

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 5/4/98

JOHN FITZGERALD MUSKETT, Officer, United States Secret Service (USSS) Uniformed Division (UD), date of birth [REDACTED], [REDACTED], was interviewed at the Office of the Independent Counsel (OIC), 1001 Pennsylvania Avenue, NW, Washington, DC, 20004. Present for the interview were Associate Independent Counsel (AIC) MARY ANNE WIRTH, AIC MICHAEL TRAVERS, Department of Justice (DOJ) attorneys, GARY GRINDLER and JONATHAN SCHWARTZ and MUSKETT's father and attorney, JAMES W. MUSKETT. MUSKETT was interviewed under the terms of an agreement reached between the OIC and the DOJ. After being apprised of the official identity of the interviewers and the nature of the interview, MUSKETT provided the following information:

MUSKETT entered on duty with the USSS on July 15, 1987. MUSKETT worked initially as an unassigned officer at the White House. After approximately one and one half years, MUSKETT worked at the foreign mission branch of the USSS. For five years, beginning in 1990, MUSKETT was assigned to the USSS counter-terrorism team. In the Spring of 1995, MUSKETT was assigned as a post officer to the east appointment gate at the White House. Although MUSKETT's regular assignment was the East appointment gate, he has worked in the West Wing and the Oval Office. For the past two years, MUSKETT has worked in the Special operations section, which coordinates all special events and tours at the White House.

MUSKETT advised his immediate supervisor is Lieutenant BRYANT WITHROW. MUSKETT stated he likes to work at least six days a week. MUSKETT will fill in for people who are on vacation or are out sick and therefore, gets assigned to various posts within the White House. MUSKETT's regular shift is 6:30 a.m. until 3:00 p.m..

MUSKETT knows MONICA LEWINSKY, but cannot recall when he first met her. MUSKETT advised LEWINSKY was working in the East Wing in the Office of Legislative Affairs (OLA) when they first met. MUSKETT stated the USSS roll call room and the Special Operations office are in the basement of the East Wing of the White House. MUSKETT would pass LEWINSKY's office in the OLA at least once a day during his normal rounds.

Investigation on 05/01/98 at Washington, DC File # 29D-OIC-LR-35063

by SA [REDACTED] Date dictated 5/4/98



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MUSKETT advised that he would speak to LEWINSKY about two to three times a week. MUSKETT described the conversations as friendly and the subject matter as small talk.

MUSKETT saw LEWINSKY after she left the White House at an arrival ceremony held at Fort Meyer. MUSKETT advised he was assigned to the "gold rope" area, which is an area reserved for cabinet members and members of Congress. LEWINSKY waved to MUSKETT. LEWINSKY was wearing a sun hat, so MUSKETT believes the event occurred in the Spring or Summer. MUSKETT advised that LEWINSKY had a relative with her, but MUSKETT cannot recall if the relative was a male or a female.

LEWINSKY asked MUSKETT if she could sit in the "gold rope" area. MUSKETT checked with ANN McCOY of the White House visitor's office, who handled all state arrivals at the White House. McCOY told MUSKETT to keep LEWINSKY where she was. MUSKETT did not recall McCOY's reaction when he asked her about LEWINSKY.

MUSKETT recalls seeing LEWINSKY at a White House social event held on the State floor. MUSKETT cannot recall the specific event, but believes the guests were dressed formally. MUSKETT cannot be sure if LEWINSKY was accompanied by anyone at this event, but thinks she was with someone from the Pentagon. LEWINSKY and MUSKETT noticed each other and LEWINSKY approached MUSKETT.

LEWINSKY told MUSKETT that she thought MUSKETT and she were friends. MUSKETT told LEWINSKY that they were "very good friends." LEWINSKY told MUSKETT that she heard someone was spreading rumors about LEWINSKY and the President. LEWINSKY did not indicate who she thought was spreading the rumors about her and the President. MUSKETT replied to LEWINSKY that he knew she worked in the East Wing. The details of the rest of this conversation are being withheld by MUSKETT and the Department of Justice, pursuant to a claim of "protective function" privilege.

MUSKETT had one additional conversation with LEWINSKY about the President, the details of which are being withheld as MUSKETT and the Department of Justice are claiming "protective function" privilege.

MUSKETT last saw LEWINSKY about two to three weeks before the story broke about LEWINSKY and the President. LEWINSKY was sitting outside the Old Executive Office Building (EOB) near the 17th Street exit. MUSKETT advised he saw

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LEWINSKY at approximately seven in the evening. MUSKETT advised that LEWINSKY could have been waiting for someone to come out of the OEOB.

MUSKETT advised that he and LEWINSKY had many conversations but never did anything socially. LEWINSKY never asked MUSKETT about the President's whereabouts or his schedule. LEWINSKY never gave MUSKETT a gift.

MUSKETT knows BAYANI NELVIS and GLEN MAES by sight, but not personally. MUSKETT has not heard any rumors about LEWINSKY and NELVIS being involved in a relationship. NELVIS never mentioned LEWINSKY to MUSKETT. MUSKETT never discussed LEWINSKY outside of USSS personnel.

MUSKETT heard rumors about a relationship between LEWINSKY and the President before the news stories broke. One of the rumors MUSKETT heard was that LEWINSKY's departure from the White House stemmed from LEWINSKY and the President being seen by a White House staff member in the West Wing theater in a compromising position. MUSKETT thinks the White House staffer was a female. MUSKETT heard this rumor more than once, but does not remember who told him.

MUSKETT did not know about LEWINSKY leaving employ at the White House prior to her transfer.

MUSKETT recalls two incidents involving LEWINSKY showing up at the Northwest gate. The first was a story relayed to MUSKETT from Sergeant KEITH WILLIAMS. Early one day, WILLIAMS and MUSKETT saw a newspaper article about an allegation involving the President and a woman who worked at the White House. MUSKETT cannot be sure if the woman was KATHLEEN WILLEY. MUSKETT and WILLIAMS both talked about how the stories about CLINTON were going to get into the news.

Later that same day, WILLIAMS called MUSKETT and advised that MONICA LEWINSKY had entered the Northwest gate and was cleared in as a "press" person. MUSKETT thought that it was strange for LEWINSKY to be cleared in as a "press" person when she did not work for a news outlet.

WILLIAMS told MUSKETT that LEWINSKY was walking towards the press office when someone from the White House Counsel's Office (WHCO) met her and took her to the West Wing. WILLIAMS did not say if the person from the WHCO was a male or a female. MUSKETT was on duty when WILLIAMS called. MUSKETT wrote this

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information down in his notebook, which he will provide to the OIC if he still has it.

MUSKETT advised the second incident involving LEWINSKY and the Northwest gate occurred on a weekend. MUSKETT has heard the story about five times, but is unsure who told him. MUSKETT believes GARY NIEDZWISKI may have been on duty at the Northwest gate when LEWINSKY showed up saying she had an appointment with the President. The officer on duty told LEWINSKY she would have to wait in line to see the President. NIEDZWISKI knows the details of this story.

MUSKETT claimed "protective function" privilege on further questions related to this incident, specifically if LEWINSKY complained about her treatment at the Northwest gate and if there were any disciplinary action taken against the Uniformed Division officer who was present during the incident in question.

MUSKETT advised he heard a story about LEWINSKY being present at an evening event held at the Pentagon that the President attended. MUSKETT advised that the Uniformed Division officer in charge of the magnetometer, OLIVER HEMSLEY, noticed LEWINSKY sitting at a table, prior to the President arriving. HEMSLEY pointed LEWINSKY out to the USSS Special Agent on duty at the site. MUSKETT thinks the reason HEMSLEY pointed LEWINSKY out to the Agent was because LEWINSKY had been transferred out of the White House and there were rumors about the circumstances surrounding her transfer.

MUSKETT knows JAMIE SCHWARTZ and worked a lot of events with her when she worked in the White House Social Office. MUSKETT does not recall speaking to SCHWARTZ about LEWINSKY.

MUSKETT has had conversations with GARY BYRNE about LEWINSKY, but is claiming "protective function" privilege on the details of the conversations. MUSKETT is also claiming the "protective function" privilege on conversations he had with other White House employees related to a pass holder.

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

IN RE: GRAND JURY PROCEEDINGS

Grand Jury Room No. 2 United States District Court for the District of Columbia 3rd & Constitution, N.W. Washington, D.C. 20001

Friday, July 17, 1998

The testimony of JOHN FITZGERALD MUSKETT was taken in the presence of a full quorum of Grand Jury 97-4, impaneled on December 5, 1997, commencing at 4:05 p.m.,

before:

- ROBERT J. BITTMAN SOLOMON WISENBERG JACKIE M. BENNETT, JR. Deputy Associate Independent Counsel TIMOTHY SUSANIN MARY ANNE WIRTH EDWARD J. PAGE Associate Independent Counsel Office of Independent Counsel 1001 Pennsylvania Avenue, N.W. Suite 490 North Washington, D.C. 20004

1 White House? Is that correct or no? 2 A I'm trying to just get all the dates back in my 3 mind. Approximately that time. I spent a short time on the 4 counter-sniper team and I rotated down to the White House, I 5 transferred down to the White House, I believe it was in 6 1994, 1995, which I was transferred back down to the White 7 House branch. 8 Q Okay. And what was your post? 9 A I started my duties at the east appointments gate 10 for approximately six months and then I was assigned to the 11 special operations section. 12 Q Which basically conducts tours, is that correct? 13 And social events? 14 A We do social events, help with motorcade arrivals, 15 dignitaries into the White House complex and our main job is 16 all the different social events at the White House; accessing 17 guests into the White House, verifying who's on the access 18 lists, and then true identity of the guests to the White 19 House. 20 Q Okay. Now, you have been interviewed previously by 21 members of the Office of the Independent Counsel, including 22 an FBI agent. Is that right? 23 A Correct. 24 Q And at that time, you asserted a protective 25 function privilege with respect to certain information.

PROCEEDINGS

1 Whereupon, 2 JOHN FITZGERALD MUSKETT 3 was called as a witness and, after having been first duly 4 sworn by the Foreperson of the Grand Jury, was examined and 5 testified as follows: 6

EXAMINATION

BY MR. SUSANIN:

9 Q Sir, if you could state your full name and spell 10 your last name for the record after you sit down?

11 MR. WISENBERG: Have a seat.

12 THE WITNESS: My name is John Fitzgerald Muskett. 13 That would be J-o-h-n, Fitzgerald, F-i-t-z-g-e-r-a-l-d, 14 Muskett, M-u-s-k-e-t-t.

15 Good afternoon, everybody.

16 JURORS: Good afternoon.

17 BY MS. WIRTH:

18 Q Officer Muskett, you've been with the Secret 19 Service since 1987. Is that right?

20 A Correct. July 15, 1997.

21 Q And you're with the uniformed division of the 22 Secret Service. Is that right?

23 A Correct.

24 Q And from the spring of 1995 until some time in 25 1996, your post was the east appointments gate at the

1 Is that correct? 2 A Yes. 3 Q Okay. Can you tell the grand jury whether you have 4 ever seen the President together with Monica Lewinsky? 5 A Yes. 6 Q Can you tell us about it? 7 A Yes. I don't have the paperwork, I left it in my 8 suit from yesterday. It was an Easter Sunday, I believe it 9 was 1996. I was basically -- using the word canceled, I was 10 forced to work a section due to manpower shortages that day. 11 I worked -- there's a 3:00 session, basically, reporting 12 hours are 1430 hours in the afternoon, and I was assigned to 13 a West Wing post, post [redacted] which is right outside the 14 Oval Office. 15 On this afternoon, some time -- I'm not exactly 16 what time it was, some time after -- I believe it was 4:00 in 17 the afternoon, the President came over to the Oval Office. 18 At that time -- before that time, the Oval Office was an 19 empty office. I thought we'd have a quiet day, just tours 20 coming in, but he decided to come over to the Oval Office. 21 He came into the Oval Office and at that time an 22 agent comes over, assumes the post with us and we closed the 23 door at that time. 24 I'm just trying to get all these facts together. 25 Sometimes it's easier to answer your direct questions.

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1 A short time after he entered the Oval Office,
 2 the young lady named Monica Lewinsky approached the Oval
 3 Office door carrying a manilla folder stating that she had to
 4 go inside to see the President.
 5 At that time, I looked at Monica Lewinsky, almost
 6 second guessing her and saying -- because I knew Monica
 7 Lewinsky before this incident and I knew her -- with my
 8 assignment with the special operations section, I had a lot
 9 of interacting with her in the East Wing, that's where her
 10 office was, in the East Wing, and I saw her probably three or
 11 four times a week, short hellos, and so I basically -- when
 12 she said she had to go in and see the President, I knew she
 13 was an intern, I knew it was kind of unusual.
 14 I asked her almost jokingly, "You want to go in and
 15 see the President of the United States?"
 16 And she said, "Yes. The President called over and
 17 said he needs these important papers."
 18 So then at that time, I figured it was legit.
 19 I looked at the agent, the agent kind of looked at me, it
 20 was a new agent on duty that day.
 21 Q Do you remember that person's name?
 22 A After speaking with you, which I believe you're
 23 Mary Anne Wirth, correct?
 24 Q Yes.
 25 A I did -- I believe -- I can confirm this

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1 gentleman's name because we do have a listing of all
 2 photographs of all agents and I did recognize him but I
 3 cannot remember his name right now, but I could get it.
 4 I think his first name was Reginald.
 5 Q Reginald?
 6 A But I'm not 100 percent sure on that. He looked at
 7 me because I knew he was new in the detail, almost looking
 8 for my guidance on this situation. So I looked at him, he
 9 looked at me, I said, "So I guess let her in."
 10 [REDACTED]
 11 [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 [REDACTED]
 15 [REDACTED]
 16 [REDACTED]
 17 Q This is the door that leads from the little
 18 corridor where the pantry is and the entrance to the study?
 19 Is that the door to the Oval Office that we're talking
 20 about?
 21 A It's not -- to give you an idea, the Oval Office --
 22 I'm looking at the Oval Office main door, it's the inside
 23 door into the direct office. The pantry door would be to my
 24 right approximately six -- ten feet maybe away.
 25 Q If you had your back to the Oval Office.

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1 A If I had my back to the Oval Office door, the
 2 pantry is to my left.
 3 Q Okay.
 4 A It's almost going down the corridor to the Vice
 5 President's office.
 6 Q Okay. Where was the President at this time?
 7 A At that time, he was in the Oval Office.
 8 Q All right. Continue.
 9 A She stepped forward into the Oval Office. I'm not
 10 100 percent sure if I actually opened it or if the agent came
 11 forward, if I said to go ahead and open it. The door was
 12 opened. The door -- she pushed it all the way open. Stepped
 13 forward.
 14 The President -- President Clinton was sitting at
 15 the Oval Office desk this afternoon. He was on the phone,
 16 his eyeglasses on the edge of his nose and he looked forward
 17 and she went right to the front of the desk. And at that
 18 time, the agent closed the door behind her.
 19 Q And that would be the person you think is Reginald?
 20 The agent that you're referring to?
 21 A Correct.
 22 Q Then what happened?
 23 A Okay. Now, at this time, I'm going to take my time
 24 here because there was time factor I don't remember going
 25 over with you before. Certain events happened this day that

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1 I probably should have documented and made it a lot easier
 2 for me here. [REDACTED]
 3 [REDACTED]
 4 [REDACTED]
 5 [REDACTED]
 6 Q So Reginald was replaced by someone else?
 7 A Yes. Just to keep the post going around.
 8 Q Do you know who he was replaced by?
 9 A Well, actually before this happened, too, I'm
 10 sorry -- yeah. Because I'm getting confused here now.
 11 Before I get into how this whole thing ended, a phone call
 12 came in a short time after Monica was in the Oval Office.
 13 I can't remember the gentleman's name but basically
 14 what happened was the phone rang, there's a phone right
 15 outside the Oval Office on a small table.
 16 The special agent answered the phone. I can't
 17 remember if it was Reginald or not. He was talking to
 18 the White House operator and he basically said just a
 19 minute.
 20 He was looking for my guidance and he handed
 21 the phone over to me and said, "I'll let you speak to the
 22 uniformed division officer at this time."
 23 He handed the phone directly to me and the operator
 24 said there's an important phone call, there's a gentleman on
 25 the phone that needs to see the President of the United

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|--|--|
| <p>1 States, talk to the President of the United States." 2 I then told the operator, "Ring it through, the 3 President's in the Oval Office." 4 She said, "Well, he's not answering the phone." 5 So I said, "Is it extremely important?" 6 She said, "Yes." 7 So I said, "Well, we'll get the message to him." 8 At that time, put the phone down. I don't know if 9 we put the phone on hold or told the President -- so the 10 agent went to go open the door and I told him first to knock. 11 He knocked once. There was no reply. 12 Q And this is the same door that Monica had entered 13 through? 14 A That Monica went into. Exactly. He knocked again 15 a little louder. There was no reply. At that time, he 16 looked at me. I said, "We've got to go in." 17 At that point, I just wanted to go in, it was two 18 knocks, I know he's in there. 19 The agent opened the door, we both looked in. 20 The agent was in front of me at this time. We didn't see 21 the President. To the right, we saw the study doors propped 22 open a little bit. At that time, he yelled into the room, 23 "Mr. President." There was no reply. 24 He looked at me and I said, "We've got to go in." 25 So we both took maybe two steps in and he yelled a little</p> | <p>1 Well, a gentleman came walking down the hallway 2 from the Vice President's office area and I didn't 3 immediately recognize him, but he basically said he's going 4 to see the President. 5 Q Who was it? 6 A It was Harold Ickes. 7 Q And what was his position at that time? Do you 8 remember? 9 A I believe Chief of Staff. 10 Q And he was headed down the hallway? 11 A He was coming from the Vice President's office 12 area. I don't know if he came out -- I mean, he was coming 13 down the corridor. And he was walking past me, Mike, 14 separating us, and he said he was going in to see the 15 President. He was dressed casually and it was a Sunday 16 afternoon. 17 So he said -- Mike answered him, "Fine." 18 So he's going towards -- now, this would be the 19 secretary's office door, which is to the left of the big Oval 20 Office door that Monica had entered. 21 And he looked at me almost like to get the door, to 22 unlock it, and not recognizing the gentleman immediately, I 23 asked who he was. And the same time he's answering me, the 24 special agent was identifying who he was to me. 25 So I said, "Fine."</p> |
| <p>1 louder, "Mr. President." 2 At that time, the President answered us. 3 Q Where was his voice coming from, the President's? 4 A The study. It was almost like a huh, hello, or -- 5 we said, "You have an important phone call." 6 And he says, "Okay. I'll get it inside here." 7 At that point, we said, "Fine." We closed the Oval 8 Office door. 9 A short time later, I don't know, a short time 10 later -- 11 Q Let me just interrupt you at this point. 12 A Sure. 13 Q The agent who went in with you, was the Reginald? 14 Or was that the person who replaced him? 15 A I'm not 100 percent sure. I'm not 100 percent 16 sure. 17 Q Okay. A short time later -- 18 A Well, some time later, I'm not really sure, I know 19 at this time there was a special agent on post named Michael 20 Wilson. 21 And I had made a comment almost to this point, 22 he'll probably remember this, too, basically I said to him 23 basically "What is going on in there?" 24 You know, something like -- and he said, you know, 25 "Who knows?" or --</p> | <p>1 And at that time, I unlocked the secretary's office 2 door. He went in. 3 Q He being Harold Ickes? 4 A Yes. Harold Ickes went in. And as he went in, 5 very shortly after Monica Lewinsky came out the pantry study 6 door which is the door to the right of the main Oval Office 7 door and scooted down the hallway. 8 Q Okay. She came through the pantry door? 9 A Well, I can't be 100 percent sure but the pantry 10 door -- either the pantry door or the door to the right. 11 All I heard was boom -- almost simultaneously -- well, 12 not simultaneously, but a short -- very short time afterwards 13 and she's -- I recognized Monica going down the hallway. 14 Q Do you know whether Mr. Ickes had seen Monica 15 Lewinsky when he went into the Oval Office area? 16 A There was no way of me being 100 percent sure. 17 I can't answer that. 18 Q Did you ever hear from anyone else whether 19 Mr. Ickes had seen Monica Lewinsky when he went into the 20 Oval Office? 21 A No. No. 22 MR. WISENBERG: Pardon us. 23 (Pause.) 24 BY MS. WIRTH: 25 Q Did you yourself ever actually see Monica Lewinsky</p> |

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1 with the President in the study?
 2 A No.
 3 Q No?
 4 A No.
 5 Q Did you ever tell anybody that you had seen Monica
 6 Lewinsky with the President in the study?
 7 A Did I ever witness them? No. Never did.
 8 Q Did you ever tell anybody that someone else had
 9 seen Monica Lewinsky in the study with the President?
 10 A No. Did I -- I just want to -- I think you're
 11 asking me did I ever tell anybody else that I saw them
 12 together in the study?
 13 Q Yes.
 14 A I never told anybody -- I never -- I personally
 15 never saw the President and her alone in the study, nor did I
 16 pass on that I did.
 17 Q Did you ever tell anybody whether Harold Ickes had
 18 seen Monica and the President in the study together?
 19 A No.
 20 Q Do you know whether Harold Ickes had seen Monica
 21 and the President together in the study?
 22 A Do I know? No. I -- I'm as -- I assume that he
 23 did. I'm assuming the average intelligent person -- now, I'd
 24 never pass on -- you know, I probably might have passed the
 25 story on that Harold Ickes went in through the secretary's

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1 office and Monica Lewinsky came out the back door of the Oval
 2 Office, I could have passed that on to somebody, but I did
 3 not say that Harold Ickes came in and surprised -- and saw
 4 the President and Monica in the study. Because I know after
 5 this incident happened, I did ask -- I did tell the story, I
 6 believe it was the next day.
 7 Q Who did you tell it to?
 8 A To the senior post officers at that time.
 9 Q Who was that?
 10 A It was Sandy Verna and I believe it was Gary Byrne.
 11 Just because of this -- the situation was very unusual
 12 circumstances, what had happened, and I just wanted to know
 13 if I did the proper thing.
 14 Q Did you ever hear from any source whatsoever that
 15 Harold Ickes had seen the President and Monica together in
 16 the study?
 17 A No.
 18 Q Did you ever tell Gary Byrne --
 19 A JUROR: A verbal response, please.
 20 BY MS. WIRTH:
 21 Q Excuse me. I'm sorry. Could I have a verbal
 22 response on the last one? Did you ever hear from any source
 23 at all that Harold Ickes had seen the President and Monica
 24 together in the study?
 25 A No.

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1 Q Did you ever tell Gary Byrne that Harold Ickes had
 2 seen the President and Monica together in the study?
 3 A I hope I'm answering this question -- I mean -- I
 4 never passed on the story to let somebody believe that I had
 5 firsthand knowledge.
 6 When I say firsthand knowledge, meaning I heard
 7 from somebody that said, yes, you're assuming -- when I told
 8 this story, I told the story like I would tell anybody in
 9 this jury today, the same way I'm telling it here today.
 10 The President went to the Oval Office, a short time
 11 later Monica was inside, then Harold Ickes came in through
 12 one door and immediately afterwards Monica came out the back
 13 door. So I'm assuming that an intelligent person -- I'm
 14 mean, I'm not trying to say -- I have no firsthand knowledge.
 15 Q Did you ever tell that specific story to Gary
 16 Byrne? Do you know?
 17 A This story?
 18 Q Yes.
 19 A Yes.
 20 Q Okay. And you also told it to Sandy Verna.
 21 A Sandy Verna.
 22 Q Did you tell it to anyone else?
 23 A Yes.
 24 Q Who?
 25 A I told my attorney and -- well, actually, it was

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1 first my father, this story. Which is actually today also
 2 acting as my attorney, James William Muskett.
 3 BY MR. SUSANIN:
 4 Q Sir, do you know who was on the phone?
 5 A Sir, I knew weeks later. I can't be -- I can't
 6 remember his name.
 7 Q And I take it from your testimony that neither you
 8 nor the agent you were working with followed Mr. Ickes once
 9 you opened the door for him into the oval. Is that correct?
 10 A Correct, sir. Once I unlocked -- it was
 11 actually -- Nancy Henreich and Betty Currie share an office,
 12 that's the operations center, they're in charge of the Oval
 13 Office. I unlocked that and then he made his way in.
 14 BY MR. BITTMAN:
 15 Q Officer Muskett, you referred to documents that you
 16 brought with you last -- I guess it was yesterday?
 17 A What that was, when I say documents, it was the
 18 roster, the duty roster, which would help with the exact
 19 date, exactly what day I was working that Easter Sunday.
 20 That's what -- basically, I Xeroxed it to help me pinpoint
 21 exactly what day I was down there working.
 22 Q Would that tell you which PPD officers were
 23 working?
 24 A No, this roster is uniformed division.
 25 Q Have you ever made any written notes of what

1 occurred this Easter Sunday?
 2 A No, sir.
 3 BY MR. WISENBERG:
 4 Q Did anybody ever suggest to you directly or
 5 indirectly that you not tell anybody else about this
 6 incident?
 7 A No, sir.
 8 Q After --
 9 A And can I just add on that?
 10 Q Sure.
 11 A I don't want to come across to this jury as a rumor
 12 passer or just story teller. I take my job very serious,
 13 what goes on I try to keep in.
 14 When I told these two officers, they were the
 15 regular -- when I say they were -- it was their post, their
 16 normal daily operation, so I told them almost looking for
 17 guidance, almost like a pat on the back, you did fine, John,
 18 this is -- you know. Do you understand? It wasn't like I
 19 was --
 20 BY MS. WIRTH:
 21 Q Other than this occasion, did you ever see Monica
 22 and the President together?
 23 A I can't be 100 percent sure. Just because all the
 24 social events that I worked. She was on the state floor
 25 quite often a lot of times.

1 A Well, I'm not 100 percent sure. I mean, if
 2 somebody wanted to come in, which was normally unusual on the
 3 back side since there are several entrances to the oval, but
 4 most of the time they will come through that entrance.
 5 Q As far as you knew --
 6 A No, sir.
 7 Q -- nobody else was in there.
 8 A Correct, sir.
 9 MR. BITTMAN: Thank you. That's all we have for
 10 you right now. We're going to recall you for next week.
 11 THE WITNESS: Thank you.
 12 (The witness was excused.)
 13 (Whereupon, at 4:27, the taking of testimony in the
 14 presence of a full quorum of the Grand Jury was concluded.)
 15 * * * * *

1 Q Setting aside public events, did you ever see her
 2 in the vicinity of the Oval Office on any other occasion?
 3 A No.
 4 BY MR. WISENBERG:
 5 Q You were -- before Harold Ickes came in, you have
 6 Ms. Lewinsky going in and then you've got at some point
 7 Harold Ickes going in. During the time before Mr. Ickes came
 8 in, was Monica Lewinsky alone with the President?
 9 A When she went into the Oval Office, she was alone
 10 with the President. Now, just to kind of go back, because I
 11 guess one way to say that, too, if you were to ask me are you
 12 100 percent sure, just because I've heard other people's
 13 testimony before where, you know -- when we normally take
 14 that assignment over, that posting, the Oval Office, all
 15 those doors are secured, so it's safe to say the President's
 16 inside the Oval Office, it's a secured area, as secure as
 17 you're ever going to find a room.
 18 So when you go -- we basically monitor who goes in
 19 and who goes out. So when he was in there, she's the only
 20 one to enter that day.
 21 Q Okay. There was nobody else with the President
 22 when she came in. Is that correct?
 23 A Correct. He was in there by himself.
 24 Q And if there had been anybody else that came in
 25 before Mr. Ickes, would you have known about it?

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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

Tuesday, July 21, 1998

The testimony of JOHN FITZGERALD MUSKETT was taken
in the presence of a full quorum of Grand Jury 97-2,
impaneled on September 19, 1997, commencing at 12:16 p.m.,
before:

JACKIE M. BENNETT, JR.
SOLOMON WISENBERG
Deputy Independent Counsel
TIMOTHY SUSANIN
MARY ANNE WIRTH
EDWARD PAGE
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

PROCEEDINGS

1
2 Whereupon,
3 JOHN FITZGERALD MUSKETT
4 was called as a witness and, after having been first duly
5 sworn by the Foreperson of the Grand Jury, was examined and
6 testified as follows:

EXAMINATION

BY MR. WISENBERG:

9 Q Good afternoon. Would you state your name for the
10 record, please?

11 A John Fitzgerald Muskett.

12 Q And your title?

13 A Officer with the United States Secret Service
14 uniformed division.

15 Q And you like to be referred to as or your official
16 title would be Officer Muskett, correct?

17 A Correct.

18 Q All right. My name is Sol Wisenberg. I'm with the
19 Office of Independent Counsel and I'm here with my colleagues
20 Mary Anne Wirth, Tim Susanin, Jack Bennett in back of you,
21 and Ed Page over here, and this is the grand jury court
22 reporter and this is the grand jury.

23 A Good afternoon.

24 Q You are the same John Muskett who testified Friday
25 in front of a grand jury, is that correct?

C O N T E N T S

| WITNESS: | | Page |
|-------------------------|---|------|
| John Fitzgerald Muskett | | 3 |
| GRAND JURY EXHIBITS: | | |
| No. JFM-1 | Map of West Wing | 6 |
| No. JFM-2 | Page from appointment book | 7 |
| No. JFM-3 | Duty Roster 4/7/96 | 7 |
| No. JFM-4 | Map of West Wing (enlargement of portion of JFM-1) | 16 |

1 A Yes, sir.
2 Q Let me inform you of a couple of things. You have
3 taken an oath to testify truthfully. Is that correct?
4 A Correct, sir.
5 Q You understand that oath and all that it implies,
6 correct?
7 A Yes, sir.
8 Q You understand that you have -- everybody
9 who appears in front of a grand jury has rights and
10 responsibilities. You have, for instance, the right not
11 to have a lawyer in here with you, but to have a lawyer
12 outside to consult with if you need to. Do you understand
13 that?
14 A Yes, sir.
15 Q I understand your lawyer is your dad. Is that
16 correct?
17 A Yes, sir. He took me through 33 years of life and
18 he's retired Department of Justice. He's a lawyer. After
19 the Department of Justice, he was associate dean of George
20 Mason Law School. He's my lawyer. More I refer to him as a
21 legal advisor in this situation.
22 Q Okay. And he's here today if you need to consult
23 with him. Is that correct?
24 A Yes, sir.
25 Q And you understand you have a privilege against

| Page 5 | Page 7 |
|--|---|
| <p>1 self-incrimination. If the truthful answer to a question 2 would tend to incriminate you, you don't have to answer that. 3 Do you understand that? 4 A Yes, sir. 5 Q Do you understand that aside from that and any 6 valid privilege such as attorney-client privilege or a 7 marital privilege that you have to truthfully answer all the 8 questions we put to you? 9 A Yes, sir. 10 Q Okay. Any questions, then, about your rights and 11 responsibilities? 12 A No, sir. 13 Q Okay. Do you have some documents that you have 14 brought with you? 15 A Yes, sir. 16 MR. WISENBERG: I'm going to ask -- since we don't 17 have a subpoena but this is the functional equivalent of one 18 and since we've spoken with your father about this, I'm going 19 to ask the grand jury foreperson on behalf of the grand jury 20 to request that Officer Muskett turn those documents over to 21 the grand jury. 22 THE FOREPERSON: Mr. Muskett, would you turn over 23 those documents to the grand jury? 24 THE WITNESS: Yes, I will. 25 THE FOREPERSON: Thank you.</p> | <p>1 Exhibit JFM-2. Is that correct? 2 A Yes, sir. 3 (Grand Jury Exhibit No. JFM2 4 was marked for identification.) 5 BY MR. WISENBERG: 6 Q Now, the third document, tell us what kind of a 7 document that is. 8 A This is a duty roster for the uniformed division 9 [REDACTED] 10 [REDACTED] 11 Q And I've marked that as JFM-3. Is that correct? 12 A Yes, sir. 13 (Grand Jury Exhibit No. JFM3 14 was marked for identification.) 15 BY MR. WISENBERG: 16 Q Is that just for uniformed or is there also PPD 17 listed on there? 18 A Just uniformed division officers. 19 Q Okay. And there would be one for every such shift? 20 A Yes, sir. All three shifts. 21 MR. WISENBERG: Okay. All right. Thank you. 22 I'll turn over the questioning to my colleague, 23 Ms. Wirth. 24 THE WITNESS: And if I could just ask, I want to 25 make a statement. Friday, when I was called in, I was</p> |
| <p>BY MR. WISENBERG: 1 Q Let the record reflect that you have handed two 2 documents to the forelady of the grand jury. Is that 3 correct? 4 correct? 5 A Yes, sir. 6 Q Let me go over some things with you. Let me show 7 you what appears to be a floor plan of the West Wing of the 8 White House, the floor that has the Oval Office. Is that 9 correct? 10 A Yes, sir. 11 Q Or at least of a portion of the West Wing. Is that 12 correct? 13 A Yes, sir. Correct. 14 Q You'll note that's marked JFM-1. Is that correct? 15 A Yes, sir. 16 (Grand Jury Exhibit No. JFM-1 17 was marked for identification.) 18 BY MR. WISENBERG: 19 Q Now, one of the two documents you gave us, it's a 20 Xerox, is that correct? 21 A Yes. Both copies are Xeroxed copies. 22 Q And the first one is a Xeroxed copy of two pages 23 from a 1997 date book. Is that correct? 24 A Correct, sir. 25 Q And you'll notice I've marked that Grand Jury</p> | <p>Page 8</p> <p>1 extremely nervous. I don't know where you plan on picking up 2 today. I would even ask if you wouldn't mind reading back 3 some of those questions or statements and let me -- I very -- 4 extremely nervous. 5 I know it was a short time I was in here, but it 6 felt like -- it was almost a blur. So -- I went over in my 7 mind over the weekend and there are some minor corrections I 8 know of, so I'd like to cooperate fully and to the best of my 9 knowledge and keep in mind a lot of these events are going 10 back approximately two years, but I intend to answer honestly 11 to every question. 12 BY MS. WIRTH: 13 Q Okay. What we'll do, then, most of your testimony 14 focused on an incident that happened on Easter Sunday in 15 1996. Is that right? 16 A Correct. 17 Q And what we'll do is we'll go through that whole 18 incident again and give you an opportunity to talk about it 19 as fully and as slowly as you'd like. Okay? 20 A Okay. Thank you. 21 Q And if there's anything that I notice or anyone 22 else here notices that conflicts with anything you've said 23 before, we'll bring it to your attention and give you an 24 opportunity to correct it. Okay? 25 A Okay.</p> |

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1 Q All right. So you were working, then, on Easter
 2 Sunday in 1996. Is that right?
 3 A Correct.
 4 Q And what date was that, according to your records?
 5 A It was Sunday, April 7, 1996. It was Easter
 6 Sunday.
 7 Q Okay. And can you tell the grand jury -- first off,
 8 you are a uniformed division officer, is that right?
 9 A Correct.
 10 Q And at that point, in April of 1996, how long had
 11 you been with the Secret Service?
 12 A At that point? Date of appointment -- I joined the
 13 Secret Service uniformed division on July 15, 1987, so I was
 14 approximately on the job nine years. Approximately.
 15 Q Okay. And was that the first time that you were
 16 assigned to work outside the Oval Office, that Easter Sunday?
 17 A No, I've worked that post before.
 18 Q You've worked there before. When did you get the
 19 assignment?
 20 A The first time I ever worked the West Wing?
 21 Q To work that Sunday. No. That Easter Sunday.
 22 A I believe it came across -- the only reason it
 23 sticks in my memory here, it probably was that Saturday,
 24 April 6th, due to the fact that I was canceled. Sunday is
 25 normally my day off and it was Easter Sunday and they

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1 canceled me for the 3:00 -- when I say canceled or forced, if
 2 a section's short manpower, quite often to get the duty
 3 roster back up to numbers, they'll force some officers to
 4 come to work that day.
 5 Q And you were one of those people forced in that
 6 day.
 7 A Yes.
 8 Q Okay. What was your normal assignment at that
 9 time?
 10 A I'm not 100 percent sure. I know I was transferred
 11 down to the White House -- I was on the sniper team at one
 12 point. I transferred down and I'm currently right now in
 13 special operations -- I believe I was an unassigned officer
 14 or maybe the cast appointment gate. I'm not 100 percent
 15 sure. I should have --
 16 Q But the Oval Office was not your routine, normal
 17 assignment at that time.
 18 A No, it was not.
 19 Q And when you got the assignment, did you speak to
 20 anybody in preparation for taking that assignment on Easter
 21 Sunday?
 22 A I believe it was Sandy Verna, Officer Sandy Verna.
 23 I believe we even joked about it, you know. Most of the
 24 time -- to kind of give you a background, the West Wing is
 25 considered a senior post.

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1 They wouldn't put a junior officer into the West
 2 Wing due to the fact that you need to know a lot of who's
 3 who. The last thing you want to do is stop the Chief of
 4 Staff or any of the President's staff in the hallway and ask
 5 for an ID, so most times a senior officer.
 6 And I believe on this occasion Sandy even joked
 7 with me because she was in scheduling, I believe, at that
 8 time -- actually, her post was outside the Oval Office at
 9 that time, she's in scheduling now, but we even joked that it
 10 would be a laid back Easter Sunday.
 11 The biggest thing we have going on Sundays most of
 12 the time, we have tours, so the biggest thing you've got to
 13 do is brush up on your facts about the desk, the Oval Office
 14 desk, and so we joked about that.
 15 Q Okay. Did you talk to anybody else in preparation
 16 for your tour that day, on Easter Sunday?
 17 A No.
 18 Q Did you talk to Officer Byrne, that you recall?
 19 A Not before this day.
 20 Q Okay.
 21 A To the best of my recollection.
 22 Q Okay. And about how often before that Easter
 23 Sunday had you worked that post?
 24 A That particular post?
 25 Q Outside the Oval Office.

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1 A I'm not 100 percent sure. I know I was very -- it
 2 wasn't due to my time on the job. I've worked at either
 3 post -- the downstairs lower lobby is another West Wing post,
 4 we call it [redacted] or [redacted], the upstairs on the second
 5 floor. But I know I've worked that assignment before. I
 6 knew the workings, how the post works.
 7 Q So when you were talking to Officer Verna, it was
 8 more in the line of what you would expect on a holiday
 9 Sunday.
 10 A Exactly. She was like saying, "Oh, John, it will
 11 be laid back." I think she might have even worked day work
 12 that day, I'm not 100 percent sure to this date, you know,
 13 "Nothing's really going to be going on. Just know the facts
 14 about the Oval Office."
 15 Q Okay. So there came a time when you went to work
 16 that Easter Sunday.
 17 A Correct.
 18 Q And what was your tour that day? Do you remember?
 19 What hours did you work? Which shift?
 20 A [redacted]
 21 [redacted]
 22 [redacted]
 23 Q So that's 2:30 in the afternoon?
 24 A Correct.
 25 Q Until what time?

1 A That assignment runs to approximately 2230 where
 2 the midnight shift will come in, roll call, and they
 3 immediately go to relieve officers.
 4 Q Okay. And your post that day was the [redacted] post.
 5 A [redacted], which is right outside the Oval Office.
 6 Q And were there any other uniformed officers working
 7 that day in conjunction with you outside the Oval Office?
 8 A Yes, there was.
 9 Q Who else?
 10 A Officer Lou Fox.
 11 Q Okay. All right. And do you remember the names --
 12 were there any agents, any plainclothes Secret Service
 13 officers working that day at or around that post outside the
 14 Oval Office?
 15 A Another thing -- I hope I'm not repeating other
 16 officers, just to kind of give you an idea, when I took this
 17 post, there were no agents on post.
 18 The only time agents take that post side by side
 19 with the uniformed division officer is when the President
 20 goes to the Oval Office. That's when we close the door and
 21 there will be agents assigned to share that post with us,
 22 basically. So when I took that post, there was no agent on
 23 post.
 24 Q So did there come a time that Easter Sunday when
 25 the President did come to the Oval Office?

1 [redacted]
 2 [redacted]
 3 A [redacted]
 4 [redacted]
 5 [redacted]
 6 [redacted]
 7 [redacted]
 8 [redacted]
 9 Q [redacted]
 10 [redacted]
 11 A [redacted]
 12 Q [redacted]
 13 [redacted]
 14 A I think he might -- the last time I saw him -- I
 15 can't really recollect to the best of my ability right now.
 16 BY MR. WISENBERG:
 17 Q By the way, you're saying things like 1830 and
 18 stuff like that, that's military time, right?
 19 A Yes, sir.
 20 Q Okay. Let me just ask you --
 21 Do you mind if I briefly have him mark some things?
 22 MS. WIRTH: Sure. Go ahead.
 23 BY MR. WISENBERG:
 24 Q On this JFM-1, can you mark -- you've got the Oval
 25 Office here, correct?

1 A Yes.
 2 Q And about what time was that, if you remember?
 3 A [redacted]
 4 [redacted]
 5 [redacted]
 6 [redacted]
 7 [redacted]
 8 [redacted]
 9 [redacted]
 10 [redacted]
 11 [redacted]
 12 Q [redacted]
 13 A [redacted]
 14 [redacted]
 15 Q [redacted]
 16 A [redacted]
 17 Q [redacted]
 18 A [redacted]
 19 [redacted]
 20 [redacted]
 21 [redacted]
 22 [redacted]
 23 [redacted]
 24 [redacted]
 25 Q [redacted]

1 A Yes, sir.
 2 Q And if you assume the Oval Office is a clock, I'm
 3 going to refer to this door here as the 11:00 door?
 4 A Yes, sir.
 5 Q The 1:00 door?
 6 A Yes, sir.
 7 Q The 3:00 door, 9:00 door. Okay?
 8 A Mm-hmm. Yes, sir.
 9 MR. WISENBERG: And you don't have to call me
 10 "sir." And let me ask you if you would please mark for us
 11 where the [redacted] post is.
 12 And, again, this is the 11:00 door.
 13 MS. WIRTH: And, for the record, you're using a red
 14 pen.
 15 THE WITNESS: The 11:00 position, the [redacted] is really
 16 not a fixed post, but it's right outside that door. When I
 17 say not a fixed post, I don't want anybody to think I stand
 18 right there --
 19 MR. WISENBERG: All the time. Okay.
 20 THE WITNESS: It's that proximity area, where
 21 you're watching this hallway as well as this hallway as well
 22 being able to answer that phone.
 23 MR. WISENBERG: Okay. Now, you have marked --
 24 I'm going to mark this JFM -- I've got a different
 25 map and I'm going to mark this JFM-4, okay?

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1 (Grand Jury Exhibit No.
 2 JFM-4 marked for identification.)
 3 BY MR. WISENBERG:
 4 Q I'm going to use this -- it's a blow-up of a
 5 portion of JFM-1. Is that correct?
 6 A Yes.
 7 Q And it's got some writing on it and you didn't make
 8 the preexisting writing, did you?
 9 A No.
 10 Q Okay. I'm going to use this because we can
 11 [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 A [REDACTED]
 15 Q [REDACTED]
 16 [REDACTED]
 17 [REDACTED]
 18 A [REDACTED]
 19 Q [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 [REDACTED]
 24 A [REDACTED]
 25 [REDACTED]

Page 18

1 [REDACTED]
 2 [REDACTED]
 3 [REDACTED]
 4 Q [REDACTED]
 5 A [REDACTED]
 6 Q [REDACTED]
 7 A [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 [REDACTED]
 11 Q [REDACTED]
 12 A [REDACTED]
 13 [REDACTED]
 14 Q [REDACTED]
 15 [REDACTED]
 16 A [REDACTED]
 17 Q [REDACTED]
 18 [REDACTED]
 19 A [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 [REDACTED]
 24 Q [REDACTED]
 25 [REDACTED]

Page 19

1 A [REDACTED]
 2 Q [REDACTED]
 3 A [REDACTED]
 4 Q [REDACTED]
 5 [REDACTED]
 6 A [REDACTED]
 7 Q [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 A [REDACTED]
 11 [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 [REDACTED]
 15 [REDACTED]
 16 Q [REDACTED]
 17 [REDACTED]
 18 [REDACTED]
 19 [REDACTED]
 20 A [REDACTED]
 21 [REDACTED]
 22 Q [REDACTED]
 23 A [REDACTED]
 24 Q [REDACTED]
 25 A [REDACTED]

Page 20

1 Q [REDACTED]
 2 A [REDACTED]
 3 Q [REDACTED]
 4 A [REDACTED]
 5 Q [REDACTED]
 6 A [REDACTED]
 7 [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 [REDACTED]
 11 Q [REDACTED]
 12 [REDACTED]
 13 A [REDACTED]
 14 Q Do you remember about how long after you took your
 15 post the President came down?
 16 A I want to say approximately 1630, 4:30 in the
 17 afternoon or 1630 hours in the afternoon.
 18 Q Okay. And where was Lou Fox at that time?
 19 A I believe he already gave me my break and he was
 20 somewhere on response. I don't know if he was relieving
 21 another officer at that time or he was at [REDACTED]. I'm not
 22 really 100 percent sure where he was at that time.
 23 Q So he wasn't with you.
 24 A No.
 25 Q All right. And when the President came down, where

| Page 21 | Page 23 |
|--|---|
| <p>1 did he come from, if you know?</p> <p>2 A He came down the colonnade. He came from the</p> <p>3 residence and came down in the colonnade door.</p> <p>4 Q Okay. And can you show us --</p> <p>5 A That would be door C or it would be the 3:00</p> <p>6 position.</p> <p>7 Q Okay. Let's use JFM-1, okay?</p> <p>8 A Okay.</p> <p>9 Q All right. And with your red pen, can you just</p> <p>10 show me which door and mark it with a P where the President</p> <p>11 came in. Okay. And for the record, you've put a P in the</p> <p>12 colonnade area at the 3:00 door.</p> <p>13 A The 3:00 position. Correct.</p> <p>14 Q All right. And you said that when the President</p> <p>15 comes to the Oval Office one or more PPD agents come with</p> <p>16 him. Is that right?</p> <p>17 A Correct.</p> <p>18 Q And that day, do you know how many came with him?</p> <p>19 A I have a question. I don't know how much I can</p> <p>20 divulge here on Secret Service policy, with the President's</p> <p>21 movement, so if I could have a minute to pop out to talk to</p> <p>22 the Secret Service? I don't want to divulge too much of the</p> <p>23 Secret Service operation.</p> <p>24 MR. WISENBERG: Do you want to continue and get to</p> <p>25 that later?</p> | <p>1 Q Okay. And how did that come about?</p> <p>2 A I was standing there with the special agent.</p> <p>3 Monica Lewinsky entered the hallway which is marked -- coming</p> <p>4 from the west colonnade area, from post [REDACTED] area which</p> <p>5 hallway you have marked here, along the cabinet room walkway</p> <p>6 there.</p> <p>7 Q Okay. So you've indicated in referring to JFM-4,</p> <p>8 which is the diagram that's marked with some writing on it,</p> <p>9 correct?</p> <p>10 A Correct.</p> <p>11 Q You've indicated an area that proceeds from walkway</p> <p>12 4 through waiting area 1. Is that right?</p> <p>13 A Correct.</p> <p>14 Q Okay. So she came down that direction. Do you</p> <p>15 remember what she was wearing that day? Anything about her</p> <p>16 appearance?</p> <p>17 A Nothing about her appearance really.</p> <p>18 Q All right. Was she carrying anything with her?</p> <p>19 A She was carrying a folder in her hands.</p> <p>20 Q What kind of folder?</p> <p>21 A A manilla style folder.</p> <p>22 Q Okay. Like a white-tan?</p> <p>23 A Yes. That opens and closes. Nothing like here on</p> <p>24 the table, it was open.</p> <p>25 Q Just a folder?</p> |
| <p>Page 22</p> <p>1 MS. WIRTH: Yes. I'll continue asking questions</p> <p>2 and we'll leave that aside.</p> <p>3 MR. WISENBERG: Okay.</p> <p>4 THE WITNESS: To answer your question without going</p> <p>5 into too much detail, I know that the door that I marked at</p> <p>6 the 11:00 position is closed, there's an agent outside that</p> <p>7 door.</p> <p>8 BY MS. WIRTH:</p> <p>9 Q Okay. And who was that agent that day?</p> <p>10 A I'm not 100 percent sure, but I did a little</p> <p>11 research. To the best of my recollection, that was Special</p> <p>12 Agent Reginald Hightower. To the best of my recollection.</p> <p>13 Q Okay. Now, you said the President came to the Oval</p> <p>14 Office at about 4:30 p.m. Do you know if anybody went into</p> <p>15 the Oval Office with him or if he went in alone?</p> <p>16 A I saw him enter alone.</p> <p>17 Q Okay. And did there come a time when someone</p> <p>18 joined him in the Oval Office?</p> <p>19 A Yes.</p> <p>20 Q Okay. Do you remember when that happened in</p> <p>21 relation to when the President arrived, approximately how</p> <p>22 long after?</p> <p>23 A Shortly thereafter, approximately 15 to 20 minutes.</p> <p>24 Q And who was that person?</p> <p>25 A Ms. Monica Lewinsky.</p> | <p>Page 24</p> <p>1 A Yes. It was a folder.</p> <p>2 Q Okay. And did you notice anything about her</p> <p>3 demeanor, how she seemed?</p> <p>4 A Due to the fact I did know Monica Lewinsky, she</p> <p>5 seemed a little upset.</p> <p>6 Q Okay. And you were telling the grand jury you did</p> <p>7 know her?</p> <p>8 A Yes, I did know Monica Lewinsky.</p> <p>9 Q How did you know her?</p> <p>10 A Not socially. I never went out with her for drinks</p> <p>11 or ever double-date or anything like that. I knew her, my</p> <p>12 assignment, I was east appointment gate at one point and then</p> <p>13 later I joined a position, they call it special operations</p> <p>14 section. To get a better idea, they should call it special</p> <p>15 events.</p> <p>16 Our job is we do all the tours in the morning, the</p> <p>17 guided tours, we do the public tours, observation, and then</p> <p>18 we do all the social events at the White House as well as</p> <p>19 DPD, motorcades coming in to see the President.</p> <p>20 And due to Monica Lewinsky's office located in the</p> <p>21 East Wing, our break room and briefing room is down below the</p> <p>22 East Wing in the basement there. So quite often I would see</p> <p>23 her in passing. I'd usually see her at some social events</p> <p>24 and we established a rapport.</p> <p>25 Q Okay. So you did things like exchanged greetings</p> |

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1 with her and passed the time of day, that kind of thing?
 2 A Yes. Yes.
 3 Q So you said that based on that familiarity that you
 4 had with her, she seemed upset that day.
 5 A Yes.
 6 Q Okay. Did she say anything to you?
 7 A She approached me and she actually addressed me.
 8 The agent that was there present with me was a new agent.
 9 I don't know, new to the job or new to that rotation, the
 10 PPD rotation.
 11 She approached the Oval Office door and told me
 12 she had to go in and see the President, give him some
 13 documents.
 14 BY MR. WISENBERG:
 15 Q And that's the 11:00 door.
 16 A Yes.
 17 BY MS. WIRTH:
 18 Q Okay. And did she say anything else?
 19 A Actually, I responded to that by saying,
 20 "Monica, you want to go in and see the President?"
 21 Just because it kind of took me by surprise, to tell
 22 you the truth.
 23 And I asked her again, "You want to go in and
 24 see the President?"
 25 And she said, "Yes." I'm almost 100 percent sure,

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1 "He's called over and needs these papers."
 2 Q Okay. You're almost 100 percent sure that she
 3 said, "He's called over and needs these papers."
 4 A Yes. "He needs these papers."
 5 Q Okay. By the way, in any of your conversations
 6 that you had with Monica Lewinsky prior to that date, did she
 7 ever mention the President?
 8 A I think she mentioned that she met him -- the first
 9 time she met him at a social event and she was just saying
 10 how, you know, she met the President the night before or that
 11 evening.
 12 Q Okay. Had she ever discussed with you any
 13 friendship or relationship with the President prior to that
 14 date?
 15 A No.
 16 Q Okay. So --
 17 MR. WISENBERG: Prior to what date?
 18 MS. WIRTH: Easter Sunday.
 19 THE WITNESS: Easter Sunday.
 20 BY MS. WIRTH:
 21 Q So when you said to her, "You want to see the
 22 President" and you said you were almost 100 percent
 23 sure, "He's called over for some papers," what happened
 24 next?
 25 A I almost -- I looked at the agent to see what his

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1 response was, almost like if he's going to say no or if he's
 2 going to say yes, and by facial expressions, he was almost
 3 taking my lead on this and so I said, "I guess we let her
 4 in."
 5 Q And how did that come about? Did you assist her in
 6 opening the door or what happened?
 7 A What I did then, and I don't know why I did this, I
 8 stepped back and I said, "Okay, you can go on in."
 9 And she went and -- I almost in a way just wanted
 10 [REDACTED]
 11 [REDACTED]
 12 [REDACTED]
 13 Q [REDACTED]
 14 A [REDACTED]
 15 Q [REDACTED]
 16 A [REDACTED]
 17 Q [REDACTED]
 18 A [REDACTED]
 19 [REDACTED]
 20 Q [REDACTED]
 21 A [REDACTED]
 22 Q And when you opened the door of the Oval Office,
 23 what did you see inside?
 24 A The President was sitting at the Oval Office desk
 25 on the telephone. He was dressed casually. He had his

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1 eyeglasses on at the bridge of his nose and she entered the
 2 room.
 3 Q Okay. And he was speaking on the phone, the
 4 President was?
 5 A Correct.
 6 Q Did you hear them say anything to each other when
 7 she entered the room?
 8 A No. She walked straight into the room, right to
 9 the Oval Office, the front of the Oval Office desk and the
 10 special agent closed the door.
 11 Q Okay. And what happened next? About how long were
 12 they in there before something happened next?
 13 A Approximately maybe 20 minutes to 25 minutes
 14 transpired.
 15 Q And did anyone else enter the Oval Office in that
 16 meantime?
 17 A No.
 18 Q Did anyone else leave?
 19 A No.
 20 Q Okay. Or did anyone leave the Oval Office?
 21 A No.
 22 Q By the way, were any of the President's secretaries
 23 working that day?
 24 A No.
 25 Q Betty Currie was not working?

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| <p>1 A No. Their office was vacant and the door was 2 locked. 3 Q Okay. Were any of the President's stewards working 4 that day? 5 A I don't know if they were working. They weren't in 6 that proximity. I did not see them. Most of the time, we 7 would see them going in and out of the pantry. I didn't see 8 any of them working that day either. 9 Q Okay. So was there anybody in the vicinity of the 10 Oval Office that you saw that day aside from -- 11 A No, just the President walking over -- 12 Q -- the agent and the President and Monica. 13 A And then Monica Lewinsky coming over shortly after. 14 Q Okay. So -- 15 THE FOREPERSON: Ms. Wirth? 16 MS. WIRTH: Sure. 17 THE FOREPERSON: Before we get too deep into this 18 segment, I think we ought to break for lunch. 19 MS. WIRTH: Okay. 20 MR. WISENBERG: Do we know if it's here? 21 MS. WIRTH: Is it here? 22 MR. WISENBERG: Do you want me to check? 23 THE FOREPERSON: I'm pretty certain. It's a 24 quarter to one. 25 MS. WIRTH: Then we'll take a break now.</p> | <p>1 AFTERNOON SESSION 2 (1:52 p.m.) 3 Whereupon. 4 JOHN FITZGERALD MUSKETT 5 was recalled as a witness and, after having been previously 6 duly sworn by the Foreperson of the Grand Jury, was examined 7 and testified further as follows: 8 EXAMINATION (RESUMED) 9 MR. WISENBERG: Let the record reflect the witness 10 has entered the grand jury room. 11 Madam Foreperson, do we have a quorum? 12 THE FOREPERSON: Yes, we do. 13 MR. WISENBERG: Are there any unauthorized persons 14 present in the grand jury room? 15 THE FOREPERSON: There are none. 16 MR. WISENBERG: Thank you. 17 THE FOREPERSON: Officer Muskett, you are still 18 under oath. 19 BY MS. WIRTH: 20 Q Okay. I think at about the time we broke we were 21 talking about the fact that Monica Lewinsky had come to the 22 Oval Office that day, which was Easter Sunday 1996, and I 23 think you just told us that it was about 20 to 25 minutes 24 before anything happened, that she was in the Oval Office 25 with the President for about 20 to 25 minutes before anything</p> |
| <p>Page 30</p> <p>1 THE FOREPERSON: We should return at a quarter to 2 two. 3 (Whereupon, at 12:46 p.m., a luncheon recess was 4 taken.) 5 * * * * *</p> | <p>Page 32</p> <p>1 happened and that to your knowledge there was no one else in 2 the Oval Office. Is that correct? 3 A Correct. 4 Q Okay. And you saw no one else go into the Oval 5 Office during that period. 6 A Correct. 7 Q And you saw no one leave. 8 A Correct. 9 Q And no one was working that day in the vicinity. 10 A Correct. 11 Q Okay. So what happened next? 12 A At that time, the phone rang. We have a Secret 13 Service telephone which is actually a telephone for the 14 complex. The phone rang right outside the Oval Office near 15 post [REDACTED]. The special agent answered the phone. 16 He was talking to somebody, I don't know who he was 17 talking to at that time. At that point, he said, "Just a 18 minute. Let me hand you over to the uniformed division 19 officer on duty." 20 At that time, I answered the phone. It was the 21 White House operator letting me know that the President has 22 an important phone call and at that time I knew the person 23 who was calling. The operator gave me the name of the 24 gentleman. I cannot recall it today. 25 I told the operator, "The President is in the Oval</p> |

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| <p>1 Office. You can put the phone call through." 2 And she said he wasn't answering his phone. 3 So I said, "We'll make sure he gets the message 4 that there's an important phone call for him." 5 Q Does it refresh your memory whether the person who 6 was calling was Dick Morris? 7 A Excuse me? 8 Q Dick Morris? Does that name sound familiar? 9 A No. That name doesn't sound familiar to me. 10 Q Did you recognize the name at the time of who was 11 calling? 12 A No. 13 Q Okay. So it was a person you had never heard of 14 before? 15 A Yes. Something I was not very familiar with. 16 Q All right. And the person who picked up the phone 17 at first was Regional Hightower? 18 A I believe it was Special Agent Hightower, to the 19 best of my recollection. 20 Q Okay. And he handed over the phone to you. 21 A Correct. 22 Q And you said the White House operator was on the 23 phone? 24 A Right. 25 Q Was it a he or a she?</p> | <p>1 A The agent stopped and then he did knock. There was 2 no reply. Then again the agent knocked a little louder and 3 still there was no reply. 4 Q Was the agent saying anything or just knocking? 5 A Just knocking at this time. 6 Q About how loud? 7 A It's hard for me -- 8 Q Like an average knock or banging? 9 A No, no. It was no banging. The first knock was 10 (knocking), a knock similar to that, and then the next one 11 was a little louder and there was still no response. So 12 at that point, the agent opened the door up to the Oval 13 Office. 14 Q That's still the 11:00 door? 15 A The 11:00 door marked C. The same door Monica 16 walked into. 17 Q Okay. And, actually, it looks like all the doors 18 have a C on them. 19 A Oh, I'm sorry. 20 Q But it's the 11:00 door? 21 A Yes. The 11:00 door. 22 Q Okay. All right. So when the agent opened the 23 door, did he go inside the Oval Office? 24 A First thing that he did, he looked inside the 25 oval -- actually, I was right behind him and we didn't see</p> |
| <p>1 A I believe it was a female. 2 Q Okay. And she told you that she had rung in the 3 Oval Office already? 4 A She said the President wasn't picking up. 5 Q Okay. And what happened after that? 6 A I'm not exactly sure what we did with the phone. 7 I don't know if we put the operator on hold, but the next 8 thing I do know we did, I made mention to the agent we have 9 to, you know, let the President know he's got an important 10 phone call coming in. 11 Q So did you tell the operator that you would make 12 efforts to -- 13 A To be honest with you, I'm not really sure what I 14 told the operator. I'm pretty sure I told the operator we'll 15 make sure the President knows he's got a phone call. 16 Q Okay. 17 A At that time, the agent went to go open the door. 18 I told him to first knock. 19 Q And which door would that be? 20 A That would be the door marked C. 21 Q Which is that 11:00 door? 22 A That would be the 11:00 door. Exactly. 23 Q So the same door Monica went in. 24 A Right. 25 Q So go ahead.</p> | <p>1 the President. 2 Q Did you see anyone? 3 A No. Nobody was in sight. The agent called out to 4 the President. To this day I think the best recollection, he 5 said, "Mr. President." 6 Q And at that point, had he stepped inside the Oval 7 Office? 8 A No. 9 Q He was still at the threshold? 10 A Yes. As we were looking in, we noticed to our 11 immediate right -- on this map, it would be approximately 12 9:00, there's a door that goes to the study -- 13 Q Okay. Do you want to mark that with a green dot? 14 I'm giving you a green pen. And this is on JFM-4. 15 Okay. So for the record, you put a green dot at 16 the 9:00 door. 17 Now, from the threshold of the 11:00 door, could 18 you see into the hallway where the 9:00 door is? 19 A We could not see. We could see the door was ajar, 20 it was open. It was not closed. 21 Q And that's the 9:00 door that you're talking about. 22 A Correct. 23 Q Okay. The door from the Oval Office was ajar. 24 When you say ajar, was it fully swung open? 25 A No. I don't know -- I can't give you degrees.</p> |

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| <p>1 It was not halfway open, it was less than halfway open, but 2 it wasn't leaned closed, it was between halfway leaned 3 against open. 4 Q And being what? 5 A Not fully open, not halfway between -- I guess 6 it was three-quarters closed. 7 Q Okay. Okay. So the agent called out 8 "Mr. President" at the threshold. 9 A Right. 10 Q And you looked and you could see that that door 11 was a quarter open. 12 A Right. I was right behind the special agent at 13 that time. 14 Q Okay. That's the 9:00 door. And then what 15 happened? 16 A The agent took approximately one or two steps 17 inside to the right going towards the study door. 18 Q And when you say the study door, are you referring 19 to the 9:00 door? 20 A The 9:00 door. 21 Q But that's not the door that leads into the actual 22 study, is it? It's a door that leads to a corridor that 23 leads to the study? Is that right? 24 Look at the map for a moment. Looking at JFM-4, 25 do you see a room where the actual study is?</p> | <p>1 Q Okay. 2 A When I say -- I mean, I don't know the details of 3 it. There might be like a little pantry thing that goes 4 right to the study area, but I always considered that in my 5 mind the study area, just because I have not been back there 6 that often. 7 Q Okay. So when you testified last week that the 8 door to the study was propped open, you meant this 9:00 door. 9 A Right. 10 Q And it actually wasn't propped open, it was just a 11 quarter of the way open. 12 A Right. 13 Q Okay. Okay. All right. So what happened next? 14 A The agent took one or two steps in. 15 Q Into the Oval Office? 16 A Yes. Called out to the President a little louder 17 this time. 18 Q What did he say? 19 A "Mr. President." 20 Q "Mr. President"? 21 A He answered. 22 Q He being the President? 23 A The President of the United States did answer. 24 Q What did he say? 25 A It sounded -- I mean, the best I can recollect, it</p> |
| <p>Page 38</p> <p>1 A I want to be completely honest here, which is I 2 know I have to do -- 3 Q Which you're supposed to be. 4 A I'm not 100 percent sure of the layout. I know 5 I've gone through this area before, but to this day, if you 6 told me exactly -- because that area's a really secured area, 7 if you told me it was the hallway -- I know it went to the 8 study area. 9 Q So what you're saying is that you haven't 10 worked this post so often that you've actually been back 11 there. 12 A I have been back there, but at this point here 13 in time, I cannot tell you exactly the layout. I know it 14 goes to the study off the oval, I know he's got a nice study 15 back there, another bigger room with -- you know -- but I 16 cannot tell you what doors -- is there a hallway. 17 Q Okay. Well, let me ask you this. This 9:00 door 18 that we've marked with the green dot. 19 A Yes. 20 Q Are you saying that you're not sure whether that 21 leads directly into the actual study or whether it leads 22 into a corridor that leads to the study? You don't know 23 which? 24 A In my recollection, I think that area is called the 25 study area.</p> | <p>Page 40</p> <p>1 was like "Huh?" Almost to that extent. 2 Q And where was the voice coming from? What 3 direction? 4 A Back in the area that I considered the 9:00 area 5 which I in my recollection I called the study area. 6 Q Okay. And when the President said something to the 7 effect of "Huh" did the agent respond? 8 A He said, "You have a phone call" and he said he'll 9 get it. 10 Q And the President said, "I'll get it"? 11 A To the best of my recollection. 12 Q Okay. Did the President come out? 13 A No. 14 Q Did you see him at that time? 15 A No. 16 Q Did you see Monica at that time? 17 A No. 18 Q Did you hear Monica at that time? 19 A No. 20 Q Okay. When the President said, "I'll get it," 21 to your knowledge, is there a phone in the study? 22 A I'm not sure. 23 Q Okay. 24 A I could answer based on experience, yes, I'm sure 25 there's a phone back there, but --</p> |

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| <p>1 Q You don't know for sure.</p> <p>2 A I'm not going say if I'm not 100 percent sure.</p> <p>3 Q So when the President said, "I'll get it," what did 4 you and the agent do?</p> <p>5 A We both exited. I'm not even sure, I might have 6 even taken just one step in, but the agent then came right 7 back out and he closed the door which would be the 9:00 8 door -- I mean -- I'm sorry, the 11:00 door on this scale 9 map. Closed the door.</p> <p>10 Q So you went back through the door. The two of you 11 went back through the door that you had come in.</p> <p>12 A Yes.</p> <p>13 Q Okay. Only you may have just stepped one foot 14 inside.</p> <p>15 A Yes.</p> <p>16 Q All right. And where did the two of you go when 17 you came back out into what's been marked here on JFM-4 as 18 walkway number 2?</p> <p>19 A We stood right there in the walkway number 2.</p> <p>20 Q Which is the red dot area on the map.</p> <p>21 A Right.</p> <p>22 Q Okay. And then what happened?</p> <p>23 A At this time, the agent was relieved. Another 24 agent came on post. I'm not really sure how much time 25 transpired between the post relieving.</p> | <p>1 MR. WISENBERG: The court reporter has it.</p> <p>2 The court reporter had the red pen.</p> <p>3 Can you mark on JFM-4 what you mean by the 4 secretary's door? And if you're not sure --</p> <p>5 THE WITNESS: Well, using the pen from the court 6 reporter, there's actually --</p> <p>7 This diagram -- see, what's getting me messed up 8 here is the reception area here -- I'm referring to this -- 9 can I use this? Maybe this might be a little better.</p> <p>10 MR. WISENBERG: Sure. Yes. You've got JFM-1 now.</p> <p>11 THE WITNESS: Right.</p> <p>12 MR. WISENBERG: This might help a little. Let me 13 just --</p> <p>14 THE WITNESS: I'm referring to this area in here. 15 What's getting -- this area here, I believe, is going to be 16 Betty Currie and Nancy Herreich's office door and this is 17 the area, so I guess on this --</p> <p>18 MR. WISENBERG: Let me represent to you that we 19 have been told that right outside the 1:00 door is where 20 Betty Currie's desk is and that in here, this little almost 21 like a separate office within this area, Nancy Herreich has 22 a desk.</p> <p>23 THE WITNESS: Right.</p> <p>24 MR. WISENBERG: So I don't know if that helps any 25 in your determining --</p> |
| <p>Page 42</p> <p>1 Q And do you remember that agent's name?</p> <p>2 A Yes. And I'm not even sure, 100 percent sure, 3 of the order. There could have been another agent in between 4 these two. That would be Special Agent G. Michael Wilson, 5 referred to as Michael Wilson.</p> <p>6 Q Okay. So he came, Michael Wilson, came on duty?</p> <p>7 A Yes.</p> <p>8 Q And what happened next?</p> <p>9 A At this point in time, when I was standing across 10 from the Oval Office door, which would be the 11:00 door, I 11 was almost standing at the Roosevelt Room door, coming from 12 walkway number 1, I saw a gentleman coming down casually 13 dressed and he separated me and Michael and he basically said 14 he's going in to see the President and he was walking towards 15 the secretary's door.</p> <p>16 Q Okay. Now, when you say he separated you, he 17 walked in between you?</p> <p>18 A Right. Because me and Michael were basically 19 talking back and forth to each other.</p> <p>20 MR. WISENBERG: Can you tell us -- pardon me for 21 interrupting. When you say the secretary's door, can you 22 mark --</p> <p>23 What happened to the red pen?</p> <p>24 On JFM-4, can you --</p> <p>25 MS. WIRTH: That's red.</p> | <p>Page 44</p> <p>1 THE WITNESS: Basically, it's one door here.</p> <p>2 That's what got me -- messed my thing up here, was this here.</p> <p>3 But this is the door he was heading for. He separated us.</p> <p>4 I was standing approximately here at this doorway, 5 almost right here, walking past through us, saying he's going 6 in to see the President, and he's walking towards the 7 secretary's door, which was locked at the time.</p> <p>8 MR. WISENBERG: Okay. And can you mark where the 9 locked secretary's door was?</p> <p>10 THE WITNESS: Right here.</p> <p>11 MR. WISENBERG: On 4 with red. Okay. All right.</p> <p>12 Let me just wait for a moment -- let me take this 13 for a moment and show the grand jurors where we're talking 14 about.</p> <p>15 This would basically be between -- the door between 16 what we've called waiting area number 1 and the corridor 17 leading to the reception area.</p> <p>18 Thank you.</p> <p>19 BY MS. WIRTH:</p> <p>20 Q Okay. And just so we can distinguish those two red 21 dots from each other, can you circle with this blue pen the 22 red dot leading to the secretary's area? Okay. All right.</p> <p>23 So did you recognize this man when he was coming 24 down the hallway?</p> <p>25 A I recognized him as being a passholder.</p> |

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| <p>1 Q But you didn't know his name?</p> <p>2 A No. And I didn't even know if he was authorized,</p> <p>3 to be honest with you, to go in. Because on that post, there</p> <p>4 are certain people authorized to go in to see the President.</p> <p>5 As he's saying that, I'm almost about to confront</p> <p>6 the gentleman, ask him his identity, when -- I'm sorry, I</p> <p>7 should answer your question.</p> <p>8 Q Then what happened?</p> <p>9 A When Special Agent Michael Wilson said "He's okay.</p> <p>10 That's Harold Ickes." And Harold Ickes at that time which</p> <p>11 I last time identified him Friday as Chief of Staff, he's</p> <p>12 Deputy Chief of Staff/Special Assistant to the President.</p> <p>13 Q At that time.</p> <p>14 A At that time.</p> <p>15 Q And you now know that because someone else told you</p> <p>16 that or has your memory been refreshed?</p> <p>17 A I did research. I did research.</p> <p>18 Q You researched this?</p> <p>19 A Yes.</p> <p>20 Q Okay. All right. But he was a person who was</p> <p>21 working at the White House at that time.</p> <p>22 A Yes.</p> <p>23 Q So the route that he took to the Oval Office was</p> <p>24 through that blocked secretary's door.</p> <p>25 A I was the one that unlocked it for him. Correct.</p> | <p>1 A No.</p> <p>2 Q And where was Agent Wilson?</p> <p>3 A I left him in the walkway number 2 area outside the</p> <p>4 Oval Office door, the [REDACTED]</p> <p>5 MR. WISENBERG: Mary Anne?</p> <p>6 MS. WIRTH: Yes?</p> <p>7 MR. WISENBERG: Sorry --</p> <p>8 MS. WIRTH: Go ahead. As much as you want.</p> <p>9 Go ahead.</p> <p>10 BY MR. WISENBERG:</p> <p>11 Q When you say you let him in and you closed the door</p> <p>12 again, are you still talking about -- maybe I wasn't</p> <p>13 listening correctly. You're still talking about that door</p> <p>14 that you've identified with a dot, correct?</p> <p>15 A With the blue circle around the red dot.</p> <p>16 Q Okay. Fine. In other words, you didn't follow him</p> <p>17 to the 1:00 door to the Oval Office.</p> <p>18 A No. No, sir.</p> <p>19 MR. WISENBERG: Okay. Fine. Sorry.</p> <p>20 MS. WIRTH: That's okay.</p> <p>21 BY MS. WIRTH:</p> <p>22 Q All right. So what happened next?</p> <p>23 A I went back to the [REDACTED] area right outside where</p> <p>24 shortly -- I mean, I don't know how much sooner after that I</p> <p>25 heard the door close -- a door close, coming from the walkw</p> |
| <p>Page 46</p> <p>1 Q Okay. And when you unlocked the secretary's door</p> <p>2 for him, where did Mr. Ickes go?</p> <p>3 A He went inside.</p> <p>4 Q Okay. By the way, between those two routes, the</p> <p>5 route that Monica took into the Oval Office, which is the red</p> <p>6 dot marked near [REDACTED] at 11:00, and the route through the</p> <p>7 secretary's door, which is the normal route, if you know,</p> <p>8 that the President's staff would take into the Oval Office?</p> <p>9 A I'm really not 100 percent sure.</p> <p>10 BY MR. WISENBERG:</p> <p>11 Q Do you know why he went that way?</p> <p>12 A No. That's one of the things since my last</p> <p>13 interview with the Independent Counsel that was brought up.</p> <p>14 I mean, I never really went beyond that, why he would go</p> <p>15 through the secretary's door.</p> <p>16 Q Did either you or Agent Wilson indicate to him any</p> <p>17 way, shape or form that he shouldn't go in the 11:00 door?</p> <p>18 A No. No.</p> <p>19 BY MS. WIRTH:</p> <p>20 Q Now, when you unlocked the door for Mr. Ickes, you</p> <p>21 said he stepped inside. Did you see where he went?</p> <p>22 A No. He stepped inside and I closed the door.</p> <p>23 Q You closed the door behind him.</p> <p>24 A Correct.</p> <p>25 Q So you did not see what happened next.</p> | <p>Page 46</p> <p>1 number 1 area, which I witnessed Monica Lewinsky going down</p> <p>2 the hallway.</p> <p>3 Q Okay. Now, I believe when you testified last week,</p> <p>4 I think you used the word "boom" when you heard a sound</p> <p>5 coming. The next thing you heard. Was it a loud door</p> <p>6 closing or not?</p> <p>7 A If I used "boom," I don't know where that came</p> <p>8 from. I heard a door close. It was definitely a door</p> <p>9 closing, which being a uniformed division officer, I'm</p> <p>10 trained for observation, to watch, and I basically walked</p> <p>11 down that hallway, I wanted to see who was -- one of my jobs</p> <p>12 is monitoring all the doors and that's when I witnessed</p> <p>13 Monica Lewinsky going down the hallway.</p> <p>14 BY MR. WISENBERG:</p> <p>15 Q I think on Friday you said "scooting"?</p> <p>16 A Well, she was going down the hallway.</p> <p>17 MR. WISENBERG: Can I interrupt again?</p> <p>18 MS. WIRTH: Sure.</p> <p>19 BY MR. WISENBERG:</p> <p>20 Q Can you tell us -- I think you said Friday --</p> <p>21 A If I can -- it would be a perfect time right now,</p> <p>22 let's take the word "scooting" out because I'd hate to have</p> <p>23 this thing farther down the road, for me to identify what</p> <p>24 "scooting" is and I wouldn't know how to answer that.</p> <p>25 Q Okay.</p> |

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1 A I saw Monica Lewinsky walking down the hallway.
 2 Q Okay. How quickly was she walking?
 3 A A brisk walk.
 4 Q Okay.
 5 A She was not just casually walking. I mean, I
 6 didn't identify it as a casual walk. She was -- a brisk walk
 7 down the hallway.
 8 Q I believe Friday you testified that you couldn't be
 9 100 percent sure, but you thought she came out the pantry
 10 door. Is that correct?
 11 A No, I was not -- I was not 100 percent sure which
 12 door she exited out of. It was either the pantry or the
 13 dining room area, I'm not 100 percent sure.
 14 Q All right. Let me show you on JFM-4 what's
 15 called -- it's called Oval Office Complex in printing of some
 16 kind but then someone has written in dining room. Do you see
 17 that?
 18 A Yes, sir.
 19 Q And you've got a PD pointing down to a particular
 20 door, a representation of a door, and then on the
 21 other side you've got -- on the left side of the Oval Office
 22 complex, you've got what appears to be another door. Would
 23 it have been one of these two doors that you saw her coming
 24 out of?
 25 A You know, I'm not 100 percent sure because I never

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1 witnessed her actually coming out the door. I heard the door
 2 close, which alarmed me to check the hallway.
 3 Q Okay. You heard the door close and then you saw
 4 her.
 5 A Exactly. I walked over to that hallway because
 6 when you're standing outside that -- it's really tough to get
 7 a good view of both hallways.
 8 MR. WISENBERG: Okay. Okay. Sorry.
 9 MS. WIRTH: Okay. That's okay.
 10 BY MS. WIRTH:
 11 Q The door that you heard close, how would you
 12 describe the sound that you heard? There are different ways
 13 that a door can close. It can close -- you know -- quickly,
 14 quietly --
 15 A What I'm trying to really do is really watch out
 16 for key words because I know they could come back to haunt me
 17 as saying, you know, you heard the door close with a
 18 gentle -- I mean, what I'm trying to say is it wasn't a slam,
 19 she didn't lean the door closed, gently push, it was --
 20 the door was closing. So it's really tough for me to
 21 identify that. Unless you want to use some words and I
 22 could say --
 23 Q No. But it wasn't a slam.
 24 A No. It was not a slam, but it was loud enough for
 25 me to hear it, so it wasn't like she just leaned it closed.

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1 BY MR. WISENBERG:
 2 Q Do you recall whether it was -- I'm not saying that
 3 you can distinguish these sounds, but whether it was a
 4 regular door as opposed to a swinging type door where you
 5 would maybe hear more than just one closing, you'd hear kind
 6 of a --
 7 A I'm just going to refrain from that. I mean --
 8 Q You can't --
 9 A No, I really cannot.
 10 MR. WISENBERG: Okay.
 11 BY MS. WIRTH:
 12 Q When you looked down what's marked on that diagram:
 13 JFM-4 into walkway 1 and you saw Monica, you said -- I think
 14 you said briskly walking away.
 15 A Yes.
 16 Q What part of her body could you see?
 17 A The complete back side of her, from head down to
 18 her feet.
 19 Q Okay. And you recognized her based on --
 20 A I had a lot of dealings with Monica. I just didn't
 21 meet her once, I met her -- I talked to her probably 30 times
 22 and I knew it was Monica Lewinsky.
 23 Q Okay. Could you tell whether she was carrying
 24 anything with her?
 25 A No, I can't recall today.

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1 Q Was there anything different about her appearance
 2 than what it was when you first saw her that day?
 3 A No. All I saw was the back side of her.
 4 Q Okay. And she was walking, again, away from you
 5 down walkway 1. Is that right?
 6 A Correct.
 7 Q How soon after you heard the door close did you see
 8 Monica in the walkway walking away?
 9 A Probably -- the door closing alarmed me, probably
 10 within three seconds.
 11 Q Okay. And when you say it alarmed you, was that
 12 because you're supposed to be aware of the movements in that
 13 area?
 14 A Oh, definitely. Definitely. Basically, my job as
 15 a uniformed officer on the weekends, it's basically a quiet
 16 West Wing, any door, anything in that area, I'm responsible
 17 for.
 18 Q Okay. Now, from the time that you let Mr. Ickes
 19 into the locked secretary's door which you've marked with the
 20 red dot with the blue circle around it on JFM-4, from the
 21 time you let him into that door until the time you heard the
 22 door in walkway 1 close, about how much time passed?
 23 A Not very much time.
 24 Q Okay. Can you measure it in any way?
 25 A Less than a minute.

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| <p>1 Q Okay. Now, what did you next see after you saw 2 Monica briskly walking away down walkway number 1? 3 A That's about it. 4 Q Okay. Did you ever see Mr. Ickes again that day? 5 A I can't recall. I can't recall what time he left. 6 I didn't see him leaving. All that really sticks in my 7 memory are those facts that I just gave to you. 8 BY MR. WISENBERG: 9 Q Did you hear during the time that -- I know it was 10 a brief period, you said it was during this period between 11 letting Mr. Ickes in and seeing Monica go down the hallway, 12 but did you hear Mr. Ickes saying anything? 13 A No, sir. 14 Q Through the 11:00 door? 15 A No. 16 Q That's a no? 17 A No, sir. 18 BY MS. WIRTH: 19 Q Did you ever see the President again that day? 20 A I'm not 100 percent sure. 21 Q When you testified last week and you were talking 22 about the point when you went in with -- when the agent went 23 inside the Oval Office to announce to the President that he 24 had a phone call and you were standing near the threshold, 25 you said you made a comment, "What is going on in there?"</p> | <p>1 asked that question? 2 A Yes. 3 Q What did he say? 4 A "He wouldn't be that stupid." 5 Q Okay. Now, did you ever speak to Monica Lewinsky 6 about what happened that day after it happened? 7 A I was approached by Monica Lewinsky. Kind of -- 8 the way this story unraveled here is that day was a Sunday, 9 it was Monday I found out, I believe Monday or Tuesday, that 10 was Monica's last day at the White House, that I saw Monica 11 back as a working intern there in the East Wing. And later 12 on is when during a social event Monica Lewinsky approached 13 me on the state floor. 14 Q About how long after? 15 A I'm not really sure. 16 Q Was it within a month? 17 A She was at the Pentagon. 18 Q Was it within a month of that Easter Sunday? 19 A I'm not really sure. 20 Q Was it the same year? 21 A I'm not really sure, to be honest with you. 22 Q Okay. So you were working a social event? 23 A I was working a social event. I was posted on the 24 state floor by the north portico doors. 25 Q Was that the first time you had seen Monica since</p> |
| <p>Page 54</p> <p>1 Do you remember testifying about that? 2 A That was not at that time. 3 Q That was not -- 4 A No. 5 Q When was that? 6 A That was going back to the time when me and Special 7 Agent Mike Wilson were present in the hallway outside that 8 11:00 doorway. 9 BY MR. WISENBERG: 10 Q Is that a little later? 11 A This is -- 12 Q Between the phone call and the Ickes visit? 13 A Yes. Right. It was before the Ickes visit and it 14 was after the phone call. 15 BY MS. WIRTH: 16 Q Oh, I see. Okay. And you said that to Agent 17 Wilson? 18 A Yes. 19 Q And what did you mean when you said that? What 20 were you referring to? 21 A Curiosity question, I guess. 22 Q Were you referring to the fact that Monica was in 23 the Oval Office area? 24 A Yes. Yes, I was. 25 Q Okay. Did Agent Wilson respond to you when you</p> | <p>Page 55</p> <p>1 she left the White House? 2 A I'm not 100 percent sure because she had been back 3 several times at different social events. 4 Q And did she approach you? 5 A Yes. 6 Q Did she say something to you? 7 A She said she needed to talk to me. 8 Q And what did you say? 9 A I said sure and we basically -- well, at that time, 10 we were kind of in the middle of the hallway, in the general 11 area, and we walked a little bit out of the way of the crowd, 12 of guests coming up the stairs, and she stated that she 13 thought her and I were really good friends and I responded 14 that, yes, we are very good friends. 15 At that time, she made a statement -- I'm not 16 100 percent sure, I'm paraphrasing here, that somebody's 17 been spreading rumors about her and the President of the 18 United States and I reacted by saying, "Do you think it's 19 me?" 20 And then I went on to say, "Well, Monica, the last 21 time I saw you," it must have been the last time I saw her, 22 "you went to the Oval Office Easter Sunday and I never saw 23 you again." 24 And she responded, oh, no, she didn't think it was 25 me, but somebody's been -- you know, telling rumors. She</p> |

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| <p>1 goes, "Well, I'm glad we're good friends." And we left it at 2 that.</p> <p>3 Q Did she make any comment about the Easter Sunday 4 remark that you made? Did she respond to that at all?</p> <p>5 A No.</p> <p>6 Q Was anyone else present during that conversation 7 besides the two of you?</p> <p>8 A Present?</p> <p>9 Q Mm-hmm.</p> <p>10 A In the immediate conversation?</p> <p>11 Q Mm-hmm.</p> <p>12 A No.</p> <p>13 Q Okay. Did anyone overhear it?</p> <p>14 A No. I believe there was one person in the general 15 area who saw me probably talking to her. I think that was 16 Robyn Dickey at the time, but I cannot be 100 percent sure.</p> <p>17 Q Who is Robyn Dickey?</p> <p>18 A Robyn Dickey at that time was working in the social 19 office in the White House. She was not close enough to 20 overhear the conversation.</p> <p>21 BY MR. WISENBERG:</p> <p>22 Q Did she ask you anything about the conversation 23 later?</p> <p>24 A Actually, I think I approached her. I'm not 100 25 percent sure what I said to her at the time.</p> | <p>1 was a huge tent on the south grounds, but we were setting up. 2 getting the area set up, Monica Lewinsky got my attention.</p> <p>3 She was wearing a big sun hat. I walked over to 4 her and I forgot who was with her. I believe it was one 5 parent, I can't remember if it was her father or her mother, 6 and she introduced me. I said hi.</p> <p>7 And she asked if she could get into -- I believe 8 the gold rope area. Get closer to where the President would 9 be.</p> <p>10 Kind of filling everybody in, when we have a state 11 arrival ceremony, there are certain areas closed off for the 12 public to come up with tickets and then what we consider gold 13 rope would be for top staff as well as close friends and 14 family, congressmen and friends and family, and she was 15 making a request to get closer to the gold rope area.</p> <p>16 Q Okay. And is there anything more that you recall 17 about your conversation?</p> <p>18 A I then went to Ann McCoy, let her know Monica was 19 there requesting a closer -- and Ann McCoy said let her stay 20 where she's at.</p> <p>21 Q Okay. Did you ever discuss the President with 22 Monica that day?</p> <p>23 A No.</p> <p>24 Q Okay. Have you had any conversations with Monica 25 Lewinsky when you've discussed the President?</p> |
| <p>1 Q Do you remember the gist of what you told her?</p> <p>2 A I can't be 100 percent sure.</p> <p>3 Q Any idea of what you told her?</p> <p>4 A I didn't tell her about the conversation we had. 5 I made a remark, you know, about Monica. I'm not really 6 100 percent sure what I said to Robyn Dickey.</p> <p>7 MR. WISENBERG: Okay.</p> <p>8 BY MS. WIRTH:</p> <p>9 Q Have you had any other conversations with Monica 10 that you recall?</p> <p>11 A No. With Monica?</p> <p>12 Q Mm-hmm.</p> <p>13 A Oh. Yes. This had to do with -- it was after 14 Monica's departure from the White House. We were at -- also, 15 if I could ask you, I know a lot of times you have everything 16 I talked about before, a lot of it was privileged and 17 non-privileged.</p> <p>18 If I'm omitting something, it's not out of being 19 devious or, you know, not coming fully -- there's a lot up 20 here and I'm still nervous here, so I have no problem with 21 you saying, "John, do you remember" and I will come -- 22 At Fort Meyers, it was a state arrival ceremony. 23 Most state arrival ceremonies are at the White House south 24 grounds, this was changed to Fort Meyers and I believe -- I'm 25 not sure why it was changed to Fort Meyers, but I think there</p> | <p>1 A Never. Besides that one situation where she said 2 she wanted to get into the Oval Office to see the President 3 and the second one being where the President's name was 4 mentioned on the state floor, asking questions about her 5 stating rumors are being spread about her.</p> <p>6 Q Okay. That conversation that you had with Monica 7 Lewinsky on the state floor, the one you've just referred to 8 where she mentioned that rumors had been spread about her and 9 the President, you took a privilege with respect to that 10 conversation in our previous discussions. Is that correct?</p> <p>11 A Correct.</p> <p>12 Q Are there any other privileged conversations or 13 conversations to which you took a privilege that you had with 14 Monica Lewinsky that you recall?</p> <p>15 A I think the one situation -- to be honest with you, 16 I can't remember whether I declared a privilege or not a 17 privilege.</p> <p>18 I made mention to an event, a social event, I 19 think, as being at the Pentagon where the President was going 20 to be going over for a little speech and someone identified 21 Monica in the media area and made mention to the detail, but 22 I didn't make contact with Monica there.</p> <p>23 Q Okay. So there's no other conversations.</p> <p>24 A The last conversation I had with Monica was 25 probably maybe a month before the story broke or two months</p> |

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1 before. She was on 17th Street, sitting on a little fence
 2 area right outside the Old Executive Office Building. And I
 3 recognized her and she recognized me and she said hi and I
 4 said hi to her and I kept on going to my car.
 5 Q Okay. But there's no other conversation besides
 6 the one that happened on the state floor that you had with
 7 Monica that was privileged and is no longer privileged, that
 8 you recall.
 9 A To the best of my knowledge, no.
 10 Q Have you heard about an incident involving Monica
 11 that happened at the northwest gate to the White House?
 12 A Yes.
 13 Q Can you tell the grand jury what you know about
 14 that?
 15 A Can I ask which incident at the northwest gate?
 16 Q Do you recall an incident where you previously told
 17 us that Monica showed up at the northwest gate and said that
 18 she had an appointment with the President and the officer on
 19 duty told her something to the effect of she would have to
 20 wait in line to see the President?
 21 A Yes.
 22 Q Does that --
 23 A Yes, I recall that. Now, those all --
 24 Q Is that an accurate description of how you
 25 previously described that incident?

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1 A Could you repeat it? Because as you were saying it
 2 I was thinking about a whole other incident.
 3 Q Okay. Why don't you tell us what you recall about
 4 what you were told.
 5 A Okay. This was told to me, you can say hearsay or
 6 third person.
 7 Q Do you remember who told you?
 8 A I know -- I can't be 100 percent sure. That Monica
 9 Lewinsky showed up at the northwest gate wishing to gain
 10 access to see the President. Something was obviously said to
 11 Monica Lewinsky or she overheard it. She became upset.
 12 Something along the lines she would have to -- I'm
 13 not even sure what was actually said to Monica, but rumor has
 14 it something like, you know, wait in line, referring to
 15 somebody might be -- someone is already in the Oval Office.
 16 She did gain access to the West Wing. I'm not even
 17 sure. 100 percent sure, I'm pretty sure it was the Oval
 18 Office a short time after that. I know rumor has it, Secret
 19 Service rumor has it, the watch commander on duty that night
 20 was Captain Jeff Purdie, was summoned to the Oval Office.
 21 Q Okay. And did he speak to anyone when he got to
 22 the Oval Office, to your knowledge, based on the information
 23 that you heard?
 24 A The captain? I believe Captain Jeff Purdie and the
 25 President had a conversation. What actually took place. I'm

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1 not sure.
 2 I do know I asked Captain Jeff Purdie after this
 3 incident what happened and he told me, "Don't ask. Leave it
 4 alone." To which I said, "No comment." And I left it at
 5 that. I left the office. His office. Captain Purdie's
 6 office.
 7 Q Have you heard from anyone else besides Captain
 8 Purdie whether the President and Captain Purdie had a
 9 conversation after that northwest gate incident?
 10 A After the incident?
 11 Q Mm-hmm.
 12 A You mean when he was summoned?
 13 Q Yes.
 14 A Rumor has it that he got chewed out. I mean, I
 15 don't know what chewed out means with the watch commander or
 16 just reprimanded. Maybe he wanted -- I'm not even sure what
 17 actually transpired.
 18 Q Have you heard anything more specific than that?
 19 A No.
 20 Q When you say chewed up --
 21 A He got reprimanded by the President of the United
 22 States, which is, I guess, a pretty serious thing, but I
 23 think he had to go investigate actually what was said at the
 24 gate, which officer said it.
 25 Q Do you remember who told you that?

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1 A I know a short time after I had the conversation
 2 with you I talked to one of the officers who knew a lot of
 3 the details, Gary Niedzwieski. Officer Gary Niedzwieski.
 4 Besides that --
 5 Q Okay. Did he tell you what the content of any
 6 conversation between the President and Captain Purdie was
 7 that day? Gary Niedzwieski?
 8 A No. I think to this day, I think it's pretty --
 9 still kept tight lipped on actually what really took place
 10 between the captain and the President.
 11 BY MR. WISENBERG:
 12 Q Did he tell you about any conversation that Monica
 13 Lewinsky had with anybody at the northwest gate?
 14 A Did Captain Purdie?
 15 Q No, this other fellow you named.
 16 A Gary Niedzwieski?
 17 Q Yes.
 18 A You know, he started talking to me about it,
 19 supposedly -- he told me he kept pretty accurate records.
 20 I'm not really sure exactly what was said.
 21 Q What was said by who?
 22 A What the officer actually said to Monica.
 23 Q Okay. But it was your understanding he was
 24 actually a witness to that?
 25 A I believe he might have been one of the officers

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1 that were up there at that time. And I think -- I guess -- I
2 think what the whole thing was, I mean, I'm going -- to be
3 perfectly honest here, when they said wait in line, I think
4 at this time there was another female in the West Wing at
5 that time.

6 Q Yes. I guess what I was trying to get at, since
7 you talked to -- if I understand what you're saying, you
8 might have talked to him after you talked with agents from
9 our office the first time and whether or not he enlightened
10 you --

11 A Oh, Gary Niedzwieski?

12 Q Yes. Since he was one of the -- apparently or
13 possibly a witness to some of this.

14 A Right. I think he's the one where I'm getting at
15 now where he kind of filled me in, where it's more of a
16 derogatory statement made at Monica referring to the female
17 being in the Oval Office. Almost like wait in line.
18 Everybody understands what I mean by derogatory that way?

19 All right. Because the conversation upset Monica.

20 Q And how do you spell Officer Niedzwieski's last
21 name?

22 A No, because I can write it -- I can see it that
23 way.

24 Q Actually, I think I've got it. For the record,
25 it's N-i-e-d-z-w-i-s-k-i. If it's wrong -- that's wrong?

1 A I'm trying to recall now. I'm not stalling, I'm
2 just trying to think exactly what I said to her. I don't
3 want to say anything that's incorrect. I think she said --
4 I think she said I probably shouldn't have let her in. Then
5 she said if you did let her in, you should at least have
6 documented it.

7 And when I say documented it, outside the Oval
8 Office there's a table and we have -- it looks like a night
9 stand, there's a telephone there with the log books.

10 Quite often those log books are used for when the
11 President's not there, anybody stepping inside the Oval
12 Office, they have to check the phone lines for secured lines,
13 if they're going in there to just dust or do the floors, to
14 vacuum, we have to write down the passholder's name and who's
15 escorting them in.

16 And I did not make notations in that log book. And
17 then to cover myself, I basically -- I thought about it
18 because normally when the President's there, all guests would
19 go through the secretary's office door, they won't go right
20 in that main doorway that I referred to as the 11:00
21 position.

22 Q Did you ever do any documentation for your own
23 purposes of the events of that day, that Easter Sunday?

24 A No, I did not.

25 Q Do you remember anything else about your

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1 A I think it's N-i-e-d-z-w-i-e -- I think it's c-k-i
2 or s-k-i. N-i-e-d-z-w-i-e-s-k-i, I believe.

3 Q Okay. Thank you.

4 A And I'm still not 100 percent sure about that.

5 BY MS. WIRTH:

6 Q Okay. I want to go back for a moment to the April
7 Easter Sunday incident. Did you have any discussions with
8 anyone in the Secret Service about that incident after it
9 happened?

10 A Yes.

11 Q Who did you talk to?

12 A Sandy Verna and Officer Gary Byrne.

13 Q And when did you have those discussions?

14 A I believe Sandy Verna was the next business day.
15 I think it was Monday.

16 Q And what did you say to her?

17 A I went to Sandy due to the fact that was her post,
18 she was the regular post, and I just kind of told her the
19 situation that took place that Sunday. I guess I was looking
20 for if I did the right thing, the proper procedure to take
21 place.

22 Q And when you say "did the right thing," with
23 respect to what action?

24 A Letting Monica in.

25 Q And what did she say?

1 conversation with Officer Verna?

2 A No. She just thought it was funny, the one day I
3 was filling in for her that took place. So --

4 Q What about Officer Byrne? What do you remember
5 about that conversation?

6 A I think I told Gary Byrnes the story and I'm not
7 100 percent sure on this either, I think Gary Byrnes gave me
8 information about a situation where he was in -- and I think
9 he was doing some escorting, I forgot who he was escorting,
10 I'm not 100 percent sure of the story, too, where I think he
11 observed -- not observed observed but did not know the
12 President was back in the study with Monica. And then he
13 walked back outside the oval. I'm not 100 percent sure, but
14 I think it was Gary Byrnes.

15 I know that story's been floating around. It's
16 pretty tough right now trying to recall exactly what you
17 heard, but --

18 A JUROR: Is this another incident or the same
19 Easter Sunday incident?

20 THE WITNESS: No, this is a totally different one.
21 It's almost like once I told Gary about that, I think he
22 said, "Well, here's a situation, too, with Monica."

23 And then Gary told me about another situation with
24 Monica where basically I guess Nancy observed Monica in the
25 Oval Office one day and Nancy Herrreich was upset with Gary

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| <p>1 for letting her in and Gary's reply back was to Nancy 2 Herreich. "Hey, the President asked for Monica to step 3 forward." Which at that point then Nancy said okay. 4 BY MS. WIRTH: 5 Q Did he tell you where Monica was in the Oval Office 6 area specifically? 7 A I'm not really sure. I think that -- I mean, 8 somewhere in that area, back off in the study area. 9 Q Okay. But you're not sure? 10 A I'm not 100 percent sure of that story exactly. 11 Q And to the best of your memory, Gary Byrne told you 12 about that story the day that you told him about Easter 13 Sunday? 14 A I'm not sure where in relationship that was. I 15 don't know if I told Gary a week later or -- but it's almost 16 like -- the only reason I shared the story, it wasn't like I 17 was a gossip, these were post officers that were assigned 18 to the West Wing post and I guess I went to him, too, 19 almost for his okay, you know, have you had any dealings with 20 this situation. 21 Q I'm just not clear on what you said a moment ago. 22 Did you tell Gary Byrne about your Easter Sunday experience? 23 A Yes. 24 Q But it may not have been the very next day. 25 A No, I'm not sure. I mean --</p> | <p>1 A To be perfectly, totally honest, the first one I 2 can -- the one with Nancy Herreich was basically where 3 Gary's outside, the way he explained it, and Nancy wanted 4 know who let Monica inside the oval. And it was a simple 5 thing, Gary said. 6 Gary said it was a simple thing, when the 7 President's doors opened up and the President saw Monica in 8 the hallway and motioned for her to come in. And then once 9 Nancy found out the President motioned her in, that was the 10 end of the story. 11 Now, the second situation, and I still today coming 12 down here to the grand jury, I know I heard the story, I'm 13 not 100 percent sure if I heard it from Gary, of a situation 14 where somebody didn't know the President was back in the 15 study with Monica. I never heard anything of a compromising 16 position, but did not know they were both back there. They 17 simply walked in. 18 Once the officer realized that the President was 19 back in the study, he then exited the oval. And that's 20 not -- I'm not 100 percent sure if it's factual, but I know 21 I've heard that story before and I'm not even 100 percent if 22 it was Gary Byrnes, but that is one of the stories that is 23 down at the White House. 24 A JUROR: Excuse me. When the President motioned 25 for Monica to come on in, it's customary to log in the</p> |
| <p>1 BY MR. WISENBERG: 2 Q But was it when you told him that that he related 3 these other things? 4 A I believe so. I think that's what broke the 5 barrier down, not barrier but other related stories. It 6 wasn't -- we -- it's like the day when I talked to the 7 Independent Counsel several weeks ago about who was 8 privileged to this information I have, and the information 9 I'm giving to you today is still not public knowledge to the 10 Secret Service uniformed division or special agents. 11 We don't go around from post to post but those who 12 have had interactions with Monica, they related stories. 13 So not everybody at the White House complex knows my story. 14 BY MR. SUSANIN: 15 Q Officer Muskett, did you say a few minutes ago 16 whenever this occasion was where you told Gary Byrne what 17 happened, I thought you said he told me about an incident 18 where he caught Monica back there and then you went on to 19 talk about the Nancy Herreich story. 20 A Yes. 21 Q Are those two different incidents he told you 22 about? 23 A Yes, sir. I believe they're two different separate 24 incidents. 25 Q Could you explain those two incidents?</p> | <p>1 person before they go in? 2 THE WITNESS: Most of the time, the log book we 3 have, if I could show you that log book, it's simple -- most 4 of the time it's not guests. Like if you were a head of 5 state visiting, you would not put that log book down because 6 it's actually an official visit. That log book was more of a 7 security log book. 8 It would be if -- every once in a while we have TSD 9 that comes in. They do checks of the Oval Office for 10 security reasons. Or if somebody was coming in at night to 11 put a new coat of wax down. And before we let them in, we 12 let them in, we have to find out who's going in, write their 13 names down and then who actually is escorting them. 14 But if it's a simple thing as Monica going in, the 15 same thing with me, and I guess the only thing Sandy was 16 telling me probably to cover myself I probably should have 17 documented down Monica but me not working that post that 18 often -- 19 A JUROR: Thank you. 20 THE WITNESS: You're welcome. 21 BY MR. WISENBERG: 22 Q But as I understand it, that would typically be 23 entered in the log when the President wasn't there and you've 24 got a service type person. 25 A Exactly.</p> |

1 Q Okay. And this situation you've told us about of
 2 course, she's coming in to see the President, correct?
 3 A I mean, that's what I'm trying to explain. It's
 4 kid of unusual, especially on a weekend. There wouldn't be a
 5 secretary there. Most of the visits, they would come in,
 6 they would sit down in the lobby, and then Nancy or Betty
 7 would go down, greet them, then they would let the President
 8 know who's here and then come through and introduce them to
 9 the President.
 10 MR. WISENBERG: Sorry.
 11 MS. WIRTH: That's okay. No problem.
 12 A JUROR: Excuse me. That Easter Sunday?
 13 THE WITNESS: Yes, sir?
 14 A JUROR: You apparently were concerned because you
 15 went to speak to two other officers about what you had done.
 16 And in actuality what you had done was let Monica in and she
 17 was in for 20 or 30 minutes and Harold Ickes went in
 18 afterwards. He never spoke to you after he came out of
 19 there? He never mentioned what he saw?
 20 THE WITNESS: You brought up a good point there.
 21 sir. The 20 or 25 minutes is when the first phone call came
 22 through.
 23 A JUROR: Excuse me. Yes.
 24 THE WITNESS: Yes.
 25 A JUROR: And the phone call.

1 A JUROR: And then the President --
 2 THE WITNESS: And the way I cleared my conscience
 3 that day, I thought it was extremely unusual and the only way
 4 I relieved my conscience, and I'll be honest with you, I've
 5 thought about it, and I actually discussed it with my father
 6 strictly as an attorney, a legal person, shortly after this
 7 is that I figured the President didn't want her in there, she
 8 would have simply came right back out and that's how I was
 9 saying -- okay, then she probably had some legal documents
 10 and, you know, I waited and that was it.
 11 A JUROR: Did anyone ever tell you that Harold
 12 Ickes had said anything to anyone else about what he saw when
 13 he went in there?
 14 THE WITNESS: No, sir.
 15 A JUROR: Thank you.
 16 A JUROR: I had a question.
 17 THE WITNESS: Yes.
 18 A JUROR: When you said that Sandy Verna said that
 19 you probably should not have let Monica in, first of all, did
 20 you question her as to why she said that?
 21 THE WITNESS: No, I didn't. And I'm not even sure
 22 today, to be honest with you, 100 percent sure, but I think
 23 the way Sandy was talking to me, simply because an intern
 24 going to see the President in the Oval Office is very unusual
 25 and so maybe if I said that to Sandy today, well, she was

1 THE WITNESS: Right. And I really can't
 2 guesstimate when Harold Ickes came in, but when Harold Ickes
 3 came in, I'm being totally perfectly honest with you, I know
 4 he went and then Monica went down.
 5 Now, from that timeframe, I'm almost 100 percent
 6 sure I remember seeing Harold Ickes come out a short time
 7 after that. I can't give you exactly what time.
 8 A JUROR: But he never said anything to you?
 9 THE WITNESS: He never said anything to me, but I
 10 know he was dressed very casually because it was a Sunday, he
 11 wasn't in business attire.
 12 A JUROR: So other than the fact that you let
 13 Monica in at an unusual time, was there anything else about
 14 the incident that bothered you, the fact that he didn't
 15 answer the phone?
 16 THE WITNESS: Bothered me? As in --
 17 A JUROR: Bothered you to the extent that you went
 18 to talk to other people to see if you did the right thing.
 19 THE WITNESS: Yes, I guess it bothered me just
 20 because I've been on the job 11 years, I've always tried
 21 doing my job as a professional and I don't know if I did the
 22 right thing that day, due to the fact -- I knew she was an
 23 intern and she's showing up here. And really the only reason
 24 I let her in, sir, is because she told me the President said
 25 he needs these documents.

1 here this morning, I never asked or really discussed this
 2 with Sandy, it was more of a hush-hush, just forget about it.
 3 I'm pretty sure she did say it was wrong, but the only reason
 4 she was saying document it is to cover myself down the road.
 5 A JUROR: But she didn't say why you should not
 6 have let Monica in?
 7 THE WITNESS: No. Well, I think why she's
 8 saying -- I mean, I'm thinking why she said that is because
 9 she wasn't on the access list. There's only a few people
 10 down there that have the -- what's the term I would use -- to
 11 go in and out to see the President.
 12 A JUROR: Free rein?
 13 THE WITNESS: Right. Exactly.
 14 A JUROR: You said that you were asking Monica
 15 about did she want to enter the Oval Office.
 16 THE WITNESS: Yes, sir.
 17 A JUROR: [REDACTED]
 18 [REDACTED]
 19 THE WITNESS: [REDACTED]
 20 A JUROR: [REDACTED]
 21 [REDACTED]
 22 THE WITNESS: [REDACTED]
 23 [REDACTED]
 24 A JUROR: [REDACTED]
 25 [REDACTED]

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1 [REDACTED]
 2 THE WITNESS: [REDACTED]
 3 [REDACTED]
 4 [REDACTED]
 5 A JUROR: Let me ask you something. Were there
 6 other people on duty that day?
 7 THE WITNESS: On duty?
 8 A JUROR: Easter Sunday.
 9 THE WITNESS: Oh, there was quite -- you mean in
 10 the immediate area?
 11 A JUROR: Yes.
 12 THE WITNESS: There was me, there was an agent
 13 right there at that door.
 14 A JUROR: Right. Anybody else in the immediate
 15 vicinity?
 16 THE WITNESS: No. It's normally just a two-man
 17 post.
 18 A JUROR: Anybody in the study area?
 19 THE WITNESS: No. You're talking about when she
 20 went in?
 21 A JUROR: No, just anybody else on duty that day.
 22 How about the stewards? Were they on duty?
 23 THE WITNESS: No.
 24 A JUROR: They were not on duty?
 25 THE WITNESS: Most of the time on the weekend, sir,

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1 it's -- the only people we really see -- Saturdays it's a
 2 little busier. you have people coming in. Most of the time
 3 on a Sunday. especially on a holiday. the West Wing. all you
 4 have is a few tours coming down with passholders. Very
 5 seldom.
 6 I've never really -- plus, I didn't work that post
 7 that often, but it was unusual to have like a steward in
 8 there because no one's normally there.
 9 A JUROR: Can you recall again for me the comment
 10 Special Agent Wilson made after he realized or after he
 11 told the President that there was an important phone call for
 12 him?
 13 THE WITNESS: I'm sorry. could you repeat that
 14 question?
 15 A JUROR: You said that Special Agent Wilson made a
 16 comment after he got the attention of the President, that
 17 there was an important call for him.
 18 THE WITNESS: To clarify, there's two different
 19 stories there. When we went in, that was a different special
 20 agent.
 21 A JUROR: Oh. Okay.
 22 THE WITNESS: That was a newer agent who was kind
 23 of looking to me for guidance on that post. And that's when
 24 I told him to knock first. don't open the door. knock first.
 25 We knocked twice. took one or two steps in. That's when he

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1 called out for the President. After the second calling out,
 2 he did acknowledge and we both walked back out.
 3 A JUROR: Okay.
 4 THE WITNESS: It was then at that time when another
 5 agent came on is when me and Mike were just talking. And
 6 that's when he made that comment. I made the question, he
 7 made the comment.
 8 A JUROR: What do you think he meant by that
 9 comment?
 10 THE WITNESS: I guess being totally honest here,
 11 which we're all supposed to be here, I guess I had asked the
 12 question almost -- with the body language -- well, not body
 13 language, with a connotation almost with like -- what do you
 14 think's going on inside right now? And I'm saying going on
 15 inside, the President with Monica.
 16 And his reply back would be simply no, that he's
 17 saying he wouldn't be that stupid, he, being the President,
 18 wouldn't be that stupid to have something going on in the
 19 Oval Office with a young lady named Monica Lewinsky.
 20 A JUROR: Thank you.
 21 THE WITNESS: Is that --
 22 A JUROR: That answers my question.
 23 BY MR. WISENBERG:
 24 Q Did you tell Lou Fox about this?
 25 A No, sir.

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1 Q You mentioned it was hush-hush and you mentioned it
 2 in the context of a longer answer and that you basically
 3 reported to the normal post officers but otherwise it was
 4 hush-hush. Did anybody ever tell you in any way to keep
 5 quiet about this?
 6 A Officially, like --
 7 Q Officially or unofficially.
 8 A No. You know, with this -- there are sometimes
 9 rumors get started down at the White House and rumors are
 10 simply rumors.
 11 I know sometimes just before I got called down to
 12 OIC several months ago I had one of the new officers come up
 13 to me with some outlandish rumor involving me walking with
 14 the President and seeing the President and Monica in some
 15 very awkward position and I would often -- not often, but I
 16 would stop that officer right there and tell him, first of
 17 all, watch what you're saying, we're dealing with the
 18 President of the United States and I would clarify exactly
 19 how I was involved because quite often you hear so many
 20 different stories and that's the only time I would correct an
 21 officer.
 22 What I saw that day, I told a couple of senior post
 23 officers, just for almost confirmation, did I do okay, did I
 24 do something wrong, with Sandy and Gary. But it wasn't like
 25 I went from post to post.

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1 It's kind of like -- when I say hush-hush, it
2 wasn't need to know. Not everybody, not every officer, I
3 don't think I've even told a special agent about this story
4 to this day.

5 BY MR. PAGE:

6 Q Officer Muskett, you said that the White House
7 operator rang in to the Oval Office, correct?

8 A Actually, my communication with the operator was
9 the outside phone. Outside that door that I called 11:00,
10 there's a phone desk there, sir.

11 Q And apparently it rang there after the White House
12 operator was unsuccessful ringing in to the President,
13 correct?

14 A Yes, sir. That's my assumption.

15 Q Do you know where the phone is in the Oval Office
16 when the White House operator rings in to the President?

17 A There's a secure line right on his desk.

18 Q Does the phone or are there any other phones that
19 ring when the White House operator rings in to the Oval
20 Office that you're aware of?

21 A Like I stated before, I'm not 100 percent sure.

22 Q But you know of your own personal knowledge that
23 one rings right on the President's desk.

24 A Okay. Let me correct myself on that. I'm not
25 100 percent sure that when the operator is trying to get a

1 A I don't think I've used the word skeptical, but you
2 could use that word. I basically questioned her actions of
3 her wanting to get inside the oval. Are you talking about
4 the day, Easter Sunday, with the folder in her hand?

5 Q Correct.

6 A Right. And she said she wanted to go and see the
7 President. I asked her the same question, basically restated
8 it, "You want to go see the President?" And she said yes and
9 that's why I asked her again, almost like -- and then that's
10 when she came back, he just -- you know, he's called, he
11 needs these papers.

12 Q And this is still Easter?

13 A Easter Sunday, sir.

14 Q And you think it's -- I believe your words were a
15 few moments ago, unusual for this to happen.

16 A In my experience, on Easter Sunday -- yes.

17 Q That's what I heard you say a couple of minutes
18 ago.

19 A Okay. And I'm trying to do my best here, sir, but
20 also if it comes down to yes, what do you mean it's unusual
21 for an intern to go into the Oval Office, it happens every
22 day, and someone comes down with a million incidents with an
23 intern going to the Oval Office Monday through Friday, I'm
24 going to look like an idiot, but what I'm trying to say, I
25 found it unusual, unusual Easter Sunday, the President comes

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1 hold of the President, I'm not 100 percent sure that phone
2 rings. It's my understanding his phone would ring if the
3 operator is calling, but I'm not 100 percent sure that's the
4 way it rings. I mean --

5 Q So we have to talk to the operator or someone other
6 than yourself to get 100 percent certainty.

7 A Yes, sir.

8 Q Did you hear the phone ring?

9 A No, sir.

10 Q That afternoon -- we're still talking about
11 April 7, 1996.

12 A Yes, sir.

13 Q Correct?

14 A Yes, sir.

15 Q You did not hear the phone ring inside the Oval
16 Office that day.

17 A No. The only phone I heard was the outside phone
18 there and the Special Agent answered it.

19 Q Now, you said a few things that I want to mention
20 to you so that I can ask you a question, all right? So bear
21 with me.

22 A No problem, sir.

23 Q And please listen. The first thing you said was
24 that when Monica Lewinsky approached the Oval Office and you
25 were there, you were skeptical, correct?

1 over and Monica Lewinsky is coming over and I knew her as an
2 intern in the East Wing, for her to go in to see the
3 President unannounced, basically. Not, as I deem, on
4 official business.

5 Does that kind of clarify -- because I'm sure
6 interns do go in bringing documents to the President during
7 business hours.

8 Q Well, what I want to ask you is in view of the
9 series of events that you saw that day, Lewinsky comes with a
10 file, manilla, wants to see the President, he waves her in,
11 correct?

12 A No, wait a minute. I think we're getting some
13 stories kind of -- I mean, there's a lot of -- what I'm
14 telling you here, there's a lot of information and let's
15 clarify it so that it comes out correct. Now, this Easter
16 Sunday?

17 Q Yes?

18 A Monica Lewinsky approaches the door. I ask her,
19 I'm skeptical, she replies yes. I summoned the agent, he
20 looks, we let her in. She goes in straight ahead. The
21 President didn't motion her in that day. That's a
22 Gary Byrnes situation. She goes right in. He's on the
23 phone, eyeglasses on the bridge of his nose, we look, we
24 close the door.

25 Q That's the same day Mr. Ickes comes.

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1 A Yes. That's when -- the door closes, the phone
2 call comes in, door opens, no President, door closes, Harold
3 Ickes, find out he's Harold Ickes, he's okay, the agent says
4 okay, unlock the door, and Monica exits.

5 Q The same day the special agent says he wouldn't be
6 that stupid, the same day what's going on in there.

7 A Yes.

8 Q The same day the door closes, Monica briskly walks
9 down the hall. Correct?

10 A Yes.

11 Q And my question is after you see all of this, what
12 are you thinking as you see Monica go down the hallway
13 walking briskly?

14 A I'd kind of like to keep my private thoughts to
15 myself on this situation.

16 Q I'm sorry?

17 A I'd like to keep my private thoughts to myself.

18 Q Well, I'll pass that question right now, but it may
19 be valuable in this grand jury --

20 A Could I just step outside and talk to my attorney
21 at this time?

22 MR. PAGE: Sure.

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

24 MR. WISENBERG: Let the record reflect the witness
25 has reentered the grand jury room.

1 question once again.

2 Q Look. I'm just asking, in view of what you saw
3 that day and you've said throughout the order of your
4 testimony, Lewinsky approaches, you're a little skeptical,
5 things don't look right, she's going in there, it's a Sunday,
6 April 7, 1996, the phone call, Mr. President, Mr. President,
7 he wouldn't be that stupid, what's going on in there, the
8 door shuts right after Ickes apparently enters the Oval
9 Office and Monica briskly walks down the hallway. And
10 it's important to note does not come out the same door she
11 entered.

12 In view of all that, what was going on in your mind
13 when Lewinsky left the Oval Office area, briskly walked down
14 the hallway?

15 A To answer the question, as an average
16 intelligent -- what I'm trying to do here is answer this and
17 also let it be stated I do respect the presidency of the
18 United States and to answer it, that day, I took it as that
19 Harold Ickes had interrupted the President and Monica
20 Lewinsky.

21 Q Interrupted what?

22 A That's my answer. My thoughts were that he had
23 interrupted them and really who knows? That Harold Ickes had
24 interrupted the President and Monica Lewinsky back in the
25 study area.

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1 Madam Foreperson, we have a quorum?

2 THE FOREPERSON: Yes, we do.

3 MR. WISENBERG: And there are no unauthorized
4 persons?

5 THE FOREPERSON: There are none.

6 Mr. Muskett, you are still under oath.

7 THE WITNESS: Thank you.

8 BY MR. PAGE:

9 Q All right. Officer Muskett, when we left, you had
10 asked to step outside to speak with your attorney, who is
11 your father, correct?

12 A Yes, sir. My attorney.

13 Q About the question that we had asked you regarding
14 what you thought in view of these facts that I had listed for
15 you, a couple of which may have not even been in the list.
16 You stepped out and now you're back, correct?

17 A Correct, sir.

18 Q And what did you decide?

19 A If you're going to ask me, just please ask it once
20 again. I thought maybe you might have skipped over that one
21 and gone on.

22 Q No, I don't skip over --

23 A My father told me try that one.

24 (Laughter.)

25 But on a serious note, if you could ask the

1 Q When Ickes comes back out and walks by you, do you
2 make eye contact with Mr. Ickes?

3 A You know, sir, to this day I cannot honestly
4 remember exactly. Did I see him come out -- I mean, all I
5 remember clearly as a bell is Harold Ickes walking in, clear
6 as a bell, Monica Lewinsky going down the hallway.

7 Q Within a few short moments after Ickes entering.

8 A Yes, sir. Right.

9 Q Does Ickes make eye contact with the PPD person?

10 A What I'm trying to say is I cannot remember
11 exactly. Did I ever see Harold Ickes that afternoon -- it
12 did not -- Harold Ickes leaving was not into my memory.

13 Q Well, you're certain he entered, correct?

14 A Yes, sir.

15 Q He was casually dressed, correct?

16 A Yes, sir.

17 Q But you're not certain that you saw him leave.

18 A Not 100 percent today.

19 Q But you know he didn't stay in there.

20 A Of course he didn't stay in there. He had to leave
21 some time. But what time he left, did I remember seeing him
22 leave, what did he look like, I cannot today tell you. Did I
23 make eye contact with Harold Ickes, did he make eye
24 contact -- I cannot remember 100 percent today.

25 MR. PAGE: Right. Because we're in this area of

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|---|--|
| <p>1 this subject matter, can you get up for a moment and 2 demonstrate for all of us how briskly Monica Lewinsky walked 3 down the hallway? Show us. 4 Don't be embarrassed -- 5 THE WITNESS: I am embarrassed. 6 MR. PAGE: It's an important issue for the grand 7 jury. 8 THE WITNESS: No, I'm not being light. I feel 9 like -- I don't know if I can even demonstrate it, how fast 10 she was -- to be honest with you, sir. 11 MR. PAGE: Give us your version of briskly. 12 THE WITNESS: Okay. Here's my version of Monica 13 Lewinsky walking down the hallway. 14 (The witness walked across the room.) 15 A JUROR: That's briskly. 16 A JUROR: That's brisk. 17 A JUROR: Thank you. 18 BY MR. PAGE: 19 Q Does she have her shoes on at the time? 20 A I cannot recall, sir. 21 Q I want to go back now and talk with you about this 22 part of your testimony where Monica Lewinsky first approached 23 you Easter Sunday, 4/7/96, all right? 24 A Yes, sir. 25 Q When she does that, she's got the manilla file in</p> | <p>1 Q All right. Now, let's stop there for a moment. 2 About ten minutes ago you said that you gestured as she shook 3 the door knob, correct? Trying to get in? In front of you 4 and Hightower? 5 A She grabbed the door and tried to get in. She 6 tried turning it to get entry. Yes, sir. 7 Q And you can't do that, correct? 8 A Yes, sir. 9 Q And you gestured when you testified about ten 10 minutes ago or so that she physically grabbed the door knob 11 and tried to twist it and I believe I saw you shaking it a 12 little bit, trying to push the door open. Is that accurate? 13 A Let me correct. She grabbed the door knob, made a 14 gesture like to go in, was unable. 15 Q After that, then, the agent opens the door. 16 A Correct. 17 Q You look in, correct? 18 A Yes. 19 Q The agent looks in, correct? 20 A I'm not 100 percent sure if the agent looked in. I 21 know I looked in. 22 Q When you look in, Officer Muskett, what do you see? 23 A I see the President of the United States sitting at 24 the Oval Office desk, he's on the telephone. His eyeglasses 25 are on the bridge of his nose and he's dressed casually.</p> |
| <p>1 hand, correct? 2 A Yes, sir. 3 Q Do you poke in that file to verify whether she's 4 speaking accurately and truthfully? 5 A To be honest with you, sir, it could have been 6 completely empty. I never looked inside the envelope -- the 7 folder. Not the envelope, it was a folder. 8 Q When you knocked at the door, correct? 9 A The special agent knocked. 10 Q The special agent knocks. Mr. Hightower, correct? 11 A I believe. I believe it was Special Agent 12 Hightower. 13 Q This is to let Monica Lewinsky in first? 14 A No, sir. 15 Q I'm sorry? 16 A All I'm doing is correcting you. 17 Q Correct me. 18 A Monica Lewinsky approaches, she states she needs to 19 get inside the Oval Office. I ask her, being skeptical, 20 "Do you want to go in and see the President?" 21 She said, "Yes. He needs these papers. He called 22 and he needs these papers immediately." 23 We then -- I look at the agent, I guess let her in, 24 we let her go to the door. She was unable to gain access on 25 her own.</p> | <p>1 Q All right. Now, does he have reading glasses on or 2 does he have full frame glasses on? 3 A If I can recall, they were -- I'm not 100 4 percent -- the definition of those -- very similar to what 5 you have right there. Reading glasses? 6 A JUROR: Yes. 7 THE WITNESS: Reading glasses. Similar to the 8 juror's. 9 MR. PAGE: All right. At this time, let the record 10 reflect you're looking at an anonymous grand juror who 11 happens to have on apparently reading glasses. 12 THE WITNESS: Right. Yes. 13 BY MR. PAGE: 14 Q So they were half frames, correct? 15 A Half frames. To the best of my recollection. 16 Q And how near are you to the President at the time? 17 A At the door that I stated, which is 11:00, looking 18 right in at the President. 19 Q How near to him are you? 20 A Approximately -- probably right here, the start of 21 this, to those doors marked exit. 22 Q And what would your estimate there be? 23 A I have no idea. 24 A JUROR: Walk it off. 25 MR. PAGE: All right. We'll let the record reflect</p> |

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|---|---|
| <p>1 that Officer Muskett is pacing off the distance. 2 THE WITNESS: I'm guessing maybe 30 feet. 3 BY MR. PAGE: 4 Q Well, you've paced it off, so a little bit better 5 than a guess, right? 6 A Yes. I paced it off but I did not go feet to feet. 7 I did -- just kind of giving you a ballpark figure. 8 Q Are you able to see the President's face when you 9 look in and he's got these half glasses down at the end of 10 his nose? 11 A Yes, I can see his face. 12 Q Was he making eye contact with you at the time? 13 A I don't know if he sees me. I know Monica's in 14 front of me, basically, and I see him looking at Monica walk 15 in. 16 Q Is he smiling? Is he frowning? 17 A I saw no facial expression. 18 Q Does he gesture with his hand? 19 A No. He's on the phone with one hand. It looks 20 like -- if I can recall, he had papers in his other hand. 21 MR. PAGE: All right. I want to ask you some 22 questions about your conversation, switching to another day, 23 Officer Muskett. 24 MS. WIRTH: Can I just interrupt? I just have one 25 fast question.</p> | <p>1 MR. WISENBERG: Let the record reflect that the 2 witness has reentered the grand jury room. 3 Madam Foreperson, is there a quorum? 4 THE FOREPERSON: Yes, there is. 5 MR. WISENBERG: Are there any unauthorized persons? 6 THE FOREPERSON: There are none. 7 Mr. Muskett, you are still under oath. 8 THE WITNESS: Yes, I am. Thank you. 9 BY MS. WIRTH: 10 Q I had interrupted Ed Page for a moment with a 11 couple of questions and I think when I left off I was asking 12 you about the time when you let Monica into the Oval Office 13 and the door was open and you could see the President with 14 his glasses on the bridge of his nose. 15 A Yes. 16 Q How far into the Oval Office did you see Monica go 17 before you closed the door? 18 A She walked all the way in, probably within a foot 19 to two feet from the front of the Oval Office desk. 20 Q Okay. And during that whole period of time, did 21 the President indicate to you in any way that she was not 22 welcome? 23 A No. He still was on the phone when we closed the 24 door. 25 Q Okay. An dhow much of a distancc was that from</p> |
| <p>Page 94</p> <p>1 MR. PAGE: Certainly. 2 BY MS. WIRTH: 3 Q Did you notice whether the President made eye 4 contact with Monica at that point when she walked in the 5 room? 6 A I'm assuming he did, due to the fact -- these 7 diagrams really aren't all that good for you to understand. 8 You guys should go down and take a look at the West Wing, it 9 really would help you get a better perspective of this whole 10 scenario. But when that door's opened up, it basically 11 almost looks right at the door, and I was behind Monica, so 12 I'm assuming he's looking at the door, sees the door open up, 13 he sees Monica walk all the way to the front of that desk, 14 and I assume he's looking right at Monica. 15 Q So you have the door open? 16 A The door opened all the way. 17 MR. WISENBERG: It's break time. 18 MS. WIRTH: Okay. 19 THE FOREPERSON: The grand jury needs to take a 20 break. 21 MS. WIRTH: Sure. 22 THE FOREPERSON: We're going to take a 10-minute 23 break right now. 24 MR. WISENBERG: We'll come get you. 25 (Witness excused. Witness recalled.)</p> | <p>Page 96</p> <p>1 where you were standing? 2 A Approximately from the edge of the jurors' table to 3 the door. 4 Q And you estimated that to be about how far? 5 A I think I said 30 feet. 6 Q Okay. 7 A Approximately. 8 MS. WIRTH: Approximately. All right. Fine. 9 MR. PAGE: Thank you. 10 BY MR. PAGE: 11 Q Officer Muskett, you testified earlier about 12 speaking with Monica Lewinsky where she had indicated that 13 she needed to talk with you? 14 A Yes, sir. 15 Q Do you recall that testimony? 16 A Yes, sir. It was on the state floor of the White 17 House during a social event. 18 Q And you said that she told you in a two-person 19 conversation, you and she, that someone's been spreading 20 rumors about her and the President, correct? 21 A Yes, sir. 22 Q I believe -- 23 A Well, actually, you know what, the way you -- I 24 mean, as this goes along, sometimes it clarifies more. 25 She might have even said she heard some people were spreading</p> |

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1 rumors about her.

2 I'm not even 100 percent sure if she said her and

3 the President, but she said somebody's been spreading rumors

4 and I think it was about her and the President. What I'm

5 trying to give you is 100 percent accurate testimony here as

6 I can today.

7 Q Good. That's what we want. When you heard that,

8 I believe you said something to the effect that "Monica, the

9 last time I saw you, you went into the Oval Office and I

10 didn't see you again." Is that accurate?

11 A Well, let me correct what I said originally.

12 It's almost -- I said that to Monica, that "The last time

13 I saw you, I saw you go into the Oval Office and you left

14 and that's the last time I ever saw you again that Easter

15 Sunday." So that part I forgot to add was seeing her exit,

16 because I did see her exit the Oval Office.

17 Q What was your purpose in telling her that? What

18 are you trying to communicate to Monica Lewinsky when you

19 tell her, "Monica, the last time I saw you, you went into the

20 Oval Office and I didn't see you again"?

21 A I think that was -- I was saying that because I was

22 surprised. That day turned out to be her last day that she

23 worked at the -- or -- it was so funny, as the story goes,

24 when I told the story to another officer, you know, we were

25 talking, I didn't know that was her last day and so it was

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1 one of these things where I'm starting to question myself.

2 I saw her with a White House pass -- I don't know

3 if you're familiar with the White House passes, everybody's

4 got a little pass with their photo, and on the back side,

5 blue is for White House, orange color is for the Old

6 Executive -- I started questioning myself did she even have a

7 pass that day or was it an appointment pass.

8 Q You're talking that day --

9 A That Easter Sunday.

10 Q 4/7/96 Easter Sunday?

11 A I'm talking about Easter Sunday, the 7th. I'm

12 talking about -- I started questioning myself that 4/7/96

13 when I saw her, it started my mind questioning did she

14 even have a pass or was her last day Friday and was she

15 cleaning her desk out on Sunday, so in a way I started

16 questioning myself. So when I was saying that to her, it

17 was almost to the point where I wanted her to kind of

18 almost tell me, you know, because she kind of -- it was an

19 abrupt ending.

20 Q That's what I need to know.

21 A Right.

22 Q What were you trying to get her to tell you?

23 A About what happened, her stint at the White House.

24 I mean, she's working -- you know, most of the time

25 passholders or anybody that works at the White House, there's

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1 a going away party or someone's being transferred to the

2 Pentagon and it was kind of an abrupt end of Monica's stint

3 at the White House.

4 Q So no party for Monica Lewinsky when she left.

5 A No, sir. Not that I'm aware of.

6 Q No send off. And would you have heard about it?

7 A With an intern, sometimes not, but sometimes we do

8 know, people come out, this is my last day, the east

9 appointment gate, the officers there or people in the East

10 Wing. Because I saw Monica a lot and I did do a lot of

11 talking with the East Wing staff. And most of the time I do

12 know a person's last day. It might not be a big, grand send

13 off, but we all say goodbye, best wishes.

14 Q I'm trying to understand this conversation, Officer

15 Muskett, because, you see, apparently you say, and I'm not

16 doubting you, I'm trying to put this together.

17 A Okay.

18 Q She says someone's been spreading rumors about her

19 and perhaps the President and you come back and say, "The

20 last time I saw you, you went into the Oval Office and I

21 didn't see you again." Are we missing a part or what are you

22 trying to say? Do you follow me?

23 A Not really, sir.

24 MR. WISENBERG: To Monica on that day?

25 MR. PAGE: Correct.

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1 BY MR. WISENBERG:

2 Q In other words, why did you say that to Monica?

3 What were you trying to kind of convey?

4 A Well, I guess I'm going to say the whole way the

5 conversation went again because I think what you're doing,

6 you're taking key sentences out that I said and maybe -- I'm

7 not slighting what you have in front of you. The

8 conversation is she wants to talk to me. I said okay. We

9 pull off to the side.

10 She goes, "John, I thought you and me were good

11 friends here at the White House."

12 I said, "Yes, we were good friends here at the

13 White House."

14 And she goes, "John, someone's spreading rumors

15 about me and the President here."

16 And my reply back was, "Well, Monica, do you think

17 it's me?"

18 MR. PAGE: You never mentioned that earlier today.

19 THE WITNESS: Oh, I thought --

20 JURORS: He did. Yes, he did.

21 MR. PAGE: Sorry.

22 THE WITNESS: No, that's why I'm here, to help

23 everybody out. So then --

24 BY MR. PAGE:

25 Q So you said, "Do you think it's me?"

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|---|---|
| <p>1 A "Monica, do you think it's me?" And I said. 2 "Monica, the last time I saw you here, you went into the Oval 3 Office." I mean, it's almost like -- it's such an abrupt 4 ending, you know, why do you think -- something like -- I 5 said -- you know, we were good friends and so I came out with 6 that, that's the way I ended the conversation. 7 I was almost waiting for Monica to tell me. You 8 know, I see her, she's kind of upset. Remember in the 9 beginning I told you she kind of looked upset going in there 10 and then I find out it's her last day. 11 So I was actually -- it was kind of a lead-on 12 question, hoping she was going to say, "John, let me tell you 13 what happened here at the White House." But she didn't and 14 that was it. And I said, "Well, have a good time at the 15 Pentagon." 16 Q All right. Thank you for that explanation. You 17 said, correct me if I misheard this, that shortly after the 18 April 7, 1996 event, we'll call it the event, you discussed 19 it with your father. Is that what you meant -- 20 A The event. 21 Q Is that what you meant to say? 22 A Well, you're referring to the April 7, 1996 event 23 as -- well, I guess it is the event. Yes. I discussed the 24 Monica Lewinsky Oval Office situation, the incident, with my 25 father.</p> | <p>1 A Very good. 2 Q Do you understand that? 3 A Very good, sir. 4 Q Whether it's your dad or not. So he was or you 5 were visiting with him about this event, seeking legal 6 advice. 7 A Yes. 8 Q Not as a dad. 9 A They both coincide together. I don't separate 10 them. 11 Q Let's go back again, move on to a different topic 12 and I think that's all I have. April 7, 1996, is there 13 anybody else in the White House who from a surveillance 14 position or a monitor position can see Monica Lewinsky 15 briskly walking down the hallway? 16 Now, I don't mean someone else physically on 17 the hallway, but is someone monitoring these events 18 that might have seen what you saw? Do you understand my 19 question? 20 A No, I understand your question. I'll have to talk 21 to the Secret Service personnel in the hallway. I'll be 22 right back. 23 (The witness was excused to confer with counsel.) 24 THE FOREPERSON: Officer Muskett, I would like to 25 remind you that you are still under oath.</p> |
| <p style="text-align: right;">Page 102</p> <p>1 Q And was that near in time to April 7, 1996? 2 A Yes, sir. But that was also as an attorney-client 3 conversation. 4 Q That's my next question. 5 A Yes, sir. 6 Q Was this done -- your father is a lawyer. 7 A Yes, sir. And it was strictly as an attorney, as a 8 client. 9 Q All right. And you were seeking legal advice? 10 A Actually, legal advice at that time from my father. 11 Q I'm not asking for any legal advice he gave you, 12 Officer. I'm not asking for any privileged attorney-client 13 communications. 14 A Okay. 15 Q I'm just asking -- 16 A And I do take that back because it was my fault, 17 because what I'm doing today, I'm talking too much and my 18 advice I should answer your questions to the point and only 19 to the point, so that's been my mistake all day, so I will 20 answer your question to the point. Because I was going to 21 answer your question as it's going along with that. 22 Q But you see, we told you at the outset you don't 23 have to give us privileged information. 24 A I apologize. 25 Q And that's not our intent or purpose.</p> | <p style="text-align: right;">Page 104</p> <p>1 THE WITNESS: Thank you. 2 MR. PAGE: There are no unauthorized people? 3 THE FOREPERSON: Oh, there are no unauthorized 4 people in the room. We have a quorum. 5 MR. PAGE: Thank you. 6 BY MR. PAGE: 7 Q Did you have a chance to consult? 8 A To answer the question, because I was not 100 9 percent sure about the question was, if I can -- well, 10 actually, why don't you restate the question. 11 Q Let's do this. Did you have a chance to consult 12 with somebody? 13 A Yes, sir. About my answer and they -- yes, I did 14 consult. 15 Q And with whom did you consult? 16 A Matt Dates, United States Secret Service 17 counsellor; Tom Dougherty, United States Secret Service legal 18 counsel; James William Muskett. 19 Q Father and lawyer. 20 A Attorney. Father. 21 Q All right. And you asked me to restate the 22 question. 23 A Yes, sir. Just in case -- you know, I want to hear 24 exactly what your question is. 25 Q My question, not exactly the same words, is was</p> |

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1 there somebody else in the White House from occupying a
2 surveillance or monitoring position who could have seen what
3 you did that? That is, Monica Lewinsky briskly walking down
4 the hallway on April 7, 1996.

5 A Not that I'm aware of.

6 Q Are there any -- and why is that so?

7 A There was nobody else in the hallway. It was just
8 me watching her go down the hallway.

9 Q And if there's nobody else in the hallway, is there
10 anybody else in a monitoring position or is there no person
11 in a monitoring position who would have captured her walking
12 down the hallway briskly?

13 A Not that I'm aware of.

14 BY MR. WISENBERG:

15 Q I want to show you, Officer Muskett, I just want to
16 clear this up as much as we can. Let me show you JMF-4. You
17 had mentioned before that you, yourself, referred to the
18 study area as more than just what we've marked as the study
19 on this map.

20 You didn't use those exact words, but that the
21 study -- what you call the study to you is the area beyond
22 the 9:00 door. Is that correct?

23 A Correct. If I can remember correctly, I referred
24 to the configuration I see here and my best memory going
25 through there maybe two or three times, that there was a

1 Friday and then today you had first talked about a study door
2 being open and that's why it's so important --

3 A I understand, sir. And I'm referring to this door
4 right off the oval.

5 Q The 9:00 door.

6 A If you want to say -- if you know information,
7 firsthand information, there's a corridor behind there or a
8 small hallway, then that's the door I'm referring to. That's
9 what I refer to as the study door.

10 Q The 9:00 door.

11 A Right. The 9:00 door. So I would change that.

12 Q And the dining room in your mind would not be part
13 of the study.

14 A Right. Correct.

15 Q Okay. All right. I just wanted to get that clear.
16 Now, were there to your knowledge before the April 6, 1996
17 incident, were there any rumors about Monica and the
18 President that you were aware of before that incident?

19 A Before that incident?

20 Q Right.

21 A Not that I was aware of, sir.

22 Q Okay. And were there any rumors about why she was
23 transferred?

24 A Yes, sir.

25 Q And can you tell us briefly what those rumors were.

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1 study period and there was a little dining area period.

2 Q All right. That was my next question. There's
3 also, at least on this map, a little corridor that leads from
4 the Oval Office to the actual one room called the study on
5 this map. Do you see that?

6 A Yes, I see that on the map there, sir.

7 Q Okay. Then over here to the left of the study in
8 that little corridor, you see something that on the map is
9 printed Oval Office complex and then it says dining room. Do
10 you see that?

11 A Yes, sir.

12 Q And so are you telling us that you considered that
13 dining room area with the pantry to be part of what you
14 referred to as the study?

15 A No. My definition of the study, I think Mary Anne
16 was asking these questions here. I'm not exactly 100 percent
17 sure of the layout here.

18 Q Okay.

19 A As far as I'm concerned, behind the Oval Office
20 wall, there was a study.

21 Q Okay.

22 A I don't know if there was a corridor or a door to
23 the left or the right, and then you walk into a dining room.

24 Q Okay. So the dining room is something that -- I'm
25 just trying to get what you mean in your mind because on

1 A Briefly, Monica was seen by someone, and I believe
2 to the best of my ability today, someone from the White House
3 or from the First Lady's staff, walked in on the President
4 and Monica in the family theater located in the East Wing.

5 Q All right. Walked in and then what?

6 A I guess in a compromising position.

7 Q Okay. That's the rumor that was going around?

8 A Yes, sir.

9 Q All right. Now, you had mentioned that when you
10 were walking, you were mentioning some examples of having
11 been, I think, recently walking with colleagues and being
12 given a version of what you supposedly saw, something you
13 supposedly saw, and I think your words were it was outlandish
14 and you stopped them. Is that correct?

15 A Yes, sir.

16 Q Okay. What was that -- if you can recall, what was
17 the outlandish version?

18 A You know, I guess me, John Muskett, witnessing the
19 President and Monica giving -- or having oral sex.

20 Q Okay. Was it ever expressed to you as you having
21 witnessed Monica with her head on the President's lap?

22 A The only time I ever saw that -- wait. State that
23 again? The President --

24 Q Was it ever expressed to you, the outlandish
25 version expressed to you as, Muskett, you, saw Monica with

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1 her head on the President's lap?
 2 A The only time I ever heard that side of the story
 3 or that rumor was in the Independent Counsel, when I came
 4 down here to have a talk a couple of weeks ago.
 5 Q Okay. It was a question from somebody?
 6 A It was a question from the panel where there was an
 7 FBI agent, Mary Anne was there, where that sort of
 8 terminology and they asked me if I ever saw that situation.
 9 Q Okay. But the outlandish version that you heard
 10 from a colleague was --
 11 A Oral sex. More graphically described today as a
 12 blow job.
 13 Q Now, were there rumors that you heard some time
 14 before -- some time after her transfer to the Pentagon and
 15 before the story broke about Monica in the Washington Post on
 16 January 21, 1998, had you heard rumors about Monica and the
 17 President?
 18 A I'm sorry, run these dates and times back.
 19 Q Sure. She gets transferred to the Pentagon very
 20 shortly after Easter Sunday 1996.
 21 A Right.
 22 Q The story on her, the big news story on her, breaks
 23 on January of this year. My question to you is between those
 24 two periods had you heard -- were there rumors, any time
 25 before the story broke and after she went to the Pentagon,

1 A Yes. To the best of my recollection, what happened
 2 on this situation was me and a Sergeant Keith Williams were
 3 joking in the morning before our roll call about -- there was
 4 something in the paper and they asked this before with the
 5 interview style, what it was in the paper I cannot recall.
 6 and we joked about when this thing really starts unraveling.
 7 What I mean by unraveling -- I'm just trying to
 8 watch my key words here because I don't want them to come
 9 back and strike me in my face, when I say unraveling, if this
 10 thing really -- if the story was true with the President, if
 11 they ever come to press, you know, it's going to be -- well,
 12 we were joking about it and that's what the Xerox copy was.
 13 I don't know if everybody saw it. It referred to Friday,
 14 August 1, 1997.
 15 We were joking about, you know, how's Monica being
 16 cleared into the White House complex. And I do know she was
 17 there a couple of times for social events and on this
 18 situation with the northwest gate is when she came in and she
 19 was cleared as press.
 20 To be a little more -- when I'm going on these long
 21 tangent answers, I'm letting you know to help clarify, most
 22 times you have an appointment to see somebody you're cleared
 23 as an appointment.
 24 Well, she was cleared on this day as a press
 25 worker. And I have McCurry down there with her date of birth

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1 did you start to hear rumors about Monica and the President?
 2 A possible relationship.
 3 A I guess when I say a possible relationship, the
 4 family theater story which comes to mind, which kind of
 5 coincides, you know, with me, the situation I saw then,
 6 Easter Sunday.
 7 Q Okay. You mentioned the -- and that presumably
 8 would have been a rumor that started fairly soon after she
 9 was transferred?
 10 A Very soon afterwards.
 11 Q Okay. Did you hear anything beyond that? Any
 12 other rumors beyond that about any particular events?
 13 A With Monica and the President?
 14 Q Right.
 15 A No, sir.
 16 Q Okay. You had mentioned two northwest gate
 17 incidents and you've told us about what you heard about one
 18 of them. I believe, you correct me if I'm wrong, the other
 19 had to do with her being allowed in on a press pass of some
 20 kind.
 21 A Yes, sir.
 22 Q You didn't witness that but you heard about that,
 23 correct?
 24 A Yes, sir.
 25 Q Can you briefly tell us what you heard about that?

1 and Social Security number, because that's what was listed on
 2 the screen. And Keith Williams called me to let me know that
 3 she was coming in. I think it was 12:16 in the afternoon on
 4 that date.
 5 Q So this was -- it just happened to be like a
 6 coincidence that later in the day on a morning that you were
 7 talking with -- is it Williams?
 8 A Yes. Sergeant Keith Williams.
 9 Q About what's going to happen if these stories start
 10 getting into the news and it just so happened that later that
 11 day he called you with this information.
 12 A Yes, sir.
 13 Q Okay. Let's -- you have an exhibit. You said one
 14 of your exhibits has to do with that, is that correct?
 15 A Yes, sir.
 16 Q And tell us what JFM-2 is.
 17 A JFM-2 is a two-page calendar book starting with
 18 Monday in the top left-hand corner, Monday, July 28th, going
 19 through August 3rd, Sunday. And on the date, it was a
 20 Friday, August 1st. That's when I basically wrote in -- I
 21 have what my assignment was that day, then I have 12:16,
 22 Keith Williams, press, Monica Lewinsky.
 23 Q All right. What does 12:16 mean?
 24 A The time she came in.
 25 Q Okay. And you just were told this by Keith

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1 Williams, correct?
 2 A Yes.
 3 Q You didn't witness that, is that correct?
 4 A No, sir.
 5 Q All right. Was the story -- was one of the stories
 6 you saw in the paper or the story you saw in the paper that
 7 caused you to have the conversation with Keith Williams the
 8 story about Kathleen Willey?
 9 A I'm not really sure, sir.
 10 Q Okay. Because I believe that's what you told one
 11 of our agents in one of your conversations in May of '98.
 12 Actually --
 13 A I know they asked me that several times and I
 14 was --
 15 Q Actually, in fact, you can't be sure.
 16 A Yes. They asked me a couple of times that question
 17 and I said I was not sure.
 18 Q And you're not sure now.
 19 A Exactly. I have not changed.
 20 Q Okay. Now, anything else you remember about this
 21 incident, either the discussion with him or what happened
 22 later?
 23 A Yes.
 24 Q Tell us about it.
 25 A The reason I put this in the calendar book, the

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1 truth is that I was being real sarcastic. I said "I'm
 2 documenting this in my calendar book, Keith, so you're going
 3 to be involved in this."
 4 Okay? And that's the truth. And he's out there,
 5 still upset with me today. So -- and that's why I put a
 6 little star next to it and everything else and that's the
 7 truth.
 8 The only thing added that I did not put down here
 9 is that the story goes that she walked down and before she --
 10 another thing, I wish you could go down and see this layout,
 11 when you go in the northwest gate, you walk down a small
 12 driveway, to the left it goes to the press lobby, that's
 13 where the news cameras are, they sit inside there and that's
 14 where the press lobby is at, and then you go to the West Wing
 15 lobby.
 16 She was stopped by somebody and I believe it was
 17 somebody from legal counsel, on the President's legal
 18 counsel, or stopped and taken to the West Wing.
 19 Q Do you have any idea who that person was?
 20 A No, sir.
 21 Q And what was it that caused -- was it unusual for
 22 her to be cleared in as a press person?
 23 A As far as I was concerned, yes.
 24 Q Okay. And do you think that's why you got the call
 25 from Keith Williams?

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1 A Yes. Sergeant Keith Williams.
 2 Q Okay. Given the conversation you had had a little
 3 bit earlier, the fact that it would be unusual for Monica --
 4 let me start over and try to be a little more articulate.
 5 Number one, by this point in time there were
 6 rumors, there had been at least some rumors about the
 7 transfer of Monica Lewinsky. Is that right?
 8 A Yes.
 9 Q Then you've got this unusual circumstance of she's
 10 cleared in as a press person. Is that correct?
 11 A Yes. It was -- I mean --
 12 Q And this might seem rather obvious, but I guess
 13 those are two of the factors, do you think that maybe given
 14 your morning conversation with him that Sergeant Williams
 15 called you just to let you know this?
 16 A I'm not sure of your question, sir.
 17 Q Okay. Well, I don't blame you. I don't blame you
 18 a bit. And I'll just abandon it. It's just along the lines
 19 of -- I know this is not verbatim, but guess what or you're
 20 not going to believe this, something along those lines, he's
 21 calling you to inform you that she's in as a press person?
 22 I'm trying to get a feel for what it was.
 23 A I can almost do it verbatim. "Guess what? Monica
 24 just got cleared in, she's walking in right now as a press
 25 person."

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1 Q Okay. All right.
 2 A And actually, if I can be more exact, Keith
 3 Williams -- when I put this down, I went and pulled up the
 4 computer to just exactly see how she was cleared in, it was
 5 press. And that's when I put down date of birth and the
 6 Social Security number and put McCurry's name as the
 7 requestor behind it.
 8 MR. WISENBERG: Okay.
 9 Sorry. Did you have some questions?
 10 MS. WIRTH: Just a few.
 11 BY MS. WIRTH:
 12 Q Just so that I'm clear on something, going back to
 13 the Easter Sunday incident, when you had a conversation, I
 14 think you said, with Michael Wilson where you made a comment
 15 to him, something to the effect of "What's going on in there"
 16 and he replies back to you, he was not the person who went in
 17 with you to announce the call.
 18 A No. No.
 19 Q Before you made that comment to Michael Wilson,
 20 "What's going on in there," did you advise him of what had
 21 happened that day already with respect to Monica going into
 22 the Oval Office?
 23 A To be honest, totally honest with you, I can't
 24 recall. I'm pretty sure he had -- I mean, I'm pretty sure --
 25 I don't know if I advised him of it, but he had to have known

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1 for him to give that response back to me.

2 Q Okay. The second question was I now you've told us
3 that it was approximately 20, 25 minutes that Monica was in
4 the Oval Office before you and the agent went in to announce
5 the phone call. Do you have any feel for the total time she
6 was in the Oval Office from the time she went in until the
7 time you saw her walking down the hallway?

8 A I'm going to put a guesstimate on it between like
9 45 minutes to an hour.

10 Q Aside from your father, Officer Byrne and Officer
11 Verna, is there anybody else anywhere that you told about
12 this incident around the time that it happened, the Easter
13 Sunday incident? Anybody else in the White House, anybody
14 else in the Secret Service?

15 A Of this story?

16 Q Mm-hmm.

17 A Yes. I mean, this story did -- I can't recall who
18 knows this story, but there's several other people that know.

19 Q Is there anybody else that you remember telling
20 aside from those three people around the time that it
21 happened?

22 A That same day?

23 Q Either that day or the following week or two or few
24 weeks.

25 A Just other officers know about it. I did talk with

1 member.

2 Q All right. And I have one last question. When
3 you were interviewed by an FBI agent earlier this year, you
4 took the protective function privilege with respect to
5 conversations that you had with Gary Byrne about Monica
6 Lewinsky. Was there any conversation that you had with
7 Gary Byrne beyond telling him what happened that Easter
8 Sunday?

9 A With [REDACTED]? I think it had to do with those
10 two -- one with Gary that -- the best of my knowledge, I
11 remember Gary was the person who when he was inside there
12 doing escort didn't know the President was back in the area
13 there and he exited. I think that was the story I was
14 referring to. And the other one where the President motioned
15 for Monica to come in and Nancy Herreich --

16 Q So these are the stories that you told before.

17 A Right.

18 Q Nothing you haven't covered?

19 A Not today that I can remember.

20 Q Nothing you haven't covered today.

21 A No.

22 MS. WIRTH: Okay. I'm done.

23 MR. WISENBERG: Unfortunately, I didn't hear the
24 question and answer, so I might be asking the same thing.

25 THE WITNESS: I'll let you know.

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1 other officers about it and I can't be 100 percent sure who I
2 told about it and who I didn't tell about it. There are
3 other people out there, but --

4 Q Do you remember any other people you told by name?
5 You have to answer verbally.

6 A I can't be 100 percent sure. I do know that people
7 knew it, but I don't know per name.

8 Q Are you testifying you don't remember any other
9 person that you told about this besides those three people?

10 A Okay. Look. When I told this story to my father,
11 my mom was in the room. She's going to kill me now, but she
12 was present in the room. And she even told me, "Stop, I
13 don't want to hear any more." So that's why I'm saying I
14 don't know if she heard the whole story because she didn't
15 want to hear any more about it.

16 Q Okay. Aside from family members, any --

17 A Secret Service personnel? No. Nobody strikes out
18 in my mind.

19 Q Okay. And what about White House employees?
20 Anybody that comes to mind?

21 A Staffer members? White House staff? No. To be
22 honest with you, these stories I'm telling you today,
23 especially my accounts, there are Secret Service -- but I
24 never remember even telling a special agent that story, I
25 never discussed Monica Lewinsky with any White House staff

1 BY MR. WISENBERG:

2 Q There was another protective function privilege you
3 took on a conversation with other White House employees
4 related to a passholder. Can you tell us briefly what that
5 was about?

6 A I'm sorry, I wasn't even thinking -- I was actually
7 thinking about something different and didn't pay attention
8 to your question.

9 Q That happens to me all the time. There was another
10 thing that my records indicate you took a protective function
11 privilege on on conversations you had with other White House
12 employees related to a passholder. Do you remember what that
13 is? Presumably somebody other than Ms. Lewinsky.

14 A Involving the President? Can you read the sentence
15 before that and the sentence after that to kind of help me --
16 you've got the notes in front of you.

17 MS. WIRTH: There's nothing relevant to you?

18 THE WITNESS: That's why -- I'm trying to think --
19 I'm trying to understand your question. One more time?

20 MR. WISENBERG: Let me read a portion of your 302.
21 "Muskett has had conversations with Gary Byrne about Lewinsky
22 but is claiming protective function privilege on the details
23 of the conversations. Muskett is also claiming the
24 protective function privilege on conversations he had with
25 other White House employees related to a passholder."

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1 THE WITNESS: No. Unless I'm referring to the Ann
 2 McCoy story where she was up at Fort Meyers, the arrival
 3 ceremony. That doesn't make sense over there.
 4 BY MR. WISENBERG:
 5 Q Okay. If you remember what that is, could you have
 6 your father get in touch with me or Ms. Wirth?
 7 A I'm pretty sure what I've said today is
 8 everything's up in here.
 9 MS. WIRTH: Thank you.
 10 MR. WISENBERG: Questions?
 11 A JUROR: [REDACTED]
 12 [REDACTED]
 13 [REDACTED]
 14 [REDACTED]
 15 [REDACTED]
 16 THE WITNESS: [REDACTED]
 17 [REDACTED]
 18 [REDACTED]
 19 [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 [REDACTED]
 24 [REDACTED]
 25 A JUROR: Thank you.

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1 THE WITNESS: You're welcome.
 2 A JUROR: What do you think of the newspaper
 3 reports that say that Monica Lewinsky entered the White House
 4 approximately 37 times?
 5 THE WITNESS: Honestly?
 6 A JUROR: Yes.
 7 THE WITNESS: I believe them.
 8 A JUROR: You believe that she did?
 9 THE WITNESS: Yes, sir.
 10 A JUROR: Thank you.
 11 THE WITNESS: And that's why, to be honest with
 12 you, that's why the press -- it was almost -- that morning,
 13 like how is she coming in? Because I know she was there for
 14 several social events that I know I saw her myself.
 15 So if you really break up those 37 times, the
 16 social events or like one of the questions of how she keeps
 17 getting cleared in, and that's why that phone call was, well,
 18 here she's being cleared in as a press person, which might
 19 make it tougher to detect than as an appointment. I mean --
 20 A JUROR: Thank you.
 21 THE WITNESS: You're welcome.
 22 A JUROR: Is it true that when the President is in
 23 his office there should be a steward there to take care of
 24 his needs?
 25 THE WITNESS: Most of the time --

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1 A JUROR: On Sunday, Saturday or whatever day?
 2 THE WITNESS: Basically what happened that Easter
 3 Sunday, which keeps going back, that was considered basically
 4 an OTR, what we consider like an off the record movement.
 5 Most of the time, a steward is there Monday through Friday
 6 because it's expected that the President will go over there.
 7 A lot of times on a Saturday morning, there's
 8 normally somebody there in case the President does want a
 9 drink of water or a cup of coffee or a cup of tea, but if he
 10 doesn't expect to be there, I don't think -- now, I'm talking
 11 my experience, 11 years down there, I think a lot of times he
 12 shows up, pops over there for maybe two or three hours.
 13 There wouldn't be a steward on call there. But that's my
 14 personal experience.
 15 A JUROR: So it's called an off the record move?
 16 THE WITNESS: Off the record movement. Exactly.
 17 Yes.
 18 A JUROR: A real quick question for you. I know
 19 you had a limited relationship with Monica Lewinsky. Can you
 20 give me a brief overview on what you thought about Monica
 21 Lewinsky? Was she professional?
 22 What did you think about Monica Lewinsky during the
 23 time, not since this has come out, but during the time that
 24 she was in the White House or when she came to visit the
 25 White House?

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1 THE WITNESS: Right. Right. I took Monica as a
 2 young lady, very nice, always dressed very professionally.
 3 She was known sometimes to go to the West Wing. When I say
 4 known, like sometimes if the President was known to be coming
 5 into the diplomatic reception room, a lot of times she just
 6 happened to be walking down the corridor, you know, maybe
 7 just to see the President.
 8 I took her as very excited. She was a young lady,
 9 job at the White House, which is a pretty neat job, and I
 10 know when she said about meeting the President, she was very
 11 excited. I just took her as a young lady, she was excited
 12 working at the White House. I didn't see her in a negative
 13 way, I didn't see her as -- nothing really struck me.
 14 A JUROR: Would you consider her what some term as
 15 a stalker?
 16 THE WITNESS: I never saw that. I took her as --
 17 well, let me stop this again here. What's your definition of
 18 a stalker? I mean, my true definition of stalker is somebody
 19 who really stalks and nowadays really becomes a
 20 threatening --
 21 A JUROR: The White House term, a clutch.
 22 THE WITNESS: Right. I didn't take her -- I took
 23 her as maybe even a pecker. She liked to be around the
 24 President. I mean, she was excited, you know? She was
 25 excited if she had to go to the West Wing. You know, because

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1 you've got to realize how young she was when she was working
2 down there.

3 You know, if I was 20 years old, going to George
4 Mason and, you know, here I am, walking, delivering papers
5 Monday through Friday in the West Wing and just see the
6 President go by, it's pretty exciting. And that's the way I
7 took her.

8 A JUROR: Thank you.

9 MR. WISENBERG: Speak now or maybe forever hold
10 your peace. Any other questions?

11 (No response.)

12 MR. WISENBERG: All right. I'm going to ask you to
13 step outside for just a minute.

14 THE WITNESS: Can I have one closing statement?

15 MR. WISENBERG: Absolutely.

16 THE WITNESS: I want to say -- I'd like to end by
17 saying I'm here because I was subpoenaed to be here. If you
18 look at the records and the dates, these dates go back to
19 April 1996. If I wanted this to be known two years ago, I
20 would have been jumping on the T.V. screen, trying to go to
21 People Magazine or Star Magazine.

22 I respect the presidency and I'm here because you
23 asked me here. I know you guys have a job to do, ladies and
24 gentlemen, and I'm assisting with the investigation. So
25 hopefully what I've said today stays here and don't bring my

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1 name in the paper, okay?

2 A JUROR: We appreciate your cooperation.

3 THE FOREPERSON: You have to leave the exhibits
4 here, though.

5 THE WITNESS: Oh. Yes. You're right.

6 MR. WISENBERG: I think you did have your own
7 copies?

8 THE WITNESS: Yes. I made a mistake and left my
9 own copies here.

10 MR. WISENBERG: Okay. Just make sure you leave the
11 marked ones with us, the exhibit ones.

12 Okay. If there were -- I don't even think we need
13 to have you wait outside.

14 If there are no more questions, may the witness be
15 excused?

16 THE FOREPERSON: Yes, he may.

17 MR. WISENBERG: Thank you very much.

18 MS. WIRTH: Thank you.

19 THE FOREPERSON: Thank you.

20 (The witness was excused.)

21 (Whereupon, at 4:33 p.m., the taking of testimony
22 in the presence of a full quorum of the Grand Jury was
23 concluded.)

24 * * * * *

MONDAY

JULY 1997

JULY 28
NAT. SCOUT DAY
0600-1430

TUESDAY

JULY 29
DAVID DIAMOND
- MIKE WILLIAM (SA)
0600-1430

WEDNESDAY

JULY 30
GIVENS-
0600-1430
1430-1900 F. TREASURY
4H / CUMULATIVE 25.5 / 4 OT

JULY 1997 - AUGUST 1997

THURSDAY

MURPHY-3
0600-1430
RICH ENSMINGER
GRIFFIN - Fox Kelly
JULY 31

FOX - w/H SERGANT

FRIDAY

STEVE CALDWELL-3
0600-1430
*12-16
07-23-73
549-97-5779
MCCURRY
HOUSE WHIP
WILLIAM PICES/MONICA LEWINSKI
AUGUST 1

MCCURRY

KIMMEL - MUSKETT / LIGANDORO
SATURDAY

DAY-OFF 8 OT
END OF PAY PERIOD #15
AUGUST 2

33 OT + 4 OT

PAY PERIOD #16 BEGINS

SAT. RICK + VALERIE / CORDREY-
MUSKETT

WEST WING 8 WDO / FOX/KELLY
DAVIS

SUNDAY

AUGUST 3

JIM MURPHY
INSPECTOR

3001

First Floor





