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32

Comment: O'Connor August 3, 1981
and Pro H.L. Bill



~~THH~~
~~PK~~
Mrs. Franks Le Rose

27 Arnold Ave.

24 SEP 1981

Point Pleasant Bch. N.J.

08742.

Dear President Ronald Reagan,

N.V. I hope you are right that
Sandra O'Connor is anti-abortion.
We need pro-life judges on the
Supreme Court. We need your
support for the Helms-Hyde
Human Life Bill.

Please don't let us down.

"Yours truly"
Mrs. Franks Le Rose

Supreme
Court Book

Con/O'Connor

24 SEP 1981

18
FF
NL

WHB030(1116)(4-019372S251)PD 09/08/81 1116 SEP 8 P12:27

ICS IPMMTZZ CSP

2155444881 POM TDMT SPRINGFIELD PA 7 09-08 1116A EST

PMS PRESIDENT RONALD REAGAN

WHITE HOUSE DC

UNEQUIVOCABLY OPPOSED TO NOMINATION OF SANDRA O'CONNOR

CLAIRE QUINN PRESIDENT EAGLE FORUM DELAWARE COUNTY CHAPTER (C QUINN

210 WAYNE AVE SPRINGFIELD PA 19064)

210 WAYNE AVE

SPRINGFIELD PA 19064

NNNN

24 SEP 1981

6815 Bradley Avenue
St. Louis, Missouri
September 7, 1981

President Ronald Reagan
White House
Washington, D.C.

Dear Mr. President:

I hope you will carefully reconsider your nomination of Judge Sandra O'Connor to the Supreme Court. Her past voting record in Arizona would indicate she is hardly worthy of your recommendation since we know you desire a strong pro-life, pro-family addition to the Supreme Court.

Thank you.

Respectfully yours,

E. C. Berg

25 JUN 1981

JOSEPH W. MORRIS
ONE SHELL PLAZA
P. O. BOX 2463
HOUSTON, TEXAS 77001

file

PS
June 19, 1981

The Honorable Ronald W. Reagan
President, United States of America
The White House
Washington, D. C. 20500

My Dear Mr. President:

Prior to resigning from the Bench to assume my present responsibilities, I was Chief Judge of the United States District Court for the Eastern District of Oklahoma. It was my sworn duty and obligation as a trial judge to uphold the Constitution and to follow the law as laid down by the Supreme Court and the Courts of Appeal. I did that to the best of my ability even though on many occasions it was distressful to me because the direction which the law had taken in the preceding 20 years was at variance with my concept of what the law ought to be.

I care not whether your appointees to the Supreme Court are men, women, black, white, Christian or Jew. But it is critically important in shaping the trend and tone of the law, both criminal and civil, that your appointees embrace a judicial philosophy along the lines which you have announced and which you personally and publicly stand for in the eyes of the people of this country. You have a chance to make an enduring and lasting mark; it may be the most important long-term contribution which you can make.

You are an outstanding President.

Sincerely yours,

Joseph W. Morris

TELEPHONE CALLS REGARDING
SUPREME COURT APPOINTMENT

7/6/81

12:30 p.m. Elizabeth Clark of Chicago
Opposed to O'Connor re abortion issue

12:30 p.m. Mary Sloat of Virginia
Opposed to O'Connor re abortion issue

7/8/81

11:45 a.m. Helen Marie Hayden of Virginia
Opposed to O'Connor re abortion issue
and gun control

MAILGRAM SERVICE CENTER
MIDDLETOWN, VA. 22645

 **Mailgram**
western union



13 JUL 1981

No response required.

File SC book
Original for [unclear]
[unclear]

4-0645588189002 07/08/81 ICS IPMMTZZ CSP NVNB
SUSPECTED DUPLICATE
1 2032551034 MGM TDMT FAIRFIELD CT 07-08 0832P EST

JOHN HENRY NORTON
54 MILLER ST
FAIRFIELD CT 06430

Fred: All my instincts tell me the O'Connor nomination could be a devastating blow to the Reagan presidency by tearing apart his supporters and friends.

*Regards,
John Norton*

THIS MAILGRAM IS A CONFIRMATION COPY OF THE FOLLOWING MESSAGE:

2032551034 MGM TDMT FAIRFIELD CT 732 07-08 0832P EST
ZIP

PRESIDENT RONALD REAGAN
WHITE HOUSE
WASHINGTON DC 20500

I SEE A PROBLEM DEVELOPING THAT COULD BE AN IMMENSE OBSTACLE TO YOUR SUCCESS AS PRESIDENT. THE O'CONNOR APPOINTMENT COULD BE A DEATH BLOW TO YOUR HOPES FOR SUCCESS.

WHETHER WE LIKE IT OR NOT, THE RIGHT TO LIFE AND THE MORAL MAJORITY PEOPLE REPRESENT VERY COHESIVE AND STRONG INFLUENCES IN WASHINGTON. THEIR DEDICATION IS SPARKED BY DEEP RELIGIOUS CONVICTIONS. THERE IS NO GREATER MOTIVATION THAN THAT. THEIR CONVICTIONS MAKE THEM ZEALOUS AND TIRELESS WORKERS. WE CANNOT DENY THEY ARE EFFECTIVE. I BELIEVE THEIR INFLUENCE IS UNDERRATED BY MANY POLITICAL OBSERVERS. I THINK THEIR INFLUENCE IS GOING TO GET MUCH STRONGER AS TIME PASSES. IT WOULD BE UNREALISTIC NOT TO RECOGNIZE THIS.

WHY ARE THESE PEOPLE SO UPSET? WHEN GOVERNOR CONNALLY EQUIVOCATED ON THE RIGHT TO LIFE ISSUE IN THE 1980 CAMPAIGN, HE LOST THE TRUST AND RESPECT OF THIS GROUP. YOU CAME OUT FORTHRIGHTLY FOR RIGHT TO LIFE. THEY BELIEVED YOU AND WERE WILLING TO FORGET WHAT THEY REFER TO AS YOUR MISTAKE IN CALIFORNIA ON THIS ISSUE. THEY SUPPORTED YOU WHOLEHEARTEDLY AND THEY WERE VERY EFFECTIVE.

RIGHTLY OR WRONG, THE APPOINTMENT OF ANY PERSON WHO REMOTELY SUPPORTS ABORTION WILL BE THE BEGINNING OF VERY, VERY, SERIOUS EROSION OF YOUR PRESIDENCY. IRREPARABLE HARM WILL BE DONE. THE EMOTIONAL INTENSITY OF THIS ISSUE IS IMMENSE. THE SPILL-OVER EFFECTS ON OTHER UNRELATED ISSUES WILL BE CONSIDERABLE. THAT IS HUMAN NATURE. THEY CANNOT HELP IT. THESE PEOPLE WILL FIND IT DIFFICULT TO SUPPORT YOU IN THE FUTURE ON MOST OF YOUR PROGRAMS. THEIR EMOTIONS ON THIS ISSUE WON'T LET THEM FORGET. THIS IS NOT THE KIND OF ISSUE WHERE YOU CAN SAY WE WON THAT BATTLE AND LET'S GO ON TO THE NEXT. IT'S THE EXACT TYPE OF SITUATION WHERE YOU MAY WIN THE BATTLE AND LOSE THE WAR. IN VIEW OF YOUR PERSONAL CONVICTIONS ON THE RIGHT TO LIFE, THIS IS NOT THE BATTLEGROUND FOR AN ALL-OUT FIGHT. YOU MAY LOSE THE MOMENTUM FOR THE SUCCESS OF YOUR ECONOMIC PACKAGE.

MR PRESIDENT, NOBODY WANTS YOU TO SUCCEED MORE THAN I. I'VE WORKED QUIETLY AND HARD FOR YOU SINCE 1968. I WANT NO JOB AND NO HONORS. I JUST LOVE OUR COUNTRY AND I THINK YOU CAN HELP IT. YOU'RE A GREAT COMMUNICATOR AND WE NEED THAT, BUT THIS IS NOT THE TYPE OF POLITICAL PROBLEM WHICH CAN BE DISPOSED OF IN A TELEVISION SPEECH OR A PRESS CONFERENCE. IT WILL HANG OVER YOUR ADMINISTRATION UNTIL YOUR FINAL DAY IN OFFICE. IT'S JUST TOO EXPLOSIVE.

I'M NOT ONLY CONCERNED ABOUT THIS ISSUE BUT ALL OF THOSE TO FOLLOW. THIS ISSUE IS AN OVERPOWERING, FUNDAMENTAL, BASIC ISSUE. I CAN THINK OF NO ISSUE WHICH CAN DO MORE DAMAGE TO YOUR PRESIDENCY. YOUR ENEMIES ARE GLEEFUL OVER THIS DIVISION OF YOUR SUPPORT. IT WILL ACCOMPLISH WHAT THEY NEVER COULD DO IN A FRONTAL ATTACK ON YOUR ECONOMIC PROGRAMS. JUST LOOK AT THE COMPOSITION OF THE DEMOCRATIC OPPOSITION VOCIFEROUSLY SUPPORTING THIS NOMINATION. LOOK AT SOME OF THE STRANGE SUPPORTERS YOU HAVE ON THIS NOMINATION. DO YOU THINK THEY SUPPORT ~~IT~~ BECAUSE THEY ARE FERVENT REAGAN OR O'CONNOR SUPPORTERS? IT IS MORE LIKELY THEY SEE A GIGANTIC OPPORTUNITY TO HIT YOU WITH A DEVASTATING BLOW. THEY KNOW THE KEY TO YOUR SUCCESS NOW AND IN HISTORY WILL BE A VIBRANT AMERICAN ECONOMY. THEY WILL KILL THE CHANCES FOR THAT SUCCESS BY CREATING FIGHTS WITHIN YOUR OWN RANKS.

FOR THE SAKE OF OUR COUNTRY I HOPE THIS NOMINATION IS WITHDRAWN BEFORE MORE DAMAGE IS DONE TO YOUR OVERALL PROGRAM. I WANT TO SEE YOU AS THE MOST SUCCESSFUL PRESIDENT OF THIS CENTURY. THE LONGER THE WAIT, THE GREATER THE DAMAGE WILL BE. PEOPLE WILL UNDERSTAND AND CONTINUE TO TRUST YOU IF THEY BELIEVE YOU WERE NOT FULLY AWARE OF THE NOMINEE'S DEEDS AS A STATE LEGISLATOR. GOOD INTENTIONS, PROMISES AND WORDS OF THE NOMINEE WILL NOT SATISFY THESE SUPPORTERS. THE DEEDS OF THE NOMINEE HAVE MADE AN EMOTIONAL IMPRESSION THEY WILL NOT FORGET.

I AM A FRIEND, MR PRESIDENT. I SPEAK AS CLEARLY AND AS SINCERELY AS I CAN. I WANT ONLY THE BEST FOR YOU AND YOUR PRESIDENCY. I PRAY THIS WILL WORK OUT IN YOUR BEST INTERESTS AND IN THE BEST INTERESTS OF OUR COUNTRY. I THINK IT WILL WORK OUT WELL. GOD HAS BEEN WATCHING OVER YOU PRETTY GOOD. SINCERELY

JOHN HENRY NORTON
54 MILLER ST
FAIRFIELD CT 06430

JH Norton
July 8, 1981

20133 EST

MGMCOMP

GENERAL COMMENTS

02 JUL 1981

WHB 008(1201)(1-014044^183)PD 07/02/81 1200

ICS IPMWGWD WSH

01121 07-02 1254P EDT

PMS WHITE HOUSE DC 20500

4-017629S183 07/02/81

ICS IPMMTZ4 CSP

SUSPECTED DUPLICATE

202 5463000 IDMT WASHINGTON DC 262 07-02 1038A EST

PMS FRED FIELDING RPT DLY MGM

WHITE HOUSE

WASHINGTON DC 20500

THIS IS A COPY OF ORIGINAL TELEGRAM SENT TO PRESIDENT RONALD REAGAN:

WE, THE REPRESENTATIVES OF THE ORGANIZATIONS LISTED BELOW, RECALL
WITH ADMIRATION YOUR REFUSAL TO RETREAT FROM THE PRINCIPLES SET FORTH
IN YOUR PLATFORM DURING YOUR FIRST PRESS CONFERENCE AS

PRESIDENT-ELECT. WE ARE PLEASED THAT, AS PRESIDENT, YOU HAVE CONTINUED TO DISPLAY AN UNFLAGGING DETERMINATION TO IMPLEMENT THE SPECIFICS OF THAT PLATFORM AND TO CARRY THROUGH ON YOUR CAMPAIGN PROMISES.

YOU WILL RECALL THAT ONE SECTION OF THE 1980 REPUBLICAN PARTY PLATFORM ON WHICH YOU WERE ELECTED TO YOUR HIGH OFFICE READS AS FOLLOWS: "WE WILL WORK FOR THE APPOINTMENT OF JUDGES AT ALL LEVELS OF THE JUDICIARY WHO RESPECT TRADITIONAL FAMILY VALUES AND THE SANCTITY OF INNOCENT HUMAN LIFE."

WE ARE DELIGHTED THAT THE HIGH RESPONSIBILITY OF NOMINATING AN ASSOCIATE JUSTICE OF THE SUPREME COURT OF THE UNITED STATES TO REPL

CONFIDENT THAT YOU WILL PROPOSE AN INDIVIDUAL FOR THAT POST WHO ALSO
SUPPORTS THE PRINCIPLES OF THE 1980 REPUBLICAN PARTY PLATFORM.

RESPECTFULLY,

COALITIONS FOR AMERICA

COMMITTEE FOR THE SURVIVAL OF A FREE CONGRESS

NATIONAL PRO-FAMILY COALITION

NATIONAL PRO-LIFE PAC

UNITED FAMILIES OF AMERICA

CITIZENS FOR REAGAN

FUND FOR CONSERVATIVE MAJORITY

GUN OWNERS OF AMERICA

CHRISTIAN VOICE

EAGLE FORUM

NATIONAL CHRISTIAN ACTION COALITION

AGUDATH ISRAEL

AMERICAN LIFE LOBBY

AMERICAN ASSOCIATION OF CHRISTIAN SCHOOLS

THE WANDERER

CATHOLIC TRUTH SOCIETY

PUBLIC SERVICE RESEARCH COUNCIL

CHRISTIAN INQUIRER

CONSERVATIVE AGAINST LIBERAL LEGISLATION

FAMILY PROTECTION LOBBY

THE ROUND TABLE

LIFE AMENDMENT PAC
MOREL MAJORITY

721 2 ST NORTHEAST
WASHINGTON DC 20002

1155 EST
NNNN

24 JUN 1981

Dun & Bradstreet, Inc.

99 CHURCH STREET, NEW YORK, N. Y. 10007

June 19, 1981

A. BUFFUM LOVELL

VICE PRESIDENT & GENERAL COUNSEL

(212) 285-7634

President Ronald Reagan
The White House
1600 Pennsylvania Avenue N.W.
Washington, D.C. 20500

Re: Supreme Court Appointment

Dear Mr. President:

I am the chief legal officer of a large corporation, a Republican, and a longtime supporter of yours and of the conservative movement. I believe that your decision on whom to appoint to fill Potter Stewart's seat on the Supreme Court will be one of the most important ones you have made as President.

The Supreme Court has done more to alter American society in the past forty years than either the legislative or executive branches. It has tremendous power for good or ill. Therefore, I urge you, Mr. President, to appoint someone to the existing vacancy whose political, social and economic conservatism is deeply rooted and based on firmly held philosophy rather than on political expedience. A perfect example of the type of person who should be appointed is Mr. Justice William Renquist. Perhaps the Attorney General would fit this bill. In any event, that the person is a Republican and has espoused conservative views in the last four years is not enough. I am sure that Bill or Jim Buckley could provide you with the names of brilliant and distinguished lawyers whose devotion to the free enterprise system and individual liberty is deeply rooted, sincere, and founded on philosophical convictions. It takes this kind of man or woman to withstand the pressure of "liberal" colleagues, youthful law clerks and the press. Please, for our Country's sake, make the right choice.

Very truly yours,

A. Buffum Lovell

A. Buffum Lovell

P.S.: - I am speaking in this letter as an individual and not as a representative of Dun & Bradstreet, Inc.

ID # 029465

FG051

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING

☐ H - INTERNAL

☒ I - INCOMING

Date Correspondence
Received (YY/MM/DD) 8/10/22

Name of Correspondent: Martha S. Reed

☒ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Resolution recommending that President Reagan appoint a woman to the Supreme Court.

ROUTE TO:

ACTION

DISPOSITION

Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>PP Jame</u>		ORIGINATOR	<u>8/10/22</u>			<u>1/1</u>
<u>S Brad</u>		Referral Note:	<u>I</u>		<u>C</u>	<u>8/10/23</u>
		Referral Note:	<u>1/1</u>			<u>1/1</u>
		Referral Note:	<u>1/1</u>			<u>1/1</u>
		Referral Note:	<u>1/1</u>			<u>1/1</u>
		Referral Note:	<u>1/1</u>			<u>1/1</u>

ACTION CODES:

A - Appropriate Action
C - Comments
D - Draft Response
F - Fact Sheet

I - Info Copy/No Action Necessary
R - Direct Reply w/Copy
S - For Signature
X - Interim Reply

DISPOSITION CODES:

A - Answered
B - Non-Special Referral
C - Completed
S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.

Send all routing updates to Central Reference (Room 75, OEOB).

Always return completed correspondence record to Central Files.

Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

17
PS
cc: WHB 061 (2050) (1-032341A170) PD 06/19/81 2050

81 JUN 19 P10 23

ICS IPMWGWC WSH

11191 06-19 0933P EDT

PMS WHITE HOUSE DC

4-054701S170 06/19/81

029465

ICS IPMMIZZ CSP

2153878333 IDMT PHILADELPHIA PA 99 06-19 0402P EST

PMS PRESIDENT RONALD REAGAN

WHITE HOUSE

WASHINGTON DC 20500

"WHEREAS MORE THAN HALF OF THE PEOPLE OF THE UNITED STATES ARE WOMEN;
AND WHEREAS THROUGHOUT THE HISTORY OF THE SUPREME COURT ONLY MEN HAVE
BEEN MEMBERS; AND WHEREAS THERE ARE MANY WOMEN JURISTS WHO MEET THE
HIGH STANDARDS REQUIRED TO HOLD A POSITION OF JUSTICE OF THE UNITED
STATES SUPREME COURT; THEREFORE BE IT RESOLVED THAT THE 45TH ANNUAL
CONVENTION OF THE NATIONAL FEDERATION OF PRESSWOMEN MEETING JUNE

18-20 IN PHILADELPHIA PA RECOMMENDS TO PRESIDENT RONALD REAGAN THAT
HIS FIRST APPOINTMENT TO THE SUPREME COURT BE A WOMAN". ADOPTED
UNANIMOUSLY AND SIGNED THIS 19TH DAY OF JUNE 1981

MARTHA S REED, PRESIDENT & D J CLINE, PRESIDENT ELECT

2029 EST

NNNN

ID # 029463

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

FB051☐ O - OUTGOING☐ H - INTERNAL☒ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 81 106 122Name of Correspondent: Tim Kelly☒ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Urges the President to appoint a woman to
replace Supreme Court Justice Stewart.**ROUTE TO:****ACTION****DISPOSITION**

Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>PP Jone</u>		ORIGINATOR	^{DD} <u>81 106 23</u>			<u>1 1</u>
		Referral Note:	<u>1 1</u>			<u>1 1</u>
		Referral Note:	<u>1 1</u>			<u>1 1</u>
		Referral Note:	<u>1 1</u>			<u>1 1</u>
		Referral Note:	<u>1 1</u>			<u>1 1</u>
		Referral Note:	<u>1 1</u>			<u>1 1</u>

ACTION CODES:

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Code = "A"
Completion Date = Date of Outgoing

Comments: _____

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18
p5
WHA030(1340)(1-017581A170)PD 06/19/81 1339

81 JUN 19 P 2: 00

ICS IPMAFUA AHG

05017 A TDA JUNEAU ALASKA 50 06-19 0813A ADT

PMS MR ED MEESE

029463

WHITEHOUSE

WASHDC

AS ALASKA CO-CHAIR OF REAGAN-BUSH COMMITTEE, I STRONGLY URGE
PRESIDENT FULLFILL CAMPAIGN PROMISE BY APPOINTING ONE OF THE
MANY WOMEN QUALIFIED TO REPLACE SUPREME COURT JUSTICE STEWART.
OUR SUPPORT FROM ALASKA WOMEN WAS LARGELY DUE TRUST INSPIRED
BY PRESIDENTS COMMITMENT. I URGE REPAYMENT OF TRUST AT FIRST
OPPORTUNITY.

SENATOR TIM KELLY

ALASKA STATE LEGISLATURE

NNNN

file - Supreme Court

THE WHITE HOUSE

WASHINGTON

August 10, 1981

Dear Shep:

I received your letter of July 21, and I very much appreciate your thoughts on the Supreme Court. Contrary to your suggestion, your advice is always welcomed.

Decisions on appointments to the High Court, as you know Shep, are some of the most significant decisions that a President makes. Not surprisingly, they also are some of the most difficult. There are a myriad of factors to be considered and typically a relatively brief period in which to do so. The more observations and insights circulated in advance of the time of a nomination, the better.

I also was pleased to know that you share our enthusiasm for Judge O'Connor's nomination. I think she will be well received on the Court and by the public.

Again, thank you for taking the time to write.

Sincerely,



Fred F. Fielding
Counsel to the President

W. Shepherdson Abell, Esq.
Furey, Doolan, Abell & Hogan
8401 Connecticut Avenue
Chevy Chase, Maryland 20015

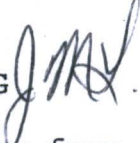
MEMORANDUM

THE WHITE HOUSE

WASHINGTON

August 10, 1981

TO: FRED F. FIELDING

FROM: J. MICHAEL LUTTIG 

SUBJECT: Response to Letter from Shep Abell Regarding
Future Appointments to the Supreme Court

Attached for your signature is a letter of acknowledgement and thanks to Shep Abell. Mr. Abell wrote to give some thoughts on the selection of Supreme Court Justices.

MEMORANDUM

THE WHITE HOUSE
WASHINGTON

August 10, 1981

TO: FRED F. FIELDING
FROM: J. MICHAEL LUTTIG *JML*
SUBJECT: Response to Letter from Shep Abell Regarding
Future Appointments to the Supreme Court

Attached for your signature is a letter of acknowledgement and thanks to Shep Abell. Mr. Abell wrote to give some thoughts on the selection of Supreme Court Justices.

JML:sd
cc: ✓FFFielding
JMLuttig
✓Subject
Chron

THE WHITE HOUSE

WASHINGTON

August 10, 1981

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Again, thank you for taking the time to write.

Sincerely,

Fred F. Fielding
Counsel to the President

W. Shepherdson Abell, Esq.
Furey, Doolan, Abell & Hogan
8401 Connecticut Avenue
Chevy Chase, Maryland 20015

FFF:JML:sd 08/10/81
cc: FFFielding
JMLuttig
Subject
Chron.

23 JUL 1981

LAW OFFICES

FUREY, DOOLAN, ABELL & HOGAN

8401 CONNECTICUT AVENUE
CHEVY CHASE, MARYLAND 20015
(301) 652-6880

E. WILLIAM FUREY
DEVIN JOHN DOOLAN
W. SHEPHERDSON ABELL
THOMAS FRANCIS HOGAN
PATRICK W. FUREY
ELSIE L. REID
LAURA A. QUIGLEY *
KATHLEEN E. SCHEG
ROBERT C. ANDERSON +
CHRISTOPHER S. ABELL °

WILLIAM S. ABELL
OF COUNSEL

DISTRICT OF COLUMBIA OFFICE
1128 16TH STREET, N.W.
WASHINGTON, D. C. 20036

*MD., D. C., VA.
+D. C. ONLY
°MD. ONLY

*Make letters - pls prepare
response
-> 7/26*

July 21, 1981

The Hon. Fred F. Fielding
Counsel to the President
White House
Washington, D.C.

Dear Fred:

Let me begin by assuring you that this is not the first in a series of pieces of unsolicited advice from me to you. Even if it were, there would be no good reason for the Reagan White House to pay any attention to the musings of a life-long Democrat (albeit one who defected to your man in 1980). But you are in such a strategic position that I cannot resist giving you my views on the Supreme Court.

First, I think Mr. Reagan made a wise redemption of his campaign promise with Mrs. O'Connor, and I hope that the right-to-life people do not make continuing fools of themselves over her nomination (although I do consider myself a right-to-lifer).

The next time around, however, I think the President is in a position to leave his mark on the Court in a different way. The Court needs not just "conservative" or "strict constructionist" Justices, although it does need them indeed. What it desperately needs is a strict constructionist who can provide intellectual leadership and strong, well-crafted underpinnings for the strict constructionist position. It needs somebody of the intellectual quality of, say, Frankfurter or Harlan. The Court has not really seen their like since their respective deaths.

The Hon. Fred F. Fielding
July 21, 1981
Page 2

If you have merely a series of conservative Justices, but none of truly stellar intellectual quality, you will probably have a continuing lack of cohesiveness as long as there is any significant number of dissenters on the Court - and that's bad because it provides precious little guidance to lower courts. More important, you also risk losing respect for the strict constructionists' philosophy itself. I am not sure that a poorly written and poorly reasoned "conservative" opinion is not far worse in the long run than a more "liberal" construction. If lawyers and lay people around the country get the idea that the opinions of the Court are dominated by reflexive and ill-reasoned prejudices, then in the long run there will be an erosion of support for those positions.

The name that comes to mind is Robert Bork, who I believe to be a conservative of this caliber intellectually. There may be others of his type around. I really feel that the next step in the reconstruction of the Court ought to be to find a "star" of that level and appoint him (or her). The President will likely have other opportunities to put people whom he knows personally on the Court, and there is nothing wrong with that in my opinion, particularly if he had laid the ground work by placing on the Court an intellectual leader of the sort I have described.

Well, that's the end of this sermon. I'm sure I have said nothing that hasn't occurred to you, the President himself, or his other advisors. I also know that you are not necessarily the sole individual responsible for the selection, and I recognize that there are numerous other political and non-political factors which enter into that choice. However, you are the only person of my personal acquaintance who is influential in these matters, and I couldn't let the opportunity pass without unburdening my own views. I really do think this is a unique opportunity to do something that desperately needs to be done, i.e., to reconstruct a widely respected, but judicially restrained, Supreme Court.

The Hon. Fred F. Fielding
July 20, 1981
Page 3

Hope all is going well, but that you are not working
yourself to death.

Best regards.

Sincerely,

Shep
W. Shepherdson Abell

WSA:kd

THE WHITE HOUSE

WASHINGTON

July 30, 1981

Dear Ms. Grefe:

Thank you for your mailgram of June 25, 1981 to the President with your recommendations to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President has announced his intention to nominate the Honorable Sandra D. O'Connor for the position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to the President regarding this important appointment and bringing the outstanding attributes of these individuals to his attention.

Sincerely,



Fred F. Fielding
Counsel to the President

Ms. Mary A. Grefe
President
American Association of University Women
2401 Virginia Avenue, N.W.
Washington, D.C. 20037

THE WHITE HOUSE .

WASHINGTON

July 30, 1981

Dear Ms. Bailey:

Thank you for your mailgram of June 25, 1981 to the President recommending Jewell LaFontaine, Constance Baker Motley, or Barbara Jordan to fill the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President has announced his intention to nominate the Honorable Sandra D. O'Connor for the position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to the President regarding this important appointment and bringing the outstanding attributes of these individuals to his attention.

Sincerely,



Fred F. Fielding
Counsel to the President

Ms. Mona H. Bailey
National President
Delta Sigma Theta Sorority
1707 New Hampshire Avenue
Washington, D.C. 20009

THE WHITE HOUSE

WASHINGTON

July 22, 1981

Dear Mr. Heath:

Thank you for your letter of June 20, 1981 to the President regarding the vacancy on the Supreme Court of the United States created by the announcement of the retirement of Associate Justice Potter Stewart.

As you are probably aware, the President has announced his intention to nominate the Honorable Sandra D. O'Connor for the position. The President was presented with a most difficult decision, as there were many extremely well qualified individuals to consider.

We very much appreciate your time and concern in writing to the President regarding this important appointment and bringing your attributes to his attention.

Sincerely,



Fred F. Fielding
Counsel to the President

John F. Heath, Esquire
1942 Aberdeen Avenue
Columbus, Ohio 43211

WHITE HOUSE OFFICE OF RECORDS MANAGEMENT: Subject File

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THE WHITE HOUSE

WASHINGTON

July 14, 1981

Dear Walter:

Ed Meese has shared with me your letter concerning Arlin Adams. I have long known and admired Arlin Adams, and personally agree with your evaluation of him as a "distinguished jurist."

As you are aware, the President last week announced his intention to nominate Sandra D. O'Connor to fill the Supreme Court seat being vacated by Justice Potter Stewart. Thus, Arlin will not be in consideration until another vacancy occurs.

In the interim, we trust you will share our enthusiasm in the nomination of Judge O'Connor.

Sincerely,



Fred F. Fielding
Counsel to the President

The Honorable Walter H. Annenberg
Post Office Box 750
Radnor, Pennsylvania 19088

25 June 1981

JUN 26 1981

To: Fred Fielding

JUN 1981

Dear Walter:

Thank you for your letter of 19 June 1981 and for sending me the copy of your correspondence to Bill Smith regarding the vacant position on the Supreme Court.

I have forwarded your letter to Pen James and will bring Arlin Adams to the attention of the President at the appropriate time.

With best personal regards,

Sincerely,

EDWIN MEESE III
Counsellor to the President

The Honorable Walter H. Annenberg
Post Office Box 750
Radnor, PA 19088

cc: Ed Meese
cc: Pen James - w/copy of incoming

EM:ES:vml-V-6

-Dear Walter
- my known &
adviser Arlin -
etc
J

WALTER H. ANNENBERG

June 19, 1981

The Hon. William French Smith
Attorney General of the
United States
Constitution Ave. Between 9th & 10th N.W.
Washington, D. C. 20001

Dear Bill:

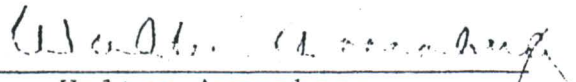
Having read the announcement concerning Potter Stewart I take the liberty of recommending as distinguished a jurist as we have in this area, Arlin Adams, Court of Appeals for the Third Circuit.

Several of our prominent attorneys in this area in the past 24 hours have called me concerning this recommendation and, as a matter of fact, Senator John Heinz phoned me just a few minutes ago asking that if I sent a letter of recommendation for Arlin Adams he would like to be included.

Naturally I recognize that there will be proper candidates from virtually every State in the Union, but I do take the liberty of underscoring that we in Pennsylvania have someone worthy of consideration.

With all good wishes.

Sincerely,


Walter Annenberg

P. O. Box 750
100 Matsonford Road
Radnor, Pa., 19088

WALTER H. ANNENBERG

June 19, 1981

The Hon. Edwin Meese III
Counsellor to the President
The White House
Washington, D. C.

Dear Ed:

It occurred to me that you may
want to note the enclosed copy of my
letter to the Attorney General.

Cordially,

Walter
Walter Annenberg

Enclosure

P. O. Box 750
100 Matsonford Road
Radnor, Pa., 19088

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Walter

THE WHITE HOUSE

WASHINGTON

September 10, 1981

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Dear Professor Apol:

I am in receipt of your letter of June 25, 1981 recommending yourself to fill the vacancy created by the retirement of Associate Justice Potter Stewart from the Supreme Court of the United States. Please accept my deepest apologies for not responding to this letter sooner, but be assured that your recommendation did receive every consideration during the selection process. Your letter will remain on file in this office and in the event another vacancy arises, it will again receive careful study.

Again, my apologies for the tardiness of this reply.

With best personal regards, I am

Sincerely,



Fred F. Fielding
Counsel to the President

Associate Professor John Patrick Apol
Detroit College of Law
130 East Elizabeth Street
Detroit, Michigan 48201

Detroit College of Law

*130 East Elizabeth Street
Detroit, Michigan 48201*

TELEPHONE
313-965-0150

June 25, 1981

Hon. Ronald Reagan
President of the United States
The White House
Washington, D.C. 20500

Dear Mr. President:

The media have reported that Senator Thurmond has submitted to you a list of eight possible choices as successor to retiring Supreme Court Justice Potter Stewart. It was further reported that your administration has made its decision and selected for appointment one of the names from that list. It is my opinion that such reports are often premature; if so, then I urge you to add one more name to the list of possible choices being considered. I propose me.

I propose myself for one specific reason. I am forty years old - - three years younger than Potter Stewart was when he was appointed by President Eisenhower. Other than that, I must admit there is no significant difference between me and any of the other people whose names I have heard or seen bandied about by the media. I will say, however, that I might be considerably more cautious and restrained than some of the others. I have grave doubts concerning the propriety of so-called activist judges and courts, and am unable to predict how the other possible choices view this particular issue.

My particular area of expertise is criminal law and criminal procedure, the latter being controlled almost entirely by the Constitution. I am an associate professor at this institution, and these are the subjects I teach. There is no area of the law which is of more importance or more crucial to the people of the United States. Crime, the rights of the individual, and the rights of society should be foremost in the minds of all of us. I believe this is an area of the law, more than any other, which requires in the years ahead a particularly sensitive and steady influence. I find it most peculiar, especially considering the

Detroit College of Law

Hon. Ronald Reagan
June 25, 1981
Page two

high proportion of criminal matters before the Court, that no recent appointee has had a significant criminal justice background.

By any standard I would be considered a very conservative individual. Indeed, I have in the past taken what some of my colleagues consider an almost extremist position. Being a conservative individual does not mean one will necessarily be a conservative, or extremist, Judge or Justice. Rather, it should be nothing more than a starting point. It is considerably more important for members of a court, particularly the Supreme Court of the United States, to simply interpret the law, as cautiously and narrowly as possible, than to create new law - - conservative or otherwise - - by what might be termed judicial decree. I offer that as my philosophy, and if I am appointed to the Supreme Court, you will be assured of having, because of my age, made a mark, an imprint, upon the Court for decades.

Please don't dismiss my letter out of hand, or dismiss me as a crank, and a presumptuous one at that. I am convinced the country, and the Court itself, need Justices with views similar to mine. I do not suggest none of the other possible choices hold similar views. Perhaps they do. But none of them can offer nearly as many years of service. So I feel no presumptuousness whatsoever as I try to answer the same call which you yourself answered. You came forward from private life because you felt you were needed, and I am offering myself for the same reason.

Thank you for your attention and consideration.

Yours very sincerely,

John Patrick Apol
Associate Professor

JPA:h

cc Edwin Meese, Esquire
Frederick Fielding, Esquire