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WITHDRAWAL SHEET

Ronald Reagan Library

Collection Name Roberts, John

Withdrawer

CAS 8/12/2005

File Folder CHRON FILE (4/10/84-4/12/84)

FOIA

F05-139/01

Box Number 63

COOK

37CAS

DOC NO	Doc Type	Document Description	No of Pages	Doc Date	Restrictions	
1	MEMO	ROBERTS TO FRED FIELDING RE FEDERAL GRAND JURY INVESTIGATION OF LEE COUNTY SHERIFF'S DEPARTMENT	1	4/12/1984	B6	1292

*Released in whole
4/21/06*

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]
- B-6 Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- 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]

E.O. 13233

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

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Proposed Crime Victims Week Proclamation

Richard Darman has asked for comments by 6:00 p.m. today on the above-referenced proposed proclamation. The proclamation was not requested by joint resolution of Congress, nor is it traditional in the sense that the Thanksgiving Day Proclamation is. President Reagan has, however, issued crime victims proclamations in each of the three preceding years, so the issuance of this proclamation can be viewed as at least an incipient tradition and accordingly arguably consistent with established policy. In any event, in light of the 1981, 1982, and 1983 crime victims proclamations, I do not think we should object to the issuance of this one. We should, however, insist that the proclamation go through the normal OMB proclamation clearance process. This package lacks an OMB clearance memorandum.

The proclamation was drafted by Assistant Attorney General Lois Herrington. It is very poorly written and thought out, and the tone is far too disparaging of our justice system. The attached proposed memorandum for Darman contains several suggestions to moderate the tone and make it more suitable for a Presidential statement.

Attachment

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Proposed Crime Victims Week Proclamation

Counsel's Office has reviewed the above-referenced proposed proclamation. Although this proclamation has not been requested by Congress, the President has issued similar proclamations in each of the preceding three years, and accordingly we have no objection to the issuance of another crime victims proclamation this year. The package sent to us, however, contains no indication that the proclamation has been reviewed and approved by OMB. The proclamation should go through the normal OMB clearance process for proclamations.

With respect to the substance of the proclamation, the tone strikes us as too disparaging of our criminal justice system. The suggested changes that follow would moderate that tone, making it more suitable for a Presidential proclamation.

We suggest replacing the second and third sentences with the following: "Yet our justice system has too often been insensitive to the equally compelling need to provide justice and fair treatment for the innocent victims of crime."

We suggest changing the last sentence of the first paragraph to read: "Our criminal justice system suffers when it ignores the legitimate needs of victims, because the cooperation of victims is necessary to bring criminals to justice."

The second and third sentences of the second paragraph strike us as too self-congratulatory. We suggest replacing them with the following: "The President's Task Force on Victims of Crime has set an agenda for improving the plight of victims, and this Administration is working to implement the necessary changes throughout the criminal justice system and society as a whole."

The first full paragraph on page 2 is based on an erroneous legal supposition. The constitutional guarantee of equal protection has nothing whatsoever to do with the questions surrounding the treatment of victims. We recommend changing the paragraph to read: "The national movement seeking more compassionate treatment for the victims of crime is led in large part by the victims themselves. In the true spirit of democracy, they have plotted a course for reform based on their own experiences and are moving forward with courage and perseverance. Our government is obligated to assure they do not bear the burden alone."

Finally, we recommend deleting the fifth sentence of the second full paragraph on page 2. It is awkward and redundant.

FFF:JGR:aea 4/10/84

cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM:

JOHN G. ROBERTS *JGR*

SUBJECT:

Statement of Oliver Revell Concerning
White-Collar Crime, on April 11, 1984

We have been provided a copy of testimony FBI Assistant Director Oliver B. Revell proposes to deliver on April 11 before the Subcommittee on Civil and Constitutional Rights of the House Judiciary Committee. Revell's testimony concerns the Bureau's efforts against white-collar crime, and begins with a survey of the Bureau's successes. Revell notes, however, that there has been a slight decline in the resources devoted to white-collar crime, as experienced agents were drawn from that area to aid in the narcotics efforts. The testimony concludes by listing the Bureau's priorities in the white-collar crime area: governmental fraud, corruption of public officials, and financial crime.

I have reviewed the testimony and have no objections. Some on the Subcommittee may try to make something of the slight decline in agent work years devoted to white-collar crime, but the explanation that resources were diverted to the war on drugs strikes me as satisfactory.

Attachment

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR GREGORY JONES
LEGISLATIVE ATTORNEY
OFFICE OF MANAGEMENT AND BUDGET

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Statement of Oliver Revell Concerning
White-Collar Crime, on April 11, 1984

Counsel's Office has reviewed the above-referenced testimony,
and finds no objection to it from a legal perspective.

FFF:JGR:aea 4/10/84

cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Civil Aeronautics Board Decisions
in Guy-American Airways, Inc.;
Rainbow Air, Inc.; and British
American Air, Inc.

Richard Darman's office has asked for comments by close of business today on the above-referenced CAB decisions, which were submitted for Presidential review as required by § 801(a) of the Federal Aviation Act of 1958, as amended, 49 U.S.C. § 1461(a). Under this section, the President may disapprove, solely on the basis of foreign relations or national defense considerations, CAB actions involving either foreign air carriers or domestic carriers involved in foreign air transportation. If the President wishes to disapprove such CAB actions, he must do so within sixty days of submission (in these cases, by May 14, 20, and 20 respectively).

The orders here have been reviewed by the appropriate departments and agencies, following the procedures established by Executive Order No. 11920 (1976). OMB recommends that the President not disapprove, and reports that the NSC and the Departments of State, Defense, Justice and Transportation have not identified any foreign relations or national defense reasons for disapproval. Since these orders involve domestic carriers, the proposed letter from the President to the CAB Chairman prepared by OMB includes the standard sentence designed to preserve availability of judicial review.

The Guy-American order revokes that carrier's entire authority, due to a Department of Transportation emergency order citing numerous safety violations. The Rainbow Air order authorizes that carrier to operate a foreign charter service, and the British American Air order authorizes service between California and Hawaii, on the one hand, and Hong Kong and the Benelux countries, on the other. OMB describes these orders as "routine, noncontroversial matters."

A memorandum for Darman is attached for your review and signature.

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Civil Aeronautics Board Decisions
in Guy-American Airways, Inc.;
Rainbow Air, Inc.; and British
American Air, Inc.

Our office has reviewed the above-referenced CAB decisions and related materials, and has no legal objection to the procedure that was followed with respect to Presidential review of such decisions under 49 U.S.C. § 1461(a).

We also have no legal objection to OMB's recommendation that the President not disapprove these orders or to the substance of the letter from the President to the CAB Chairman prepared by OMB.

FFF:JGR:aea 4/10/84

cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM:

JOHN G. ROBERTS 

SUBJECT:

Statement of Elliott Abrams Concerning
H.R. 4447 for Temporary Deportation of
Nationals From El Salvador/Immigration
Policy

OMB has asked for our views by close of business today on testimony Assistant Secretary of State Elliott Abrams proposes to deliver on April 12 before the Subcommittee on Immigration, Refugees and International Law of the House Judiciary Committee. The testimony argues that the U.S. considers Salvadoran asylum applications under the same general standards it applies to all asylum applications, noting the interesting fact that Salvadoran and Nicaraguan asylum applications are granted at about the same rate. Abrams goes on to defend the return of Salvadorans ineligible for asylum to El Salvador, arguing that there is no evidence that Salvadoran deportees are mistreated upon their return to El Salvador. The testimony concludes by stating that most Salvadorans seek to enter the U.S. for economic reasons, and that it is not feasible simply to let those that reach the U.S. remain. I have reviewed the testimony, and have no objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 10, 1984

MEMORANDUM FOR BRANDEN BLUM
LEGISLATIVE ATTORNEY
OFFICE OF MANAGEMENT AND BUDGET

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Statement of Elliott Abrams Concerning
H.R. 4447 for Temporary Deportation of
Nationals From El Salvador/Immigration
Policy

Counsel's Office has reviewed the above-referenced testimony,
and finds no objection to it from a legal perspective.

FFF:JGR:aea 4/10/84

cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS 

SUBJECT: Proposed Executive Order Entitled
"Management Reform in the Federal
Government"

Richard Darman has asked for comments by 5:00 p.m. today on the above-referenced proposed executive order. The proposed order, prepared by the OMB General Counsel's Office, would establish the President's Council on Management Improvement. The Council would be chaired by the Deputy Director of OMB and composed of 22 other government employees, typically assistant secretaries for management. It would develop and oversee the implementation of government-wide management reforms and ensure a coordinated approach to interagency management problems. Creation of the Council implements a decision by the President at the February 23, 1984 meeting of the Cabinet Council on Management and Administration to create an interagency management committee.

The Office of Legal Counsel has approved the order as to form and legality. OLC has opined that the Council will not be subject to the Russell Amendment, 31 U.S.C. § 1347, which limits new agencies without specific appropriations to a one-year life span, because the Council will not have authority to order changes in the administration of departments or agencies. OLC has also opined that the Council will not be subject to the Federal Advisory Committee Act, because it will be composed exclusively of full-time government employees.

The supposition underlying the latter conclusion is not, strictly speaking, compelled by the executive order. Section 1(b)(23) of the draft lists as a member of the Council "[a] designee of the Assistant to the President for Policy Development." There is nothing to indicate that this designee must be a federal employee. I recommend changing "designee of" to "federal employee designated by." This will ensure that OLC's assumption -- that all of the members of the Council will be government employees -- will in fact be accurate. I have no other objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR RICHARD G. DARMAN
ASSISTANT TO THE PRESIDENT

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Proposed Executive Order Entitled
"Management Reform in the Federal
Government"

Counsel's Office has reviewed the above-referenced proposed Executive Order. The accompanying memorandum from the Justice Department Office of Legal Counsel, approving the order as to form and legality, notes that since the Council will be composed exclusively of government employees it will not be subject to the Federal Advisory Committee Act. The executive order should be changed to ensure the accuracy of the assumption by the Office of Legal Counsel. Specifically, at section 1(b) (23), "designee of" should be changed to "federal employee designated by."

FFF:JGR:aea 4/11/84

cc: FFFielding/JGRoberts/Subject/Chron.

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Toast: Banquet Hosted
by Mayor Wang/Shanghai, China, Monday,
April 30, 1984

Richard Darman has asked that comments on the above-referenced toast be sent directly to Ben Elliott by 2:00 p.m. today. The toast commemorates the 1972 Shanghai Communique, and reviews the events on the President's schedule in China. In particular, the toast discusses joint Chinese-American commercial ventures playing a critical role in modernizing the Chinese economy. I have reviewed the toast and have no objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Toast: Banquet Hosted
by Mayor Wang/Shanghai, China, Monday,
April 30, 1984

Counsel's Office has reviewed the above-referenced toast,
and finds no objection to it from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/11/84

cc: FFFielding/JGRoberts/Subject/Chron.

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Remarks: Departure
Statement/Honolulu, Hawaii, Tuesday,
April 24, 1984 (4/10 -- 6:30 p.m. draft)

Richard Darman has asked that comments on the above-referenced remarks be sent directly to Ben Elliott by 2:00 p.m. today. The remarks, to be delivered on the President's departure from Hawaii, preview the President's trip to China, and reiterate the theme of his arrival statement, that America is a Pacific power. I have reviewed the remarks and have no objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Remarks: Departure
Statement/Honolulu, Hawaii, Tuesday,
April 24, 1984 (4/10 -- 6:30 p.m. draft)

Counsel's Office has reviewed the above-referenced remarks,
and finds no objection to them from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/11/84

cc: FFFielding/JGRoberts/Subject/Chron.

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Remarks: Arrival Ceremony
Hawaii, Sunday, April 22, 1984
(4/10 -- 6:30 p.m. draft)

Richard Darman has asked that comments on the above-referenced remarks be sent directly to Ben Elliott by 2:00 p.m. today. The Easter Sunday remarks are a prayer for peace, recalling Hawaii's first-hand experience of the horrors of war and arguing that peace will be secured only if America remains strong. The remarks also discuss Chinese-American ties and America's role as a Pacific power. I have reviewed the remarks and have no objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Remarks: Arrival Ceremony
Hawaii, Sunday, April 22, 1984
(4/10 -- 6:30 p.m. draft)

Counsel's Office has reviewed the above-referenced remarks,
and finds no objection to them from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/11/84

cc: FFFielding/JGRoberts/Subject/Chron.

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Remarks: Arrival Ceremony
Guam/Guam International Airport, Wednesday,
April 25, 1984 (4/10 -- 6:00 p.m. draft)

Richard Darman has asked that comments on the above-referenced remarks be sent directly to Ben Elliott by 2:00 p.m. today. The remarks describe Guam as "the hub of the Pacific" and recognize the contributions of those serving in the armed forces on Guam. The remarks also discuss the evolving political status of the island confederations forming the Trust Territory. The President notes that Micronesia, the Marshall Islands, and Palau have voted to form a "Compact of Free Association" with the United States, and that the Administration has submitted the compact to Congress for full consideration and approval as soon as is feasible. The language in the third full paragraph on page 3 discussing plans to end the U.N. trusteeship after ratification of the compact raised several troubling issues but fortunately has been deleted, as has the reference to the "one constitutional issue" holding up adoption of the compact on Palau. Several issues remain to be resolved in Palau, principally surrounding the movement in Palau to ban nuclear materials from American military bases, and none of them are properly characterized as "constitutional" issues.

With these changes, made at the insistence of the Interior Department, I have no objections. The draft memorandum for Elliott notes that our clearance of the remarks is conditioned on the changes having been made.

Attachment

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Remarks: Arrival Ceremony
Guam/Guam International Airport, Wednesday,
April 25, 1984 (4/10 -- 6:00 p.m. draft)

Counsel's Office has reviewed the above-referenced draft remarks. It is our understanding that the second sentence of the third paragraph on page 3 has been deleted, and that "one constitutional issue that is" in the next sentence has been changed to "issues." Assuming that these changes have been made, we have no objection to the remarks from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/11/84

cc: FFFielding/JGRoberts/Subject/Chron.

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Certificates for Crime Victims

Craig Fuller has relayed Assistant Attorney General Lois Herrington's request for "Presidential certificates" to honor four victims "who overcame their experience and have worked to improve the treatment of other crime victims." The certificates would be presented at a Roosevelt Room ceremony scheduled for April 13. Herrington has submitted a mock-up of the desired certificate, which reads: "The President of the United States of America officially commends _____ in recognition of outstanding service on behalf of victims of crime."

There is no legal impediment to the President issuing such a certificate, should he desire to do so. In my view, however, there is already a surfeit of Presidential medals, awards, and certificates, and I see no need to create an additional, ad hoc "official" certificate for the Friday ceremony. It seems better to limit the distribution of "official" awards to those established by statute or executive order. Otherwise we will have to have an official certificate for every ceremony, with a concomitant debasing of the significance of such Presidential recognition.

Attachment

THE WHITE HOUSE

WASHINGTON

April 11, 1984

MEMORANDUM FOR CRAIG L. FULLER
ASSISTANT TO THE PRESIDENT
FOR CABINET AFFAIRS

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Certificates for Crime Victims

You have asked for our views on a proposal submitted by Assistant Attorney General Lois Herrington to create a "Presidential certificate" to be awarded to four crime victims. There is no legal impediment to issuing such a certificate, if the President desires to do so. In our view, however, there is already a surfeit of official Presidential awards, medals, and certificates, ranging from the Medal of Freedom to the President's Export Awards. As a policy matter we think the President should avoid the ad hoc creation of additional "official" awards. The use of an "official certificate" is not necessary to commend an individual, and the use of such a certificate in any particular instance inevitably generates increasing demands for similar certificates in other instances. We think it best to limit the distribution of official-looking awards or certificates to the award programs established by statute or executive order.

FFF:JGR:aea 4/11/84
cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS 
SUBJECT: Approval of Use of Presidential Seal
for White House Fellowship Brochure

Denise Liebowitz has asked for permission to use the Seal of the President on the cover of the next revision of the White House Fellowship brochure. She notes that the Seal was used in earlier revisions of the brochure. As you directed, I have prepared a memorandum for your signature declining this request and advising Liebowitz to use the White House Fellows Seal. The memorandum points out that the earlier versions referred to by Liebowitz were designed and first produced before passage of the 1971 law imposing limitations on the use of the Seal.

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR DENISE LIEBOWITZ
PRESIDENT'S COMMISSION ON WHITE HOUSE
FELLOWSHIPS

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Request for Permission to Use Seal of
the President

You have asked for permission to use the Seal of the President on the cover of the next revision of the White House Fellowships annual brochure. I am compelled to decline your request.

The permitted uses of the Seal are limited by law. Title 18 of the United States Code, section 713, generally prohibits use of the Seal except in accordance with regulations promulgated by the President. Those regulations are embodied in Executive Order 11649, as amended. Copies of the pertinent statute and executive order are enclosed for your information.

You will notice that your contemplated use of the Seal does not fall within any of the categories of permitted uses. This Administration has strictly interpreted the provision permitting use of the Seal by the President, and we have declined requests by numerous other Presidential commissions for use of the Seal. Adherence to this policy is particularly appropriate in this case, since the White House Fellowships program has its own seal. That seal should be used in lieu of the Seal of the President.

It is true that the Seal of the President appeared on the cover of earlier versions of the White House Fellowships annual brochure. I would point out, however, that the earlier version of the brochure was designed and first produced before passage of the statute imposing legal limitations on the use of the Seal.

Thank you for raising this matter with us.

FFF:JGR:aea 4/12/84
cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR RICHARD A. HAUSER

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Draft Proclamation/Crime Victims Week, 1984

You will recall that Richard Darman staffed a draft of the Crime Victims Week proclamation to us for clearance on April 9. By memorandum to Darman dated April 10, you advised him that we had no objection to issuing such a proclamation, although it should go through the normal OMB clearance process. We objected to the substance of the proclamation and suggested numerous revisions.

We have now received a redraft of the proclamation, which has been through OMB clearance. The proclamation has benefitted from considerable editing, and I have no objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Remarks: Reception for
American Community -- Great Wall Hotel
Saturday, April 28, 1984

Richard Darman has asked that comments on the above-referenced proposed remarks be sent directly to Ben Elliott by 3:00 p.m. today. These remarks review the development of relations with China in the past twelve years, and praise the American community in Beijing for helping to continue the development of those relations. The remarks also include a brief report on events back home for the benefit of the Americans in China. I have reviewed the proposed remarks, and have no objection to them.

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Remarks: Reception for
American Community -- Great Wall Hotel
Saturday, April 28, 1984

Counsel's Office has reviewed the above-referenced proposed remarks, and finds no objection to them from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/12/84

bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR FRED F. FIELDING -

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Remarks: Reciprocal Banquet
Great Wall Hotel, Saturday, April 28, 1984

Richard Darman has asked that comments on the above-referenced proposed remarks be sent directly to Ben Elliott by 3:00 p.m. today. The remarks contrast the ancient civilization of China with the young nation of America, discuss the values underlying American foreign policy, and review the expansion in Chinese and American bilateral relations in the last dozen years. I have reviewed the remarks and have no legal objections. On page 1, lines 10-11, however, the remarks refer to "pandas, golden monkeys, and so many other animals that live only in China." Of course, pandas and golden monkeys live outside China, as a trip to the National Zoo would prove. I would replace "live only in China" with "are native only to China."

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Remarks: Reciprocal Banquet
Great Wall Hotel, Saturday, April 28, 1984

Counsel's Office has reviewed the above-referenced proposed remarks, and finds no objection to them from a legal perspective. We would, however, change "live only in China" at page 1, line 11, to "are native only to China." Pandas and golden monkeys, of course, do live outside of China, as a trip to the National Zoo would demonstrate.

cc: Richard G. Darman

FFF:JGR:aea 4/12/84

bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *QSR*
SUBJECT: Toast: Private Dinner with Li and
Zhao

Richard Darman has asked that comments on the above-referenced proposed toast be sent directly to Ben Elliott by 3:00 p.m. today. The toast is innocuous, noting the differences between our two civilizations but stressing that the peoples of China and the United States share a sincere desire for peace and prosperity. In the course of his remarks, the President invites President Li of the PRC to visit the United States, as Premier Zhao has already done. I have reviewed the proposed toast, and have no legal objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Toast: Private Dinner with Li and
Zhao

Counsel's Office has reviewed the above-referenced proposed toast, and has no objection to it from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/12/84

bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Remarks: Signing Ceremony at Great Hall
Monday, April 30, 1984 (4/11 -- 5:00 p.m.)

Richard Darman has asked that comments on the above-referenced proposed remarks be sent directly to Ben Elliott by 3:00 p.m. today. The remarks are to be delivered upon the signing of a bilateral tax agreement and a bilateral cultural exchange agreement. In addition to praising the effects those two agreements will have in further strengthening Chinese-American ties, the President also notes that progress is being made on a series of other agreements in such areas as shipping and nuclear development. I have reviewed the proposed remarks, and have no objection to them.

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Remarks: Signing Ceremony at Great Hall
Monday, April 30, 1984 (4/11 -- 5:00 p.m.)

Counsel's Office has reviewed the above-referenced proposed remarks, and finds no objection to them from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/12/84

bcc: FFfielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Presidential Remarks: Opening Questions
and Answers -- Fudan University Classroom
Monday, April 30, 1984

Richard Darman has asked that comments on the above-referenced draft remarks be sent directly to Ben Elliott by 3:00 p.m. today. In these brief opening remarks, the President marvels at the technological progress that has taken place since his own college days, and urges the Chinese University students to remember that their future depends more on their dreams than what surrounds them today. The President also notes that the Chancellor of Fudan University graduated from his wife's alma mater in the United States, and he congratulates the University's championship volleyball teams. I have reviewed the remarks, and have no objections.

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR BEN ELLIOTT
DEPUTY ASSISTANT TO THE PRESIDENT
DIRECTOR, PRESIDENTIAL SPEECHWRITING OFFICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Presidential Remarks: Opening Questions
and Answers -- Fudan University Classroom
Monday, April 30, 1984

Counsel's Office has reviewed the above-referenced remarks,
and finds no objection to them from a legal perspective.

cc: Richard G. Darman

FFF:JGR:aea 4/12/84
bcc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS 

SUBJECT: Sheriff Frank Wanicka Correspondence
Concerning Investigation by the Federal
Grand Jury of the Lee County Sheriff's
Department

Sheriff Frank Wanicka of Fort Myers, Florida, has written the President to complain about the conduct of an investigation of his office led by U.S. Attorney Robert Merkle. Wanicka writes that he has suspected that the investigation was politically motivated, a suspicion he thinks was confirmed when Ed Hessinger announced his candidacy for Wanicka's job. The basis of Hessinger's candidacy appears to be the investigation, and, as reported in the local newspaper, two DEA and one IRS agent active in the investigation attended the press conference at which Hessinger announced his candidacy.

I have heard several reports over the last few years of problems in the Middle District of Florida. Wanicka's allegations are serious, and the newspaper account lends credence to them. We should refer his letter to the Justice Department immediately, and advise Wanicka that we have done so. In light of the fact that an IRS agent is also involved, we should also send a copy of the incoming to Treasury General Counsel Peter Wallison.

I share your view that Wanicka's charges are very troubling, particularly the allegation -- at least partially substantiated by the newspaper story -- that federal agents investigating Wanicka are participating in his opponent's campaign. I considered expressing our concern somehow in the referral memorandum, but decided against doing so lest it appear that we were attempting to steer Justice's consideration of the matter. I assume whomever at Justice reviews this matter will share our views as to its seriousness.

Attachment

THE WHITE HOUSE

WASHINGTON

April 12, 1984

Dear Sheriff Wanicka:

Thank you for your letter of April 5, 1984, to the President. That letter contained serious allegations about the conduct of an alleged federal investigation, and you asked that someone look into the charges outlined in your letter.

I have referred your letter to the Department of Justice for review and whatever action that Department considers appropriate. Since your letter contained allegations concerning the conduct of employees of the Department of the Treasury as well as of the Department of Justice, I have also shared your letter with the General Counsel of the Department of the Treasury.

Sincerely,

Fred F. Fielding
Counsel to the President

Sheriff Frank Wanicka
Lee County Sheriff's Department
2055 Anderson Avenue
Fort Myers, Florida 33901

FFF:JGR:aea 4/12/84
bcc: FFFfielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR D. LOWELL JENSEN
ACTING DEPUTY ATTORNEY GENERAL
U.S. DEPARTMENT OF JUSTICE

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Sheriff Frank Wanicka Correspondence
Concerning Investigation by the Federal
Grand Jury of the Lee County Sheriff's
Department

The attached letter, together with a copy of my interim response, is referred to you for whatever action you deem appropriate. In his letter to the President, Sheriff Wanicka raises very serious allegations concerning the conduct of a federal investigation. I have also sent a copy of this correspondence to Peter J. Wallison, General Counsel of the Department of the Treasury, because the allegations concern the conduct of Treasury as well as Justice employees.

Attachment

FFF:JGR:aea 4/12/84
cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

April 12, 1984

MEMORANDUM FOR PETER J. WALLISON
GENERAL COUNSEL
U.S. DEPARTMENT OF THE TREASURY

FROM: FRED F. FIELDING
COUNSEL TO THE PRESIDENT

SUBJECT: Sheriff Frank Wanicka Correspondence
Concerning Investigation by the Federal
Grand Jury of the Lee County Sheriff's
Department

The attached letter, together with a copy of my interim reply, has been referred to Lowell Jensen, Acting Deputy Attorney General, for whatever action he considers appropriate. In his letter to the President, Sheriff Wanicka raises very serious allegations concerning the conduct of a federal investigation. I am sending a copy of this correspondence to you because the allegations concern the conduct of Treasury as well as Justice employees.

Attachment

FFF:JGR:aea 4/12/84

cc: FFFielding/JGRoberts/Subj/Chron