

# FOIA Marker

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Records Management, White House Office of

Subject Files - FG006-03A (Chief of Staff, Office Files)

Stack:	Row:	Sect.:	Shelf:	Pos.:	FRC ID:	Location or Hollinger ID:	NARA Number:	OA Number:
W	11	1	6	1	11094	23957	11086	11086

Folder Title:

522676

# Withdrawn/Redacted Material

## The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Memorandum	[Enron] - From: Alberto R. Gonzales	1	04/29/2002	P5;
002	Memorandum	[Enron]	2	N.D.	P5;

### COLLECTION TITLE:

Records Management, White House Office of

### SERIES:

Subject Files - FG006-03A (Chief of Staff, Office Files)

### FOLDER TITLE:

522676

### FRC ID:

11094

### RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

#### Deed of Gift Restrictions

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

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]
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- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Records Not Subject to FOIA

Court Sealed - The document is withheld under a court seal and is not subject to the Freedom of Information Act.

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For a complete list of items withdrawn from this folder, see the  
Withdrawal/Redaction Sheet at the front of the folder.**

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Records Management, White House Office of

**SERIES:**

Subject Files - FG006-03A (Chief of Staff, Office Files)

**FOLDER TITLE:**

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**FRC ID:**

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**FOIA IDs and Segments:**

2018-0011-P

**OA Num.:**

11086

**NARA Num.:**

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THE WHITE HOUSE  
WASHINGTON

April 29, 2002

THE CHIEF OF STAFF  
HAS SEEN

4/30/02

Dear Chairman Lieberman:

Thank you for your letter of April 24, 2002, which seeks additional information concerning our efforts to respond to the Committee's March 27, 2002 letter of request to White House Chief of Staff Andrew Card. I appreciate the opportunity to clarify our plans for compliance with the Committee's request.

At the conclusion of the staff-level meeting, we agreed to furnish the Committee with a letter stating our position on the Committee's request and our intentions with respect to response. That letter was sent to you on April 19, 2002. We did not understand that we were to provide a fixed timeframe for response, nor did we believe that the Committee was expecting to receive a statement of intention to withhold specific responsive information. Because the scope and content of the efforts that will ultimately be necessary to satisfy the Committee's needs remain somewhat uncertain, and because we do not yet know what, if any, responsive information we have, we are not in a position to estimate with confidence response dates or to take positions with respect to the disclosure of specific items of information.

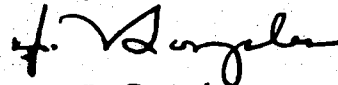
That said, I am pleased to share with you information concerning the efforts we are making to identify information the Committee has requested. Our work is already underway. We have made an initial request for information to all Assistants to the President, all Deputy Assistants to the President, and all Special Assistants to the President throughout the White House, regardless of the office in which they work. In addition, we have requested information from appropriate officials of the Office of the Vice President, the Council on Environmental Quality, the Council of Economic Advisers, the Office of Management and Budget, and the Office of the United States Trade Representative. We expect to receive responses to this initial request by May 10, 2002. Once we have had the opportunity to review the initial responses, we will be able to determine what further steps, if any, may be necessary to obtain additional helpful information. We will then follow up and gather additional information as appropriate. In general, we anticipate that the process of making follow-up requests and receiving the necessary responses will likely take approximately 3-4 weeks. We therefore hope to furnish responsive information to the Committee by early to mid-June.

While we have expressed concerns to you with respect to your requests for information relating to the presidential appointment process and the NEPDG, we are not taking any categorical position at this time with respect to information that might fall within those categories. We expect to communicate with you further concerning those requests and hope to receive further guidance. In particular, it might assist us in arriving at a constructive and helpful accommodation if the Committee would identify particular appointments on which we might focus our efforts. In addition, if the Committee believes it has a factual predicate for believing that the work of the NEPDG could shed any light on whether the government operated in an

efficient and effective manner in dealing with the collapse of Enron, respectfully, we would very much appreciate your sharing it with us. As the NEPDG merely issued a series of recommendations to the Congress, and was formally disbanded months before the collapse of Enron became apparent, we are having difficulty understanding and assessing the Committee's needs in this area. With additional guidance, we will be better able to make sound judgments concerning the propriety of disclosure of particular information and the accommodations, if any, that might be possible to allow each branch of government to satisfy its legitimate needs.

In closing, let me reiterate our desire to help the Committee discharge its responsibilities and our commitment to work with you in a constructive and cooperative spirit.

Sincerely,



Alberto R. Gonzales  
Counsel to the President

The Honorable Joseph I. Lieberman  
United States Senate  
Washington, DC 20510

cc: The Honorable Fred Thompson