

# FOIA Marker

This is not a textual record. This FOIA Marker indicates that material has been removed during FOIA processing by George W. Bush Presidential Library staff.

Records Management, White House Office of

Subject Files - FG052 (United States Court of Appeals)

Stack:	Row:	Sect.:	Shelf:	Pos.:	FRC ID:	Location or Hollinger ID:	NARA Number:	OA Number:
W	11	7	11	1	12136	24999	12172	11962

Folder Title:

552251

# Withdrawn/Redacted Material

## The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;
002	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;
003	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;
004	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;
005	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;
006	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;
007	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;

**COLLECTION TITLE:**

Records Management, White House Office of

**SERIES:**

Subject Files - FG052 (United States Court of Appeals)

**FOLDER TITLE:**

552251

**FRC ID:**

12136

**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]
- b(3) Release would violate a Federal statute [(b)(3) 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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DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
008	Information Sheet	Carlos T. Bea	1	N.D.	P6/b6;
009	Information Sheet	Carlos T. Bea	1	N.D.	P6/b6;
010	Information Sheet	Carlos T. Bea	1	N.D.	P6/b6;
011	Information Sheet	Carlos T. Bea	1	N.D.	P6/b6;
012	Information Sheet	Carlos T. Bea	1	N.D.	P6/b6;
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016	Letter	[Letter] - To: POTUS - From: John Ashcroft	1	02/04/2003	P6/b6;
017	Information Sheet	Carlos T. Bea	1	04/08/2003	P6/b6;
018	Information Sheet	Carlos T. Bea	1	N.D.	P6/b6;

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THE WHITE HOUSE  
WASHINGTON

55225185  
FG052  
93 APR 10 PM 10

LB

April 9, 2003

MEMORANDUM FOR THE PRESIDENT

THROUGH THE EXECUTIVE CLERK

FROM: ALBERTO R. GONZALES

SUBJECT: Judicial Nomination

Attached for your signature is the nomination of the following individual:

**Carlos T. Bea, of California, to be United States Circuit Judge for the Ninth Circuit,  
vice Charles E. Wiggins.**

You approved this nomination on November 15, 2002.

All necessary clearances have been completed.

OK to autopen  
\_\_\_\_\_ *min*  
4/8/03

4/11/03 4/9/03  
off  
DAD HOLD  
Counsel's ofc. called  
this am. (Patrick B.)  
w/ wife.

Nominated: 4/11/03

Noted  
4/11/03

*The White House,*

APR 11 2003

*To the  
Senate of the United States.*

*I nominate* Carlos T. Bea, of California, to be United

States Circuit Judge for the Ninth Circuit, vice Charles E. Wiggins, retired.

GEORGE W. BUSH



Office of the Attorney General  
Washington, D.C. 20530

February 4, 2003

Dear Mr. President:

It is an honor to enclose the nomination of Carlos T. Bea, of California, to be United States Circuit Judge for the Ninth Circuit, vice Charles E. Wiggins, retired.

Judge Bea was born [REDACTED] (b)(6) in San Sebastian, Spain, became a naturalized citizen on July 8, 1958, is married and has four children. He received a B.A. degree in 1956 from Stanford University and a J.D. degree in 1958 from Stanford Law School. He was admitted to the California State Bar in 1959.

Since 1990, Judge Bea has served on the San Francisco Superior Court. Prior to his appointment to the court, he was the sole proprietor of Carlos Bea Law Corporation, 1975-1990; and was an associate, 1959-1966, and a partner, 1967-1975, with Dunne, Phelps & Mills.

Judge Bea has an excellent reputation as to character and integrity, possesses judicial temperament and is, I believe, worthy of appointment as a United States Circuit Judge.

I recommend the nomination.

Respectfully,

John Ashcroft  
Attorney General

The President  
The White House

From: Patrick J. Bumatay/WHO/EOP@Exchange on 04/11/2003 12:09:57 PM

Record Type: Record

To: G. Timothy Saunders/WHO/EOP@EOP, William W. McCathran/WHO/EOP@EOP, David E. Kalbaugh/WHO/EOP@EOP

cc: Brett M. Kavanaugh/WHO/EOP@EOP

Subject: ok to SEND UP BEA NOMINATION -- alert Press and Clerk's office

Bea nomination is cleared to go to the Senate.

Thanks all.

Patrick

-----Original Message-----

**From:** Kavanaugh, Brett M.  
**Sent:** Friday, April 11, 2003 12:06 PM  
**To:** Bumatay, Patrick J.  
**Cc:** Gonzales, Alberto R.; Leitch, David G.  
**Subject:** Patrick: ok to SEND UP BEA NOMINATION -- alert Press and Clerk's office



*The White House,*

*T. H.*

THE WHITE HOUSE

WASHINGTON

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Office of the Attorney General  
Washington, D.C. 20530

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I recommend the nomination.

Respectfully,

A handwritten signature in black ink, appearing to read "John Ashcroft".

John Ashcroft  
Attorney General

The President  
The White House



Office of the Attorney General  
Washington, D.C. 20530

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Birth: (b)(6) San Sebastian, Spain

Naturalized: July 8, 1959 San Francisco, California

Legal Residence: California

Marital Status: Married Louise P. Bea  
four children

Education: 1950 - 1951 Menlo Junior College

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Bar: 1959 California

Experience: 1959 - 1975 Dunne, Phelps & Mills  
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1975 - 1990 Carlos Bea Law Corporation  
Sole Proprietor

1990 - present San Francisco Superior Court  
Judge

Office: San Francisco Superior Court  
400 McAllister Street, #518  
San Francisco, California 94102  
415-551-3788

Home: (b)(6)

Ethnic Group: Hispanic

Salary: (b)(6)

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*To the  
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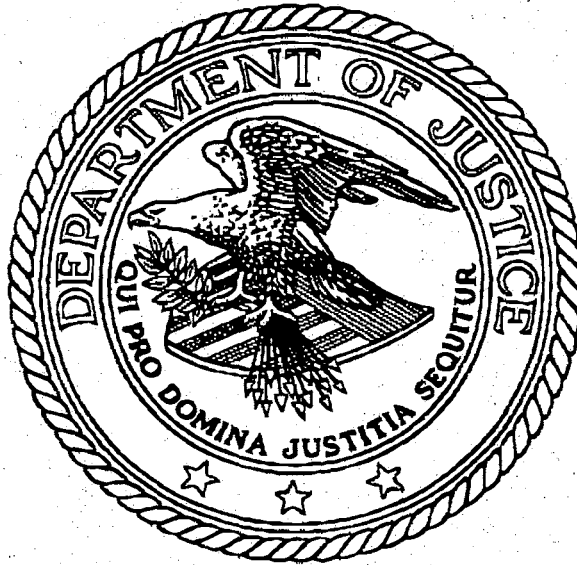
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Office of Legal Policy  
United States Department of Justice  
10th and Constitution Ave. NW  
Washington, D. C. 20530

TO: *Tim Saunders*

FAX: *456-2569*

FROM: Sheila Joy

VOICE: (202) 514-1607

FAX: (202) 616-3180

Total Pages (including this cover):           

Additional Message:



## Office of the Attorney General

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(Use Shift-F10 to Search)

Record 1 of 1

1.Log 2003890  
2.Last Name Bea First Name Carlos  
MName/Initial T. Suffix Male/Female M  
Full Name BEA, Carlos T. 3.State (F2) CA  
4.Politics (F2) (Alt-T) 5.Appt/Designation Date  
6.Status (F2) X 7.On Calendar (Y/N) N 8.Additional Designation (Y/N) N  
9.Resigned (Y/N) 10.Appt Code (F2) PAS  
11.No.of Positions 1 (Use Alt-F1 to see related Position record(s).)  
12.Position (F2) (Use Shift-F1 to add Position and Get Position #.)  
(Use Shift-F4 to Zoom Position(s).)  
933 United States Circuit Judge for the Ninth Circuit

13.Area of Responsibility

14.Full Time (Y/N) Y

15.Vice Charles E. Wiggins, retired

16.Term Expires

17.Announce Date

18.Acting (Y/N) N

19.Nom Date

(Alt-T)

20.Conf Date

21.Nom rejected

22.Nom returned

24.Conf Res Recd

23.Nom withdrawn

25.Appt/Designation Appointment

26.Appt (or designation) made by: (F2) Commission

27.Recd WH

(Alt-T)

28.Date Signed

29.Document Returned To: (F2) JUSTICE

30.Return Date

31.Nominating/Appointment Language

Carlos T. Bea, of California, to be United States Circuit Judge for  
the Ninth Circuit, vice Charles E. Wiggins, retired.

32.Comments



*Nominations*

*4/11/03*

Carlos T. Bea

Birth:

*Match to file*

Born as Cuban citizen on (b)(6) in San Sebastian, Spain (father and mother both Cuban citizens)

Moved with family from Spain to Cuba:

1939

Immigrated from Cuba to United States:

1943

Naturalized as United States citizen:

July 8, 1959, in San Francisco, California

Legal Residence: California

Marital Status: Married

Louise P. Bea  
four children

Education: 1950 - 1951

Menlo Junior College

1951 - 1956

Stanford University  
B.A. degree

1955 - 1958

Stanford Law School  
J.D. degree

Bar: 1959

California

Experience: 1959 - 1975

Dunne, Phelps & Mills  
Associate, 1959-1966  
Partner, 1967-1975

1975 - 1990

Carlos Bea Law Corporation  
Sole Proprietor

1990 - present

San Francisco Superior Court  
Judge

To be United States Circuit Judge for the Ninth Circuit

**SUPPORTER CONTACTS FOR CARLOS T. BEA**

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Superior Court  
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