

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. 2
United States District Court
for the District of Columbia
3rd & Constitution, N.W.
Washington, D.C. 20001

Thursday, July 30, 1998

The testimony of NELSON ULYSSES GARABITO was taken
in the presence of a full quorum of Grand Jury 97-5,
impaneled on December 5, 1997, commencing at 10:22 a.m.,
before:

TIMOTHY SUSANIN
TERRENCE GALLIGAN
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

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1 BY MR. SUSANIN:
2 Q It's Mr. Garabito is how you pronounce that; is
3 that right?
4 A That's correct.
5 Q And you are a Special Agent with the PPD in the
6 Secret Service?
7 A Yes, sir.
8 Q Sir, we just met briefly outside, let me
9 reintroduce myself. My name is Timothy Susanin. I'm an
10 Associate Independent Counsel. To my left is my colleague
11 from the Independent Counsel's Office, Terrence Galligan.
12 Across from me is the court reporter and to Mr. Galligan's
13 left are two members of the grand jury, and the ladies and
14 gentlemen to your right there comprise the rest of the grand
15 jury that you're testifying in front of today.
16 Before we begin, I briefly want to review some
17 rights and obligations you have as a witness before the grand
18 jury today.
19 First, as our Deputy Foreperson has already stated,
20 we are going to ask you to keep your voice elevated so
21 everyone in the back can hear. We are also going to ask that
22 you give us verbal answers as opposed to nods or shrugs so
23 that the court reporter can take everything down.
24 As you know, you were just sworn in, you're under
25 oath. You have an obligation to testify truthfully before

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1 PROCEEDINGS
2 Whereupon,
3 NELSON ULYSSES GARABITO
4 was called as a witness and, having been first duly sworn by
5 the Foreperson of the Grand Jury, was examined and testified
6 as follows:
7 EXAMINATION
8 BY MR. SUSANIN:
9 Q Good morning, sir.
10 A Good morning.
11 Q Could you please state your full name for the
12 record?
13 A Nelson Ulysses Garabito.
14 Q Could you spell your last name for us?
15 A G-a-r-a-b-i-t-o.
16 Q We've been misspelling your name, so I've got to
17 write this down.
18 A JUROR: Could you spell that again?
19 BY MR. SUSANIN:
20 Q Once more.
21 A Last name is Garabito, G-a-r-a-b-i-t-o.
22 THE DEPUTY FOREPERSON: Sir, we would ask you to
23 keep your voice up. The lady in the back also has to hear
24 every one of your answers.
25 THE WITNESS: Thank you.

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1 the grand jury. Do you understand that, sir?
2 A Yes, I do.
3 Q And do you understand that includes not misleading
4 the grand jurors in any way. For instance, saying you don't
5 know or you don't remember something when in fact you do know
6 or do remember that something. Do you understand that?
7 A Yes, I do.
8 Q You have the right to counsel. You do not have the
9 right to have counsel in the room with you here, but you do
10 have the right to have counsel outside and to stop the
11 proceedings if you feel you need to go out and consult with
12 your attorney or attorneys. Do you understand that?
13 A Yes, I do.
14 Q And is Mr. Tom Dougherty, D-o-u-g-h-e-r-t-y, here
15 from Secret Service Counsel's Office on your behalf today?
16 A Yes, he is.
17 Q And there is another attorney by the name of Matt
18 from the Office as well?
19 A That's correct.
20 Q What's his last name?
21 A Spades? Spaeta? Something along those lines.
22 Q Are there any other Secret Service attorneys here
23 on your behalf, sir?
24 A No, sir.
25 Q And do you have a private attorney that you've

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<p>1 hired to represent you here today?</p> <p>2 A No. I do not.</p> <p>3 Q Special Agent Garabito, you also have under the</p> <p>4 Fifth Amendment of the Constitution a right against self-</p> <p>5 incrimination. What that means is if a truthful answer to a</p> <p>6 question posed by me would tend to incriminate you, you have</p> <p>7 the right to refuse to answer that question. Do you</p> <p>8 understand that?</p> <p>9 A Yes, I do.</p> <p>10 Q Do you have any questions for me about these rights</p> <p>11 or obligations before begin?</p> <p>12 A No, sir.</p> <p>13 Q I want to begin by asking you about your</p> <p>14 employment, as you said earlier, with the Presidential</p> <p>15 Protective Detail with the Secret Service; is that correct?</p> <p>16 A That is correct.</p> <p>17 Q How long have you been with the PPD?</p> <p>18 A Three years and three months.</p> <p>19 Q How long have you been with the Secret Service</p> <p>20 altogether, sir?</p> <p>21 A It will be 10 years August 1st.</p> <p>22 Q And you've been an agent the entire 10 years?</p> <p>23 A Yes, sir.</p> <p>24 Q You've never been with the Uniformed Division?</p> <p>25 A No, sir.</p>	<p>1 Q Let me ask it from a different end, then. Do you</p> <p>2 know how soon after you started at the White House in April</p> <p>3 of '95 you first saw Ms. Lewinsky? Whether it's a month</p> <p>4 later, a year later, two years later?</p> <p>5 A Probably a year later.</p> <p>6 Q So you think you might have seen her by spring of</p> <p>7 '96?</p> <p>8 A That's correct.</p> <p>9 Q Do you know before the story broke in January of</p> <p>10 this year, 1998, how far back from that date was the last</p> <p>11 time you saw her?</p> <p>12 A No, sir. That would be very unclear to me.</p> <p>13 Q Can you tell the grand jurors at least whether it</p> <p>14 was a matter of months or a year or two?</p> <p>15 A No. Several months, two to three months, I'd say.</p> <p>16 Q So is it fair to say you saw her sometime towards</p> <p>17 the end of 1997?</p> <p>18 A That would be a fair guess, yes.</p> <p>19 Q Now I believe you said that you had seen Ms.</p> <p>20 Lewinsky often delivering papers and that type of thing in</p> <p>21 the White House.</p> <p>22 A That is right.</p> <p>23 Q Did you see her in the West Wing?</p> <p>24 A Yes, sir.</p> <p>25 Q Did you see her in areas other than the West Wing?</p>
<p>Page 6</p> <p>1 Q How many of those 10 years have you worked in</p> <p>2 Washington? Did you start right out 10 years ago here in</p> <p>3 D.C.?</p> <p>4 A No, sir. I began in Newark, New Jersey, then San</p> <p>5 Juan, Puerto Rico, and I arrived in Washington April 29th of</p> <p>6 1995.</p> <p>7 Q So you arrived here to start directly with the PPD;</p> <p>8 is that right?</p> <p>9 A Yes, sir.</p> <p>10 Q Now let me start off by asking you if you know a</p> <p>11 woman by the name of Monica Lewinsky.</p> <p>12 A Yes, I do. I know her by name since the press</p> <p>13 releases came out.</p> <p>14 Q Would that be in January of this year, roughly?</p> <p>15 A That's correct.</p> <p>16 Q That this story first hit the media?</p> <p>17 A That's correct.</p> <p>18 Q Did you know her before you knew her by name in</p> <p>19 January of this year, did you know her to see?</p> <p>20 A Yes, sir, I did.</p> <p>21 Q How long before January did you know her to see?</p> <p>22 A I would be unclear on that. I would remember</p> <p>23 seeing her often through the White House delivering what</p> <p>24 appeared to be papers or documents from one office to</p> <p>25 another, from one side of the White House to another.</p>	<p>Page 8</p> <p>1 A Yes, sir.</p> <p>2 Q What areas would those be?</p> <p>3 A The area we call the colonnade and walking towards</p> <p>4 the residence part or sometimes in the residence section</p> <p>5 walking through the residence coming from the East Wing of</p> <p>6 the White House.</p> <p>7 Q All right. Let me back up a bit. The West Wing is</p> <p>8 where the Oval Office is; is that correct?</p> <p>9 A That's correct.</p> <p>10 Q And you've seen Ms. Lewinsky there?</p> <p>11 A Yes.</p> <p>12 Q In and around the Oval Office?</p> <p>13 A Yes, sir.</p> <p>14 Q Explain what the colonnade is for the ladies and</p> <p>15 gentlemen of the grand jury.</p> <p>16 A It's an area that's outside. You can walk -- it's</p> <p>17 a paved area that you can walk from the West Wing area of the</p> <p>18 White House where the Oval Office is, it takes you towards</p> <p>19 the residential part of the White House where the private</p> <p>20 quarters are.</p> <p>21 Q And is that kind of like a sidewalk with a little</p> <p>22 roof over it?</p> <p>23 A Yes, sir, it is.</p> <p>24 Q Are there columns on one side?</p> <p>25 A Yes, there are.</p>

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<p>1 Q And that's why it's called the colonnade?</p> <p>2 A I don't know that, but, yes, you are correct.</p> <p>3 Q And you had seen Ms. Lewinsky out on the colonnade.</p> <p>4 A Sure.</p> <p>5 Q And, again, that connects the West Wing complex to</p> <p>6 the residence?</p> <p>7 A That's correct.</p> <p>8 Q And the residence is in the main part of the White</p> <p>9 House?</p> <p>10 A That's correct.</p> <p>11 Q You also said you saw Ms. Lewinsky walking towards</p> <p>12 the residence. Would that be some area other than the</p> <p>13 colonnade?</p> <p>14 A Not towards the residence -- well, walking towards</p> <p>15 the residence from the West Wing back towards the residence.</p> <p>16 I'm assuming she would come from somewhere in the East Wing</p> <p>17 of the White House because at times I would see her walking</p> <p>18 through the residence towards the West Wing. And sometimes</p> <p>19 if we were stationed at the West Wing part, we could see her</p> <p>20 departing the West Wing going back towards the residence.</p> <p>21 Q But that's all inside?</p> <p>22 A I don't understand.</p> <p>23 Q Well, if you saw Ms. Lewinsky walking towards the</p> <p>24 residence on the colonnade, she's outside.</p> <p>25 A Yes.</p>	<p>1 A I might have said that, but I was incorrect.</p> <p>2 Q Okay. And you want to correct that now?</p> <p>3 A Yes.</p> <p>4 Q Okay. Go ahead and correct that.</p> <p>5 A Sometime, as I said, spring of '96 to fall of '96</p> <p>6 is the time I remember.</p> <p>7 Q Okay. And would that roughly be the same months,</p> <p>8 October of '96, somewhere in there roughly?</p> <p>9 A Yes, sir.</p> <p>10 Q And let me go back using those new parameters and I</p> <p>11 appreciate you correcting that. From roughly the spring of</p> <p>12 '96 towards the end of '96, when you say that you had seen</p> <p>13 Ms. Lewinsky often, try to give the grand jurors a better</p> <p>14 sense, if you could, of what you mean by "often." Would you</p> <p>15 see her on a daily basis? Would you see her on a weekly</p> <p>16 basis? A monthly basis? That kind of thing.</p> <p>17 A At the time I was assigned to what's called our</p> <p>18 Transportation Section, we drive the limousines and so forth,</p> <p>19 and during that time, we would be assigned to come back and</p> <p>20 work -- let me back up.</p> <p>21 The Transportation Section is away from the White</p> <p>22 House. It's approximately six blocks away. During that</p> <p>23 time, we would be assigned once or twice a week to come back</p> <p>24 to the White House and work with the shift, which are the</p> <p>25 people around the President that follow him throughout the</p>
<p>Page 10</p> <p>1 Q My question is when you saw Ms. Lewinsky walking</p> <p>2 from the East Wing through the residence to the West Wing,</p> <p>3 that's inside.</p> <p>4 A That is correct.</p> <p>5 Q And did you ever see her walk, making that same</p> <p>6 trip in the opposite direction? In other words --</p> <p>7 A Yes.</p> <p>8 Q -- from the West Wing through the residence back to</p> <p>9 the East Wing, but inside as opposed to out on the colonnade?</p> <p>10 A Yes, sir.</p> <p>11 Q Thanks. Now just to pick up on your use of the</p> <p>12 word, "often," and I know these dates are rough and you're</p> <p>13 giving us the best you can, if you saw Ms. Lewinsky roughly</p> <p>14 from April of '96 to maybe September or October of '97, which</p> <p>15 would be two or three months before this story broke in</p> <p>16 January --</p> <p>17 A I'm sorry. That is not what I intended to say. I</p> <p>18 think more like '96, towards the end of '96.</p> <p>19 Q Would be the last time you saw --</p> <p>20 A Right. Spring of '96 towards fall of '96.</p> <p>21 Q Okay. Let me back up then to make sure I have this</p> <p>22 right. I had asked you how long before the story broke in</p> <p>23 January of this year, '98, was the last time you saw Ms.</p> <p>24 Lewinsky. I thought you had said two to three months before</p> <p>25 that, meaning towards the end of '97.</p>	<p>Page 12</p> <p>1 White House. So, once or twice a week you didn't have a</p> <p>2 driving assignment, you would be sent to help out the shift.</p> <p>3 It was during this time that I remember seeing her, so if I</p> <p>4 was there once or twice a week, and being posted in different</p> <p>5 areas, I could see her going back and forth maybe twice,</p> <p>6 three times a day -- not necessarily every day I was there,</p> <p>7 but I do recall her, you know -- especially, if she went in</p> <p>8 one direction, I could anticipate seeing her coming back in</p> <p>9 the other direction ten minutes later. So two or three times</p> <p>10 a day that days that I did happen to see her.</p> <p>11 Q Can you give us an idea of when you worked the</p> <p>12 Transportation Section? Did you start with them as soon as</p> <p>13 you arrived in D.C. in April of '95?</p> <p>14 A No, sir. I think I went to Transportation</p> <p>15 approximately February of '96, and I was in Transportation</p> <p>16 until approximately March of '97.</p> <p>17 Q And let me ask you during the occasions that you</p> <p>18 saw Ms. Lewinsky, do you know what her status was in the</p> <p>19 White House?</p> <p>20 A No, not at that time. I've learned it since. At</p> <p>21 the time, I just thought she was another staff person.</p> <p>22 Q Did you ever see anything that she was wearing to</p> <p>23 indicate whether she was authorized to be in the locations</p> <p>24 where you would see her?</p> <p>25 A Yes. We all have to carry a pass that indicates</p>

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1 that you have access to walk throughout. I can't recall ever
 2 looking at it specifically to determine if she was staff or
 3 intern or something, just I would look at it to realize that
 4 she was authorized to walk back and forth.
 5 Q Is it fair to say you could see the pass from a
 6 distance just to make sure she was authorized?
 7 A That's correct.
 8 Q But you would have to maybe read the pass to see
 9 whether she was an intern or an employee or staffer?
 10 A That's correct.
 11 Q And are you saying you never read the pass, but
 12 from a distance, you verified she had a pass?
 13 A Yes, sir, that's correct.
 14 Q Is it the same color pass that a staffer and an
 15 intern would have?
 16 A I think they would have different colors. Again, I
 17 never stopped to look at what color she had, but I think
 18 there would be different passes.
 19 Q As long as she had a pass, that was good enough for
 20 you if you were on post?
 21 A That's correct.
 22 Q And you don't remember as you sit here what color
 23 pass she had?
 24 Let me ask you this, was it part of your job when
 25 you would come back on occasion to work shift work or to

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1 stand post in the White House, was it part of your job to
 2 make sure people in the West Wing or other parts of the White
 3 House had a pass?
 4 A Yes, sir.
 5 Q And did she have a pass on those occasions when you
 6 saw her?
 7 A Yes.
 8 Q Do you know if you ever saw Ms. Lewinsky in the
 9 White House, any part of the White House when she did not
 10 have a pass?
 11 A I do not recall that, no.
 12 Q And aside from the pass, was there ever a time when
 13 you saw Ms. Lewinsky in the White House that after, to your
 14 knowledge, she had stopped working there?
 15 A I believe, I believe I might have seen her on one
 16 occasion. I cannot be 100 percent certain because I did not
 17 see a frontal view, I just saw a side view and a rear view.
 18 I thought it might have been her, but I can't be 100 percent
 19 certain.
 20 Q Let me ask you what makes you think that occasion
 21 -- I understand you to say you believe it was her -- what
 22 makes you think that that was after her employment at the
 23 White House?
 24 A Because I didn't see her for a long period of time,
 25 so I knew that she wasn't working there. Also, on a -- I

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1 think on a movement to the Pentagon, again I was driving one
 2 of the vehicles. I don't remember if it was limo or back-up
 3 limo; so, obviously, we park at -- we arrive at our location
 4 and all the drivers stay with their vehicles. The people
 5 going inside go inside. While I was outside I saw her and,
 6 you know, just smiled and said, "Hello," and assumed that she
 7 was, what's called "working," doing the advance for the site.
 8 The staff sends out someone to prepare everything so when the
 9 President arrives everything is pretty much coordinated.
 10 I assumed she was setting up the advance for that
 11 site. And I don't recall exactly how, there were several of
 12 us in a conversation and I heard her say that she was no
 13 longer working for the White House, that she was working for
 14 the Pentagon now. And that's when I realized that she
 15 wasn't. Because we didn't work every day at the White House,
 16 I didn't realize that she had already left. When I heard
 17 that conversation is when I realized she was no longer
 18 working for the White House, but working at the Pentagon.
 19 Q So at some point you had personal knowledge from
 20 her directly that she no longer worked at the White House?
 21 A That's correct.
 22 Q And then let me ask you about the occasion where
 23 you believe it was she that you had seen at the White House
 24 after employment, was that before or after this movement to
 25 the Pentagon you just described?

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1 A Way before -- I'm sorry. Way after. Way after.
 2 Q All right. We'll come back to that in a little
 3 bit. Let me move back to the occasions that we were speaking
 4 about where Ms. Lewinsky is still working at the White House.
 5 During those occasions, did you know her name?
 6 A No, I did not.
 7 Q Did she know your name?
 8 A I don't think so.
 9 Q Did you have any kind of contact or conversation
 10 with her on the occasions when you would see her?
 11 A She was very friendly; besides hello, good morning,
 12 good afternoon, whatever, that was it.
 13 Q So she was friendly in demeanor?
 14 A Yes.
 15 Q But there was no conversation other than greetings?
 16 A Correct. That is correct.
 17 Q Did you ever see her with the President while she
 18 was an employee of the White House?
 19 A See her walking? Talking?
 20 Q Did you ever see her in any way with the President?
 21 A The only time I recall seeing her with the
 22 President is on one occasion where she -- I believe -- I
 23 believe it must have been a weekend only because the way the
 24 Oval Office area is set up, there is a door that leads to the
 25 secretary's office and if the secretary is there, that door

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1 is open. And we are always in that area.
 2 At this point, to the best of my recollection, that
 3 door was closed and Mrs. Currie, the President's secretary,
 4 was not there; so, for that reason, I believe it was either a
 5 weekend or a holiday because she wasn't there. And there
 6 weren't -- it wasn't a normal day. There wasn't the usual
 7 traffic of people going back and forth. It was kind of a
 8 weekend holiday day. And she came I assume from the East
 9 Wing and she approached with some documents and paperwork.
 10 Obviously, if Mrs. Currie were there, she would go into the
 11 secretary's office and enter wherever she needed to go. That
 12 door was closed, so she came to me.
 13 I was standing in front of the door that leads to
 14 the President's office, and she indicated -- I don't know the
 15 exact words, but she indicated she had some paperwork for the
 16 President.
 17 I knocked on the door, excused myself. I indicated
 18 to the President that there was someone to see him. Not
 19 exact words, but something to that effect. He, to some
 20 effect said, "Thank you." Or "Please come in." I allowed
 21 her in. I closed the door and that was it.
 22 Q All right. Let me go through this incident with
 23 you again asking you some questions. First of all, I know
 24 you've said that you believe this is a weekend or a holiday
 25 because there wasn't a lot of traffic and Mrs. Currie was

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1 there; is that right?
 2 A Mrs. Currie was not there.
 3 Q Mrs. Currie was not there.
 4 A That is correct.
 5 Q Can you place this weekend or holiday for us on a
 6 time line?
 7 A No, I can't. One thing I've tried to remember is
 8 when the government shut down that we worked for a week, I
 9 don't recall those dates, that is the only other time that I
 10 could possibly think that this could have occurred. If it
 11 wasn't a weekend or a holiday, then it might have been around
 12 the time the government shut down; because all I recall is it
 13 wasn't a regular workday. We didn't have the usual people
 14 moving back and forth. It was like a down day where the
 15 President had some work in the Oval Office. We were there
 16 with him, but it was very low key and there weren't that many
 17 people going back and forth as it would usually be.
 18 Q Now, Special Agent Garabito, I take it you're not
 19 saying you recall it was during the shutdown.
 20 A No, no, no. No, no. I'm not saying that at all.
 21 Q You're saying it was during the shutdown or a
 22 holiday or a weekend; is that fair to say?
 23 A That is correct. My main recollection is that it
 24 was not a normal working day. That's what I'm trying to
 25 clarify.

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1 Q And let me ask you if perhaps you can at least
 2 place it during the time frame that you spoke about earlier
 3 when you would see Ms. Lewinsky in the White House.
 4 In other words, can you place this incident during
 5 her period of employment at the White House?
 6 A I think so. It would be between that spring
 7 '96/fall '96 period. I don't know what her term of
 8 employment was, but this is the time that I remember.
 9 Q So to your recollection, she was working at the
 10 White House either as an intern or employee, but at any rate,
 11 working at the White House when this happened?
 12 A Yes. It was at a time where it was customary,
 13 usual for me to see her, yes.
 14 Q Do you remember what time of day this took place?
 15 A No, sir, I do not.
 16 Q And do you remember where you were working when
 17 this incident took place?
 18 A Yes. Directly in front of the door that leads from
 19 the Oval Office to the Roosevelt Room, directly in front of
 20 that door.
 21 Q Okay. So that's a door from a hallway into the
 22 Oval Office?
 23 A That is correct.
 24 Q And as you stand and look at this door, is there a
 25 little table to the right with a telephone on it?

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1 A Yes, there is.
 2 Q And as you stand and look at this door, would Mrs.
 3 Currie's, the secretary's desk and office space be down a
 4 little ways to your left?
 5 A That is correct.
 6 Q And is there another door into the Oval Office from
 7 Mrs. Currie's area?
 8 A Yes, sir. Yes, there is.
 9 Q And as you're back at the door we were just talking
 10 about with the little table and the telephone in front of it,
 11 down a ways to your right as you look at that door, would
 12 there be another door into the Oval Office pantry and dining
 13 room area?
 14 A Yes, there is.
 15 Q So the door you are talking about is really in the
 16 middle of the dining room-pantry room door which is to the
 17 right and Mrs. Currie's area and door to the Oval Office
 18 which is down to the left.
 19 A That is correct.
 20 Q And is there a letter and number designation given
 21 to this door that we're talking about?
 22 A Yes.
 23 Q What is that?
 24 A [REDACTED]
 25 Q [REDACTED]. And you were on post at [REDACTED], correct?

1 A I was.
 2 Q And given that you're a PPD as opposed to Uniformed
 3 Division, I take it the fact that you're at [REDACTED] means the
 4 President is in the Oval Office?
 5 A That's correct.
 6 Q And that's because you go where the President is as
 7 a member of the PPD: is that correct?
 8 A That is correct.
 9 Q Now was there another PPD agent working with you
 10 during this incident?
 11 A Again, since it wasn't a regular working day, the
 12 door to the secretary's office was locked. On those
 13 occasions, we -- the supervisor, not "we," the supervisor has
 14 the latitude to move the posts. If that door is locked,
 15 there is no reason [REDACTED]
 16 [REDACTED] directly in front of the secretary's door. If
 17 that door is locked, [REDACTED]
 18 [REDACTED]
 19 [REDACTED]
 20 And on this occasion, I just don't remember the
 21 other agent being there [REDACTED]
 22 the door that comes from the East Wing through the Press
 23 area, from that area, I remember seeing her as that door
 24 opened and she came directly to me. Had there been another
 25 agent over there, she would have stopped there first before

1 getting to me. So I remember the door opened, I looked, she
 2 came over to me and she had -- she showed me the documents
 3 she had to take inside.
 4 Q Okay. I'm going to put Ms. Lewinsky aside for a
 5 minute, but we'll get to that in a second. Let me ask you if
 6 there were any Uniformed Division officers [REDACTED]
 7 in the area, maybe even down the hallway that day.
 8 A When we are stationed, when a PPD Agent is
 9 stationed [REDACTED] as you said,
 10 you know, that pantry door to my -- if I'm looking at the
 11 door, to my right. If I'm standing as I should be, then it's
 12 to my left.
 13 Q In other words, it's to your left if your back is
 14 to [REDACTED] door; is that correct?
 15 A That is correct.
 16 Q Do you remember if there was a Uniformed Division
 17 officer at the pantry door during this incident?
 18 A I do not remember specifically. I'm saying there
 19 usually is. There should be someone there. They usually
 20 hold our posts. When the President comes, [REDACTED]
 21 [REDACTED]
 22 Q And you don't recall as you sit here today who the
 23 Uniformed Division officer was?
 24 A No, sir.
 25 Q All right. Getting back to Ms. Lewinsky, could you

1 tell the grand jurors where she was when you first saw her on
 2 this date or during this incident?
 3 A As I said, when the door opened, the doors that are
 4 beyond the secretary's office, beyond the Cabinet Room that
 5 lead to the Press area, as I'm standing with my back to the
 6 Oval Office [REDACTED]. When those doors
 7 opened is when I looked and I saw her. That's the first time
 8 I saw her approaching, approaching the office.
 9 Q And where do those doors lead to? Do those lead
 10 towards the residence in the East Wing?
 11 A That is correct. If you go down that and make a
 12 right, it will take you right into the colonnade, right
 13 towards the East Wing.
 14 Q So, Ms. Lewinsky is coming from that general
 15 direction.
 16 A Correct.
 17 Q And can you tell us what you remember about how she
 18 looked when you saw her? Could you describe what she was
 19 wearing, how she appeared, what she was carrying?
 20 A No, I don't recall much about what she was wearing.
 21 I just remember it was a large yellow manila envelope which I
 22 assumed had documents in it. I don't recall specifically how
 23 she was dressed.
 24 Q And did she walk right up to you?
 25 A Yes. That's my recollection, that there was no

1 other agent there, so that's why she came directly to me.
 2 Q And had you recognized her by that point? Had you
 3 seen her around the White House by that time?
 4 A Yes, yes, sir.
 5 Q What happens when she gets up to you?
 6 A She indicates in one format or another that she has
 7 documents that the President is waiting for or asked for.
 8 Q And during the course of your shift work in the
 9 West Wing, did that strike you as usual or unusual that
 10 somebody would come in in this manner with papers to see the
 11 President?
 12 A No, it was not unusual. The only thing unusual
 13 about it is that they would approach me. Usually, Mrs.
 14 Currie is there and they go through her. Since Mrs. Currie
 15 was not there, I was the only person that could give her
 16 access to the office. That was the only thing unusual.
 17 Q Did Ms. Lewinsky know the President was in the Oval
 18 Office to your knowledge? Or did she inquire as to whether
 19 he was in the Oval Office?
 20 A It appeared to me that she knew, because her
 21 indication was, "I have these papers for the President." So,
 22 it's an assumption on my part, but it felt like she had been
 23 called and told to bring something over or ordered to bring
 24 something over, you know. She did not ask me is the
 25 President in. No, she did not.

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1 Q And I take it at some point then you turned towards
 2 the door and opened the door; is that right?
 3 A That's correct.
 4 Q Did you have any additional conversation with Ms.
 5 Lewinsky after she tells you she has the papers, but before
 6 you turned to open the door?
 7 A No, sir.
 8 Q All right. Now you're at this door because you're,
 9 of course, guarding the President; correct?
 10 A Yes, sir.
 11 Q And you knew him to be in the Oval Office before
 12 you opened that door?
 13 A Yes, that's why I'm standing there, yes.
 14 Q Okay. Was anyone in there with him at that time,
 15 or was he alone?
 16 A I can't -- I don't know that. When you open the
 17 door, obviously, I didn't have to open the door totally. I
 18 just opened it enough to see him and if I'm at the door and I
 19 open it, his desk is right there, so I could open the door a
 20 third of the way, see him, and I just said something to the
 21 effect, "Mr. President, there's someone here to see you."
 22 Q All right. Let me interrupt you there before we
 23 pick up again. How long had you been on post to the best of
 24 your recollection by the time this incident takes place?
 25 A Perhaps -- I remember being there only a short time

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1 after that, so I would say maybe 10 to 15 minutes.
 2 Q And how long are you typically on that post?
 3 A We may be there, again, depending on what type of
 4 day it is, we may be there approximately 20 minutes.
 5 Q So, if that was a 20-minute shift and you recall
 6 leaving the shift a few minutes after Ms. Lewinsky goes in,
 7 you, therefore, are assuming this happened 10 or 15 minutes
 8 into the shift; is that what you're saying?
 9 A Yes. Yes, sir.
 10 Q And do you have any recollection as to whether this
 11 was the morning shift or the night shift? Do you recall
 12 daylight? Darkness?
 13 A Daylight, yes. Daylight, yes.
 14 Q It happened during the day?
 15 A Daylight.
 16 Q Do you remember what time of day?
 17 A No, sir, I do not.
 18 Q In the 10 to 15 minutes that you had been on duty
 19 there, had anyone else gone into the Oval Office?
 20 A No, sir.
 21 Q Do you recall where you had been before you took
 22 [redacted] ?
 23 A What we call "down," so I wasn't -- I was
 24 [redacted]
 25 Q Is that on a break?

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1 A You're never on a break, but you're down. You're
 2 not standing at a post. You're down, ready but down,
 3 downstairs.
 4 Q Okay. And how long is the down shift?
 5 A It depends on how many posts we're holding.
 6 Usually, I'd say maybe 40 minutes.
 7 Q Do you remember where you were before you were down
 8 that day?
 9 A Again, depending on the rotation, I would have been
 10 on a post that's outside on the colonnade.
 11 Q Okay. Do you remember seeing the President on this
 12 day [redacted] ?
 13 A No, sir, I can't remember that specifically.
 14 Q All right. Do you know how long before you took
 15 the E-6 post, the President moved to the Oval Office?
 16 A No, sir, I cannot recall that.
 17 Q Now, you said you don't recall if you saw the
 18 President that day [redacted] ?
 19 A Correct.
 20 Q If you had been out on the colonnade before you
 21 were down, would you have seen the President if he was in the
 22 Oval Office?
 23 A No, because for me to be on the colonnade, he would
 24 already be in the office.
 25 Q All right. And do you remember that you were in

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1 the colonnade before you were down?
 2 A No. For example, if we were in the residential
 3 part of the house and I were down on that side and he moved
 4 at that point, [redacted] so I would have
 5 been on the other side when he walked over. And when it was
 6 my turn to come on post, [redacted], so I would
 7 not have seen him on the walkover or been on post as he
 8 walked over.
 9 Q Now in the 10 or 15 minutes you were [redacted]
 10 before Ms. Lewinsky came, you did not let anyone else into
 11 the Oval Office?
 12 A I do not recall anyone else entering.
 13 Q When you assumed the post, are you ever told by the
 14 person you're replacing, "Everything's fine. The President's
 15 in with so-and-so." Or given any information like that?
 16 Status type of information.
 17 A Usually very brief. If it's a regular staff
 18 person, I don't think any comment would be made. If it's out
 19 of the ordinary, sometimes we'll have 10 or 15 press people
 20 in there because they're taking some photo op, that we're
 21 advised of; but if it's a usual -- I wouldn't be told Mrs.
 22 Currie's in there. I wouldn't be told a staff person is in
 23 there.
 24 Q Do you recall whether you were told anything about
 25 additional people [redacted] ?

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1 A I do not recall.
 2 Q You don't recall whether you saw the President
 3 [REDACTED]
 4 A I cannot be certain of that, no.
 5 Q Is the first time you saw the President after you
 6 [REDACTED] opened the door?
 7 A I would say yes.
 8 Q And did you knock, first?
 9 A Yes.
 10 Q Did you wait to get a response?
 11 A Yes, sir.
 12 Q What did you hear?
 13 A "Yes?"
 14 Q And then you opened the door?
 15 A Yes, sir.
 16 Q Tell the ladies and gentlemen of the grand jury
 17 what you see when you open the door.
 18 A If you were to open the door completely you would,
 19 obviously, see the entire Oval Office. I think I'm
 20 disturbing the President, so I just open it as much as I
 21 needed to get his attention to me to inform him of why I had
 22 disturbed him. I told him someone was there to see him, he
 23 acknowledged and I let the person in and then I closed it.
 24 So I could -- I only opened the door enough to see where his
 25 desk was. I did not hold the door open.

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1 Q Let me ask you a few questions about that. Was the
 2 President at his desk?
 3 A Yes, he was.
 4 Q Do you recall how he was dressed?
 5 A I would say casual. Casual, maybe a golf shirt,
 6 something to that effect.
 7 Q Okay. And what makes you say that?
 8 A Just I don't recall it being a suit.
 9 Q All right. And what was he doing at his desk? Do
 10 you remember in any more detail?
 11 A Just at his desk, this position. (Indicating.)
 12 Not necessarily a pen, but at his desk.
 13 Q And tell the ladies and gentlemen what you see Ms.
 14 Lewinsky do up until the time you shut the door.
 15 A She stood behind me as I opened the door. Once I
 16 got the President's acknowledgement, she walked in.
 17 Q And where was she when you closed the door?
 18 A Beyond the door. I closed the door behind me.
 19 Q Was she walking?
 20 A Yes, walking towards, towards him.
 21 Q Towards the desk?
 22 A Yes, sir.
 23 Q And before she did that, you said to the President,
 24 "You have a visitor." Or something to that effect?
 25 A "Someone here to see you." Something like that.

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1 Q Did you use Ms. Lewinsky's name?
 2 A I didn't know -- I did not. I did not know her by
 3 name.
 4 Q Was there any point at which the President either
 5 asked who it was or you even with your body language kind of
 6 turned to signal who it was to see whether he indeed wanted
 7 to see the visitor?
 8 A That's exactly what I did. I turned to make sure
 9 that he could see who was standing there, and he acknowledged
 10 to some effect, "Yes, please come in." Something to that
 11 effect. And that's when I allowed her through.
 12 Q All right. Now did you kind of gesture in her
 13 direction as you've just done now?
 14 A Yes, sir.
 15 Q You turned and kind of gestured towards Ms.
 16 Lewinsky?
 17 A Mm-hmm. Mm-hmm.
 18 Q And what did the President say then?
 19 A Something to the effect of, "Yes?" Or "Please come
 20 in." Something like that.
 21 Q And did you hear Ms. Lewinsky say anything during
 22 this whole evolution while you're opening the door or talking
 23 to the President, gesturing to Ms. Lewinsky, up until the
 24 time you closed the door?
 25 A No, sir.

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1 Q And did Ms. Lewinsky leave that door to your
 2 knowledge in the remaining minutes of your shift?
 3 A No, sir.
 4 Q And do you recall who replaced you on the shift?
 5 A No, sir.
 6 Q Do you recall where you went next?
 7 A No, not specifically, again, because it wasn't a
 8 normal day. Normally, I would have gone to [REDACTED] the
 9 door in front of the secretary. I don't think I went there.
 10 I think I went to one of the outside posts.
 11 Q Now, just getting back to your earlier testimony
 12 that you had seen Ms. Lewinsky often during this period in
 13 the White House and you've just finished telling us about
 14 this specific incident where you saw her. Were there other
 15 incidents during this time -- again, this is the period where
 16 you had seen her at several locations around the White House,
 17 the colonnade, walking to and from the East Wing, on the
 18 interior, in the West Wing, were there any other incidents
 19 other than the one you just described that involved both Ms.
 20 Lewinsky and the President?
 21 A No, sir.
 22 Q Did you ever see her with the President on any
 23 other occasion?
 24 A No, sir.
 25 Q Did you ever see her go into an area where you knew

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<p>1 the President to be on any other occasion? 2 A No, sir. 3 Q Did you ever hear that she was with the President 4 on any other occasion? 5 A No, sir. 6 Q Did you ever hear any rumors about her being alone 7 with the President? 8 A No, sir. 9 Q On the other occasions where you saw Ms. Lewinsky 10 in the White House and, again, I want to get back to the ones 11 you described as "often," when you were filling in at the 12 White House from your Transportation duties. Other than the 13 Oval Office incident you just described, was there anything 14 noteworthy or significant that the grand jury should know 15 about those other occasions where you would see her at 16 various locations in the White House? 17 A No, nothing I can recall, no. 18 Q Were each of those other instances basically of a 19 similar nature as with regard to what you saw? 20 A I saw her just walking by with documents. 21 Q Well, just in terms of generally what you saw. 22 A Similar in nature to what? All the incidents 23 amongst themselves, were they similar? 24 Q Right. 25 A Yes. Basically transporting documents back and</p>	<p>1 A Yes. 2 Q Was that the last time you had seen her when she 3 worked at the White House? 4 A No. 5 Q So you had seen her at the White House wearing a 6 pass after the Oval Office incident? 7 A Sure. 8 THE REPORTER: Please keep your voice up, sir. 9 THE WITNESS: I'm sorry. 10 BY MR. SUSANIN: 11 Q Now moving back to the Pentagon trip, I believe you 12 said that you and several other Secret Service Agents who 13 were working the Transportation detail there waited outside 14 the Pentagon while the President was at an event or a meeting 15 of some sort in the Pentagon; is that correct? 16 A That is correct. 17 Q Do you remember what time of year this was? 18 A Hot. Very hot. Summertime. 19 Q And how do you remember it was summertime? 20 A Just the heat, being outside. 21 Q How many agents are on the Transportation detail 22 that would have been with you that day waiting by the car? 23 A Perhaps four, four drivers and four different 24 vehicles. 25 Q And were you a driver of one of the vehicles?</p>
<p>1 forth. 2 Q Now, I want to move to the incident where you're on 3 a Transportation detail to the Pentagon. Is it possible for 4 you to estimate for the grand jurors how long, how much time 5 went by between that incident where you see Ms. Lewinsky at 6 the Pentagon and the last time you had seen her at the White 7 House? 8 A No, sir, I can't. That is why it was surprising to 9 me that she was no longer employed there, because I didn't 10 know how, you know, I didn't notice that she was gone. Then, 11 again, I wasn't there every day to see, to notice that she 12 was missing. 13 Q Let me shift gears back to the Oval Office incident 14 we were speaking about where Ms. Lewinsky went into the Oval 15 Office. Let me just ask you a follow-up question there on 16 timing. 17 You had talked about seeing Ms. Lewinsky on a 18 number of occasions, as you say, "often," in this period 19 where she worked at the White House. Was the incident where 20 you let her in on a holiday or a weekend into E-6, was that 21 the first time you had ever seen her while she worked at the 22 White House? 23 A No, sir. 24 Q So there were other times you had seen her before 25 that.</p>	<p>1 A Yes, I was. 2 Q What were the names of the other individuals you 3 were with? 4 A I do not recall. 5 Q Do you recall any of them? 6 A No, sir. 7 Q Do you recall roughly how long you waited outside 8 the Pentagon during this? 9 A Probably over an hour, an hour-and-a-half. 10 Q How soon after you got to the Pentagon -- do you 11 remember what time of day it was, incidentally? 12 A I would say 11:00 or 12:00. I want to say high 13 noon, again, because of the heat and the sunlight. 14 Q Do you know where the President was going in the 15 Pentagon? 16 A No. 17 Q Do you remember what the event was he was 18 attending? 19 A No, sir. 20 Q How long in that hour or hour-and-a-half period 21 that you're waiting outside the Pentagon was it that you 22 first saw Ms. Lewinsky? 23 A Oh, no. We saw her as soon as we arrived. She was 24 at the door. That is why I assumed that she was part of the 25 advance team for this particular event. Once we arrive, we</p>

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<p>1 have to reposition the vehicles and so forth, and it was 2 during that time that I saw her, and I heard the 3 conversation. 4 Q And when you say you saw her right at the door, is 5 that the door to the car? The door to the Pentagon? 6 A The door to the Pentagon. 7 Q So you drive right up to the Pentagon? 8 A Yes. 9 Q And when you say you thought she was part of the 10 advance, are you saying you thought she was part of a White 11 House Office that went out to prepare the trip? 12 A That is correct. 13 Q So you thought she was still an employee of the 14 White House? 15 A That is correct. 16 Q Can you remember with specificity when you first 17 saw Ms. Lewinsky during this incident? In other words, did 18 you see her as the car was still moving, pulling up to the 19 door? Did you see her before or after the President gets out 20 of the car? Before or after the President actually goes into 21 the Pentagon? That type of thing. 22 A After. After the President had entered. 23 Q So you don't see her while the car's moving? 24 A No. I'm driving, no. 25 Q And the car stops, the President gets out and</p>	<p>1 Ms. Lewinsky? 2 A No, sir. 3 Q And is she still holding the door when you first 4 see her? 5 A Yes. I think she was still holding the door. I 6 think there were still some people coming through. 7 Q All right. How far are you from her at that 8 point? 9 A The Pentagon has several steps that come down -- 10 she was way up at the door, we were down on the street level, 11 50 feet, maybe. 12 Q All right. So there are some steps going up to 13 this door? 14 A Yes. 15 Q And at some point, you and the other agents speak 16 with Ms. Lewinsky? 17 A That is correct. 18 Q How long after it is from when you first see her 19 until you're speaking with her? 20 A Whatever time it took for the rest of the press 21 people to or whoever was lagging behind to go through. At 22 that point, everybody is through. I'm assuming she probably 23 let the door go and, you know, she approached us and we might 24 have spoken then. 25 Q And did you ever leave where you were speaking with</p>
<p>1 enters the building. 2 A Yes. 3 Q And then you are first aware of Ms. Lewinsky? 4 A Correct. At that point, we need to reposition the 5 vehicles and get ready for the departure, so that's when I 6 can step out and that's when I noticed her. 7 Q You noticed her when you stepped out of the car? 8 A Yes, to the best of my recollection. 9 Q After you repositioned the car? 10 A No, no. We're there. Then we have to, you know, 11 we can all get out and start talking about, "Hey, let's go 12 turn around there." Or whatever we need to do. So we 13 usually come out and discuss the way we want to do it. 14 "Let's put this one first, second," whatever. And at that 15 point when we were speaking is when I noticed that she was 16 there. 17 Q All right. 18 A There was still some staff people going in, 19 especially the press is way behind in the motorcade, so 20 they're still going in. And I recall her holding the door 21 open as other people went through. 22 Q Was the President already in the building by the 23 time you first saw Ms. Lewinsky? 24 A Oh, yes. 25 Q Did you see any contact between the President and</p>	<p>1 the agents to go closer to her or did she come up to the 2 agents' location? 3 A I think she came down to us. We wouldn't go away 4 from the cars. 5 Q And tell us about the conversation from the moment 6 she approaches. 7 A Nothing in particular, just that she was no longer 8 at the White House, that she was now working for the 9 Pentagon. And the only reason I remember is because I 10 realized at that point that she was no longer at the White 11 House. That's the only part that struck me. 12 Q Did she come over to speak with you, specifically? 13 A No. I don't think so. I think there was, as I 14 said, a group of us. 15 Q But you recognized her. 16 A Yes. 17 Q And she recognized you? 18 A I would assume so. 19 Q Did she ever say hi to you individually or use your 20 name? 21 A I don't think so. 22 Q Did she recognize the other agents? 23 A It appeared -- it appeared that way, yes. 24 Q Did they recognize her? 25 A It appeared that way, yes.</p>

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<p>1 Q All right. And was there any conversation after 2 she says, "Hello," and before she says, "I no longer work at 3 the White House." 4 A I assume there was. Perhaps I wasn't paying 5 attention at that point or it's not that's memorable. 6 Q And how did it come up that she no longer worked at 7 the White House? Do you recall? 8 A No, I don't. 9 Q Okay. But you remember her addressing that topic 10 at some point. 11 A That's correct. 12 Q Tell the ladies and gentlemen to the best of your 13 knowledge what you remember her saying. 14 A That she was no longer working at the White House, 15 that she was now working for the Pentagon doing pretty much 16 the same thing, doing advances, preparing events but doing it 17 for the Pentagon now. 18 Q And, Special Agent Garabito, let me ask you, did 19 she say how long she had been at the Pentagon? 20 A I don't think so, no. 21 Q Did she mention whether she liked her job at the 22 Pentagon? 23 A I don't think the conversation was that long. 24 Q Did she mention whether she missed the White House? 25 A No.</p>	<p>1 holidays, so I'm thinking it was either late November or 2 early December of '97. 3 Q Now this story all hit the media January of '98; 4 correct? 5 A That's my understanding. 6 Q And did you see reports of this on the TV or hear 7 about it on the radio? 8 A Yes. 9 Q And at the time you saw the story break, did you 10 recognize Ms. Lewinsky? 11 A Yes. 12 Q And did it occur to you when the story broke that 13 you had seen her fairly recently? 14 A Yes. 15 Q And you were able to tie that towards the holidays 16 or your vacation roughly? 17 A I think that's what made me remember that that 18 particular incident which wouldn't have been of any 19 importance prior to that. Then when I saw the report is when 20 I remembered. "You know, I think that was her I saw the other 21 day." 22 Q All right. Now, you finished up with the 23 Transportation Section earlier in '97, in March of '97; 24 correct? 25 A Yes, March of '97.</p>
<p>Page 42</p> <p>1 Q What was discussed after she talked about working 2 at the Pentagon? 3 A That's all I recall. Then she had to -- she went 4 inside -- she went inside to finish whatever her duties were 5 and then we got busy with our responsibilities. 6 Q And how long, all told, from the moment she 7 approached you and the agents to the moment she left you and 8 the agents would you say she was there? 9 A I'd say a few short minutes. She had to finish or 10 continue with what she was doing. 11 Q And as I've been asking you questions about this 12 group conversation with you, other agents and Ms. Lewinsky, 13 have you been able to recall in any way who was with you of 14 the PPD? 15 A No, sir, not in particular, no. 16 Q If you do recall that as a result of being here 17 today at any time in the future, will you contact my office? 18 A No problem, yes. 19 Q How long after the Pentagon incident would you say 20 it was until the occasion at the White House where you 21 believed you saw her? 22 A I think that was December of '97. 23 Q And what makes you say that? 24 A That's all I remember. I remember I went on 25 vacation after that throughout the whole, the entire</p>	<p>Page 44</p> <p>1 Q Where did you go in March of '97? 2 A I went back to what's called shift work, working 3 around the President. 4 Q So if the President was not traveling, you were in 5 the West Wing during your workday? 6 A Yes, sir. 7 Q Is that correct? 8 A That is correct. 9 Q Tell the ladies and gentlemen of the grand jury 10 what you remember about this incident from late November or 11 December of '97? 12 A Again, I was positioned at [REDACTED] the pantry door 13 that you speak of is to my left. 14 Q [REDACTED] 15 A [REDACTED] just saw Mrs. 16 Currie and a female with black hair, about the same size and 17 build as Ms. Lewinsky, depart and walk towards -- if you know 18 the area, towards the Vice President's Office, away -- 19 towards the Chief of Staff's Office [REDACTED] 20 Q So if you come out the pantry door and take a left, 21 [REDACTED] 22 A That is correct. 23 Q And Mrs. Currie is who? 24 A The President's secretary. 25 Q Is that Betty Currie?</p>

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<p>1 A Yes.</p> <p>2 Q And do you recall what time of day this was?</p> <p>3 A No, sir.</p> <p>4 Q Do you recall if anyone from the PPD was with you?</p> <p>5 A At my post? No.</p> <p>6 Q How about in the area of your post?</p> <p>7 A No, not at my post. [REDACTED]</p> <p>8 which is far enough away that they can't see the hallway.</p> <p>9 They would not be able to see what I saw.</p> <p>10 Q [REDACTED]</p> <p>11 A That is directly in front of Mrs. Currie's office.</p> <p>12 Q Do you remember any Uniformed Division officers who</p> <p>13 presumably you would have [REDACTED] closer towards the</p> <p>14 pantry door being in the area during this incident?</p> <p>15 A Yes, I do remember an officer. I do remember the</p> <p>16 white uniform standing there, yes.</p> <p>17 Q Do you know who the officer was?</p> <p>18 A No, sir.</p> <p>19 Q Can you describe him? Was it a male?</p> <p>20 A Yes, probably a male.</p> <p>21 Q Can you describe him for us?</p> <p>22 A Looking, seeing, the movement and at the same time</p> <p>23 visualizing an officer there but not that I stopped to look</p> <p>24 to see who he was. Again, at that point, it wasn't anything</p> <p>25 to think about, not until the reports came out a couple of --</p>	<p>1 Ms. Lewinsky when she worked at the White House and the time</p> <p>2 you've seen her subsequently, did it appear to be her from</p> <p>3 the side view of her face?</p> <p>4 A Yes. The only thing that made me believe it was</p> <p>5 her was that quick side view. That was it.</p> <p>6 Q And I understand you believe this to be Ms.</p> <p>7 Lewinsky, but you can't be sure.</p> <p>8 A That is correct.</p> <p>9 Q Is there anything that makes you hesitant to say</p> <p>10 that it was her? Anything specific?</p> <p>11 A The fact that it was so quick. It was just -- I'm</p> <p>12 not looking in that direction generally. I probably out of</p> <p>13 the corner of my eye see a movement, I look, and it's a very</p> <p>14 quick, boom, and they walk away. So it wasn't --</p> <p>15 Q Did you get a -- I'm sorry.</p> <p>16 A So it wasn't something that I was expecting someone</p> <p>17 to come out of that door. It's just I'm looking in all</p> <p>18 directions and I think I probably spotted out of the corner</p> <p>19 of my eye, movements and look and then see a very quick,</p> <p>20 boom, and they're out.</p> <p>21 Q So you turned and looked before the individual</p> <p>22 coming out turns to walk away?</p> <p>23 A I look before the individual gives me her back, is</p> <p>24 that what you mean?</p> <p>25 Q Yes.</p>
<p>1 maybe four weeks later.</p> <p>2 Q I believe you said earlier today you didn't get a</p> <p>3 full frontal look of this person with Mrs. Currie during this</p> <p>4 incident, but you saw a side view and a rear view. Would you</p> <p>5 have seen a side view as they're coming out the pantry door?</p> <p>6 A That is correct.</p> <p>7 Q And then you saw a rear view because they turned</p> <p>8 away from you?</p> <p>9 A That is correct.</p> <p>10 Q All right. Tell us what you saw when you got the</p> <p>11 side view. Did you get a profile of this woman?</p> <p>12 A A pretty quick profile, yes.</p> <p>13 Q And describe what you saw?</p> <p>14 A Just black hair, short black hair, white female,</p> <p>15 about the size and build of Ms. Lewinsky, quickly turned and</p> <p>16 from then on it was just a rear view of Mrs. Currie, whom I</p> <p>17 recognize easily, and this female walking away.</p> <p>18 Q And did it appear to be Ms. Lewinsky as you watched</p> <p>19 from behind?</p> <p>20 A From behind I wouldn't -- if I had just seen her</p> <p>21 from behind, I wouldn't have known.</p> <p>22 Q Okay. Let me ask that a different way, then. Did</p> <p>23 it match Ms. Lewinsky from behind?</p> <p>24 A Yes, yes.</p> <p>25 Q Okay. Now base on all the times that you had seen</p>	<p>1 A Yes. I see a quick side view, a quick profile.</p> <p>2 Q And at that time, did you believe it to be Ms.</p> <p>3 Lewinsky based on that quick profile?</p> <p>4 A That's right. At that time, I really didn't think</p> <p>5 about it. I thought about it after the report came out.</p> <p>6 Q I see. Do you know a Uniformed Division Officer by</p> <p>7 the name of Lewis Fox?</p> <p>8 A Yes.</p> <p>9 Q Tell the grand jurors how you know Mr. Fox?</p> <p>10 A I did not know him by name until the interview on</p> <p>11 television. I recall that he lives in Pittsburgh and that he</p> <p>12 was interviewed.</p> <p>13 Q When you say the interview on television, was this</p> <p>14 an interview in regard to the Monica Lewinsky case?</p> <p>15 A Yes, it was.</p> <p>16 Q When you saw Mr. Fox give an interview with regard</p> <p>17 to the Ms. Lewinsky case, did you recognize him?</p> <p>18 A Yes, having seen him numerous times at the White</p> <p>19 House.</p> <p>20 Q All right. By the time of the interview, he had</p> <p>21 retired. Do you recall that?</p> <p>22 A From the interview, not that I knew that.</p> <p>23 Q All right, but you learned that during the</p> <p>24 interview?</p> <p>25 A Yes.</p>

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1 Q Seeing the interview on TV.
 2 A Correct.
 3 Q As a result of seeing Mr. Fox on TV, did you ever
 4 recall a time where you saw Ms. Lewinsky in the West Wing on
 5 an occasion when Mr. Fox was on duty?
 6 A No, I do not recall Mr. Fox being there on that
 7 occasion.
 8 Q Did you ever tell any of your superiors at the
 9 Secret Service after seeing Officer Fox's interview something
 10 to the effect of, "I saw that interview and I think I was
 11 there that day."
 12 A Yes, I did.
 13 Q All right. Explain that to the grand jury, please.
 14 A When I saw, when I saw Mr. Fox interviewed and
 15 heard what he allegedly stated, that is what brought back the
 16 memory of allowing Ms. Lewinsky in on one occasion.
 17 Q Okay.
 18 A And I went to my supervisor, Larry Cockle, and I
 19 said, "I don't know if this is the same exact day, because I
 20 don't know if it occurred several times or not, but I do
 21 recall on one occasion I allowed Ms. Lewinsky into the Oval
 22 Office."
 23 Q Okay.
 24 A "And I do not know if Mr. Fox was working that
 25 particular day."

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1 Q All right. That's what I want to get at. Let me
 2 back up and ask that in a little more detail. Give the basic
 3 gist of what you saw Mr. Fox say to the ladies and gentlemen
 4 of the grand jury, if you would.
 5 A That it was somewhat surprising to me. And I think
 6 he indicated that he allowed Ms. Lewinsky into the Oval
 7 Office and [REDACTED]
 8 [REDACTED]
 9 [REDACTED]
 10 [REDACTED]
 11 [REDACTED]. So when he said that, it
 12 startled me and I said, "Wait a minute. I remember doing
 13 that once."
 14 The fact that he said something that didn't sound
 15 normal to me is what caused me to remember that I had allowed
 16 her in on one occasion.
 17 Q And that's not sounding normal because once the
 18 President arrives in the Oval Office, [REDACTED]
 19 [REDACTED]
 20 [REDACTED]
 21 [REDACTED]
 22 [REDACTED]
 23 A That's correct.
 24 Q All right. Is it your testimony that hearing
 25 Fox's story on TV triggered this weekend or holiday or

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1 government shutdown event you've discussed where you [REDACTED]
 2 [REDACTED] let Ms. Lewinsky in?
 3 A That is correct.
 4 Q Did it trigger a recollection of Lou Fox in any
 5 way?
 6 A No, it did not.
 7 Q And it caused you to go to Special Agent in Charge
 8 Cockle.
 9 A Yes, sir.
 10 Q And what did you tell Special Agent in Charge
 11 Cockle?
 12 A Exactly, exactly what I said here. I said, "I
 13 remembered an occasion where Ms. Lewinsky came to the door
 14 with some documents and I allowed her into the Oval Office."
 15 Q What did Mr. Cockle tell you to do?
 16 A He asked me if I had witnessed any type of
 17 inappropriate behavior or anything to that effect. I said,
 18 "No, sir. The door was closed and I departed shortly after
 19 that when I was pushed."
 20 Q Did he advise you what to do beyond that?
 21 A No, sir.
 22 Q All right.
 23 A As long as I hadn't witnessed anything illegal or
 24 inappropriate.
 25 Q Now with the incident that you've described, the

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1 holiday or government shutdown or weekend incident, do you
 2 recall Lou Fox being in the White House in any location
 3 during any part of that day?
 4 A No, I don't -- I don't have any recollection of
 5 that.
 6 Q Does Lou Fox -- do you recall Lou Fox being present
 7 during any of the other times you've told us about where you
 8 saw Monica Lewinsky, whether it was just walking around the
 9 White House, the time this November or December '97 you saw
 10 her or the trip to the Pentagon?
 11 A No, sir.
 12 Q Is it possible that Lou Fox was the Uniformed
 13 Division officer on duty during the [REDACTED] incident that you've
 14 described?
 15 A Sure.
 16 Q Is it possible he was not the Uniformed Division
 17 officer on duty?
 18 A Yes, it is possible.
 19 Q I want to ask you next, Special Agent Garabito,
 20 about some of the other posts. If Ms. Lewinsky had the type
 21 of pass that you described earlier, that is an intern or
 22 staffer pass, to your knowledge, would that prohibit her from
 23 entering certain gates or entrances to the complex? Or would
 24 she otherwise be limited to certain entrances to the complex?
 25 A I am not fully aware of what the restrictions are.

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1 I think the Uniformed Division officers have much more
 2 specific guidelines to that. We are so concerned with who's
 3 around the President that we don't -- I don't know if that
 4 pass allows you this access, that access. We're just
 5 concerned if anyone approaching him.
 6 Q And as a practical matter as a PPD, you don't work
 7 a gate anyway; is that correct?
 8 A That is correct.
 9 Q Have you heard of an entrance or a gate designated
 10 ACB?
 11 A No, sir.
 12 Q How about a gate or an entrance [REDACTED]?
 13 A No, sir.
 14 Q [REDACTED]
 15 A No, sir.
 16 Q Special Agent Garabito, I'm going to ask you to
 17 step outside the grand jury room for a moment or two and
 18 we'll be with you in a few moments.
 19 (Witness was excused. Witness was recalled.)
 20 THE FOREPERSON: Mr. Garabito, you understand you
 21 are still under oath?
 22 THE WITNESS: Yes, ma'am.
 23 THE FOREPERSON: Thank you.
 24 BY MR. SUSANIN:
 25 Q Special Agent Garabito, a few follow-up questions

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1 for you from the grand jurors. First, with regard to the
 2 incident you talked about where you let Ms. Lewinsky in
 3 [REDACTED] on this holiday or weekend or government shutdown
 4 date, do you recall who you relieved [REDACTED] when
 5 you arrived there?
 6 A No, sir.
 7 Q Do you recall whether it was a Uniformed Division
 8 officer or a PPD agent?
 9 A I would say it was another agent because if it
 10 would have been an officer it would have meant that I would
 11 have walked from the residence to the Oval Office part in
 12 order to push him to the next post, and I don't recall that.
 13 So my assumption would be it was another agent.
 14 Q I might have asked you this earlier and I forgot
 15 just as a follow-up to that question. Do you recall that the
 16 President was already in the Oval Office when you arrived on
 17 the shift?
 18 A Yes, that is correct.
 19 Q So is it fair to say you are assuming since there
 20 was a PPD person to relieve -- let me ask you that a
 21 different way. Strike that.
 22 So is it fair to say you're assuming since the
 23 President was already in the Oval Office and you didn't
 24 accompany him to the Oval Office there was already a PPD
 25 person to relieve?

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1 A That is correct.
 2 Q But do you have a specific recollection one way or
 3 the other, that assumption aside?
 4 A No, sir.
 5 Q Secondly, do you remember when the government
 6 shutdown was?
 7 A I feel ashamed, but I don't.
 8 Q Do you remember a year or a month, time of year?
 9 A I want to say '96, towards the time when they have
 10 to do the budget which is September/October, you know.
 11 August maybe.
 12 Q Let me ask you with regard to your testimony that
 13 you would see Ms. Lewinsky walking, say, from the East Wing
 14 through the residence to the West Wing or around the
 15 colonnade, was it unusual to have someone of her level
 16 walking, say, through the White House or through the Press
 17 area or through the colonnade to go back and forth?
 18 A No, sir. The areas that I have indicated she
 19 walked through are areas that all staff people, all interns
 20 would have to walk through. That's the way to get from one
 21 side to the other.
 22 Q Let me ask you a follow-up based on that. When you
 23 actually used the word, "residence," when you say someone is
 24 going from the East Wing through the residence to the West
 25 Wing, is it a public part of the residence they're walking

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1 through or are they walking through the Clintons' residence?
 2 In other words, are they walking through the private
 3 quarters, the living room, their dining room, that part of
 4 the residence?
 5 A No, sir. It's totally the public area. It is the
 6 only way to get from one side to the other. Everybody takes
 7 that route.
 8 Q But it is still called the residence?
 9 A Well, I'm using that terminology so that you know
 10 what part of the building it is.
 11 Q So is "residence" used to describe the main White
 12 House in that context you're using it?
 13 A That's the terminology we would use. Officially, I
 14 think the residence begins on the second floor above the
 15 State Floor and the State Floor and the ground floor, which
 16 is what I'm referring to, the ground floor of the residence
 17 is a very public area. That's what everyone has to walk
 18 through.
 19 Q You would see Ms. Lewinsky on the ground floor?
 20 A Yes.
 21 Q And the State Floor above that is also public?
 22 A But I don't, I don't ever recall seeing her there.
 23 Q And then the two floors above that start the
 24 residence?
 25 A Considered the private part of the residence, yes.

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1 Q And is the ground floor taken up to the State Floor
 2 by tourists?
 3 A Yes.
 4 Q And when you get to the State Floor, is that the
 5 bulk of the tour? That's where you see the dining room and
 6 the State Room and the Red Room and the Blue Room and all
 7 that?
 8 A That is correct.
 9 Q Another question for a grand juror, on the
 10 occasion where you saw Mrs. Currie leading someone out that
 11 may or may not have been Ms. Lewinsky, was Mrs. Currie's door
 12 locked?
 13 A I do not recall. I would say no, but I do not
 14 recall. That was I think a regular working day, so I would
 15 say no, it was not locked. It was opened.
 16 Q And what makes you think it was a regular working
 17 day?
 18 A Just because of the whole -- the day where I
 19 allowed Ms. Lewinsky into the office stands out as an
 20 abnormal day; whereas, this other day was just a normal day.
 21 Q How was the amount of traffic in the West Wing?
 22 A Normal, you know, people going back and forth.
 23 Q Do you recall whether you saw Mrs. Currie before
 24 the incident where Mrs. Currie and someone you say might have
 25 been Ms. Lewinsky came out of the pantry door?

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1 A No, I don't think so. I don't remember it
 2 actually, but I don't think so.
 3 Q You don't think that you saw her earlier?
 4 A Correct.
 5 Q Do you know if you saw her after that incident?
 6 A Yes. She returned from down in that direction
 7 somewhere, from the Chief of Staff's direction, she returned
 8 this way.
 9 Q How much later --
 10 A See, there you go. The door was opened because she
 11 returned from that section, walked by me and went into her
 12 office. Yeah, it was open.
 13 Q All right. How much time went by from the time you
 14 saw her leave with the woman until you saw Mrs. Currie
 15 coming back?
 16 A A short period of time, 2-3 minutes.
 17 Q And she walked back to her office, so her office
 18 was unlocked.
 19 A Yes.
 20 Q And the last question I have for you, when you say
 21 you saw the woman with short dark hair walking out of the
 22 pantry with Mrs. Currie, can you show us what length you mean
 23 when you use the word, "short."
 24 A About here. (Indicating.) Neck line.
 25 Q Okay.

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1 A Not on the shoulders. Right about there.
 2 Q Okay. So, for the record, Special Agent Garabito
 3 is pointing to his suit collar, right under the shirt collar.
 4 Help me out here. What else is he doing.
 5 A JUROR: Shoulder length.
 6 THE WITNESS: Shoulder length to me means this.
 7 (Indicating.)
 8 MR. SUSANIN: You can all tell somebody in my boat
 9 doesn't need to worry about a description of hair.
 10 (Laughter.)
 11 MR. SUSANIN: Thank you very much. Thank you for
 12 the help.
 13 Special Agent Garabito, I'm going to ask you to
 14 step outside for another moment, sir.
 15 (The witness was excused at 11:38 a.m.)
 16 (Whereupon, the taking of the testimony before a
 17 full quorum of the Grand Jury was concluded at 11:38 a. m.)
 18 * * * * *
 19 MR. SUSANIN:
 20 A JUROR: Shoulder length.

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1 (The witness was excused at 10:06 a.m.)
 2 (Whereupon, the taking of the testimony before a
 3 full quorum of the Grand Jury was concluded at 10:06 a.m.)
 4 * * * * *
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