

Senate Judiciary Committee and tell of my 1983 telephone conversation with Anita Hill. I agreed to come.

Later that evening, I was interviewed over the telephone by various members of the staff of the Judiciary Committee. After this interview, I immediately flew to Washington, where on Friday, October 11, I received a subpoena to appear before this committee.

The CHAIRMAN. Thank you.

Judge Hoerchner.

#### TESTIMONY OF JUDGE SUSAN HOERCHNER

Judge HOERCHNER. Mr. Chairman, Senator Thurmond and members of the committee: My name is Susan Hoerchner.

I am here testifying pursuant to this committee's subpoena. I have not seen any FBI report or any other written record of any information I have supplied in the course of this investigation. Neither have I seen Anita's affidavits.

I am a workers' compensation judge in California. I have known Anita Hill for about 13 years. We met when she was my editor for a project at Yale Legislative Services, when we were first-year law students. We soon became friends.

While at Yale, Anita had good friends across every spectrum: men and women, black and white, conservative and liberal. Reasons for her popularity were apparent. It's not just a question of my never having known her to lie—I have never known Anita even to exaggerate. I have never known her to express anger. I have never known her to condemn a person, rather than particular behavior. I have never known her to use profane or offensive language.

In law school, Anita was always gracious and generous with her understanding and her time. Many times, she would invite me and other of her harried law student friends to her apartment for a delicious home-cooked dinner, which she somehow found time to prepare, even though she was as busy and hard-working law student herself. Perhaps most important of all to me personally, Anita was always somebody to whom I could talk and with whom I could laugh.

When Anita and I graduated from law school, both of us, as it happened, came to Washington for our first jobs. We lived in different parts of the city. We were both busy with our new jobs, so we did not get together with great frequency. What we did do, however, was keep in touch by telephone. Those conversations would often last as much as an hour.

I remember, in particular, one telephone conversation I had with Anita. I should say, before telling you about this conversation, that I cannot pin down its date with certainty. I am sure that it was after she started working with Clarence Thomas, because in that conversation she referred to him as her boss, Clarence.

It was clear when we started this conversation that something was badly wrong. Anita sounded very depressed and spoke in a dull monotone. I asked Anita how things were going at work. Instead of a cheery "Oh, just busy," her usual response, this time she led me to understand that there was a serious problem.

She told me that she was being subjected to sexual harassment from her boss, to whom she referred by name. That boss was Clarence Thomas. Anita's use of the words "sexual harassment" made an impression on me, because it was the first time I had heard that term used by a friend in personal conversation.

Anita said that Clarence Thomas had repeatedly asked her out. She told me she had, of course, refused, but that he wouldn't seem to take "no" for an answer. He kept pressing her and repeating things like "I'm your time" and "You know I'm your kind of man, but you refuse to admit it."

One thing Anita told me that struck me particularly and that I remember almost verbatim was that Mr. Thomas had said to her, "You know, if you had witnesses, you'd have a perfect case against me."

She told me that she was very humiliated and demoralized by Mr. Thomas' behavior and that it had shaken her faith in her professional ability.

At the end of the conversation, Anita seemed more depressed than when it began. Contrary to my hope, talking things out did not seem to have given her any relief or comfort.

After our conversation, I was both saddened about my friend. Because it had been so painful for Anita to talk about the matter, I did not try to pull information out of her. In subsequent conversations with Anita, I learned that the problem continued, but I do not recall in detail further conversations about this matter.

Mr. Chairman, in conclusion, as a result of the high esteem in which her law school classmates hold her, 65 members, over 65 members of Anita's law school class have been contacted and have signed the following statement:

It has been our privilege to know Anita Hill, professionally and personally, since the late 1970's, when we were in law school together. The Anita Hill we have known is a person of great integrity and decency. As colleagues, we wish to affirm publicly our admiration and respect for her.

She is embroiled now in a most serious and difficult controversy, which we know is causing her great pain. We make no attempt to analyze the issues involved or to prejudge the outcome. We do, however, wish to state emphatically our complete confidence in her sincerity and good-faith, our absolute belief in her decency and integrity. In our eyes, it is impossible to imagine any circumstances in which her character could be called into question. We are dismayed that it has been. We know that it could not be by anyone who knows her.

Anita has imperiled her career and her peace of mind to do what she felt was right. We know we are powerless to shield her from those who will seek to hurt her, out of ignorance, frustration or expediency in the days ahead, but we will have failed ourselves, if we did not at least raise our voices in her behalf. She has our unhesitating and unwavering support.

Thank you, Mr. Chairman.

The CHAIRMAN. Thank you very much.

Mr. Paul.

#### TESTIMONY OF JOEL PAUL

Mr. PAUL. Mr. Chairman, Senator Thurmond and members of the Committee: I am an associate professor of law at the Washington College of Law at American University here in Washington. Before joining the faculty at American University in 1986, I practiced banking and corporate law in California. I presently teach international business and trade and foreign relations law.