
Sidney Blumenthal, 2/26/98

Grand Jury

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CONDENSED TRANSCRIPT AND CONCORDANCE
PREPARED BY:

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[1] UNITED STATES DISTRICT COURT
[2] FOR THE DISTRICT OF COLUMBIA
[3] ----- x
[4] In re
[5] GRAND JURY PROCEEDINGS
[6] ----- x
[7] Grand Jury Room No. 4
[8] United States District Court
[9] for the District of Columbia
[10] 3rd & Constitution, N.W.
[11] Washington, D.C. 20001
[12] Thursday, February 26, 1998
[13] The testimony of SIDNEY BLUMENTHAL was taken in the
[14] presence of a full quorum of Grand Jury 97-2, impaneled on
[15] September 19, 1997, commencing at 9:26 a.m., before:
[16] SOLOMON WISENBERG
[17] ROBERT J. BITTMAN
[18] JACKIE M. BENNETT, JR.
[19] DAVID BARGER
[20] Associate Independent Counsel
[21] Office of Independent Counsel
[22] 1001 Pennsylvania Avenue, Northwest
[23] Suite 490 North
[24] Washington, D.C. 20004
[25]

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[1] PROCEEDINGS
[2] Whereupon,
[3] SIDNEY BLUMENTHAL
[4] was called as a witness and, after having been duly sworn by
[5] the Deputy Foreperson of the Grand Jury, was examined and
[6] testified as follows:
[7] EXAMINATION
[8] BY MR. BITTMAN:
[9] Q Good morning.
[10] A Good morning. How are you?
[11] Q I'm fine. How are you this morning?
[12] A Very well.
[13] Q Would you please state your full name?
[14] A Sidney Blumenthal.
[15] Q How do you spell your last name, Mr. Blumenthal?
[16] A B-l-u-m-e-n-t-h-a-l.
[17] Q Let me advise you, Mr. Blumenthal, you are a
[18] witness appearing before this grand jury this morning and you
[19] have certain rights and you also have certain obligations as
[20] a witness appearing before the grand jury.
[21] One of your rights is that you have the right to
[22] have an attorney present outside the courtroom and you may
[23] consult with that attorney at any reasonable time. You may
[24] ask to take a break at any time you want and consult with
[25] your attorney.

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[1] Do you in fact have an attorney with you today?
[2] A I do.
[3] Q Who is that person?
[4] A I have Bill McDaniel, William A. McDaniel, Jr., and
[5] Jo Marsh, his associate. I have two attorneys.
[6] Q And Jo is a female spelled J-o?
[7] A Correct. And White House counsel is also
[8] co-counsel.
[9] Q Is that Cheryl Mills?
[10] A That is correct.
[11] Q You also have the Fifth Amendment right. That is,
[12] if a question I ask you may incriminate you in any way, the
[13] answer may incriminate you in any way, you may refuse to
[14] answer that question. Do you understand that?
[15] A Yes, I do.
[16] Q You have an obligation to tell the truth and if
[17] you lie or intentionally mislead this grand jury, you may be
[18] prosecuted by this grand jury or subsequent grand juries.
[19] Do you understand that?
[20] A Yes, I do.
[21] Q Okay. Let me first go through and talk with you
[22] a little bit about the jurisdiction of this investigation
[23] and this grand jury. I have provided your counsel with a
[24] copy of the Special Division's order granting the Office of
[25] Independent Counsel, Kenneth W. Starr, jurisdiction over

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[1] certain matters dated January 16, 1998.
[2] Paragraph 2 of that jurisdictional grant provides
[3] "The Independent Counsel shall have jurisdiction and
[4] authority to investigate to the maximum extent authorized by
[5] the Independent Counsel Reauthorization Act of 1994 whether
[6] Monica Lewinsky or others suborned perjury, obstructed
[7] justice, intimidated witnesses or otherwise violated federal
[8] law other than a Class B or C misdemeanor or infraction in
[9] dealing with witnesses, potential witnesses, attorneys or
[10] others concerning the civil case Jones v. Clinton."
[11] Paragraph 4 provides "The Independent Counsel shall
[12] have jurisdiction and authority to investigate any
[13] obstruction of the due administration of justice or other
[14] material false testimony or statement in violation of federal
[15] criminal law arising out of his investigation of the matter
[16] described above."
[17] These are the matters that we're inquiring of
[18] today, Mr. Blumenthal.
[19] Can you tell us, sir, where you are currently
[20] employed?
[21] A I work in the Executive Office of the President in
[22] the White House.
[23] Q What is your title there?
[24] A My title is Assistant to the President.
[25] Q Are you the Assistant to the President for any

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[1] specific thing?
[2] A No, I am not.
[3] Q What are your duties at the White House?
[4] A They are such duties as the President and the Chief
[5] of Staff shall decide.
[6] Q How long have you been so employed?
[7] A Since August 11, 1997.
[8] Q Can you tell us how you were hired? How you came
[9] to be employed by the White House?
[10] A The President asked me to assume this position.
[11] Q And when was that relative to August 7th,
[12] approximately?
[13] A He asked me if I would be interested in joining the
[14] administration in January 1997.
[15] Q I have a directory from the White House of the
[16] various offices within the White House, the Executive Office
[17] of the President, and you are identified as being in the
[18] Office of Communications. Is that correct or did they want
[19] to just fit you in somewhere?
[20] A I think it's an effort to fit me in somewhere
[21] within that directory, but I have nothing after my title.
[22] I have taken my rank as my title and it is not for
[23] communications, nor am I a deputy for communications in any
[24] way. It is part of my job to deal with the media.
[25] Q I'm asking this only because I identified you as

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[1] being an Assistant to the President for Communications to the
[2] grand jurors and if you could just explain that is how you're
[3] identified in this directory.
[4] A Right.
[5] Q This is just some place to fit you in.
[6] A Right. Although that's a misstatement of my formal
[7] title.
[8] Q Okay. And let me make clear at this point, all the
[9] questions that I'm going to inquire of you today and this
[10] grand jury will inquire of you is related strictly to your
[11] employment at the White House, that is, from August 7th last
[12] year and your duties while employed at the White House.
[13] A Excuse me. August 11th.
[14] Q Oh, did you say -- I'm sorry. August 11, 1997.
[15] A Yes.
[16] Q What is your average day, if there is sort of an
[17] average day? Who do you consult with and what type of work
[18] do you do at the White House?
[19] A I'm engaged in a broad range of issues.
[20] Q And what is your role?
[21] A My role is to assist on these various issues.
[22] Q Do you advise the President as to a specific area?
[23] That is, communications, foreign policy, domestic policy,
[24] legislation, drugs or anything like that? Can you narrow it
[25] down at all? Or do you everything that the President

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handles?
 A I deal with foreign policy, with domestic policy.
 Q On Tuesday when we were in the judge's courtroom downstairs, and the grand jurors know that, your attorney described to the judge that your job is to talk to the media.
 A That's part of my job.
 Q That's part of your job.
 A Yes.
 Q Is that the biggest bulk of your job?
 A On some days.
 Q Some days? And when your primary job is not talking to the media, what is your primary job?
 A Well, I have made a concerted effort not to be a public spokesman. I give very few, if any, on-the-record interviews. I have never appeared as a spokesman on television or on radio. And I've been involved in such issues over the last month as writing the State of the Union and helping to arrange the visit of Prime Minister Blair, who is a very old friend of mine.
 Q In your duties at the White House, do you typically advise the President himself?
 A I do speak with the President. I brief him.
 Q Without going into the substance of what you talk to the President about, is that something you do on a daily basis or on a weekly basis?

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A I think I should consult my attorney about how I'm supposed to answer.
 Q I'll withdraw that question for the time being.
 A Aside from the President, who are you regularly in contact with? For example, the Office of Communications, the director is Ann Lewis. Do you speak with Ms. Lewis on a regular basis?
 A I think I want to speak to my attorney about that because I'm a little confused about that.
 MR. BITTMAN: Sure.
 Mr. Blumenthal?
 THE WITNESS: Yes?
 MR. BITTMAN: If you would knock -- when you come back, if you would knock, and we'll open the door.
 THE WITNESS: Sure. Thank you.
 (The witness was excused to confer with counsel.)
 BY MR. BITTMAN:
 Q I had two general questions for you, Mr. Blumenthal. One was whether you advised the President himself. Can you answer that question?
 A I do.
 Q You do. How regularly do you do that?
 A Several times a week.
 Q Who are the other advisors, if any, that you consult with at the White House on a somewhat regular basis?

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A I would say that I speak with almost everybody in the White House on a regular basis. And, on a daily basis, I speak with the Chief of Staff, Erskine Bowles; with John Podesta, the Deputy Chief of Staff; with Sylvia Matthews, the other Deputy Chief of Staff; with Rahm Emmanuel, the senior advisor; with Paul Begala, Counsellor; with Doug Sosnik, Counsellor; with Mike McCurry, Press Secretary; with Joe Lockhart, Deputy Press Secretary; with Tony Blinken and David Levy, the Director and Deputy Director of the Strategic Planning for the National Security Council.
 Q Can you spell Mr. Blinken's last name?
 A Yes. B-l-i-n-k-e-n. With Bruce Reed, the Director of the Domestic Policy Council; with Gene Sperling, Director of the National Economic Council. Almost every day I speak to those people and others.
 Q Where is your office physically located in the White House?
 A It's on the ground floor of the West Wing.
 Q Have you had any involvement in the matter involving Monica Lewinsky?
 A I think I'm going to talk to my lawyer about that one.
 (The witness was excused to confer with counsel.)
 MR. BITTMAN: I'll just note for the record it's 9:44.

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THE DEPUTY FOREPERSON: Mr. Blumenthal, you're still under oath.
 THE WITNESS: Thank you.
 BY MR. BITTMAN:
 Q Mr. Blumenthal, have you had any role in the Monica Lewinsky matter?
 A Yes.
 Q What has been that role?
 A I attend meetings in the White House in the Office of Legal Counsel in the morning and in the evening almost every day.
 Q We understand that these meetings occur daily at 8:30 a.m. and at 6:45 p.m.?
 A Yes.
 Q Are these the meetings that you attend?
 A Yes.
 Q And can you tell us who generally attends them? I understand that these are daily meetings and that the same people don't always attend them. You probably or may not attend them all the time either.
 A Correct.
 Q Can you tell us who generally attends -- first of all, generally, do they attend both meetings, the same group? Or is it like one group attends the 8:30 and then a second, different group attends the 6:45?

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A Generally the same group.
 Q Okay. What's the group, as far as you can remember?
 A It is legal counsel, Chief Legal Counsel, Charles Ruff. It is Lanny Brewer, of the Legal Counsel Office. Cheryl Mills, of Legal Counsel Office. Bruce Lindsey, Senior Advisor to the President and Legal Counsel. John Podesta, Deputy Chief of Staff. Rahm Emmanuel, Senior Advisor. Paul Begala, Counsellor. Jim Kennedy, Legal Counsel Office. Mike McCurry, Press Secretary. Joe Lockhart, Deputy Press Secretary. Ann Lewis, Director of Communications. Adam Goldberg, who is in Legal Counsel Office. That's Adam -- I forget his last name, actually. It's Don Goldberg of Legislative Affairs, I believe, and Legal Counsel. I could be wrong about some of these titles. That's generally the group.
 Q Do any of the President's private attorneys attend either the 8:30 or 6:45 meeting, whether in person or by telephone?
 A I've never seen them in person.
 Q Do you know whether they are on the telephone? Is there a conference call, actually?
 A No.
 Q No? So anyone who is aware of the meeting at the time it occurs would have to actually be present at the

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meeting.
 A Yes.
 Q Does anyone from outside the White House ever attend these meetings, that is, not employed by the White House?
 A No.
 Q Are there regular conference calls, as far as you know?
 A Regular?
 Q When I say "regular," not scheduled but calls that occur on perhaps a daily or every-other-day basis.
 A There have been conference calls that I've been part of, but they haven't been --
 MR. BITTMAN: Please note for the record that an attorney from the Office of Independent Counsel has come in.
 I'm sorry.
 THE WITNESS: There have been conference calls, but, to my knowledge, they're not daily.
 BY MR. BITTMAN:
 Q Are there any meetings that you attend that are a subset of the people that you just listed? That is, a smaller group.
 A There are no regular meetings.
 Q No regular meetings? What occurs at these 8:30 and

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[1] 6:45 p.m., these daily meetings?
 [2] A I can't discuss that.
 [3] Q Why can't you discuss it?
 [4] A I've been advised by White House counsel that
 [5] that's covered:
 [6] Q Do you know by what it is covered, what privilege?
 [7] A Executive privilege.
 [8] Q Executive privilege. These twice daily meetings at
 [9] 8:30 and 6:45, would it be fair to say that the content that
 [10] is the subject matter of the meetings exclusively relates or
 [11] refers to the Monica Lewinsky matter?
 [12] A Yes.
 [13] Q And generally, how long is the 8:30 meeting?
 [14] A It varies from -- I'd guess, I don't want to guess,
 [15] but say 15 minutes to a half hour.
 [16] Q And the 6:45 meeting, generally how long is that?
 [17] A The same. The same.
 [18] Q Have you received any information relating or
 [19] referring to Monica Lewinsky?
 [20] A I think I want to go consult my attorney.
 [21] MR. BITTMAN: Please note for the record it is
 [22] 9:49.
 [23] And, again, if you'll knock before re-entering.
 [24] THE WITNESS: Sure.
 [25] (The witness was excused to confer with counsel.)

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[1] MR. BITTMAN: Please note for the record it's
 [2] 9:52 a.m.
 [3] THE DEPUTY FOREPERSON: Mr. Blumenthal, you're
 [4] still under oath.
 [5] THE WITNESS: Thank you.
 [6] BY MR. BITTMAN:
 [7] Q Mr. Blumenthal, have you received any information
 [8] relating or referring to Monica Lewinsky?
 [9] A I wonder if you could clarify that question because
 [10] I receive information from newspapers and magazines like
 [11] everybody.
 [12] Q I'll clarify it to exclude information from
 [13] published news articles and information directly from your
 [14] private attorney. So have you received any information
 [15] relating or referring to Monica Lewinsky with those
 [16] exceptions?
 [17] A Can I go out?
 [18] MR. BITTMAN: Yes.
 [19] THE WITNESS: Thank you.
 [20] MR. BITTMAN: Please note for the record it's a
 [21] little after 9:52, almost 9:53.
 [22] (The witness was excused to confer with counsel.)
 [23] MR. BITTMAN: Please note for the record it's 9:55.
 [24] THE DEPUTY FOREPERSON: Mr. Blumenthal, you are
 [25] still under oath.

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[1] THE WITNESS: Thank you.
 [2] BY MR. BITTMAN:
 [3] Q Mr. Blumenthal, excepting information from
 [4] published news stories, whether broadcast or in newspapers or
 [5] otherwise published, and excepting information from your
 [6] personal attorney, have you received any information relating
 [7] or referring to Monica Lewinsky?
 [8] A Yes.
 [9] Q From whom? Excepting those two sources.
 [10] A The President and the First Lady.
 [11] Q What information have you received from the
 [12] President?
 [13] A I've been advised by my attorney that I cannot
 [14] discuss this.
 [15] Q On the grounds of executive privilege?
 [16] A I'm not a lawyer, I would assume so.
 [17] Q Did your attorney indicate to you which privilege,
 [18] if any, to assert?
 [19] A I would assume executive privilege.
 [20] Q Okay. Can you tell us what information you
 [21] received from Mrs. Clinton?
 [22] A My legal counsel from the White House says that I
 [23] cannot discuss that and that I'm an employee of the White
 [24] House and that I'm covered by privilege.
 [25] Q How many times, Mr. Blumenthal, have you talked to

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[1] the President about the Monica Lewinsky matter?
 [2] Approximately?
 [3] A Well, I'm going to have to go out of the room
 [4] again.
 [5] Q Okay. I'm going to ask you the same question about
 [6] the First Lady also.
 [7] A Right.
 [8] MR. WISENBERG: And what we'll need, you said you
 [9] assumed executive privilege, but we'll need from you on the
 [10] question of -- on anything that you assert a privilege on, we
 [11] are going to need you to articulate at a minimum what the
 [12] privilege is. We understand you're not a lawyer, but after
 [13] consultation with your lawyer --
 [14] THE WITNESS: I'll consult.
 [15] MR. WISENBERG: Yes. We need to know what
 [16] privilege.
 [17] THE WITNESS: Good. Good.
 [18] MR. BITTMAN: Please note for the record it's
 [19] 9:57 a.m.
 [20] THE WITNESS: If you could just repeat the question
 [21] so I have it exactly.
 [22] MR. BITTMAN: Yes. How many times approximately
 [23] you've talked to the President about the Monica Lewinsky
 [24] matter.
 [25] THE WITNESS: And the First Lady.

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[1] MR. BITTMAN: And the First Lady.
 [2] THE WITNESS: Thank you.
 [3] MR. BITTMAN: You're welcome.
 [4] (The witness was excused to confer with counsel.)
 [5] MR. BITTMAN: Please note for the record it's
 [6] 10:00 a.m.
 [7] THE DEPUTY FOREPERSON: Mr. Blumenthal, you re
 [8] under oath.
 [9] THE WITNESS: Thank you.
 [10] BY MR. BITTMAN:
 [11] Q Mr. Blumenthal, approximately how many times have
 [12] you met with the President about the Monica Lewinsky matter?
 [13] A Once.
 [14] Q Once? When was that?
 [15] A I can't recall the exact date.
 [16] Q Can you recall the approximate date?
 [17] A In late January.
 [18] Q The first news article, Mr. Blumenthal, on the
 [19] Monica Lewinsky was published in The Washington Post on
 [20] January 21, Wednesday. Can you estimate approximately from
 [21] the date of that news article when the date of your meeting
 [22] with the President was?
 [23] A Within that week.
 [24] Q That work week or within -- that is within seven
 [25] days of the article?

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[1] A I don't recall. I would say within a week.
 [2] Q Okay. Within one week. Where was this meeting?
 [3] A I think I'd better talk to counsel now.
 [4] MR. BITTMAN: Okay. I'm going to ask you then a
 [5] series of questions, where was it, how long was the meeting,
 [6] who else was present, and then the general subject matter of
 [7] the meeting.
 [8] THE WITNESS: Okay. Very good.
 [9] MR. BITTMAN: Please note for the record it's
 [10] 10:02 a.m.
 [11] THE WITNESS: Okay. Thank you.
 [12] MR. BITTMAN: You're welcome. And the same
 [13] questions for the First Lady as well.
 [14] THE WITNESS: Right.
 [15] (The witness was excused to confer with counsel.)
 [16] MR. BITTMAN: Please note for the record it's
 [17] 10:05 a.m.
 [18] THE DEPUTY FOREPERSON: Mr. Blumenthal, I need
 [19] remind you you are still under oath.
 [20] THE WITNESS: Thank you.
 [21] BY MR. BITTMAN:
 [22] Q Mr. Blumenthal, let me clarify one matter. I asked
 [23] you when the meeting with the President was relative to the
 [24] Washington Post article on January 21 and you said it was
 [25] within a week. Was it within a week after the article?

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[1] A Yes.
 [2] Q Okay. And now my question is where was the meeting
 [3] with the President.
 [4] A It was in the Oval Office.
 [5] Q Who else was present?
 [6] A Nobody.
 [7] Q How long was the meeting?
 [8] A About a half hour.
 [9] Q Did you discuss any other matter other than the
 [10] Monica Lewinsky matter?
 [11] A White House counsel advises me that I cannot
 [12] discuss any matter I've discussed with the President.
 [13] Q Not even the subject matter? That is, the general
 [14] subject matter, not getting into -- although I will ask you a
 [15] question about what was discussed.
 [16] A I don't recall another subject.
 [17] Q Okay. Did your attorneys, that is either the White
 [18] House or your private attorneys, indicate to you which
 [19] privilege -- well, let me ask you the question first. What
 [20] was discussed? What was the substance of what was discussed
 [21] at the meeting?
 [22] A I've been advised I can't discuss that.
 [23] Q And what privilege are you asserting?
 [24] A Executive privilege.
 [25] Q Have you disclosed to anyone besides your private

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[1] attorney the substance of what occurred at that meeting with
 [2] the President in the Oval Office?
 [3] A No.
 [4] Q Who called the meeting, Mr. Blumenthal? That is,
 [5] how did you come to be in the Oval Office and discuss this
 [6] with the President?
 [7] A I can't recall.
 [8] Q Can you at least exclude that it was a regularly
 [9] scheduled meeting, if it was not?
 [10] A I don't have regularly scheduled meetings with the
 [11] President. Sometimes I ask to see the President.
 [12] Q We at least know it was not a regularly scheduled
 [13] meeting with the President.
 [14] A Well, none of my meetings are. Except those that
 [15] are regular briefings involving large groups of people.
 [16] Q And you're saying because you don't remember how
 [17] you came to be there that you do not remember whether you
 [18] requested the meeting or the President requested the meeting.
 [19] Is that right?
 [20] A Yes.
 [21] Q Is it possible that some other person besides you
 [22] or the President requested the meeting? That is, somebody
 [23] said, "Sid, go meet with the President"?
 [24] A No.
 [25] Q It would have been either the President asking you

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[1] or you asking the President. Okay. Did you take any notes
 [2] at this meeting with the President?
 [3] A No.
 [4] Q Did he take any notes?
 [5] A No.
 [6] Q Was he reading from any documents as far as you can
 [7] tell?
 [8] A I think I'd better speak to my attorney.
 [9] MR. BITTMAN: Please note for the record it's
 [10] 10:09 a.m.
 [11] (The witness was excused to confer with counsel.)
 [12] MR. BITTMAN: Please note for the record it's
 [13] 10:10 a.m.
 [14] THE DEPUTY FOREPERSON: Mr. Blumenthal, I must
 [15] remind you you are under oath.
 [16] THE WITNESS: Thank you.
 [17] BY MR. BITTMAN:
 [18] Q Did the President, Mr. Blumenthal, in your meeting
 [19] with him in the Oval Office appear to be reading from any
 [20] document?
 [21] A No.
 [22] Q Did you have any documents with you?
 [23] A No.
 [24] Q When was the meeting with the First Lady? That is,
 [25] Mrs. Clinton.

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[1] A I have had numerous meetings with the First Lady
 [2] from the day this story broke to the date of the subpoena,
 [3] both on the phone and in person.
 [4] Q Can you tell me approximately how many times you've
 [5] talked to the First Lady about the Monica Lewinsky matter?
 [6] A I don't recall.
 [7] Q Can you say it's a daily occurrence or
 [8] approximately daily occurrence?
 [9] A Yes.
 [10] Q About how many of those times that you've talked to
 [11] the First Lady did you actually meet with her?
 [12] A I can't recall.
 [13] Q Can you say whether you meet with her on an
 [14] approximately daily basis about the Monica Lewinsky matter?
 [15] A How would you define meet?
 [16] Q Talk to her in person.
 [17] A No.
 [18] Q About how frequently do you meet with the First
 [19] Lady about the Monica Lewinsky matter, if you can identify
 [20] some --
 [21] A When you say meet, you mean in person?
 [22] Q Yes. In person speak with the First Lady.
 [23] A Don't know.
 [24] Q Do you remember any specific meetings with the
 [25] First Lady about the Monica Lewinsky matter?

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[1] A Yes.
 [2] Q Can you tell us about those, please?
 [3] A Could you clarify? Do you mean -- what do you
 [4] mean?
 [5] Q Okay. Let me ask this. How many specific meetings
 [6] do you remember? I'm talking about meetings, now, actually
 [7] talking to her in person, whether at a table, whether
 [8] standing up or whatever. How many of those do you
 [9] specifically recall? And then I'm going to go into each one
 [10] of them.
 [11] A I can recall one.
 [12] Q When was that meeting, approximately?
 [13] A In late January.
 [14] Q Can you approximate when it was relative to the
 [15] story breaking on --
 [16] A Within a week.
 [17] Q Within a week. Can you estimate when it was
 [18] relative to the meeting that you had with the President?
 [19] A After.
 [20] Q And within a couple of days, I suspect?
 [21] A Yes. A couple, you mean two? I don't know if it
 [22] was two. It may have been several.
 [23] Q Was it the same day as your meeting with the
 [24] President?
 [25] A No.

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[1] Q Where was this meeting with the First Lady?
 [2] A It was in the residence at the White House.
 [3] Q Can you tell us where in the residence it was?
 [4] A In the First Lady's study.
 [5] Q Who else was present at the meeting?
 [6] A Nobody.
 [7] Q How long was the meeting?
 [8] A Half hour.
 [9] Q Did you discuss anything other than the Monica
 [10] Lewinsky matter? Anything related to Monica Lewinsky?
 [11] A Are those two questions?
 [12] Q I'm sorry. I'll withdraw the question. Did you
 [13] discuss anything other than the Monica Lewinsky matter in
 [14] your meeting with the First Lady?
 [15] A I don't recall.
 [16] Q Did you take notes at the meeting with the First
 [17] Lady?
 [18] A No.
 [19] Q Did she take notes?
 [20] A No.
 [21] Q Did she appear to be reading from any document at
 [22] any time?
 [23] A No.
 [24] Q Did you read from any document or refer to any
 [25] document at any time?

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[1] A No.
 [2] Q Have you told anyone other than your personal
 [3] attorney the substance of what the meeting was with the First
 [4] Lady?
 [5] A No.
 [6] Q What was the substance of the meeting with the
 [7] First Lady?
 [8] A I'm advised by White House legal counsel to assert
 [9] executive privilege.
 [10] Q Is that the only meeting that you specifically
 [11] recall with the First Lady?
 [12] A Yes.
 [13] Q And you acknowledge that there were other meetings,
 [14] you just don't specifically recall those?
 [15] A I don't recall.
 [16] Q Do you recall any specific conversation with the
 [17] First Lady that was not a meeting? That is, a telephone
 [18] call. You also said that you speak to her on the phone, I
 [19] think, or have spoken to the First Lady on the phone about
 [20] the Monica Lewinsky matter.
 [21] A Yes.
 [22] Q Do you recall any specific conversations other than
 [23] meetings with the First Lady about the Monica Lewinsky
 [24] matter?
 [25] A Yes.

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[1] Q How many times?
 [2] A Don't know precisely.
 [3] Q More than one time?
 [4] A Yes.
 [5] Q More than ten times?
 [6] A No.
 [7] Q More than five times, approximately?
 [8] A Don't know.
 [9] Q Don't know? Somewhere between one and ten?
 [10] A Yes.
 [11] Q What else has Mr. Kendall said about the Monica
 [12] Lewinsky matter?
 [13] A He has expressed his dismay at the grand jury leaks
 [14] to me.
 [15] Q Anything else?
 [16] A No.
 [17] Q Every time you've talked to Mr. Kendall about the
 [18] Monica Lewinsky matter in the one to ten times, it's about
 [19] his dismay about the grand jury leaks?
 [20] A Don't know.
 [21] Q It's possible?
 [22] A Don't know.
 [23] Q Has he provided you information about these alleged
 [24] leaks?
 [25] A No. He's written his letter.

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[1] Q How many specifically do you recall?
 [2] A I don't know.
 [3] Q Tell us about the ones that you do specifically
 [4] recall.
 [5] A I can't. Legal counsel advises me to assert
 [6] executive privilege on substance.
 [7] Q Can you tell us when -- were these conversations
 [8] with the First Lady all on the telephone?
 [9] A Yes.
 [10] Q Okay. Have you ever learned any information about
 [11] the Monica Lewinsky matter from any of the President's
 [12] private attorneys? That is, Mr. Kendall or anyone in his law
 [13] firm, Mr. Bob Bennett or anyone in his law firm, or
 [14] Mr. Mickey Kantor or anyone in his law firm?
 [15] A I think I want to consult my attorney, please.
 [16] MR. BITTMAN: It's 10:17 a.m.
 [17] (The witness was excused to confer with counsel.)
 [18] MR. BITTMAN: Please note it's 10:23 a.m.
 [19] THE DEPUTY FOREPERSON: Mr. Blumenthal, I must
 [20] remind you that you're still under oath.
 [21] THE WITNESS: Yes. This will be brief because I'm
 [22] going right back out. I wonder -- my lawyers want you to
 [23] restate the question, if you would.
 [24] MR. BITTMAN: Okay. Have you spoken to any of the
 [25] President's private attorneys?

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[1] Q And I noted in your production that was produced to
 [2] us, that is the production of documents, that you had at
 [3] least two copies of Mr. Kendall's letter.
 [4] A Right.
 [5] Q Did you have any role in the drafting of the
 [6] letter?
 [7] A No.
 [8] Q Did you see a copy of the letter before Mr. Kendall
 [9] signed it?
 [10] A No.
 [11] Q Did you provide Mr. Kendall with any of the
 [12] information contained in the letter?
 [13] A No.
 [14] Q Do you know whether anyone at the White House
 [15] provided Mr. Kendall with any of the information contained in
 [16] the letter?
 [17] A I don't know.
 [18] Q Have you talked to anyone else besides Mr. Kendall
 [19] at the law firm of Williams & Connolly about the Monica
 [20] Lewinsky matter?
 [21] A Yes.
 [22] Q Who else?
 [23] A Nicole Seligman.
 [24] Q And about how many times have you talked to
 [25] Ms. Seligman?

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[1] THE WITNESS: Okay.
 [2] MR. BITTMAN: And then if you're going to ask them,
 [3] then I'll ask you what you've talked to them about and what
 [4] occurred in the conversations.
 [5] THE WITNESS: Okay. Very good.
 [6] MR. BITTMAN: And, again, if you are claiming a
 [7] privilege as to the substance of those conversations, we'll
 [8] need an articulation of what the privilege is.
 [9] THE WITNESS: Very good. Thank you.
 [10] MR. BITTMAN: It's 10:24 a.m.
 [11] (The witness was excused to confer with counsel.)
 [12] MR. BITTMAN: It's 10:28.
 [13] THE DEPUTY FOREPERSON: Mr. Blumenthal, I must
 [14] remind you you're still under oath.
 [15] THE WITNESS: Thank you.
 [16] BY MR. BITTMAN:
 [17] Q Mr. Blumenthal, have you ever talked to David
 [18] Kendall?
 [19] A Yes.
 [20] Q About what?
 [21] A He has expressed to me his feelings about the
 [22] strangeness, bizarre nature of this case.
 [23] Q So you've talked to him about the Monica Lewinsky
 [24] matter.
 [25] A Yes.

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[1] A Don't know exactly.
 [2] Q More than one?
 [3] A Yes.
 [4] Q Fewer than ten?
 [5] A Yes.
 [6] Q And what have you talked to Ms. Seligman about?
 [7] A I've talked to her generally about the case and her
 [8] feelings. She's expressed dismay at the grand jury leaks
 [9] also and at the peculiarity of the case. And I also had a
 [10] conversation with her approximately two weeks ago about a
 [11] television report that had appeared in Los Angeles on a local
 [12] television station about one of the prosecutors in the Office
 [13] of the District Attorney in Los Angeles.
 [14] Q Who between you and Ms. Seligman were aware of t
 [15] news report? Were you aware of it and you told her about it
 [16] or was she aware of it and she told you about it?
 [17] A Reporters were calling me and asking me for
 [18] information and I called Williams & Connolly and spoke to
 [19] Nicole Seligman and she said that she had a videotape of that
 [20] news report.
 [21] Q So she had already been aware of this news report.
 [22] A Yes. Right.
 [23] Q And, indeed, your attorney provided me today
 [24] with -- offered me many videotapes but I actually asked for

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[1] one.
 [2] A Right.
 [3] Q And that is a videotape of this news report in Los
 [4] Angeles?
 [5] A Right. Right.
 [6] Q And how many copies did you have of the news
 [7] report?
 [8] A I believe ten.
 [9] Q Where did you get them?
 [10] A Nicole gave me one and I had ten made. Actually, I
 [11] asked to make a copy and ten were made by a technician.
 [12] Q At the White House?
 [13] A No.
 [14] Q Where?
 [15] A At the political consulting firm of Mr. Robert
 [16] Shrum.
 [17] Q What's the name of that political consulting firm?
 [18] A I don't know exactly. Shrum, Donnelin & Devine,
 [19] perhaps.
 [20] Q And was that at your request that ten copies were
 [21] made?
 [22] A I didn't ask for a specific number.
 [23] Q What did you ask for?
 [24] A "I wonder if you could copy this for me."
 [25] Q And for what purpose did you have ten copies made?

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[1] A I had a copy made of this in order to have this
 [2] information which was on the public record, to be able to
 [3] view it myself and to provide it to anybody who was
 [4] interested in the public record.
 [5] Q You said you had ten copies made and so that
 [6] would - I assume that that means that you would have had 11
 [7] actual tapes.
 [8] A Correct.
 [9] Q And your attorney said there are six left?
 [10] A No. I gave one tape away.
 [11] Q To whom?
 [12] A To the Democratic National Committee research
 [13] department.
 [14] Q Who at the Democratic National Committee did you
 [15] give it to?
 [16] A To the research director, Doug Kelly.
 [17] Q And for what purpose did you give it to Mr. Kelly?
 [18] A So that he would have that information if any
 [19] reporter would come to him.
 [20] Q Did he ask for the information or did you suggest
 [21] to him that this may be something he would be interested in?
 [22] A I suggested it.
 [23] Q Did you provide it to anyone else?
 [24] A No.
 [25] Q Have you shown the tape to anyone else?

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[1] A My attorneys.
 [2] Q Your attorneys. What else have you discussed with
 [3] Ms. Seligman?
 [4] A Nothing substantial.
 [5] Q Even the insubstantial stuff, can you tell us
 [6] about?
 [7] A Can't recall. Just about the oddness of this case.
 [8] Q And what is the oddness of the case that you
 [9] discussed with Ms. Seligman?
 [10] A I don't recall exactly her words.
 [11] Q And you also described it as peculiarity of the
 [12] case. Can you tell us not her exact words but the feelings
 [13] of peculiarity and oddness that were discussed?
 [14] A Don't know.
 [15] Q You also discussed that, I think you mentioned that
 [16] with regard to Mr. Kendall, too, that you discussed the
 [17] oddness of the case with him, too.
 [18] A Right.
 [19] Q Do you remember at all what his feelings about the
 [20] oddness or peculiarity of the case were?
 [21] A I can recall one incident with Mr. Kendall when
 [22] Mickey Kantor was given a subpoena by the Office of
 [23] Independent Counsel and it was then withdrawn because the OIC
 [24] was unaware that he was not on White House staff, but was the
 [25] President's personal attorney.

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[1] Q Any other oddness?
 [2] A Can't recall.
 [3] Q Any other discussions with anyone else at Williams
 [4] & Connolly?
 [5] A No.
 [6] Q Have you had any discussions with Bob Bennett, the
 [7] President's personal attorney in the Paula Jones matter?
 [8] A About?
 [9] Q Anything related to Monica Lewinsky.
 [10] A Only the most general discussions.
 [11] Q Were these more than one discussion that you had
 [12] with Mr. Bennett or just one?
 [13] A More than one.
 [14] Q And less than ten?
 [15] A Yes.
 [16] Q What did you discuss with Mr. Bennett with regard
 [17] to Monica Lewinsky? That is, any information that related or
 [18] referred to Monica Lewinsky.
 [19] A Nothing about her person. No information about
 [20] her.
 [21] Q Anything related or referring to her? Because I
 [22] think you indicated that you had talked to him about
 [23] something.
 [24] A You mean referring to the broad case.
 [25] Q Yes.

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[1] A This whole affair.
 [2] Q The whole affair, so to speak.
 [3] A If you will.
 [4] Q There may be a better word, but the whole matter.
 [5] A Incident. Right.
 [6] Q The whole incident.
 [7] A I don't recall his exact words at all.
 [8] Q And were these in telephone calls -
 [9] A Yes.
 [10] Q - or were these in meetings?
 [11] A Telephone calls.
 [12] Q Did you talk to anyone else in Mr. Bennett's firm
 [13] about the Monica Lewinsky matter?
 [14] A No.
 [15] Q Have you ever talked to Mr. Bennett about the Paula
 [16] Jones matter?
 [17] A I have.
 [18] Q About how many times have you talked to him about
 [19] that?
 [20] A I don't recall.
 [21] Q Have you ever talked to Mr. Kantor about the Monica
 [22] Lewinsky matter?
 [23] A Yes.
 [24] Q About how many times have you talked to him?
 [25] A More than once.

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[1] Q Less than ten?
 [2] A Yes.
 [3] Q And what have you talked to Mr. Kantor about?
 [4] A His outrage at the grand jury leaks.
 [5] Q Anything else?
 [6] A No, other than just general discussion.
 [7] Q Have you discussed with Mr. Kantor or Mr. Kendall
 [8] or Ms. Seligman since you discussed the grand jury leaks what
 [9] information you had, if any, about possible leaks?
 [10] A No.
 [11] Q Other than you've already discussed.
 [12] A No.
 [13] Q Did they discuss with you other than you've already
 [14] discussed with regard to Mr. Kendall and Ms. Seligman what
 [15] information they may have had about any leaks coming out of
 [16] the grand jury?
 [17] A No.
 [18] Q So it was just a very brief, simple conversation
 [19] with Mr. Kantor about his outrage at the leaks?
 [20] A Yes.
 [21] Q Do you remember any other discussions with
 [22] Mr. Kantor about the Monica Lewinsky matter?
 [23] A No.
 [24] Q What about anyone in his firm?
 [25] A No.

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[1] BY MR. WISENBERG:
 [2] Q Going back for just a minute, Mr. Blumenthal, you
 [3] said you had only the most general discussions with Mr.
 [4] Bennett, the President's attorney; that it was more than one
 [5] and less than ten --
 [6] A On the Monica Lewinsky matter.
 [7] Q On the Monica Lewinsky matter. More than one and
 [8] less than ten; nothing about her, meaning Monica Lewinsky;
 [9] and you don't recall his exact words. What do you recall
 [10] about the general nature of the discussions with Mr. Bennett?
 [11] A I think I'll consult my attorney on that.
 [12] Thank you.
 [13] MR. BITTMAN: I'll note for the record it's 10:41.
 [14] THE DEPUTY FOREPERSON: We need to take a break.
 [15] MR. WISENBERG: Okay. We'll come and get you.
 [16] Mr. Blumenthal, when we're ready to start up again.
 [17] THE WITNESS: Thank you.
 [18] MR. WISENBERG: It will be about ten minutes.
 [19] (The witness was excused to confer with counsel and
 [20] a brief recess was taken.)
 [21] MR. WISENBERG: Let the record reflect the witness
 [22] has entered the grand jury room.
 [23] MR. BITTMAN: Madam Deputy, do we have a quorum?
 [24] THE DEPUTY FOREPERSON: Yes, we do.
 [25] MR. BITTMAN: It is 11:01, for the record.

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[1] THE DEPUTY FOREPERSON: Mr. Blumenthal, you remain
 [2] under oath.
 [3] THE WITNESS: Thank you.
 [4] BY MR. BITTMAN:
 [5] Q You were last asked, Mr. Blumenthal, about the
 [6] general nature of the conversations you had with Mr. Bennett.
 [7] Do you remember anything about those conversations?
 [8] A I do remember him using the word "ridiculous" about
 [9] this matter and that was the nature of the conversation.
 [10] Q That's all you remember?
 [11] A Yes.
 [12] Q Not even otherwise the -- do you even remember the
 [13] subject matter?
 [14] A Just the general nature of the Monica Lewinsky
 [15] matter.
 [16] Q In your conversations with Mr. Kendall and other
 [17] attorneys at his firm and other attorneys with his firm
 [18] and Mr. Kantor and other attorneys with his firm, have
 [19] any of those attorneys ever indicated to you that their
 [20] conversations with you were confidential?
 [21] A I'm uncertain about this question, so I'm going to
 [22] go consult my attorney.
 [23] Thank you.
 [24] MR. BITTMAN: Please note for the record it's
 [25] 11:03.

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[1] (The witness was excused to confer with counsel.)
 [2] MR. BITTMAN: Mr. Blumenthal is back and it's
 [3] 11:04.
 [4] THE DEPUTY FOREPERSON: I remind you you're under
 [5] oath.
 [6] THE WITNESS: Thank you.
 [7] BY MR. BITTMAN:
 [8] Q The question, Mr. Blumenthal, was whether any of
 [9] the President's private attorneys in your conversations with
 [10] them ever indicated to you that the conversations were
 [11] confidential.
 [12] A They never indicated that.
 [13] Q Have you ever spoken to a gentleman by the name of
 [14] Terry Lenzner?
 [15] A No.
 [16] Q Have you spoken to a guy by the name of Jack
 [17] Palladino?
 [18] A No.
 [19] Q Have you ever received any information from Terry
 [20] Lenzner directly or indirectly?
 [21] A No.
 [22] Q Have you ever received any information directly or
 [23] indirectly from Jack Palladino?
 [24] A No.
 [25] Q Did any of the private attorneys for the President

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[1] ever indicate to you that they had hired private detectives?
 [2] A No.
 [3] Q Did they ever indicate to you that they hired
 [4] Mr. Lenzner?
 [5] A No.
 [6] Q Or Mr. Palladino?
 [7] A No.
 [8] Q Did they ever indicate to you that they were doing
 [9] any investigation into the factual matters underlying the
 [10] Monica Lewinsky matter?
 [11] A No.
 [12] Q Let me go back to some of the conversations you
 [13] said you had, Mr. Blumenthal, with the First Lady. You said
 [14] you never have a regularly scheduled meeting with the
 [15] President. Do you ever have a regularly scheduled meeting
 [16] with the First Lady?
 [17] A No.
 [18] Q Do you ever have regular phone calls with the First
 [19] Lady?
 [20] A Could you define regular?
 [21] Q Meaning that they're scheduled or just you make it
 [22] a point to every day talk to the First Lady, or every other
 [23] day, something that's a regular sort of basis.
 [24] A These calls are never scheduled, but we speak
 [25] frequently.

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[1] Q In your conversations with the First Lady about the
 [2] Monica Lewinsky matter, has anyone ever been on the phone
 [3] call besides yourself and the First Lady?
 [4] A No.
 [5] Q Why were you discussing the Monica Lewinsky matter
 [6] with the First Lady?
 [7] A I'm going to ask my attorney, if I may.
 [8] MR. BITTMAN: It's 11:07 a.m.
 [9] (The witness was excused to confer with counsel.)
 [10] MR. BITTMAN: Mr. Blumenthal has returned and it's
 [11] 11:10 a.m.
 [12] THE DEPUTY FOREPERSON: You are still under oath.
 [13] THE WITNESS: Thank you.
 [14] BY MR. BITTMAN:
 [15] Q Mr. Blumenthal, why were you speaking to the First
 [16] Lady about the Monica Lewinsky matter?
 [17] A I can't discuss that. It would get into the
 [18] substance of our discussions, so I'm under orders of legal
 [19] counsel at the White House invoking executive privilege.
 [20] Q Any other privilege?
 [21] A No.
 [22] Q In what capacity were you acting when you spoke to
 [23] her? Were you acting in your official capacity or in your
 [24] personal capacity?
 [25] A That's an interesting question. I think I'll talk

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[1] to my lawyers about the legal implications of that.
 [2] Q And one other question, you are a friend of the
 [3] First Lady's.
 [4] A Yes.
 [5] Q Okay. I'll withdraw the question, unless you still
 [6] want to talk to your attorneys.
 [7] A No.
 [8] Q Okay. I'll withdraw the question for the time
 [9] being. Have you discussed any portion of your conversations
 [10] with the First Lady, that is, anything that you and the First
 [11] Lady have discussed about the Monica Lewinsky matter with
 [12] anyone else besides your private counsel here today?
 [13] A I've not discussed any of it with anybody except my
 [14] counsel.
 [15] Q And then going back to your one conversation in the
 [16] Oval Office with the President, have you discussed that
 [17] meeting, any part of the meeting, anything that was discussed
 [18] in that meeting, with anyone else except your private
 [19] counsel?
 [20] A Discussed it only with my private counsel.
 [21] Q Okay. Have you ever spoken to a gentleman by the
 [22] name of Anthony or Tony Pellicano?
 [23] A No.
 [24] Q Have you spoken to anyone who has identified
 [25] himself or herself as a private investigator or private

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1 that had been faxed to me by Stanley Sheinbaum. He had told
 2 me that there was widespread concern among the law
 3 enforcement community in Los Angeles.
 4 Q And what was your purpose in disseminating this
 5 information to members of the news media?
 6 A I believe that the public has the right to know
 7 about the character and records of public officials.
 8 Q Have you ever disseminated any information positive
 9 about members of the Office of Independent Counsel staff to
 10 the members of the news media?
 11 A I don't recall.
 12 Q Do you know, by the way, the videotape that your
 13 attorney provided me of a news report that was broadcast
 14 in Los Angeles, do you know approximately when it was
 15 broadcast?
 16 A Just from watching it, it seems as though this is
 17 a second broadcast from this TV station. It's UPN, whichever
 18 TV station that is in L.A. And apparently this is a second
 19 report of this TV station. The first one, they refer to an
 20 earlier report, and then they refer to the Daily Journal
 21 article which they claim was prompted by their earlier
 22 report.
 23 [REDACTED]
 24 [REDACTED]
 25 [REDACTED]

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1 Q Did you later learn that that was not true?
 2 A I learned that one of the defendants dropped the
 3 case.
 4 Q Did you then tell the members of the news media
 5 that new information that you learned, that the case had been
 6 dropped about that?
 7 A Yes. Anything that had been published about that.
 8 Q Have you ever seen, Mr. Blumenthal, any documents
 9 related to the Monica Lewinsky case?
 10 A How would you define documents?
 11 Q Let me specifically ask, has the White House
 12 produced any document like a talking points document relating
 13 or referring to the Monica Lewinsky matter or the Office of
 14 Independent Counsel staff or anything of that nature?
 15 A I've seen talking points from the Democratic
 16 National Committee.
 17 Q And what was the substance of those talking points?
 18 A Different talking points.
 19 Q Do you remember the subject? Other than Monica
 20 Lewinsky, was it about the Office of Independent Counsel
 21 staff?
 22 A I believe that what -- they're produced by the
 23 research department and they are all based on published
 24 reports and they're summaries of published reports and
 25 obviously they expressed the view of the research department

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1 of the DNC.
 2 Q And you received this from the DNC?
 3 A Yes.
 4 Q Did you distribute it to anyone outside the White
 5 House?
 6 A If reporters called me or I spoke with reporters,
 7 I would tell them to call the DNC to get those talking
 8 points, and those included news organizations ranging from
 9 CNN, CBS, ABC, New York Times, New York Daily News, Chicago
 10 Tribune, New York Observer, L.A. Times.
 11 Q Would you, though, distribute the talking points?
 12 Would you cause the talking points to be distributed to any
 13 of these news organizations?
 14 A Can I consult my attorney?
 15 Q Yes. Could you also ask them one other question?
 16 A Sure.
 17 Q About your role when you were speaking to the First
 18 Lady about the Monica Lewinsky matter.
 19 MR. WISENBERG: The question about in what capacity
 20 were you --
 21 THE WITNESS: Yes. I forgot that. Yes.
 22 MR. WISENBERG: We had withdrawn it, but we're --
 23 THE WITNESS: You're coming back to it?
 24 MR. BITTMAN: Coming back to it.
 25 MR. WISENBERG: Yes.

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1 THE WITNESS: Okay.
 2 MR. BITTMAN: It's 11:37 for the record.
 3 THE WITNESS: So there are two questions: one is
 4 the capacity in which I was speaking to the First Lady?
 5 MR. BITTMAN: Yes. And then the second is whether
 6 you distributed to a news organization the talking points
 7 that you received from the Democratic National Committee.
 8 THE WITNESS: Okay. Thank you.
 9 MR. WISENBERG: Or caused them to be distributed.
 10 MR. BITTMAN: Or caused them to be distributed.
 11 THE WITNESS: Good. Thank you.
 12 (The witness was excused to confer with counsel.)
 13 MR. WISENBERG: Let the record reflect that the
 14 witness has reentered the grand jury room.
 15 MR. BITTMAN: It's 11:46.
 16 THE DEPUTY FOREPERSON: You remain under oath.
 17 THE WITNESS: Thank you.
 18 BY MR. BITTMAN:
 19 Q Mr. Blumenthal, we had two questions for you.
 20 A Yes.
 21 Q The first was about your role when you were
 22 speaking with the First Lady.
 23 A Yes. I was speaking in my capacity as a member of
 24 the senior staff of the White House.
 25 Q And how were you advising -- were you advising her

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1 or someone else?
 2 A I was speaking with her and no one else was
 3 involved in our conversations.
 4 Q Was the purpose, though, to advise the First Lady
 5 or was it to advise someone else?
 6 A It was to advise her.
 7 Q In your conversations with Mrs. Clinton about the
 8 Monica Lewinsky matter, did any of those conversations refer
 9 or relate to the dissemination of information about members
 10 of the Office of Independent Counsel to the news media?
 11 A Well, I really regret that anything to do with the
 12 substance of my conversations, I'm advised by legal counsel I
 13 can't discuss. And I truly regret that.
 14 Q Did you take any actions as a result of your
 15 conversations with Mrs. Clinton?
 16 A On matters regarding?
 17 Q Based on your discussions with Mrs. Clinton, did
 18 you take any actions?
 19 A In any matter?
 20 Q Yes, on any matter based on your conversations with
 21 Mrs. Clinton about Monica Lewinsky.
 22 A On Monica Lewinsky?
 23 Q Yes.
 24 A I think I'd like to consult my attorney on that.
 25 I'm just confused about that one.

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1 MR. BITTMAN: Sure.
 2 THE WITNESS: Thank you.
 3 MR. BITTMAN: It's 11:49.
 4 (The witness was excused to confer with counsel.)
 5 MR. WISENBERG: Let the record reflect the witness
 6 is reentering the grand jury room.
 7 MR. BITTMAN: It's 11:54.
 8 BY MR. BITTMAN:
 9 Q Mr. Blumenthal, my last question was in your
 10 conversation with Mrs. Clinton that related or referred to
 11 Monica Lewinsky, did you take any actions as a result of your
 12 conversation?
 13 A After consulting White House legal counsel, I can
 14 answer the previous question as well, if you would like to
 15 restate it.
 16 Q That is whether the conversations with Mrs. Clinton
 17 referred or related to your dissemination of information
 18 regarding Office of Independent Counsel staff with members of
 19 the news media?
 20 A No.
 21 Q What previous question?
 22 A That question. I'm giving you the answer.
 23 Q Okay. The answer is no.
 24 A Right.
 25 Q Conversations with Mrs. Clinton did not refer or

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{1} relate to that.
 {2} A Correct
 {3} Q Okay. Now, the other question, what actions, if
 {4} any, did you take as a result of your conversations with
 {5} Mrs. Clinton about the Monica Lewinsky matter?
 {6} A None.
 {7} Q Did you take any actions as a result of your
 {8} conversation with the President about the Monica Lewinsky
 {9} matter?
 {10} A No.
 {11} Q And then the break previous to the break you just
 {12} took, we asked you about whether you disseminated the talking
 {13} points that you received from the Democratic National
 {14} Committee to any news organization.
 {15} MR. WISENBERG: Or caused them to be.
 {16} BY MR. BITTMAN:
 {17} Q Or caused them to be disseminated.
 {18} A Well, when reporters would call me, they were
 {19} seeking information and sources and they would ask me if
 {20} there were sources and I would occasionally refer them to the
 {21} Democratic National Committee.
 {22} Q You received a document from the Democratic
 {23} National Committee that had various talking points in it.
 {24} A Yes.
 {25} Q Did you cause that document to be disseminated to

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{1} any member of the news media?
 {2} A Don't know. I don't know what happened after they
 {3} called the Democratic National Committee.
 {4} Q Did you discuss with any member of the news media
 {5} the contents, that is, the material that was in the talking
 {6} points, that you received from the Democratic National
 {7} Committee?
 {8} A Not per se.
 {9} Q What do you mean, "not per se"?
 {10} A I may have discussed published articles in the news
 {11} media generally.
 {12} Q Did the White House produce its own talking points
 {13} at any time about the Monica Lewinsky matter?
 {14} A How would you define talking points here?
 {15} Q Well, has anyone at the White House produced any
 {16} document that has any information relating or referring to
 {17} Monica Lewinsky? That you have seen or heard about.
 {18} A I think I'm going to consult counsel on that
 {19} because I'm confused.
 {20} Q Okay. Is it because of the question? Is there
 {21} anything I can do to clarify the question?
 {22} A Well, just the nature of document.
 {23} Q Okay. Any written item is what I mean by document,
 {24} really. Has anything been written down at the White House
 {25} that you've been told about or that you've seen that relates

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{1} or refers to Monica Lewinsky?
 {2} A I don't recall.
 {3} Q Getting back to the talking points, you know
 {4} there's a practice in the media field --
 {5} A Right.
 {6} Q You received talking points from the Democratic
 {7} National Committee. The White House, I suppose, has produced
 {8} talking points on other issues not related to Monica
 {9} Lewinsky, is that correct?
 {10} A That is correct.
 {11} Q Have they produced any such document that related
 {12} to the Monica Lewinsky matter that you have seen or heard
 {13} about?
 {14} A I'm going to consult counsel.
 {15} MR. BITTMAN: Please.
 {16} THE WITNESS: Thank you.
 {17} MR. BITTMAN: It's 11:58.
 {18} THE WITNESS: Thank you.
 {19} (The witness was excused to confer with counsel.)
 {20} MR. WISENBERG: The witness is reentering the grand
 {21} jury room.
 {22} MR. BITTMAN: It's 12:01.
 {23} THE WITNESS: Thank you.
 {24} MR. BITTMAN: Mr. Blumenthal still has no lunch.
 {25} THE WITNESS: No. Well, you've got to get the

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{1} orders.
 {2} MR. BITTMAN: Okay. We've got to get the orders.
 {3} THE WITNESS: There aren't orders here.
 {4} BY MR. BITTMAN:
 {5} Q The pending question, Mr. Blumenthal, was about
 {6} talking points and whether the White House, whether you have
 {7} seen or heard whether the White House produced any talking
 {8} points relating or referring to the Monica Lewinsky matter.
 {9} A I don't recall having seen or heard that.
 {10} Q Have you seen or heard that the White House, anyone
 {11} in the White House, has produced any document that summarizes
 {12} the facts in the Monica Lewinsky -- the facts -- pardon me,
 {13} or the allegations in the Monica Lewinsky matter?
 {14} A Do you mean material facts?
 {15} Q Any facts. Or allegations. Information.
 {16} A I don't recall ever having seen such a document.
 {17} Q We have seen on the television that some talking
 {18} point type document that at least the news reporter indicated
 {19} had come from the White House.
 {20} A I haven't seen that.
 {21} Q You haven't seen that. Have you heard about the
 {22} White House disseminating to any news organization any type
 {23} of document like that, any talking points, factual summaries
 {24} or anything like that, to any member of the news media?
 {25} A Only from the -- it wouldn't be the White House, it

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{1} would be the DNC. What I previously described to you from
 {2} the DNC.
 {3} Q Okay. Have you received any talking points from
 {4} any other person or entity besides the tape from the law
 {5} office of Williams & Connolly and the talking points from the
 {6} Democratic National Committee? That related or referred to
 {7} the Monica Lewinsky matter.
 {8} A And this is the attorneys or the DNC? Have I
 {9} received any documents other than this videotape and the
 {10} talking points from the DNC?
 {11} Q Correct.
 {12} A I have not received any other.
 {13} Q Has anyone at the White House received any other
 {14} talking points from any other source?
 {15} A I don't know.
 {16} Q Have you heard?
 {17} A No.
 {18} BY MR. WISENBERG:
 {19} Q Mr. Blumenthal, do you know if anyone at or acting
 {20} on behalf of the White House leaked to the press the story to
 {21} the effect that Monica Lewinsky had visited the White House
 {22} about 37 times after losing her job there?
 {23} A I know nothing about that.
 {24} Q Okay. You don't know if anybody at or acting on
 {25} behalf of the White House leaked that story?

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{1} A To my knowledge, no.
 {2} Q Are you aware of any information either personally
 {3} or just through hearsay, are you aware of any information
 {4} that the White House or people acting on behalf of the White
 {5} House has leaked to the press but accused the Office of
 {6} Independent Counsel of leaking to the press?
 {7} A Absolutely not.
 {8} MR. WISENBERG: That's all I've got.
 {9} BY MR. BITTMAN:
 {10} Q Let me ask you one other question. We talked
 {11} specifically about talking points and then summaries of facts
 {12} and I had started with the question, Mr. Blumenthal, about
 {13} whether you have seen any document in the White House, that
 {14} is, any piece of paper on which something is written, any
 {15} document that was created or believed to be created at the
 {16} White House that related to the Monica Lewinsky matter.
 {17} A I have not.
 {18} Q So as far as you know, no one in the White House
 {19} has written anything down relating to Monica Lewinsky.
 {20} A I don't know, but I have not seen it.
 {21} Q Have you heard about any such --
 {22} A No, I have not.
 {23} MR. BITTMAN: Okay. Why don't we excuse you for a
 {24} moment and then we'll take questions, we'll see if the grand
 {25} jurors have any other questions for you.

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[1] THE WITNESS: Okay. Good. Thank you very much.
 [2] MR. WISENBERG: And we'll come get you.
 [3] THE WITNESS: Okay.
 [4] MR. BITTMAN: And it's 12:06 right now.
 [5] THE WITNESS: Good. Thank you.
 [6] (Witness excused. Witness recalled.)
 [7] MR. WISENBERG: Let the record reflect the witness
 [8] is reentering the grand jury room.
 [9] MR. BITTMAN: It's 12:10.
 [10] Mr. Blumenthal, Mr. Barger here has a question from
 [11] the grand jurors.
 [12] THE DEPUTY FOREPERSON: Mr. Blumenthal, you're
 [13] still under oath.
 [14] THE WITNESS: Yes. Thank you.
 [15] BY MR. BARGER:
 [16] Q Mr. Blumenthal, after consulting with the grand
 [17] jury, one of the questions that we were requested to ask
 [18] basically concerned your earlier testimony to the effect that
 [19] the public has a right to know about the character of public
 [20] officials. Do you recall that?
 [21] A Yes.
 [22] Q Is that a fair characterization of what you said?
 [23] A Yes.
 [24] Q I take it that your belief in that would also
 [25] include the President, that the public has a right to know

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[1] about the character of the President as well.
 [2] A Absolutely.
 [3] Q All right. Can you tell us again -- again, I'll
 [4] ask you, can you tell us about your conversation with the
 [5] President concerning the topic of Monica Lewinsky?
 [6] A I've said everything I have to say on that. The
 [7] substance is covered by executive privilege.
 [8] MR. BARGER: That's all I have.
 [9] MR. BITTMAN: Mr. Blumenthal, you're excused.
 [10] Thank you for appearing.
 [11] THE WITNESS: Thank you all very much for taking
 [12] your time. I appreciate it. And thank you.
 [13] (The witness was excused.)
 [14] (Whereupon, at 12:11 p.m., the taking of testimony
 [15] in the presence of a full quorum of the Grand Jury was
 [16] concluded.)
 [17] *****
 [18]
 [19]
 [20]
 [21]
 [22]
 [23]
 [24]
 [25]

- 1 -

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 6/5/98

A conversation that occurred in the third floor hallway of the E. BARRETT PRETTYMAN U.S. Court House, 333 Constitution Avenue NW, Washington, D.C. 20001-2866 was witnessed by writer. The participants were SOLOMON L. WISENBERG, Deputy Independent Counsel; JACKIE M. BENNETT, Deputy Independent Counsel; WILLIAM A. MCDANIEL JR., attorney for SIDNEY BLUMENTHAL; and JO BENNETT MARSH, attorney for SIDNEY BLUMENTHAL. The conversation occurred at approximately 1:17pm prior to the appearance of BLUMENTHAL before Federal Grand Jury 97-2 in Grand Jury Room #3.

WISENBERG stated that he would ask BLUMENTHAL questions relating to about five topics that were not answered by BLUMENTHAL in his previous Grand Jury testimony. MCDANIEL said that he knew that Judge JOHNSON had ordered his client to answer questions in three areas, that he knew two of the areas, but did not know the third area of questioning. WISENBERG said that while he would not make available the questions in advance, most would be directed to the three areas ordered by Judge JOHNSON and that followup questions spawned by BLUMENTHAL's replies would also be asked. MCDANIEL said that BLUMENTHAL would answer the questions that Judge JOHNSON ordered but that he, MCDANIEL, expected that BLUMENTHAL could consult with him outside the Grand Jury room if he had any question about whether to answer specific questions.

Investigation on 06/04/98 at WASHINGTON, D.C. File # 29D OIC LR 35063

by  Date dictated 06/05/98



UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

----- x
In re: :
GRAND JURY PROCEEDINGS :
----- x

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Thursday, June 4, 1998

The testimony of SIDNEY BLUMENTHAL was taken in the
presence of a full quorum of Grand Jury 97-2, impaneled on
September 19, 1997, commencing at 2:15 p.m., before:

SOLOMON WISENBERG
JACKIE M. BENNETT, JR.
Deputy Independent Counsel
MICHAEL TRAVERS
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, Northwest
Suite 490 North
Washington, D.C. 20004

1 The fellow you just saw who walked out and he'll be coming in
2 and out is Michael Travers of our office, who is an Associate
3 Independent Counsel. This is the grand jury reporter and the
4 members of the grand jury.
5 You were given certain information or advisories
6 about your rights and responsibilities as a grand jury
7 witness the last time you appeared. Do you recall those?
8 A I do.
9 Q All right. I'm going to briefly go over some of
10 them again. Of course, you've got your Fifth Amendment
11 privilege against self-incrimination. Are you aware of that?
12 A I am.
13 Q And you're familiar with that privilege.
14 A I am.
15 Q And you have the right to counsel, not to have
16 counsel present in the grand jury room with you, but
17 available outside for consultation. You understand that?
18 A I do.
19 Q And you've got counsel here with you today,
20 correct?
21 A I do.
22 Q And could you tell us who those folks are?
23 A My counsel is William McDaniel and Jo Marsh.
24 And I am also here with Cheryl Mills from the White House
25 legal counsel office.

PROCEEDINGS

1
2 Whereupon,
3 SIDNEY BLUMENTHAL
4 was called as a witness and, after having been duly sworn by
5 the Foreperson of the Grand Jury, was examined and testified
6 as follows:
7 EXAMINATION
8 BY MR. WISENBERG:
9 Q Would you state your name for the record, please?
10 A My name is Sidney Blumenthal. And, for the record,
11 I live at [REDACTED] It's near
12 Walter Reed and I've lived there for a couple of decades and
13 raised both my boys right there.
14 Q And you're the same Sidney Blumenthal who testified
15 in front of this grand jury a few months ago, is that
16 correct?
17 A That's correct.
18 Q And that's B-l-u-m-e-n-t-h-a-l, correct?
19 A Correct.
20 Q And first name S-i-d-n-e-y. Is that correct?
21 A Right. Yes.
22 Q We've met before. My name is Sol Wisenberg. I am
23 a Deputy Independent Counsel with the Office of Independent
24 Counsel. To my right is Jack Bennett, who is also a Deputy
25 Independent Counsel for the Office of Independent Counsel.

1 Q Okay. And she is fairly high up in the White House
2 Counsel's Office, correct?
3 A Well, I believe she's a deputy legal counsel.
4 Q Okay. And if you need to go out and consult with
5 your counsel or with Ms. Mills, feel free to do so as long as
6 it doesn't disrupt the grand jury process. So just let us
7 know and we'll let you go on out. Do you understand?
8 A I do. I appreciate that.
9 Q You understand you are testifying under oath and
10 subject to the penalties for perjury.
11 A Yes.
12 Q That means you can't intentionally and knowingly
13 make a false statement about a material fact. You understand
14 that?
15 A Yes.
16 Q You understand it's a federal crime to do that?
17 A Yes.
18 Q If there's any question that is inarticulately
19 asked, please ask us to rephrase and we'll be happy to
20 attempt to do so.
21 A I'll do that.
22 Q And do you have any questions about your rights and
23 responsibilities as a grand jury witness before we begin?
24 A You may proceed.
25 Q There's one thing I forgot to mention, which is

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<p>1 there are various categories of witnesses who appear before a 2 grand jury. The only formal categories recognized by the 3 Department of Justice manual is target and subject. I'm 4 giving you the informal definition. 5 A target is somebody the prosecutor and/or the 6 grand jury believe there is basically a likelihood that 7 they could be prosecuted, a putative defendant. Do you 8 understand that? 9 A I do. 10 Q And a subject would be anybody else, basically 11 anybody with information within the purview of the grand 12 jury's investigation. Do you understand that? 13 A I do. 14 Q Within that definitional structure, you are a 15 subject. Do you understand that? 16 A I do. 17 Q And because that subject category is so broad, a 18 more informal system has been developed among prosecutors and 19 defense lawyers of target, subject, witness; target having 20 the same definition, subject somebody who the grand jury has 21 questions about their behavior but they're not at target 22 status, and witness is somebody just who comes in and has 23 information within the grand jury's purview. Do you 24 understand that? 25 A I do.</p>	<p>1 THE WITNESS: Thanks very much. 2 MR. WISENBERG: What I would like you to do is when 3 you come back, knock and then we will -- one of us will op 4 the door for you. 5 THE WITNESS: Good. Thank you. 6 MR. WISENBERG: Okay. And let the record reflect 7 that it is 2:21 p.m. 8 (The witness was excused to confer with counsel.) 9 MR. WISENBERG: Let the record reflect that the 10 witness has reentered the grand jury room. It's 2:28 p.m. 11 Madam Foreperson, we have a quorum still? 12 THE FOREPERSON: Yes, we do. 13 MR. WISENBERG: Any unauthorized persons present? 14 THE FOREPERSON: There are none. 15 MR. WISENBERG: Anything else you want to say? 16 THE FOREPERSON: Mr. Blumenthal, you are still 17 under oath. 18 THE WITNESS: Yes. Thank you. 19 BY MR. WISENBERG: 20 Q And the question on the table was what occurs at 21 these 8:30 and 6:45 p.m., these daily meetings? 22 A Yes. I don't recall invoking executive privilege 23 on that question and I wonder if you could read me your 24 original question on that and my answer. 25 Q Okay. Before I do that, let me ask you, right</p>
<p>Page 6</p> <p>1 Q Within that category, you are a witness. Do you 2 understand that? 3 A I do. 4 Q All right. You understand that we can't make a 5 promise that somebody who is a witness or a subject will 6 never be a target. Do you understand that? 7 A I do. 8 Q It's just a way of telling you what your status is 9 at this point in time. Do you understand that? 10 A Yes. 11 Q Now, any questions about your rights, ... 12 responsibilities or status before we move on? 13 A No. 14 Q All right. When you were with us before, we had 15 asked -- you had been talking about daily meetings that 16 occurred at the White House that you were a part of that 17 related to the Monica Lewinsky matter and you had said there 18 were two a day, one at 8:30 a.m. and one at 6:45 p.m. And 19 one of the questions that we asked you which you took the 20 executive privilege on, which you had every right to do so, 21 was what occurs at these 8:30 and 6:45 p.m., these daily 22 meetings. So let me ask that question again. 23 A Okay. I'm going to go consult with my attorney 24 about that question. 25 MR. WISENBERG: Sure.</p>	<p>Page 8</p> <p>1 before you came in for the first time today to testify, we 2 had a little conversation out in the hallway, that is to say 3 myself, an FBI agent and your two attorneys. Is that 4 correct? 5 A Right. 6 Q And I mentioned the general -- among other things, 7 I mentioned the categories of questions or the types of 8 questions that last time you were asked and took executive 9 privilege on. Is that a fair characterization? 10 A I wasn't present at those meetings that you had out 11 there. 12 Q No, no. I mean the meeting just right before you 13 came in for the very first time, the one that you were 14 present in when I was talking with your attorneys and first 15 asked them about 6(e). 16 A Right. 17 Q And then they wanted to know what the questions 18 were that you had been asked before. 19 A Right. 20 Q And I gave the general categories. 21 A Yes. 22 Q Do you recall that? 23 A Yes, I do. 24 Q Okay. Those being basically statements by or -- 25 I'm not quoting myself verbatim, but statements by or</p>

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1 information from directly or indirectly the President and
 2 First Lady and what occurred at the daily meetings. Do you
 3 recall me saying that out in the hallway?
 4 A I recall you saying that you would ask that.
 5 Q Okay. Right. And at least there out in the
 6 hallway you didn't volunteer or say that you didn't think you
 7 had taken executive privilege on that. Is that a fair
 8 statement? I'm not saying you were required to, but you
 9 didn't volunteer that information.
 10 A I don't quite understand where this is going.
 11 Q Well, no. Just simply that when we had that little
 12 conversation out in the hallway and I mentioned the three
 13 areas where you had taken executive privilege at the grand
 14 jury last time, neither you nor your attorney said we don't
 15 think he took it on the daily meetings. Is that a fair
 16 characterization of what just occurred in the hallway?
 17 It doesn't mean I'm binding you, but is that what
 18 happened out in the hallway there?
 19 A I don't recall invoking executive privilege on
 20 this.
 21 Q Okay. Right. But my question was out in the
 22 hallway when I mentioned the three categories of questions
 23 that you had invoked it on last time, neither you nor either
 24 of your attorneys said that's not right, we don't think he
 25 invoked it on that.

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1 Is that a fair statement of what happened right
 2 before you first came into the grand jury here today?
 3 A I don't understand the relevance of that colloquy
 4 out in the hall in terms of these questions under oath.
 5 Q Are you refusing --
 6 A No, no. That may have to do with my lack of legal
 7 knowledge, but on this question asked under oath, I don't
 8 recall invoking executive privilege.
 9 Q No, I understand that and I'm not saying that
 10 anything you did or didn't do out in the hallway bound you.
 11 I'm just asking about what just happened in a conversation,
 12 you know, roughly five or ten minutes ago, and neither you
 13 nor either of your attorneys indicated that you didn't think
 14 you had invoked a privilege on that point. Is that a fair
 15 statement?
 16 A We've had our own discussions which are our own
 17 discussions involving lawyer-client privilege about this
 18 matter and in the discussion with you, you simply stated what
 19 you were going to ask. That's what I recall.
 20 Q You don't recall me saying -- after getting your
 21 attorneys to agree that my talking about what you testified
 22 to last time would not be 6(e), then telling your attorneys
 23 in your presence these are basically the questions that I
 24 asked that he invoked executive privilege on and then listing
 25 them by the categories I've just mentioned? You don't recall

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1 that happening ten, fifteen, five minutes ago?
 2 A I recall you saying these various areas.
 3 Q Okay. And neither you nor your attorneys said we
 4 think you're wrong, he didn't invoke executive privilege on
 5 the daily meetings.
 6 A Well, I don't -- I'm confused, so why don't I go
 7 out and discuss this with my attorney and then I can clarify
 8 it for you?
 9 Q Yes. While you're doing that, I'll discuss your
 10 request of us or of me about re-reading that portion of your
 11 transcript.
 12 A Sure.
 13 Q But the question is basically when I discussed that
 14 with you in the presence of your attorneys that neither you
 15 nor your attorneys indicated that any of the categories of
 16 questions were matters that you did not invoke executive
 17 privilege on. That's the only question I've got for you on
 18 that.
 19 A Okay. Good. Well, I'll get you an answer.
 20 MR. WISENBERG: And give us a knock.
 21 THE WITNESS: Good. I will.
 22 MR. WISENBERG: And we'll open up. Somebody will.
 23 THE WITNESS: Good. Thank you.
 24 MR. BENNETT: For the record, it's 2:35.
 25 (The witness was excused to confer with counsel.)

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1 MR. WISENBERG: Let the record reflect the witness
 2 has reentered the grand jury room. It's 2:40 p.m.
 3 Madam Foreperson, do we have a quorum?
 4 THE FOREPERSON: Yes, sir. We do.
 5 MR. WISENBERG: Are there any unauthorized persons
 6 in the grand jury room?
 7 THE FOREPERSON: No, sir. There are not.
 8 Mr. Blumenthal, you are still under oath.
 9 THE WITNESS: Thank you.
 10 MR. WISENBERG: Mr. Blumenthal, while you were
 11 gone, we got a hold of a sheet of paper and a pen so that if
 12 you would like to -- if any of this kind of need to consult
 13 with your attorneys comes up again and it would aid you, you
 14 could write down the questions.
 15 THE WITNESS: Well, I appreciate that.
 16 BY MR. WISENBERG:
 17 Q Let's go back to the question on the table. Are
 18 you prepared to answer that?
 19 A What occurred in the hallway is that my attorney
 20 said how are we supposed to know whether any given question
 21 was submitted to the court and you replied that's a good
 22 question. And everyone agreed that we would proceed question
 23 by question and that I would come out and speak to my
 24 attorneys about that.
 25 And so I simply say, again, that I would appreciate

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<p>1 it if you -- since I don't recall invoking executive 2 privilege on that issue, whether you would read the question 3 and my response from the original testimony. 4 Q And without waiving any of our rights, I'm prepared 5 to do that, but before I do that, I want to -- I need an 6 answer to my question and I'll rephrase it again for you, 7 which is out in the hallway discussion, and this is obviously 8 not verbatim -- 9 A Sure. 10 Q -- but among whatever else, what other things were 11 discussed, did I after getting an agreement that it wasn't 12 considered a 6(e) problem basically tell your attorneys in 13 your presence the areas in which you had invoked executive 14 privilege previously, those areas being information, 15 discussion, direct or indirect, with the President and First 16 Lady about Monica Lewinsky and what occurred at the daily 17 meetings at the White House and that neither you nor the two 18 attorneys said anything to indicate that you had not invoked 19 executive privilege in any of those categories? 20 A Well, I just replied that what my attorney had said 21 was that he had no way of knowing whether that was a 22 question. I didn't speak during this discussion, as you 23 recall. He said he had no way of knowing whether that was a 24 question that had been submitted to the court and decided by 25 the court and you said that was a good question.</p>	<p>1 THE FOREPERSON: No, there are no unauthorized 2 persons in the grand jury room. 3 Mr. Blumenthal, you are still under oath. 4 THE WITNESS: Thank you very much. Okay. 5 BY MR. WISENBERG: 6 Q Are you prepared to answer the question on the 7 table? 8 A What I would like to say is that I'm not trying to 9 hold anything up here at all and I would like to answer all 10 the questions that the judge has ruled I must answer. 11 The problem at the moment is that we don't know 12 what they are, so I would greatly appreciate it if you would 13 read the question that you submitted to the judge and she 14 ruled on. And if you don't want to do that, I suggest my 15 lawyers would like to take this matter up with the judge 16 and that in that case you can ask me about areas which I have 17 no doubts whatsoever that they were covered by the ruling 18 such as my conversations with the President and the First 19 Lady. 20 Q Well, before we get to that and whether or not I'm 21 going to honor that request, I think I mentioned to you that 22 without waiving any rights on our part that I'm going to -- I 23 will read you enough of your transcript to let you know 24 whether or not you invoked the privilege, my question to you 25 is -- and let me just also before I go back to that question</p>
<p>Page 14</p> <p>1 Q Right. But in addition to what you have just 2 said -- well, let me say that in addition to what you have 3 just said, did I make the statement as I've just indicated 4 and which apparently you have written down, and so that's the 5 question I want answered, did I list the three categories as 6 I've just restated as the ones where you declined to answer 7 based on executive privilege and then did you -- is it true 8 that nobody, neither you nor your two attorneys, said 9 anything to indicate that you had not? 10 It's just a relatively simple question, did that 11 happen or did it not happen? I don't know of anything that 12 would allow you not to answer it, but if you -- do you need 13 to talk to them about that? 14 A I think I do. I'll be happy to put your words to 15 them. And I'll be back very briefly. 16 MR. WISENBERG: Okay. 17 THE WITNESS: Thank you. 18 MR. WISENBERG: And it's 2:44, 16 'til three. 19 (The witness was excused to confer with counsel.) 20 MR. WISENBERG: All right. The witness has 21 reentered the grand jury room. It's 3:02 p.m. 22 Madam Foreperson, do we have a quorum? 23 THE FOREPERSON: Yes, we do have a quorum. 24 MR. WISENBERG: Are any unauthorized persons 25 present in the grand jury room?</p>	<p>Page 16</p> <p>1 state that this is not a proceeding -- let me inform you this 2 is not a proceeding in which we are only allowed to ask you 3 the matters that we asked you and you invoked executive 4 privilege on last time. 5 For instance, if I ask you a question that has 6 nothing to do directly with what I asked you last time and to 7 answer it on your part would not involve having to invoke any 8 privilege, you would have to answer that question. Do you 9 understand what I've just said to you? 10 A I understand perfectly. 11 Q So now my question to you is the hallway question, 12 the last question I asked you that caused you to go out and 13 talk with your attorneys the last time, are you prepared to 14 answer that question? 15 A The question about the hallway? 16 Q About the hallway conversation that I asked you and 17 that you wrote down. 18 A Yes, I'll answer that question. That question, the 19 answer is that my attorney said that he didn't know what 20 areas were covered by executive privilege. You said that was 21 a good question and you and he agreed that I would come out 22 on a question-by-question basis. That is how I recall that 23 conversation. 24 Q Okay. So you do not recall, then, that I 25 identified for you the categories that you invoked the</p>

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1 executive privilege on generally, in effect, statements or
 2 information directly or indirectly from the President and
 3 First Lady and what discussions were had at the daily
 4 meetings? That's the first part of my question. And, number
 5 two, you do not recall or deny that in response to that
 6 nobody said anything -- questioning whether or not you
 7 invoked executive privilege. So it that you don't recall
 8 that I made statements to that effect and that nobody
 9 contracted them --
 10 A I --
 11 Q Let me finish.
 12 A Yes.
 13 Q Or that you deny that that happened?
 14 A I don't recall. I'm not a lawyer, there was a lot
 15 of legal talk.
 16 Q Okay. So you don't recall that I asked what I've
 17 just stated or that there was no response contradicting it.
 18 I just want to make sure we have it right.
 19 A I don't recall.
 20 Q All right. Now, let me ask you -- let me without
 21 waiving anything read to you from a portion of your
 22 transcript, your transcript from your last grand jury
 23 appearance on 2/26/98. I'm reading this in my ministerial
 24 capacity.
 25 The question is from Mr. Bittman: "Are there any

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1 meetings that you attend that are a subset of the people that
 2 you just listed? That is, a smaller group."
 3 "Answer: "There are no regular meetings."
 4 "Question: No regular meetings? What occurs at
 5 these 8:30 and 6:45 p.m., these daily meetings?"
 6 "Answer: I can't discuss that."
 7 "Question: Why can't you discuss it?"
 8 "Answer: I've been advised by White House counsel
 9 that that's covered."
 10 "Question: Do you know by what it is covered, what
 11 privilege?"
 12 "Answer: Executive privilege."
 13 "Question: Executive privilege. These twice
 14 daily meetings at 8:30 and 6:45, would it be fair to
 15 say that the content that is the subject matter of the
 16 meetings exclusively relates or refers to the Monica Lewinsky
 17 matter?"
 18 "Answer: Yes."
 19 So without waiving any of our rights, there is the
 20 portion of the grand jury transcript where executive
 21 privilege was invoked in order to -- which did not allow us
 22 to go into what was discussed at those meetings other than
 23 the general subject matter.
 24 So before, then, I repeat the question that we
 25 started with today when you first came in, let me ask you

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1 this. You recall when you appeared here the last time? Is
 2 that correct?
 3 A I recall appearing here last time.
 4 Q Okay. You recall -- and not suggesting that there
 5 was anything wrong with this, you recall that when you did so
 6 you made several trips out to discuss our questions or to
 7 discuss whatever with your attorneys?
 8 A Correct.
 9 Q When you did that, was one of your purposes when
 10 you went out to create -- and, again, not suggesting that
 11 there's in and of itself anything wrong with this, but was
 12 one of the things you did when you went out so frequently to
 13 create, as it were, a shadow transcript of the questions
 14 being asked in the grand jury?
 15 A I went out to seek the advice of my attorney.
 16 Q Was one of your purposes, aside from what you
 17 shared with your attorney, was one of your purposes to create
 18 or help to create -- and, again, not suggesting there's
 19 anything improper about this, a shadow transcript, if you
 20 will, of what was going on, questions and answers in the
 21 grand jury?
 22 A I'm going to have to consult my attorney about that
 23 question.
 24 MR. WISENBERG: Okay.
 25 THE WITNESS: Thank you.

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1 MR. WISENBERG: Let the record reflect that it is
 2 3:09 p.m. And if you would just knock before you reenter.
 3 THE WITNESS: I will.
 4 MR. WISENBERG: Knock and wait for me to open the
 5 door.
 6 THE WITNESS: Yes.
 7 (The witness was excused to confer with counsel.)
 8 MR. WISENBERG: Let the record reflect that it's
 9 3:20 p.m. and the witness has reentered the grand jury room.
 10 Madam Foreperson, do we have a quorum?
 11 THE FOREPERSON: Yes, we do.
 12 MR. WISENBERG: Are any unauthorized persons
 13 present in the grand jury room?
 14 THE FOREPERSON: No, there are not.
 15 Mr. Blumenthal, you are still under oath.
 16 THE WITNESS: Thank you. I understand.
 17 MR. WISENBERG: Shall we have the answer to the
 18 last question?
 19 THE FOREPERSON: Yes, please.
 20 BY MR. WISENBERG:
 21 Q Are you prepared to answer my last question?
 22 A If you could restate it, please?
 23 Q Basically, is one of the things you were doing the
 24 last time you were here at the grand jury, we talked about
 25 how you went out very frequently for discussions with your

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1 attorneys, but was one of your purposes in going out to
2 create a shadow transcript, alternate transcript, if you
3 will, of questions and answers, questions and/or answers, in
4 front of the grand jury?

5 A No. That was not my purpose. My purpose was to
6 seek the advice of counsel because I had to know when I could
7 invoke a privilege that was not a privilege that belonged to
8 me, it belongs to the President.

9 Q Then irrespective of your purpose, was one of the
10 effects of your going out so frequently that a shadow
11 transcript or partial shadow or alternate transcript was
12 created?

13 A I saw my lawyer take notes. You know, I'm prepared
14 to answer the question that the judge ruled on fully and I'd
15 like very much to do that.

16 Q Okay. But the question right now is -- and I
17 understand you're saying you saw your lawyer take notes, but
18 my question for you is was one of the effects -- you said it
19 wasn't your purpose, but was one of the effects, to your
20 knowledge, of going out so frequently that an alternate or
21 shadow transcript was created of questions and/or answers in
22 front of the grand jury?

23 A It may have been. I haven't seen it.

24 Q Have you heard it?

25 A No.

1 THE FOREPERSON: No, there are not.

2 Mr. Blumenthal, you are still under oath.

3 THE WITNESS: Yes. Thank you.

4 BY MR. WISENBERG:

5 Q Let's see. I think we had a question on the table.
6 Are you prepared to answer that?

7 A Yes, I'm prepared to answer a question that the
8 judge has ruled on.

9 Q Okay. But I think we had a question which was was
10 one of the effects of your going out so frequently last
11 time -- I think this is on the table -- was one of the
12 effects after having gone out so frequently last time that an
13 alternative --

14 A I've answered that question, I believe.

15 Q Okay. Which is? Well, we'll let the record stand
16 as it is. And let's get --

17 Did you want to say something, Mr. Bennett?

18 MR. BENNETT: I did want to say --

19 Mr. Blumenthal, during the discussion about what
20 was said in the hallway with Mr. Wisenberg, myself and your
21 attorneys, you seemed to have had the impression that we had
22 agreed that it would be appropriate for you to go out after
23 every question. We did not agree to that.

24 Our conversations with your attorneys were along
25 the lines that if you needed to talk to your attorney, yo'

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1 MR. WISENBERG: Is it time for our break?

2 THE FOREPERSON: Yes. It certainly is.

3 MR. WISENBERG: Okay. And when shall we regroup?

4 THE FOREPERSON: In ten minutes.

5 A JUROR: Was there something, Mr. Bennett, that
6 you were going to put on the record?

7 MR. BENNETT: I think we'll do that when we come
8 back.

9 A JUROR: I see.

10 MR. BENNETT: Thank you for the reminder.

11 THE FOREPERSON: Ten minutes.

12 MR. WISENBERG: Okay. And we will come get you at
13 about 3:33.

14 THE WITNESS: Thanks.

15 MR. WISENBERG: May the witness be excused?

16 THE FOREPERSON: Yes, he may be excused.

17 THE WITNESS: Thank you.

18 (Witness excused. Witness recalled.)

19 MR. WISENBERG: We've just returned from a break.

20 It's 3:37 p.m. Let the record reflect the witness has
21 reentered the grand jury room.

22 Madam Foreperson, do we have a quorum?

23 THE FOREPERSON: Yes, we do.

24 MR. WISENBERG: Are there any unauthorized persons
25 in the grand jury room?

1 could go out as necessary. So I wanted to correct that.

2 You seem to have suggested that we had acquiesced
3 in some arrangement whereby you would go out every time.
4 That is not our view and we did not enter that. I wanted to
5 state that for the record.

6 MR. WISENBERG: Let me just be explicit in that,
7 which is that irrespective of what you understood about any
8 hallway conversations, that the rule is, the rule we're
9 operating under is that you are free to consult with your
10 attorney to the extent that it doesn't disrupt the grand jury
11 process.

12 You should not interpret anything we say as
13 acquiescence in your going out after every question or saying
14 it's okay if you go out every question.

15 We're operating under the general rule that if you
16 need to consult with your attorneys you can so long as it
17 doesn't disrupt the grand jury process.

18 THE WITNESS: I intend to be as cooperative as I
19 can and I have no intention of disrupting the grand jury.

20 MR. WISENBERG: All right. Let's go back, then, to
21 the question I think I more or less started with today, which
22 was the daily meetings, 8:30 a.m. and 6:45 p.m., at least as
23 you described them as such on February 26, 1998.

24 BY MR. WISENBERG:

25 Q We know about the general subject matter, but tell

Page 25

1 us basically what occurs, what kinds of things, let's start
 2 with what kinds of things were discussed.
 3 A We discussed the policy, political, legal and media
 4 impact of the so-called scandals on the administration and
 5 how to deal with them in terms of the media.
 6 Q All right. The impact, did I understand you?
 7 A Yes.
 8 Q Now, you said of the scandals. Does that mean that
 9 sometimes things other than the Lewinsky matter are
 10 discussed?
 11 A Yes.
 12 Q And what are some of those things? What other
 13 scandals were discussed?
 14 A Well, the other matters that we have discussed have
 15 ranged from the Paula Jones trial to our China policy.
 16 Q Okay. Now, you gave a list last time of the people
 17 who tended to attend these meetings and looking through it, I
 18 notice that you had a group of people from the -- we'll get
 19 into their names later, but a group of people from the
 20 counsel's office, some folks who I guess you'd characterize
 21 it as -- you mentioned in the counsel's office Ms. Mills,
 22 Mr. Ruff, Mr. Lanny Breuer, Mr. Bruce Lindsey, Mr. Jim
 23 Kennedy would attend these meetings. Senior advisors would
 24 be another category. Let me just say that these categories
 25 is my phraseology.

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1 Senior advisors, you mentioned -- Mr. Lindsey could
 2 be that, too, Mr. Emanuel, Mr. Podesta, Mr. Begala, of course
 3 yourself. And then there's some press people. You mentioned
 4 Mike McCurry and Joe Lockhart. And you also mentioned
 5 somebody from Legislative Affairs, I think, named Don
 6 Goldberg.
 7 A Correct.
 8 Q But three main categories based on the names you
 9 gave last time: people from the counsel's office, senior
 10 advisors and press people. Is that a fair characterization
 11 of the people in attendance?
 12 A That's one way of arranging the categories.
 13 Q And is there -- is it fair to say that there is
 14 sharing of information among the people at the meetings?
 15 A There's sharing knowledge of the day's events and
 16 our views on them at these meetings.
 17 Q And how would you define or characterize "day's
 18 events"?
 19 A Whatever is in the media.
 20 Q Okay. All right. What else? Does it ever include
 21 things that aren't in the media?
 22 A Everything is responsive to what's in the media.
 23 Q Are the meetings as you described them in late
 24 February still going on?
 25 A Yes.

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1 Q Still twice a day at about 8:30 and 6:45?
 2 A Yes.
 3 Q Is the content -- and I'm going to confine
 4 this question to the Lewinsky matter, the Lewinsky
 5 investigation, is the content of witness or lawyer
 6 debriefing ever discussed? And I'll define that a
 7 little further. Any debriefing that anybody has had
 8 with a witness in the Lewinsky investigation or that
 9 witness' lawyer. Is any such briefing/debriefing and
 10 the content of any such briefing or debriefing ever
 11 discussed at these meetings?
 12 A Not to my knowledge.
 13 Q And that would mean it hasn't been discussed when
 14 you were there?
 15 A I haven't heard it. I would say no.
 16 Q All right. And no one who has been at such a
 17 meeting has said, "Gosh, Sidney, you really missed a great
 18 discussion and it was about the debriefing of Mr. X."
 19 A No. Never happened.
 20 Q All right. But I take it if there are newspaper
 21 articles, for example, about what a witness purportedly said,
 22 then that could very well be discussed.
 23 A Potentially.
 24 Q Do you recall that ever being discussed, a media --
 25 or something in the media, either newspaper or television or

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1 radio, a report about what a particular witness said, either
 2 to investigators or the grand jury, do you recall that ever
 3 being discussed?
 4 A Well, I recall, for example, when Vernon Jordan
 5 would come out of the grand jury, people would remark on his
 6 remarks outside.
 7 Q All right.
 8 A And what impact that may or may not have, for
 9 example.
 10 Q Okay. Now, as I understand it, from what you
 11 testified, it's media-generated discussions or discussions
 12 based on what's in the media.
 13 A Yes.
 14 Q Now, what do you mean by impact? You say we
 15 discuss the impact that has. Tell us what you mean by that.
 16 A Well, how the stories are playing out and whether
 17 they're positive or negative and how they impact on -- you
 18 know, characterizing the President or the administration.
 19 Q So would it be fair to say that part of the
 20 discussion has to do with how is this affecting how we're
 21 doing in the press?
 22 A Right.
 23 Q Okay. Now, is also part of the discussion -- you
 24 mentioned -- I think you mentioned legal and political. Is
 25 part of the discussion any legal impact of anything that's

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1 been reported in the media?

2 A Sure. We'll discuss legal issues as well.

3 Q Okay. And give us an example of that.

4 A For example, there was a discussion of Stuart
5 Taylor when he was approached by the Independent Council and
6 offered a job, which he turned down, and we would discuss
7 that.

8 Q Okay. Now, would you discuss what, if anything --
9 let's take the Taylor example, just as an example, you would
10 discuss what, if anything, you might want to do about that.
11 Would that be a fair statement?

12 A In that case, I don't think we discussed that at
13 all. But there might be, you know, other incidents that
14 arise.

15 Q Where you would discuss not only that this happened
16 today, but here's what we think we should do about it, either
17 in terms of press, let's say for one in terms of press
18 policy?

19 A In terms of press policy and what those who are
20 representing the administration or the administration's
21 position might say about it.

22 Q Okay. And what about -- again, when you say legal
23 impact, what would be an example of discussing the legal
24 impact? You've got folks from the counsel's office there,
25 what would be an example of discussing something's legal

1 for press purposes based upon what's in the media. Is that a
2 fair statement?

3 A Right.

4 Q Now, what other reason are the people from the
5 counsel's office there? Ms. Mills, Mr. Ruff, Lanny Breuer,
6 Bruce Lindsey, Jim Kennedy. You've said they explain legal
7 matters to the non-lawyers.

8 A Right.

9 Q And maybe sometimes to the lawyers, too, but what
10 other reasons are they there?

11 A. That's the reason they're there.

12 Q Okay. How often do you have that many there? You
13 mentioned Mills, Ruff, Breuer, Lindsey, Jim Kennedy.

14 A Often.

15 Q Okay. Have you ever discussed -- to your
16 knowledge, do you ever remember discussing Ashley Raines at
17 the meeting?

18 A No.

19 Q Bayani Nelvis? Do you remember any discussions
20 about Bayani Nelvis?

21 A Yes. I recall discussions about the Wall Street
22 Journal article about him.

23 Q Okay. And tell us about that.

24 A I didn't play much of a role in that. Jim Kennedy,
25 as I recall, mainly dealt with the Journal reporter. The

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1 impact?

2 A Well, for example, take today. I'm not at the
3 meeting, but I'm sure we'll have a meeting this evening about
4 the denial of cert today of the Independent Counsel in two
5 matters. And we will discuss exactly what McCurry might say
6 in his briefing or Lockhart and we'll discuss what questions
7 Jim Kennedy is getting from the press and we will discuss who
8 is going out on the talk shows and the news programs and what
9 they're saying. That's what we'll discuss.

10 Q Is one of the reasons that the people from the
11 counsel's office are there to educate the group about legal
12 consequences or legal understandings of events that have
13 happened?

14 A Right. The legal counsel represents the interests
15 of the President legally and there are many of us who are not
16 lawyers and so we're unfamiliar with all of the details of
17 the law.

18 Q Is it fair to say that the primary reason for these
19 meetings is to discuss press policy?

20 A Yes.

21 Q All right. Because you had earlier said it's media
22 generated, your agenda, you would say, is directed -- that
23 your agenda is kind of set by what's in the media.

24 A Mm-hmm.

25 Q As I understand it now, it's more or less planning

1 reporters would call principally Jim Kennedy and ask him
2 questions and Kennedy would raise the questions that were
3 being asked by the reporters who were doing the story, you
4 know, about -- you know, principally what they were going to
5 write and, you know, how we might deal with it and when to
6 anticipate a story. That's what we would discuss.

7 Q And I understand that Kennedy might have been the
8 main person on that, but what do you remember about the
9 discussion at the meeting? Now, what I'm focusing on is the
10 meetings. I understand they're about press policy, but what
11 do you remember the discussion being about Bayani Nelvis?

12 A Well, I just recall that his lawyer had denied
13 that -- and I could be getting this wrong because my memory
14 is often faulty about all these details, there's been so much
15 of it, his lawyer had denied that he had seen anything
16 untoward and that's what I recall. So the question was, you
17 know, that's a fact that ought to be called to people's
18 attention. That sort of thing.

19 Q Okay. There was some kind of a report in the
20 journal about what Mr. Nelvis was purportedly telling
21 somebody?

22 A Right.

23 Q And his lawyer had denied-it?

24 A Correct.

25 BY MR. BENNETT:

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<p>1 Q I thought it had to do with what he had purportedly 2 testified to in grand jury. 3 A It -- I'm unsure, but his lawyer had said something 4 about -- had characterized what he knew and it was -- his 5 lawyer seemed to say that there was nothing wrong that he had 6 witnessed. But that's the kind of material. 7 BY MR. WISENBERG: 8 Q Tell me about the role of the advisor types there 9 as I've described them, yourself, I think I mentioned, based 10 on what you mentioned last time, Mr. Emanuel, Mr. Podesta, 11 Mr. Begala and yourself. 12 A Well, Mr. Podesta is a lawyer. He teaches at 13 Georgetown. 14 Q But he's not in the counsel's office. 15 A He's not in the counsel's office. 16 Q He's Deputy Chief of Staff. 17 A But he also has a legal understanding, so he offers 18 some legal expertise as well. And Paul Begala, Rahm Emanuel, 19 myself, offer political and policy and media advice, as does 20 Mike McCurry and Joe Lockhart. 21 Q I want to just make sure I understand you 22 correctly. These White House counsel people have never 23 discussed in any way, shape or form other than if it's in a 24 newspaper report information obtained through a debriefing of 25 lawyers or witnesses.</p>	<p>1 question clearer -- you know, basically individuals on the 2 grand jury -- 3 A Oh, no. No. No. 4 Q Demographic makeup, anything like that. 5 A I don't recall that. 6 Q All right. Saying or hearing anything about it at 7 a meeting? 8 A No. 9 Q At one of these two meetings? 10 A No. 11 Q Daily meetings? 12 A No. 13 Q Don Goldberg, Legislative Affairs? 14 A Right. 15 Q Does his title explain his role? 16 A Yes. So it would be how is the House reacting, 17 what are the House members doing, what is this particular 18 House leader doing, what is Senator X interested in about 19 this, how are they responding. 20 Q There is no -- again, with these counsel's office 21 folks, there is no sharing of information -- well, you've 22 said they're not talking about debriefings. Is there any 23 sharing of information by them beyond discussing legal 24 matters, here's what happened today, here's what it means? 25 A You mean giving their legal assessment of the day's</p>
<p>1 A Correct. I have never heard it. 2 Q Okay. And no one has ever told you that it 3 happened either? 4 A And no one has ever told me. 5 Q Okay. Any discussion at the meeting about the 6 grand jury itself? Makeup, character of the grand jury, 7 anything like that? At any of these meetings. 8 A None that I've heard. 9 Q And did anybody tell you that that was discussed at 10 one of the meetings that you might have missed? 11 A No. I've discussed the grand jury with, you know, 12 people by saying -- people ask and the press ask me what is 13 it like and I'll describe it physically. 14 Q The experience of -- 15 A Yes, the experience of being in a grand jury. 16 Q All right. 17 A People are very interested. There have been a 18 number of articles about it. 19 Q All right. Let me be a little more specific, then, 20 which is was -- and you're not saying you've discussed it in 21 the meetings or just in general you've discussed it? 22 A In general. 23 Q All right. 24 A I've discussed it with reporters. 25 Q I was more interested in -- and I'll make my</p>	<p>1 events? That's what they do. 2 Q Okay. But there's no sharing of information by 3 them, factual information? I had a discrete category which 4 is debriefing of witnesses or lawyers. 5 A Do you mean something like, you know, something 6 that's sealed by the court? That kind of information? I 7 don't -- 8 Q No, just any kind of factual information. 9 A Well, whatever is public information, they'll 10 share. 11 Q All right. And give an example of that. 12 A Well, could be a letter that David Kendall has 13 written that's been released publicly. They'll share that. 14 Or any sort of brief that's public. 15 Q Okay. You mentioned when you were here last time, 16 you mentioned when you were here last time, we had some 17 questions and you had some answers about [REDACTED] and 18 [REDACTED], certain things in the public record that you were 19 aware and passed on. Has any of that been discussed at these 20 meetings? 21 A I don't recall it. I don't believe it was. 22 Q Okay. And, as I understand it, the media people 23 there, McCurry and Lockhart, would be in addition to carrying 24 out the orders or suggestions of others there, they also have 25 their own input about media?</p>

<p style="text-align: right;">Page 37</p> <p>1 A Everyone has their own input and their own 2 opinions.</p> <p>3 Q Let me preface my next series of questions about 4 these meetings by asking you -- by defining leak for you as I 5 want to use it here. I'm going to be talking about -- asking 6 a few questions about grand jury leaks.</p> <p>7 A Mm-hmm.</p> <p>8 Q And I think we might have partially gone through 9 this before, but the -- I think as you know, a witness who 10 appears in front of a grand jury is not bound by an oath of 11 secrecy. Do you understand that?</p> <p>12 A I understand that.</p> <p>13 Q So just as an example, you could go out and talk to 14 a reporter about your grand jury testimony and it could be 15 characterized as a leak but in no way unethical or improper. 16 Do you understand?</p> <p>17 A That's my understanding.</p> <p>18 Q Okay. So when I use the term leak, I'm going to 19 use it to be all encompassing. In other words, to include 20 that scenario but also depending on the question it could 21 include an improper leak, which would be like from a 22 prosecutor at a grand jury. Do you understand?</p> <p>23 A Mm-hmm.</p> <p>24 Q Okay. That's a yes?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 39</p> <p>1 THE FOREPERSON: Mr. Blumenthal, you are still 2 under oath.</p> <p>3 THE WITNESS: Thank you.</p> <p>4 BY MR. WISENBERG:</p> <p>5 Q Are you prepared to answer that last question?</p> <p>6 A Yes, if you could restate it for me, I would 7 appreciate it.</p> <p>8 Q I was afraid you'd ask me that. The question is at 9 the meetings that we've been discussing, has there ever been 10 a decision made to leak either grand jury testimony or the 11 substance of grand jury testimony of a witness or of what the 12 witness has told to OIC investigators?</p> <p>13 A There's never been a discussion of any witness 14 testimony in these meetings.</p> <p>15 Q Okay. How about what witnesses have told the OIC? 16 That is to say not testimony, but what they've told 17 investigators of the OIC?</p> <p>18 A There's been no discussion of that.</p> <p>19 Q Okay. And has there been no discussion of leaking 20 that information? That is to say, without going into -- as I 21 understand your answer, you're saying in effect we've never 22 had any substantive discussions of what witnesses have said, 23 but now I'm asking something slightly different.</p> <p>24 A If you're asking a procedural question, there's 25 never been a discussion about that.</p>
<p style="text-align: right;">Page 38</p> <p>1 Q Okay. Has there ever been a decision in one of 2 these meetings to leak anything? I'll start with that 3 general question.</p> <p>4 A I see. Well, let me, if I could, consult with my 5 lawyer about that question.</p> <p>6 Q Let me try to narrow it before we do that.</p> <p>7 A Yes, please. That would be helpful.</p> <p>8 Q Has there ever been a decision at one of these 9 meetings to -- and, again, not implying that in and of itself 10 there would be anything wrong about it, has there ever been a 11 decision at any one of these meetings to leak any information 12 that a witness told either the grand jury or OIC 13 investigators?</p> <p>14 A Okay. I will be back very promptly.</p> <p>15 MR. WISENBERG: Okay.</p> <p>16 THE WITNESS: All right. Thank you.</p> <p>17 MR. BENNETT: And it is 4:03 p.m.</p> <p>18 (The witness was excused to confer with counsel.)</p> <p>19 MR. WISENBERG: Let the record reflect the witness 20 has reentered the grand jury room.</p> <p>21 Madam Foreperson, do we have a quorum?</p> <p>22 THE FOREPERSON: Yes, we do.</p> <p>23 MR. WISENBERG: Any unauthorized people here?</p> <p>24 THE FOREPERSON: No, sir. There are not.</p> <p>25 MR. WISENBERG: It's 4:09 p.m.</p>	<p style="text-align: right;">Page 40</p> <p>1 Q Okay. And while we're at it, while we're on 2 this general topic, I think last time when you were here 3 Mr. Bittman asked you whether or not there were ever 4 meetings that were a subset of this group and your answer 5 was that there were no regular meetings, so let me ask you, 6 are there other meetings from time to time, whether they're 7 regular or not, of a subset of the people in these larger 8 meetings.</p> <p>9 A There are no regular meetings at all. The people 10 work in the White House in a very small physical environment 11 and we see each other all day, so like everybody else who 12 works together, we'll discuss what's going on during the day, 13 but these aren't meetings. There are separate meetings on 14 China policy right now and those involve the National 15 Security Council, members of the National Security Council.</p> <p>16 Q We're not interested in that. I'm not interested 17 in that.</p> <p>18 A And I attend many of those meetings.</p> <p>19 Q So, for example, getting back to your last answer 20 before you went into the China business, there could be 21 informal meetings, hallway meetings, that kind of stuff that 22 go on?</p> <p>23 A Passing conversations.</p> <p>24 Q All right. Well, then let me go back and ask you 25 the question that I asked you before about the larger -- the</p>

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1 twice a day meetings and say have you ever been a party to or
 2 a listener to any conversation, whether it be firsthand or
 3 thirdhand, whatever, where the content of witness or lawyer
 4 debriefing as I've defined it was discussed?
 5 A No.
 6 Q Nobody has ever come to you and said, other than
 7 discussion of a newspaper article, no one has ever come to
 8 you and said "This is what X's lawyer said she told
 9 investigators or the grand jury"?
 10 A No. Never.
 11 Q Nothing like that at all?
 12 A Never.
 13 Q Okay. Other than these twice-a-day meetings you've
 14 discussed and the informal meetings among this advisory
 15 group, and I'm excluding right now the President and the
 16 First Lady, are there any other groups that discuss the
 17 Lewinsky matter? Any meetings where the Lewinsky matter is
 18 discussed?
 19 A No. As a subject? No.
 20 Q Does the First Lady ever attend these twice-a-day
 21 meetings?
 22 A Never.
 23 Q Does the President ever attend the twice-a-day
 24 meetings?
 25 A Never.

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1 Q Do you ever get information at the meeting about
 2 what the President or First Lady's wishes are? As an
 3 example, would somebody ever say "The President wants this
 4 done," "The First Lady wants this done"?
 5 A No. There's never any specific request that's ever
 6 been made brought up at these meetings involving the
 7 President and the First Lady.
 8 Q Okay. But that would be -- okay. A request.
 9 Because my example was they want this done.
 10 A No. Or an order.
 11 Q Okay. How about just a statement about what their
 12 position is on a particular matter at these two-a-days?
 13 A No. They don't -- their opinion on these questions
 14 of press management has never been raised in these meetings.
 15 Q Okay. How about not necessarily their opinions on
 16 press management but their opinions on anything that might
 17 impact the press management decisions that you're making at
 18 the meetings?
 19 A It's never been brought up. It's, as we say, below
 20 their pay grade.
 21 Q Okay. Retail rather than wholesale?
 22 A It's just -- they're not involved in that.
 23 Q You mentioned last time that attorneys for the
 24 president, and I'm not talking about White House counsel, I'm
 25 talking about either Mr. Kendall or Mr. Bennett or people

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1 associated with them in some fashion, and I'll throw in
 2 Mr. Kantor in that, too, that they are not there. They are
 3 not personally present at the meeting.
 4 A Right.
 5 Q Okay. And they're not there -- are they there --
 6 they're not on the other side of a door or around the hallway
 7 or anything like that.
 8 A No. No. And they're not on the phone, either.
 9 Q Okay. Not -- because there had been a question
 10 about conference call, they could be on the phone and not
 11 being involved in a conference call, but you're telling us
 12 they're not on the phone either at these meetings.
 13 A You mean at the regular 8:30 and 6:45?
 14 Q Right.
 15 A No.
 16 Q No, they are not at the meetings on the phone,
 17 correct? No, they are not on the phone? I just want to make
 18 it clear for the record.
 19 A They are not at the regular twice-a-day meetings.
 20 No, they are not.
 21 Q Has a memo sent in fall of '96, a memo from John
 22 Hilley to Evelyn Lieberman that concerns among other things
 23 Monica Lewinsky, has that ever been discussed either at these
 24 meetings or in any other meeting you've had with anybody?
 25 A No.

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1 Q Has the issue of WAVES records ever been discussed
 2 in your presence, either at the two main meetings or any
 3 other meetings, other than in the context of commenting on a
 4 news article that might involve WAVES records?
 5 A The press demanded of the administration the
 6 release of the WAVE records and the legal counsel office
 7 decided against it and we discussed only press strategy about
 8 that decision.
 9 Q Have you ever discussed -- there have been press
 10 reports about 37 -- allegedly 37 visits by Ms. Lewinsky to
 11 the White House since she left, the period after she left the
 12 White House. Was that ever discussed at these meetings or
 13 any other meetings?
 14 A No.
 15 Q Have you ever discussed with anybody a letter from
 16 ██████████ to Judge Starr?
 17 A No, I don't know who ██████████ is. Never heard
 18 of her and I've never heard that letter discussed.
 19 Q I want to go into a different category now and I
 20 want to talk about two topics that are related. The first
 21 has to do with -- I'm just going to set them out for you
 22 first.
 23 What information, directly or indirectly, you've
 24 received from the President relating or referring to Monica
 25 Lewinsky? And this has to do with categories last time that

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<p>1 we had the invocation of executive privilege on. 2 And then you were mentioning last time an 3 approximately 30-minute discussion you had with the President 4 regarding Ms. Lewinsky or the Lewinsky matter that you had 5 within a week of the story hitting The Post on Wednesday, 6 January 21st. And I want to ask you everything you remember 7 about that discussion with the President. 8 A Okay. I'd like to consult with my lawyer before I 9 answer that. 10 MR. WISENBERG: You bet. 11 THE WITNESS: Okay? 12 MR. WISENBERG: Yes. 13 MR. BENNETT: And it's 4:20 p.m. 14 THE WITNESS: I will be back promptly. 15 (The witness was excused to confer with counsel.) 16 MR. WISENBERG: Let the record reflect the witness 17 has reentered the grand jury room. It is 4:25 p.m. 18 Do we have a quorum, Madam Foreperson? 19 THE FOREPERSON: Yes, we do. 20 MR. WISENBERG: Any unauthorized people present? 21 THE FOREPERSON: No, sir. There are not. 22 Mr. Blumenthal, you are still under oath. 23 THE WITNESS: Yes. Thank you. 24 BY MR. WISENBERG: 25 Q Okay. Are you prepared to answer our question</p>	<p>1 as a personal liaison between the President and the Office of 2 the Prime Minister. And he was visiting the week following 3 the state of the union, so I had enormous responsibilities in 4 that period. 5 I was in my office and the President asked me to 6 come to the Oval Office. I was seeing him frequently in this 7 period about the state of the union and Blair's visit. So I 8 went up to the Oval Office and I began the discussion and I 9 said that I had received -- that I had spoken to the First 10 Lady that day in the afternoon about the story that had broke 11 in the morning and I related to the President my conversation 12 with the First Lady and the conversation went as follows: 13 The First Lady said that she was distressed that 14 the President was being attacked, in her view, for political 15 motives, for his ministry of a troubled person. She said 16 that the President ministers to troubled people all the time, 17 that he has ministered to -- and he does so out of religious 18 conviction and personal temperament. She said to me on that 19 occasion, "If you knew his mother, you would understand it." 20 As a matter of fact, I did know his mother and once 21 spent a whole day with her in Arkansas as a reporter and I do 22 understand it. She was a very open-hearted person. 23 And the First Lady said he had done this dozens if 24 not hundreds of times with people, the President came from a 25 broken home and this was very hard to prevent him from trying</p>
<p>1 that's on the table? 2 A I am. I wonder if you could just restate it, 3 please? 4 Q I probably can't restate it verbatim. 5 A That's quite all right. 6 Q But what we want to know initially is everything 7 you remember about this -- as I understand from your 8 testimony last time, it was approximately a 30-minute meeting 9 with the President within a week after the January 21st 10 Washington Post story which broke in the legitimate press the 11 Lewinsky story. 12 So our question is tell us everything you remember 13 about the circumstances and the content -- the circumstances 14 of the meeting and the content of the discussions in the 15 meeting. 16 A I'm happy to do so. I recall that it was January 17 21st, the day that the story broke. I recalled that more 18 precisely after you had asked me the initial question. It 19 was in the early evening. It was a week before the state of 20 the union address. 21 I was a principal writer of the state of the union 22 and was working on that at the same time that I was working 23 on the visit of British Prime Minister Tony Blair, for which 24 I had major responsibilities. He's an old friend of mine, I 25 introduced him to the President and the First Lady, and I act</p>	<p>1 to minister to these troubled people. 2 So I related that conversation to the President. 3 And I told him my opinion because it is my duty to offer him 4 candid and frank advice. And I said to him that I understand 5 that you feel this way, but -- 6 Q Feel what way? 7 A That you want to minister to troubled people, that 8 you feel compassionate, but that part of the problem with 9 troubled people is that they're very troubled and you were 10 able to do this before and I know you've done this since with 11 many people -- and I know of these incidents, I know of -- 12 and they're not done for publicity at all. 13 I know of a woman in Arkansas who claims he saved 14 her from suicide by helping her out. I said, "However, 15 you're president and these troubled people can just get you 16 in incredible messes and you just -- I know you don't want 17 to, but you have to cut yourself off from them." 18 And he said, "It's very difficult for me to do 19 that, given how I am. I want to help people." 20 I said the he really shouldn't -- "You really need 21 to not do that at this point, that you can't get near anybody 22 who is even remotely crazy. You're president." 23 He said to me that -- Dick Morris had called him. 24 Now, I know Dick Morris, the political consultant who had 25 helped the administration in the reelection campaign and I</p>

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1 know Dick Morris very well, so the President and have I have 2 discussed Dick Morris in the past.	1 A It is. 2 Q On that day?
3 He said Dick Morris had called him that day and he 4 said that Dick had told him that Nixon -- he had read the 5 newspaper and he said, "You know, Nixon could have survived 6 Watergate if he had gone on television and given an address 7 and said everything he had done wrong and got it all out in 8 the beginning."	3 A It is. 4 MR. WISENBERG: We obviously will have a lot of 5 follow-up questions based upon that. I'm going to ask you if 6 you'll step outside for just a moment or two so I can discuss 7 scheduling issues with the grand jury. 8 May the witness be excused?
9 And I said to the President, "What have you done 10 wrong?" And he said, "Nothing. I haven't done anything 11 wrong." I said, "Well, then, that's one of the stupidest 12 ideas I've ever heard. Why would you do that if you've done 13 nothing wrong?"	9 THE FOREPERSON: Yes, he may. 10 MR. WISENBERG: I'll ask you to go back out where 11 your attorney is and we'll come get you. 12 THE WITNESS: Sure. Thank you.
14 And it was at that point that he gave his account 15 of what had happened to me and he said that Monica -- and it 16 came very fast. He said, "Monica Lewinsky came at me and 17 made a sexual demand on me." He rebuffed her. He said, 18 "I've gone down that road before, I've caused pain for a lot 19 of people and I'm not going to do that again."	13 THE FOREPERSON: Thank you. 14 (Witness excused. Witness recalled.) 15 MR. WISENBERG: Let the record reflect that witness 16 has reentered the grand jury room. 17 Madam Foreperson, do we still have a quorum? 18 THE FOREPERSON: Yes, sir. We do.
20 She threatened him. She said that she would tell 21 people they'd had an affair, that she was known as the 22 stalker among her peers, and that she hated it and if she had 23 an affair or said she had an affair then she wouldn't be the 24 stalker any more.	19 MR. WISENBERG: Any unauthorized people present in 20 the grand jury room? 21 THE FOREPERSON: There are none. 22 First Lady, you are still under oath. 23 THE WITNESS: Thank you.
25 And I repeated to the President that he really	24 BY MR. WISENBERG: 25 Q First Lady, I think you heard me mention to your
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1 needed never to be near people who were troubled like this, 2 that it was just -- he needed not to be near troubled people 3 like this. And I said, "You need to find some sure footing 4 here, some solid ground."	1 attorney that we will be asking you back or more technically 2 requiring you to be back. 3 A Well, I'm happy to answer questions.
5 And he said, "I feel like a character in a novel. 6 I feel like somebody who is surrounded by an oppressive 7 force that is creating a lie about me and I can't get 8 the truth out. I feel like the character in the novel 9 Darkness at Noon."	4 Q But I have a few questions on this topic, on what 5 you've just told us about the discussion. The first is did 6 the President say that part of his ministry -- did he tell 7 you that part of his ministry with Ms. Lewinsky in any way, 8 shape or form was in engaging in any kind of sexual activity 9 with her?
10 And I said to him, I said, "When this happened with 11 Monica Lewinsky, were you alone?" He said, "Well, I was 12 within eyesight or earshot of someone."	10 A He told me the opposite. He told me that she came 11 on to him and that he had told her he couldn't have sexual 12 relations with her and that she threatened him. That is what 13 he told me.
13 I said, "You know, there are press reports that you 14 made phone calls to her and that there's voice mail. Did you 15 make phone calls to her?"	14 Q Which leads me to my next question. Did he 15 indicate when this come on was?
16 He said that he remembered calling her when Betty 17 Currie's brother died and that he left a message on her voice 18 machine that Betty's brother had died and he said she was 19 close to Betty and had been very kind to Betty. And that's 20 what he recalled.	16 A No. I don't know when it would be and he didn't 17 mention any date. 18 Q All right. He didn't say anything that would lead 19 you to believe -- give you a rough idea of when this 20 occurred?
21 And then we went on into -- I said, "You need 22 to find some solid ground here," and then we went into a 23 discussion of the state of the union address.	21 A No. I don't have any idea. 22 Q Okay. And you mentioned a conversation you had had 23 apparently earlier in the day with the First Lady that you 24 relayed to him. I take it he did nothing to deny the things 25 the First Lady had told you.
24 Q Is that everything that you remember about that 25 conversation with the President?	

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1 A No.

2 Q In other words, he didn't say anything like,
3 "What is she talking about, I minister to people? That's
4 ridiculous, I don't do that." He didn't deny the scenario
5 presented to you, the facts presented to you by the First
6 Lady. Is that correct?

7 A No. He --

8 Q No, he did not deny that?

9 A No, he did not deny that he often helps troubled
10 individuals.

11 Q And did the First Lady indicate to you in her
12 discussion how she had this information about Ms. Lewinsky
13 being someone the President ministered to? That is to say,
14 did she indicate in this conversation, we'll get into other
15 conversations the next time you're here, but in this
16 conversation did she indicate to you her source of
17 information? Whether she herself knew things about Monica
18 from over a time period or whether this had all come from the
19 President?

20 A She indicated to me no source whatsoever.

21 MR. WISENBERG: Okay. All right. If there are no
22 further questions, we will be -- either myself or Mr. Bennett
23 will be in contact with your attorneys about your next
24 appearance here and I hope it can be fairly soon so that we
25 can not lose the thread.

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1 May the witness be excused?

2 THE FOREPERSON: Yes, he may.

3 THE WITNESS: Thank you very much and I'll be
4 seeing you all soon.

5 THE FOREPERSON: Thank you.

6 THE WITNESS: All right. Have a good day.

7 THE FOREPERSON: Thank you.

8 (The witness was excused.)

9 (Whereupon, at 4:44 p.m., the taking of testimony
10 in the presence of a full quorum of the Grand Jury was
11 concluded.)

12 * * * * *

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 06/05/98

A conversation that occurred at approximately 2:00pm in the hallway adjacent to Grand Jury room number three, third floor, E. BARRETT PRETTYMAN U. S. Court House, 333 Constituion Avenue NW, Washington, D.C. 20001-2866 was witnessed by writer. The participants were SOLOMON L. WISENBERG, Deputy Independent Counsel; WILLIAM A. MCDANIEL JR., attorney for SIDNEY BLUMENTHAL; JO BENNETT MARSH, attorney for BLUMENTHAL; and SIDNEY BLUMENTHAL. The conversation occurred just prior to the commencement of the Grand Jury session.

WISENBERG stated that he was going to ask BLUMENTHAL to answer all questions that BLUMENTHAL had not answered in the previous grand jury inasmuch as JUDGE JOHNSON has ordered them answered. BLUMENTHAL started to respond and was immediately advised by MCDANIEL that he was not to answer as he, MCDANIEL, would respond. MCDANIEL said that he did not know what the questions were. WISENBERG said that he would tell MCDANIEL what areas were covered in the previous grand jury testimony of BLUMENTHAL but that it must be understood that this was not a violation of Rule 6E. MCDANIEL agreed that it was not.

WISENBERG said that the questions would be about direct statements the President made to BLUMENTHAL to include any other information BLUMENTHAL received indirectly from the President. The second area would be about any statements that HILLARY CLINTON made to BLUMENTHAL to include any other information BLUMENTHAL received indirectly from Mrs. CLINTON. The third area concerned the two daily meetings that occurred at the White House. MCDANIEL indicated that he understood and did not dispute the planned line of questioning. MARSH and BLUMENTHAL said nothing.

Investigation on 06/04/98 at WASHINGTON, D.C. File # 29D OIC LR 35063
 by [REDACTED] Date dictated 06/05/98

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

----- x
IN RE: :
GRAND JURY PROCEEDINGS :
----- x

Grand Jury Room No. 3
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Thursday, June 25, 1998

The testimony of SIDNEY BLUMENTHAL was taken in the presence of a full quorum of Grand Jury 97-2, impaneled on September 19, 1997, commencing at 1:41 p.m., before:

KARIN IMMERGUT
STEPHEN BINHAK
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

1 attorneys with you. Could you please state for the record
2 what their names are?
3 A I have my own attorney, William McDaniel, here, and
4 I have an attorney from the Office of the Legal Counsel from
5 the White House, Cheryl Mills.
6 Q And, as you know, if any question arises that you
7 wish to consult with your counsel on, that's fine as long as
8 it does not disrupt the grand jury process, and if you could
9 just tell me that you would like to go speak with your
10 counsel, we'll try to accommodate that.
11 A Thank you.
12 Q You also have a Fifth Amendment to refuse to answer
13 any question which, if answered truthfully, would tend to
14 incriminate you. Do you understand that right?
15 A I do.
16 Q Because you are before the grand jury, however, you
17 must testify truthfully in these proceedings, and if you do
18 not testify truthfully, you are subject to the penalty of
19 perjury.
20 A I understand.
21 Q Do you have any questions before we begin?
22 A No.
23 Q I'd like to start really where you left off in the
24 proceedings of June 4, 1998. You mentioned that you had had
25 a 30-minute discussion with the President concerning Monica

PROCEEDINGS

1 Whereupon,
2
3 SIDNEY BLUMENTHAL
4 was recalled as a witness and, having been first duly sworn
5 by the Foreperson of the Grand Jury, was examined and
6 testified further as follows:

EXAMINATION

BY MS. IMMERGUT:

9 Q Good afternoon, Mr. Blumenthal.
10 A Good afternoon to you, and everyone else.
11 Q Again, for the record, I'm Karin Immergut, and
12 seated with me is Stephen Binhak from the Office of the
13 Independent Counsel.
14 Could you please state and spell your full name for
15 the record?
16 A Yes. My name is Sidney Blumenthal. It's
17 S-i-d-n-e-y, first name, last name Blumenthal,
18 B-l-u-m-e-n-t-h-a-l. And I think, as you all know, I live at
19 [REDACTED]
20 Q And, Mr. Blumenthal, although I know you've been
21 here twice, I just want to quickly go over with you certain
22 rights that you have as a witness before this grand jury.
23 A Please.
24 Q As you know, you do have a right to have an
25 attorney present outside, and I did notice that you have two

1 Lewinsky. Do you recall that testimony?
2 A I do.
3 Q Specifically I'm interested in talking to you a
4 little bit about certain areas. You mentioned that during
5 that 30-minute talk the President said to you that, "Monica
6 made a sexual demand on me," and that he rebuffed her.
7 Do you recall that testimony?
8 A I do.
9 Q You also testified that you recounted to the
10 President statements that Hillary Rodham Clinton, the First
11 Lady, had made to you that the President was being attacked
12 for political motives for his ministry of a troubled person.
13 Do you recall that testimony?
14 A I do.
15 Q And is that rendition to the testimony I've recited
16 to you accurate, to the best of your knowledge?
17 A Well, I think that the First Lady recounted to me
18 that she was very distressed that the President was being
19 attacked, and she related to me that he was a very
20 compassionate person, and that he had expressed a very warm
21 interest in helping troubled people over the years, and she
22 had known of dozens, if not hundreds, of cases.
23 And that's -- that's about what I said.
24 Q And that's what you relayed to the President, that
25 you had had that conversation with the First Lady.

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1 A I believe I had said that, yes.
 2 Q Did the President tell you that he ministered, if
 3 you will, to Monica Lewinsky?
 4 A He said that -- he didn't use the word "minister."
 5 He said he had tried to help troubled people.
 6 Q And when he said that, did you understand him to be
 7 referring to Monica Lewinsky?
 8 A I understood that.
 9 Q And, specifically, in that conversation -- I'm
 10 directing you to the 30-minute conversation that you
 11 previously testified about -- is it fair to say the substance
 12 of that conversation was all about Monica Lewinsky?
 13 A It was not all about that at all. As I testified
 14 before, the time of this conversation was in the period
 15 leading up to the State of the Union address, and right
 16 before the visit of British Prime Minister Tony Blair, for
 17 which I had major responsibilities.
 18 Q Okay. And, actually, I don't mean to cut you off,
 19 but with respect to the issue -- in terms of speaking about
 20 women generally, he was speaking about Monica Lewinsky when
 21 you were talking about what had appeared in the news media;
 22 is that correct?
 23 A Well, we were speaking about that story that had
 24 appeared that morning.
 25 Q Okay.

Page 6

1 A Right. But we also discussed national security
 2 matters and the State of the Union address.
 3 Q That were wholly unrelated to anything regarding
 4 Lewinsky.
 5 A Correct.
 6 Q You just stated that the story had appeared that
 7 morning. Are you referring to January 21, 1998?
 8 A Yes, right.
 9 Q When you testified previously I believe you were
 10 not sure the exact date on which you had the 30-minute
 11 conversation.
 12 A The first time I testified I was unsure. I
 13 searched my memory. And the last time I testified I fixed it
 14 on that day.
 15 Q So the best of your recollection is, on the very
 16 day, January 21st --
 17 A Yes, yes.
 18 Q And I apologize. You do have to wait until I
 19 finish the question, and I'll have to wait until you finish -
 20 -
 21 A Excuse me.
 22 Q -- just so the reporter can get it down.
 23 Is there anything that you have looked at or anyone
 24 you've spoken to that has jogged your memory about when the
 25 conversation with the President occurred?

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1 A No. I simply went over my memory with my attorney.
 2 Q Okay. Other than with your attorney, have you
 3 spoken with anyone else about your grand jury testimony af
 4 either of the two times that you've testified before this
 5 grand jury?
 6 A I have not spoken with anybody about my grand jury
 7 testimony pertaining to the executive privilege issue or
 8 anything covered by it --
 9 Q So you've not --
 10 A -- besides my attorney and my wife.
 11 Q Okay. During the daily meetings that you
 12 previously testified about, the morning and evening meetings
 13 discussing media strategy, have you discussed what the
 14 President told you January 21, 1998?
 15 A No, I have not discussed it in any of those
 16 meetings.
 17 Q Going back now to your conversation of that date
 18 with the President, when the President told you that he -- or
 19 what word did he use when he was -- he didn't use
 20 "ministered." What word did he use with regard to what he
 21 was doing with Monica Lewinsky?
 22 A I can't recall exactly, but I think he said that --
 23 he used the word "troubled." "Help" is the verb, I believe.
 24 Q Okay. So that he was helping Monica Lewinsky.
 25 Did he state -- again referring to when she

Page 8

1 allegedly made a sexual advance to him, do you have any
 2 recollection from his statements about when that occurred?
 3 A No.
 4 Q Did he state whether or not anyone else was present
 5 during that sexual advance?
 6 A I testified previously that he had told me that
 7 someone was always within either, I guess, eyesight or
 8 earshot.
 9 Q And what did you understand him to mean by that?
 10 A That someone could hear him or see him.
 11 Q Now, when you had this conversation with the
 12 President on January 21, 1998, were you alone with him?
 13 A Yes.
 14 Q You mentioned previously that you were in the Oval
 15 Office with him.
 16 A Right.
 17 Q Was the door closed?
 18 A Yes.
 19 Q Was anybody within eyeshot, to your knowledge?
 20 A Yes.
 21 Q Who?
 22 A I believe Betty Currie was in the outer Oval.
 23 Q Was it otherwise -- but she wasn't in the room with
 24 you.
 25 A No.

Page 9	Page 11
<p>1 Q To your knowledge, was Betty Currie able to hear 2 the conversation? 3 A I doubt it. I don't think so. 4 Q Okay. So in that case nobody would have actually 5 been in earshot. 6 A No, no one else would have -- would have heard it. 7 Q Do you have any knowledge about whether there are 8 video cameras in the Oval Office? 9 A I have no knowledge. 10 Q What about in the study? 11 A I have no knowledge. 12 Q Has there ever been any discussion in your presence 13 of video cameras recording anything between the President and 14 Monica Lewinsky? 15 A No, besides, you know, the CNN clip I've seen over 16 and over again on television. 17 Q But what about during the daily meetings, has 18 anyone discussed any videotape recordings of the President 19 meeting with Monica Lewinsky? 20 A No. 21 Q When the President told you that he was helping 22 Monica Lewinsky, did he describe how he was going about 23 helping her? 24 A No. 25 Q Did the President during that 30-minute</p>	<p>1 Q So your meeting with the President occurred after 2 his deposition in the Paula Jones matter. 3 A Right. 4 Q Did you have any conversations with him prior to 5 his January 17th deposition in the Paula Jones matter? 6 A No. 7 Q So no conversations about what he was going to 8 testify at his deposition. 9 A No. 10 Q What about during that press debriefing after the 11 deposition testimony, did he tell you what he had said during 12 the testimony about his relationship with Monica Lewinsky? 13 A No. 14 Q And I'm assuming -- well, did you ever ask him what 15 he had testified about? 16 A No. It -- no. 17 Q Did anyone -- you mentioned other people were 18 present during that conversation. Who else was present 19 during the debriefing? 20 A It was not a debriefing, it was a pre-briefing. It 21 was -- we do this almost every day with the President. When 22 the President goes out to make an announcement or to sign a 23 bill, a number of us always meet with the President and 24 prepare him for possible questions from the press, and we 25 talk about what the events of the day might have been, and</p>
<p>1 conversation on January 21, 1998, describe how many times he 2 had tried to help her? 3 A No. 4 Q Did the President tell you whether he'd talked to 5 anybody else about Monica Lewinsky making a sexual advance 6 towards him? 7 A No. 8 Q There have been news reports stating that Monica 9 Lewinsky visited the President, or the White House 37 times. 10 Have you ever talked to the President about that? 11 A No. 12 Q Did the President ever tell you how many times 13 Monica Lewinsky has come to visit him in the Oval Office? 14 A No. 15 Q Did you ever ask him? 16 A No. 17 Q Did you ever talk to the President about his 18 deposition testimony in the Paula Jones case? 19 A I talked to him, present with others, in a pre- 20 briefing, in which he was preparing to meet to have a press 21 conference before -- this was after the story appeared in The 22 Washington Post. It was leaked to The Post, and we don't 23 know how it was leaked to The Post. It appeared in The Post, 24 we didn't know if it's a true deposition, and we were 25 preparing the President for a press briefing.</p>	<p>1 different teams come in. 2 So, for example, Sandy Berger, the National 3 Security Adviser, will come in to brief the President about 4 national security issues that might arise. Gene Sperling, 5 the head of the National Economic Council, will come in and 6 will discuss economic issues. Sometimes Secretary Rubin 7 comes. 8 Q And in this case, I'm assuming that the -- 9 A And I would assume that -- I'm sure that 10 representatives of the Counsel's Office were present, because 11 when there are issues related to this they are present. So 12 it would have been Chuck Ruff and others, plus a small group 13 of senior advisers. 14 I'm sure Rahm Emanuel was there, Paul Begala, 15 myself, McCurry was probably there, Mike McCurry, the press 16 secretary. 17 Q Did anyone ask the President how he had testified 18 at his deposition about Monica Lewinsky? 19 A No. 20 Q Did the President tell anyone in your presence how 21 he had testified at his deposition about Monica Lewinsky? 22 A No. 23 Q And let me understand this. This was a pre- 24 briefing about an article that had come out talking about his 25 deposition during which he testified --</p>

Page 13	Page 15
<p>1 A I can't remember the exact incident, but the 2 President was going to go out and say something, make some 3 sort of announcement. We always prepare the President, and 4 so the question was what issues will come up, and that day 5 that article had appeared in The Washington Post. So our job 6 is to prepare the President for his answers. 7 Q And with respect to -- when you say "that article," 8 just for the benefit of the grand jurors -- 9 A There was an article that appeared in The 10 Washington Post by Peter Baker, who's a reporter for The 11 Post, in which he reported that he had come into possession 12 of the President's deposition, and he related in great detail 13 what was in that deposition. 14 Q And do you recall whether the article stated 15 anything about what the President said about his relationship 16 with Monica Lewinsky during his deposition? 17 A As I recall, the article stated that he had denied 18 having a sexual relationship with her. 19 Q Did you actually participate in the pre-briefing of 20 the President that day? 21 A Sure. 22 Q Did you give the President any advice about what to 23 say about Monica Lewinsky or his testimony about Monica 24 Lewinsky? 25 A Mm-hmm.</p>	<p>1 met with Monica Lewinsky? 2 A No. 3 Q Did the President tell you whether he met with 4 Monica Lewinsky even after she had made a sexual advance? 5 A No, he didn't tell me anything. 6 Q Have you heard from anybody else how many times the 7 President met with Monica Lewinsky? 8 A No. 9 Q And when I ask how many times, have you ever heard 10 that he met with her -- not from news reports. Have you ever 11 heard from anyone else that he's met with her more than once 12 alone? 13 A I've never heard from anyone. 14 Q In your conversation with the President when he 15 stated that Monica Lewinsky threatened to disclose an affair, 16 or fabricate an affair in a public disclosure, did you 17 understand him to be saying that if the President didn't 18 concede or didn't agree to have some kind of sexual contact 19 with her, that she would report an affair? 20 A My understanding was that she demanded to have 21 sexual relations. He rejected her. And she said that -- 22 this is -- I recall him saying -- that, "They call me The 23 Stalker." That's what Lewinsky said. "And if I can say we 24 had an affair, then they won't call me that," something like 25 that.</p>
<p>Page 14</p> <p>1 Q And what advice did you give him? 2 A "I can't comment on that matter." That's what the 3 President says. "I've already spoken to that matter, and I 4 can't comment." 5 That's his answer on all of these questions. 6 Q Okay, I'm perhaps just confused. You instructed -- 7 what is it that you stated to him? 8 A That. That's what he always says in response to 9 these questions. That's what we always advise him. 10 Q Okay. So you advised him that he should say, "I 11 can't comment." 12 A Right. 13 Q But is it fair to say that you actually didn't ask 14 him about the truth was during any kind of pre-briefing? 15 A No. 16 Q Back for a moment to the issue of the sexual 17 advance as described to you by the President, you mentioned 18 at least that the President stated that he was alone at the 19 time with Monica Lewinsky; is that correct? 20 A Mm-hmm. 21 Q Did he explain to you what kind of sexual advance 22 she made? 23 A No. 24 Q Did the President tell you how many times -- and I 25 want to -- has the President ever told you how many times he</p>	<p>Page 16</p> <p>1 Q Now, you previously characterized Ms. Lewinsky's 2 comments to the President as a threat, if you will. 3 A Right, yeah, I would interpret - that's my 4 understanding. 5 Q So, according to the President, she wanted him to 6 have some sexual contact and threatened to expose an affair 7 if he didn't. 8 A Well, I don't know. I don't leap to that 9 conclusion. 10 Q Okay. 11 A I don't know. 12 Q How did you respond to the President when he 13 claimed that he had been threatened by Ms. Lewinsky? 14 A I don't recall exactly what I said to him. 15 Q Did the President make clear to you to whom Monica 16 Lewinsky was going to expose their affair? 17 A No. 18 Q Did the President ever tell you he reported Ms. 19 Lewinsky's threats to anyone? 20 A No. 21 Q In response to my question how you responded to the 22 President's story about a threat or discussion about a 23 threat from Ms. Lewinsky, you mentioned you didn't recall 24 specifically. Do you recall generally the nature of your 25 response to the President?</p>

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1 A It was generally sympathetic to the President. And
 2 I certainly believed his story. It was a very heartfelt
 3 story, he was pouring out his heart, and I believed him.
 4 Q When he was pouring out his heart, if you will, did
 5 he tell you that he had met with Monica Lewinsky several
 6 times before she'd made the sexual advance?
 7 A Never told me that.
 8 Q So did you have any idea from your discussion with
 9 him, which lasted -- well, part of that 30-minute period,
 10 that he had met her more than once, or been alone with her
 11 more than once?
 12 A I had no idea. No, he didn't tell me anything like
 13 that.
 14 Q Did you do anything to document the fact that the
 15 President reported a threat to you?
 16 A No.
 17 Q Did you alert anyone else in the White House that
 18 the President had, in fact, been threatened by Monica
 19 Lewinsky?
 20 A No.
 21 Q Is that consistent with White House policy, not to
 22 report threats on the President?
 23 A This wasn't a physical threat.
 24 Q Nevertheless, it would be quite damaging. Isn't
 25 that fair to say?

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1 A Well, let me consult my attorney, if you would. Do
 2 you mind if I go out?
 3 Q Okay.
 4 A Thanks.
 5 MS. IMMERGUT: And, for the record, the time is
 6 2:00 p.m.
 7 (The witness was excused to confer with counsel.)
 8 MS. IMMERGUT: Madam Foreperson, do we have a
 9 quorum
 10 THE FOREPERSON: Yes, we certainly do.
 11 MS. IMMERGUT: Any unauthorized persons present?
 12 THE FOREPERSON: There are none.
 13 Mr. Blumenthal --
 14 THE WITNESS: Yes.
 15 THE FOREPERSON: -- you are still under oath.
 16 THE WITNESS: Thank you.
 17 BY MS. IMMERGUT:
 18 Q Would you like me to repeat the last question?
 19 A If you would.
 20 Q Is it consistent with White House policy not to
 21 report threats to the President?
 22 A All I know about White House policy about threats
 23 is that if there's a physical threat, I would report it to
 24 the Secret Service. And beyond that, I don't know anything
 25 about that.

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1 Q How long have you been in the White House, sir?
 2 A Since August 11, 1997.
 3 Q With respect to threats that don't necessarily
 4 involve -- that involve damage to the President politically,
 5 is there any policy that you've become aware of, formal or
 6 informal, of reporting those threats to someone else?
 7 A Well, nothing like this. I know nothing about
 8 anything like this.
 9 Q And, I'm sorry, I've been reminded --
 10 A That's all right.
 11 Q I've been reminded to note for the record that you
 12 returned at 2:10.
 13 A Thank you.
 14 Q Just so I understand, because nothing quite like
 15 this has happened, that you're not aware of any informal or
 16 formal policy.
 17 A No, I never heard of anything like this.
 18 Q But were you surprised that somebody had made a --
 19 or that Monica Lewinsky had threatened the President in the
 20 way he described?
 21 A Mm-hmm.
 22 Q You have to --
 23 A Yes.
 24 Q Yes. And that, nevertheless, you didn't report it
 25 to anyone?

Page 20

1 A No.
 2 Q Did you -- and I don't mean to be repetitive, but
 3 did you report, for example, to Mike McCurry that there could
 4 be something coming down the pike that could be very
 5 damaging --
 6 A No.
 7 Q -- to the President? And, again, I have to ask you
 8 to just -- even if you know what the rest of my question
 9 is --
 10 A That's all right.
 11 Q -- you just have to wait for --
 12 A Sure, I will.
 13 Q On any other occasion has the President told you
 14 that a woman threatened to fabricate an affair with him?
 15 A No.
 16 Q So the instance, or the conversation with the
 17 President about Monica Lewinsky, that's the first time, ever,
 18 you've heard that a woman threatened to publicly allege an
 19 affair with the President.
 20 A Yes.
 21 Q Have you ever had a discussion with people in the
 22 White House or been present during any meetings where the
 23 allegation has come up that other women are fabricating an
 24 affair with the President?
 25 A We've discussed news stories that arose out of the

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1 Jones case, which was dismissed by the judge as having no
 2 basis, in which there were allegations made against the
 3 President, and these were stories that were in the press.
 4 Q And did you discuss those with the President?
 5 A No.
 6 Q So what forum did you discuss those news stories
 7 in?
 8 A In strategy meetings.
 9 Q And would that include the daily meetings, the
 10 morning and the evening meetings?
 11 A Yes.
 12 Q And who were the names of the women that you
 13 discussed in that context, that there had been news stories
 14 about and public allegations of an affair with the President?
 15 A As I recall, we discussed Paula Jones, Kathleen
 16 Willey, we've discussed [REDACTED]
 17 [REDACTED]
 18 [REDACTED] outrageous one.
 19 [REDACTED]
 20 [REDACTED]
 21 So -- there may have been others.
 22 Q Was that [REDACTED]
 23 A [REDACTED], yes.
 24 Q When you say that that was a complete and utter
 25 fraudulent allegation --

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1 A In my view, yes.
 2 Q -- is your opinion based on discussions with anyone
 3 about the basis for that allegation?
 4 A My opinion is based on the fact -- on published
 5 material. Namely, that the allegation was made by a person
 6 whose name I can't remember, who was a, as I recall, a
 7 [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 [REDACTED]
 11 So that's -- you know, that's really
 12 unsubstantiated hearsay.
 13 Q Okay. So your opinion is based on the news stories
 14 that you've read.
 15 A Right.
 16 Q Did you confirm your opinion or discuss those
 17 allegations with the President?
 18 A No.
 19 Q Did you discuss them with the First Lady?
 20 A No.
 21 Q Did you discuss them at any of the daily meetings?
 22 A Yes.
 23 Q And when you say you discussed them, could you
 24 describe the nature of your discussion in this forum?
 25 A We discussed the press coverage.

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1 Q Did you discuss how to combat the press coverage?
 2 A Well, we discussed what the White House might say
 3 about this.
 4 Q And what did you --
 5 A Because we'd give responses.
 6 Q Okay. And did you provide any advice in that
 7 meeting about what the White House might say?
 8 A Well, I think there was general agreement among
 9 everyone that this was an outrageous allegation, and that we
 10 ought to say so.
 11 Q And what about -- was the President brought into
 12 any of those meetings?
 13 A No. He's never brought in.
 14 Q What about -- we've mentioned -- and that's [REDACTED]
 15 [REDACTED] what you've described. What about with regard to
 16 the others? Did you adopt the same policy or was there some
 17 different discussion about those other allegations made by
 18 the other women?
 19 A Well, many of these matters were handled by the
 20 President's attorney, Robert Bennett. So we would simply not
 21 handle them directly.
 22 Q The discussions were handled by him or --
 23 A Or just -- even the press response.
 24 Q Was there discussion about the fact that these
 25 women appeared on the Paula Jones case witness list?

Page 24

1 A Was there --
 2 Q Discussion about the fact that all of those women's
 3 names appeared on the Paula Jones witness list?
 4 A I don't recall that specifically, but I'm sure that
 5 we noted that they were on -- listed by Jones's attorneys.
 6 Q So you're aware that each of the names you've
 7 mentioned were, in fact, on the Paula Jones witness list.
 8 A Right.
 9 Q And you had discussions with some of the other
 10 representatives from the White House about that fact.
 11 A Right.
 12 Q And what was the nature of your discussion about
 13 the fact that they appeared on the witness list?
 14 A Nothing until there were press stories.
 15 Q Was there any discussion about contacting any of
 16 those women prior to their depositions?
 17 A No, no.
 18 Q And you, again, personally have not had a
 19 discussion with the President about any of the women you've
 20 mentioned; is that correct? Or have you?
 21 A I had a discussion with him about Kathleen Willey.
 22 Q And could you describe that discussion?
 23 A He told me that she had come to visit him, I
 24 believe -- I don't recall the date, but it was the day her
 25 husband killed himself. And he told me that she was very

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1 upset and shaky, and he tried to calm her down, that he
 2 hugged her and asked her if she was all right, and that he
 3 thought that he had made her feel more comfortable.
 4 Q Did the President ever tell you that Kathleen
 5 Willey made a sexual advance on him?
 6 A No.
 7 Q Did the President ever tell you that he'd had some
 8 sort of contact with Kathleen Willey once her name appeared
 9 on the Paula Jones witness list?
 10 A No.
 11 Q Has the President ever told you about any other
 12 women making sexual advances on him that he rebuffed?
 13 A No.
 14 Q You've testified previously, again, about this 30-
 15 minute conversation with the President, that during that he
 16 told you that he had "done nothing wrong." Do you recall
 17 that testimony that you gave?
 18 A I don't recall it exactly --
 19 Q Okay.
 20 A -- but that's -- that's my understanding.
 21 Q Perhaps it will refresh your recollection if I
 22 represent to you that it's on the heels of your discussion --
 23 or the President telling you that a Mr. Morris contacted
 24 him --
 25 A Oh, I recall that, yes.

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1 Q -- about Nixon.
 2 A That's right.
 3 Q And is that a fair rendition of the President's --
 4 A Absolutely, yes.
 5 Q And, again, I hate to stop you.
 6 A Yes.
 7 Q You have to wait until I finish the whole question.
 8 A I'm sorry.
 9 Q Is it a fair rendition that the President did say
 10 to you that with regard to Monica Lewinsky, he had done
 11 nothing wrong?
 12 A Yes.
 13 Q What did you understand the President to mean by he
 14 had done nothing wrong?
 15 A My understanding was that the accusations against
 16 him which appeared in the press that day were false, that he
 17 had not done anything wrong.
 18 Q That he had not had any sort of sexual
 19 relationship --
 20 A He had not had a sexual relationship with her, and
 21 had not sought to obstruct justice or suborn perjury.
 22 Q Did you specifically ask the President whether he
 23 had received oral sex from Monica Lewinsky?
 24 A No.
 25 Q Did the President state anything to you about

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1 receiving oral sex from Monica Lewinsky?
 2 A No.
 3 Q Did the President say anything to you about
 4 telephone calls with Monica Lewinsky?
 5 A As I testified, he -- I had said to him that there
 6 were reports of -- that his voice was on her voice mail, her
 7 tape machine at home to take messages, message machine.
 8 And he said to me that he could recall that after
 9 Betty's brother died, he may have called Monica because
 10 Monica had been very close to Betty, and Betty didn't have a
 11 way of relating to her that her brother had died, so that he
 12 had called and left a message that Betty's brother had died.
 13 Q Did he suggest to you that that was the only call
 14 that he had made to Monica Lewinsky?
 15 A That's the only one he told me about.
 16 Q Did you ask him if there were any more calls than
 17 that?
 18 A I said -- he said that's the only one he could
 19 remember.
 20 Q Have there been any strategy discussions which
 21 talked about calls the President has made to Monica Lewinsky?
 22 A No.
 23 Q So at the daily meetings it's never been discussed
 24 whether or not there were -- there's evidence of more calls
 25 from the President to Monica Lewinsky.

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1 A No, not to my knowledge.
 2 Q And I actually want to ask you some additional
 3 things about the calls in just a moment, but I did want to
 4 ask you again -- back to the President's statement that he
 5 had done nothing wrong.
 6 When the Monica Lewinsky story was first reported
 7 making the allegations of a sexual affair between the
 8 President and Monica Lewinsky, why didn't the President just
 9 come out and say he had done nothing wrong and that it wasn't
 10 true?
 11 A Well, let me consult White House legal counsel
 12 standing outside, and I'll be right back.
 13 Q Okay. And the time is now 2:21.
 14 A Thank you.
 15 (The witness was excused to confer with counsel.)
 16 MS. IMMERGUT: If the record could reflect that the
 17 time is now 2:35.
 18 THE FOREPERSON: Mr. Blumenthal, you are still
 19 under oath.
 20 THE WITNESS: Thank you.
 21 MS. IMMERGUT: And, Madam Foreperson, for the
 22 record, do we have a quorum?
 23 THE FOREPERSON: Yes, we do.
 24 MS. IMMERGUT: Any unauthorized persons present?
 25 THE FOREPERSON: Absolutely none.

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<p>1 BY MS. IMMERGUT: 2 Q Mr. Blumenthal, do you remember the question? 3 A I do. But why don't you restate it so everyone 4 recalls it? 5 Q Okay, thank you. I will do that. 6 My question was, when the Monica Lewinsky story was 7 first reported on January 21, 1998, in light of the 8 President's statement that he had done nothing wrong, why 9 didn't the President just come out and say that to the press? 10 A The President did say that to the press. He has 11 said that he had no sexual relationship with Monica Lewinsky, 12 and that he never asked anybody to lie. And he has said 13 that, on numerous occasions. 14 Q All right. Do you recall a press conference with 15 Mike McCurry in which he said that it's a complicated story, 16 and the evidence will come out? Do you remember that? 17 A Mm-hmm, yes, I do. 18 Q Why didn't he just report that the President had 19 done nothing wrong, and that he had been threatened by Monica 20 Lewinsky? 21 A I can't speak for Mike McCurry. 22 Q Did you, as the President's close assistant, advise 23 Mr. McCurry to come public with that story about the threat 24 that Monica Lewinsky had made to the President? 25 A I never told Mike McCurry what the President told</p>	<p>1 lawyer, my wife, and White House legal counsel. 2 Q So you did White House legal counsel that the 3 President had been threatened by Monica Lewinsky? 4 A I told them the essence of that story, yes. 5 Q I thought you previously testified -- 6 A Yes, I'd like to amend that. 7 Q Okay. Who exactly did you report to? 8 A I told one of the members of White House legal 9 counsel. 10 Q And who was that member? 11 A Let me come right back. 12 Q Is that you don't remember who it is? 13 A No, I recall. 14 Q Oh, and you just -- 15 A I just want to go speak to the White House legal 16 counsel about this line of questioning. 17 Q Okay. Well, I'll tell you what, let me -- can we 18 hold that question and -- 19 A You want to give me some more questions? 20 Q Yes. Well, actually, why don't I proceed through 21 an additional question, and if Mr. Binhak could just make a 22 note of that question -- 23 A Right. 24 Q -- and we'll just go on with a couple of additional 25 questions, if that's all right with you.</p>
<p>1 me. I assumed it was confidential conversation. 2 Q Did you ever encourage the President to come out 3 with that story in a press conference of his own? 4 A No. 5 Q Why not? 6 A I believe the President has stated the essentials 7 of the case in his statements about the fact that he's done 8 nothing wrong. 9 Q But is it fair to say you never told the President 10 to say that Monica Lewinsky had threatened to fabricate an 11 affair with him? 12 A Could you restate that? 13 Q Is it fair to say that you never told the President 14 to publicly state that Monica Lewinsky had threatened to 15 fabricate an affair with him? 16 A We never had a subsequent conversation about this 17 matter. 18 Q So after that morning of the 21st of January, 1998, 19 you never further discussed the threat made by Monica 20 Lewinsky -- 21 A Correct. 22 Q -- with the President. 23 A Correct. 24 Q And as you've testified, or anybody else. 25 A Correct. Let me amend it to say that except for my</p>	<p>1 A Right, okay. If you'll remind me about that. 2 Q I certainly will. 3 Did the President explain to you what Monica 4 Lewinsky's trouble was that he was helping? 5 A No. 6 Q And you never asked him? 7 A No. 8 Q Did anyone else, including the First Lady, tell you 9 what Monica Lewinsky's trouble was that the President was 10 ministering about? 11 A No. 12 Q You testified previously that the President told 13 you during, again, that conversation of January 21st, "I've 14 been down that road before, I've caused pain for a lot of 15 people, and I'm not going to do that again." 16 A Mm-hmm. 17 Q What did you understand him to mean by, "I've been 18 down that road before"? 19 A I understood it to mean that he had had an 20 adulterous relationship in the past, which is something he 21 made very plain to the American people in his "60 Minutes" 22 interview with the First Lady, which is how he introduced 23 himself to the public in, I believe it was, January 1992. 24 And it's been very well known. He ran and was elected with 25 the public well aware of that.</p>

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1 Q Okay. So you didn't understand him to be referring
 2 -- and really I'm interested just in the Paula Jones witness
 3 list. Was he referring to those women making up stories
 4 about him, or that's not what you understood?
 5 A No, it's not what I understood at all.
 6 Q Okay. Did -- and I apologize if I'm being
 7 repetitive. Did the President say anything to you about
 8 anyone else that could have heard the sexual advance by
 9 Monica Lewinsky, in his view?
 10 A No.
 11 Q Did he tell you whether he'd reported it to
 12 anybody?
 13 A No.
 14 Q Did he tell you whether or not, or did you ask him
 15 whether he had reported it to the First Lady?
 16 A No.
 17 Q And I'm sorry, I made that a compound question.
 18 Did he tell you that he had reported it to the First Lady?
 19 A No.
 20 Q Did you ask him whether he had?
 21 A No.
 22 Q Did the President tell you where Monica Lewinsky
 23 had made that sexual advance toward him?
 24 A No.
 25 Q Did he specify whether it was in the Oval Office?

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1 A No.
 2 Q Did you ask him whether it occurred in the White
 3 House?
 4 A No, I didn't.
 5 Q Did you understand from his statements that it had,
 6 in fact, occurred in the White House?
 7 A I assumed that, but, ultimately, I don't know.
 8 Q Okay. Did he say whether or not Monica Lewinsky
 9 had made a sexual advance to him on more than one occasion?
 10 A No.
 11 Q Was it your understanding that it had been just one
 12 occasion, or could it have been more?
 13 A All I was told was what I've related.
 14 Q Okay. So just one time, as far as you understood.
 15 A Yes, that's all I understand.
 16 Q Based on your assumption that the sexual advance
 17 occurred in the White House, did you have any understanding,
 18 or did you discuss with the President how Monica Lewinsky got
 19 into the White House to be in a position to make the advance
 20 on the President?
 21 A Well, I don't know that she -- that they were in
 22 the White House, or if they were, where they were or what the
 23 circumstances were. I know nothing about it.
 24 Q Did you have any impression as to the timing of
 25 this sexual advance, be it in the near past or years before?

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1 A I have no idea. Don't know.
 2 Q I'd like to get back for a moment to the issue of
 3 the phone calls that you mentioned previously and that you
 4 testified about previously.
 5 You did testify before that the President told that
 6 he called Monica Lewinsky on at least one occasion when Betty
 7 Currie's brother died.
 8 A Right.
 9 Q And did he state whether or not that was before or
 10 after Monica Lewinsky threatened to expose an affair with the
 11 President?
 12 A I have no idea.
 13 Q Okay. Did it seem unusual to you that the
 14 President was essentially making a call on behalf of his
 15 secretary?
 16 A No, not at all, not at all. The President often
 17 calls people, and they're surprised. And he's very close to
 18 Betty, and they have a very warm relationship, and I
 19 understand that Monica was very kind to Betty and very close
 20 to her and -- so that doesn't strike me as unusual at all.
 21 Q And when you say the President often calls people
 22 and they're surprised, do you mean he calls them at home?
 23 A He has called people at home, yes.
 24 Q And are they people that he's friends with?
 25 A People he knows.

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1 Q Did he ever characterize -- aside from the sexual
 2 advance purportedly made by Ms. Lewinsky, did he characterize
 3 his relationship with Ms. Lewinsky to you?
 4 A No, no. I've testified fully what I know.
 5 Q So in terms of friends, he didn't say, "She was a
 6 friend of mine," or anything to that effect.
 7 A No.
 8 Q Did he tell you that she had worked as an intern?
 9 A No. I knew that from the press reports.
 10 Q Okay. You previously testified that that's at
 11 least the only phone call that you were aware of, or the
 12 President and you spoke about to Monica Lewinsky.
 13 Did the President discuss with you any calls that
 14 Monica Lewinsky had made to him?
 15 A No.
 16 Q Did the President tell you where he made the call
 17 from when he called Monica Lewinsky at home?
 18 A No.
 19 Q Has there been any discussion that you participated
 20 in discussing a review of White House records to see whether
 21 there are calls from the White House to Monica Lewinsky?
 22 A I never participated in any such thing, and I know
 23 of no such thing.
 24 Q With respect to the phone call that you mentioned
 25 that was left on Monica's machine, did the President he left

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1 a voice mail message for Monica on her home machine?
 2 A He suggested that he had.
 3 Q Did he suggest that he stated the content of the
 4 message, that it was, in fact, that Betty Currie's brother
 5 had died?
 6 A Yes.
 7 Q I'd like to ask you now just about any gifts in
 8 association with the President and Monica Lewinsky.
 9 Have you ever had any discussions with anyone about
 10 the President providing gifts to Ms. Lewinsky?
 11 A No.
 12 Q Have you ever talked to Betty Currie about any
 13 gifts from the President to Ms. Lewinsky?
 14 A No.
 15 Q Have you ever talked to Betty Currie about any
 16 gifts from Monica Lewinsky to the President?
 17 A No.
 18 Q Have you talked to Hillary Rodham Clinton about any
 19 gifts between Monica Lewinsky and the President?
 20 A No. I've received gifts from the President, and
 21 I've given him gifts, but not about Monica Lewinsky.
 22 Q Okay. And the President didn't offer that
 23 information to you.
 24 A No.
 25 Q Have you spoken to anyone about or has this been

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1 discussed in any meetings, records of Monica Lewinsky's
 2 visits to the White House?
 3 A No, not that I have any knowledge of.
 4 Q How long have you known the President?
 5 A Ten years.
 6 Q And what would you describe your relationship to
 7 be, aside from, obviously, colleagues now in the White House?
 8 A I'm an assistant to the President, I'm a senior
 9 adviser to the President, and I knew him before as a -- I
 10 knew him as a journalist. I was a -- the grand jury may not
 11 be aware of my background.
 12 I was a journalist for 30 years, and I was a
 13 reporter at The Washington Post when I first met the
 14 President. I worked at The Post for four years. Some of you
 15 may or may not remember my bylines. I worked at The New
 16 Republic magazine, I worked at The New Yorker for four years
 17 as a staff writer. I've written a number of books, three of
 18 which were New York Times Notable Books of the Year. I've
 19 been a playwright, screen writer.
 20 So that's my background. And I first met the
 21 President at a Renaissance weekend, one of these sort of New
 22 Year's Eve weekend events in Hilton Head, South Carolina.
 23 Q And I don't mean to cut off that at all, but just
 24 for the purpose of time, is it fair to say that you were
 25 friends with the President or have been friends with him?

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1 A We've been very friendly.
 2 Q And are you social friends with him as well as work
 3 friends with him?
 4 A On rare occasions we get together, but I'm very
 5 friendly with the President.
 6 Q Okay. And how good do you think his memory is?
 7 A His memory? How good do I think his memory is?
 8 I'm going to consult my counsel on that, okay?
 9 Q Okay. Why don't we -- it is now 12 to 3:00 --
 10 MR. BINHAK: Why don't we take a ten-minute at the
 11 same time?
 12 MS. IMMERGUT: Great.
 13 THE WITNESS: Okay, great.
 14 MS. IMMERGUT: Thank you very much, sir.
 15 THE WITNESS: Okay.
 16 (A brief recess was taken.)
 17 (Witness excused. Witness recalled.)
 18 MS. IMMERGUT: Madam Foreperson, do we have a
 19 quorum
 20 THE FOREPERSON: Yes, we do.
 21 MS. IMMERGUT: And are there any unauthorized
 22 persons present?
 23 THE FOREPERSON: There are none.
 24 Mr. Blumenthal, you are still under oath.
 25 THE WITNESS: Thank you.

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1 MS. IMMERGUT: And just for the record, it is 3:05,
 2 and we've also taken a ten-minute break during this time
 3 period for the grand jury.
 4 BY MS. IMMERGUT:
 5 Q My last question, Mr. Blumenthal, was how good is
 6 the President's memory? Can you answer that question?
 7 A I can. It's good on many things and not so good on
 8 other things. He's President of the United States, and he
 9 has to deal with an enormous range of problems, and sometimes
 10 even on things he knows very well, he has to be reminded by
 11 his advisers. And on some small things that you would think
 12 you would know, like a lot of us, who are around the age of
 13 50, he's, you know, beginning to not remember everything.
 14 So, for example, I can tell you that in the last
 15 week he called me up because he could not remember his -- he
 16 does crossword puzzles, and he called me up and couldn't
 17 remember Porky Pig's wife's name for a crossword puzzle. I
 18 reminded him it was Petunia, which I remembered, and he said
 19 he should have remembered that.
 20 So that is a memory answer.
 21 Q With respect to his description of the conversation
 22 with Monica Lewinsky, was it quite detailed?
 23 A No. It was what I related.
 24 Q Did the President say anything to you about he
 25 didn't remember the details of what happened with him and

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1 Monica Lewinsky?
 2 A No.
 3 Q Did his memory appear to be vivid about --
 4 A I didn't press him, so I have no idea.
 5 Q I hate to admonish you again.
 6 A Yeah.
 7 Q Again, just for the record --
 8 A Excuse me.
 9 Q Even if you know what I'm going to say, just -- you
 10 have to wait till I finish.
 11 A Right.
 12 Q Did he ever mention -- you've mentioned you didn't
 13 press him, but did he ever say to you, "Boy, my memory's
 14 unclear about it," or something to that effect?
 15 A He -- what I have testified to is what I recall
 16 about that meeting.
 17 Q And did he appear to have a vivid recollection of
 18 what had happened?
 19 A He had -- I can't tell how vivid it was. It was
 20 his recollection and what he told me at the time, and we were
 21 dealing with other matters as well.
 22 Q How would you describe his demeanor when he was
 23 describing the incident with Monica Lewinsky making both a
 24 sexual advance towards him and then threatening him?
 25 A He was upset.

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1 Q I'd like to now get away from that conversation of
 2 January 21, 1998, and talk about any other conversations
 3 you've had with the President about Monica Lewinsky.
 4 Have you had any other face-to-face conversations
 5 with him about Monica Lewinsky?
 6 A No.
 7 Q Never.
 8 A Mm-hmm.
 9 Q I'm sorry, you have to say yes or no.
 10 A I've never had other conversations about material
 11 facts involving Monica Lewinsky, other than the one I've
 12 related.
 13 Q And when you say "material facts," are you
 14 distinguishing that from something else?
 15 A I'm distinguishing that from anything like a pre-
 16 brief meeting where we have to deal with responses to
 17 questions coming through the press.
 18 Q So there's been no other elaboration by the
 19 President of his relationship with Monica Lewinsky to you or
 20 in your presence?
 21 A Correct.
 22 Q Have you had any phone calls with the President
 23 about Monica Lewinsky?
 24 A No.
 25 Q And when I say that, I mean both before the

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1 January 21 news story broke or after.
 2 A No.
 3 Q So the President, even by telephone, has not given
 4 you any more detail about the Monica Lewinsky incident than
 5 you received on January 21st.
 6 A I've told you everything I know.
 7 Q Did you have any discussions with the President
 8 about Monica Lewinsky before January 21, 1998, of any kind at
 9 all about Monica Lewinsky?
 10 A No.
 11 Q So even the fact she was an intern, a friend,
 12 nothing.
 13 A I never knew her, never met her, had no idea of her
 14 existence.
 15 Q Before January 21, 1998, had you ever heard of
 16 Monica Lewinsky?
 17 A I read the Drudge Report a few days earlier where
 18 her name appeared, but that's it.
 19 Q When you read the Drudge Report, what did you do?
 20 A Nothing. I was in Chicago.
 21 Q Who alerted you to it?
 22 A I did. I was reading it.
 23 Q And did you alert anyone in the White House to the
 24 Drudge Report?
 25 A No. I was at my parents' house in Chicago for my

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1 young cousin's bar mitzvah, and I brought my computer, and I
 2 tapped in and, you know, just went through the news and saw
 3 that.
 4 I don't put much stock in the Drudge Report
 5 because, among other reasons, I'm suing him for defamation,
 6 which you may or may not be aware of, and I have a civil case
 7 against him. So I don't believe anything he writes.
 8 Q So is it fair to say you simply ignored the Drudge
 9 Report when you saw it before January 21, 1998?
 10 A Right. I was out of Washington, I was at a family
 11 religious event, and I ignored it.
 12 Q You didn't pick up the phone and call anybody about
 13 it.
 14 A No.
 15 Q Not White House counsel, nobody.
 16 A Nobody.
 17 Q Okay. What about when you -- when did you return
 18 to Washington in relation to January 21, 1998?
 19 A That Sunday night, I believe.
 20 Q And do you recall what date the 21st was? Was that
 21 a Tuesday?
 22 A A Wednesday, I believe.
 23 Q Okay.
 24 A I believe.
 25 Q So when you returned to Washington, did you alert

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1 anybody or have any discussion with anyone about what you'd
 2 seen in the Drudge Report?
 3 A I don't recall specifically. I don't recall. It
 4 certainly made no impression on me, if I did, but I don't
 5 recall one.
 6 Q And you're saying that that was the very first time
 7 you even heard the name, Monica Lewinsky?
 8 A Right.
 9 Q How would you describe your relationship with Betty
 10 Currie?
 11 A I would describe it as professional.
 12 Q How long have you known Ms. Currie?
 13 A I've known her only in the White House.
 14 Q Have you had any discussions with Betty Currie
 15 about her relationship with Monica Lewinsky?
 16 A No.
 17 Q Have you ever had any discussions with Betty Currie
 18 about Monica Lewinsky generally?
 19 A No.
 20 Q Have you had any discussions with Betty Currie
 21 about her grand jury testimony?
 22 A No.
 23 Q Based on your discussions with Ms. Currie, do you
 24 feel that she's competent at what she does?
 25 A In her job in the White House?

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1 Q Yes.
 2 A Yes.
 3 Q And what do you think of her memory?
 4 A I don't know her well enough to make a judgment
 5 about her memory.
 6 Q Okay. Did you ever discuss with the President --
 7 and I asked you some related questions before, but not this
 8 very question. Did you ever discuss with the President the
 9 fact that Monica Lewinsky appeared on the Paula Jones witness
 10 list?
 11 A No.
 12 Q Did the President ever mention to you that he had
 13 discussed Monica Lewinsky's testimony with her?
 14 A No, no.
 15 Q So there was absolutely no discussion about Monica
 16 Lewinsky in connection with the Paula Jones case. Is that
 17 fair to say?
 18 A Yes, that's fair.
 19 Q You're somehow -- I feel as though you think I've
 20 mischaracterized it a little bit.
 21 A State it again and I'll give you an answer.
 22 Q Was there any discussion with the President ever,
 23 or among others in your presence, about Monica Lewinsky
 24 appearing on the Paula Jones witness list?
 25 A No.

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1 Q Was there a discussion about what her testimony
 2 would be in the Paula Jones case?
 3 A No. I didn't know she existed.
 4 Q Although -- and I'm even saying after January 21.
 5 A About her testimony in the Paula Jones case?
 6 Q Right.
 7 A Was there any discussion with the President?
 8 Q Right.
 9 A No.
 10 Q And he never told you whether or not he had spoken
 11 to her about her testimony at any point.
 12 A No.
 13 Q Did the President ever tell you that he was trying
 14 to help Monica Lewinsky get a job?
 15 A No.
 16 Q Did anyone else tell you that people -- or
 17 representatives from the White House or friends of the
 18 President were trying to get Monica Lewinsky a job?
 19 A No.
 20 Q Have you ever heard that?
 21 A I've read it, and I've heard it after January 21st.
 22 Q After January 21st was there any discussion in your
 23 presence about the President trying to get Monica Lewinsky a
 24 job?
 25 A No.

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1 Q After January 21st did you hear anything about any
 2 associates of the President trying to help Monica Lewinsky
 3 get a job?
 4 A I certainly read about it in the press.
 5 Q What about discussions within the White House
 6 during either the daily meetings or anything like that?
 7 A I don't recall there being any substantive
 8 discussion at all about that.
 9 Q Okay. I want to switch gears here for a minute to
 10 your conversation with Hillary Rodham Clinton that you
 11 previously testified about during which she relayed to you --
 12 or she described to you that she was very concerned that the
 13 President now was getting smeared, if you will, for
 14 ministering to a troubled person.
 15 Is that sort of generally what the substance of
 16 your conversation with the First Lady was?
 17 A Yes, that conversation.
 18 Q And when did that conversation occur?
 19 A It would have occurred on the 21st.
 20 Q Before or after you spoke with the President?
 21 A Before.
 22 Q And based on your prior testimony, is it fair to
 23 say that the First Lady stated that the President -- used the
 24 term "ministering" in connection --
 25 A No, no. That's my word.

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1 Q Oh, okay. And do you remember what the First Lady
2 said about the President and Monica Lewinsky?
3 A We never discussed her in particular. We simply
4 discussed generally the fact that the President is a person
5 who cares about individuals and has devoted himself to caring
6 about people in trouble over the years, and she has known of
7 many, many, many cases.
8 Q I believe you testified previously that you had
9 approximately a 30-minute discussion with the First Lady in
10 her study. Do you recall that?
11 A I do.
12 Q And during that discussion certainly you did
13 discuss the issue of Monica Lewinsky and the news report,
14 presumably; is that correct?
15 A We discussed -- well, we -- let me consult with my
16 attorney and I'll be right back, if you don't mind.
17 Q Well, actually, is it that you don't recall what
18 the discussion was?
19 A No, I do, but I want to consult with my attorney.
20 Q Okay. For the record, it's 3:15. Thanks.
21 A Thank you. Okay. I'll be brief.
22 (The witness was excused to confer with counsel.)
23 MS. IMMERGUT: Madam Foreperson, do we have a
24 quorum
25 THE FOREPERSON: Yes, we do.

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1 MS. IMMERGUT: Any unauthorized persons present?
2 THE FOREPERSON: There are none.
3 Mr. Blumenthal, you're still under oath.
4 THE WITNESS: Thank you.
5 BY MS. IMMERGUT:
6 Q Sir, hopefully, you won't be -- I want to go back
7 to a question I forgot to ask you again before.
8 A Right.
9 Q Who was the person at the White House Counsel's
10 Office who you spoke with before we took the penultimate
11 break?
12 A That was Lanny Breuer, who is a member of the White
13 House Legal Counsel's staff.
14 Q So you reported -- and, again, we were talking
15 about the threat that Monica Lewinsky had made on the
16 President that you --
17 A I told him my story, mm-hmm.
18 Q Okay. And did you have any further discussion with
19 him about --
20 A No.
21 Q -- anything about that?
22 A No.
23 Q Did you see whether he took notes during that
24 discussion?
25 A Don't recall.

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1 Q Now, back to where we were before you consulted
2 with your attorney -- and I should mention, you came back in,
3 it would have been 3:20 for the record.
4 I was asking you about your conversation with
5 Hillary Rodham Clinton --
6 A Right.
7 Q -- that you stated that was on the same day as you
8 spoke to the President.
9 Just to be clear, what is it that Hillary Rodham
10 Clinton told you about the relationship between Monica
11 Lewinsky and the President?
12 A This is on the 21st of January, that conversation
13 you're asking about.
14 Q The approximate 30-minute conversation that you've
15 already testified about last time.
16 A Oh, that conversation? That conversation is --
17 which I testified to today is -- my understanding is that we
18 discussed the character of the President in his caring for
19 people, and how there had been a lot of people he's gone out
20 of his way to help, and that he was being unfairly accused
21 and falsely accused in this case.
22 And that's all the detail that we talked about.
23 Q Okay. And that was referring to the news report on
24 the 21st of January?
25 A Right.

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1 Q And perhaps I'm confused. When you testified on
2 June 4th before this grand jury, you testified about a
3 meeting with the First Lady in which she said that the
4 President was just ministering to a troubled person.
5 A Mm-hmm.
6 Q Is that the same conversation that you're now
7 referring to?
8 A That's the same -- that's the same conversation
9 that I believe you're asking me about.
10 Q Right. At this point I was trying to refer to that
11 conversation.
12 A Right.
13 Q So we're --
14 A We're on the same --
15 Q We're on the same page.
16 A Good.
17 Q At this point you've only talked about one
18 conversation with the First Lady.
19 A Right.
20 Q So now "ministering" to Monica Lewinsky was the
21 word you've now testified -- that's the word you imposed
22 on -- how you described --
23 A It's my word. Yeah, it's my word.
24 Q Did the First Lady state anything about what Ms.
25 Lewinsky's trouble was that the President was helping her

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1 with?	1 Q But it wasn't -- she didn't say anything to the
2 A No.	2 effect --
3 Q Did the First Lady state anything about whether she	3 A No.
4 had known about the President's helping or ministering, if	4 Q -- my husband said this?
5 you will, earlier than the news report?	5 A No, there were no specifics.
6 A No.	6 Q Did she say anything that she understood that
7 Q Did she state anything to you, the First Lady, that	7 Monica Lewinsky had indeed made a sexual advance on the
8 is, about how many times the President had met with Ms.	8 President?
9 Lewinsky?	9 A No.
10 A No.	10 Q Did the First Lady tell you when she first found
11 Q You testified previously that the First Lady told	11 out that the President was helping or ministering to Monica
12 you that the President had ministered dozens, if not hundreds	12 Lewinsky?
13 of times. Do you recall that conversation that you testified	13 A No.
14 about?	14 Q You previously testified that this conversation
15 A That he helped a lot of people, yeah.	15 lasted about 30 minutes. What is it that took the 30
16 Q Did she ever state to whom he had ministered or had	16 minutes?
17 helped?	17 A We talk a long time, if 30 minutes is a long time,
18 A Ordinary people, people to whom -- for whom there	18 often.
19 was no publicity. I know of cases myself of people who have	19 Q Okay. Did you talk about Monica Lewinsky during
20 been in trouble and who were --	20 the entire 30 minutes or --
21 I was in the White House just -- actually, it was	21 A I don't recall. I'm sure we talked about other
22 my wife's birthday in March, and there was someone from	22 things. It was a very intense time leading up to the State
23 Arkansas there with the President. We were in the Diplomatic	23 of the Union and the -- as I said, the visit of Tony Blair,
24 Reception Room, and they related that they had run into a	24 and we were doing a lot of work on a lot of issues. And
25 woman from Little Rock who had kept his letters to her, and	25 she's involved in those, and I talk to her about the issue
1 she had been very suicidal, and regarded his letters and his	1 that she's involved with.
2 care for her as having saved her life.	2 Q Could you describe what the First Lady's reaction
3 Q What's that person's name?	3 to the news of this allegation of an affair between her
4 A ██████████ He's from Little Rock.	4 husband and Monica Lewinsky was in her conversation with you?
5 Q Were there any other situations that you discussed	5 A As I think I've previously testified, she was
6 with the First Lady where the President was ministering to	6 distressed at the accusations.
7 somebody who then made a sexual advance on him?	7 Q And the only thing she said about it was, he was
8 A I know of no such thing.	8 ministering to a troubled person.
9 Q Was there any discussion between you and the First	9 A Her understanding -- my understanding of what she
10 Lady involving somebody the President had ministered to who	10 was saying was that.
11 then threatened to fabricate an affair against the President?	11 Q Anything else you can recall at all about what the
12 A I don't know of any such incident.	12 First Lady told you during that one conversation about the
13 Q Did the First Lady tell you anything about the	13 President ministering to Monica Lewinsky?
14 allegations of threats made by Monica Lewinsky about exposing	14 A No. It was -- no, that's it.
15 an affair?	15 Q Do you speak to the First Lady on a daily basis or
16 A No.	16 not that much?
17 Q Did the First Lady suggest to you that she had	17 A Almost daily.
18 talked to the President about the situation with Monica	18 Q Did you ever mention anything to the First Lady
19 Lewinsky?	19 about the Drudge Report?
20 A No, not directly.	20 A No.
21 Q When you say not directly, what do you mean?	21 Q You've testified that you've had numerous
22 A I just assumed that she had.	22 meetings -- and this was back in February of this year
23 Q And did you assume that based on things that she	23 your first grand jury session -- you testified that you had
24 said?	24 numerous meetings with the First Lady since the story broke -
25 A No, I just assumed that she speaks to him.	25 -

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1 A Mm-hmm.
 2 Q -- on January 21st.
 3 Have you had discussions with her since January 21,
 4 1998, about the Monica Lewinsky matter?
 5 A I've had numerous discussions about the Lewinsky
 6 investigation.
 7 Q Could you describe the nature of your discussions
 8 with the First Lady about that?
 9 A Let me consult my attorney and I'll be right back.
 10 Q Okay. And I should say just to follow up --
 11 A Sure.
 12 Q -- I am going to ask really what you discussed
 13 during those conversations, how many there were.
 14 A Right, okay.
 15 Q All right? And the time is now 3:30.
 16 A Good.
 17 (The witness was excused to confer with counsel.)
 18 MS. IMMERGUT: Let the record reflect it is now
 19 3:35. And do we have a quorum?
 20 THE FOREPERSON: Yes, we do.
 21 MS. IMMERGUT: And are there any unauthorized
 22 persons present?
 23 THE FOREPERSON: There are none.
 24 And, Mr. Blumenthal, welcome back, and you are
 25 still under oath.

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1 THE WITNESS: Thank you.
 2 BY MS. IMMERGUT:
 3 Q Mr. Blumenthal, when you went out to speak with
 4 your attorney we were just talking about your discussions
 5 with the First Lady about Monica Lewinsky since the story
 6 broke, in addition to the one that you've already testified
 7 about.
 8 What was the substance of those discussions with
 9 respect to the Monica Lewinsky matter?
 10 A We discussed matters in the media about this
 11 general investigation and matter, and we have not discussed
 12 any material facts concerning Monica Lewinsky. And beyond
 13 that, those are confidential conversations.
 14 Q Did you discuss -- and when you say beyond that,
 15 they are confidential, are you referring to anything relating
 16 to the Monica Lewinsky matter?
 17 A I'm referring to any discussion involving the
 18 investigation is a confidential discussion. But we've never
 19 had a subsequent conversation about Monica Lewinsky than the
 20 one I've related to you.
 21 Q When you discussed matters in the media, could you
 22 describe what the nature of your discussion was?
 23 A We discuss what comes up that day.
 24 Q Did you discuss the accuracy of any of the reports
 25 in the media with regard to the President's relationship with

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1 Monica Lewinsky?
 2 A I'm going to consult my attorney on this one, okay?
 3 Q Okay.
 4 A And see where I can go on this.
 5 Q Let me -- and you know what? Let's -- why don't we
 6 hold on for a minute --
 7 A Okay.
 8 Q -- and I can move on to a different subject?
 9 A Sure, okay.
 10 Q And we can have you check and see if you could just
 11 make a note --
 12 A All right.
 13 Q -- so I remember to go back to that.
 14 A Yeah.
 15 Q Did you ever discuss the Paula Jones case with the
 16 First Lady?
 17 A I believe that's a confidential discussion.
 18 Q Confidential under what privilege?
 19 A Let me discuss with my attorney.
 20 Q Okay. And, actually, let me -- I want you to still
 21 have a seat and I'll get to that --
 22 A All right.
 23 Q -- and I'll just skip over that area as well.
 24 A All right. We'll add up a whole lot of questions
 25 if you'd like.

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1 Q Yes, if that's okay with you.
 2 A Go ahead.
 3 Q And I can remind you what they are before you go
 4 out and consult.
 5 A Right, good.
 6 Q I'd like to ask you, and I think you've addressed
 7 this in substance, but have you ever personally met Monica
 8 Lewinsky?
 9 A No.
 10 Q Okay. I think we're ready to have you go out and
 11 consult with your attorneys.
 12 A Why don't you remind me of the questions and I'll
 13 get them right.
 14 Q The questions -- really I'm interested in finding
 15 out about the subject matter of your discussions with the
 16 First Lady since the news story broke, and you've stated that
 17 some of those discussions were -- or some aspects of those
 18 discussions were confidential. So I need to understand
 19 whether you're invoking some sort of a privilege that makes
 20 them confidential.
 21 And then also whether or not you discussed the
 22 Paula Jones case with the First Lady. And, obviously, I'm
 23 going to be asking you about the substance of those
 24 discussions.
 25 A Okay.

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1 Q Okay?

2 A Good.

3 MS. IMMERGUT: And the time is 20 to 4:00.

4 (The witness was excused to confer with counsel.)

5 MS. IMMERGUT: Do we have a quorum?

6 THE FOREPERSON: Yes, we do. And there are no

7 unauthorized people in the grand jury room.

8 Mr. Blumenthal, you are still under oath.

9 THE WITNESS: Thank you.

10 BY MS. IMMERGUT:

11 Q Mr. Blumenthal, we were talking about your

12 conversations with Hillary Rodham Clinton about the Lewinsky

13 matter, and I understand that there are some areas that you

14 want to assert a privilege about, and that's fine. And I

15 just ask you to put that on the record if I get into an area

16 that you think is privileged.

17 A Mm-hmm.

18 Q With respect to meetings with the First Lady since

19 the news story broke, you've already testified about one that

20 you said occurred on the date that the news story broke.

21 A Right.

22 Q Then you testified that you had other conversations

23 with the First Lady --

24 A Right.

25 Q -- about Monica Lewinsky, as you've already

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1 testified.

2 Are you talking about in-person conversations or

3 telephone conversations or both?

4 A Both.

5 Q With respect to either telephone or in-person, what

6 was the substance of your conversations with the First Lady

7 about Monica Lewinsky?

8 A We have never discussed the substance of the

9 Lewinsky affair subsequent to the discussions that I relayed

10 to you already, testified about already.

11 And what we discussed were the political events as

12 they arose in the media. We would discuss leaks, we would

13 discuss tactics, we would discuss congressional reactions.

14 Q Okay. Did you ever reiterate any conversation like

15 the one you had on January 21st -- did you ever re-discuss,

16 if you will, the President's claim that Monica had made a

17 sexual advance on him that he'd rebuffed?

18 A No, we never had a subsequent conversation.

19 Q And, in fact, in that regard, you've never had a

20 discussion with the First Lady about that at all; is that

21 correct?

22 A No. I have not had such a discussion.

23 And I would like to say about the other matters,

24 that I believe that those -- the details of those questions

25 aren't covered by the judge's ruling, and I'd have to be

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1 instructed on that.

2 Q Okay. And, in particular, you're talking about

3 dealing with new strategy --

4 A Strategy, politics, media, public relations.

5 Q Did you ever have a substantive discussion by

6 telephone with the First Lady, either on the 21st of January,

7 1998, or after, about Monica Lewinsky?

8 A No, other than what I've testified today.

9 Q So the only substantive discussion -- and I

10 apologize if I'm just not getting it. The only substantive

11 discussion occurred in person on January 21, 1998.

12 A No, that would have been a telephone discussion.

13 That was as close as we came to a substantive discussion of

14 Monica Lewinsky, that discussion on the phone, before I met

15 with the President, that discussion in the afternoon.

16 Q Okay. And I apologize, I misunderstood. So the

17 discussion that you had on the date that the news story

18 broke --

19 A Right.

20 Q -- was by telephone.

21 A Yes.

22 Q Did you have any substantive discussion about the

23 President helping a troubled person in person with the First

24 Lady?

25 A No.

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1 Q Did you ever discuss the Paula Jones case with Mrs.

2 Clinton? And specifically I'm interested in what the

3 President's testimony would be with regard to Monica

4 Lewinsky.

5 Q Mm-hmm. I discussed -- yes, I have discussed the

6 Paula Jones case with the First Lady, and what I've discussed

7 with her -- and I've never discussed with her the President's

8 testimony in that case.

9 What I have discussed with her are the politics,

10 the media reactions, the role of the right wing in

11 propagating this issue, and public relations.

12 I've also discussed with her how she learned about

13 the case. She told me that when she first heard about it,

14 she had no memory whatsoever of Paula Jones, and she asked

15 the President if he remembered who she was, and he said he

16 couldn't, and neither of them had any idea or recollection of

17 who she was. And she conveyed that to me.

18 Q Okay. And back again just to Monica Lewinsky's

19 role in the Paula Jones case as being called as a witness,

20 any discussion with the First Lady about that?

21 A No.

22 Q Either by telephone or in person.

23 A No.

24 Q If I could just have a moment.

25 A Sure.

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1 Q I am done with my questions, but I'd like to give
2 the grand jury an opportunity to speak to me about any
3 questions they wish me to ask. So if you wouldn't mind
4 stepping out for just a minute --
5 A I'd be happy to.
6 Q -- and I'll come get you as soon as we're done.
7 A Sure. Good. Thank you.
8 (Witness excused. Witness recalled.)
9 MS. IMMERGUT: On the record, and it is now 4:15,
10 and we were just taking a break to get some questions from
11 the grand jury. Do we have a quorum, Madam Foreperson?
12 THE FOREPERSON: Yes, we do.
13 MS. IMMERGUT: Any unauthorized persons present?
14 THE FOREPERSON: There are none.
15 Mr. Blumenthal, you are still under oath.
16 THE WITNESS: Thank you.
17 BY MS. IMMERGUT:
18 Q And, Mr. Blumenthal, I want to pose you some grand
19 juror question.
20 A Sure.
21 Q First, has anyone else informed you that the
22 President has told them the same version, really, that he
23 told you about Monica making a sexual advance which he
24 rebuffed?
25 A Nobody's told me a story at all, and I have no

1 But we've never discussed this with the President
2 and the First Lady, to my knowledge.
3 Q Okay.
4 A I certainly have not.
5 Q Okay. And I believe that's it for our questions.
6 but -- oh, I'm sorry, is there a -- Mr. Binhak has a
7 question.
8 BY MR. BINHAK:
9 Q Mr. Blumenthal, you just said that you didn't know
10 why the President would confide this matter in you, correct?
11 A Right.
12 Q Does the President normally confide personal
13 matters in you, confide in you regarding personal matters?
14 A The President often asks me my opinion about many
15 things. He asks me -- I don't think there's ever been a
16 situation like this, but he did choose to tell me this. I
17 don't ultimately know why. He's the only one who can answer
18 that.
19 He does consult with me about very important
20 decisions that he makes, and last week he consulted with me
21 about who he should appoint as the new ambassador to the
22 United Nations. And we were alone in the Oval Office, and he
23 asked my opinion.
24 He often doesn't offer his own opinion. He wants a
25 very frank view from me. So this is -- this is not unusual

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1 knowledge whatsoever from anybody of the President telling
2 them about --
3 Q About that scene?
4 A -- about -- not only that scene, but anything to do
5 with his relationships with her.
6 Q Okay. Do you have any idea why he confided that in
7 you?
8 A No, I don't, ultimately.
9 Q Okay. The next question is, at the time that this
10 story broke in January of 1998, there were other news stories
11 that came out about sexual addiction during that time period.
12 Are you familiar with at least hearing about some of those
13 news stories?
14 A I'm familiar with them.
15 Q Did you prepare the President and/or First Lady for
16 responding to any questions that might arise because of the
17 nature of the Lewinsky case about sexual addiction?
18 A No, uh-uh. We never -- even in any sort of -- we
19 never expected the press to ask a question like that, and so
20 we've never prepared the President for a question like that.
21 I guess we would regard it as outrageous.
22 And we understand that, you know, there's a lot of
23 innuendo and gossip and talk, and there's a lot of
24 speculation, and there are people on TV saying whatever they
25 want to say.

1 for him to -- on matters of state to ask my opinion.
2 Q Do you consider this a matter of state?
3 A No.
4 Q Okay. So then my question is, does he confide in
5 you -- the question that you just responded to, or the
6 situation you just responded to the grand jury, I assume, who
7 to pick to be the ambassador to the United Nations, you would
8 consider that to be a matter of state, correct, sir?
9 A Right, yes.
10 Q All right. Now, you said this is not a matter of
11 state, this Monica Lewinsky story that he told you. Does he
12 normally confide in you on matters that are not matters of
13 state, that are personal matters to him?
14 A I don't think there's been anything like this
15 before, and I can't ultimately answer why he talked to me
16 about it.
17 Q Sir, that's not my question. I asked you if he
18 ever confides in you on personal matters that are not matters
19 of state.
20 A I don't think he often confides in -- I mean, I
21 think he will occasionally make remarks that are private
22 remarks to me about how he feels about things, and he's done
23 that often. But -- and to the extent that those -- I would
24 regard those as confidences.

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1 [REDACTED]
 2 [REDACTED] And I
 3 would regard all of those as confidences.
 4 So he has confided in me about personal matters.
 5 MS. IMMERGUT: Anything else?
 6 MR. BINHAK: Not from me.
 7 THE FOREPERSON: Well, I just have a statement for
 8 you.
 9 THE WITNESS: Yes.
 10 THE FOREPERSON: The grand jurors, a few minutes
 11 ago while you were out consulting with your attorney, asked
 12 to deliberate for a few moments, without the attorney or the
 13 court reporter, because we had some serious concerns.
 14 The work that we are doing here is very serious,
 15 and the integrity to our work as representatives of people of
 16 the United States of America is very important to us.
 17 We are very concerned about the fact that during
 18 your last visit that an inaccurate representation of the
 19 events that happened were retold on the steps of the
 20 courthouse.
 21 We would hope that you will understand the
 22 seriousness of our work, and not in any way use it for any
 23 purpose other than the purpose that is intended, and that you
 24 would really represent us the way that events happened in
 25 this room.

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1 THE WITNESS: I appreciate your statement.
 2 THE FOREPERSON: Thank you.
 3 MS. IMMERGUT: Okay. Anything else?
 4 (No response.)
 5 MS. IMMERGUT: Thank you very much, sir.
 6 THE WITNESS: Thank you.
 7 MS. IMMERGUT: And you are excused, and although
 8 I'd like to say you will never need to come back, obviously,
 9 I can't guarantee that --
 10 THE WITNESS: Right.
 11 MS. IMMERGUT: -- should something come up. But at
 12 this point we have finished the session of grand jury with
 13 you.
 14 THE WITNESS: Good. Thank you very much. Good
 15 luck to you all.
 16 THE FOREPERSON: Thank you very much.
 17 (The witness was excused.)
 18 (Whereupon, at 4:28 p.m., the taking of the
 19 testimony in the presence of a full quorum of the Grand Jury
 20 was concluded.)
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