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THE WHITE HOUSE

WASHINGTON

November 1, 1990

MEMORANDUM FOR DAVID F. DEMAREST, JR.
ASSISTANT TO THE PRESIDENT FOR COMMUNICATIONS

FROM: BOBBIE G. KILBERG BK
DEPUTY ASSISTANT TO THE PRESIDENT FOR PUBLIC LIAISON

SUBJECT: Recusal

As you know, I have taken steps to ensure that my financial interests do not conflict with my ability to perform my official duties. For the record, this memorandum describes my recusal policy in light of the President's waiver determination. This supersedes my recusal memorandum of May 31, 1990.

As you know, under Federal conflict-of-interest law (18 U.S.C. 208), I may not participate personally and substantially in a particular matter in which, to my knowledge, my husband or I have a financial interest. Because my husband is a partner at the law firm of Gibson, Dunn & Crutcher, I am recusing myself from participation in (1) any particular matters on which he is representing a client (e.g., cases and other matters he is working on directly) and (2) particular matters in which, to my knowledge, his firm is lobbying or otherwise requesting action of the White House Office, Office of Cabinet Affairs, or Office of Policy Development. Because of the President's determination, I am free to participate in other particular matters in which the firm may be representing clients.

The Department of Justice has recently determined that broad legislative matters are not always "particular matters" that trigger the conflict-of-interest law. Rather, only when legislative matters are focused on the interests of a discrete and identifiable set of entities (such as a single industry) does the conflict-of-interest statute apply. Thus, the Counsel's Office has informed me that financial interests in businesses and Gibson, Dunn & Crutcher's lobbying activity on civil rights legislation do not legally preclude me from participating in broad issues of Administration civil rights policy.

Nevertheless, to avoid even the possible appearance of a conflict-of-interest, I will recuse myself from: (1) any involvement in advice, recommendations, or decisions on whether my husband or his firm is to be included in White House meetings on legislative matters; and (2) attendance at any meeting at which he or his firm is present other than a general Public Liaison briefing or ceremonial event.

In addition, because of my husband's and my financial interests and three positions I hold in non-profit organizations, I am recusing myself from participation in particular matters involving as a specific party any of the following:

Allied-Signal, Inc.
American Airlines
Financing Corporation
Gas Drill (83-1) Assoc.
International Paper
Lab School of Washington (Washington D.C.)
R.H. Macy & Co.
McDonald's Corporation
N.V. Ryan, L.P.
The Palmer National Bank
PIP Energy Assoc. L.P. (1984-1)
Potomac School, McLean VA
Program on Non-Profit Organizations, Yale University
Starrett City Assoc.
Xerox Corporation

Moreover, I will not participate in any matter having a direct and predictable effect on the Palmer National Bank, including participation in policy-making, strategizing, or advocacy on banking industry issues, the resolution of which would have a direct and predictable effect on that company.

This recusal does not preclude my arranging, attending, or participating in meetings/briefings in which representatives of these entities are involved (other than as outlined above as to Gibson, Dunn & Crutcher), but I will not take part in recommendations or decisions on whether to allow individuals from these entities to participate in events planned by the Office of Public Liaison or in other particular matters of government business uniquely involving these interests.

Finally, I will continue to work closely with the Counsel's Office to assess the need for any further recusals.

Any matters covered by this recusal should be handled without participation on my part.

cc: Governor Sununu
C. Boyden Gray
Helen Mobley

THE WHITE HOUSE

WASHINGTON

March 23, 1990

MEMORANDUM FOR JOHN H. SUNUNU
CHIEF OF STAFF TO THE PRESIDENT

FROM: C. BOYDEN GRAY
COUNSEL TO THE PRESIDENT

SUBJECT: Avoidance of Conflicts of Interest and Recusal Commitment

This memorandum will summarize the measures that I have taken to avoid potential, or the appearance of potential, conflicts of interest in connection with the performance of my duties. In those efforts, I have engaged special ethics counsel to review the measures that I have taken and to offer counseling and advice. Many of the measures to rearrange my financial affairs were begun prior to the formal announcement of my designation as Counsel to the President. Additionally, several of the steps, although not required by law, were undertaken at substantial cost to me in an effort to avoid even the appearance of potential conflict. To supplement those measures, as described below, I have adopted and adhered to the recusal policy outlined in this memorandum. This written recusal will supersede my prior written recusal.

Measures to Eliminate Conflicts.

The rearrangement of my financial affairs and elimination of potential conflicts involves: (1) divestiture of financial interests; (2) transfer of personal assets to a qualified blind trust; (3) initiation of steps to create a qualified diversified trust to insulate an existing family trust; (4) request of a waiver in connection with certain family trust assets which are disqualifying financial interests; (5) resignation from directorship of a family business; and (6) recusal.

Divestiture and Blind Trust.

As noted on my Financial Disclosure Report (Form SF-278), I have sold or otherwise disposed of a number of financial interests that may have been viewed to pose potential conflict of interest issues. Also, on May 30, 1989, I established a qualified blind trust, which has been certified by the Office of Government Ethics. Substantially all of my real estate partnership interests, venture capital holdings, and remaining equity interests have been (or are in the process of being) transferred to the trust. The trust assets are managed by an independent, institutional trustee.

In accordance with the trust agreement for the blind trust, I have retained no control over the assets so transferred, nor am I entitled to receive communications from the trustee regarding those assets, except that I am to be notified if and when investments have been disposed of or have declined to a nominal value.

Nathalie L. Bernard Blind Trust.

I have an interest as an income beneficiary, and my daughter has an interest as a contingent remainder beneficiary, in the Nathalie L. Bernard Trust, a family trust created by my grandmother under her last will and testament. My beneficial interest in the trust income is subject to the discretion of the trustee; further, I have no managerial control over trust activities or investments. The trustee is an independent, institutional trustee.

Because I am considered to have a disqualifying financial interest in the trust assets, I intend to insulate myself from those investments, to the extent possible, by (and with the agreement of the institutional trustee for the trust) entering into a qualified diversified trust agreement pursuant to Section 202(f)(7) of the Ethics in Government Act of 1978, as amended. Under this arrangement, most of the assets of the Nathalie L. Bernard Trust no longer will be deemed to be disqualifying financial interests.

Waiver.

I am a co-trustee for a series of trusts created by my brother, Burton Gray, who recently passed away. The trusts are for the benefit of Burton's children. I have no beneficial interest in the trusts. However, because of my position as co-trustee, the trusts' assets constitute disqualifying financial interests for purposes of the Federal conflicts of interest laws. Given that I have no beneficial interest in the trusts, that I receive no fees as a co-trustee, and that I am only one of three co-trustees, I have requested a waiver in connection with this matter.

Also, until such time as the qualified diversified trust, referred to above, may be certified and established, the assets of the Nathalie L. Bernard Trust are considered disqualifying financial interests. Given the remoteness and insubstantiality of my interest in those specific assets of the Nathalie L. Bernard Trust which, upon creation of the qualified diversified trust, would meet the diversification standards, I have requested a waiver as to policy and broad, industry-wide matters. If certification of the qualified diversified trust were not forthcoming, such waiver would then continue in effect for whatever period is necessary.

As noted in the waiver request, there are certain assets held by the Nathalie L. Bernard Trust which would not qualify for the diversification standards. Thus, those assets would continue to be deemed to be disqualifying financial interests, even after certification and creation of the qualified diversified trust. Because those disqualifying financial interests are so insubstantial and remote, I have requested a complete waiver in connection with those assets.

Resignations.

I was a director of Summit Communications, a closely-held family company involved in the radio and cable television industries. Even though I have recused myself from matters relating to Summit Communications, I have taken the additional step of resigning from my position as director to avoid the appearance of a conflict of interest.

Recusal.

In addition to those steps, described above, that I have taken to rearrange my financial affairs to avoid any conflict of interest, I have established a recusal policy to prevent my participating in matters that may affect my financial interests. The following describes my recusal commitment.

First, I will recuse myself from and will decline to participate in any particular matter in which Summit Communications, the closely-held family company, is a formal party or in which it is known to me to have a direct and specific financial interest. Although Summit Communications' business activities presently involve only radio stations and cable television companies, this recusal is intended to extend to any matters having a direct and predictable effect on the telecommunications industry, generally, including communications matters involving the Federal Communications Commission.

Second, I will recuse myself from and will decline to participate in any particular matter that may have a direct and predictable effect on any other of my or my dependent child's financial interests. Those interests principally involve investments in commercial real estate, although there are also minor investments in other industries. I have attached to this memorandum (as Attachments A and B) listings of such financial interests, including affected industry sectors, to which this recusal applies.

Third, to ensure the avoidance of any appearance of impropriety, despite the lack of an actual conflict of interest, I will recuse myself from and will decline to participate in any particular matter in which, in my judgment, it is appropriate to do so. This recusal policy, to which I am committed, should avoid not only the occurrence of any actual conflict of interest, but also the appearance of any conflict between my duties and my personal financial interests.

I have instructed my deputy, John Schmitz, to distribute this recusal policy to those persons responsible for bringing matters to my attention. Also, I have delegated to him the decision-making authority for matters as to which I am recused, including authority to redirect such matters to such other officials as he deems appropriate under the circumstances.

Attachments

ATTACHMENT A

BLIND TRUST HOLDINGS

Investments in Commercial Real Estate	Business/Location
Brandywine Partners	Retail property, Washington, DC
Brookstown Mill L.P.	Office/retail property, Winston-Salem, NC
Coolfont Recreation, Inc.	Lodging facility, Berkeley Springs, WV
DLJ Properties '72	Apartments, AZ, NV, TN, TX
Deep Creek Partners	Residential development, Deep Creek Lake, MD
Equity Fund/Viers Mill	Shopping Center, Rockville, MD
Gorboynard Partnership	Warehouse/office property, Winston-Salem, NC, and Atlanta, GA
Kanawha Trace Development Partners	Condominium development, Richmond, VA
Manassas - New Market Custodial Trust	Installment note receivable (1984), on disposition of interest in hotel property limited partnership, Manassas, VA
One Langley Assoc.	Apartments, Newport News, VA
100 W. Franklin Street Partnership	Office building, Richmond, VA
1205 E. Main Assoc.	Office building, Richmond, VA
RLT, Ltd.	Office building, Newport, RI

Attachment A (Continued)

66 Associates (Winthrop Pier)	Pier 66 real estate, Ft. Lauderdale, FL
Spring Valley Partners, L.P.	Shopping center, Washington, DC
Square 224 Assoc./ Garfinckel Block Assoc.	Office/retail property, Washington, DC
Sunbelt Historic Prop. L.P.	Commercial property, Asheville, NC, and Richmond, VA
Wall Street Real Estate Limited Partners	Office/retail property, Asheville, NC
Winthrop California Inv. L.P.	Office property, Orange City, CA

<u>Investments in Undeveloped Land</u>

Charlotte Airport Partners	Charlotte, NC
Manassas Growth Partners	Manassas, VA
Woodfield Atrium - Joint Venture	Rolling Acres, IL

<u>Investments in Technology Industry</u>

Accel. Capital L.P.	Technology developments in medical, electronic, computer sectors
Group L Corporation	Computer software
MLT, Ltd.	Computer software (tax preparation programs)
Melrose L.P. (Investech)	Computer software (communications)
Venture First Ltd.	Computer software, plant genetics, healthcare

<u>Miscellaneous</u>

Acoustiguide	Recorded tour services

Attachment A (Continued)

BBE Sound, Inc.	Stereo acoustics systems
Business Development Cap. L.P. III	Home furnishings, healthcare
Eastern Sleep Products/Loch Shiel I	Mattress company
800 Spirits Inc.	Catalog ordering -- wines/liquors
Great Inns of America, Inc.	Hotel management
International Quality Foods	Flavored foods
Info-Disc Corporation	Video discs and equipment
LePavillon of DC, Inc.	Restaurant
Media General	See below
New Venture Capital Corporation	Venture capital fund
Power Pool Assoc. Corp.	Trucking transport
Thomson McKinnon Commodities Capital Appreciation Plus L.P. I	Broad-based commodities futures fund
Thomson McKinnon Commodity Account (managed by Hanger Assoc.)	Board-based commodities futures account
Wainwright Bank & Trust Company	Private banking business
Wainwright Capital Corporation	Merchant banking and brokerage business
Winthrop Insd. Mtg. Inv. I	Pooled mortgage fund
Winthrop Insd. Mtg. Inv. II	Pooled mortgage fund

ATTACHMENT B

OTHER FINANCIAL INTERESTS

Bioassay	Research and development (partnership is not active)
DeLorean Research Limited Partnership	Automotive research (partnership is dissolving)
Federal Land Bank	Agricultural real estate mortgages
Fidelity (IRA)	Diversified mutual fund
First Stevens L.P.	Holds notes receivable from disposition of historic property, Winston-Salem, NC
Linden Row Limited Ptn.	Commercial property (Inn), Richmond, VA
Media General, Inc.	Industry: Communications, newspapers, broadcasting Subsidiaries in: Advertising, financial services, publishing, paper manufacturing, and building and realty development
Mosquito Island Assoc.	Land and rental property, Maine
Opal Development Partners	Real estate development, Virginia (partnership in liquidation)
S&S Carr Ptn. 1986	Commercial rental properties, Washington, DC, and Alexandria, VA

Attachment B (Continued)

Scudder Capital Growth Fund	Keogh retirement account from prior law firm, invested in diversified portfolio
Securities Group 1980	Securities investments (transactions in options/ futures) (partnership in liquidation)
Sheets, Smith & Assoc., Inc.	Investment and financial advice, Winston-Salem, NC
Stone's Point Assoc.	Real property (house, barn), Maine
Summit Communications	AM and FM radio stations; cable television companies
28th St. Mortgage	Mortgage on rental property, Washington, DC
Undeveloped land -- Roaring Gap, NC	
Undeveloped land -- Warrenton, VA	
Wachovia Short-Term Investment Fund	Diversified mutual fund

THE WHITE HOUSE

WASHINGTON

December 24, 1990

MEMORANDUM FOR THE CHIEF OF STAFF

FROM: BRENT SCOWCROFT

SUBJECT: Recusal

As you may know, I have taken steps to ensure that my financial interests do not conflict with my ability to perform my official duties. For the record, this memorandum describes my recusal policy following my divestiture and following the conflict determination recently issued by the Counsel to the President.

I am recusing myself from any particular matter in which any of the following entities is a party:

American Equity Investors partnership
Arvida/JMB Partners
First Security Corp.
Hanson PLC Sponsored ADR
Hawkins Oil & Gas
JMB 245 Park Ave. Ltd.
Kissinger Associates
National Bank of Washington
USA Co.
Washington BanCorporation

Although I am recusing myself from matters in which Kissinger Associates is a party, this recusal is not intended to prevent me from seeking advice from, or otherwise consulting with, Mr. Kissinger in situations in which Mr. Kissinger is not acting to further the interests of Kissinger Associates or in matters that will not have a direct and predictable effect on Kissinger Associates.

Any matters covered by this recusal should be handled without participation on my part.

cc: C. Boyden Gray
Robert M. Gates

THE WHITE HOUSE

WASHINGTON

THE CHIEF of STAFF
has seen

May 28, 1991

MEMORANDUM FOR JOHN H. SUNUNU

FROM: JAMES W. DYER JWD

SUBJECT: Recusal from certain Legislative Matters

This memorandum is intended to memorialize my recusal from certain matters and to ensure that no actual or apparent conflict of interest occurs between my personal financial interests and the duties I perform as Deputy Assistant to the President for Legislative Affairs (Senate). This recusal reflects the policy this office has followed prior to my tenure.

I have recused myself from any matter directly involving the Philip Morris Company or any of its affiliated subsidiaries. I have also recused myself from any legislative matter that would have a direct and predictable effect on those companies unless the matter may effect those companies only to the same extent that they may broadly affect the tobacco industry in general.

If such matters arise, they should be handled without my involvement and referred to one of my Special Assistants, as appropriate. Any question whether a particular legislative initiative is encompassed by this recusal should be referred to the Office of Counsel to the President for their opinion.

cc: C. Boyden Gray

THE WHITE HOUSE

WASHINGTON

THE CHIEF of STAFF
has seen

June 26, 1991

MEMORANDUM FOR GOVERNOR SUNUNU
CHIEF OF STAFF

FROM: RONALD C. KAUFMAN RCK
DEPUTY ASSISTANT TO THE PRESIDENT
FOR POLITICAL AFFAIRS

SUBJECT: Recusal

This memorandum is to record my continuing recusal from particular matters involving my financial interests. In particular, I am disqualified from participating in any particular matter involving or having a direct and predictable effect on Scott Paper Company or Environmental Diagnostics, two companies in which I have a small financial interest.

In the unlikely event that a particular matter involving or affecting either of these interests should arise in the White House and require or warrant the participation of the Office of Political Affairs, that matter will not be handled by and should not be assigned to me, but should be assigned to David Carney or others, as he or your office may designate.

cc: C. Boyden Gray
Andrew Card
David M. Carney

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THE WHITE HOUSE

WASHINGTON

April 11, 1990

MEMORANDUM FOR GOVERNOR JOHN H. SUNUNU
CHIEF OF STAFF

FROM: SIGMUND A. ROGICH S.R.
ASSISTANT TO THE PRESIDENT FOR PUBLIC EVENTS AND INITIATIVES

SUBJECT: Recusal from Matters Affecting My Financial Interests

I have previously submitted to the White House Counsel's Office a financial disclosure report in which I disclose my various financial interests. For the most part, these interests are now being managed by an independent trustee, and many are in the process of being liquidated.

Nevertheless, I recognize that under Federal law, I may not participate personally and substantially in a matter in which I have a financial interest. Accordingly, I am writing to notify you that I am hereby recusing myself from participation in matters involving or having a direct and predictable effect on any of the following entities:

Advertising, Media and Printing Companies

Animated Electronics	(electronic sign)
EriBrit Productions	(produces commercials)
Las Vegas Color Graphics	(printing)
Laughlin Roughrider Broadcasting	(KROL radio)
National Mobile Sign	(billboards)
R&R Advertising	
Roughrider Broadcasting, Inc.	(KPAH radio)
Roughrider Broadcasting of New Mexico	

Oil and Gas Interests

- Leisure/Codell Industries
- Regency Drilling Program
- Rojas Mining Company

Other Business Entities

Bar of America	(in Truckee, CA)
Paulson Playing Cards	(produces playing cards)
Ranger Partnership	(holds a note receivable)
Spring Valley Hospital	(hospital development)
W.C.W. Corporation	(casino)

Real Estate

Individual parcels in Las Vegas & Reno, NV; Tahoe/Donner, CA; Henry's Lake and Priest's Lake ID; Brianhead, UT.

Ranger Building Corp.	(office buildings)
Sahara/Valdez Associates	(real estate)
Sky Mountain Preserve	(preserve for RVs)
Westwind Development	(land partnership)

This recusal does not preclude my arranging, attending, or participating in meetings/briefings in which representatives of these entities are involved, but I will not take part in decisions on whether to allow individuals from these entities to participate in events or otherwise participate in decisions uniquely involving these entities. I will also not participate in policy-making or advocacy in connection with particular matters the resolution of which would have a direct and predictable effect on any of these entities.

Should any such matters arise, they should be handled without participation on my part.

cc: Melissa Compton
C. Boyden Gray
John G. Keller, Jr.
C. Gregg Petersmeyer
Bruce Zanca

THE WHITE HOUSE

WASHINGTON

THE CHIEF of STAFF has seen

September 6, 1991

MEMORANDUM FOR GOVERNOR SUNUNU
CHIEF OF STAFF TO THE PRESIDENT

FROM: EDE HOLIDAY
ASSISTANT TO THE PRESIDENT
AND SECRETARY OF THE CABINET

SUBJECT: Recusal statement

My husband, Terrence B. Adamson, recently joined the firm of Donovan, Leisure, Schiller, Rogovin and Huge (Donovan, Leisure). His move from Dow, Lohnes & Albertson to Donovan, Leisure requires a revision to my most recent recusal statement dated October 3, 1990. I have consulted with Gregory Walden of the White House Counsel's Office on this matter.

As you may recall, I previously disqualified myself from participating in specific matters on which my husband was representing a client and matters in which, to my knowledge, my husband's law firm was lobbying the White House Office, the Office of Cabinet Affairs, or the Office of Policy Development. In August 1990, the President granted a waiver to allow me to participate in policy matters that may come before me as Secretary to the Cabinet notwithstanding the involvement of my husband's firm. Because of my husband's law firm's involvement with a major communications client, and my husband's personal representation of that client, I refrained from substantive participation in Administration policy on broadcast and communications issues, cable communications issues, and issues relating to telephone company entry into the cable and information services markets. I also refrained from personal meetings and communications with my husband's clients (except as part of a larger group), even when my husband's law firm was not involved.

Because my husband has left Dow, Lohnes & Albertson and ended all representation of the major communications client, I believe I may now participate fully and substantively in communications issues. However, my husband will retain a financial interest in Dow, Lohnes until he receives his share of undistributed profits and his capital contribution, which he is expected to receive within ninety days. Until such time, I will continue to recuse myself from any particular matter in which, to my knowledge, Dow, Lohnes has a financial interest through its representation of a client. After all of my husband's financial ties have been severed from Dow, Lohnes, I will be free to participate fully in matters in which Dow, Lohnes is representing a client before the

White House.

At the same time, I must now recuse myself from all particular matters in which, to my knowledge, my husband's new firm, Donovan, Leisure, has a financial interest. At this time, my husband and I are in the process of ascertaining the nature of Donovan, Leisure's Washington practice, the firm's major clients, and the likely nature of my husband's work for the firm.

When I learn the nature of Donovan, Leisure's practice, my husband's practice with that firm, and when my husband no longer has any remaining financial interest in Dow, Lohnes, I will revise this disqualification statement accordingly and may request a new waiver, if necessary to perform my White House responsibilities.[1]

cc: Boyden Gray

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[1]Until a new waiver is obtained, the August 1990 waiver remains as it relates to my husband's stock interests in MCI and Beverly Enterprises.

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THE WHITE HOUSE

WASHINGTON

THE CHIEF of STAFF
has seen

October 3, 1990

MEMORANDUM FOR GOVERNOR JOHN H. SUNUNU
CHIEF OF STAFF

FROM: EDITH E. HOLIDAY Edith E. Holiday
ASSISTANT TO THE PRESIDENT AND SECRETARY FOR THE CABINET

SUBJECT: Recusal

As you know, I have taken steps to ensure that my financial interests do not conflict with my ability to perform my official duties. For the record, this memorandum describes the recusal policy that I have been following and will continue to follow.

Because my husband is a partner at the law firm of Dow Lohnes & Albertson, I am recusing myself from participation in (1) any specific matters on which my husband is representing a client (e.g., cases and other matters he is working on directly) and (2) matters in which, to my knowledge, his firm is lobbying the White House Office, Office of Cabinet Affairs, or Office of Policy Development.

Because of a Presidential determination, I am free to participate in other matters in which the firm may be representing clients. Since one of my husband's largest clients is a major cable/broadcast communications firm, however, I am refraining from substantive participation in Administration policy-making on broadcast, radio, and cable communications issues (such as FCC financial syndication rules, cable reregulation legislation, and FCC regulations affecting cable broadcasting), and issues relating to telephone company entry into cable and information services markets. In the exercise of my judgment, however, I am carrying out my official duties when incidental involvement in such matters would facilitate White House administrative functioning (e.g., relaying information on issues arising at senior staff meetings).

I am also refraining from personal meetings and communications with my husband's clients (except as part of a larger industry group or in purely social conversation), even when my husband's firm is not involved. Moreover, I will continue to work closely with the Counsel's Office to assess the need for any further recusals.

Any matters covered by this recusal should be handled without participation on my part.

cc: C. Boyden Gray
Stephen I. Danzansky