file or falsification of reports.

no remedy?
§ 50, clean w/ 5 FRC
> 9/26

THE WHITE HOUSE

WASHINGTON

September 21, 1983

MEMORANDUM FOR FRED F. FIELDING

THRU: RICHARD A. HAUSER *Root*
FROM: *16* JOHN G. ROBERTS *JGR*
SUBJECT: Diego Asencio

You will recall that Asencio's SF-278 disclosed book advances in excess of the 15 percent limit on outside earned income imposed by section 210 of the Ethics in Government Act. The State Department was unaware that OGE considered such advances earned income attributable to the year received, and viewed the advances the way OGE views royalties, i.e., as return on intellectual property rather than earned income. Asencio submitted the question for review by State prior to the receipt of any payment, and State ethics officers approved the advances. State now knows that its advice to Asencio was erroneous.

State originally told us Asencio would return the excess over the 15 percent cap, but now advises that it and OGE have agreed this is not necessary since Asencio acted in good faith and on the basis of the advice of State ethics officers. The SF-278 will be revised to note that Asencio received the advances with prior State Department approval and that such receipt was in accord with the Department's interpretation of § 210 at the time. Asencio is not scheduled to receive any more advances.

In light of the fact that OGE and State have agreed to this resolution, I have no objection. I would have thought OGE would have insisted on disgorgement of the excess over 15 percent, but Norman Smith of OGE advised that this was not necessary since Asencio was entirely blameless.

What does law provide for violation?

F³ I recommend that this be cleared w/ the SFRC before Asencio is nominated.

Root 9/22

SEP 22 1983

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ASTOR LENOX TILDEN FOUNDATION

THE WHITE HOUSE

WASHINGTON

September 15, 1983

MEMORANDUM FOR FRED F. FIELDING

THRU: RICHARD A. HAUSER *RMS*

FROM: *To* JOHN G. ROBERTS *JGR*

SUBJECT: Diego Asencio

I have not yet approved and submitted for your review the papers filed by Diego Asencio in connection with his prospective nomination to be Ambassador to Brazil because his SF-278 disclosed a problem under section 210 of the Ethics in Government Act of 1978. That section provides that covered employees may not receive outside earned income attributable to any calendar year in excess of 15 percent of their salary. As Assistant Secretary of State for Consular Affairs, Asencio is covered by § 210. His SF-278 discloses outside earned income for 1982 of \$15,150 - well beyond the 15 percent cap - including a \$12,500 advance for a book on his experience as a hostage while Ambassador to Colombia.

The State Department approved this advance, erroneously thinking that § 210 does not apply to book advances. OGE, of course, takes the position that it does. Bill Gressman of the State Department raised the matter with Asencio and determined that he had received similar erroneously approved advances in 1980 and 1981. Asencio also indicated that the \$12,500 figure on his SF-278 is not quite accurate, since the publisher deducted certain expenses from that total. Gressman is working with Asencio to figure out the math, and Asencio will either return amounts over the 15 percent cap to his publisher, or have the excess paid in later years, if OGE (and the publisher) approve. State views the matter as a technical one, and Gressman has asked if our office would object to going ahead with the process of clearing the candidate with the host country. I do not view three years of violation of § 210 - at least on the facts before us - as a technical matter, and recommend holding up the process until the matter is fully resolved.

I comm. RMS 9/15/83

So do I > 9/15/83

THE WHITE HOUSE
WASHINGTON

Date 8.16.83

Suspense Date _____

MEMORANDUM FOR: John

FROM: **DIANNA G. HOLLAND**

ACTION

- ☐ Approved
- ☐ Please handle/review
- ☐ For your information
- ☐ For your recommendation
- ☐ For the files
- ☐ Please see me
- ☐ Please prepare response for
_____ signature
- ☐ As we discussed
- ☐ Return to me for filing

COMMENT

SEP 12 1983



AUG 16 1983

DEPARTMENT OF STATE

Washington, D.C. 20520

August 16, 1983

Mr. Richard Hauser
Deputy Counsel to the President
The White House

Dear Mr. Hauser:

Enclosed are copies of the Standard Form 278 Financial Disclosure Report and other conflict of interest materials for Mr. Diego C. Asencio, who is under consideration for nomination to be the United States Ambassador to Brazil.

Sincerely,

A handwritten signature in cursive script that reads "K. E. Malmborg".

Knute E. Malmborg
Assistant Legal Adviser for
Management & Deputy Designated
Agency Ethics Official

Enclosures

THE WHITE HOUSE

MEMORANDUM FOR: PROSPECTIVE NOMINEE - Diego C. Asencio
FROM: FRED F. FIELDING, Counsel to the President
SUBJECT: Personal Data Statement

In order that we might complete all necessary reviews as soon as possible, it is requested that you supply this information at your very earliest convenience.

1. Have you ever run for political office, served on a political committee, or been identified in a public way with a particular political organization, candidate or issue? If so, please describe.

No

2. Have you ever been publicly identified, in person or by organizational membership, with a particularly controversial* national or local issue? If so, please describe.

Immigration Reform Bill

3. Have you ever submitted oral or written views to any government authority (executive or legislative) or the news media, on any particularly controversial* issue other than in an official government capacity? If so, please describe.

No

4. Have you ever written any particularly controversial* books or articles? If so, please list them, giving the citations, titles and dates.

No

5. Have you ever had any association with any person or group or business venture which could be used, even unfairly, to impugn or attack your character and qualification for this position?

No

*/ Reference to "particularly controversial" is intended to focus on issues that could be used, even unfairly, against you.

6. Do you know anyone who might take any steps, overtly or covertly, to attack your appointment? If so, please identify and provide the basis of the potential attack.

No

7. Please provide any other information which you regard as pertinent or which could be the possible source of embarrassment to you, or to the President, if publicly known.

None

COMMITTEE ON FOREIGN RELATIONS

UNITED STATES SENATE

BIOGRAPHICAL AND FINANCIAL INFORMATION

REQUESTED OF NOMINEES

A. BIOGRAPHICAL INFORMATION

(The information requested in Part A is not treated as confidential and may be released publicly.)

1. Name (Include any former names used) _____
Diego C. Asencio
2. Address - list current legal residence and mailing address Legal: c/o Douglas Bernhardt, 1785 Elrose St.,
Port St. Lucie, Fla. 33452; Mailing: 607 21st St.,
Washington, D.C. 20006
3. Date and Place of Birth July 15, 1931; Nijar, Almeria,
Spain
4. Marital Status (Include maiden name of wife/husband)
Married, Nancy Rodriguez
5. Names and ages of children Manuel 28, Diego Carlos 27,
Anne Frances 26, Maria Dolores 25, Francis Xavier 23
6. Education - List institutions(s), dates attended,
degree(s) received and date(s) degree(s) granted.
Georgetown University School of the Foreign Service,
1949 - 1952
BS in Foreign Service, June, 1952
Georgetown University Law School, 1952 - 1953
Georgetown University Graduate School, 1957 - 1958

7. Employment record - List all jobs held since college, including the title or description of job, name of employer, location, and dates of inclusive employment.

Junior Underwriting Reviewer
Prudential Insurance Company
Newark, New Jersey
1953 - 1955

8. Government experience - List any experience in, or association with, Federal, state or local governments, including any advisory, consultative, honorary or other part-time service or positions.

Sergeant, U. S. Army
Fort Sam Houston
San Antonio, Texas
1955 - 1957

Special Assistant to the Assistant
Secretary for Latin America & Coordinator of the Alliance for Progress
1965 - 1967

Research Analyst
Bureau of Intelligence & Research
Department of State
1957 - 1959

Political Officer
American Embassy, Lisbon
1967 - 1970
Counselor/Deputy Chief of Mission
American Embassy, Lisbon
1970 - 1972

Vice Consul
American Embassy
Mexico, D.F.
1959 - 1962

Political Counselor
American Embassy, Brasilia
1972 - 1975

Political Officer
American Embassy, Panama
1962 - 1964

Minister Counselor/Deputy Chief of Mission
American Embassy, Caracas
1975 - 1977

Panama Desk Officer
Department of State
1964 - 1965

Ambassador
American Embassy, Bogota
1977 - 1980

Assistant Secretary for Consular Affairs
1980 to date

9. Honors and Awards - List all scholarships, fellowships, honorary degrees, honorary society memberships, and any other special recognitions for outstanding service or achievements.

Award for Valor, Department of State
Constantine-McGuire Gold Metal, Georgetown University
President's Award, American Society for Administration

10. Foreign Languages - Spoken: Spanish and Portuguese

Written: Spanish and Portuguese

Oral/Reading Comprehension: Spanish: S5 R5

Portuguese: S4+ R4+

11. Published Writings - List the titles, publishers and dates of books, articles, reports and other published materials you have written.

"Our Man is Inside"
Atlantic Monthly Press
with Little Brown & Co.

12. Speeches - Provide the Committee with a copy of any formal speeches you have delivered during the last two years which you have reduced to writing or which have been transcribed and which are on topics relevant to the position for which you have been nominated.

None

13. Are there any factors, other than the information provided above, which particularly qualify you for the position to which you have been nominated?

None

B. FINANCIAL DATA

All information requested under this heading must be provided for yourself, your spouse, and your dependents.

1. Are you currently in default or have you been in default during the past 12 months on any liabilities? If so, please provide details.

No

2. Provide the identity of and a description of the nature of any interest in an option (other than one in a stock or commodity), mineral lease, copyright or patent held, directly or indirectly, during the past 12 months and indicate which, if any, have been divested and the date of divestment.

None

3. Provide a description of any fiduciary responsibility or power of attorney which you hold for or on behalf of any other person.

None

4. List all gifts exceeding \$1,000 received by you, your spouse and your dependents during each of the last three years. Gifts made by members of your immediate family and/or dependents need not be included in this listing.

None

5. Political affiliations and activities - List all offices with a political party or any public office for which you have been a candidate. List all memberships and offices held in or financial contributions of \$1,000 or more and services rendered to all political parties or election committees during the last five years.

None

6. Do you consent to provide the Committee with copies of your Federal income tax returns for the past three years if requested? Yes XX No
These documents will be made available only to Senators and a staff person designated by the Chairman and Ranking Member. They will not be available for public inspection.

7. Have your Federal or State tax returns been the subject of any audit, investigation or inquiry at any time? If so, please provide details, including outcome.
Yes, in 1975 an additional tax of \$2,027.39 was assessed. However, in subsequent filings a refund of \$1,020.27 was received from the IRS and a reimbursement of \$850.00 was made from the Department of State.

C. FUTURE EMPLOYMENT RELATIONSHIPS

1. If you do not intend to sever all connections with your present employers, business firms, business associations or business organizations in the event you are confirmed by the Senate, please explain.

N.A.

2. If you have any commitments or agreements to pursue outside employment, with or without compensation, during your service with the Government, please explain.

None

3. Do you have any commitments or agreements after completing Government service to resume employment, affiliation or practice with your previous employer, business firm, association or organization other than those listed in the Office of Government Ethics Financial Disclosure Report (Form 278)? If so, please explain.

None

4. Has anybody made an offer to employ your services in any capacity after you leave Government service? If so, please explain.

No

5. If confirmed, do you expect to serve out your full term or until the next Presidential election, whichever is applicable?

Yes

D. POTENTIAL CONFLICTS OF INTEREST

(Please note that not only your financial interests, but those of your spouse and minor children and affiliated organizations, can present a conflict of interest. See 18 U.S.C. 208, a copy of which is attached.)

1. During the past five years, have you received any compensation or personally have been involved in any financial transaction with a Foreign government or interest? If so, please explain.

No

2. Describe briefly any lobbying activity* during the past ten years, other than in an official Government capacity, in which you have engaged for the purpose of directly or indirectly influencing the passage, defeat or modification of any legislation or affecting the administration and execution of law or public policy.

None

3. Describe any business relationship, dealing or financial transaction which you have had during the last five years whether for yourself, on behalf of a client, or acting as an agent, which you believe may result in or constitute a potential conflict of interest in the position to which you have been nominated.

None

*Include as "lobbying activity": activity performed as a representative or agent of another individual or of an organization, which involves direct communication with Congressional or agency officials or employees. Activity directed at the administration and execution of law or public policy should be considered "lobbying activity" if it aims at influencing agency action in quasi-legislative proceedings, such as rule-making or rate-making, or other general policy determinations.

E. LEGAL MATTERS

1. Have you ever been disciplined or cited for a breach of ethics for unprofessional conduct by, or been the subject of a complaint to any court, administrative agency, professional association, disciplinary committee or other professional group? If so, provide details.

No

2. Have you ever been investigated, arrested, or charged or held by any Federal, state or other law enforcement authority for violation of any Federal, state, county or municipal law, regulation or ordinance, other than a minor traffic offense? If so, provide details.

No

3. Have you ever been convicted (including pleas of guilty or nolo contendere) of any criminal violation other than a minor traffic offense? If so, provide details.

No

4. Are you presently or have you ever been a party in interest in any pending administrative agency proceeding or civil litigation? If so, provide details.

No

5. Has any business of which you are or were an officer been involved as a party in interest in any administrative agency proceeding or civil litigation relevant to the position to which you have been nominated? If so, provide details. (With respect to a business of which you are or were an officer, you need only consider proceedings and litigation that occurred while you were an officer of that business.)

No

6. Have you ever been a registered agent of a foreign government or otherwise represented a foreign government or interest? If so, provide details.

No

7. Please advise the Committee of any additional information, favorable or unfavorable, which you feel should be considered in connection with your nomination.

None

AFFIDAVIT

I, DIEGO C. ASENSIO, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

(DATE)

8/10/53

(NAME)

Diego C. Asencio

District of Columbia: ss:

Subscribed and sworn before

me this 10th day of August

1953...

(NOTARY)

Demetri V. Sturgeon

My Commission Expires April 30, 1955

FINANCIAL DISCLOSURE REPORT

Form Approved
OMB No. 3206-0082

Page 1

Reporting Status (Check Appropriate Box)		NOTE All schedules must be filed. Enter "None" in areas or across schedules where appropriate.	
<input type="checkbox"/> Incumbent	<input checked="" type="checkbox"/> New Entrant, Nominee, or Candidate	<input type="checkbox"/> Termination Report	
Reporting Individual's Name		Date of Filing (Month, Day, Year)	
Last Name ASENCIO		August 10, 1983	
First Name and Middle Initial Diego C.			
Position for Which Filing		Date of Appointment, Candidacy, Election or Nomination (Mo., Day, Yr.)	
Title of Position Ambassador to Brazil		Termination Date (If Applicable) (Month, Day, Year)	
Department or Agency (If Applicable) STATE		N/A	
Location of Present Office		Room Number	
Address (Number, Street, City, State and Zip Code) Department of State, Washington, D.C. 20520		Telephone No. (Include Area Code) 6811 632-9576	
Presidential Nominees Subject to Senate Confirmation		Do You Intend to Create a Qualified Diversified Trust?	
Name of Congressional Committee Considering Nomination Senate Foreign Relations Committee		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Position(s) Held With the Federal Government During the Preceding 12 Months (If Not Same as Above)		Title of Position(s) and Date(s) Held Assistant Secretary for Consular Affairs September 12, 1980 to present date	
Certification I CERTIFY that the statements I have made on this form and all attached schedules are true, complete and correct to the best of my knowledge and belief.		Signature of Reporting Individual Diego C. Asencio	
		Date (Month, Day, Year) 8/10/83	
Agency Ethics Official's Opinion The information contained in this report discloses no conflict of interest under applicable laws and regulations.		Signature of Designated Agency Ethics Official/Reviewing Official R.E. Mahmborg	
		Date (Month, Day, Year) 8/16/83	
Office of Government Ethics Use Only		Signature Date (Month, Day, Year)	
Comments of Reviewing Officials (If additional space is required, use the reverse side of this sheet)			
* honoraria and advance received advance approval. KSM			

(Check box if comments are continued on the reverse side) ☐

INCOME AND INTERESTS IN PROPERTY

This schedule is applicable in the case of all reporting individuals

Do you, your spouse, or dependent child receive income from, or have a beneficial interest in a trust?	Yes	No
		X
If "yes", have you reported the income from the trust?		
If "yes", have you reported the assets of the trust?		
If "yes", is this trust an "excepted" trust?...	Yes	No
or "qualified" trust?....		

Are there any interests in property, purchases, sales, or exchanges, or liabilities of a spouse or dependent child which you have not reported?	Yes	No
		X

If "Yes," do you certify to all of the following?

1. They represent solely your spouse's or dependent child's financial interest or responsibility;
2. They are not, in any way, past or present, derived from your income, assets, or activities;
3. You neither derive, nor expect to derive, any financial or economic benefit from them; **and**
4. You do not have knowledge as to the composition of such interest or liabilities.

	Yes	No

Page Number	2	Schedule A
Reporting Individual's Name ASENCIO, Diego C.		
Agency Use Only		
Date of Filing (Month, Day, Year)		

[illegible]

INCOME AND INTERESTS IN PROPERTY (Annex)

This schedule is applicable in the case of all reporting individuals

Do you, your spouse, or dependent child receive income from, or have a beneficial interest in a trust?.....	Yes	No
If "yes", have you reported the income from the trust?.....		
If "yes", have you reported the assets of the trust?.....		
If "yes", is this trust an "excepted" trust?.....	Yes	No
		or "qualified" trust?....

Are there any interests in property, purchases, sales, or exchanges, or liabilities of a spouse or dependent child which you have not reported?	Yes	No
If "Yes," do you certify to all of the following?		
1. They represent solely your spouse's or dependent child's financial interest or responsibility;		
2. They are not, in any way, past or present, derived from your income, assets, or activities;		
3. You neither derive, nor expect to derive, any financial or economic benefit from them; and		
4. You do not have knowledge as to the composition of such interest or liabilities.	Yes	No

Page Number	2A	Schedule A
Reporting Individual's Name ASENCIO, Diego C.		
Agency Use Only		
Date of Filing (Month, Day, Year)		

[illegible]

[illegible]

GIFTS AND REIMBURSEMENTS

This schedule is applicable only in the case of annual and termination reports.

Page Number	4	Schedule C
Reporting Individual's Name ASENCIO, Diego C.		
Agency Use Only		
Date of Filing (Month, Day, Year)		

I. Lodging, Transportation, Food and Entertainment—List each source totaling \$250 or more in value			Value
\$ or DC	Source (Name and Address)	Brief Description	
	None		

II—All Other Gifts—List each source totaling \$100 or more in value			Value
\$ or DC	Source (Name and Address)	Brief Description	
	None		

III. Reimbursements—List each source totaling \$250 or more in value			Value
\$	Source (Name and Address)	Brief Description	
	None		

This schedule, except as noted for the third section, is applicable in the case of all reporting individuals.

LIABILITIES

Reporting Individual's Name

ASENCIO, Diego C.

Agency Use Only

Date of Filing (Month, Day, Year)

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Number

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Schedule
D

S or DC	Name and Address of Creditor	Type of Liability (e.g., promissory note, margin account) Give date, interest rate and, if applicable, term	Category of Amount or Value (✓)				
			\$10,001 to \$15,000	\$15,001 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$250,000	Over \$250,000
	State Department Federal Credit Union	Promissory Note Education Loan at 12%; 8/30/79 X					
		Promissory Note Moneyline Loan at 9%; 5/25/78 (standard terms)					
		<i>Loans not of fixed amount or term - per note of Jamison Kelly from prior SF 278 (W&A).</i>					

POSITIONS HELD

Name and Address of Organization	Type of Organization	Position Held	From (Mo., Yr.)	To (Mo., Yr.)
Department of State, Washington, D.C. 20520		Assistant Secretary for Consular Affairs	9/12/80	present

COMPENSATION IN EXCESS OF \$5,000 PAID BY ONE SOURCE This section is applicable only in the case of nominees and new entrants.

Source (Name and Address)	Brief Description of Duties
Atlantic Monthly Press 8 Arlington St. Boston, Mass. 02116	Advance for a book co-authored with spouse on my hostage experience.

RELATIONS WITH OTHER EMPLOYERS

Description of Terms of Any Agreement or Arrangement	Parties	Date (Mo., Day, Yr.)
None		