
Nancy Hernreich, 2/25/98

Grand Jury

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CONDENSED TRANSCRIPT AND CONCORDANCE
PREPARED BY:

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[1] UNITED STATES DISTRICT COURT
 [2] FOR THE DISTRICT OF COLUMBIA
 [3] ----- x
 [4] In re: _____
 [5] _____
 [6] GRAND JURY PROCEEDINGS :
 [7] _____
 [8] ----- x
 [9] Grand Jury Room No. 4
 [10] United States District Court
 [11] for the District of Columbia
 [12] 3rd & Constitution, N.W.
 [13] Washington, D.C. 20001
 [14] Wednesday, February 25, 1998
 [15] The testimony of NANCY HERNREICH was taken in the
 [16] presence of a full quorum of Grand Jury 97-2, impaneled
 [17] on September 19, 1997, commencing at 1:40 p.m., before:
 [18] DAVID BARGER
 [19] SOLOMON WISENBERG
 [20] MARY ANNE WIRTH
 [21] Associate Independent Counsel
 [22] Office of Independent Counsel
 [23] 1001 Pennsylvania Avenue, Northwest
 [24] Suite 490 North
 [25] Washington, D.C. 20004

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[1] PROCEEDINGS
 [2] Whereupon,
 [3] NANCY HERNREICH
 [4] was called as a witness and, after being first duly sworn by
 [5] the Deputy Foreperson of the Grand Jury, was examined and
 [6] testified as follows:
 [7] EXAMINATION
 [8] BY MR. BARGER:
 [9] Q Good afternoon.
 [10] A Good afternoon.
 [11] Q Could you please state your name for the record.
 [12] A My name is Nancy Herreich.
 [13] Q And could you spell your last name for the benefit
 [14] of the court reporter, please.
 [15] A It's H-e-r-r-e-i-c-h.
 [16] Q Ms. Herreich, you are here today pursuant to a
 [17] federal Grand Jury subpoena, correct?
 [18] A Correct.
 [19] Q Could you tell the members of Grand Jury --
 [20] actually, let me -- before I get into the substance, let me
 [21] just do a brief bit of background on.
 [22] Pursuant to the Grand Jury subpoena, you have been
 [23] subpoenaed to provide information in a federal Grand Jury
 [24] investigation concerning possible criminal offenses by
 [25] Monica Lewinsky and others, as a general background matter.

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[1] Do you understand that?
 [2] A Yes.
 [3] Q Okay. As Grand Jury witness you have certain
 [4] rights. Let me briefly go over those with you.
 [5] And one of those rights is you have a right to have
 [6] an attorney outside of the courtroom that you may consult
 [7] with. Do you understand that?
 [8] A Yes.
 [9] Q In fact, are you represented by counsel today?
 [10] A Yes, I am.
 [11] Q And is your counsel outside of the Grand Jury
 [12] room today?
 [13] A Yes.
 [14] Q Who are you represented by?
 [15] A I'm represented by Gerry Treanor and by
 [16] Judith Wheat.
 [17] Q W-h-e-a-t?
 [18] A Yes.
 [19] Q And Mr. Treanor's name is --
 [20] A It's Gerald Treanor, and it is T-r-e-a-n-o-r.
 [21] Q Okay. One of the rights you have in having counsel
 [22] is you have the right to consult with counsel, should you
 [23] choose to do so. Do you understand that?
 [24] A Yes.
 [25] Q So that if you need to take a break and consult

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[1] with counsel, simply let us know, and we will provide you
 [2] that opportunity.
 [3] A Okay. Thank you.
 [4] Q In addition to having the right to counsel,
 [5] you also have a right to not answer any question, a
 [6] truthful answer to which would incriminate you. Do
 [7] you understand that?
 [8] A Yes.
 [9] Q In addition to your rights, there are certain
 [10] obligations. The main obligation, of course, is having
 [11] been sworn under oath, you have an obligation to tell the
 [12] truth, to the best of your knowledge and belief. Do you
 [13] understand that?
 [14] A Yes.
 [15] Q And if you don't tell the truth to the best of
 [16] your knowledge and belief, you could be prosecuted for
 [17] various criminal offenses, such as perjury, obstruction of
 [18] justice -- things along those lines. Do you understand that?
 [19] A Yes.
 [20] Q All right. Thank you. Could you tell the members
 [21] of the Grand Jury where you work.
 [22] A I work at the White House.
 [23] Q Can you tell us, what is your current position?
 [24] A My title is deputy assistant to the president and
 [25] director of Oval Office operations.

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[1] Q And how long have you held that position?
 [2] A I've held this position since January 20, 1993.
 [3] The title changed at some point -- I think in September of
 [4] '94. That's approximate. I could be wrong on that. But --
 [5] but it's basically been the same job.
 [6] Q All right. Regardless of the title, the duties
 [7] have essentially been the same?
 [8] A Yes, that's right.
 [9] Q Could you tell us briefly what those duties
 [10] generally are.
 [11] A I manage the immediate office of the President and
 [12] supervise that staff of nine other people. And I act as the
 [13] President's gatekeeper.
 [14] Q Now, you used the phrase "gatekeeper." I'm sort
 [15] curious -- is that a phrase you came up with, or is that
 [16] something that someone used to describe the position
 [17] previously?
 [18] A Well, I think the first person who described that
 [19] position for me, or described me as being the gatekeeper, was
 [20] Mack McLarty, who was at the time the chief of staff to the
 [21] President. So I've sort the taken it on and used it.
 [22] Q All right. Now, you came to the White House in
 [23] approximately January of 1993; is that correct?
 [24] A Yes, that's correct.
 [25] Q And was that in connection with the election of

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[1] President Clinton as President?
 [2] A Yes.
 [3] Q Prior to Mr. Clinton being elected as President,
 [4] did you previously work for him when he was governor?
 [5] A Yes, I worked for him when he was governor.
 [6] Q And can you tell us approximately, I believe -- was
 [7] that commencing in about 1985?
 [8] A Yes, that's right -- 1985.
 [9] Q Can you tell us what position you held with the
 [10] governor commencing in about 1985?
 [11] A I was his scheduling secretary.
 [12] Q Briefly, how would you describe that position, say,
 [13] compared to the one you have now?
 [14] A Then I, you know, planned and basically executed
 [15] his entire schedule. You know, made the decisions in
 [16] conference with the chief of staff -- what he was going to do
 [17] and who he would see and, you know, made all the arrangements
 [18] and logistics for it.
 [19] Now, I manage a staff of -- you know, I -- I
 [20] would describe primarily as, you know, secretarial work.
 [21] I think we -- we've -- we take care of President's sort of
 [22] daily needs, in terms of his phone calls and handle his
 [23] correspondence. And then we execute his daily schedule. And
 [24] -- but I don't do the planning for the schedule, like I did
 [25] in Arkansas.

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[1] Q Okay. So taking up the last part of your testimony
 [2] that you just finished, if I understand you, mainly, you're
 [3] more concerned with executing his schedule, as opposed to
 [4] planning his daily schedule -- is that a fair statement?
 [5] A Yes.
 [6] Q Okay. Now, you mentioned there is a staff.
 [7] Are you basically the administrator of that staff, or are
 [8] you -- I mean, where do you fit in the chain of command, in
 [9] terms of the staff you were discussing that helped execute
 [10] his schedule?
 [11] A I'm -- basically, I'm the administrator of the
 [12] staff. That's correct.
 [13] Q How many people do you supervise?
 [14] A I supervise nine people.
 [15] Q Can you give us a brief overview of -- not
 [16] necessarily yet who those people's names are, but sort
 [17] of the chain of command -- what their positions are, that
 [18] kind of thing.
 [19] A Mm-hmm.
 [20] Q Is it you at the top with nine people equally
 [21] arrayed, or is there a further hierarchy?
 [22] A Well, there's a -- a little bit of a hierarchy,
 [23] I think. We have a division of it called personal
 [24] correspondence, and then we have somebody who's in
 [25] charge of personal correspondence.

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[1] So that Ann McCoy is -- is the person who's
 [2] in charge of personal correspondence. It used to be
 [3] Carolyn Huber. There are three people then who work
 [4] for her under there.
 [5] And then I would say the rest of them are all
 [6] equally under me. There are, you know, five people that
 [7] -- it would be the secretary and the President's aide,
 [8] receptionist, the records keeper, and then my assistant.
 [9] Q The Grand Jury has heard reference to various aides
 [10] for the President -- people such as Steve Goodin, and
 [11] Kris Engskov. I believe.
 [12] Are those the type of people that also work for you
 [13] that you supervise, or do they come under someone else's
 [14] supervision?
 [15] A They're under my supervision.
 [16] Q And the Grand Jury has heard reference before
 [17] to Betty Currie. Does Betty Currie come under your chain
 [18] of command?
 [19] A Yes, Betty Currie comes under my chain of command.
 [20] Q And so essentially, are you Betty's boss?
 [21] A Yes, I'm Betty's boss.
 [22] Q Can you tell the members of the Grand Jury,
 [23] where is your office in relation to, say, Betty's and
 [24] the President's?
 [25] A Well, the Oval Office is here, and Betty's office

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[1] is right outside of the President's office. And then I have
 [2] a small office, really, off of Betty's office (indicating).
 [3] Q So fairly close proximity?
 [4] A Yes.
 [5] Q If I recollect, there are no other people with
 [6] offices between yours and Betty's office, for example.
 [7] A That's correct.
 [8] Q As I mentioned, the main purpose for the subpoena
 [9] is in connection with a Grand Jury investigation.
 [10] MR. WISENBERG: Pardon me just a minute. If you
 [11] need to, you could put an exhibit sticker on either one of
 [12] these, so you could identify it.
 [13] MR. BARGER: Okay. If you want me to.
 [14] MR. WISENBERG: I do not want you to. I do have
 [15] them handy, in case you want to.
 [16] BY MR. BARGER:
 [17] Q Mr. Wisenberg agrees with my decision that I
 [18] don't have to have the witness mark the exact office in
 [19] which she works.
 [20] Let me turn now to the main topic of the
 [21] investigation of the Grand Jury -- and that is, possible
 [22] offenses involving Monica Lewinsky and others.
 [23] I assume you're familiar with the name
 [24] Monica Lewinsky?
 [25] A Yes, I am familiar with that name.

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[1] Q Can you tell the Grand Jury, as best you recall,
 [2] when the first time it was that you became familiar with the
 [3] name Monica Lewinsky, or the person Monica Lewinsky, and if
 [4] we need to distinguish, we can.
 [5] A The first time I can recall having seen
 [6] Monica Lewinsky was in the chief of staff's office during
 [7] the government shutdown.
 [8] Q Do you remember approximately when that was?
 [9] A I don't remember when that was.
 [10] Q Do you remember what year?
 [11] A Well, in remembering -- no, I don't remember what
 [12] year, but I think it was -- you know, in going back, it's
 [13] probably late 1995.
 [14] Q Okay. Approximately the fall, would that be fair
 [15] to say -- somewhere around the fall of '95?
 [16] A Mm-hmm. Late fall, because at some point
 [17] in the government shutdown, I remember that it started
 [18] snowing -- in one of the shutdowns. So it would have been
 [19] late fall-early winter.
 [20] Q Why does that time stick in your mind? In other
 [21] words, what was it that you recall about Ms. Lewinsky that
 [22] caused you to remember her?
 [23] A Well, there weren't very many people working then.
 [24] It was just necessary personnel. And then they had to -- I
 [25] think interns came in and substituted for extra help. And so

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[1] since there weren't very many people around, you certainly,
 [2] you know, noticed the people who were new and who were
 [3] helping out.
 [4] Q Okay. At that time, is that what you understood
 [5] her position to be -- that of an intern?
 [6] A Eventually. I -- I'm sure when I first saw her, I
 [7] probably didn't have a real understanding of what her
 [8] position was, but --
 [9] Q Okay. From your observation of that time
 [10] period in approximately the fall of '95 -- is that what your
 [11] observation was, that she essentially was helping out during
 [12] the shutdown?
 [13] A Yes, that was my observation.
 [14] Q Okay. Is there a next time that you recall
 [15] seeing Monica Lewinsky after this shutdown period in the
 [16] fall of '95?
 [17] A Specifically, no, I can't say that there's a
 [18] particular time I saw her. But I know that I have seen her
 [19] -- I had seen her -- I have seen her since then, so --
 [20] Q Okay. What is the next incident -- and I don't
 [21] mean incident in any perjorative sense. What's the next time
 [22] you recall seeing her specifically after the shutdown?
 [23] A Well, let me just say that I can't probably tell
 [24] that you that it was a next time or -- but I can tell you
 [25] what I can recall generally.

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[1] Q Okay.
 [2] A One time, I can recall seeing her walk in the
 [3] hallway early in the morning, as we were getting -- the
 [4] President was getting ready to start going to a meeting in
 [5] -- in the residence on the ground floor.
 [6] And I recall one evening -- and I think probably
 [7] during the shutdown, one of the shutdowns -- and it may have
 [8] been that first shutdown where she, I think, brought some
 [9] food into our office.
 [10] Q Okay.
 [11] A And then I recall a time that she came to a
 [12] radio address.
 [13] And those are generally the times that I can recall
 [14] seeing her. I think I saw her at a social event once, but --
 [15] and there may have been more, but that's what my general
 [16] recollection is.
 [17] Q Okay. And just to follow up to make sure it's
 [18] clear: As best you recall, then, is it accurate to say that
 [19] there are approximately four separate times that you have a
 [20] specific recollection of seeing Ms. Lewinsky?
 [21] In other words, the fall shutdown; secondly, you
 [22] saw her walking down the hall early in the morning; third, at
 [23] a radio address; and four, perhaps, at a social event. Is
 [24] that basically -- do I have it correct?
 [25] A Would you go through that again?

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Q Sure.
 A To make sure I got those right.
 Q Your first recollection is that you saw her in the fall of '95 in connection with the shutdown.
 A Yeah.
 Q And the second time, you have a recollection of seeing her at some time -- you characterize it as early in the morning -- walking down the hall.
 A Mm-hmm.
 Q And third, I believe you saw her at a radio address.
 A Mm-hmm.
 Q And then fourth, you may have seen her at a social event.
 A That's correct.
 Q Okay. Any other instances that you recall seeing her, other than those four -- as best you recall?
 A No, not -- I -- I'm sure -- oh, I'm not sure that I did, but, you know, I certainly may have seen her some other times. But I do not recall them.
 Q Okay. And that's all --
 A Sure.
 Q -- I'm asking, is to the best of your recollection.
 A Mm-hmm. Yeah.

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Q All right. Let's go back briefly to briefly to the shutdown. You mentioned something about bringing food in. Can you just briefly relate to us when you recall about that.
 A It seems like she brought food -- pizza or something in one evening late, you know, probably -- my recollection -- although I can certainly be wrong about this -- is that it was maybe, you know, 9 o'clock or so -- 9 or 10 o'clock at night. We were still working.
 Q Okay. Do you recall anything else in connection with bringing the food in -- in other words, who arranged it, whose idea it was -- anything else, other than the fact she may have brought some pizza in late in the evening?
 A No, I don't recall any of the things about, you know, who arranged it, or anything like that.
 Q Okay. Do you recall -- let me continue with this first time period of the shutdown. Was that the same day that you recall seeing her in the White House in connection with the shutdown, or was this -- the pizza incident, is that during the same time period, but on a different day, if you recall?
 A I don't recall.
 Q Okay. Do you recall, during this first time you saw her, whether you saw her in the presence of the President?

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A I don't recall. You mean the very first time I saw her in the chief of staff's office? Is that what you're asking me?
 Q Well, in connection with the shutdown. And let me make sure I understand you, because when you say you saw her in the chief of staff's office, I take it that when you recollect her bringing pizza in, that that may now have been a second, or a separate time you saw her, as distinct from being in the chief of staff's office. Or did she have pizza in the chief of staff's office?
 A I don't recall. I think you had asked me -- the second part of that, you asked once when I recalled first seeing her, and I said in the chief of staff's office. Then you asked me what other times other than that --
 Q Right?
 A -- that I had seen her, and I said I saw her once when she brought food in to our office.
 And so -- so I don't know if it was a separate day or not, and you asked me that, and I said I don't recall whether it was a separate day or not.
 And so -- but they were separate kind of events in my mind -- like once I saw her there, and once I saw her here, because they were separate places.
 MR. WISENBERG: David, can I ask one question?
 MR. BARGER: Yes, you bet.

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BY MR. WISENBERG:
 Q Do you think the food delivery incident was during the government shutdown?
 A Yes, I do think that.
 BY MR. BARGER:
 Q And I don't mean to -- I'm not trying to be tricky here. I just wanted to clarify, then, bringing the food in was in connection with the fall shutdown, but it may have been -- you may have actually seen her bring the food in and then separately saw her in the chief of staff's office.
 A Yes.
 Q But the same sort of event -- the event being the shutdown.
 A Oh, okay.
 Q Is that fair to say?
 A Yeah.
 Q All right. In either instance -- whether in the chief of staff's office, or bringing the pizza in, did you ever see her during the shutdown period in the presence of the President?
 A I believe I did.
 Q Okay. What, if anything, do you recall about that?
 A Well, this is a vague recollection, but it seems that during this event where she brought -- the time she brought the food in, that we then offered the food to the

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President, as well, or he may have been there. But that's -- you know, it really is quite vague.
 Q Okay. Well, I don't mean to suggest there's anything wrong with eating pizza.
 A No.
 Q If there is, I think we'd all be in trouble. Anything else that you recollect, other than offering pizza to the President -- in terms of her being in the presence of the President? Anything you recall in terms of that incident?
 A No.
 Q Okay. Now, the various times that you have seen her that we just went through -- and I'll go into more details in the others -- are these instances -- my question basically is: Have you refreshed your recollection recently -- in terms of either discussing or reading materials about Monica Lewinsky -- so as to cause these recollections to be recently refreshed -- if you understand my question?
 A I understand your question. And the -- the only one that I've sort of -- I have -- has been refreshed has been the one with the radio address.
 Q Okay. But the pizza shutdown topic is one you had recalled without having had your memory refreshed. Is it fair to say, or --

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A Let me just think about it a minute.
 Q Okay.
 A Because honestly, after a while, and one reads a lot, that just --
 Q Right?
 A And you forget -- you really can't distinguish what you remember from what you remember and what you remember from what you read, or somebody says something to you.
 Q Yes.
 A And I -- let me think about it a minute.
 Q Okay.
 A Whether that came -- remember the shutdown -- I think it's just a general memory. I don't think it's been refreshed by, you know, anyone or any -- any reading.
 Q Okay. Let me move to the next -- getting away from the shutdown topic to the next -- what you describe as the next time you recollect, which is seeing her walking down the hall early in the morning.
 Can you tell us what else you recall about that second general time you saw Ms. Lewinsky. What was that in connection with? How long did you see her? Where was she going? What was she doing? That kind of thing.
 A Well, I think she was going from her office probably in legislative affairs -- I assume. And that's -- walking to something in the West Wing. Because legislative

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[1] affairs offices are in the East Wing, and you'd have to walk
 [2] through the ground floor usually to -- to get over to the
 [3] West Wing -- ground floor of the -- what we call the mansion
 [4] -- the residence. Most of the staff walk through there.
 [5] Q When you saw her walking through the hall, did you
 [6] see where she went?
 [7] A No, I did not see where she went.
 [8] Q You did not see whether she went into a
 [9] particular room?
 [10] A No, I --
 [11] Q If you recall.
 [12] A I don't recall.
 [13] Q All right. And specifically, do you recall whether
 [14] she went either to see Betty Currie, or to see the President,
 [15] or to go into the Oval Office?
 [16] A Let me -- I was with the President, who was going
 [17] into a meeting in the Map Room. So she was walking down the
 [18] ground floor, and I was in the ground floor. I don't see
 [19] where -- I did not see where she went, though.
 [20] Q Okay. And again, to be clear, when you say you
 [21] were with the President, and he was getting ready to go into
 [22] a meeting, were you and President in the Map Room, or was the
 [23] meeting going to be in the Map Room?
 [24] A The meeting was going to be in the Map Room, and we
 [25] were walking from the elevator to the Map Room, and it's --

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[1] the hallway is what -- it's between us. So --
 [2] Q So you and the President are walking down the hall,
 [3] and Ms. Lewinsky is coming the other way?
 [4] A (Nodding.) Well, we were walking crossways the
 [5] hall -- going across the hall. And she was coming down
 [6] the hall.
 [7] Q Do you recall when this was in relation to the
 [8] shutdown? Are we talking shortly thereafter? Much later? A
 [9] year later? I mean, approximately how long? Can you put a
 [10] time period approximately on this time you saw her walking
 [11] down the hall?
 [12] A I can't put any time period on it.
 [13] Q Do you recall, when you saw her walking down
 [14] the hall, was this a time when she was an intern or not
 [15] an intern?
 [16] A Well, I can't -- I can't tell you that for sure.
 [17] Q Okay. You mentioned that your assumption was she
 [18] was walking from her office.
 [19] A Yeah.
 [20] Q And I think you maybe even said in legislative
 [21] affairs. Is that --
 [22] A That's my assumption. But you asked me whether I
 [23] knew if she was an intern or not at that point, and I -- I
 [24] can't tell you that for sure.
 [25] Q I understand. But your assumption is she was

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[1] walking from her office, which you believed to be in
 [2] legislative affairs.
 [3] A That's right.
 [4] Q Did she or the President, or did anyone exchange
 [5] any kind of greeting -- "Hello," anything like that -- "How
 [6] how you?" "Nice to see you" -- anything -- if you recall?
 [7] A I don't recall it.
 [8] Q The next recollection that you identified was that
 [9] of a radio address, correct?
 [10] A Mm-hmm.
 [11] Q Can you tell us what you recall about that.
 [12] A That she brought some of her family members into in
 [13] a radio address. I think it was her father and maybe her
 [14] stepmother and her brother.
 [15] Q Do you have the time? Do you remember
 [16] approximately when that was?
 [17] A Spring of 1996, somewhere in that range.
 [18] Q And I believe, and correct me if I'm wrong, you may
 [19] have earlier indicated that that particular incident is one
 [20] that you may have had your recollection refreshed.
 [21] A Yes.
 [22] Q Can you tell us what you looked at or who you
 [23] talked with, et cetera, that caused you to -- if you can
 [24] distinguish between what you recollected before and what you
 [25] now recollect, having had your memory refreshed. Do you

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[1] understand my question?
 [2] A Yeah. I do understand your question. And I'm
 [3] trying to go back and reconstruct it.
 [4] The -- it -- I looked up that particular
 [5] information because there was information that this may have
 [6] been a time when I had cleared her in. And I was trying to
 [7] go back and figure out why I would have cleared her in. And
 [8] so -- and then I found out it was for a radio address.
 [9] Q Okay. And as least as you understand it, that's
 [10] approximately the spring of '96?
 [11] A Yes.
 [12] Q Okay. And having looked into that, is that your
 [13] recollection, that you cleared her in for the radio address?
 [14] A Yes.
 [15] Q So at that time, the necessity to clear her in
 [16] suggests, of course, that she no longer is working at the
 [17] White House.
 [18] A That's right.
 [19] Q As opposed to going back to the second time, when
 [20] you saw her walking down the hall, at that point, your clear
 [21] impression is she's still working at the White House.
 [22] A That's my impression.
 [23] Q Okay. If she didn't work at the White House in the
 [24] second incident, would she be walking down the hallway alone?
 [25] A Say that again. If she did not work --

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[1] Q If she didn't work at the White House during the
 [2] time you saw her walking in the hallway early in the morning,
 [3] would she have been walking down that hallway alone?
 [4] A No, she would not have been.
 [5] Q So again, that suggests she was working there at
 [6] the time you saw her walking down the hall.
 [7] A Well, I don't think I ever said she was walking
 [8] down the hall alone. I'm sorry.
 [9] Q Oh. All right.
 [10] A I don't mean to be -- I don't recall whether she
 [11] was or wasn't. But, you know, I -- that second incident.
 [12] But you're correct in that if you're not an employee there,
 [13] then you shouldn't -- you would not be walking alone.
 [14] Q Do you recall whether she was walking with anybody?
 [15] A No.
 [16] Q Is there any particular reason -- why is it you
 [17] recall Ms. Lewinsky walking down the hall one morning when
 [18] you and the President were on your way to a meeting in the
 [19] Map Room? Is there something significant that caused you to
 [20] remember that?
 [21] I mean, I would imagine you and the President walk
 [22] down the hall fairly often and pass many, many, many people
 [23] walking down the hall. Why do you remember that?
 [24] A Well -- I don't like -- this is my nature I get
 [25] into, but I think that staff should not be in the hallway

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[1] when the President is in that vicinity and is getting ready
 [2] to do work. But staff does it, but I normally remember those
 [3] people who sort of the cross our paths when we're, you know,
 [4] in there and he's in the process of going into a meeting. I
 [5] just -- it's just something I remember.
 [6] Q Okay. So I take it, then, at least one of the
 [7] reasons you remember that is that you felt it somewhat
 [8] inappropriate for a person in Ms. Lewinsky's position to have
 [9] been in the hallway when you and the President when you and
 [10] the President are in your way to a meeting -- or in the
 [11] vicinity of the President on his way to this meeting. Is
 [12] that generally accurate?
 [13] A Well, I don't -- it's generally accurate, but I
 [14] wouldn't just characterize it as someone in Ms. Lewinsky's --
 [15] as only those in Ms. Lewinsky position would I have --
 [16] someone in her position. Okay?
 [17] Q Okay. But I assume, for high-level staff, you
 [18] wouldn't have the same hesitation.
 [19] A If I thought that they were -- if it was
 [20] inappropriate for them to be in the hall, I would have
 [21] had that hesitation, no matter what level they were.
 [22] Q Okay. You mentioned on the radio address that
 [23] you -- I believe you used the phrase you looked up some
 [24] information. Can you tell us generally what it was you
 [25] looked up to refresh your recollection about this radio

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[1] address in the spring of '96.
 [2] A I asked my assistant to look it up. So I'm not
 [3] sure what she looked up.
 [4] Q Okay. Who is that?
 [5] A Rebecca Cameron.
 [6] Q Generally describe for us what it was you
 [7] instructed Rebecca Cameron to do.
 [8] A I asked her to see what she could find out about
 [9] that day's schedule and the -- so that I could ascertain why
 [10] I cleared her in.
 [11] Q What kinds of documents would you expect Rebecca to
 [12] look at to try to answer that question?
 [13] A Well, I don't know really what she looked at. I
 [14] know what she brought me.
 [15] Q Okay. What did she bring you?
 [16] A She brought me a copy of the radio address for that
 [17] day -- the list of people attending the radio address.
 [18] Q Did you give her any instructions to figure out
 [19] -- in other words, give us a sense of what kind of process
 [20] would have to be gone through in order to figure out the
 [21] possibilities of why you might have signed Ms. Lewinsky in.
 [22] A Ask that again, or just be more specific about what
 [23] you're asking me. I'm sorry.
 [24] Q Okay. I apologize.
 [25] A That's okay.

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[1] Q The only point I'm trying to make is to sort of get
 [2] an idea of what kinds of documents Ms. Cameron would look at,
 [3] or what kind of information she might look at to solve the
 [4] problem you posed for her, which is, "I signed her in. Look
 [5] into what I may have signed her in for."
 [6] A Mm-hmm. Well, I actually don't know what she
 [7] looked at but --
 [8] Q I understand. But what kind of things would you
 [9] expect --
 [10] A I would assume that she would try to find a copy of
 [11] that day's schedule. That would -- and that would be the
 [12] only thing that I would assume she had probably looked for.
 [13] Q Okay. So when you say that the third incident
 [14] is the radio address, do you specifically recall seeing
 [15] Ms. Lewinsky at this radio address?
 [16] A Once that document was shown to me, I do have a
 [17] recollection of seeing her there.
 [18] Q Do you recall seeing her family members -- or one
 [19] or more of her family members?
 [20] A I have a vague recollection of it. Again, I think
 [21] -- you know, through all of this, you're -- I see, I don't
 [22] know, thousands of people every week in, you know, various
 [23] circumstances, and you begin to -- it all gets a little
 [24] muddled, and you begin to think, "Well, what do I really
 [25] remember, and what do I remember because somebody showed me

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[1] something?' and all that.
 [2] But I have a vague recollection of seeing the
 [3] family members. But again -- I mean, we -- some weeks we
 [4] have 125, 130 people at a radio address; some weeks, we have,
 [5] you know, 40 or 50. But you just -- so it gets a little
 [6] muddled after a while.
 [7] Q I guess my only point is, in your opinion -- is it
 [8] correct, then, that the reason you signed her in or cleared
 [9] -- I'm sorry, cleared her into the White House was for the
 [10] radio address, as opposed to some other purpose?
 [11] A Yeah. That's my assumption, yeah.
 [12] Q Well, I just want to be -- you said assumption. I
 [13] want to make clear -- is that what you're talking about, is
 [14] that it's your assumption you cleared her in for the radio
 [15] address, or you specifically recall, "That's what I cleared
 [16] her in for?"
 [17] A I don't recall that I cleared her in for that. I
 [18] have information now that leads me to believe -- that shows
 [19] me that that's what I did.
 [20] Q Okay. As you explained --
 [21] A Mm-hmm.
 [22] Q -- you had your assistant get information --
 [23] A Mm-hmm.
 [24] Q -- and based on this information, that suggests had
 [25] to you that that's --

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[1] A Yeah.
 [2] Q -- likely what you did, or that's likely why you
 [3] cleared her in.
 [4] A Yes.
 [5] Q Okay. I'll come back to the social in just a
 [6] minute, but since we're talking about clearing Ms. Lewinsky
 [7] in, do you recall whether there were any other times that you
 [8] cleared Ms. Lewinsky into the White House?
 [9] A No, I don't recall that there were other times I
 [10] cleared her in.
 [11] Q So to the best of your knowledge, you only cleared
 [12] her in once.
 [13] A To the best of my knowledge.
 [14] Q Okay. Let's go last to the social event. Can you
 [15] tell us what you recall about that. What kind of social
 [16] event are we talking about?
 [17] A You know, I have no idea.
 [18] Q All right. The obvious question -- I think it's
 [19] the obvious question -- is why is it, then, you think you
 [20] recall seeing her at a social event?
 [21] A I just have this vague image of seeing her in the
 [22] residence on the state floor at some large social event. I
 [23] mean, if somebody told me, "You never saw her at a social
 [24] event at the White House," I'd say, "Okay." But --
 [25] Q You have a vague recollection.

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[1] A But I have a vague recollection, I think, of having
 [2] seen her over there.
 [3] Q Do you remember the time of year?
 [4] A I think it may be around Christmas time, but if it
 [5] was May, you know, that would -- because it was indoors;
 [6] that's why I think it was around in the wintertime, and --
 [7] Q All right. Other than these four general
 [8] categories we've covered, are there any other times
 [9] that you recall seeing Ms. Lewinsky? Because that's
 [10] been the topic we've been talking about, is times you
 [11] have see Ms. Lewinsky.
 [12] A I can't think of any. And that isn't to say that I
 [13] haven't seen her. I just don't remember. I've seen her a
 [14] lot of television lately.
 [15] Q Have you ever seen her and the President converse
 [16] A Well, I believe that I saw them converse the night
 [17] that she brought the food into our office, but --
 [18] Q That's the pizza?
 [19] A That's a vague recollection -- pizza or something.
 [20] Q All right. Okay. So just to be clear, no other
 [21] times that you recall seeing her?
 [22] A Well, I'm sure they conversed during the radio
 [23] address, but --
 [24] Q Okay.
 [25] A But no other -- not other than these four times.

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[1] Again, you know, that doesn't say that I haven't --
 [2] Q I understand.
 [3] A -- but it's just not I -- my recall.
 [4] Q All right. Let me move on to times -- were there
 [5] ever any occasions when you spoke to Ms. Lewinsky -- well,
 [6] I'll leave it at that. Were there ever any times you spoke
 [7] to Ms. Lewinsky, whether by phone or in person?
 [8] A I don't recall any specific incidences.
 [9] Q Okay. Before I forget -- I was going to exclude
 [10] your lawyers from this question, but you made me think of
 [11] your attorneys, so let me cover that real quickly.
 [12] Who arranged for you to have representation -- if
 [13] anyone? I mean, is this something you arranged yourself, or
 [14] were you assisted in any way?
 [15] A Several months ago -- as you can imagine in my
 [16] position, I get called for various and sundry things, and so
 [17] after my last -- and I normally have had a friend of mine in
 [18] Arkansas represent me, but he's the incoming president of the
 [19] bar, and it's becoming more and more difficult for us to
 [20] schedule anything.
 [21] Q Is that Mr. Cleary?
 [22] A Keerly (phonetic).
 [23] Q Keerly?
 [24] A Uh-huh.
 [25] Q Okay.

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[1] Q It's becoming more and more difficult for him to
 [2] get up here and to schedule anything.
 [3] So I had said to Lanny Breuer in the fall -- in
 [4] October or November sometime -- I asked him at that time if
 [5] he could assist me in finding a local attorney.
 [6] And so, actually, Mr. Ruff had called and said that
 [7] Mr. Treanor would be available, and I was thrilled because he
 [8] and I have known each other for five years. Our daughters
 [9] went to high school and go to college together.
 [10] Q I'm sorry, Mr. Treanor's --
 [11] A Yes.
 [12] Q Oh, okay.
 [13] A Other daughters went to NCS together and they go to
 [14] Duke together. And he -- so I was, you know, most pleased
 [15] with -- with that.
 [16] Q Okay. But just to be clear, even though you have
 [17] a family connection with Mr. Treanor, it was Mr. Ruff and
 [18] Mr. Breuer's efforts that led you to Mr. Treanor?
 [19] A Well, I'd asked them to help me, yeah, some --
 [20] Q No, I understand. But you didn't ask them for
 [21] Mr. Treanor.
 [22] A Yes.
 [23] Q They said well, Mr. Treanor is available and you
 [24] said, "Great. I know him."
 [25] A And I had said that was wonderful, that was

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[1] somebody who would be acceptable to me. You know, because
 [2] Lanny had said, "Well, let me think about it and let me
 [3] find somebody I think that might fit with you and see what
 [4] you think."
 [5] And then when they came and said -- I said, "Oh,
 [6] that's perfect, because we have known each other for years,
 [7] and somebody I like, and you know, that's -- I'm delighted."
 [8] Q As you understand it, I take it, Mr. Treanor is a
 [9] friend of Mr. Ruff's?
 [10] A I don't -- I don't know that.
 [11] Q Okay. What is your understanding about the
 [12] compensation for Mr. Treanor? Is that something that
 [13] you are responsible for, or is someone else, or are you
 [14] to be reimbursed?
 [15] A Mr. Treanor is -- is -- will be sending me bills,
 [16] and we'll work it out from there.
 [17] Q Okay. But is there any understanding you have or
 [18] expectation that perhaps you will be reimbursed?
 [19] A I don't believe -- well, I don't know that I will
 [20] be reimbursed. I don't know that you can expect that.
 [21] Q Well, I understand that you don't know it, but do
 [22] you have any understanding or expectation --
 [23] A Well, I anticipate, you know, filing whatever I can
 [24] with the Justice Department and, you know, hoping that I will
 [25] get something back. But I don't know that's it's

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[1] ever guaranteed.
 [2] Q All right. Now, let me go back to the question
 [3] I was going to pose before the attorneys topic entered
 [4] the picture.
 [5] You don't recall having spoken to Ms. Lewinsky. My
 [6] question now is: Excluding your attorney, Mr. Treanor, and
 [7] his associate, Ms. Wheat, have you had any discussions with
 [8] anyone, other than your attorneys, about Monica Lewinsky?
 [9] A I have not had any discussion with any -- well, let
 [10] me just go back. I think you have discussions with everyone
 [11] anymore in the city about Monica Lewinsky. It seems to be
 [12] the topic on everyone's mind. But so, generally, yes. I
 [13] have general conversations with everyone.
 [14] Q Okay. We'll start with the general before I move
 [15] to the specific.
 [16] A Okay.
 [17] Q Perhaps it would be unusual if you hadn't had some
 [18] discussion with someone.
 [19] A Mm-hmm.
 [20] Q Have you had any discussions with the President of
 [21] the United States about Monica Lewinsky?
 [22] A Yes.
 [23] Q Can you tell us when it was you last conversed with
 [24] the President about that topic. In other words, I'm not
 [25] asking you what you talked about yet --

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[1] A Mm-hmm.
 [2] Q -- but when.
 [3] A Oh, it has been since -- it's been in the last
 [4] month to five weeks.
 [5] Q Approximately how long did the conversation last?
 [6] A I don't recall. Let me -- may I step out and talk
 [7] to my attorney for a second?
 [8] Q Sure.
 [9] A Thanks.
 [10] MR. WISENBERG: Ms. Hemreich --
 [11] THE WITNESS: Uh-huh?
 [12] MR. WISENBERG: -- when you're done, if you would
 [13] knock at the door and then wait for someone to open it --
 [14] when you're through talking with your attorney.
 [15] THE WITNESS: Okay.
 [16] MR. BARGER: Thank you.
 [17] (Witness excused to confer with counsel from
 [18] 2:22 p.m. until 2:24 p.m.)
 [19] * * *
 [20] MR. WISENBERG: Let the record reflect that the
 [21] witness is reentering the Grand Jury room and that we have a
 [22] quorum. Is that right, Madam Deputy Foreperson?
 [23] DEPUTY FOREPERSON: Yes, it is. Ms. Hemreich, I
 [24] need to remind you that you're still under oath.
 [25] THE WITNESS: Okay. Thank you.

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[1] BY MR. BARGER:
 [2] Q I apologize. I forget how to address you. Is it
 [3] Miss Hemreich or Ms. Hemreich or Mrs. --
 [4] A (Laughing.) It could be any of those.
 [5] Q What's your preference?
 [6] A Ms. is fine. That's my --
 [7] Q All right. Hemreich, I believe, is your married
 [8] name?
 [9] A That's correct.
 [10] Q But you are -- you are since divorced?
 [11] A Correct.
 [12] Q Approximately when were you divorced?
 [13] A 1979.
 [14] Q Okay. I'm sorry. My question before we took a
 [15] break was how long your conversation with the President
 [16] lasted -- at least, that's what I recollect my question
 [17] to be.
 [18] A Yeah. It was probably less than a minute.
 [19] Q Can you tell us where it was.
 [20] A It was in the Oval Office.
 [21] Q Was anyone else present?
 [22] A I don't recall that anyone else was President
 [23] -- present.
 [24] Q Was it a conversation you initiated, or the
 [25] President initiated?

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[1] A Let me -- may I step out and talk to my
 [2] attorneys again?
 [3] Q Sure.
 [4] A Thank you.
 [5] Q Sure. Let me -- just to save time, I am going to
 [6] ask you what was said, so you might check with him on that
 [7] one, too.
 [8] A I'll probably have to step out again.
 [9] MR. BARGER: All right.
 [10] (Witness excused to confer with counsel from
 [11] 2:27 p.m. until 2:30 p.m.)
 [12] * * *
 [13] DEPUTY FOREPERSON: Ms. Hemreich, you're still
 [14] under oath.
 [15] THE WITNESS: Okay. Thanks.
 [16] BY MR. BARGER:
 [17] Q Ms. Hemreich, before we broke, to best of my
 [18] recollection, my question is something along the lines of:
 [19] Was it you or the President who initiated the conversation
 [20] that we've been talking about? That's my question.
 [21] A It's my recollection that it was the President.
 [22] Q Now, in terms of when the conversation occurred, I
 [23] think you said generally within the last month -- is that
 [24] fair to say?
 [25] A Uh-huh.

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[1] Q Okay. When you say within the last month, is it
 [2] closer to a month, or closer to within the last week? In
 [3] other words, trying to give us a general time frame, "within
 [4] the last month," does that mean approximately 30 days ago, or
 [5] does that mean it could have been a week ago?
 [6] A I think it was closer to 30 days ago.
 [7] Q Okay. Now, do you recall that on or about -- I
 [8] believe it was Wednesday -- on or about Wednesday, January
 [9] 21st, the story concerning the President and Monica Lewinsky
 [10] broke, to use sort of a media term?
 [11] Using that event as a frame of reference, was your
 [12] conversation with the President after the story broke, or
 [13] before the story broke?
 [14] A It was after the story broke.
 [15] Q Okay. How soon after the story broke?
 [16] A My recollection was that it was, you know, shortly
 [17] after the story broke.
 [18] Q When you say "shortly after," can you tell us how
 [19] short short is.
 [20] A I would -- best of my recollection, maybe a week or
 [21] so -- within a week, 10 days.
 [22] Q Okay. As best you recollect, could you tell us
 [23] what the conversation was about. Who said what?
 [24] A Well, I understand this is an area that's being
 [25] discussed, and I respectfully decline to answer it.

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[1] Q Upon what basis?
 [2] A Executive privilege.
 [3] Q All right. And who has instructed you to invoke
 [4] the executive privilege?
 [5] A My attorneys have instructed me.
 [6] Q Okay. And what is your understanding about why
 [7] your attorneys have instructed you to invoke executive
 [8] privilege? Obviously, they're not the President.
 [9] A Well, I --
 [10] Q Who instructed them to instruct you?
 [11] A Specifically, I think you probably would need
 [12] to ask them, and I'd be glad to go out and discuss that
 [13] with them.
 [14] MR. WISENBERG: Let me -- can I butt in for
 [15] a minute?
 [16] MR. BARGER: You bet. You bet. I'd be surprised
 [17] if you didn't.
 [18] THE WITNESS: You guys are getting to know each
 [19] other well.
 [20] BY MR. WISENBERG:
 [21] Q Typically, the executive privilege can only be
 [22] invoked by the President, Ms. Herreich, or somebody speaking
 [23] on the President's behalf.
 [24] A Mm-hmm.
 [25] Q Is it your understanding that this invocation

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[1] of executive privilege has been authorized by either the
 [2] President or Mr. Ruff, if you know?
 [3] A Well, I -- I -- I don't know that for certain, no.
 [4] Q Well, you don't know anything other than the
 [5] fact that your attorney has instructed you to observe
 [6] executive privilege?
 [7] A I know my attorneys have been in conversation with
 [8] White House attorneys and -- about this matter.
 [9] Q About this matter.
 [10] A Uh-huh.
 [11] Q Are you an attorney?
 [12] A No, I'm not.
 [13] Q Okay. I don't know whether or not you're
 [14] aware of the answer -- are you aware that there are different
 [15] components of executive privilege -- different prongs of the
 [16] executive privilege? Are you aware of that?
 [17] A No, I'm not aware of it.
 [18] Q So I take it, you don't know which prong you might
 [19] be invoking -- whether it's presidential communications,
 [20] national security, something like that. You wouldn't be in a
 [21] position -- at least not right now -- to tell us which, if
 [22] any, prongs you're invoking, or the White House is invoking?
 [23] A May I step out?
 [24] Q You bet.
 [25] A Thank you.

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[1] Q And Ms. Herreich --
 [2] A Uh-huh?
 [3] Q Let me also ask if you will meet with your attorney
 [4] about -- discuss with your attorney what you are and are not
 [5] prepared to answer, in terms of discussions with the
 [6] President, the senior presidential staff, and members of the
 [7] White House counsel's office, so that we will have a
 [8] framework of knowing: Are there different categories
 [9] of questions that you simply will not answer, is it
 [10] time-based -- is it after a certain period in time;
 [11] and again, these three categories that I gave you --
 [12] conversations with the President, conversations with senior
 [13] staff, conversations with members of the counsel's office.
 [14] A Okay.
 [15] Q Thank you.
 [16] A Mm-hmm.
 [17] MR. WISENBERG: And do we want to take a break
 [18] right now, too, and just --
 [19] DEPUTY FOREPERSON: Yes.
 [20] MR. WISENBERG: A 10-minute break, and we will com
 [21] and get you when we're ready to reconvene.
 [22] THE WITNESS: Okay. Thank you.
 [23] (A break was taken from 2:36 p.m. until 2:51 p.m.)
 [24] * * *
 [25]

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[1] MR. WISENBERG: Let the record reflect that the
 [2] witness has reentered the Grand Jury room. Madam Acting
 [3] Foreperson, do we have a quorum?
 [4] DEPUTY FOREPERSON: Yes, we do. Ms. Herreich, I
 [5] need to remind you that you're still under oath.
 [6] BY MR. WISENBERG:
 [7] Q I want to ask you one informational question before
 [8] we go back to the issue we were talking about.
 [9] I notice, in addition to Mr. Treanor, there's
 [10] another individual --
 [11] (Brief interruption to proceedings.)
 [12] BY MR. WISENBERG:
 [13] Q Let the record reflect that Mary Anne Wirth
 [14] of Office of Independent Counsel just entered the
 [15] Grand Jury room.
 [16] Ms. Herreich, I noticed there's another person out
 [17] in the hall in addition to Mr. Treanor. Is that another one
 [18] of your attorneys?
 [19] A Yes.
 [20] Q Okay. Is that somebody with Mr. Treanor's firm?
 [21] A Yes.
 [22] Q Okay. Do you know what her name is?
 [23] A Judith Wheat.
 [24] MR. WISENBERG: Okay. Go ahead, Mr. Barger.
 [25]

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[1] BY MR. BARGER:
 [2] Q Ms. Herreich, before we broke, I had a question
 [3] that generally related to what the topic of conversation was
 [4] with the President -- I mean, what actually was said to and
 [5] with the President concerning this conversation you had about
 [6] Monica Lewinsky approximately a month ago.
 [7] A Mm-hmm.
 [8] Q And since that break, have you had an opportunity
 [9] to consult with your attorney concerning, generally, what
 [10] privileges you have been instructed to invoke with regard to
 [11] certain topics that we may cover in Grand Jury?
 [12] A Yes, I have.
 [13] Q And is it fair to say that Mr. Treanor and I have
 [14] also had an opportunity to discuss briefly sort of the
 [15] general topics and how the privileges that you expect to
 [16] invoke will relate to these topics?
 [17] A He indicated that.
 [18] Q Okay. Let me try to cover some of that with
 [19] you now.
 [20] As I understand it, have you been instructed by
 [21] the White House attorneys, through Mr. Treanor, to invoke
 [22] certain privileges as to certain conversations that fit
 [23] into various categories?
 [24] A Yes.
 [25] Q Okay. Is one of the categories any conversations

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[1] you had with the President regarding the topic of Monica
 [2] Lewinsky after the allegations about the President having
 [3] a sexual relationship with Monica Lewinsky became public?
 [4] In other words, is it your understanding that
 [5] conversations prior to the story breaking, so to speak, are
 [6] not being to be subject to a kind of privilege, but any
 [7] conversations after the story broke are -- you've been
 [8] instructed to invoke the executive privilege?
 [9] A That's my understanding.
 [10] Q That's the first category.
 [11] The second category, with regard -- and I'm going
 [12] to come back to some specifics as to each of these categories
 [13] in a minute. But is the second category conversations you
 [14] had with the President of the United States' private
 [15] attorneys -- Mr. Bennett and Mr. Kendall?
 [16] A (Pause.)
 [17] Q I'm sorry. Let me -- I'll rephrase it.
 [18] Is it correct to say that as you understand it, you
 [19] have been instructed to invoke privilege with regard to
 [20] conversations you have had with the President's private
 [21] attorneys, Mr. Bennett and Mr. Kendall?
 [22] A Yes.
 [23] Q As you understand it, what privilege have you been
 [24] instructed to invoke?
 [25] A I've been instructed to invoke

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[1] attorney-client privilege.
 [2] Q Okay. And with regard to that category -- I
 [3] believe you testified earlier you are not an attorney,
 [4] correct?
 [5] A That's correct.
 [6] Q And you have not been hired by Mr. Bennett or
 [7] Mr. Kendall or anybody on their behalf, correct?
 [8] A So you're asking me if I have been hired by
 [9] Mr. Bennett or Mr. Kendall or by anybody on their behalf?
 [10] Q Correct. In other words, you are employed by the
 [11] the White House, and you're not employed by anybody else.
 [12] A That's correct.
 [13] Q Okay. You don't work for Mr. Bennett, you don't
 [14] work for Mr. Kendall, correct?
 [15] A That's right.
 [16] Q All right. And you don't fall under the umbrella
 [17] of their attorneys office, correct?
 [18] A That's correct.
 [19] Q But, nevertheless, as you understand it, you've
 [20] been to invoke the President's attorney-client privilege
 [21] with regard to conversations you had with Mr. Bennett or
 [22] Mr. Kendall, correct?
 [23] A That's correct.
 [24] Q Okay. Third category: As you understand it, have
 [25] you been instructed to invoke executive privilege with regard

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[1] to conversations you have had with senior White House staff
 [2] personnel concerning conversations about the Monica Lewinsky
 [3] topic that occurred after the story broke?
 [4] A That's correct.
 [5] Q Okay. If there were such conversations --
 [6] A Did you -- did you say executive privilege
 [7] on that?
 [8] Q Yes, yes.
 [9] A Okay, so --
 [10] Q As you understand it, the privilege you've been
 [11] instructed to invoke is executive privilege, correct?
 [12] A That's correct.
 [13] Q And beyond the term "executive privilege," you
 [14] don't know what kind of executive privilege, if any, you've
 [15] been told to invoke?
 [16] A That's correct.
 [17] Q All right. The fourth category, as you understand
 [18] it, have you been instructed to invoke executive privilege
 [19] with regard to conversations you had with the President of
 [20] the United States concerning Kathleen Willey?
 [21] A That's correct.
 [22] Q Okay. Now, let me follow up on this one to clarify
 [23] a little bit. Do you have any understanding, in terms
 [24] of whether there is a time period, that applies to
 [25] that privilege?

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[1] In other words -- is it only conversations with the
 [2] President after Kathleen Willey story broke, or does it apply
 [3] to any conversations you may have had with the President
 [4] about Kathleen Willey -- if you know?
 [5] A I have to think about the answer to this --
 [6] Q Okay.
 [7] A -- because I'm not sure that it's the time period
 [8] that is the -- is the -- that from a certain item point to
 [9] now that is the question.
 [10] Q Okay.
 [11] A But -- but I think that it may not -- well, I'll
 [12] just have -- do you mind if I think about it a minute? I
 [13] have to --
 [14] Q All right. Let me ask you -- let me follow up and
 [15] see if this helps clarify the situation.
 [16] A Okay.
 [17] Q And I won't get into the content of conversations.
 [18] Did you have any conversations with the President of the
 [19] United States about Kathleen Willey?
 [20] A Yes, I have had conversations with the President
 [21] about her.
 [22] Q How many conversations?
 [23] A I don't recall how many conversations I've had
 [24] with him.
 [25] Q All right. You can give us a range, if you would.

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[1] More than one?
 [2] A I've had more than one conversation with him.
 [3] Q Less than 10?
 [4] A Probably less than 10.
 [5] Q Okay. Did any of these conversations occur -- let
 [6] me do it this way: Is it fair to say that in approximately
 [7] the summer of 1997, there became public stories alleging that
 [8] the President had made sexual advances at Kathleen Willey?
 [9] A I think that's when those -- those stories
 [10] came out.
 [11] Q Okay.
 [12] A There was something out about that, because I
 [13] became aware of that.
 [14] Q All right. Using that as the approximate time
 [15] period, were the conversation you had with the President
 [16] about Kathleen Willey after that those allegations became
 [17] public, or did any of the conversations occur before the
 [18] allegations became public?
 [19] A Some conversations I've had with the President
 [20] regarding Kathleen Willey -- not relating to these
 [21] allegations -- have been prior to point.
 [22] MR. BARGER: Okay.
 [23] MR. WISENBERG:
 [24] Q When you say "these allegation," do you mean the
 [25] allegations regarding Kathleen Willey?

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[1] A Yes.
 [2] BY MR. BARGER:
 [3] Q Were there any conversations with the President
 [4] about the allegations involving he and Kathleen Willey prior
 [5] to the allegations becoming public?
 [6] A Not that I recall.
 [7] Q Okay. So to the best of your recollections,
 [8] any conversations with the President about the topic of
 [9] Kathleen Willey and the allegations of his sexual advances to
 [10] her occurred after those allegations became public -- does
 [11] that make sense?
 [12] A It makes sense, but I -- you know, and let me just
 [13] think about it a minute --
 [14] Q All right.
 [15] A -- because I'm not sure that, actually, the
 [16] allegations -- you know, what we're discussing here. To the
 [17] best of my recollection that -- that I had a conversation
 [18] with him after these allegations became public on or about
 [19] that time or afterwards. And does that answer your question,
 [20] or is that --
 [21] Q I think so.
 [22] A Okay.
 [23] BY MR. WISENBERG:
 [24] Q When was the last conversation you recall about
 [25] Kathleen Willey that you had with the President?

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1: A The last conversation I can recall having, I
2: believe -- and I can't -- it's certainly within the last
3: eight months. But specific day or time, I think it's closer
4: to the beginning of that time. But I can't -- I can't say
5: that for certain.
6: Q Okay. Do you recall any of the content -- I'm not
7: asking you in this question for the content, but do you
8: recall the content of any of your discussions with the
9: President about Kathleen Willey?
10: A Yes, I do recall the content.
11: Q Okay. Tell us all about that -- everything you
12: recall about every conversation.
13: A Everything I recall about every conversation.
14: Q With the President about Kathleen Willey.
15: A Okay. Are we -- prior to the summer of 1997 or --
16: Q Well, let me ask you this: I had understood
17: that the executive privilege claim covered any conversation
18: with the President about Kathleen Willey. Are there some
19: conversations with the President about Kathleen Willey that
20: are not covered?
21: A Yes.
22: Q All right.
23: A As I understand it.
24: Q Okay. In which category would those be?
25: A I'm not sure what kind of category they fall

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1: into. May I step out and ask my attorney a question --
2: take a break?
3: MR. WISENBERG: Do you want to go back to that
4: later, Mr. Barger?
5: MR. BARGER: Yeah, let me -- let me -- let me --
6: THE WITNESS: I mean, you might have a better
7: way of --
8: BY MR. BARGER:
9: Q Let me ask a different question.
10: A Okay.
11: Q Or ask the same kind of question a different way.
12: A Mm-hmm.
13: Q As I understand it, there were some conversations
14: you had with the President that concerned the topic of
15: Kathleen Willey that did not concern the topic of the
16: sexual allegations --
17: A Yeah.
18: Q -- correct?
19: A I think so. I mean, you know, I'll have to sit
20: and think about it. I mean, when you're asking that, you
21: have to think did you -- was it really -- did we sit there
22: and discuss sexual allegations and, you know, that's where
23: you're getting -- was the topic of -- did a topic come up
24: after sexual allegations -- the sexual allegations came up.
25: I guess they did.

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1: And it's just how you're phrasing it, because it
2: makes it seem like that was all we were talking about, when
3: that's -- and again, I don't want to go too far, because I
4: don't want to get into this area and -- do you understand
5: what I'm saying?
6: It's a difficult question for me to answer, and
7: I've been pretty forthcoming with everything. I just --
8: Q Let me --
9: A Just to say it's difficult to answer it in a
10: straightforward way.
11: Q Let me see if I can just follow up a little bit.
12: A Okay.
13: Q If I understand what you're saying, are there --
14: did you have conversations with the President that concerned
15: the topic of Kathleen Willey, but the entire conversation did
16: not concern the topic of the allegations that the President
17: made sexual advances toward Kathleen Willey?
18: I mean, in other words, part of the conversation
19: concerned things other than the allegations of these sexual
20: advances.
21: A May I -- may I step out, just --
22: BY MR. WISENBERG:
23: Q Okay. Before we do that, why don't we switch
24: topics for a minute.
25: A Okay.

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1: Q Because I want to get a record built on the things
2: you're claiming privilege.
3: A Okay.
4: Q As I understand it, the White House is claiming
5: executive privilege on any conversation you had with the
6: President relating to Monica Lewinsky after the allegations
7: about the President and Monica Lewinsky became public; is
8: that correct?
9: A That's my understanding.
10: Q Okay. How many such conferences have you had wi
11: the President?
12: A Only one that I can recall.
13: Q Okay. And you've already invoked executive
14: privilege with respect to that conversation.
15: A That's correct.
16: Q Okay. Now, also I understand that the White House
17: is invoking executive privilege as to any discussion you had
18: with senior staff members about Monica Lewinsky after the
19: Monica Lewinsky matter became public; is that correct?
20: A That's correct.
21: Q How many such discussions have you had?
22: A Well, I can't say for certain, you know, exactly
23: how many but, you know, I think it's in the range of five or
24: less, and probably just one or two.
25: Q Okay.

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1: A But I can't -- you know, I -- without recalling
2: every single conversation, I -- you know, I hate to say
3: definitively.
4: Q Five or less, and probably one or two.
5: A Mm-hmm.
6: Q And do you remember the content of some of those
7: conversations -- any of the content?
8: A Yes, I do remember.
9: Q Okay. Who were the conversations with? Which
10: staff members, in other words.
11: A Well, the ones specifically that I remember are
12: conversations with Bruce Lindsey.
13: Q Okay. Anybody other than Mr. Lindsey?
14: A Very possibly other members of the counsel's staff.
15: Q Pardon me?
16: A Very possibly other members of the counsel's
17: staff. Again, I mean, you know -- you know, I -- there
18: are lots of general discussions -- specific conversations
19: I'd have to go back -- but probably most members of the
20: White House counsel's staff.
21: Q Okay. Now, tell us, please, what you remember
22: about the content of each of these conversations with senior
23: staff since the Monica Lewinsky matter became public.
24: A Well, tell me what you're asking me, because I
25: think the content of these conversations is what specifically

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1: I want to, you know, assert executive privilege.
2: Q That's exactly what I want you to do.
3: A Okay.
4: Q In order for us to have this litigated, we have to
5: ask you and you have to claim the privilege.
6: A Okay.
7: Q So that's what I'm doing. I want to know the
8: content of every discussion you had. You said that there
9: were five or less and probably one or two with Bruce --
10: Bruce Lindsey is the name you can remember, and probably some
11: people on the counsel's staff.
12: A Yes.
13: Q Then my question to you is now: Tell the grand
14: jurors the content of those conversations, as you remember
15: them. And do you want to tell us that, or do you invoke
16: the privilege?
17: A I want to the invoke the privilege.
18: Q Great.
19: A Thank you.
20: Q Now, how many do you remember with Bruce? How
21: conversations do you remember?
22: A I remember one or two conversations with Bruce, and
23: again, it could be more, but that's what I remember right off
24: the top of my head.
25: Q All right. I understand you've been instructed

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[1] to claim attorney-client privilege for any conversations
 [2] you had with either Mr Bennett -- Bob Bennett -- or
 [3] Mr. David Kendall; is that correct?
 [4] A Mm-hmm. That's correct.
 [5] Q Having to do with Monica Lewinsky, correct?
 [6] A One conversation that relates to Monica Lewinsky
 [7] with Mr. Kendall. And I think the other one relates to
 [8] Kathleen Willey with Mr. Bennett.
 [9] Q Mr. Bennett. Okay. There are two -- there's one
 [10] conversation with Mr. Bennett and one with Mr. Kendall?
 [11] A That's as I recall them.
 [12] Q All right. Tell us the content of the each of
 [13] those conversations. First tell us the content of the
 [14] conversation with Mr. Bennett.
 [15] A Well, I -- I would like to assert the
 [16] attorney-client privilege related to that conversation
 [17] with Mr. Bennett.
 [18] Q And now tell us the content of the conversation
 [19] with Mr. Kendall about Ms. Lewinsky.
 [20] A I would like to assert attorney-client privilege
 [21] regarding the conversation with Mr. Kendall.
 [22] Q Now, before we got -- and I cut Mr. Barger off
 [23] here. Before we got kind of lost in the morass of what is
 [24] privilege and what isn't on Ms. Willey -- and I don't mean to
 [25] suggest that Mr. Barger created that morass.

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[1] MR. BARGER: Of course you don't.
 [2] BY MR. WISENBERG:
 [3] Q Are there any other -- and I'll defer to Mr. Barger
 [4] at this point. But are there any other categories -- before
 [5] do that, let me ask you: Is Mr. Bennett your attorney? Is
 [6] Bob Bennett your attorney?
 [7] A Bob Bennett is not my attorney.
 [8] Q And is Mr. Kendall your attorney?
 [9] A No, Mr. Kendall is not my attorney.
 [10] Q Okay. So is it your understanding you're being
 [11] instructed to invoke the attorney-client privilege based on
 [12] essentially the President's attorney-client privilege with
 [13] these two lawyers -- if you know?
 [14] A That's my understanding.
 [15] Q Okay. Now, there are any other categories of
 [16] privilege that you're prepared to invoke?
 [17] A I don't think so.
 [18] Q Okay.
 [19] A I think -- if it comes up, I may, you know, say it
 [20] then, but you know right off, without being asked again
 [21] specifically --
 [22] MR. WISENBERG: If Mr. Barger doesn't have any
 [23] questions, I'll ask it is okay if the witness confers with
 [24] her attorney about the Kathleen Willey, or are there some
 [25] substantive matters that you want to go over with her?

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[1] MR. BARGER: Let me -- there are a few more, and
 [2] then you want to come back to the other questions, correct?
 [3] MR. WISENBERG: Sure.
 [4] BY MR. BARGER:
 [5] Q Let me -- I'll deal with, I think, the last
 [6] topic first.
 [7] With regard to Mr. Bennett and Mr. Kendall,
 [8] where did those conversation occur? Did they occur at
 [9] their law offices, or did they occur on the grounds of the
 [10] White House -- if you recall?
 [11] A One conversation was on the telephone with
 [12] Mr. Bennett, and one conversation with Mr. Kendall was
 [13] at the house.
 [14] Q The telephone call with Mr. Bennett -- were you at
 [15] work or were you at home?
 [16] A I was at work.
 [17] Q Approximately how long did the telephone call last?
 [18] A My recollection, it was probably five minutes
 [19] or less.
 [20] Q How long ago was that conversation, approximately?
 [21] A About seven months ago -- seven or eight
 [22] months ago.
 [23] Q He initiated the call, or did you?
 [24] A Mr. Bennett initiated the call.
 [25] Q Okay. Anybody else on the phone, as far as you

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[1] knew, besides yourself and Mr. Bennett?
 [2] A Not that I'm aware of.
 [3] Q The conversation with Mr. Kendall was at the
 [4] White House?
 [5] A That's correct.
 [6] Q Was anybody else present besides yourself
 [7] and Mr. Kendall?
 [8] A I don't believe so.
 [9] Q How long did that conversation last?
 [10] A Fifteen minutes maybe.
 [11] Q I don't think I asked you, when was that
 [12] conversation approximately?
 [13] A When was the conversation with Mr. Kendall?
 [14] Q Yes, ma'am.
 [15] A In the last three or four weeks.
 [16] Q Who arranged that meeting? Was that at your
 [17] request, was that at Mr. Kendall's request, or was that
 [18] someone else's request?
 [19] A Mr. Kendall's request.
 [20] Q I may have asked -- I think I did ask you: Only
 [21] you and Mr. Kendall were present, as far as you recollect?
 [22] A That's as I recall it.
 [23] Q Let me go back to the senior staff topic that
 [24] Mr. Wisenberg covered with you.
 [25] The conversations with Mr. Lindsey -- I think we

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[1] asked you who, if anyone, else was present besides yourself
 [2] and Mr. Lindsey? In other words, were the conversations just
 [3] between the two of you, or were other people there?
 [4] A Can I step out first?
 [5] Q Sure. You bet.
 [6] A And I'll just deal with the other issue, too. I
 [7] will be brief, okay?
 [8] MR. BARGER: Okay.
 [9] MR. WISENBERG: Please knock.
 [10] THE WITNESS: Okay. I will.
 [11] MR. WISENBERG: And we'll open the door.
 [12] (Witness excused to consult with counsel from
 [13] 3:14 p.m. until 3:21 p.m.)
 [14]
 [15] MR. WISENBERG: Let the record reflect that the
 [16] witness has reentered the Grand Jury room at 3:21. Do we
 [17] have a quorum?
 [18] DEPUTY FOREPERSON: Yes, we do. Ms. Hemreich, I
 [19] need to remind you're still under oath.
 [20] THE WITNESS: Okay. Thanks.
 [21] BY MR. BARGER:
 [22] Q Ms. Hemreich, when we broke, one of the questions
 [23] I had was: Who else besides Bruce Lindsey was present, if
 [24] anybody? I think that was the one of the questions that I
 [25] had. And I think Mr. Wisenberg had another question, but

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[1] we'll deal with mine first.
 [2] And that is: Do you recall whether anyone else
 [3] besides yourself and Bruce Lindsey were present for any of
 [4] the conversations?
 [5] A I don't recall.
 [6] Q Okay. Do you recall where the conversations
 [7] occurred?
 [8] A I do recall that the conversations occurred in my
 [9] office, as I recall them.
 [10] Q Okay. At whose request did the conversations
 [11] occur?
 [12] A I don't recall that.
 [13] Q Okay. Was it your request?
 [14] A I honestly don't recall.
 [15] Q Okay. And I don't know if I -- I frankly forget if
 [16] I asked you when these conversations occurred -- how recently
 [17] the conversations with Mr. Lindsey occurred.
 [18] A I don't recall the specific date, or month even,
 [19] but it was within the last seven or eight months.
 [20] Q Okay. Now, I'm confused. I'm not going to get
 [21] into the content, but did the conversations with Mr. Lindsey
 [22] concern Monica Lewinsky, Kathleen Willey, or both?
 [23] A The specific one I'm thinking about -- well, I
 [24] think from what -- this is an area that I can -- I claim
 [25] executive privilege on.

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[1] Q Okay. I'm not going to go to the content, but let
 [2] me explain the reason I'm asking it, because I thought, as we
 [3] understood it, that the demarcation for Monica Lewinsky was
 [4] after the story broke -- which would have been on or about
 [5] January 21st or 23rd, somewhere in that area.
 [6] So given that as what you've previously indicated
 [7] as sort of your framework for invoking executive privilege,
 [8] the conversations with Bruce Lindsey -- I'm not going to ask
 [9] you the content, but did the conversation with Bruce Lindsey
 [10] concern Monica Lewinsky?
 [11] A I would like to claim executive privilege on my
 [12] conversations with Bruce Lindsey.
 [13] Q Even to as to identify the nature of the topic?
 [14] A Yes.
 [15] BY MR. WISENBERG:
 [16] Q Is this within the -- again, I want to ask you:
 [17] You mentioned executive privilege -- one of your categories
 [18] for executive privilege is discussions with senior staff post
 [19] Monica Lewinsky becoming public.
 [20] Is this Bruce Lindsey conversation meant to
 [21] fit into that privilege, or is it meant to fit into
 [22] another privilege?
 [23] A It is meant to fit into another privilege.
 [24] Q Okay. And what privilege is that?
 [25] A A privilege post, you know, July of 1997.

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[1] Q Involving senior staff?
 [2] A Involving senior staff.
 [3] Q Okay. But not having to do with Monica Lewinsky --
 [4] this particular one?
 [5] A I'd like to claim executive privilege regarding the
 [6] content of the conversation.
 [7] Q And the general subject matter?
 [8] A And the general subject.
 [9] MR. WISENBERG: Can I ask a few questions
 [10] Mr. Barger?
 [11] MR. BARGER: Yes -- well, I need to -- we need to
 [12] just finish up with --
 [13] MR. WISENBERG: Sure.
 [14] BY MR. BARGER:
 [15] Q You can come back to this. I think it will fit in
 [16] with the questions I have.
 [17] And that is: In the senior staff topic, you
 [18] identified five or less, and perhaps as few as one or two,
 [19] conversations with Bruce Lindsey. As I understand it, both
 [20] of those conversations occurred seven or eight months ago?
 [21] A I said within the last seven or eight months.
 [22] Q All right. Well, within the last seven or
 [23] eight months, can you be more specific? Did any of those
 [24] conversations occur within the last month, which would be
 [25] February of '98?

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[1] A That is in the realm of possibility, yes. I
 [2] don't -- I cannot tell you precisely when any of these
 [3] conversations took place. I don't recall. But there have
 [4] been -- well, if you'll give me a minute and let me just
 [5] think about it, honestly. But the one specifically that I am
 [6] thinking about in particular was not within the last month,
 [7] right this minute.
 [8] Q Okay. Let me go to the senior staff. You also
 [9] testified that you believe you had conversations with most of
 [10] the members in the counsel's office, I believe, or words to
 [11] that effect. Do you recall that testimony?
 [12] A Yes, I do.
 [13] Q Okay. And when you say the counsel's office, do
 [14] you mean the White House counsel's office?
 [15] A Yes, I do. I'm sorry.
 [16] Q So generally, who would these people have been, or
 [17] who were these people that you believe you had conversations
 [18] with that fall under the senior staff executive privilege
 [19] category that we had set out?
 [20] In other words, let me remind you that my questions
 [21] had to do with conversations with senior staff about the
 [22] topic of Monica Lewinsky after the story broke.
 [23] A Okay.
 [24] Q And you identified conversations with
 [25] Bruce Lindsey.

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[1] A Mm-hmm.
 [2] Q And then you identified conversations with people
 [3] in the White House counsel's office.
 [4] So now my question is: Who in the White House
 [5] counsel's office did you have conversations with, other than
 [6] Bruce Lindsey, about this topic over which you've been told
 [7] to assert executive privilege?
 [8] A I need to -- may I step out for just a minute,
 [9] please?
 [10] Q Okay. Do you understand --
 [11] A Yeah.
 [12] Q -- my question simply is --
 [13] A Who else -- yes, I understand that. And then I'll
 [14] -- then I'll get back to you.
 [15] MR. WISENBERG: Before we do that, I have a few
 [16] questions.
 [17] MR. BARGER: Yeah, go ahead.
 [18] THE WITNESS: I know. I'll be brief. I'm sorry.
 [19] BY MR. WISENBERG:
 [20] Q Let me ask you -- we're going to have to quit for
 [21] the day.
 [22] A Okay.
 [23] Q -- and ask you to come back at 9:15 in the
 [24] morning. But before we do that, I've got a series of
 [25] questions I have to ask you for the record.

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[1] Is it part of your duty to advise the President or
 [2] the senior staff on matters of national security?
 [3] A I'm sorry, would you ask that again?
 [4] Q Sure. Is it part of your duties to advise the
 [5] President or his senior staff on matters of national
 [6] security?
 [7] A No, I do not advise the President or his staff on
 [8] matters of national security.
 [9] Q Okay. Is it part of your duties to advise the
 [10] President or his staff on matters of diplomatic affairs?
 [11] A Can you be more specific in what you mean by
 [12] "advise"?
 [13] Q Give your -- are you one of the President's
 [14] advisors who advises him? I don't -- I can't give a more
 [15] specific definition than advise.
 [16] Within the White House and how it operates,
 [17] are you one of the President's advisors on matters of
 [18] diplomatic/foreign-type affairs -- diplomatic and/or
 [19] foreign affairs?
 [20] A No.
 [21] Q Are you one of the President's advisors on the
 [22] Monica Lewinsky matter?
 [23] A In what -- no.
 [24] Q Okay. Did your conversation with the President
 [25] regarding Ms. Lewinsky -- and I believe you said you had that

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[1] one conversation during the time period that you're claiming
 [2] the privilege?
 [3] A Yes.
 [4] Q Okay. Did that conversation involve national
 [5] security?
 [6] A No.
 [7] Q Did it involve state secrets?
 [8] A No.
 [9] Q Okay. Were you advising the President on an
 [10] official government matter?
 [11] A No.
 [12] Q Okay. With respect to any conversation you've had
 [13] with senior staff during the time period that you're claiming
 [14] the privilege, were you have advising senior staff on a
 [15] matter of national security or state secrets?
 [16] A No.
 [17] Q And were you advising them on official government
 [18] matters, when you were having conversations with senior
 [19] staff, about Monica Lewinsky?
 [20] A Official government matters? No.
 [21] Q We have to quit for today, but let me remind
 [22] you that you're still subject to subpoena. And we will
 [23] continue tomorrow at 9:15 a.m. And after we break right
 [24] now, Mr. Barger might very well speak with your attorney --
 [25] A Okay. Fine.

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[1] Q -- on some of these matters to help clear them up
 [2] for the record, and on scheduling.
 [3] A Okay.
 [4] MR. WISENBERG: And may the witness be excused?
 [5] DEPUTY FOREPERSON: Yes.
 [6] THE WITNESS: Thank you.
 [7] MR. WISENBERG: Thank you.
 [8] (The witness was excused.)
 [9] (Whereupon, at 3:32 p.m., the taking of the
 [10] testimony in the presence of a full quorum of the Grand Jury
 [11] was concluded.)
 [12] * * * * *
 [13]
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 [16]
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 [23]
 [24]
 [25]

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[1] CERTIFICATE OF REPORTER
 [2] I, Elizabeth J. Walker, the reporter for the
 [3] United States Attorney's Office, do hereby certify that the
 [4] witness(es) whose testimony appears in the foregoing pages
 [5] was first duly sworn by the foreperson or the deputy
 [6] foreperson of the Grand Jury when there was a full quorum of
 [7] the Grand Jury present; that the testimony of said
 [8] witness(es) was taken by me by stenotype and, thereafter,
 [9] reduced to typewritten form; and that the transcript is a
 [10] true record of the testimony given by said witness(es).
 [11]
 [12] Elizabeth J. Walker
 [13] Official Reporter
 [14]
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 [25]

Nancy Herrreich, 2/26/98

Page 1 to Page 38

CONDENSED TRANSCRIPT AND CONCORDANCE
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Page 1

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

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(1) PROCEEDINGS
 (2) Whereupon,
 (3) NANCY HERNREICH
 (4) was called as a witness and, after having been duly sworn by
 (5) the Deputy Foreperson of the Grand Jury, was examined and
 (6) testified as follows:
 (7) EXAMINATION
 (8) BY MR. BARGER:
 (9) Q Good afternoon.
 (10) A It is, isn't it? Good afternoon.
 (11) Q Thank you patiently for waiting. Ms. HERNREICH,
 (12) you are the same Ms. HERNREICH that testified yesterday
 (13) afternoon, correct?
 (14) A Yes, I am.
 (15) Q Thank you for waiting for us. I will try to
 (16) move along as rapidly as I can. I'd like to cover any
 (17) conversations you did have with the President of the United
 (18) States concerning Monica Lewinsky that occurred before
 (19) January 21, 1998.
 (20) You may recall yesterday we talked about the
 (21) four categories of privilege that were asserted and, as
 (22) I recollect, one of those concerned conversations with the
 (23) President that occurred after on or about January 21st, so
 (24) my first question is limited to any conversations you had
 (25) before that time period. Were there any conversations?

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(1) A I can remember a general conversation.
 (2) Q Okay. Can you tell us, as best you recollect, can
 (3) you relate to us the contents of the conversation?
 (4) A I remember that the President told me at some point
 (5) that Monica Lewinsky was a friend of Walter -- from New York,
 (6) the insurance man --
 (7) Q Mr. Kaye?
 (8) A Yes. Kaye. I was thinking Capps, but I knew that
 (9) wasn't right. Yes. And that's basically the only
 (10) conversation I can remember having with him prior to that
 (11) time.
 (12) Q Do you remember where this conversation occurred?
 (13) A I think it occurred in or around the Oval Office.
 (14) That's what I remember.
 (15) Q Do you remember the context? In other words, do
 (16) you remember why the topic came up?
 (17) A No. I don't remember why it came up.
 (18) Q Would it have been something you would have raised
 (19) with the President or would it have been something that he
 (20) would have raised with you?
 (21) A You know. I don't recall the context.
 (22) Q Okay. I understand. But if I can just explore
 (23) that a little bit --
 (24) A Sure. Fine. Absolutely.
 (25) Q Just to see if anything jogs your recollection.

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(1) From your testimony yesterday in describing the few instances
 (2) that you recall seeing Monica Lewinsky, is it fair to say
 (3) that it would have been unlikely that you would have raised
 (4) the topic with the President as opposed to him raising it
 (5) with you in terms of, oh, yes, Ms. Lewinsky is a friend of
 (6) Walter Kaye?
 (7) A Again, I don't recall.
 (8) Q Okay. Is that something you knew or is it
 (9) something the President told you? In other words, when you
 (10) say you had a conversation with the President about the
 (11) fact -- or words to the effect that Monica Lewinsky was a
 (12) friend of Walter Kaye, is that something you told him or he
 (13) told you?
 (14) A That was something he told me.
 (15) Q Do you recall whether this conversation occurred at
 (16) a time when Monica Lewinsky was an intern or at a time when
 (17) she was no longer an intern and worked for Legislative
 (18) Affairs or was it a time after she had left the White House
 (19) to work at the Pentagon?
 (20) A I don't recall.
 (21) Q Before the story broke, again, using that January
 (22) 21st date, did you have any conversations with anyone else
 (23) about Monica Lewinsky or conversations that concerned or
 (24) discussed or referenced Monica Lewinsky? Besides the
 (25) President in this one incident you related to us, do you

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(1) recall whether you had any conversations with anyone else
 (2) before the story broke?
 (3) A I assume that means in the entire -- from the
 (4) time --
 (5) Q The entire universe.
 (6) A Yes. Whatever. I had a conversation once with
 (7) Stephen Goodin about Monica Lewinsky.
 (8) Q Anyone else you recollect?
 (9) A Possibly others, but I can't say for certain other
 (10) than that one conversation. I feel like there probably were
 (11) others, but I can't recall specifically, you know, any other
 (12) conversations.
 (13) Q And I'll ask you about specific people in a minute.
 (14) A Okay. Sure.
 (15) Q Perhaps that will jog your recollection. Now,
 (16) briefly regarding Mr. Goodin, can you tell us the gist of the
 (17) conversation with him?
 (18) A He had told me that Ms. Lewinsky had attended
 (19) another radio address when I was not at attendance at that
 (20) particular radio address.
 (21) Q Approximately -- what was the context of this
 (22) conversation with Mr. Goodin? In other words, why did this
 (23) topic come up?
 (24) A I don't know why Mr. Goodin brought it up with me.
 (25) Q I take it, then, it was something he initiated with

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(1) you?
 (2) A Yes. He initiated it with me.
 (3) Q Can you provide any more context? In other words,
 (4) based on what you've said so far, it sounds like essentially
 (5) Mr. Goodin just sort of blurted out, "Oh, by the way, Monica
 (6) Lewinsky was at another radio address and you were not
 (7) there." I mean, can you give us any more context of why he
 (8) would volunteer or bring this information up?
 (9) A Well, I can't really speculate on why Mr. Goodin
 (10) would bring it up, honestly.
 (11) Q Aside from speculation, did you have any
 (12) understanding of why he brought it up?
 (13) A Let me think about it a minute, see if I can recall
 (14) the conversation precisely.
 (15) Q Okay.
 (16) A I can't really recall the exact conversation. I do
 (17) recall that he told me, you know, the following Monday after
 (18) I had -- I was gone over the weekend -- that she had attended
 (19) the radio address.
 (20) Q So this would have been at or near the time of the
 (21) radio address.
 (22) A I thought I said that at the beginning. I'm sorry.
 (23) Q You may have.
 (24) A I may not have. I get a little dingy every once in
 (25) a while. But it was a radio address when I was not -- she

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[1] attended a radio address when I was not in town.
 [2] Q And he let you know that she had attended the radio
 [3] address.
 [4] A Yes.
 [5] MR. WISENBERG: David?
 [6] MR. BARGER: Yes, sir?
 [7] MR. WISENBERG: Do you mind if I butt in?
 [8] MR. BARGER: Not at all.
 [9] BY MR. WISENBERG:
 [10] Q You said that you don't recall the exact words.
 [11] Tell us everything you recall about the gist of the
 [12] conversation.
 [13] A Well, that's what I was trying -- okay. Let me go
 [14] back and just say I was trying to recall the conversation per
 [15] se and what else he would have said in the conversation that
 [16] would have led me to believe why he was telling me that.
 [17] (Pause.)
 [18] I do not recall anything else that he said
 [19] specifically in that conversation that would give me any
 [20] further clues as to why he, you know, brought it all up.
 [21] MR. BARGER: Sol, more?
 [22] MR. WISENBERG: Not right now.
 [23] BY MR. BARGER:
 [24] Q Was there something about Ms. Lewinsky's status
 [25] that caused Mr. Goodin to bring this to your attention?

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[1] In other words, to let you know that Monica Lewinsky had
 [2] attended a radio address while you had not been in town?
 [3] In other words, was there some sense that people needed to be
 [4] aware that Ms. Lewinsky was coming into the White House?
 [5] Again, going back to, in essence, sort of some context as to
 [6] why he would have let you know this.
 [7] I mean, my impression -- I mean, it suggests the
 [8] possibility that it was unusual or something that someone
 [9] needed to be aware of so as to let you know that Ms. Lewinsky
 [10] was here this weekend while you were gone.
 [11] A I think Stephen always tried to keep me informed
 [12] about, you know, the comings and goings of people and he's a
 [13] very thorough young man and it's his nature to do that.
 [14] Q Fair enough, but would you -- you understand my
 [15] perspective, that it suggests that there's something --
 [16] perhaps unusual is too strong a word, but it suggests the
 [17] necessity to keep someone apprised that Monica Lewinsky is in
 [18] the White House, the fact that he's bringing it to your
 [19] attention.
 [20] A Well, again, I can't say why he told me. I think
 [21] that would be something you would have to ask him, number
 [22] one. Number two, I don't think it was unusual for him to
 [23] tell me that somebody was there or to debrief me on
 [24] situations, you know, of anybody who would come while I was
 [25] gone.

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[1] BY MR. WISENBERG:
 [2] Q Typically, aren't there a lot of people, certainly
 [3] more than one person, who witnessed these radio addresses?
 [4] A Yes.
 [5] BY MR. BARGER:
 [6] Q Did he give you a list of who else had shown up
 [7] while you were gone? Or was Ms. Lewinsky the only one he
 [8] singled out?
 [9] A I would have had that most likely in my briefing
 [10] notes, so I could have reviewed that.
 [11] Q Would you have also had Ms. Lewinsky in your
 [12] briefing notes?
 [13] A I don't recall.
 [14] Q Would you normally have the names of the people who
 [15] went to the radio address in your briefing notes?
 [16] A Yes, I would have normally had that.
 [17] Q But, again, being a good employee, he felt it
 [18] necessary to single her out and let you know she had been
 [19] there.
 [20] A He let me know.
 [21] Q For whatever reason.
 [22] A I don't know if singling out is a good enough word
 [23] and he may have told me about a half a dozen other people
 [24] that were there that day that he brought to my attention. So
 [25] singling out is not a word that I would necessarily say.

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[1] Q Okay. You mentioned Mr. Goodin. Let me turn
 [2] your attention to some specific individuals. I alluded to
 [3] that I might ask you some specific people. How about
 [4] Betty Currie? Have you ever had any conversations with
 [5] Betty Currie about Monica Lewinsky or Monica Lewinsky related
 [6] matters?
 [7] A Well, I feel certain I have but, you know, I
 [8] can't -- I was sitting here trying to think of a specific
 [9] conversation I may have had with Betty Currie about Monica
 [10] Lewinsky and I can't come up with one that I've had, but I
 [11] feel like I surely have had a conversation with her about
 [12] Monica Lewinsky or the Monica Lewinsky matter.
 [13] Q Okay. But you can't recall any specific
 [14] conversation, but believe you generally have conversed about
 [15] it?
 [16] A Yes.
 [17] Q All right. Using again the January 21st date as
 [18] sort of a reference point, do you recall after the story
 [19] broke, do you recall whether -- and I believe it might have
 [20] been a Friday -- that Betty Currie either left work early or
 [21] didn't come to work? So it would have been around Friday the
 [22] 23rd, I believe. Do you recall that incident where Betty
 [23] didn't come in on that Friday or left work early on that
 [24] Friday?
 [25] A Yes, I do.

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[1] Q Do you recall whether you did anything to attempt
 [2] to contact Ms. Currie?
 [3] A I might have. There were periods in that time when
 [4] she didn't come to work that if she hadn't called me, I might
 [5] have called her. I don't remember if it was that day or
 [6] another day. And just said, you know, "Just check in with
 [7] me, let me know what you're doing."
 [8] Q Okay. Do -- I'm sorry did you finish?
 [9] A Yes. "Just if you're going to be at work or, you
 [10] know, not going to be able to be at work today."
 [11] Q Do you recall whether you attempted to or beeped
 [12] Mrs. Currie on that Friday, the 23rd of January?
 [13] A I don't recall if I paged her that Friday.
 [14] Q Okay. Has anybody at the White House shown you or
 [15] let you review various telephone records?
 [16] A I don't believe I have reviewed any telephone
 [17] records.
 [18] Q Okay. Do you recall whether you paged Ms. Currie
 [19] around that time period after the story had broken?
 [20] A I paged her at least once and maybe more than once
 [21] in that time.
 [22] Q Do you recall the message that you sent her when
 [23] you paged her?
 [24] A I think I had told her to call me as soon as she
 [25] could.

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[1] BY MR. WISENBERG:
 [2] Q Ms. Herreich, would that have been a page that you
 [3] sent or a message that you sent relatively soon after the
 [4] morning where Ms. Currie came in early, left and left a
 [5] message that she was going to be talking with her attorney?
 [6] A I don't recall.
 [7] Q Do you recall who, if anybody, asked you to page
 [8] her?
 [9] A I don't recall that anybody asked me to page her.
 [10] Q Do you recall why you wanted to talk to her as soon
 [11] as possible?
 [12] A I don't recall why I wanted to talk to her as soon
 [13] as possible.
 [14] MR. WISENBERG: That's all I have right now on that
 [15] topic.
 [16] BY MR. BARGER:
 [17] Q Assume that the pager message basically said call
 [18] me ASAP, do you recall whether there was any other incident
 [19] on that Friday time period that would have occupied your
 [20] attention besides the Monica Lewinsky matter? In other
 [21] words, by process of elimination, is it fair to say that
 [22] likely you paged Mrs. Currie in relation to the Monica
 [23] Lewinsky matter?
 [24] A No, I would not say it was likely.
 [25] Q And why not?

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1 A Well, I think -- she was out and there could have
2 been, I think, a dozen things or a hundred things that I may
3 have needed to find out about that she would know that I
4 wouldn't know that I would have to call her about or need to
5 talk to her about.
6 Q I understand there could be, obviously given the
7 positions you and she held, literally hundreds and perhaps
8 more possibilities, but you understand the context is that
9 this message came to her from you shortly after she left the
10 White House and left messages that she was going to meet with
11 her lawyers, after the story had broken, okay? Do you
12 understand that?
13 A Okay. Well, you're making an assumption that she
14 had left me that message and I'm not positive of that for
15 that day. I just -- I don't recall if she had left me a
16 message that day and you had said something also about her
17 coming in early. I don't recall that she had come in early
18 or left me messages or notes or anything.
19 BY MR. WISENBERG:
20 Q You don't recall if the day on which you paged her
21 and said something to the effect of call me as soon as
22 possible was the same day that she came in and left a message
23 that she was talking to her attorney?
24 A No, I don't recall if it was the day she had left a
25 message to that effect.

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1 BY MR. BARGER:
2 Q Are you confident in your recollection that no one
3 asked you to page her?
4 A I don't recall anybody asking me to page her. No.
5 Q And I don't mean to -- I don't want to play
6 semantics, when I say no one asked you to page her, I don't
7 mean someone used those exact words, but suggested, implied,
8 encouraged, you know, cover the broad spectrum here to make
9 sure we're not letting something fall through the cracks.
10 Did anyone in any way suggest or encourage or ask or implore,
11 whatever the right verb would be, to cause you to page
12 Ms. Currie?
13 A I don't recall that anybody had done that.
14 Q Would that have been the kind of thing you would
15 recall, if someone had done that? I mean, in other words,
16 are you fairly confident that no one did?
17 A Well, again, there were quite a few days that she
18 was out. There were periods of time that I didn't know what
19 she was doing or I hadn't received a direct message from her
20 and I would have -- you know, so I can't tell you, you know,
21 if it was a day that somebody -- you know, even somebody in
22 the office may have said something to me, but I can't say for
23 sure if it was that day or if anybody ever said anything.
24 There were four or five days in a row, I think, she was out
25 at least, maybe longer.

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1 Q And that four or five days in a row, this is the
2 time period after the story broke, right after the story
3 broke, right?
4 A That's right.
5 Q Just to follow up on your answer, was there anyone
6 who suggested any concern over Mrs. Currie's absence?
7 Besides yourself. And I'm not suggesting you expressed some
8 concern, but was there anyone who expressed any concern about
9 Mrs. Currie being gone during this time period right after
10 the incident became public?
11 A I think there was certainly concern for Betty
12 personally.
13 Q And who expressed that concern?
14 A Well, I think most of her friends in the White
15 House expressed concern for her personally.
16 Q Did those friends in the White House expressing
17 concern include the President?
18 A I don't recall if he said anything to me
19 specifically along those lines.
20 Q When you say "specifically along those lines," and,
21 again, I want to try to cover the universe here. Did he in
22 general express concern for Ms. Currie's well being or her
23 whereabouts, given the fact that she was gone for a number of
24 days right after this story broke?
25 A It would be in the President's nature to express

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1 concern about somebody's well being, not so much her
2 whereabouts as her well being.
3 Q In the same vein as the paging topic, the same vein
4 being telecommunications, my segue, do you recall ever having
5 any conversations with Vernon Jordan about the Monica
6 Lewinsky matter?
7 A I don't recall ever having any conversations with
8 Vernon Jordan about the Monica Lewinsky matter.
9 Q Okay. In general, did you have conversations with
10 Mr. Jordan -- I guess let me back up. Were there occasions
11 when Mr. Jordan would call the President?
12 A Yes. There were occasions when Mr. Jordan would
13 call the President.
14 Q And on some of these occasions, would you put
15 Mr. Jordan through to the President? Would you be the
16 facilitator or the intermediary? I don't know what the right
17 word would be.
18 A Yes. There would be occasions I'd put him through.
19 Q All right. On those occasions, would you talk to
20 Mr. Jordan or would you just simply, "Hello, Mr. Jordan, I'll
21 get the President?" I don't know what the right procedure
22 is, but would you have occasion to talk to Mr. Jordan about
23 anything substantively?
24 A What do you mean by substantively?
25 Q Well, what I'm getting at is if Mr. Jordan called

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1 the President, perhaps they had a conversation, but it is
2 possible that if he is calling the President through you,
3 perhaps you had a conversation with Mr. Jordan as well and
4 so that's the part of it I'm asking about. Did you have any
5 conversations with Mr. Jordan when he would call the
6 President?
7 A Yes. I would have conversations with Mr. Jordan
8 when he would call the President.
9 Q Did any of those conversations with Mr. Jordan
10 relate in any way to the Monica Lewinsky matter?
11 A No. I don't recall any conversations with Vernon
12 Jordan regarding the Monica Lewinsky matter.
13 Q Or the Paula Jones lawsuit matter.
14 A I don't recall any conversations with Vernon Jordan
15 regarding the Paula Jones lawsuit matter.
16 Q Do you have any recollection of Mr. Jordan calling
17 the President of the United States between the time period of
18 December 1997 through the end of January 1998? Do you recall
19 Mr. Jordan calling the President during that two-month
20 period?
21 A Yes, I do recall Mr. Jordan calling the President
22 in that two-month period.
23 Q Do you have any recollection of approximately how
24 many times Mr. Jordan called the President during that
25 two-month period of which you would have knowledge, meaning

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1 somehow you're helping place the call or putting him through
2 or whatever?
3 A I remember two phone calls.
4 Q In any of those instances, did you have any
5 conversation with Mr. Jordan?
6 A I don't recall any conversations with Mr. Jordan.
7 Q When Mr. Jordan called the President, would he
8 relate to you the nature of the phone call or the nature or
9 the purpose of the phone call? Would he let you know why
10 he's calling the President, for example, or is that something
11 you would not know, you just put the call through?
12 A Sometimes he would. Sometimes he wouldn't. But
13 there were times he might do it.
14 Q Okay. As best you recollect, generally, the times
15 when Mr. Jordan did let you know the purpose or the nature of
16 the phone call, what were those purposes?
17 A Well, I'd say that he would say the purpose of it,
18 but it would always be somewhat vague. It would be Vernon's
19 nature to be a little obtuse about it and not be specific.
20 Q Okay. In light of your earlier answers, though,
21 as best you recollect whatever purposes he gave you, they
22 did not relate to Monica Lewinsky or the Paula Jones lawsuit
23 matter. Is that fair to say?
24 A That's fair to say. You're asking me if those
25 conversations related to that and I had earlier said they did

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[1] not, at least that I could tell.
 [2] Q Okay. Yesterday, I did a very brief bit of
 [3] background with you in terms of your coming to work for the
 [4] President. You basically started working for the President
 [5] when he was governor in about 1985, I believe, correct?
 [6] A In a paid position, yes.
 [7] Q Now, when you say in a paid position, had you done
 [8] some volunteer work earlier for Mr. Clinton?
 [9] A Yes, I had.
 [10] Q That was in the nature of assisting on campaigns?
 [11] A That's correct.
 [12] Q And that was not uncommon, for you to assist in
 [13] various campaign efforts for different candidates, is that
 [14] fair to say?
 [15] A That's fair to say.
 [16] Q Okay. Is that how you came to the attention of the
 [17] governor's office for employment there, through your campaign
 [18] volunteer work?
 [19] A Well, possibly. In part, I think.
 [20] Q All right. When you came to work for the governor,
 [21] as I understand it, basically you had a friend who was
 [22] leaving the position you ended up taking over and she called
 [23] you? Is that generally --
 [24] A No, say that again.
 [25] Q Let me back up. As I understand it -- strike what

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[1] I understand. Did you have a friend that worked for Governor
 [2] Clinton by the name of, I believe, Carol Rascoe?
 [3] A Yes.
 [4] Q And Carol was leaving a position and called you to
 [5] see if you were interested in taking the position as
 [6] appointment secretary, I believe?
 [7] A No. Well, it was another position she had called
 [8] me about. It wasn't the scheduling secretary position.
 [9] Q Had you come to Carol's attention through your
 [10] campaign volunteer work or was your friendship or whatever
 [11] relationship with her something that was independent of sort
 [12] of the campaign work?
 [13] A I think -- and you might have to ask her this, but
 [14] I believe that -- we got to know each other, I came to her
 [15] attention through -- not through the campaign, but through
 [16] other work I was doing.
 [17] Q And you have worked for the President either as
 [18] governor or as president for about the last 13 years, 12, 13
 [19] years?
 [20] A In a paid position.
 [21] Q I'm sorry?
 [22] A There was a lot of work in unpaid positions.
 [23] Q As I recollect it, you and your husband had both
 [24] done volunteer campaign work in the '70s before you got your
 [25] paid position.

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[1] A That's right.
 [2] Q During the 13 years that you have worked for the
 [3] President, how would you characterize your dealings with him?
 [4] In other words, friends, close friends, strictly business
 [5] associates or colleagues? I mean, how would you perceive
 [6] your dealings with him?
 [7] A I perceive my dealings with him primarily business
 [8] related. I feel like we probably started as friends, but I
 [9] perceive our relationship as a business relationship.
 [10] Q During the time you have worked at the White House,
 [11] did you ever hear any rumors or suggestions that the
 [12] President had a possible romantic involvement or a romantic
 [13] interest or sexual relationship with Monica Lewinsky?
 [14] A No.
 [15] Q When those allegations became public, were you
 [16] surprised by those allegations?
 [17] A Yes, I was.
 [18] (Pause.)
 [19] MR. WISENBERG: We're going to go five more
 [20] minutes.
 [21] MR. BARGER: Could I have your indulgence for just
 [22] a second?
 [23] (Pause.)
 [24] MR. BARGER: I have nothing else, but Mr. Wisenberg
 [25] has a few questions.

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[1] THE WITNESS: Okay.
 [2] BY MR. WISENBERG:
 [3] Q Ms. Herrreich, I want to go back briefly to the
 [4] report you got from Mr. Goodin about Ms. Lewinsky in relation
 [5] to the radio address.
 [6] Do you recall whether Mr. Goodin mentioned
 [7] something to this effect or reported to you that
 [8] Ms. Lewinsky -- that he had found Ms. Lewinsky hanging
 [9] around the area of Betty Currie's desk after the radio
 [10] address, that he informed the President of that and then
 [11] he witnessed Ms. Currie escort Ms. Lewinsky into the Oval
 [12] Office? Do you remember him reporting that or anything like
 [13] that to you?
 [14] A No, I don't remember him reporting that.
 [15] Q Did you hear something like that from anybody?
 [16] A No, I didn't hear that from anybody.
 [17] Q You said you didn't hear any rumors of a
 [18] relationship prior to this becoming a nationwide story.
 [19] You heard no rumors of a relationship, personal, social,
 [20] sexual between Ms. Lewinsky and the President, is that
 [21] correct?
 [22] A That's correct.
 [23] Q Were there rumors about Ms. Lewinsky being what's
 [24] called a clutch? Had you heard any rumors about that during
 [25] either her time working the White House or in the Pentagon?

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[1] do you know what I mean --
 [2] A I know what you mean by a clutch and I'm trying to
 [3] think about that and think if that's -- if I can honestly
 [4] answer yes to that. That's what I'm thinking about. I think
 [5] the answer would be yes.
 [6] Q Do you know who you heard those rumors from?
 [7] A The person that I can remember thinking that or
 [8] having a sense of that was Evelyn Lieberman.
 [9] Q Do you remember any conversation, the gist of any
 [10] conversation, she had with you about that topic?
 [11] A No, I don't remember the gist of any conversation
 [12] she had with me about it.
 [13] Q And what is your definition of a clutch?
 [14] A Well, I'm not sure. That's why I had to spend some
 [15] time thinking about that, what my definition of a clutch
 [16] would be or whether I would say that. I think it would have
 [17] been more Evelyn's definition and it was a sense that maybe
 [18] I think Evelyn thought that she was around too much or -- I
 [19] just think that's generally what she -- that she was maybe a
 [20] little flirtatious.
 [21] I think that's Evelyn -- I think, again, you would
 [22] have to ask Evelyn what she thought, but Evelyn had a general
 [23] sense that she was around too much, I think.
 [24] Q Okay. That Monica Lewinsky was around the West
 [25] Wing and Oval Office too much, is that a fair statement?

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[1] A I think the statement would be not that -- I don't
 [2] believe that is a fair statement, that's my answer.
 [3] Q Around the West Wing too much?
 [4] A Possibly. But I think you'd have to ask Evelyn
 [5] what she thought about that, because I did not have a long
 [6] conversation with her, but I just had the sense she felt that
 [7] or thought that, so -- we're into areas that -- you know, I
 [8] don't want to characterize what Evelyn thought or felt about
 [9] it.
 [10] Q I don't want you to, either, except to the extent
 [11] that you got an impression based upon something Evelyn
 [12] Lieberman told you.
 [13] A But you're getting very specific about things that
 [14] I -- I'm sorry, I just can't tell you.
 [15] Q And what is it that you remember, to the best of
 [16] your recollection, about what Evelyn Lieberman conveyed to
 [17] you about her concerns regarding Monica Lewinsky?
 [18] A I don't think Evelyn specifically conveyed
 [19] anything, or at least she certainly didn't verbally or any
 [20] long sentences, I just had a sense that Evelyn didn't like
 [21] her, didn't -- for some reason or another.
 [22] Q And somehow that was related to her being
 [23] flirtatious and hanging around too much.
 [24] A Again, I think you really would have to ask Evelyn
 [25] that because I got the sense Evelyn didn't like her and

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[1] without having long specific or any conversations that I can
 [2] recall with Evelyn about it then -- but, you know, it could
 [3] have just been facial expressions. I don't know what. I
 [4] just had the sense Evelyn didn't like her.
 [5] Q Okay. You had mentioned the word flirtatious,
 [6] though.
 [7] A Well, that was the sense that I got from Evelyn,
 [8] but, again, I'm characterizing -- I hate to characterize
 [9] something that Evelyn -- you know, this would have to come
 [10] Evelyn, her feeling about it. I did not have those feelings
 [11] and here I am trying to characterize what Evelyn felt or
 [12] thought.
 [13] Q But you got that sense.
 [14] A I got the sense from Evelyn that she did not like
 [15] her.
 [16] Q As gatekeeper, you described your role as
 [17] gatekeeper, given what you do, officially and unofficially,
 [18] given your self-described role as gatekeeper, would a clutch,
 [19] a person who I've described as a clutch, have a reason to
 [20] avoid you?
 [21] A I don't know whether they would or not.
 [22] Q In other words, let's say that I am a person who
 [23] wants face time with the President. Let's say I'm a person
 [24] that wants face time with the President. I'm trying to
 [25] figure out how I can get around the President. Based on your

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[1] knowledge of what you do, your role, would I want to try to
 [2] get around the President when you weren't there? Would it be
 [3] easier for me to try to get face time with the President when
 [4] Ms. Herrreich was not at her desk?
 [5] A I don't know. That's hard for me to say because if
 [6] I'm not there and can't observe that, then I can't tell if
 [7] that's easier for someone to do when I'm not there or not.
 [8] I can't tell you that.
 [9] Q Well, assuming that it would be easier if you
 [10] weren't there, what would your answer be?
 [11] A Assuming that -- now, start all over. Assuming
 [12] it's easier --
 [13] Q Let me stop and rephrase. If you see somebody who
 [14] is known as a clutch hanging around the Oval Office and they
 [15] don't have a good reason to be there, are you going to do
 [16] something about it?
 [17] A Not always.
 [18] MR. WISENBERG: Shall we break for lunch?
 [19] MR. BARGER: Can I just follow up? Just two more
 [20] questions having to do with the Vernon Jordan topic.
 [21] BY MR. BARGER:
 [22] Q Did you know anything about or had you heard, did
 [23] you have any understanding about any efforts by Mr. Jordan to
 [24] assist Monica Lewinsky in locating employment or getting a
 [25] job?

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[1] A Would you ask me that again? I just want to make
 [2] sure that I was --
 [3] Q Sure. Did you know of any efforts by Mr. Jordan to
 [4] assist Monica Lewinsky in locating employment or getting a
 [5] job?
 [6] A No, I did not know of any efforts.
 [7] Q And when I say know, let me broader. Did you
 [8] have any understanding, had you heard, were you aware of,
 [9] that kind of thing, beyond just, for example, talking to
 [10] Mr. Jordan directly, had you heard any information from any
 [11] sources that Mr. Jordan was attempting to assist Monica
 [12] Lewinsky in locating a job?
 [13] A No, I don't -- I had no knowledge of any sort about
 [14] Mr. Jordan helping Monica Lewinsky get a job. Does that
 [15] answer your question?
 [16] Q Yes. And last, going back to the telephone calls,
 [17] when I asked you about calls from Mr. Jordan, I didn't ask
 [18] the other half of the equation. During that same time
 [19] period, December '97 through January '98, did you place any
 [20] calls to Mr. Jordan on behalf of the President?
 [21] A Yes, I did.
 [22] Q Okay. Approximately how many do you recall doing
 [23] for the President in that time period? Give us a range.
 [24] A One or two.
 [25] Q Okay. Did the President indicate generally to you

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[1] the nature of the phone call, the purpose of the phone call?
 [2] "Can you get Mr. Jordan on the line, I want to talk to him
 [3] about X." Can you tell us basically what the President told
 [4] you to do?
 [5] A He did not indicate what he wanted to talk to
 [6] Mr. Jordan about.
 [7] Q Can you just sort of give us the gist? What would
 [8] he say? Just "Get Mr. Jordan on the line"?
 [9] A Yes.
 [10] Q Or words to that effect?
 [11] A Yes. "Get Vernon on the phone for me."
 [12] Q Did he give you any indication at all what the
 [13] subject matter was? He being the President.
 [14] A No, he did not give me any indication whatsoever as
 [15] to the subject.
 [16] Q And I guess last, just to follow up on Mr.
 [17] Wisenberg, if a clutch wanted to be smart, would they attempt
 [18] to avoid you?
 [19] A You're asking me a question that I can't answer.
 [20] I mean, you'd have to ask a clutch that rather than me.
 [21] Q I understand, but from your perspective, it would
 [22] be smarter for the clutch to attempt to avoid you.
 [23] A I don't know that. I mean, again, I'm not there
 [24] when -- if they're avoiding me, then obviously I'm not there
 [25] when they're there to observe their behavior and when I make

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[1] a judgment about something, I'm observing behavior.
 [2] MR. BARGER: Okay.
 [3] Questions by the grand jury?
 [4] MR. WISENBERG: Are there any questions before
 [5] I give an admonition?
 [6] Let me ask you if you could step outside for just a
 [7] few moments and we'll come get you.
 [8] THE WITNESS: Okay.
 [9] (Witness excused. Witness recalled.)
 [10] BY MR. WISENBERG:
 [11] Q Ms. Herrreich, we have some additional questions
 [12] that the grand jurors have asked us to ask you.
 [13] A Okay.
 [14] Q When Mr. Goodin told you about this radio address,
 [15] that Monica Lewinsky had been at the radio address, is that
 [16] something he came to tell you or was it in passing?
 [17] A It's my recollection that he came to tell me that.
 [18] Q Did you yourself have the impression based upon
 [19] your witnessing of her that Monica Lewinsky was a clutch?
 [20] A I did not see Monica very much and so it would have
 [21] been hard for me to have that sort of judgment on the few
 [22] times I actually saw her.
 [23] Q And let me rephrase the question and ask did you
 [24] have the impression that she was a clutch based upon your
 [25] witnessing of her and things you had heard about her?

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[1] A I don't think I thought of her very much at all,
 [2] one way or the other. And let me just say to clarify, I
 [3] think clutch is way too strong a word.
 [4] Q Okay. Did you, based upon your viewing of her and
 [5] things you heard about her, have the impression that she was
 [6] somebody who hung around the West Wing too often?
 [7] A I didn't see her very much in the West Wing at all,
 [8] so I would not say that I thought she hung around the West
 [9] Wing too often. I just never saw her there.
 [10] Q The question was based both on what you saw and
 [11] what you heard, did you have an impression of her as somebody
 [12] who hung around the West Wing too often?
 [13] A No, I didn't.
 [14] Q Okay. I asked you a question earlier, or somebody
 [15] did, about whether or not you had heard any rumors before
 [16] this became a public matter about a personal, sexual,
 [17] romantic relationship between Ms. Lewinsky and the President
 [18] and your answer was that you had not. I'm going to ask you a
 [19] slightly different question now.
 [20] Based upon any incidents that you witnessed or
 [21] heard about, incidents that you witnessed or heard about, did
 [22] you come to a feeling or conclusion that there may have been,
 [23] possibly, a personal, social or sexual relationship between
 [24] Ms. Lewinsky and the President?
 [25] A No.

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[1] Q Is it the policy, you're part of the Executive
 [2] Office of the President, to only page people or call people
 [3] at home for matters of urgency?
 [4] A No.
 [5] Q If you were a clutch, would you try to avoid you?
 [6] A (Laughter.)
 [7] Q It would be physically impossible --
 [8] A Oh, that's funny.
 [9] MR. BARGER: A metaphysical question.
 [10] BY MR. WISENBERG:
 [11] Q If you were a clutch, would you try to avoid
 [12] somebody like you?
 [13] A If I was a clutch, would I avoid somebody like me?
 [14] Well, part of me wants to say I hope not. I don't know.
 [15] honestly. You know that's a difficult question for me to
 [16] answer and I hope I'm not that frightening.
 [17] Q Would you characterize yourself as tougher than
 [18] Betty Currie?
 [19] A Yes, I would characterize myself as tougher than
 [20] Betty Currie.
 [21] Q If there were people where they shouldn't be, for
 [22] instance, in the White House, would it be fair to say --
 [23] including the area around Betty Currie's desk and your desk,
 [24] I take it you would be more likely than Betty Currie to tell
 [25] them to get lost?

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[1] A Yes, that's correct.
 [2] Q Okay. How often did you witness Ms. Lewinsky
 [3] spending time around Betty Currie?
 [4] A You know, I don't recall any incidences of her
 [5] hanging around Betty Currie.
 [6] Q Okay. Or with -- I guess hanging around is kind of
 [7] a loose word. In the presence of Betty Currie.
 [8] A I don't recall any.
 [9] Q Okay. I had asked you a question about if you saw
 [10] a person who had a reputation as a clutch in an area around
 [11] the Oval Office and they didn't have a reason for being
 [12] there, would you basically get rid of them, make sure they
 [13] went away, and you said "Not always."
 [14] What would be the circumstances in which you
 [15] wouldn't necessarily get rid of them? I don't mean
 [16] permanently get rid of them, get rid of them at the time.
 [17] A Well, I would try to be more human about it, I
 [18] think, and look at the person. Hopefully, if I felt like
 [19] they were somebody -- even if they're a clutch and they're
 [20] kind of in a troubled time or something, hopefully I would be
 [21] more gentle about it and more understanding for what kind of
 [22] person they are.
 [23] Q Okay. Are you saying that you would not
 [24] necessarily right then go up and say "Leave this area," that
 [25] you might speak to them later about it?

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[1] A No, that's not what I'm saying at all.
 [2] Q Okay. Tell us --
 [3] A Well, I may not say anything. I think if the
 [4] person is somebody who -- I mean, you have to make a judgment
 [5] about those things and if they're somebody who's having -- I
 [6] would look at what's going on with them, if it's somebody
 [7] who's having maybe a hard time or somebody who's insecure or
 [8] somebody -- you know, I really wouldn't want to scare
 [9] somebody, I wouldn't want to intimidate somebody in some way
 [10] that would cause them to feel badly about themselves, and so
 [11] I try to look at the person. If they're not causing any harm
 [12] at all, I mean, then I don't see any point in doing it, if
 [13] they're not.
 [14] Q Okay. So you might continue to let a person like
 [15] that hang around the Oval Office area, even if they didn't
 [16] have a reason to be there and they had a reputation as a
 [17] clutch?
 [18] A Possibly. Yes.
 [19] Q Any other reason you might continue to let them do
 [20] that?
 [21] A I'm sure there are probably -- you know, in each
 [22] day, there's probably -- you know, somebody who comes by that
 [23] probably doesn't belong there at least and, you know, it's
 [24] not -- there are all kinds of reasons every day that I
 [25] wouldn't push somebody out of there.

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[1] Q Any other that you can think of? Any other
 [2] particular reasons you can think of that you wouldn't have a
 [3] person like that leave the area?
 [4] A Well, I wouldn't have somebody leave that area if
 [5] there wasn't a thousand other people in there. I mean, if
 [6] there wasn't anybody else in there that they were disturbing
 [7] or there wasn't a huge meeting going on or people weren't
 [8] walking back and forth trying to go between the Cabinet Room
 [9] and the Oval Office.
 [10] I mean, there are all kinds of reasons. If they're
 [11] not causing any harm, they're not creating a disturbance or
 [12] potentially creating a disturbance, then if they were in
 [13] there and they want to talk to Betty or if they want to talk
 [14] to either Stephen or Chris, the two aides, or they're coming
 [15] to get a piece of candy or -- you know, they just are lonely.
 [16] Especially Betty who is like the nicest person in the world
 [17] and a lot of people come in and talk to her all the time.
 [18] And that's -- you know, just people who are visiting. That's
 [19] what I view it and I don't -- there's no reason for me to --
 [20] Q Any reasons you can think of, other than the ones
 [21] you've articulated, why you would let a person like that stay
 [22] in the area?
 [23] A There probably are but, you know, it's not
 [24] something I really have spent a lot of time thinking about.
 [25] I make decisions daily, lots of decisions daily, and I make

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[1] each one of them personally and hopefully they're right.
 [2] Q But are there any other reasons you can think about
 [3] right now?
 [4] A That I would not have somebody leave?
 [5] Q Right.
 [6] A I can't think of any, but, again, there are
 [7] probably hundreds of them. Honestly.
 [8] Q I believe you answered this yesterday, but in case
 [9] you haven't, did you ever see Monica Lewinsky alone with the
 [10] President?
 [11] A I have never seen Monica Lewinsky alone with the
 [12] President.
 [13] Q All right. Did you ever see Monica Lewinsky in a
 [14] room with the President where nobody else was in that room?
 [15] A Did I ever see Monica Lewinsky in a room with the
 [16] President? I don't recall seeing Monica Lewinsky in a room
 [17] with the President when nobody else was there.
 [18] Q All right. Is that something you would be likely
 [19] to recall?
 [20] A I think I would recall it if I had seen it.
 [21] Q All right. Have you ever heard that Monica
 [22] Lewinsky was in a room with the President and nobody else was
 [23] there in that room?
 [24] A No, I've never heard of a time that Monica Lewinsky
 [25] was alone in a room with the President with nobody else

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[1] there.
 [2] Q Have you ever seen Monica Lewinsky leave a room
 [3] where the President was or where you thought the President
 [4] was?
 [5] A Well, she left the room, the Oval Office, the day
 [6] of the radio address and the President was still in there, I
 [7] believe.
 [8] Q There were others in there, too.
 [9] A As I recall.
 [10] Q Okay. Have you ever seen her leave a room where
 [11] you thought the President was and nobody else was there?
 [12] A Have I ever seen Monica Lewinsky leave a room that
 [13] I thought the President was there and nobody else was there?
 [14] I'd have to say that I would -- the answer to that might be
 [15] yes and there's kind of a fine difference between that and
 [16] some of the other ways you've asked the question.
 [17] Q Okay. Tell us about that.
 [18] A Well, I don't know -- it's hard to know because you
 [19] don't always see the President at all times whether he's
 [20] alone or not and there are other ways to get into all areas
 [21] of the White House or into the Oval Office area. But I think
 [22] the night that she brought us food, I let her take some food
 [23] to the President but I don't know for sure if they were alone
 [24] or not and she wasn't in there but about two minutes or three
 [25] minutes, that I recall.

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[1] Q That was the Oval Office?
 [2] A I don't know if it was -- it was in the Oval Office
 [3] area.
 [4] Q Okay. Could it have been in the study or the
 [5] dining room?
 [6] A It could have been either the study or the dining
 [7] room.
 [8] Q You're not sure which?
 [9] A No, I'm not sure which.
 [10] Q All right. And you saw her leave, at some point
 [11] leave the area?
 [12] A As I recall, it was just a few minutes and Betty
 [13] and I were on the outside and she offered and I let her go
 [14] back and take the food.
 [15] Q How many is a few?
 [16] A A few minutes? My recollection, it was two or
 [17] three, four.
 [18] MR. WISENBERG: Shall we break for lunch? I
 [19] thought that I could finish before then, but I don't think
 [20] I'm going to be able to. Shall we break for lunch?
 [21] THE DEPUTY FOREPERSON: Yes.
 [22] MR. WISENBERG: When should we tell the witness to
 [23] return?
 [24] THE DEPUTY FOREPERSON: 2:15.
 [25] MR. WISENBERG: Okay. May the witness be excused?

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[1] THE DEPUTY FOREPERSON: Yes.
 [2] THE WITNESS: 2:15, did you say?
 [3] THE DEPUTY FOREPERSON: Yes.
 [4] THE WITNESS: Okay.
 [5] (The witness was excused.)
 [6] (Whereupon, at 1:10 p.m., the taking of testimony
 [7] in the presence of a full quorum of the Grand Jury was
 [8] concluded.)
 [9] * * * * *

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

----- x
UNITED STATES OF AMERICA :
 : v. :
GRAND JURY PROCEEDINGS :
----- x

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

Wednesday, March 26, 1998

The testimony of NANCY HERRREICH was taken in the presence of a full quorum of Grand Jury 97-2, impaneled on March 29, 1997, commencing at 2:35 p.m., before:

DAVID BARGER
MICHAEL EDMICK
SOLOWOW WISENBERG
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

1 Q And that is what?
2 A I'm Deputy Assistant to the President and Director
3 of Oval Office operations.
4 Q Sometimes known as the gatekeeper.
5 A Sometimes, yes.
6 Q In a non-pejorative way.
7 A Yes.
8 Q You've made two prior appearances before this grand
9 jury, I believe, on February 25th and then again on February
10 26th. In the course of those appearances, you were
11 instructed by counsel to invoke certain privileges, correct?
12 A Correct.
13 Q In general, having to do with executive privilege
14 for certain conversations and attorney-client privilege with
15 regard to other conversations.
16 A That's correct.
17 Q All right. As you understand it today, have you
18 been instructed to invoke privilege with regard to any of the
19 conversations that you had been instructed to invoke
20 privilege on previously, or are you now free to answer
21 questions about those conversations?
22 A I am now free to answer questions about those
23 conversations.
24 Q And just as a refresher for the grand jury, can you
25 tell us a little bit about who it was and what your

PROCEEDINGS

1 Whereupon,
2
3 NANCY HERRREICH
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:

EXAMINATION

BY MR. BARGER:

8 Q Good afternoon.
9 A Good afternoon.
10 Q You may recall me. I'm David Barger.
11 A I do recall you.
12 Q How are you today?
13 A I'm fine, thank you.
14 Q I appreciate you coming back. I know you have to
15 come back, but we still appreciate you coming back.
16 A Thank you.
17 Q It's been a while since we last spoke, so I'd ask
18 you to identify yourself for the record and for the members
19 of the grand jury.
20 of the grand jury.
21 A My name is Nancy Herrreich.
22 Q And, Ms. Herrreich, you are employed at the White
23 House.
24 A That's correct.
25 Q Same position as when we last spoke.
26 A Yes.

1 understanding of the circumstances was that led you to be
2 told to invoke privilege and now you're not invoking
3 privilege? In other words, tell us why it was you invoked
4 privilege previously.
5 A So I should tell you why I invoked privilege
6 earlier. The circumstances surrounding that, what led up to
7 it? Is that what you're asking?
8 A Right. I mean, in essence, you were told to invoke
9 privilege and couldn't answer certain questions because you
10 were told to.
11 A Mm-hmm.
12 Q And now you're not told to. So can you tell us why
13 it was you were told to, and then we'll get to why it is
14 you're allowed to.
15 A Oh. Well, I was told to on advice of my counsel
16 and on advice of White House counsel. And then I am told not
17 to on the advice of my counsel.
18 Q Okay. And your counsel is Jerry Trainor, correct?
19 A Yes, and Judy Wheat, too.
20 Q And your understanding of the White House counsel
21 who had previously instructed Mr. Trainor to invoke privilege
22 was who?
23 A I assume -- this is an assumption because I didn't
24 have the conversation directly with Charles Ruff. But that
25 would be my assumption.

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1 Q Your understanding from Mr. Trainor is that Mr.
2 Ruff told Mr. Trainor to have you invoke these privileges.
3 Is that fair to say or not?
4 A Well, that -- I didn't -- I don't know that Mr.
5 Trainor ever said that to me, so I want to be clear about
6 that. But it was my understanding it was the White House
7 counsel. Whether it was specifically Mr. Ruff or whether it
8 was Cheryl Mills -- but I assume it was Mr. Ruff that
9 actually made that final decision.
10 Q Your best recollection is that you were not told
11 the specific identity of the White House counsel that -- in
12 other words, your assumption is it's Mr. Ruff, but you were
13 never given a name as to who it was that told you to invoke
14 privilege?
15 A That's my recollection.
16 Q By process of elimination, I take it, the President
17 of the United States never directly instructed you to invoke
18 privilege.
19 A That's correct.
20 Q And the President of the United States never, I
21 take it, this time authorized you to answer either.
22 A You mean by that that he didn't have a direct
23 conversation with me?
24 Q Correct.
25 A Yeah, that's correct.

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1 Q How is it that you are now able to answer these
2 questions, whereas previously you were instructed to invoke
3 privilege? In other words, why have you been given
4 permission to answer now?
5 A I -- I'm not sure I can answer that. I have been
6 told by my counsel I can now answer. I am -- I don't know
7 that I have been told specifically -- generally I've been
8 told, but I can't even tell you what the general reason was.
9 Q Your answer piques my interest.
10 A Mm-hmm.
11 Q What generally is your understanding about why it
12 is you now are allowed to answer?
13 A (No response.)
14 Q Do you even know why it is you're now allowed to
15 answer, other than the fact that you've been told it's okay
16 to answer?
17 A They told me what the restrictions were in terms of
18 -- of, I guess, the -- it's my understanding that they went
19 to court last Friday, and that there were certain guidelines,
20 and they told me, and I -- now, the longer I talk, the more I
21 think it has to do with strictly -- well, I even hate to say.
22 They told me the category, and they said I didn't
23 fall into that category. And that's -- and it was, I think,
24 having to do with specific, more legal advice and that area
25 with the President.

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1 But I'm not sure of that. I hate to even answer it
2 with -- talking like this. They told me. I can't recall
3 exactly.
4 Q "They," being your attorneys.
5 A Yes.
6 Q And is it fair to say that you don't have a real
7 clear understanding of why it is you don't fall under the
8 executive privilege claim?
9 A I don't have a clear understanding.
10 Q Okay. Now, one of the privileges you previously
11 invoked was the attorney-client privilege with regard to -- I
12 don't know if you recall, but with regard to conversations
13 you had with Mr. Bennett and Mr. Kendall. Do you recall --
14 A Yes.
15 Q All right. And as you understand it, you are now
16 allowed to answer questions with regard to those
17 conversations as well, correct?
18 A That's correct.
19 Q And who is it that you told you that you don't have
20 to invoke that privilege? Again, is that Mr. Trainor and Ms.
21 Wheat?
22 A That's correct.
23 Q And what is your understanding of why it is you've
24 been released from that privilege? In other words, who has
25 given authorization for you to be released from that suppose'

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1 privilege?
2 A I think the -- both attorneys released me from
3 that. Now, that's my understanding.
4 Q Both attorneys, being Mr. Kendall and Mr. Bennett?
5 A That's correct, the specific issues that they
6 discussed with them.
7 Q Okay. And your understanding of your being
8 released by Mr. Bennett and Mr. Kendall comes through your
9 attorneys.
10 A That's correct.
11 Q Have you ever heard the term, "joint defense
12 agreement"?
13 A Yes, I have read about it in the paper.
14 Q It's a fairly recent -- well, it has recently been
15 discussed in the media, and it's something you've become
16 familiar with or --
17 A Vaguely familiar with.
18 Q Do you know whether or not you have what is
19 sometimes called or loosely called a joint defense agreement
20 with regard to your representation?
21 A I do not know.
22 Q To the best of your knowledge, I take it then from
23 your answer that you do not know, that your attorneys have
24 not discussed with you and have not asked you to consent to a
25 joint defense agreement whereby you would share information

Page 9

1 with some other attorney or some other witness or some other
 2 suspect in the investigation.
 3 A Well, rephrase that again.
 4 Q Okay. A joint defense agreement basically is an
 5 agreement by your attorney and some other party, usually
 6 another attorney --
 7 A Mm-hmm.
 8 Q -- to share information.
 9 A Mm-hmm.
 10 Q And to share information about the questioning by
 11 the government of you.
 12 A Mm-hmm.
 13 Q And as you understand it, there is no such formal
 14 agreement to provide information from -- the information --
 15 what we questioned you about. Is that fair to say?
 16 A That's fair to say.
 17 Q Okay. So aside from whether there is a formal
 18 agreement, which you understand there is not, do you have any
 19 understanding of whether there is an informal arrangement
 20 whereby your attorneys share information with White House
 21 counsel or Mr. Bennett or Mr. Kendall or other attorneys
 22 connected with them?
 23 A Would you ask me that again, please?
 24 Q Your best understanding is there is no formal
 25 arrangement, no formal agreement, such as what's sometimes

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1 called a joint defense agreement.
 2 A That's correct.
 3 Q Do you have any understanding of whether there is
 4 an informal arrangement?
 5 A May I step out for a moment?
 6 Q Sure.
 7 (The witness was excused to confer with counsel.)
 8 THE FOREPERSON: Ms. Hernreich, you're still under
 9 oath.
 10 THE WITNESS: Okay.
 11 BY MR. BARGER:
 12 Q Ms. Hernreich, as best I recollect my question, or
 13 at least the intent of my question was whether there is an
 14 informal arrangement to share information with White House
 15 counsel or the President's counsel.
 16 A I don't have any independent knowledge of an
 17 informal arrangement. Sharing knowledge between -- let me
 18 make sure what you said -- with the White House counsel?
 19 Q I don't mean to be oblique. Basically my question
 20 has to do with, for example, if a witness is questioned by
 21 the grand jury, a witness is free to talk with anyone they
 22 choose. And my question simply is, is there an intention
 23 then to pass on to White House counsel or the President's
 24 lawyers what it is the grand jury asks you about?
 25 A I don't have any independent knowledge that there is.

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1 Q When you say "independent knowledge," I don't know
 2 what that means. I mean, do you intend -- and I'm not saying
 3 there's anything wrong with that. You're certainly free to
 4 do that. I'm just trying to understand if there is an
 5 intention to provide -- let me withdraw the question.
 6 You were questioned twice before in this grand
 7 jury, correct?
 8 A That's correct.
 9 Q After your grand jury appearances, were you
 10 debriefed about what you told the grand jury?
 11 A I was debriefed by my attorneys.
 12 Q Do you know whether your attorneys shared that
 13 debriefing with other attorneys?
 14 A I do not know.
 15 Q Did they get your consent to do so, to share that
 16 information?
 17 A Not that I recall.
 18 Q Okay. Let me -- I'll move on to a new topic.
 19 Now, when you were previously before the grand
 20 jury, I believe it was on the first day, and we went through
 21 these various categories of privilege that you're now free to
 22 talk about, we didn't get into the substance of conversations
 23 because of the privilege indication, and I now want to come
 24 back to it and try to go through as many as I can today.
 25 And I'll try to do it chronologically eventually, but first

Page 12

1 I'll just do it topically.
 2 One of the topics you were asked about had to do
 3 with a conversation you had with the President about Monica
 4 Lewinsky. I believe -- obviously, your recollection should
 5 govern, but I believe you gave testimony to the effect that
 6 your best recollection was you had one conversation with the
 7 President about Monica Lewinsky after the story broke.
 8 And we were using January 21st of 1998 as sort of
 9 the date on which the story broke. So conversations after
 10 that date were the ones you took privilege on. And you took
 11 privilege on one conversation with the President.
 12 Does that ring a bell?
 13 A Yes.
 14 Q Okay. Now, my question is -- it's long-winded to
 15 get to the question, but can you tell us about your
 16 conversation with the President about Monica Lewinsky?
 17 A Do you -- tell me what you want to know about it.
 18 Q Tell us basically -- your testimony was, it was a
 19 fairly short conversation, as I recollect.
 20 A That's correct.
 21 Q And that the President instigated the topic.
 22 A Yes.
 23 Q Okay. Tell us, as best you recollect, what the
 24 conversation was. Tell us what he said, what you said, as
 25 best you recall.

Page 13

1 A What he said was, "I didn't do this. They don't
2 believe me. They won't" -- either "They don't" or "They
3 won't -- "They won't believe me," I think it what he said.
4 "I didn't do this."
5 Q Okay. Did he give any explanation about what
6 "this" was?
7 A No, he didn't.
8 Q He just characterized it as "this."
9 A That's correct.
10 Q Okay. Anything else he said, as best you recall,
11 other than he didn't do this?
12 A No.
13 Q Now, you also invoked privilege about conversations
14 you had with Mr. Bennett and Mr. Kendall, and that was in the
15 second category -- I don't know if you recall that was in
16 your second category of privileges, and that was in the
17 attorney-client area.
18 Let's take those one at a time. First, with regard
19 to your conversation with Mr. Kendall, did that conversation
20 contain the topic of Monica Lewinsky, if you recall?
21 A To be honest, my answer would be I thought so.
22 Q Okay.
23 A To be very clear about that, I'm not sure what's he
24 said to me, though.
25 Q Okay. Your impression --

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1 A My impression.
2 Q -- and perception is that it was about Monica
3 Lewinsky.
4 A That's correct.
5 Q Can you tell us where the conversation occurred?
6 In other words, was it at the White House, was it on the
7 telephone, in person, at his office? Where was the
8 conversation?
9 A It was at -- my recollection is that it was a
10 combination of both the phone and at the White House.
11 Q You were at the White House on the phone?
12 A I think -- my recollection, again, it was the same
13 day. It was a conversation on the phone. He then came to
14 the White House. We had a subsequent conversation at the
15 White House on the same topic.
16 Q And using the January 21st date as our sort of
17 benchmark, was this conversation with Mr. Kendall after that
18 date or before?
19 A It was after that date.
20 Q Approximately how long did the conversation on the
21 phone last?
22 A It was less than five minutes.
23 Q He called you or you called him?
24 A He called me.
25 Q And the purpose of the phone call was to arrange

Page 15

1 the face-to-face meeting?
2 A That's correct.
3 Q Okay. And he came over to see you the same d:
4 A That's correct.
5 Q And he came to see you at the White House?
6 A That's correct.
7 Q How long did the conversation at the White House
8 take, approximately?
9 A Approximately five minutes.
10 Q Tell us as best you recall what that conversation
11 was about, what he said, what you said.
12 A Mr. Kendall asked me to look for some books, and he
13 gave me the titles of them. And then he indicated that he
14 would be coming to the White House and that we would -- and
15 that he would be there at a certain time, and to let him know
16 what I think.
17 Q Let me see if I understand you. In the phone
18 conversation he gave you the information relating to, he
19 wanted you to look for some books, and that he would come
20 over to pick them up?
21 A Correct, and at least indicate to him if I had
22 located them.
23 Q Okay. Do you recall, on the phone conversation,
24 what else he said about the books? I mean, I assume he gave
25 you some more information.

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1 A He gave me titles, as I recall.
2 Q And what were those titles?
3 A Well, I can't tell you exactly. I can tell you one
4 was generally called The President of the United States, and
5 then a second book, I don't recall the title.
6 Q If I suggested a possible title to you, would it --
7 might it refresh your recollection?
8 A Yes, it might.
9 MR. EMMICK: Let me throw out some possibilities.
10 By the way, my name is Mike Emmick.
11 THE WITNESS: Uh-huh.
12 MR. WISENBERG: Yes, Mr. Barger forgot to introduce
13 him.
14 MR. EMMICK: The voice from the east over there.
15 BY MR. BARGER:
16 Q I'm sorry, I apologize. This is Mr. Emmick, and
17 that's Mr. Wisenberg, whom you've met in the past.
18 A Yes, I have.
19 Q And I doubt very seriously you forgot.
20 A I have not forgotten him.
21 Nice to meet you, Mr. Emmick.
22 BY MR. EMMICK:
23 Q Thank you. Was one of the books The Notebook?
24 A The Notebook?
25 Q Yes.

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1 A No.
 2 Q Was one of the books a book by the name of Vox?
 3 A No.
 4 Q Was one of the books a book by the name of Oy Vey?
 5 A Oy Vey? No.
 6 Q Was one of the books a book by the name of Geek
 7 Love?
 8 A No.
 9 Q You would have remembered that one, I take it.
 10 A I'm not sure about that.
 11 Q If I could just follow up. How many books were you
 12 asked to look for?
 13 A My recollection is, I was asked to look for two.
 14 Q One of them was the President of the United States,
 15 and you don't remember what the other book was?
 16 A I don't remember the title of the other book.
 17 Q How was the other book described? Was it simply by
 18 title, or was there some description of the nature of the
 19 book, the size of the book, hardback, softback, how old,
 20 anything like that?
 21 A I think he told me the title of the book, and then
 22 he did tell me the general topic of the book.
 23 Q And what was the general topic of the book?
 24 A It was a book on Theodore Roosevelt, as I recall.
 25 Q And did you write down on some sheet of paper what

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1 the title of the book was to help you as you looked for it?
 2 A I probably did.
 3 Q And did you keep that piece of paper?
 4 A I doubt it.
 5 Q Did you find the book?
 6 A Yes, I did find that book.
 7 Q Did you give it to Mr. Kendall?
 8 A You know, I don't remember if I gave it to Mr.
 9 Kendall or not.
 10 Q What did you do with the book?
 11 A Well, I -- I just don't remember. I think I
 12 probably gave it to Mr. Kendall, but I can't say without a
 13 doubt that I gave it to Mr. Kendall. I may have left it
 14 where it was and just indicated to Mr. Kendall where it was.
 15 Q Where did you look for the books?
 16 A I looked for the books in the Oval Office and in
 17 the study off of the Oval Office and in the President's
 18 dining room.
 19 Q How did you decide to look for the books there?
 20 A Mr. Kendall asked me to look for the books there.
 21 Q Is that where the President keeps his books?
 22 A The President keeps all his books there.
 23 Q Can you give us a description of how many books and
 24 where the books are in those three rooms? I don't have a
 25 mental picture of sort of a bookcase, for lack of a better word.

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1 A Well, you've seen pictures of the Oval Office, I'm
 2 sure, and then along one wall, if you're looking at, say, the
 3 desk and to the right, there are two bookcases. And so there
 4 are books in both of those bookcases.
 5 There are books in the President's study.
 6 There's -- one wall is almost entirely a bookcase. And in
 7 the dining room there's a few display books out, mostly kind
 8 of out flat and -- and, actually, there's a third place, the
 9 hallway between the Oval Office and the dining room, there's
 10 a bookcase.
 11 Q Where did you find the two books you had been asked
 12 to look for?
 13 A Well, I found the one book that I was certain of in
 14 the Oval Office. And, in reality, I found three books with
 15 the same title, the other one. So --
 16 Q Three books with the same title, the Theodore
 17 Roosevelt --
 18 A The President of the United States.
 19 Q Oh, The President of the United States books, you
 20 found three of those.
 21 A Mm-hmm. Three with the same title. They were
 22 different authors, different --
 23 Q I see. Did you give all three books to Mr.
 24 Kendall?
 25 A I believe I showed them to Mr. Kendall.

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1 BY MR. BARGER:
 2 Q Was The President of the United States book
 3 different than the Theodore Roosevelt book?
 4 A Yes.
 5 BY MR. EMMICK:
 6 Q And maybe I didn't understand. Where did you find
 7 the three President of the United States books?
 8 A I think I found all three in the Oval Office, but
 9 I'm not actually certain of that. That's my recollection
 10 right now.
 11 Q As you look at those books -- I assume that you
 12 looked at them a bit for inscriptions, anything like that, or
 13 did you?
 14 A I don't recall if I did or didn't. That was not
 15 something he had asked me to ascertain, I mean, to get, so
 16 I -- I'm not sure I did. But I may have. I just -- I don't
 17 know for sure.
 18 Q If you had and you had seen the name, Monica
 19 Lewinsky, would it have struck you?
 20 A I think it would have.
 21 Q Where did you find the Theodore Roosevelt book?
 22 A I found it in the Oval Office.
 23 Q Also?
 24 A Yes.
 25 Q Having found those books that you were asked to

Page 21

1 look for, did you continue to look?
 2 A Tell me what you mean by that.
 3 Q Here's what I mean. You were asked for look for
 4 two books.
 5 A Mm-hmm.
 6 Q To find two books. I would have thought that you
 7 would have started in the Oval Office, your search for those
 8 two books.
 9 A Mm-hmm.
 10 Q And you found those books.
 11 A Mm-hmm.
 12 Q But you still went on and looked. Why?
 13 A I -- I couldn't find the Roosevelt, the Theodore
 14 Roosevelt book at first.
 15 Q All right. So what happened is, you look in the
 16 Oval Office, you find the three President of the United
 17 States books. You can't find Theodore Roosevelt there. You
 18 then go to the study, the hallway, the dining room, and you
 19 decide to go back and renew the search of the Oval Office,
 20 and that's when you find the Theodore Roosevelt book.
 21 A I think so. It may have been, actually, that Mr.
 22 Kendall came, and we both looked together at that point and
 23 then found it, the second book.
 24 Q You mentioned at the beginning that you thought
 25 this request related to Monica Lewinsky.

Page 22

1 A I thought so.
 2 Q Why?
 3 A I don't remember. I don't remember if Mr. Kendall
 4 said that. I don't -- I don't know if I made that
 5 assumption. I -- I just don't remember.
 6 Q Did he ask you to look for anything else?
 7 A Not that I recall. Not that I recall.
 8 Q Did you look for anything else?
 9 A No, I didn't look for anything else.
 10 Q Having found the one book, "The President of the
 11 United States," why did you continue to look for other books,
 12 The President of the United States, or did you? Were they
 13 all three together?
 14 A I think I was still looking for the Theodore
 15 Roosevelt book, and then continuing to look at all these
 16 books, I found the other two as well, the other two, The
 17 President of the United States. That's as I recall.
 18 I do hundreds and hundreds of things every day, and
 19 to remember exactly how I progressed through each one of them
 20 is a little hard to remember, but --
 21 BY MR. BARGER:
 22 Q Just a couple of follow-ups, and you may have
 23 covered this. The books you did find, were they hardbound or
 24 softbound?
 25 A I think the Roosevelt book was softbound.

Page 23

1 Q Okay.
 2 A And I think the other -- the three The President of
 3 the United States books were hardbound.
 4 Q And do you recall whether there were any
 5 inscriptions from Monica Lewinsky?
 6 A I don't recall that there were any.
 7 Q Your view is, you probably would have remembered
 8 that had you seen -- if there were and you had seen them,
 9 you'd remember them.
 10 A I think so, yes.
 11 Q Do you remember when in connection with the January
 12 21st time period the Monica Lewinsky matter sort of became
 13 public, when in relationship to that did Mr. Kendall call you
 14 on the phone and ask you for these books? Same day? Day
 15 after?
 16 A No, I think it was, you know, sometime after, but
 17 it wasn't -- it certainly wasn't that day.
 18 Q What time of day was it, approximately, that Mr.
 19 Kendall called you to have you look for them? Morning?
 20 Afternoon? Evening?
 21 A Well, I know he came in around noon or so.
 22 Q He came about noon.
 23 A Mm-hmm. So he may have called me at 10:00 or 11:00
 24 or 11:30. I don't know.
 25 Q And the conversation on the phone you estimated

Page 24

1 lasted less than five minutes.
 2 A That's correct.
 3 Q Tell us everything you can recall about the
 4 conversation. He asked you to look for these books, and he
 5 gave you descriptions of the books, the titles, for example?
 6 A The titles of the books.
 7 Q What else did he tell you about -- what else did he
 8 say -- did he say why he needed you to look for the books?
 9 A No, he didn't say why I needed to look for them.
 10 Q What, if anything, did he say?
 11 A I don't remember anything else he said to me about
 12 it.
 13 Q Did he give you any explanation at all, any context
 14 at all about why he was having you look for these books?
 15 A No, not that I recall.
 16 Q You said earlier that -- and I may be
 17 mischaracterizing what you said -- but, in essence, that your
 18 assumption was, or your perception was that these books
 19 somehow related to Monica Lewinsky.
 20 A Yes.
 21 Q Why did you make that assumption or connection?
 22 A I don't know. I mean, either he said it, but he
 23 may not have said it, and I don't recall the exact
 24 conversation. Or it was after January 21st. It seemed to be
 25 the prime focus of what Mr. Kendall was working on at that

Page 25

1 time in relationship to this, you know, representing the
2 President.

3 And I had possibly at that point read in the
4 newspaper that she had given him some gifts, and I might have
5 just made all those assumptions at that point.

6 Q How many times before this had Mr. Kendall called
7 you?

8 A Since I've known him?

9 Q Yes, I guess. If that's too many, we'll narrow the
10 topic.

11 A How many times has Mr. Kendall called me in the
12 last four or five years?

13 Q Lots.

14 A Hundreds.

15 Q How many times has he asked you to look for
16 something?

17 A I don't know. It may be the only time. But I
18 would have to think about it a long -- a good long time to
19 think if he had ever asked me to look for anything before.

20 Q Assuming these were gifts from Monica Lewinsky, how
21 many other times has he ever asked you to look for gifts from
22 Monica Lewinsky?

23 A I don't think he's ever asked me to look for
24 anything else like -- in this period of time, since January
25 21st.

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1 Q How soon after he called you on the phone did he
2 come over?

3 A It seemed like it was, you know -- as I had said,
4 either he had called me between 10:00 and 11:30, so it was
5 either from an hour-and-a-half to 30 minutes, you know.

6 I don't recall. Sometime late morning he called
7 and then came in around noon. He may have said, "Well, I'll
8 be over there in 30 minutes." I don't remember. Or he may
9 have then said, "I'll be over there in two hours."

10 Q All right.

11 A But I think it was maybe 30 minutes or so.

12 BY MR. EMMICK:

13 Q Actually, I wanted to follow up on a couple of
14 things. You mentioned that Mr. Kendall has only asked you to
15 look for this one thing during this time period.

16 A Mm-hmm.

17 Q What about during other time periods?

18 A Well, I -- I think that maybe he had asked me that,
19 too. I don't recall, but I'd have to think about it, you
20 know, a long time because we're covering, what, three or four
21 years here. And so -- but, you know, I don't recall that he
22 did or under what circumstances he might have asked me to
23 look for something. But he may have, yeah.

24 Q Why were you the one asked to do the searching for
25 these books? Were you the logical choice?

Page 27

1 A I think that the President probably indicated to
2 Mr. Kendall some years ago that he should work through me for
3 things like that. That's my guess.

4 Q When you say, "things like that," what does that
5 mean? What are the "things like that"?

6 A Well, I think if he needs to see the President, he
7 should call me, or if he needs to talk to the President about
8 something, to work through me, or if he needs to send a
9 document to the President, to send it to me.

10 I -- that's usually -- Mr. Kendall just seems to
11 have worked through me for the last three or four years.

12 Q Were you sent a copy of a subpoena that was sent to
13 -- I think it was sent to Mr. Kendall. It might have been
14 sent to White House counsel's office, or both, asking for the
15 production of certain items from the President? Were you
16 asked to look for other items?

17 A No. I have not seen a copy of the subpoena listing
18 specific items.

19 Q Have you seen a copy of the subpoena asking for
20 general items?

21 A The only subpoena that I've seen lately is one this
22 week I received from the counsel's office relating to
23 documents concerning four people, I think.

24 Q You weren't asked to look for any items at all, as
25 opposed to documents?

Page 28

1 A I -- I don't recall other than these couple books.
2 I mean, I could go back. Again, there's so many things that
3 go on, and, believe me, we get enough document requests and
4 requests for things that it begins to get a little blurry
5 after a while.

6 But I don't recall being asked to look for other
7 specific items rather than documents. I just don't recall
8 that.

9 Q Is there anyone else who would have been asked to
10 look for the items that might respond to that subpoena?

11 A I don't know.

12 Q But you would think that you're the logical choice.

13 A I would think so.

14 Q Were you asked by the President's other attorney in
15 the Paula Jones case, Mr. Bennett, to look for any items?

16 A No, I don't recall having Mr. Bennett ask me to
17 look for any items.

18 Q Did anybody on Mr. Bennett's behalf ask you to look
19 for any items?

20 A No, I don't recall that Mr. Bennett -- anybody on
21 Mr. Bennett's behalf asked me to look for any items.

22 Q When the President was subpoenaed for items in
23 connection with the Paula Jones case, do you have any
24 information about who the President arranged for to look for
25 items?

Page 29

1 A No. I'm not sure he was aware that anybody asked
2 him to -- that he was subpoenaed to look for items in
3 relation to that case.

4 MR. EMMICK: That's all.

5 BY MR. BARGER:

6 Q So I understand, your best recollection is, the
7 only time you were asked to search for what Mr. Emmick has
8 characterized as "items," which would include things like
9 books, tangible gifts, that kind of thing, the only person
10 who has asked you to make such a search was Mr. Kendall.

11 A That's as I recall it. I mean, I could be here and
12 think about that a while. I just -- it's not a question I've
13 thought about and --

14 Q Okay. Well, give it some thought.

15 A Okay.

16 Q If your answer -- if you think about it while
17 you're here and you remember something different, obviously,
18 bring it to our attention. But at least, as best you recall
19 right now, this was the only time you were asked to search
20 for what I'll call gifts.

21 A Mm-hmm.

22 Q Books, hat pins, T-shirts, anything like that that
23 the President may have been given by Monica Lewinsky.

24 A That's as I recall it --

25 Q Okay.

Page 30

1 A -- for right now. And I'm relatively certain that
2 I -- I'd have to -- it's not something I've thought about
3 before.

4 BY MR. EMMICK:

5 Q What happened to the books?

6 A You know, I'm just sitting here -- I think I gave
7 one of them to Mr. Kendall.

8 Q How did you decide which one?

9 A Well, after we finally found the Roosevelt book, I
10 think I gave it to Mr. Kendall, but I'm not absolutely
11 certain. And then I left the other books where they were in
12 the Oval Office.

13 Q So with respect to the three The President of the
14 United States books, you found them, you showed them to Mr.
15 Kendall, and you put them back.

16 A That's correct.

17 Q Do you know anything about what was looked at with
18 respect to those books that would cause you to put the books
19 back since those were the books you were looking for?

20 A I don't think Mr. Kendall also knew for certain
21 which one of those books was the book that he was looking
22 for.

23 Q I see.

24 A And so -- and he just -- he just had me leave them
25 where it is. And I'm not absolutely certain that I gave the

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1 other one to him. I may have left it there as well.

2 The reason I'm -- I'm just not certain, because I
3 know I left the one set of books there because we didn't know
4 which one it was, and he may have just had me leave all of it
5 there -- I mean, the second book, the book I did find there.

6 And we kind of found that one together, as I recall, because
7 by the time he got there maybe it was before I found that
8 Roosevelt book. But I don't really remember.

9 Q Did you go through all four books to look for
10 inscriptions or other ways of linking the book to another
11 person?

12 A I might have. I don't remember if I did or didn't.
13 I just don't remember.

14 Q Do you know whether he did?

15 A I -- I don't -- remember if he did.

16 Q Was it just the two of you who were conducting this
17 search, this follow-up search, after he got there?

18 A As I recall, yeah. I don't even think Nicole
19 Seligman was there. I mean, there's always that chance, but
20 I think it was just David.

21 Q And when you were looking for the books before he
22 got there, was it just you who went through looking for the
23 books?

24 A Yes.

25 Q Was the President present?

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1 A No, the President was not present.

2 BY MR. BARGER:

3 Q Was he there when Mr. Kendall called? I mean, was
4 he there at all during any part of that morning?

5 A I don't believe so.

6 BY MR. EMMICK:

7 Q Do you know how those books were identified? In
8 other words, did Mr. Kendall say, "We've been asked to look
9 for books, and here are the books that the President said he
10 got?"

11 A No. I said that's why -- no. That's why I'm not
12 -- I don't know that -- that it was an assumption I could
13 have made that it was regarding gifts from Monica Lewinsky,
14 but I wasn't certain because I don't believe he -- he didn't
15 get into any of that. He certainly didn't say any of that.

16 Q Regardless of what matter it pertained to, though,
17 did he indicate whether the titles of the books were obtained
18 from the President?

19 A He didn't indicate, that I recall.

20 Q Did you assume that the President had given him the
21 titles of those books?

22 A I assumed that, but I certainly don't know that for
23 sure.

24 Q Do you know how those books got into the library?

25 A No, I do not know how they got into the library.

Page 33

1 Q Had you seen those books before?
 2 A I don't recall seeing those books before.
 3 BY MR. BARGER:
 4 Q When you were talking earlier about the time of day
 5 that Mr. Kendall came in, who -- I don't know if this -- this
 6 may not be the right technical word -- who buzzed him into
 7 the White House?
 8 A Who cleared him in?
 9 Q Who cleared him in?
 10 A I don't know who cleared him in. It could have
 11 been the counsel's office. He may have had a meeting
 12 upstairs with them. I do not know.
 13 Q Your understanding when he called you was -- now
 14 that you mentioned it was perhaps the counsel's office, was
 15 he on the White House grounds when he called you, or was he
 16 at his office or outside of the White House grounds? Or
 17 what's your perception or understanding of whether he was at
 18 the White House or not at the White House?
 19 A I don't remember.
 20 Q Okay. Other than Mr. Kendall having you look for
 21 these books, have you had any other conversations with Mr.
 22 Kendall about the Monica Lewinsky matter?
 23 A I don't think that I had any conversations with Mr.
 24 Kendall -- any other conversations with Mr. Kendall about the
 25 Monica Lewinsky matter.

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1 Q How about any attorneys for the President, whether
 2 it's Mr. Kendall or any associate to Mr. Bennett, or any
 3 associate to any of the attorneys in the White House
 4 counsel's office? Have you had any conversations with any
 5 other attorneys -- excluding your own --
 6 A Mm-hmm.
 7 Q -- about Monica Lewinsky?
 8 A Well, I'm certain that I've had conversations with
 9 attorneys in my counsel's office about Monica Lewinsky.
 10 Q Let me -- then I'll be more restrictive. How about
 11 attorneys associated with Mr. Kendall? Aside from government
 12 attorneys paid for by the taxpayers and the White House, how
 13 about Mr. Kendall -- private attorneys? Any conversation
 14 with anyone else associated with Mr. Kendall about Monica
 15 Lewinsky?
 16 A I know what you're asking. No, I don't believe I
 17 have. I don't recall any conversations with anybody
 18 associated with Mr. Kendall.
 19 Q So when you appeared here in February and you were
 20 told through your lawyer -- you were told by Mr. Kendall
 21 through your lawyer to invoke the attorney-client privilege
 22 with regard to your dealings with Mr. Kendall, it was with
 23 regard to looking for these books.
 24 A But you just said that I was told by Mr. Kendall
 25 through my lawyer rather than Mr. Ruff.

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1 Q Okay. I'm sorry. Maybe I'm confused. Because
 2 there's executive privilege --
 3 A Uh-huh.
 4 Q -- and there's the attorney-client privilege.
 5 A Uh-huh.
 6 Q Are you saying that Mr. Ruff to invoke the
 7 attorney-client privilege with respect to --
 8 A Mr. Ruff didn't tell me anything. I don't know how
 9 my attorneys determined that, if it was -- but my attorney
 10 told me to invoke the attorney-client privilege the first
 11 time.
 12 Q Okay. What is your understanding about why it was
 13 that Mr. Trainor had you invoke attorney-client privilege
 14 with regard to your dealings with Mr. Kendall? Was it
 15 because Mr. Kendall told Mr. Trainor to do that? I take it,
 16 Mr. Trainor on his own wouldn't just say --
 17 A All I can tell you is, I don't know. He did not
 18 tell me.
 19 THE FOREPERSON: This may be a good time for the
 20 grand jury to take a break.
 21 MR. BARGER: Yes, ma'am. May the witness be
 22 excused?
 23 THE FOREPERSON: Yes, she may.
 24 MR. BARGER: We'll come and get you.
 25 (Witness excused. Witness recalled.)

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1 THE FOREPERSON: We have a quorum.
 2 MR. BARGER: Thank you, Madam Foreman.
 3 THE FOREPERSON: And we're on the record. And,
 4 Ms. Hernreich, you are still under oath.
 5 THE WITNESS: Thank you.
 6 BY MR. BARGER:
 7 Q Ms. Hernreich, let me stay with or go back to the
 8 topic which I'll generally characterize as looking for
 9 things. I think "items" was the term that Mr. Emmick used at
 10 one point.
 11 A Mm-hmm.
 12 Q And we asked you some questions about had you been
 13 asked to search for, besides the books, anything else.
 14 A JUROR: Louder, please.
 15 MR. BARGER: Sorry.
 16 BY MR. BARGER:
 17 Q I wanted to ask you a broader question in terms of,
 18 have you been asked -- I guess we should put a time frame on
 19 it -- let's say since the summer of 1997, which is when the
 20 Kathleen Willey story broke, which would include the fall,
 21 October of '97, which is when the Paula Jones litigation
 22 geared up, through today, have you been asked to do any
 23 searches for any items, books, documents, gifts, you know,
 24 anything connected with the Paula Jones litigation or this
 25 investigation?

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<p>1 Aside from looking for these books, have you been 2 asked by anyone to do a search for any of the other types of 3 information that may be relevant to either that civil case or 4 this grand jury investigation? 5 A Well, I had been asked to look for correspondence 6 from Kathleen Willey. 7 Q Okay. Anything else besides that that you've been 8 asked to look for? 9 A In relation to the Paula Jones matter? Is that 10 what you're asking? 11 Q Well, remember, my question's very broad. It 12 includes anything having to do with that civil litigation and 13 anything having to do with the criminal investigation. 14 A Books, gifts, documents? Not other than the 15 document requests that come through the White House counsel 16 and the letters that I just mentioned. I don't recall any 17 other -- and the books, the two books that I mentioned, I 18 don't recall any other. 19 Again, if I think of any, I'll clarify the record 20 on it. 21 Q Okay. 22 A But I don't think -- I can't think of any right 23 now. I'll think back about it. 24 Q Okay. Let me go through that in a little bit of 25 detail --</p>	<p>1 and volunteered it. 2 Q All right. Well, let me stay with that a minute. 3 A Okay. 4 Q Because I'm simply asking to the best of your 5 recollection, as opposed to without a doubt. 6 A Mm-hmm. 7 Q Obviously, if you want to qualify something, you 8 can. But as I recall your answer, you started out by saying 9 Mr. Bennett asked you to look, and then you said Mr. Bennett 10 and the White House office, and then you said, "Well, 11 possibly I did it on my own without being asked." 12 So let me just make sure we're clear here. 13 A Okay. 14 Q To the best of your recollection, were you asked to 15 look for correspondence from Kathleen Willey? 16 A To the best of my recollection. 17 Q You were, all right. 18 A I was. 19 Q And your best recollection is that -- who is it 20 that asked you, as best you recall? 21 A To the best I recall, it was Mr. Bennett. 22 Q Aside from looking for the correspondence from 23 Kathleen Willey, a second thing you've been asked for were 24 the books that Mr. Kendall asked you to look for that we've 25 already talked about, correct?</p>
<p>Page 38</p> <p>1 A Okay. 2 Q -- to make sure. 3 A Okay. 4 Q You said you were asked for correspondence from 5 Kathleen Willey; is that correct? 6 A Correct. 7 Q Who asked you to look for that? 8 A My recollection it was Mr. Bennett, but it could 9 have been the counsel's office. And some of it I might have 10 just looked on my own. 11 Q All right. Well, but my question -- 12 A I know. 13 Q I want to limit it to -- you were asked to look for 14 correspondence from Kathleen Willey, and you believe from Mr. 15 Bennett or the counsel's office. 16 A That's as I remember it. And I'm not entirely 17 absolutely positive that Mr. Bennett asked me or anybody 18 asked me, or that I looked on my own and said, "Oh, by the 19 way, I have this." I don't know. 20 You asked me whether someone had asked me to look 21 for things. 22 Q Right. 23 A And I'm trying to be clear and I'm trying to be 24 honest, because I cannot say without a doubt that Mr. Bennett 25 or that somebody asked me to do it. I may have looked for it</p>	<p>Page 40</p> <p>1 A That's correct. 2 Q Okay. Anything else you were asked to look for 3 besides those two items -- those two -- "items" is the wrong 4 word -- those two topics or categories? 5 A I don't recall anything else. 6 Q Now, I thought you might have alluded to possibly 7 being asked to look for something -- strike that. Let me ask 8 it this way. 9 In the course of the civil litigation and in the 10 course of this criminal investigation, subpoenas have been 11 issued. Were you ever asked to look for any items in 12 conjunction with subpoenas that had been issued, either in 13 the civil case or in the criminal investigation? 14 A Subpoenas just for the President? 15 Q Well, any subpoena. In other words, on occasion a 16 subpoena will be issued by this office to the White House to 17 look for certain documents or to the President to look for 18 certain documents. 19 Have you been asked to do any searches in 20 conjunction with the production of documents related to grand 21 jury subpoenas? 22 A Yes. I mean, if you're talking about -- certainly 23 we have been asked to -- the White House has been asked to 24 look for documents, and to categorize -- I mean, really, it 25 becomes a bore after a while, because we get so many document</p>

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1 requests from either the House, the Senate, the independent
2 counsel.

3 You know, exactly -- this particular document, who
4 it's from, what they're asking for and -- for me. But I know
5 that right now I have a document request on my desk from the
6 independent counsel to I think everyone in the White House
7 that lists four names and asks for anything related to those
8 four people.

9 Q Okay. And is this the first -- and let me limit it
10 to the OIC. Is that the first document request from the
11 independent counsel that you have been asked to look for
12 items listed on that grand jury subpoena, or have there been
13 other independent counsel subpoenas that you've been given to
14 look for documents called for by the subpoena?

15 A I have been asked from the Office of Independent
16 Counsel several times, either personally and then through the
17 White House, to look for certain documents over the last
18 three, four years, however long this has been going on.

19 Q Okay. And then have you also been given document
20 requests that are from the Paula Jones civil litigation?

21 A I don't remember if I have or not. I don't recall
22 any. But, again, I'd have to think about that.

23 Q Okay. Going back to the first topic, the
24 correspondence from Kathleen Willey, that, as best you
25 recall, that request came from Mr. Bennett, that is a topic

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1 that you distinguish from the OIC subpoenas, right? In other
2 words, that's a request that came from Mr. Bennett, not from
3 the Office of Independent Counsel subpoenas.

4 A That's correct.

5 Q Now, the Mr. Bennett topic reminds me of one of the
6 other privileged invocations that came up in February.
7 You've already talked about your dealings with Mr. Kendall.

8 If you recall, you also invoked attorney-client
9 privilege with regard to a conversation you had with Mr.
10 Bennett regarding Kathleen Willey. Do you recall that
11 invocation?

12 A Yes, I do.

13 Q Okay. Is that topic, the conversation you had with
14 Mr. Bennett relating to Kathleen Willey, does that have to do
15 with the correspondence, or is that something separate?

16 A That's something separate.

17 Q All right. Tell us about that conversation with
18 Mr. Bennett. What was that conversation with Mr. Bennett
19 about?

20 A That conversation asked me if I knew if the
21 President ever saw Kathleen Willey in the Oval Office or -- I
22 think that's -- that's how I recall the conversation.

23 Q Can you relate that to me one more time? I'm
24 sorry, I was a little confused.

25 A My recollection of the conversation that I had with

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1 Mr. Bennett was when he asked me if I had any knowledge if
2 the President knew or ever saw Kathleen Willey.

3 Q Okay. Do you recall where this conversation with
4 Mr. Bennett occurred? At the White House, at home, in his
5 office? Where was the conversation?

6 A It was on the telephone.

7 Q Okay. Did he call you or did you call him?

8 A No, he paged me, actually, I think, or the
9 operator, the White House operator paged me with a call.

10 Q Okay. Can you tell us approximately when it was
11 this conversation occurred?

12 A It was in July of 1997.

13 Q As you understand it, the Newsweek article and the
14 Drudge report regarding the Kathleen Willey incident or
15 Kathleen Willey allegations, that occurred, I believe, at the
16 end of July, first week of August of 1997, as I recall. Is
17 that --

18 A Is that right?

19 Q Is that consistent with your recollection or --

20 A No. I don't -- it's absolutely inconsistent with
21 anything that I know. Was there a Newsweek article last
22 summer?

23 Q All right, well, I don't want to testify. Let me
24 ask it this way.

25 Do you recall -- what was it that prompted

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1 Mr. Bennett to ask you about your knowledge of Kathleen
2 Willey? Why did Mr. Bennett ask you --

3 A I don't know. I think you'd have to ask Mr.
4 Bennett that.

5 Q What, if anything, did he say to you about why he
6 wanted to ask you about Kathleen Willey?

7 A Something had come up, and I don't know where he
8 got that information, but something had -- you know, he just
9 said, "Do you know if the President has seen this woman? Do
10 you know her? Do you know if he's ever seen her?"

11 Q And did it pique your curiosity?

12 A I'm sure it did.

13 Q What else, if anything, did he say to you about
14 that, "Do you know whether the President knew this woman,"
15 or, "Does the President have any knowledge of this woman,"
16 or, "Had the President seen this woman?" What else did he
17 say to you?

18 A What else did he say to me? I don't -- I don't
19 recall what else he said to me.

20 Q Do you recall that there was some publicity about
21 Kathleen Willey in the summer of 1997 regarding an article
22 written by Michael Isikoff of Newsweek?

23 A I don't recall the publicity about it, no.

24 Q Do you recall there being any publicity at all in
25 the summer of '97 about Kathleen Willey supposedly -- about

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1 the President supposedly having this encounter with her,
2 whether there was publicity in the summer of '97 regarding
3 this allegation?

4 A I don't recall -- again, I don't recall the
5 publicity. I don't recall that anybody said there was
6 publicity. I just don't -- I don't recall right now. The
7 timing of all this, and all of the different kinds of
8 articles really begins to blur after a while, and I can't
9 tell you if it was the first time I ever saw an article was a
10 month ago or two months ago or six months ago or eight months
11 ago. I mean, I just don't -- I don't remember.

12 I know that Mr. Bennett called me last summer and
13 asked me about it. I do not recall when I first heard of any
14 publicity about it.

15 Q Do you recall whether Mr. Bennett calling you was
16 prompted by the publicity?

17 A No, I don't recall.

18 Q Did you ask Mr. Bennett why he wanted to know, or
19 words to that effect, why he was asking you these questions
20 about Kathleen Willey?

21 A I don't believe that I asked him why.

22 Q Now, you knew Mr. Bennett was representing the
23 President in connection with civil litigation either being
24 brought by or contemplated by Paula Jones, correct?

25 A That's correct.

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1 Q It didn't strike you as something curious or
2 unusual or -- the fact that here's Mr. Bennett, the
3 President's private attorney, who's representing him on a
4 civil case involving allegations of sexual harassment, ask
5 you if you knew whether the President had known or had seen
6 Kathleen Willey?

7 A I don't -- again, it may have struck me as curious.
8 If Mr. Bennett doesn't offer it, I don't ask it.

9 Q And as best you recall, he didn't offer any
10 explanation as to why he needed to ask you these questions.

11 A He might have, but I just don't recall the context
12 in which he -- you know, he framed this question. And he
13 very well may have given me some background, but I just -- I
14 do not remember what it was that he -- why he said he was
15 calling, where he -- you know, what kind of information he
16 had or where he got it.

17 Q And the conversation was over the telephone,
18 correct?

19 A That's correct.

20 Q Approximately how long did the conversation last?

21 A Probably five minutes.

22 Q What did you tell Mr. Bennett?

23 A I told Mr. Bennett that I knew her, and my
24 recollection is, yes, she had seen the President in the Oval
25 Office one or two times.

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1 Q Did he ask you anything more than that?

2 A Not that I recall.

3 Q Your recollection is, though, that this
4 conversation only lasted about five minutes?

5 A That's my recollection.

6 Q Does it strike you as somewhat odd that the
7 President's private attorney, who's representing the
8 President on a sexual harassment claim, would not -- from
9 your recollection, does not probe you further on this topic,
10 other than the fact that the President had seen her in the
11 Oval Office one or two times?

12 A Well -- ask that question again? Does it seem odd
13 to me that he didn't probe any farther?

14 Q Your testimony is Mr. Bennett asked you whether the
15 President knew or had seen Kathleen Willey, and you said,
16 yes, he had seen her one or two times in the Oval Office.
17 And that's basically all Mr. Bennett asked and that's all you
18 said. Am I missing something?

19 A No.

20 Q All right. If that's all he asked and that's all
21 you said, that doesn't strike you as odd that he would ask
22 only that?

23 A No.

24 Q Okay. What else did you tell him other than -- did
25 you tell him anything in addition to the fact that the

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1 President had seen Kathleen Willey in the Oval Office one or
2 two times?

3 A Not that I recall.

4 Q Did he ask when the President had seen Kathleen
5 Willey?

6 A Not that I recall. But he could have. I just --
7 that part I don't remember at all. I don't remember if he
8 said when.

9 Q Did he ask the circumstances?

10 A Not -- not that I recall. But it would be logical
11 that he might ask that portion of it, but I don't remember if
12 he did.

13 Q Okay. Aside from Mr. Bennett, has anyone asked you
14 -- you had this five-minute conversation with Mr. Bennett
15 about Kathleen Willey. Has anyone asked you what you know
16 about Kathleen Willey and her dealings with the President?
17 And I can exclude your attorneys.

18 A No, not -- well, let me -- let me just make sure
19 that that's right.

20 Q Has anyone other than your attorneys ever asked you
21 about what you know about Kathleen Willey?

22 A (No response.)

23 Q And I don't mean, you know --

24 A I know what you -- okay, go on.

25 Q I don't want to be cute here. I'm trying to get

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1 at, did anyone interview you? Did anyone try to gather
2 information from you? I'm not leaving my question simply,
3 did anyone ask you that specific question?

4 I asked you what do you know about Kathleen Willey.

5 A Mm-hmm.

6 Q You know, we're trying to get at the truth here.

7 So please don't narrowly construe my question.

8 A Mm-hmm.

9 Q Has anyone ever attempted to gather information
10 from you -- other than this five-minute call from Mr.
11 Bennett, has anyone ever attempted to gather information from
12 you about what you know about Kathleen Willey?

13 A Well, I'm trying to think about it, and the portion
14 of it that I'm trying to think about is whether anybody in
15 the counsel's office has ever talked to me or asked me that
16 kind of question, and I'm going back trying to think if I had
17 conversation and they asked me that.

18 I believe, though, I have had conversations with
19 people in the counsel's office.

20 Q Who?

21 A I believe that I've had conversations with Cheryl
22 Mills about it.

23 Q How long would you estimate your conversation with
24 Cheryl Mills lasted? I'm not asking you the contents at this
25 time, but how long -- I mean, we've talked with you in the

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1 grand jury for hours upon hours.

2 A Mm-hmm.

3 Q So I'm curious how long Ms. Mills talked with you.

4 A I don't know. I mean, it could have been a very
5 conversation, you know. But it -- you know, maybe 15
6 minutes, maybe.

7 Q Certainly -- well, 15 minutes. I take it then
8 definitely no longer than an hour?

9 A I don't think so.

10 Q Okay. Other than Cheryl Mills talking to you for
11 less than hour and Mr. Bennett talking to you for five
12 minutes, has anyone else ever interviewed you or tried to
13 gather information from you about what you know about
14 Kathleen Willey?

15 A I think I've spoken with Bruce Lindsey about it as
16 well.

17 Q All right. How long would you estimate Mr. Lindsey
18 talked with you about what you knew about Kathleen Willey?

19 A Oh, cumulatively, probably less than an hour. But,
20 you know, that's -- I think that would be right, less than an
21 hour.

22 Q Anyone else besides Cheryl Mills, Bruce Lindsey,
23 and Bob Bennett?

24 A Not that I recall.

25 Q You mentioned in your answer about Bruce Lindsey

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1 that less an hour, I believe you used the word
2 "cumulatively."

3 A Mm-hmm.

4 Q Does that mean there was more than one conversation
5 with Mr. Lindsey?

6 A Yes, it does.

7 Q How many would you estimate?

8 A I probably had more than five conversations,
9 probably less than ten.

10 Q And Cheryl Mills, just one?

11 A One or two, maybe three, somewhere in that range.

12 Q Can you tell us the approximate time frame of the
13 conversations with Cheryl Mills? Are these recent? In other
14 words, let's say, are these since January 1st of 1998, or did
15 these occur in 1997?

16 A I had -- probably had -- I've had a conversation or
17 two with Cheryl Mills since the first of the year, January of
18 '98, I think.

19 Q Any prior to that?

20 A I know I had at least one conversation with her
21 last summer.

22 BY MR. EMMICK:

23 Q Anyone else present during the conversations you
24 were just describing?

25 A Well, I don't know. I know at least two of the

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1 occasions that were over the telephone and --

2 Q Anyone else on the line for those telephone
3 conversations?

4 A Not that I recall. And I -- let me just -- let me
5 think again a minute because -- whether she -- at any time
6 did we discuss Kathleen Willey when other people were
7 present.

8 My attorneys have been present in one conversation.

9 Q For -- I'm sorry, for one conversation with Cheryl?

10 A That's as I recall it.

11 Q So that would have been the conversation in 1998.

12 A That time.

13 Q Okay. How about with Bruce Lindsey? Was anyone
14 present besides Bruce Lindsey for any of the conversations
15 you had with Bruce?

16 A Not that I recall.

17 Q I'm not going to get into any of the substance of
18 conversations with your attorneys, but in terms of the amount
19 of time your attorneys have asked you about Kathleen Willey,
20 can you give us an approximate amount of time they have
21 gathered information from you about Kathleen Willey? I mean,
22 have they interviewed you for any length of time? I'm not
23 going to ask you what was said, I'm just talking about the
24 amount of time.

25 A Fifteen minutes, maybe.

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<p>1 Q Okay. Let me go back to -- sometimes I forget 2 things. On the correspondence from Kathleen Willey that Mr. 3 Bennett asked you to look for. 4 A Mm-hmm. 5 Q I don't think I asked you when he asked you to do 6 that. You had a conversation with him in the summer of '97, 7 which was separate from the correspondence, correct? 8 A Mm-hmm. Well, let me again clarify. I'm not 9 absolutely certain he asked me, so -- 10 Q Okay. As best you recall, he did. 11 A As best I recall, but I can't even give you a time 12 frame if I'm not absolutely certain. I can't remember the 13 conversation. 14 Q What is your best recollection of when it was you 15 looked for the correspondence from Kathleen Willey? Was it 16 in 1998 or 1997? 17 A It was in 1997. 18 Q Do you recall, was it in the summer of '97 or was 19 it in late 1997, for example? 20 A I believe it was in the fall, but I could be way 21 off on that. 22 Q Do you recall who, if anyone, you gave the 23 correspondence to? 24 A I think I gave the correspondence to Bruce Lindsey. 25 Q Where did you look for the correspondence?</p>	<p>1 President? 2 A Mm-hmm. 3 Q Okay. 4 A Sometimes on personal correspondence, they file it 5 in the personal correspondence area. And so I could have 6 asked them in personal correspondence to look in the files 7 and see if they had anything. 8 Q Okay. Just so I understand, so it sounds like 9 there may be three possible areas one could look for this 10 kind of correspondence. 11 A Mm-hmm. 12 Q One is records management. 13 A Mm-hmm. 14 Q Second is -- the one you just mentioned, the third 15 one. 16 A Personal correspondence. 17 Q Personal correspondence. 18 A Mm-hmm. 19 Q And the third, you might ask Rebecca to look for 20 it -- 21 A Mm-hmm. 22 Q -- somewhere else besides those two places? 23 A Yes. She would -- sometimes we list 24 correspondence, and she holds those files for a little while 25 and then sends them off to records management, so there would</p>
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<p>1 A You know, I don't even -- I can't visualize looking 2 for it to even know where I looked for it. I may have just 3 asked my assistant, you know. 4 Q And you may have told us before. Your assistants 5 are? 6 A My assistant is Rebecca Cameron. I don't 7 remember -- I just don't have a visual recollection of 8 sitting there digging through files -- 9 Q Okay. 10 A -- in one particular place looking for this, you 11 know. 12 Q Take us through generally -- unfortunately, the 13 rules of evidence have a little way to deal with things like 14 this. 15 A Mm-hmm. 16 Q Take us through sort of your habit, your routine, 17 your practice of where it is you would normally put 18 correspondence, and so where would the places be you would 19 look? 20 A Well, I would either give it to the -- to the 21 records management who keeps the presidential records. I'd 22 just give it to my -- to Rebecca to file it. And -- or if 23 there was a response, it would have -- well, would probably 24 have gone to records management. 25 Q A response, for example, if it's from the</p>	<p>1 be sort of an interim hold, I think, to -- 2 Q Does the President keep any files in his -- like 3 Oval Office study, dining room, or anything like that, 4 separate and apart from these areas you identified? In other 5 words, would there be a place that you could look in the 6 President's space for correspondence, either from Kathleen 7 Willey or to Kathleen Willey, for example? 8 A No. 9 Q So this wouldn't have been -- the correspondence 10 that you looked for from Kathleen Willey wasn't something you 11 looked for in the President's Oval Office, for example. 12 A That's correct. 13 Q And not in his personal study. 14 A That's correct. 15 Q Did Mr. Lindsey say anything about why he wanted or 16 what he planned to do with the correspondence you gave him? 17 A Not that I recall. 18 Q Why was it you gave it to Mr. Lindsey? Your best 19 recollection is you gave it to Mr. Lindsey. Assuming that's 20 true, why was it you gave it to Mr. Lindsey, since your best 21 recollection is Mr. Bennett asked you to look for it? 22 A Again, that's why I'm not certain Mr. Bennett's the 23 one that asked me for it. 24 Q Okay. 25 A I probably gave it to Mr. Lindsey because I trusted</p>

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1 that he would handle it appropriately and he would get it to
2 the right person.
3 So -- and I don't know that Mr. Bennett asked me.
4 I keep clarifying that, but -- you know, it is those kinds of
5 things that go -- I'm not sure he asked me. I may have just
6 looked for it and said, "Look, you know, this is an issue,
7 and here it is," you know.
8 Q The correspondence that you found, approximately
9 how many pieces of paper are you talking about that you found
10 which was correspondence from Kathleen Willey?
11 A Oh, I don't know. I've, you know, read all this in
12 the papers recently, and if I have to go back and think of
13 what I've read in the paper rather than what I even know, it
14 could be the case that --
15 Q Let's not criticize what you read in the paper.
16 A I don't -- I don't know.
17 Q Okay.
18 A It's 10 or 15 pieces, maybe 20. I don't --
19 Q Okay.
20 A Yeah. Independent, frankly, of having read that,
21 I'd probably say five or ten. But having read that, you
22 know, it seems like there's more than that. I know you just
23 told me not to, but --
24 Q No, that's okay.
25 A -- I'm all mixed up.

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1 Q You can qualify it.
2 A Mm-hmm.
3 Q So I understand your answer -- and I appreciate
4 your willingness at least to try to sort of dichotomize and
5 separate what you knew versus what you read.
6 A Mm-hmm.
7 Q So I understand your answer. Before you had read
8 this, you would estimate that you believe you found five to
9 ten pieces of correspondence.
10 A I would have placed it around ten.
11 Q Okay. And in light of the newspaper articles or
12 the media, the publicity about it, perhaps now, as many as
13 20, but that's rough estimate.
14 A That's correct.
15 Q Okay. Did you look for or find any correspondence
16 from the President to Kathleen Willey?
17 A I didn't find any, no.
18 Q Had you ever been asked to look for any
19 correspondence from the President to Kathleen Willey?
20 A Well, I don't -- I don't know. I wouldn't keep
21 correspondence from the President to Kathleen Willey.
22 Q That sounds like the answer is no, but let me make
23 sure then. Have you ever been asked to look for any
24 correspondence from the President to Kathleen Willey?
25 A Not that I recall.

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1 Q All right. If the President did write
2 correspondence to Kathleen Willey, what would be the normal
3 course of action in terms of the White House maintaining a
4 copy? Who would maintain it?
5 A Records management would maintain it.
6 Q Not personal records? Let me stop for a minute.
7 There's a knock at the door.
8 (Interruption to proceedings.)
9 MR. BARGER: I guess we can continue. Mr. Emmick
10 has left the room.
11 BY MR. BARGER:
12 Q If the President had written correspondence to
13 Kathleen Willey, the normal course of record-keeping is that
14 a copy would be kept in records management, correct?
15 A That's correct.
16 Q Does the President, to your knowledge, keep any
17 copies himself of personal correspondence he writes to
18 people?
19 A No.
20 Q When the President handwrites correspondence to
21 someone, is a copy of the handwritten correspondence still
22 maintained?
23 A Yes.
24 Q And when the President writes correspondence to
25 someone, let's assume handwritten correspondence, does he

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1 mail it himself or is that something he leaves to somebody
2 else?
3 A He leaves it to somebody else.
4 Q Who would he normally leave that to?
5 A Either to Betty or to me.
6 Q Do you recall if the President has ever had you
7 mail any correspondence from him to Kathleen Willey?
8 A I don't recall.
9 Q Is it possible he has?
10 A It's possible.
11 Q But in your experience, if he had written a
12 handwritten note to Kathleen Willey, that would be the kind
13 of thing that a copy would still be kept in records
14 management.
15 A That's correct.
16 Q And your best recollection is no one has ever asked
17 you to search for correspondence from the President to
18 Kathleen Willey.
19 A That's correct.
20 Q Going back to the topic I left a little while ago,
21 other than the five-minute conversation you had with Mr.
22 Bennett, the one, two, three or so conversations you had with
23 Cheryl Mills, which totaled approximately 15 minutes, and the
24 more than five, less than ten conversations you had with
25 Bruce Lindsey that totaled less than an hour, and then last,

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1 your approximately 15 minutes with your attorneys talking
 2 about -- we're not going to get into the substance, but
 3 generally the topic of Kathleen Willey, has anyone else ever
 4 asked you about or attempted to gather information from you
 5 about what you know about Kathleen Willey?
 6 A Other than you?
 7 Q Other than --
 8 A Not that I recall.
 9 Q Cumulatively, we've well topped the record.
 10 A Really, you have.
 11 Q Okay. Generally what were your conversations
 12 with -- what did you and Cheryl Mills talk about with respect
 13 to Kathleen Willey? What did you say to her? What did she
 14 want to know?
 15 A Well, the last conversation I had with her was
 16 regarding a -- I think a letter that Kathleen's attorneys
 17 released, and she asked me -- it was not something we had in
 18 our files, and she asked me again about that.
 19 She said, "Well, it's not a letter that you
 20 produced, and they've got -- she's released a letter." And I
 21 said, "Well, I've given you all everything I've got."
 22 She just asked me about that and told me actually
 23 it's from the news magazines this week. So that was the last
 24 conversation I had with her.
 25 Q Okay. I apologize. I haven't been able to -- and

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1 I'm sure you probably haven't either -- been able to keep up
 2 with all the news articles --
 3 A Mm-hmm.
 4 Q -- about these topics. So I understand you --
 5 apparently there's a published report that Kathleen Willey's
 6 attorney has released some correspondence from the President?
 7 A No.
 8 Q No?
 9 A It's from her to me.
 10 Q Oh, okay, it's from Kathleen Willey to you.
 11 A That's correct.
 12 Q And Cheryl Mills basically asked you if they or you
 13 or the White House had a copy.
 14 A That's correct.
 15 Q And you said no.
 16 A That's correct.
 17 Q Okay. How about your prior conversations with Ms.
 18 Mills? Is that generally the substance of the conversations
 19 with Ms. Mills, the most recent conversation, that it
 20 concerned this letter?
 21 A That was the most recent one.
 22 Q How about the other conversations, what did they
 23 concern?
 24 A Well, I think one conversation was probably just
 25 generally in the presence of my attorneys, generally --

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1 Q Okay.
 2 A -- general stuff. I mean, nothing really specific.
 3 And then I think that at some point last summer -- late
 4 summer or late fall, she just indicated that -- just asked me
 5 if I knew anything about her. Did I think that was somebody
 6 that, you know -- I think at that time there was some inkling
 7 of some publicity, whether it was out or not, but --
 8 Q Okay.
 9 A And she was -- said, "Do you know anything about
 10 her, or did the President ever see her?"
 11 Q And what did you tell her?
 12 A Just what I've already said, that, yes, I knew her,
 13 and, yes, she had been in to visit, you know, once or twice,
 14 and --
 15 Q Okay.
 16 A -- that's the extent of what I knew about her,
 17 generally.
 18 Q And in your conversations with Bruce Lindsey,
 19 generally what did those conversations with Mr. Lindsey
 20 concern or entail? What was that about, with regard to
 21 Kathleen Willey?
 22 A I remember that one of the first conversations was
 23 that Mr. Lindsey didn't seem to be aware of who she was when
 24 some of this stuff came up, and just the same questions, do I
 25 know her and who is she and that sort of thing.

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1 And I think the other later conversations more had
 2 to do with maybe this correspondence. I found it in stages,
 3 I didn't find it all at once, and so when I'd find something,
 4 I'd let him know I had something, and he would come get it.
 5 But that's generally, I think, what -- basically
 6 what we talked about.
 7 Q Okay. Let me -- I alluded to what seems like, and
 8 probably is, a long time ago --
 9 A Mm-hmm.
 10 Q -- that I would go through some of this
 11 chronologically.
 12 A Mm-hmm.
 13 Q Let me do a little bit of that now.
 14 MR. EMMICK: Can I ask one question --
 15 MR. BARGER: Yes.
 16 MR. EMMICK: -- just so we don't move off the issue
 17 too far.
 18 BY MR. EMMICK:
 19 Q In your conversations with Bruce Lindsey and with
 20 Cheryl Mills, did they take notes?
 21 A I have no idea. Two of the conversations with
 22 Cheryl were on the telephone, so I have no idea.
 23 Q How about the ones that were in person?
 24 A I don't think she took notes, no. And with Bruce,
 25 he never took notes, no.

1 BY MR. BARGER:
 2 Q Let me chronologically go through some of this and
 3 start back in 1992.
 4 A Mm-hmm.
 5 Q In the summer of 1992, then Governor Clinton was
 6 running for President, correct?
 7 A Correct.
 8 Q And did you accompany him on occasion in some of
 9 his campaigning?
 10 A Occasionally, yeah.
 11 Q Just to refresh the grand jury's recollection, at
 12 that point in time you worked for and had worked for a number
 13 of years for the governor in Arkansas, correct?
 14 A That's correct.
 15 Q And I forget your exact title when you were in
 16 Arkansas.
 17 A You want me to tell you?
 18 Q Please.
 19 A I was scheduling secretary.
 20 Q Okay. And on occasion you said you accompanied the
 21 governor on some of his campaign stops, correct?
 22 A Mm-hmm.
 23 Q Do you recall that there came a time in
 24 approximately the fall of 1992 that the governor attended a
 25 debate, I believe, in Williamsburg, Virginia?

1 Richmond for the actual debate.
 2 A Yes, that's right.
 3 Q Do you recall whether after the debate there was
 4 a -- it could be before the debate, but around that time
 5 period, either before or after the debate, there also was a
 6 campaign appearance on the grounds of the governor's mansion
 7 in Virginia there in downtown Richmond? Do you remember
 8 that?
 9 A No, I don't remember that.
 10 Q Okay.
 11 A Was it after the debate, you said, or before?
 12 Q I don't know -- I don't want to use my
 13 recollection --
 14 A Mm-hmm.
 15 Q -- but as best you recall, do you recall whether,
 16 either before the debate or after the debate, but right in
 17 that time period, he had a campaign appearance, a rally, on
 18 the grounds of the governor's mansion there in Richmond?
 19 A I don't remember that.
 20 Q Okay. Going back to his arrival in Richmond, do
 21 you recall whether he flew in?
 22 A To Richmond?
 23 Q Yes, ma'am, as opposed to by train or something
 24 like that?
 25 A Yeah, I think, yeah, he flew in.

1 A Yes.
 2 Q Did you accompany him --
 3 A Actually -- well, it wasn't -- the debate wasn't in
 4 Williamsburg.
 5 Q All right. How would you --
 6 A It was the debate prep.
 7 Q The debate prep, okay. The debate actually
 8 occurred in --
 9 A Richmond.
 10 Q -- Richmond. Do you remember the approximate time
 11 period that occurred, September, August?
 12 Q No. It was in the fall. I think they were
 13 probably in October, but --
 14 Q Okay. Did you accompany him on that trip?
 15 A Yes, I did.
 16 Q Do you recall, was he having trouble with his voice
 17 from the hard campaigning he was doing?
 18 A Yes, he was having trouble with his voice.
 19 Q When the President came for the debate and the
 20 debate prep, do you recall where he arrived? Did he fly into
 21 Richmond, for example?
 22 A I think so.
 23 Q And from Richmond he went to Williamsburg?
 24 A Yes. I think that's how -- yeah.
 25 Q And after staying in Williamsburg, came back to

1 Q Do you recall -- and I guess perhaps this is a
 2 little bit -- do you know Kathleen Willey?
 3 A Yes, I do.
 4 Q And have known her for a number of years.
 5 A Yes, I have.
 6 Q And after President Clinton was elected in November
 7 of '92 and took office in January of '92, there came a time
 8 when Kathleen Willey became a White House volunteer, correct?
 9 A Yes, uh-huh.
 10 Q Do you recall when it was that you first met Mrs.
 11 Willey? Do you recall whether it was after she became a
 12 White House volunteer or whether it was then Governor
 13 Clinton's campaign?
 14 A I think I met her during the campaign, but I
 15 wouldn't bet my life on it.
 16 Q Okay. How many times would you estimate you
 17 accompanied Governor Clinton on campaign trips where he flew
 18 during that 1992 campaign? And you can give a range.
 19 A It wasn't very many of them. I would say five or
 20 so.
 21 Q On any of those campaign stops with then Governor
 22 Clinton, were there ever any occasions where he asked you to
 23 obtain phone numbers of any of the people he saw, the people
 24 he was greeting, or people that he came in contact with?
 25 A I don't recall.

1 Q When you say you don't recall, you don't recall him
2 doing that or --
3 A I don't recall him ever asking me to get somebody's
4 -- anybody's phone number.
5 Q Okay. Do you recall -- and let me be more
6 specific. Do you recall whether he ever asked you to get
7 Kathleen Willey's phone number?
8 A Well, I don't recall that he ever asked me to get a
9 phone number.
10 Q Have you heard news reports or allegations that he
11 asked you to do that?
12 A I haven't read any news report that he asked me to
13 do that, no.
14 Q Okay. And your best recollection is that he did
15 not?
16 A I just don't remember one way or the other whether
17 he -- yeah, my --
18 Q Okay.
19 A You asked me specifically, did he or didn't he? I
20 just don't recall that he ever asked me to get anybody's
21 phone number.
22 Q Okay.
23 A And so, specifically, that would fall into that
24 category.
25 Q Okay. And you saved me the next question. That

1 was -- not only Kathleen Willey's, but your best recollection
2 is, he never asked you to get anybody's telephone number.
3 A That's my best recollection.
4 Q Have you seen an ABC news report about his campaign
5 stop in Richmond, where Lieutenant Governor Beyer -- do you
6 know who Lieutenant Governor Beyer is?
7 A Uh-huh, I do.
8 Q Have you seen the videotape where Lieutenant
9 Governor Beyer is on the screen, and the President's talking
10 to him, and Lieutenant Governor Beyer and Kathleen Willey's
11 name is mentioned?
12 A I don't think I have.
13 Q Okay. Let me see we have that. I'd like to show
14 it to you. It may help refresh your memory.
15 (Whereupon, the videotape identified above was
16 shown to the Grand Jury.)
17 BY MR. BARGER:
18 Q My question is, having -- and, by the way, you
19 recognize yourself over there on the left-hand side?
20 A Uh-huh, I do.
21 Q All right. And the person in the middle is
22 Lieutenant Governor Beyer?
23 A Uh-huh.
24 Q Does that help at all in refreshing your memory
25 whether the President asked you to get Mrs. Willey's phone

1 number?
2 A No, it doesn't.
3 Q Is it possible you did?
4 A It's possible. I just don't remember.
5 Q Do you recall any conversation with the President
6 about Kathleen Willey? And I'm talking about here at the
7 Richmond airport in '92. Do you recall any conversation with
8 the President about Kathleen Willey or -- and let me be clear
9 here. He may not have used the name, but he may have
10 directed you to go get someone's phone number.
11 Do you recall him doing anything like that?
12 A For me to go get somebody's phone number? I don't
13 recall any time that he asked me to go get somebody's phone
14 number.
15 Q But it is possible?
16 A It is possible.
17 Q Okay. And you don't recall him ever doing that in
18 any of the other campaign stops? In other words, you don't
19 recall any instance where he asked you to go get somebody's
20 phone number. While you say, "Well, perhaps it is possible
21 he had me do that."
22 A Mm-hmm.
23 Q "I don't recall any time he had me do that."
24 A Yeah, let me just -- let me think back a minute.
25 Q Okay.

1 A Because I didn't go on very many places, but, you
2 know, it certainly is -- I know I've got to isolate that time
3 as opposed to any time since then. That's --
4 Q Right. And if it helps at all, we can limit it to
5 the 1992 campaign.
6 A Yeah, I know that's, you know, basically what
7 you're after, and I don't remember any specific instance that
8 he asked me to do it. It's possible, but I don't remember a
9 time he asked me to do it.
10 Q Okay. Let me show you another clip and see if that
11 may help you as well.
12 (Whereupon, a portion of the videotape identified
13 above was played for the Grand Jury.)
14 BY MR. BARGER:
15 Q Having looked at that tape, does that appear to be
16 a portion of the same arrival of the President, then Governor
17 Clinton, in Richmond, but from a different angle?
18 A Yes.
19 Q And on this second videotape, we did a longer and
20 clearer picture of your presence, correct?
21 A Mm-hmm.
22 Q And does it appear that the second videotape als
23 Lieutenant Governor Beyer in the picture as well with
24 Governor Clinton?
25 A Uh-huh.

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1 Q And from this videotape, does it appear that
2 Governor Clinton is talking to you and then directing you to
3 do something?

4 A That's right.

5 Q Having looked at that, does that refresh your
6 recollection as to whether Governor Clinton asked you to go
7 get Kathleen Willey's telephone number?

8 A No, it doesn't.

9 Q And, again, is it possible he had you to do that?

10 A Yes, it is possible.

11 MR. BARGER: This is as good a place as any --
12 I think we're done for the day. My understanding is that Ms.
13 Herrnreich is scheduled to come back on Tuesday morning.

14 So, Madam Foreman, may the witness be excused?

15 THE FOREPERSON: Yes, she may. Thank you very
16 much.

17 MR. BARGER: Thank you very much. We'll see you on
18 Tuesday.

19 THE WITNESS: Okay.

20 (The witness was excused.)

21 (Whereupon, at 4:30 p.m., the taking of the
22 testimony in the presence of a full quorum of the Grand Jury
23 was concluded.)

24 * * * * *

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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

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

Tuesday, March 31, 1998

The testimony of NANCY HERNREICH was taken in the presence of a full quorum of Grand Jury 97-2, impaneled on March 29, 1997, commencing at 9:57 a.m., before:

DAVID BARGER
MICHAEL EMMICK
SOLOMON WISENBERG
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, N.W.
Suite 490 North
Washington, D.C. 20004

PROCEEDINGS

1
2 Whereupon,
3 NANCY HERNREICH
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:

EXAMINATION

BY MR. BARGER:

7
8 Q Good morning.
9 A Good morning.
10 Q Could you please state your name for the record?
11 A My name is Nancy Hernreich.
12 Q And, Ms. Hernreich, you have previously appeared
13 before the grand jury, correct?
14 A Yes, I have.
15 Q In fact, I believe you testified last Thursday
16 afternoon, and in order to try to complete your testimony, we
17 had you come back today, correct?
18 A Correct.
19 Q All right, thank you.
20 I'd like to go over just a few of the areas in a
21 little bit more detail that we covered on Thursday and cover
22 some new areas. Before I start, just to give you the
23 opportunity, is there anything since you testified last
24 Thursday that has come to mind, or that you've recalled

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1 differently than you testified to last Thursday?
2 I know you gave us your best recollection of
3 things, but just to give you the opportunity, is there
4 anything that's come to mind since that you need to qualify
5 any of your answers?
6 A The only thing I can think of is that -- you had
7 asked me about whether I had a document request, but I also
8 had one on Monica Lewinsky earlier that I'd forgotten to
9 mention last week.
10 Q Okay. Thank you.
11 I don't think I will cover that in any detail,
12 although Mr. Emmick may, but just to give us a time frame,
13 when, as best you recall, was the document request regarding
14 Monica Lewinsky?
15 A Well, obviously, it's been since, you know, January
16 21st, so --
17 Q All right.
18 A So I can't tell you precisely.
19 Q All right. This was a document request from whom?
20 A I think it was Independent Counsel, Office of
21 Independent Counsel.
22 Q Speaking of document requests, that's one of the
23 topics I wanted to cover with you, so it's just sort of
24 generally the topic of records, and you testified briefly in
25 response to some of my questions I asked you last week about

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<p>1 correspondence.</p> <p>2 As I understand it, as I recall, generally there is</p> <p>3 a records-keeping function for personal correspondence at the</p> <p>4 White House; is that correct?</p> <p>5 A Well, there could be several -- several ways to</p> <p>6 describe that. We have a department called Personal</p> <p>7 Correspondence, and generally on replies to personal</p> <p>8 correspondence, those go to the Office of Records Management.</p> <p>9 If there's a reply that goes out to a personal letter, then</p> <p>10 all those things go to Records Management.</p> <p>11 Q All right.</p> <p>12 A And then in some of the other correspondence --</p> <p>13 personal correspondence is listed on pieces of paper, and</p> <p>14 those eventually will go to, you know, Records Management as</p> <p>15 well.</p> <p>16 And then -- then I make a determination on some, on</p> <p>17 personal correspondence sort of as an interim measurement</p> <p>18 until I can make a decision on what to do with it finally, to</p> <p>19 file some personal letters until the time is that I can go</p> <p>20 through it and then, you know, send it to Records Management.</p> <p>21 And I just happen to file those in the Personal</p> <p>22 Correspondence area because they have more room to do it than</p> <p>23 I do, they've got more space.</p> <p>24 Q The Personal Correspondence area to which you</p> <p>25 refer, generally where is that located? Is that somewhere</p>	<p>1 you in your personal capacity at the White House, "Nancy</p> <p>2 Herrnreich at the White House," for example --</p> <p>3 A Mm-hmm.</p> <p>4 Q -- that letter would come to you, and you could</p> <p>5 then make a decision as you've outlined whether it's</p> <p>6 something that would be filed in the official White House</p> <p>7 record-keeping system, or whether it would be simply</p> <p>8 something you would keep personally, or whether it would be</p> <p>9 simply something that you might just throw away.</p> <p>10 A Mm-hmm.</p> <p>11 Q Generally have I sort of outlined the</p> <p>12 possibilities?</p> <p>13 A That's correct, mm-hmm.</p> <p>14 Q With regard to Kathleen Willey, did you ever</p> <p>15 receive any correspondence from Kathleen Willey that you</p> <p>16 recall?</p> <p>17 A Well, I know I have, and I'm trying to even sit</p> <p>18 there and recall specifically which ones, you know, I had,</p> <p>19 because I had found those recently, and there have been</p> <p>20 articles in the paper about them, but -- so I have received</p> <p>21 correspondence from Kathleen Willey.</p> <p>22 Q Okay. Generally where did you file the</p> <p>23 correspondence from Kathleen Willey? How did you handle that</p> <p>24 correspondence? Is that something you kept personally at</p> <p>25 your desk or somewhere else, or was it something that went</p>
<p>1 that has some proximity to your office, or is that somewhere</p> <p>2 else?</p> <p>3 A It's in the East Wing.</p> <p>4 Q Let me use an example to flesh this out and perhaps</p> <p>5 clarify. For example, if there is a personal letter to you,</p> <p>6 or a letter addressed to you, generally what would happen to</p> <p>7 that letter when it comes into the White House? Sort of take</p> <p>8 us through. Would it come to you, and then would you file</p> <p>9 it, or what would -- take us through that.</p> <p>10 Q I think various things would happen. If a personal</p> <p>11 letter -- if it's personal and has some meaning to me, then I</p> <p>12 would save it personally. For instance, it was a really</p> <p>13 nice, for instance, thank-you note or something really</p> <p>14 special about it, then -- then I would just save it. You</p> <p>15 know, I'd just put it in a bag in the office, and at which</p> <p>16 time I'd kind of go through it, but I would -- I wouldn't</p> <p>17 have particularly any filing system for it particularly.</p> <p>18 And then sometimes I would give them to my</p> <p>19 assistant, you know, just as a matter of, you know, "Here's -</p> <p>20 - this is your filing," and which she probably gets to about</p> <p>21 every six months, but --</p> <p>22 And then sometimes I just throw them away. If it</p> <p>23 doesn't have a lot of meaning to me and it's not, you know --</p> <p>24 then I just put it in the trash can.</p> <p>25 Q Okay. So correspondence to you that's addressed to</p>	<p>1 into the White House record-keeping system?</p> <p>2 A You know, I don't remember where it was filed, and</p> <p>3 I have absolutely no recall about where we even found any of</p> <p>4 those.</p> <p>5 Q Well, you used the words, "we found," and I think</p> <p>6 you used the word "recently." Can you elaborate on that and</p> <p>7 what you mean by that?</p> <p>8 I take it, someone has recently taken the</p> <p>9 opportunity to look for correspondence from Kathleen Willey</p> <p>10 to you?</p> <p>11 A Well, I don't know why I said "recently." I mean,</p> <p>12 maybe I meant in the last six or eight months. But my</p> <p>13 assistant has as she would run across things, because she</p> <p>14 knew I was looking for things. So in her filing, getting</p> <p>15 ready, for instance, to send things to Records Management, if</p> <p>16 she found something, then she would bring it to me.</p> <p>17 Q Now, you testified last week about a request, at</p> <p>18 least as best you recall, from Mr. Bennett to look for</p> <p>19 correspondence relating to Kathleen Willey.</p> <p>20 And I wanted to make sure whether, when we're</p> <p>21 talking about -- today when we're talking about letters or</p> <p>22 correspondence that Kathleen Willey wrote to you as oppos</p> <p>23 to President Clinton, whether we're talking about different</p> <p>24 times or different instances of looking for records or</p> <p>25 whether the looking for the Kathleen Willey correspondence at</p>

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1 the request of Mr. Bennett would have included and did
2 include correspondence that she addressed to you.
3 Does that make sense?
4 A Yeah, I think what you're asking me is whether
5 someone -- as I said the other day, I couldn't tell you
6 definitively that it was Mr. Bennett who asked me to look for
7 the correspondence, or if he ever did specifically. And so,
8 therefore, I couldn't really tell you, because I can't recall
9 that, whether he said to look for all correspondence to the
10 President or correspondence to me.
11 As I -- I have this recollection that I basically
12 took this upon myself to do. There may have been at some
13 point a conversation with Mr. Bennett that I was going to do
14 that, but I have a problem with characterizing that he asked
15 me to do it. I still have a problem with that, because I
16 don't recall that.
17 Then -- but generally when I started looking, I
18 looked for all correspondence. And it was, you know, over a
19 period of time. I didn't one day sit down and go through
20 everything I had looking for it. I think it just came about
21 over a period of time.
22 Q Perhaps I misunderstood you last week, but do you
23 recall testifying, at least in essence, that your best
24 recollection is that Mr. Bennett asked you to look for
25 correspondence relating to Kathleen Willey?

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1 A Well, that was your words and not mine. You had
2 said, you know, "Well, to the best of your recollection."
3 I -- I mean, I still have problems -- I want you -- I want to
4 be very clear that I have problems with that, in saying that
5 Mr. Bennett asked me to look for that.
6 I mean, my best recollection is that I basically
7 took it upon myself. I may have mentioned to Mr. Bennett at
8 some point that I was going to look for it, but I really have
9 problems with characterizing it precisely like that.
10 Q Okay. Perhaps I simply misunderstood you.
11 A Mm-hmm.
12 Q Do you recall testifying that your best
13 recollection was Mr. Bennett asked you to look for that?
14 A Well, I recall that you said to me, "Well, to your
15 best recollection."
16 Q Right.
17 A Yeah. And to my best recollection, he may have --
18 he may have asked me to do that. I want to be really very
19 clear, though. I don't recall it. And that's what I have to
20 tell you, is that I don't recall why I looked for the
21 correspondence.
22 My best recollection is that I took it upon myself.
23 My best recollection is that I may have had a conversation
24 somehow, somewhere with Mr. Bennett about this correspondence
25 that I was looking for, but I don't recall that Mr. Bennett

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1 made a big point to me about looking for this correspondence.
2 BY MR. WISENBERG:
3 Q Why would you take it upon yourself to look for
4 Kathleen Willey correspondence?
5 A Because it had become an issue. Somehow or
6 another, it was up on the radar screen, so to speak. And
7 so -- and I wanted to be ahead of the game. I thought, well,
8 someone's going to ask me for this some time, some -- you
9 know, someplace, and I should just start looking for it now
10 and see what the facts of this -- someone will ask me what
11 the facts were at some point, and so I should start looking
12 for this correspondence, because I remembered that she had
13 written.
14 Q Is there any other time in your life in the White
15 House when you've taken it upon yourself to look for
16 correspondence to and from a particular person?
17 A I think probably there have been those occasions,
18 but I can't specifically tell you right now what they were.
19 But if I thought about it enough, I could probably come up
20 with some.
21 MR. WISENBERG: Pardon me for interrupting.
22 MR. BARGER: No, that's all right.
23 BY MR. BARGER:
24 Q Well, let's go down this road a little further.
25 A Okay.

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1 Q I believe your testimony last week was, your best
2 recollection was that you gave these documents to Bruce
3 Lindsey; is that correct?
4 A That's correct.
5 Q Okay. Following up on Mr. Wisenberg's questions,
6 how many other individuals in addition to Kathleen Willey
7 have you gathered documents for that you turned over to Bruce
8 Lindsey that relate to the matters under the jurisdiction of
9 the Office of the Independent Counsel?
10 Does that make sense?
11 A I understand what you're asking. Maybe you could
12 give me some examples so I can think of something.
13 Q Anybody besides Kathleen Willey whose
14 correspondence you went and hunted for, whether on your own
15 initiative or whether perhaps at the suggestion or after
16 discussion with Mr. Bennett? I mean --
17 A Mr. Bennett?
18 Q Is there anybody else's correspondence you gathered
19 besides Kathleen Willey's that you recall that somehow
20 relates to this investigation?
21 MR. WISENBERG: Just a point of clarification.
22 THE WITNESS: Mm-hmm.
23 MR. WISENBERG: This investigation and/or the Paula
24 Jones case, Jones v. Clinton also.
25 MR. BARGER: I'll rephrase my question to make it a

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<p>1 larger universe.</p> <p>2 BY MR. BARGER:</p> <p>3 Q In addition to Kathleen Willey, what other</p> <p>4 individual's correspondence have you gathered and given to</p> <p>5 Bruce Lindsey?</p> <p>6 A I don't recall that I've given other people's</p> <p>7 correspondence to Bruce Lindsey.</p> <p>8 Q Okay. So your best recollection is, Ms. Willey is</p> <p>9 the only instance.</p> <p>10 A To my best recollection.</p> <p>11 Q Okay.</p> <p>12 A But when I say that, I want to be clear that I'm</p> <p>13 not definitive about it.</p> <p>14 Q Okay. Now, let's assume for a minute that you took</p> <p>15 it upon yourself to look for Ms. Willey's correspondence. As</p> <p>16 I understood your testimony last week, this correspondence</p> <p>17 was within the custody and control of the Office of Records</p> <p>18 Management, correct?</p> <p>19 A No, not at the time I don't believe.</p> <p>20 Q Okay, well, maybe I misunderstood you last week.</p> <p>21 Where were these letters and correspondence that you found?</p> <p>22 A I -- and I've testified today to that, too. It</p> <p>23 came out over a period of time. I had my assistant look for</p> <p>24 those. I don't recall where I found them.</p> <p>25 She -- I remember she was going through her things</p>	<p>1 Q All right. So that takes care of documents that</p> <p>2 Rebecca Cameron had within her control. I take it, there</p> <p>3 were other documents you found that were not at the Office</p> <p>4 Records Management that were within your control.</p> <p>5 A I think so. I do not remember where I found these</p> <p>6 documents. I just don't remember.</p> <p>7 Q Where would they have been? Since you've said</p> <p>8 they're not at the Office of Records Management, and we're</p> <p>9 not talking about things in Rebecca Cameron's control, where</p> <p>10 would they have been?</p> <p>11 A I don't know. They would have been maybe in a box</p> <p>12 for her to pick up, things for her to look through. I may</p> <p>13 have gone through those. I don't -- I do not remember where</p> <p>14 I found these particular letters.</p> <p>15 Q All right. But my question is -- let's talk about</p> <p>16 the universe of where they could physically be. Could they</p> <p>17 be in the President's -- in the Oval Office, for example?</p> <p>18 A I don't believe they would have. No, they could</p> <p>19 not be in the Oval Office.</p> <p>20 Q Could they have been in the private study?</p> <p>21 A No, they would not have been in the private study.</p> <p>22 Q Would they have been in the dining room?</p> <p>23 A No, they would not have been in the dining room.</p> <p>24 Q So they would have been either in your office or --</p> <p>25 how about Betty Currie's -- would they have been in Betty</p>
<p>Page 14</p> <p>1 in one particular case, getting ready to send them to Records</p> <p>2 Management, her filing, and she found, I think, two of these</p> <p>3 documents minimally at that time.</p> <p>4 She -- yeah, I think -- and this was over three or</p> <p>5 four months, because there wasn't any press to find these</p> <p>6 from anybody at the time. That's my recollection, over two</p> <p>7 or three months.</p> <p>8 Q All right. So your -- I'm sorry, you told us</p> <p>9 previously your assistant's name, but I've forgotten.</p> <p>10 A Rebecca Cameron.</p> <p>11 Q All right. So Rebecca Cameron, at your</p> <p>12 instructions, looked through her things and found a couple --</p> <p>13 perhaps a couple of Kathleen Willey-related correspondence.</p> <p>14 A Well, you said at my instruction. I'm not</p> <p>15 absolutely certain it was at my instruction.</p> <p>16 Q At whose instruction would it be?</p> <p>17 A I'm not sure it was at anybody's instruction.</p> <p>18 Q So are you saying that she on her own is just</p> <p>19 happening to look for Kathleen Willey documents?</p> <p>20 A She may have known that I had been looking for some</p> <p>21 and, you know, on her own found them and brought them to my</p> <p>22 attention.</p> <p>23 Q How would she know you were looking for them?</p> <p>24 A I may have indicated to her that I was looking. I</p> <p>25 don't -- I don't recall.</p>	<p>Page 16</p> <p>1 Currie's office?</p> <p>2 A No, they would not have been in Betty Currie's</p> <p>3 office.</p> <p>4 Q So the only place -- maybe I'm missing something,</p> <p>5 but the only place they would be then is in your office.</p> <p>6 A My office, Rebecca's office, Records Management.</p> <p>7 Q You previously said they weren't at Records</p> <p>8 Management.</p> <p>9 A I said I didn't -- well, I think there have been --</p> <p>10 they have found some subsequently there. I did not look at</p> <p>11 Records Management that I recall.</p> <p>12 And they could have been filed in Personal</p> <p>13 Correspondence. But I do not recall asking anyone over there</p> <p>14 to look. I do not recall looking myself over there.</p> <p>15 But as an interim measure until they -- we had a</p> <p>16 chance to go through them, they may have been filed there.</p> <p>17 Q Is Personal Correspondence different than the</p> <p>18 Office of Records Management?</p> <p>19 A Yes.</p> <p>20 Q Who is in charge of Personal Correspondence? Who's</p> <p>21 in charge of record-keeping in Personal Correspondence?</p> <p>22 A That's my -- part of my office. Personal</p> <p>23 Correspondence is part of the Oval Office operations.</p> <p>24 Q And who works under you in that capacity?</p> <p>25 A I have four employees there.</p>

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1 Q Who are they?
 2 A Well, now it's Ann McCoy, Helen Robinson, Eugenie
 3 Basilko, and Millie Alston.
 4 Q And when you say "now," who else in addition to
 5 those people worked there starting in, say, July of '97?
 6 A In July of '97, Maureen Lewis was there, and
 7 Eugenie Basilko started in August, and Maureen left --
 8 Q Is Maureen the only other -- is she the only
 9 addition? In other words --
 10 A No.
 11 Q -- if we went back to July and came forward, who
 12 are the universe of people that worked under your control in
 13 Personal Correspondence?
 14 A Carolyn Huber was there and left in February, I
 15 think, and Ann McCoy took her position.
 16 Q Where physically are the records located in
 17 Personal Correspondence? I mean, where would one go to find
 18 the Office of Personal Correspondence?
 19 A They would go to the East Wing.
 20 Q And do you recall whether you gave anyone any
 21 instructions in Personal Correspondence to look for Kathleen
 22 Willey-related correspondence?
 23 A I do not recall, other than this week, because we
 24 have document requests right now, asking anybody to do that.
 25 Q But prior to the Office of Independent Counsel

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1 document requests or subpoenas, you had not, to the best of
 2 your recollection, asked anyone in Personal Correspondence to
 3 look for Kathleen Willey-related documents.
 4 A I just -- I do not remember.
 5 Q Did you ask anyone in the Office of Records
 6 Management to look for Kathleen Willey-related
 7 correspondence?
 8 A I don't think so, but I cannot say that
 9 definitively.
 10 Q So what is your best recollection -- aside from the
 11 documents found by Rebecca Cameron, your best recollection is
 12 that the other documents you found that related -- the other
 13 Kathleen Willey correspondence was found where?
 14 A I don't remember.
 15 Q In your office?
 16 A I -- I don't remember where I found it, and that's
 17 all I can tell you. I have no visual recollection of where I
 18 looked for it, where I found it. It could have been -- it
 19 could have been in my office, it could have been Rebecca's
 20 office, but I just don't remember. And I don't want to
 21 characterize something that I don't remember.
 22 Q All right.
 23 A And I haven't asked anybody. I could go back and
 24 say, "Well, did I do this?" And you can do the same. But I
 25 just don't remember.

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1 Q You've already excluded -- they're not in the Oval
 2 Office, the dining room --
 3 A That's correct.
 4 Q -- the study. And they're not -- your best
 5 recollection is they weren't in Personal Correspondence
 6 because you didn't ask anybody to look for those.
 7 A I said to my best recollection, I didn't -- I don't
 8 remember that I asked anybody there to look.
 9 Q Everything I ask you is always to the best of your
 10 knowledge and belief.
 11 A Yeah. Well, I want to be clear that --
 12 Q So is it fair to say that the likely location of
 13 these documents, as I think you just said, is in Rebecca
 14 Cameron's office or in your office.
 15 A That would be -- yes. That's the best of my
 16 recollection.
 17 Q Do you recall whether you found any correspondence
 18 from Kathleen Willey to you?
 19 A I don't recall whether I found it.
 20 Q Do you recall Kathleen Willey having written to you
 21 in the past?
 22 A Yes, I do recall that she wrote me in the past.
 23 Q Did you generally save that correspondence or did
 24 you throw it out?
 25 A I don't remember what I did with the correspondence

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1 as a rule.
 2 Q What would have been your usual practice?
 3 A Throw it away.
 4 Q When Kathleen Willey wrote a note or a letter to
 5 President Clinton -- well, strike that. From your
 6 recollection from seeing the documents, is it correct to say
 7 that Kathleen Willey on occasion wrote some letters or
 8 correspondence to the President?
 9 A Yes, she did write some letters to the President.
 10 Q When those would come in, generally, what would
 11 happen to those? Would those be given to the President, or
 12 would they be short-stopped and would he not be bothered with
 13 those kinds of things?
 14 A Well, a combination of things. I would sometimes
 15 list it just on a correspondence list, sometimes I would show
 16 it to him, and sometimes I would send it off to have a reply
 17 done to it.
 18 Q Who generally took care of the replies? Is that in
 19 the Personal Correspondence section?
 20 A Yes, it is.
 21 Q And if a reply is done, would a copy of the letter
 22 be kept in Personal Correspondence? In other words, if a
 23 letter comes in, and you make a determination that Personal
 24 Correspondence should do a reply, I take it you send Personal
 25 Correspondence the letter that Kathleen Willey wrote.

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1 A Generally, no.
 2 Q Generally, no, what?
 3 A No letters of that sort would be kept in Personal
 4 Correspondence.
 5 Q What would Personal Correspondence do with the
 6 incoming letter after they wrote a reply?
 7 A After the President signed the reply, it would go
 8 to Records Management.
 9 Q Okay. And how about a copy of the reply that was
 10 written, what would happen to that? Would a copy be made?
 11 A A copy would be made, and that would go to Records
 12 Management.
 13 Q It is correct, is it not, that replies to some of
 14 Kathleen Willey's correspondence were made?
 15 A I believe that there were some replies made.
 16 Q Do you recall whether these were replies that the
 17 President himself wrote, or whether they were replies that
 18 Personal Correspondence wrote, or both?
 19 A I think they were just replies that Personal
 20 Correspondence wrote.
 21 Q All right. As you previously mentioned, if
 22 Personal Correspondence were to reply, then a copy of the
 23 reply would go to Office of Records Management, correct?
 24 A That's correct.
 25 Q And I may have misunderstood you earlier, but I

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1 thought your testimony was that when you were looking for
 2 Kathleen Willey-related correspondence, you do not recall
 3 asking Office of Records Management to look for any such
 4 documents.
 5 A Again, you know, I -- I told you what I -- that I
 6 took this upon myself, as I recall, and there wasn't a
 7 concerted effort on my part to look for this at Records
 8 Management. I was just looking for things, and I didn't --
 9 you know, if the attorneys wanted that, then they would take
 10 that upon themselves to ask Records Management for that.
 11 Q Well, when you say you took it upon yourself, are
 12 you now saying that Mr. Bennett had absolutely no role in you
 13 looking for this correspondence?
 14 A Mr. Barger, I told you I don't recall that. I have
 15 the sense that I took it upon myself. I may have had a
 16 conversation with him about it. I don't know that he made a
 17 big point of directing me to look for all of the
 18 correspondence. I just don't remember.
 19 Q All right. Then why did you give it to Bruce
 20 Lindsey?
 21 A Because I thought he was the best person to handle
 22 it. He was in the Counsel's Office, and that he is an
 23 attorney and he would know how to handle it.
 24 Q He would know how to handle what? I mean, what was
 25 "it" that needed a lawyer in the White House Counsel's Office

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1 to handle Kathleen Willey correspondence?
 2 A Well, I'm not an attorney, and this --
 3 Q Sometimes I wish I wasn't.
 4 A Well, most of the time I wish I was anymore, but --
 5 you know, I, frankly -- it seemed to be a -- a possible
 6 issue, and I just thought that the Counsel's Office would be
 7 in a better position in making a decision on how to handle
 8 it.
 9 Q You mentioned a correspondence list. In addition
 10 to keeping copies of correspondence and copies of replies, I
 11 take it, that a list is made of incoming correspondence?
 12 A Only that which I determine doesn't need a reply.
 13 Q If a reply is made, a copy of the reply is kept.
 14 A That's correct, in Records Management.
 15 Q When a reply is made, is there also a list made of
 16 the replies?
 17 A A list made of the replies?
 18 Q In other words, you said there's a correspondence
 19 list --
 20 A Oh, I see what you're saying.
 21 Q -- and the correspondence list applies to things to
 22 which there is not a reply? I misunderstood.
 23 A Well, you know, when the letters come in, then I go
 24 through them, or someone goes through them with me, and I
 25 decide -- if it's a thank-you letter or if it's just a

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1 courtesy letter, you don't need to do a thank-you -- the
 2 President doesn't need to do a thank-you for a thank-you.
 3 So those kinds of letters I usually just have them
 4 listed. And if there's not -- you know, if it's a courtesy
 5 of some sort or if it's not an issue or doesn't really
 6 require a reply, then I ask that it be -- that it just be
 7 listed. And then the President is given this list.
 8 Q Is a list made of things that are replied to as
 9 well, or does the correspondence list consist of only those
 10 things there is no reply?
 11 A Well, it is -- the correspondence list is that list
 12 which -- those things which I determine do not need a reply
 13 on the front end.
 14 Q Okay. And who makes the correspondence list? Who
 15 types that or writes that out?
 16 A There have been various people who have made it
 17 over a period of time.
 18 Q Let's go back to -- let's start now and work our
 19 way back, and I'll tell you when to stop.
 20 A Okay. I think Millie Alston does it now. And I
 21 have probably had various interns work on those. I don't
 22 know if either of my assistants have done, but I would
 23 imagine that either Kelly Crawford or Rebecca Cameron has
 24 done them. And I think Betty Currie did them early in the
 25 administration.

Page 25

1 And then our lists weren't strictly those that
2 didn't require a reply, but generally I think most of the
3 personal correspondence was listed at that point.

4 Q Where is the correspondence list maintained?

5 A Rebecca keeps them for a while. She then goes
6 through them and sends them on to Records Management.

7 Q And you indicated that the list would be
8 periodically given to the President for his review to see
9 those things to which a reply was not necessary?

10 A That's correct.

11 Q Is a copy kept by the President, or does he give
12 back the list that you provide him?

13 A He gives it back.

14 Q Is any distinction made when the President gets
15 correspondence between personal correspondence and official
16 correspondence?

17 A Tell me what you mean by that.

18 Q Well, if someone writes the President a thank-you
19 note as opposed to a government official writing the
20 President a letter about official business, are those kinds
21 of things distinguished and put in different places, or do
22 they all go to Office of Records Management under their
23 record-keeping system?

24 In other words, you talked about there's personal
25 correspondence and then there's Office of Records Management,

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1 although eventually things that are in Personal
2 Correspondence go to Office of Records Management.

3 Is personal correspondence kept differently from
4 official correspondence?

5 A Well, I don't understand precisely what you're
6 asking me. In what way?

7 Q Well, using my example, if someone writes the
8 President a thank-you note as opposed to a letter from a
9 government official on official government stationery, I take
10 it that except for the personal notes that you determine need
11 to be destroyed, both of those are maintained.

12 A What did you say about personal notes that need to
13 be destroyed?

14 Q I thought you said there were some things that
15 would come in the office that you made a determination --

16 A That was my personal correspondence, I think is
17 what you asked me, not correspondence to the President.

18 Q All right. Anything to the President, whether
19 personal or official, is not destroyed. You don't make that
20 kind of determination that --

21 A That's correct.

22 Q Okay. So both of those kinds of items are going to
23 be maintained eventually by the Office of Records Management,
24 both personal notes to the President and then official
25 correspondence.

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1 A Well, not every single item have I made the
2 determination about. You know, Archives have indicated to us
3 that we -- that you can separate personal correspondence
4 items out, but we have -- just because we don't have the
5 personnel often to deal with it, then I often send, you know,
6 everything over there.

7 And everything has not been sent over there. I
8 just -- I want to be clear about that. I have not sent
9 everything to Records Management because I haven't had the
10 time to go back through it all personally and make a
11 determination about it.

12 Q But, I take it, as a general rule, though, you do
13 not destroy correspondence to the President, whether it's
14 characterized as personal or official.

15 A That's correct.

16 Q If President Clinton were to ask you to give him
17 any correspondence he had received from Kathleen Willey,
18 whether it would be characterized as personal correspondence
19 or official correspondence, I take it, you would have
20 complied with that request.

21 A Yes, certainly.

22 Q I mean, the fact that it was personal
23 correspondence, for example, would not cause it to not be
24 within President Clinton's control.

25 A Ask that again?

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1 Q The fact that it was personal correspondence
2 wouldn't take it out of President Clinton's control. In
3 other words, if he wanted a copy of his personal
4 correspondence from Kathleen Willey, all he would need to do
5 is say, "I'd like a copy of that correspondence," and he'd be
6 given it, wouldn't he?

7 A He could ask that from, you know, various offices,
8 as I did, indicating -- I mean, as I had looked, and it took
9 months. It may not all be in one place, and it may take --
10 it may not have been all filed properly yet. And there
11 usually isn't the need to go through and do all that quickly
12 and file it all quickly. It just takes some time to think
13 about these items, so --

14 Q Okay.

15 A But if he asks for correspondence, certainly we
16 would make an effort to comply with his request.

17 Q To the best of your recollection, President Clinton
18 has never asked you -- or to the best of your recollection,
19 has President Clinton ever asked you to look for
20 correspondence related to Kathleen Willey?

21 A I don't recall that the President has ever asked me
22 for -- to look for correspondence related to Kathleen Willey,
23 but he might have.

24 BY MR. WISENBERG:

25 Q If the President ever asked you -- I'm asking this

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1 a little narrower than Mr. Barger did. If the President ever
 2 asked you to retrieve any correspondence, whether personal or
 3 official, you would make your best effort to do so; is that
 4 correct?
 5 A Yes.
 6 Q You would not tell him, "No, I refuse to do that";
 7 is that correct?
 8 A That's correct.
 9 Q And if you asked somebody in the White House to
 10 assist you in looking for correspondence or for -- let's just
 11 start out for any reason, for any reason at all you have for
 12 looking for it, if Nancy Hernreich asks somebody to help her,
 13 they're going to make their best effort to do it; is that
 14 correct?
 15 A Well, I would hope so, but sometimes I question
 16 that.
 17 Q Certainly if they are in your chain of command,
 18 underneath you in the chain of command; is that correct?
 19 A I would hope so.
 20 Q I mean, presumably, if you went up to Erskine
 21 Bowles and said, "I need you to stop what you're doing and go
 22 look for the Kathleen Willey correspondence," presumably he
 23 could tell you that he was too busy to do that; is that
 24 correct?
 25 A He could tell me that, yes.

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1 Q And presumably you would never go to Erskine Bowles
 2 to ask for general correspondence, is that correct, as an
 3 example.
 4 A Yeah, well, certainly in his present position, I
 5 wouldn't ask him to look for it.
 6 Q But anybody who you would normally ask to perform a
 7 task for you in your normal day-to-day business, if you went
 8 to them and said, "I need this correspondence," you would
 9 expect them to get it done; is that correct?
 10 A I would expect them to.
 11 Q And that would include if you directly or
 12 indirectly asked Office of Records Management; is that
 13 correct?
 14 A If I asked Records Management to do it, they would
 15 do it.
 16 Q Thanks.
 17 BY MR. BARGER:
 18 Q Let me finish up on this records topic point and
 19 move on to another one by going back to the correspondence
 20 lists. Where are the correspondence lists maintained?
 21 A Well, I think I said this before.
 22 Q I apologize if --
 23 A That's okay. I think Rebecca Cameron -- I give
 24 them to my assistant, who's Rebecca Cameron. I think she
 25 holds onto them, and at some point when she has time to go

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1 through them, she goes through them and then sends them on
 2 directly to management.
 3 Q So they, too, would be eventually maintained by the
 4 Office of Records Management.
 5 A Yes.
 6 Q I think we covered this last Thursday, but I don't
 7 think we --
 8 THE FOREPERSON: Break?
 9 MR. BARGER: Break?
 10 THE FOREPERSON: Since you're about to change --
 11 MR. BARGER: Yes, ma'am.
 12 THE FOREPERSON: -- I think now would be a good
 13 time for the grand jury to take a break, 15 minutes.
 14 MR. WISENBERG: A 15-minute break, and we'll come
 15 get you when we're ready.
 16 THE WITNESS: Okay, fine.
 17 (Witness excused. Witness recalled.)
 18 MR. WISENBERG: Let the record reflect that the
 19 witness has reentered the grand jury room. And, Madam
 20 Foreperson, we have a quorum, do we not?
 21 THE FOREPERSON: Yes, we do.
 22 MR. WISENBERG: There are no unauthorized persons
 23 in the grand jury room, correct?
 24 THE FOREPERSON: No, there are not.
 25 Ms. Hernreich, you're still under oath.

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1 THE WITNESS: Thank you.
 2 BY MR. BARGER:
 3 Q Ms. Hernreich, I have a few follow-up questions
 4 before we move to a new topic, and there are also a couple of
 5 questions that the grand jurors have raised that I believe
 6 we'll cover as well.
 7 First of all, to the best of your recollection, did
 8 you ever tell the President that you were looking for
 9 Kathleen Willey-related correspondence?
 10 A I don't recall if I ever told him that I was
 11 looking for it, but I -- but I possibly did. I -- I can't
 12 say with any certainty that I did or didn't.
 13 Q All right. Regardless of whether you told him, to
 14 best of your knowledge, was the President aware of the fact
 15 that you were looking for Kathleen Willey-related
 16 correspondence or did he come aware of that fact?
 17 A I don't recall having a conversation with him about
 18 it.
 19 Q I understand you don't recall a conversation.
 20 A Mm-hmm.
 21 Q But given the fact you said earlier you looked for
 22 this correspondence over a significant period of time, what
 23 is your understanding of whether he became aware of it? I'm
 24 not asking you whether you had a conversation, I'm asking
 25 whether, under all the circumstances, whether the President:

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1 became aware you were looking for or had been looking for
2 Kathleen Willey-related correspondence.

3 A I don't recall having -- all I can tell you is, I
4 don't recall having a conversation with him. So I don't -- I
5 don't think he was aware of it, just because I don't ever --
6 I don't recall having that conversation that I was looking
7 for it.

8 Q Did you see anything or hear anything or come to
9 any understanding that he may have become aware of it, for
10 example, from Bruce Lindsey? In other words, you say you
11 don't recall having a conversation with him --

12 A Uh-huh.

13 Q -- but you earlier indicated that you gave the
14 documents to Mr. Lindsey. So from what you saw or observed
15 or heard, did the President, to the best of your knowledge,
16 become aware of the fact that you had looked for Kathleen
17 Willey-related correspondence?

18 A From Bruce Lindsey or that -- you're asking me
19 whether the President -- did anything indicate to me that he
20 was aware of it because Bruce had possibly told him?

21 Q Certainly, yes.

22 A Is that what you're asking me?

23 Q Your best recollection is you didn't have a
24 conversation with the President.

25 A Yeah.

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1 Q But since you gave the records to Mr. Lindsey, and
2 Mr. Lindsey is a close adviser of the President, it certainly
3 is possible, is it not --

4 A Mm-hmm.

5 Q -- that Mr. Lindsey made the President aware that
6 you had looked for the correspondence and that Mr. Lindsey
7 had been given the correspondence.

8 A Well, that's certainly a possibility. I don't
9 recall that the President indicated to me that Bruce Lindsey
10 told him about the correspondence I had given him.

11 Q To the best of your recollection, did you throw
12 away any correspondence from Kathleen Willey to you? In
13 other words, you already talked about the fact you did not
14 throw away correspondence from Kathleen Willey that was
15 addressed to the President.

16 A I don't recall throwing any of it away, but I'm --
17 I have -- I'm aware that she's indicated that she sent me
18 things that I have not seen when I've searched for it, so --

19 Q Okay. That creates a follow-up question. Given
20 your understanding that she has sent you correspondence or
21 things that you have not been able to locate, have you
22 attempted to or caused anybody to look at the Office of
23 Records Management to see if there was any correspondence
24 from her to you?

25 A I have not done that, no.

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1 Q Do you know if anybody else has?

2 A Well, I assume that the Counsel's Office has
3 because there's a document request right now --

4 Q Okay.

5 A -- and they would ask Records Management to look
6 for all that.

7 Q Prior to the OIC document request -- and I may have
8 covered this with you; I apologize if I did -- prior to the
9 oic document request, did anyone attempt to look for Kathleen
10 Willey correspondence to you?

11 A I don't know. To Records Management?

12 Q Correct. You've already indicated that you
13 didn't -- there are things -- you have not found -- strike
14 that. Let me make sure about that.

15 A Mm-hmm.

16 Q Have you found any correspondence from Kathleen
17 Willey to you?

18 A I think that -- I don't know where -- I don't
19 recall is my answer. But I think in the things I've seen in
20 the paper, Mr. Barger, it indicated also that there was a
21 note, I think, to me in that. And I may be wrong about that,
22 but in the publications. And whether they found that --
23 whether I gave that to them or whether they got that from
24 Records Management I don't know, Counsel's Office.

25 Q All right, let me perhaps --

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1 A I just don't remember.

2 Q I'm confused.

3 A Yeah.

4 Q You've seen some media accounts that there was
5 correspondence from Kathleen Willey to you.

6 A I think so. I think that that's -- listen, I can't
7 even remember -- I obviously can't remember what happened
8 last week or the week before in some cases. But it seems
9 like that's what's been in the paper or the news magazines,
10 that there were other letters that the White House released -
11 - at least one, a note that they released.

12 I'd have to go back and look at it. If you're not
13 aware of it either, then I could have just --

14 Q But this is a note -- as you understand it, this is
15 a note from Kathleen Willey to you.

16 A That's my recollection.

17 Q Okay.

18 A But if it's not something you remember, then --

19 Q Well, let's assume that fact. Let's assume that
20 the White House released a piece of correspondence from
21 Kathleen Willey to you.

22 A Mm-hmm.

23 Q If that is correct, did the White House get that --
24 how did the White House come to have that document? Was that
25 something you gave them, or was that something that was in

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1 the Office of Records Management?
 2 A I don't know.
 3 Q Was it something that you found recently and gave
 4 to anybody in the White House or anybody? I mean, I must not
 5 be making myself clear.
 6 Have you found any correspondence from Kathleen
 7 Willey to you?
 8 A I received a letter in December from Kathleen
 9 Willey.
 10 Q December --
 11 A Of 1997, or November of 1997, which I gave to the
 12 Counsel's Office.
 13 Q And when did you give that to the Counsel's Office?
 14 A Shortly after receiving it.
 15 Q Who in the Counsel's Office did you give that to?
 16 A I gave that to Bruce Lindsey. And it could have
 17 been November or October or December. I don't recall the
 18 exact date, but it was before the holidays.
 19 Q Aside from that single letter, have you found any
 20 other correspondence from Kathleen Willey to you?
 21 A I don't remember. Again, I just -- I found -- I
 22 don't know if I found anything, if my assistant found
 23 anything, or if it was to me or if it was to the President.
 24 Some letters were found. I don't know if we found them in
 25 Records Management. I have not reviewed all of that, either

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1 from newspaper articles or in the Counsel's Office or
 2 anywhere else to -- to see that, determine that.
 3 I don't remember whether I found anything from
 4 Kathleen Willey to me, is my answer. And I'm trying to be
 5 helpful here --
 6 Q Okay.
 7 A -- very honestly, but my answer is, I don't
 8 remember.
 9 Q And when you say you don't remember, you're talking
 10 about the documents that you testified to on Thursday that
 11 you found that you turned over to Bruce Lindsey?
 12 A That's correct.
 13 Q Is that what you're talking about?
 14 A Yes.
 15 Q And that would include a couple of documents that
 16 Rebecca Cameron found and then the other documents you found,
 17 that you then, in total, turned over to Bruce Lindsey; is
 18 that correct?
 19 A It wasn't quite like that. It was maybe like one
 20 at a time. And you're -- you visually indicated that I
 21 pulled them all together and handed them to Bruce Lindsey.
 22 As I found these, I would hand these to -- or send them to
 23 Bruce Lindsey.
 24 Q Okay. So you did not give them to Bruce Lindsey
 25 all at once.

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1 A That's my recollection.
 2 Q So how many times did you give Bruce Lindsey
 3 documents relating to Kathleen Willey?
 4 A I don't remember.
 5 Q Well, give us a range. More than once?
 6 A More than once.
 7 Q Less than 20 times?
 8 A Less than 20.
 9 Q Less than ten times?
 10 A I don't recall.
 11 Q Okay. Definitely less than 20 times?
 12 A Nothing's definite. I don't -- I don't think it
 13 was less than 20 times -- I think it was less than 20 times.
 14 Q More than once.
 15 A And I believe it was more than once.
 16 Q More than twice?
 17 A I believe it was more than twice.
 18 Q You can see how this is going.
 19 A I know, but I don't remember. If I remembered, I
 20 could tell you.
 21 Q All right.
 22 A And I don't remember. And --
 23 Q More than three times?
 24 A I believe more than three.
 25 Q More than four?

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1 A I don't know.
 2 Q Okay.
 3 A That may be our limit here.
 4 Q When you gave Mr. Lindsey these records -- or not
 5 when. Was any type of record ever made of you giving these
 6 documents to Mr. Lindsey?
 7 A No.
 8 Q What was the subject matter, as best you recall, of
 9 the letter from Kathleen Willey to you in approximately
 10 November, December of 1997, the one that you turned over to
 11 Bruce Lindsey? What was the subject matter of that?
 12 A Kathleen had asked to be invited to a White House
 13 Christmas party.
 14 Q And that was a letter to you as opposed to the
 15 President?
 16 A Yes, it was.
 17 Q Do you recall approximately how many other times
 18 Kathleen Willey has written letters to you as opposed to the
 19 President?
 20 A No, I don't recall how many.
 21 Q More than once?
 22 A More than once.
 23 Q More than twice?
 24 A More than twice. I don't know.
 25 Q I understand.

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1 A You want to say a range to begin with. You want to
2 say between one and five or one and ten? I would say between
3 one and ten.

4 Q All right. But you also said more than two.

5 A I believe -- okay, between two and ten.

6 Q Generally, as best you recall, what -- do you
7 recall the subject matter of any of those letters she wrote
8 to you? Aside from the one from November, December of '97,
9 do you recall the subject matter of any of the other letters?

10 A No.

11 Q And just so I understand you, you do not recall
12 whether or not any of these other letters were turned over to
13 Mr. Lindsey.

14 A Anything that I found from Kathleen Willey to me or
15 to the President I gave to Mr. Lindsey.

16 Q Okay, I understand. But whatever that is, you
17 don't recall if you found letters from her to you.

18 A That's correct.

19 Q Were the majority of the items you turned over to
20 Mr. Lindsey letters to you or to the President?

21 A My recollection is that they were to the President.

22 Q Do you recall -- other than the November '97
23 letter, do you recall the approximate dates of any of the
24 other correspondence from Kathleen Willey that you turned
25 over to Mr. Lindsey?

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1 A No, I don't recall the dates.

2 Q Do you know any years? In other words, was this
3 fairly recent correspondence? Is it fairly old
4 correspondence?

5 A I think it was old. I mean, basically, from '93 to
6 '96. But certainly not in the last, you know, six months or
7 year, I believe.

8 Q When Kathleen Willey wrote to the President,
9 mechanically was that -- what I'm trying to ask is, does that
10 correspondence come through you? Would she address it to the
11 President in care of your attention and would you then turn
12 it over to the President, or is that something that just is
13 handled routinely that doesn't go through you?

14 I mean, if you understand my question. Would she
15 try to have the correspondence to the President come through
16 you, or would it go through normal -- and I don't mean to
17 suggest by not going through you it's not normal channels,
18 but other channels.

19 A My recollection is that she -- that it would go
20 through me.

21 Q All right. Is that because of her request, or is
22 that just because that was the way it routinely was handled,
23 or is that because since you knew Ms. Willey, it was directed
24 to you? In other words, what --

25 A I believe she addressed it to me. That's my

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1 recollection.

2 Q Is it fair to say -- let me use July '97 as a
3 benchmark. And the reason I picked that -- or July, August
4 of '97, because around August -- late July, August is when
5 there's an article by Newsweek and by the Drudge Report
6 having to do with the -- sort of the Kathleen Willey incident
7 or the allegations about the incident.

8 A Mm-hmm.

9 Q Let me use that as a benchmark. Prior to that time
10 period, prior to the summer of '97, how would you
11 characterize your relationship with Kathleen Willey? Was it
12 a friendly relationship or an unfriendly relationship?

13 A I would characterize my relationship with Kathleen
14 Willey as friendly.

15 Q Again, using that time period as an approximate
16 benchmark, again, July, August '97, do you recall when it was
17 approximately you began looking for the Kathleen Willey-
18 related correspondence?

19 A I believe I began looking for the correspondence
20 approximately in July of '97.

21 Q There was a -- I may not have the phrasing right,
22 but one of the grand jurors had a question.

23 A JUROR: Can I ask it?

24 MR. BARGER: Yes, ma'am.

25 A JUROR: You just mentioned that you started

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1 looking for those documents in July.

2 THE WITNESS: Uh-huh.

3 A JUROR: Was anything produced in July? Or when
4 were the documents produced and given to you?

5 THE WITNESS: To me? I don't know if I found
6 anything or if Rebecca found anything in that period of time
7 immediately or not. Again, it was -- it was over a period of
8 time, and it was done somewhat informally.

9 Since we didn't have a formal document request,
10 there wasn't a pressing need to sort of locate these
11 documents in a time frame, and so we casually looked for it.

12 So I probably found something in that time, but I
13 couldn't say definitively that I did.

14 A JUROR: Is there anything special that happened
15 within the last few weeks that would prompt a more urgent
16 request to find these documents, say, like the 60 Minutes
17 interview or something that prompted everyone to really go
18 and search and find these documents?

19 THE WITNESS: I don't believe that I have located
20 any letters since the 60 Minutes interview, and no one has
21 asked me -- other than we have a general document request
22 right now that we received. I was out of town for a few
23 days, but when I got back, I think I had it the beginning of
24 last week from the Office of Independent Counsel looking for
25 documents related to Kathleen Willey.

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1 But no one had asked me to produce or to look
2 further for things since that interview. Is that what you're
3 asking me?

4 A JUROR: Well, kind of, because what I would like
5 to know is, was there any special reason that they were --
6 these documents materialized immediately after the 60 Minutes
7 broadcast?

8 THE WITNESS: I had nothing to do with that, and
9 that -- and so I can't speak to that. I had given everything
10 I had found already to Mr. Lindsey, and so I can't speak to
11 why they were produced at that time. I had no part in that.

12 A JUROR: Can you recall as close as possible when
13 you turned over the documents -- or the final document that
14 you found to -- because I know that it was in pieces.

15 THE WITNESS: Yes. I think the last document I
16 handed over was the -- at least letter or correspondence was
17 the letter that I received prior to Christmas asking to be
18 invited to a White House Christmas party. So October,
19 November, December, in that range. I believe that was the
20 last one that I located, or that Rebecca found.

21 BY MR. WISENBERG:

22 Q But that would have been virtually contemporaneous,
23 I take it, your getting it and turning it over?

24 A That's correct.

25 Q How about before -- before then, you're doing a

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1 historical search; is that correct?

2 A Yes.

3 Q What do you remember as the last -- when was the
4 last one you would have turned over, the last piece?

5 A I don't -- I really don't remember. It was prior
6 to that, so -- and I think I probably got that letter in
7 November sometime. So it seems like Rebecca found some
8 things later on again as she was going through filing, and it
9 -- maybe it was in October sometime. But I -- I don't
10 remember.

11 I just remember it was over a period of time. We
12 didn't find them all at once. And we were doing it pretty
13 much on our own, you know. There wasn't a pressing need to
14 find them all at one time.

15 THE FOREPERSON: Can I ask you a question?

16 THE WITNESS: Sure.

17 THE FOREPERSON: I'm just curious, and I hope I'm
18 not out of line here. Do you have a high regard for the
19 President's job and the job that he's doing?

20 THE WITNESS: Yes, I do.

21 THE FOREPERSON: That being the case, would you not
22 find a sense of urgency to try to find these articles that
23 would sort of dismiss some of the allegations that are
24 swimming around?

25 Even at that time, even July, August, September,

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1 would there not have been a sense of urgency and more
2 attention to detail in finding these things, that given the
3 case, knowing that someone you admire and respect is unde
4 fire?

5 THE WITNESS: Well, I don't -- I don't read the
6 Drudge Report, number one, and my recollection -- and
7 somebody correct me on this -- I'm not -- there may have been
8 an article in Newsweek that I do not remember, that there was
9 an article in Newsweek, and so I guess I didn't sense that
10 there was an urgency about the allegations at that time or
11 that -- I didn't have that sense about it.

12 And I'm not sure that I knew ever until, you know,
13 recently what her allegations were at all, or what was even -
14 - and I possibly did, you know, may have heard rumors of the
15 Drudge Report, but certainly maybe not until the last few
16 weeks when, you know, more of the detail has come about that
17 I know what her allegations were.

18 THE FOREPERSON: Also, is part of your job to sort
19 of put out fires before they become huge flames? And if you
20 see there is a potential problem, to -- to avoid having the
21 President spend his time on these small things. You want him
22 to do his job of running the country.

23 When you see that there is a potential problem and
24 it may take him away from that job, would you bring something
25 to his attention to say, "This is I'm going to do about this

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1 issue"? Say, for instance, "I think I better look for these
2 letters, because this could be a problem in the future, and I
3 know you have these other things on your plate right now, so
4 I'm taking it upon myself to do this."

5 Is that -- can you tell me, is that something that
6 is part of your job description to sort of take care of the
7 small tasks so the President can handle the large ones?

8 THE WITNESS: Possibly, but -- but I'm not sure I
9 would have a conversation with the President about that. I
10 would more likely, if I felt like it was a legal issue, have
11 a conversation with the Counsel's Office rather than with the
12 President himself.

13 A JUROR: Excuse me. I have a question on the
14 Newsweek article. You stated that you don't recall the
15 Newsweek article that came out around August about Kathleen
16 Willey.

17 I would suspect an article that involved someone
18 who was so closely involved with the President and your
19 office would cause some talk in the office. You don't recall
20 reading that or being conscious of the seriousness of the
21 content of that article?

22 THE WITNESS: Well, I think, you know, my -- tl
23 series of events have gotten muddled, and I thought -- and
24 this is my recollection of it, whether this is actually what
25 happened or not -- but that -- and this is mostly in

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1 retrospect. I thought the Drudge Report was on the article
2 that Isikoff was going to write for Newsweek, but my
3 recollection is that it wasn't in Newsweek. Now, it may have
4 been.

5 But, you know, I -- I -- frankly, I just don't
6 remember, you know, if -- obviously I do not remember if
7 there was a specific article in Newsweek about that. There
8 were the allegations, apparently, in the Drudge Report, which
9 I don't read. And some of those things swirl around you, but
10 it's not -- you asked whether it's my responsibility.

11 If something comes to my attention. But it's the
12 Counsel's, you know, responsibility or the President's
13 personal lawyers to take care of those things, and not mine
14 necessarily. And if it's something that is blatant and I see
15 it, then certainly I would, you know, try to do something,
16 you know, for instance, like the correspondence or whatever.
17 But if it wasn't, you know, blatant, then it's something the
18 Counsel's Office should handle. It's not my responsibility.

19 BY MR. WISENBERG:

20 Q Pardon me. The question was, did you hear any talk
21 about it --

22 A I don't --

23 Q -- around that time?

24 A Did I hear any talk? Well --

25 Q "It" being the allegation.

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1 A Yeah. Well, again, the specific allegations, I
2 don't know that I was very aware of that until just recently,
3 what the specific allegations were in the papers recently.

4 Q Let's talk about the general allegations, the
5 incident that occurred with Kathleen Willey and the President
6 in the Oval Office.

7 A I would have to say probably, would be my answer to
8 that without, you know -- but I couldn't tell you
9 specifically who talked or, you know, what kind of
10 conversations were held or maybe you heard, "Well, there's a
11 Drudge Report."

12 But may I say also that in August -- and I don't
13 know when this article came out -- but the President was on
14 vacation for about three weeks, and sort of -- and in that
15 period of time things are very quiet in our office. And so
16 being that swirls kind of follows him, and it wasn't in my
17 particular, you know, area.

18 So that was a period of time, those several weeks
19 in August, you know, then, that most of the people were out
20 of the White House at that time.

21 Q Do you get -- you get a press clipping packet every
22 day at the White House.

23 A That's right, I do.

24 Q Do you usually read it?

25 A I try to, yes.

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1 Q Do you recall that there were several follow-up
2 press stories about the Newsweek article?

3 A Again, time-wise, you know, I don't know. I don't,
4 again, know the dates or -- I really don't. And if you
5 showed them to me and you said, "Here are the articles," I'd
6 say, "Okay, fine," you know.

7 But I do every day. I mean, if I read those every
8 day for the last five years, and there are probably 200 pages
9 in those, and I might be reading about, you know, Bosnia or
10 Iraq, I might be reading about tornadoes or hurricanes, and
11 in that is a story on Kathleen Willey. But 200 pages, 365
12 days a year for five years, I can't tell you that I read that
13 particular article in August.

14 And that's just one of the things I do every day.
15 That's, you know, out of the 2,000 -- well, it sometimes
16 feels like 2,000, I'm sure that's a bit of an exaggeration.
17 But the several hundred, you know, pieces of correspondence
18 and, you know, phone calls or staff requests that I get every
19 day, and I just -- there are too many things going on, and I
20 can't remember everything. Yes?

21 A JUROR: Apart from a general awareness of those
22 allegations --

23 THE WITNESS: Mm-hmm.

24 A JUROR: -- of the incident, what factors might
25 have prompted you to take it on yourself to search for

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1 correspondence and turn it over to Bruce Lindsey?

2 THE WITNESS: I think what started it -- and this
3 may be where I'm getting a little bit mixed up on whether Mr.
4 Bennett asked me to look for it or not -- was that he became
5 aware of the allegations and brought them to my attention.

6 And I had, you know, I think testified to on
7 Thursday that he had called me and asked me -- I'm not sure
8 if they were specific allegations -- if I knew of this woman,
9 ever heard of her, ever knew if she had seen the President.

10 So -- and maybe I didn't know specific allegations,
11 but generally that she was going to make some allegations and
12 thought, well, at some point somebody's probably going to ask
13 me for this, so I'll just start looking for it now.

14 And -- and, as I said, started looking for it, and
15 did it over a period of time because there didn't seem to be
16 the urgency to look for it.

17 Does that answer your question?

18 A JUROR: Yes.

19 BY MR. WISENBERG:

20 Q Do you recall Robert Bennett's statement around
21 this time to the effect that Linda Tripp is not to be
22 believed? Linda Tripp being the person who said she saw
23 Kathleen Willey leave the President's office and indicate
24 that something had occurred there. Do you recall Mr.
25 Bennett's statement to that effect?

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<p>1 A Oh, I certainly don't recall it at the time, no. I 2 mean, I couldn't -- certainly I've read it since then, but 3 for it to have made an impression upon me -- I don't recall 4 that it made any kind of impression upon me nor do I remember 5 that he said it at the time.</p> <p>6 MR. BARGER: I think there was another grand juror 7 that had a question.</p> <p>8 A JUROR: No, that answered my question at the same 9 time.</p> <p>10 BY MR. BARGER:</p> <p>11 Q Let me follow up with the Newsweek article related 12 to the other grand juror's question.</p> <p>13 I take it that you did not start looking for 14 Kathleen Willey-related correspondence until after the 15 conversation with Mr. Bennett.</p> <p>16 A That's my recollection.</p> <p>17 Q And as you just testified to, at least as best you 18 recall it, the conversation with Mr. Bennett, in part, 19 concerned the fact that Kathleen Willey was going to make 20 these allegations.</p> <p>21 A He, I think, had heard -- I don't know that she was 22 going to make the allegations, but he had heard some sort of 23 rumors, I think. And maybe -- obviously that follows, but --</p> <p>24 Q That it was possible that these allegations were 25 going to come out.</p>	<p>1 life, or has something happened to you that would affect your 2 memory between July and today?</p> <p>3 A No. I can't think of anything that -- other than 4 the normal aging process.</p> <p>5 Q Okay. What was significant about the President 6 being on vacation for three weeks in that same time period 7 that caused you to remember that, but unable to remember some 8 of the other details we've talked to you about?</p> <p>9 A Well, that's a huge blank period of time, I mean, 10 where sort of nothing happened. I mean, that's obviously 11 something you're going to remember. It's so wonderful to be 12 able to have three weeks without the sort of daily, you know, 13 four million things that hit you.</p> <p>14 And I had -- I remembered it because I stayed in 15 town, I think, for most of that period. No, actually, I 16 didn't. I left for some of that. I forgot. This year I 17 left for the first time, and I was gone for two weeks. I 18 just now remembered that.</p> <p>19 Q You didn't want to spend July in Washington, D.C.?</p> <p>20 A It wasn't July, it was August, actually, and I went 21 to -- went on a vacation with my daughter for two weeks.</p> <p>22 Q Let me go just briefly back to providing the 23 documents to Mr. Lindsey.</p> <p>24 A Mm-hmm.</p> <p>25 Q I take it that, as best you recall, you had this</p>
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<p>1 A That maybe he heard a rumor -- I think you'd have 2 to ask Mr. Bennett, you know. I know that's not possible, 3 but --</p> <p>4 Q I wouldn't dismiss that.</p> <p>5 A Pardon me?</p> <p>6 Q Nothing.</p> <p>7 A But maybe he had heard about the Drudge Report or a 8 potential, you know, Isikoff story or --</p> <p>9 Q Is that your impression, that perhaps he was 10 calling you because he had heard a rumor or heard some media 11 reference or the media was checking around about this 12 possible story, and that maybe there was going to be a story?</p> <p>13 Does that sound -- is that consistent with what you 14 recall Mr. Bennett calling you about? In other words, if the 15 story had not come out, perhaps there was going to be a 16 story?</p> <p>17 A I'm sure Mr. Bennett called me because there was 18 some sort of either -- there were rumors going around either 19 about a potential story or potential allegations of some 20 sort.</p> <p>21 Q Using that July time period, that period Mr. 22 Bennett called you to the present, has anything -- has there 23 been any -- and I'm not trying to be flip here -- has there 24 been any significant stress -- I'm sure the job you have is 25 stressful. Has there been any significant stress in your</p>	<p>1 October, November, December, whatever that approximate date 2 is, of this letter from Kathleen Willey asking to be invited 3 to the White House Christmas party, correct?</p> <p>4 A Mm-hmm.</p> <p>5 Q You turned that over to Mr. Lindsey.</p> <p>6 A That's correct.</p> <p>7 Q All of the other correspondence from Kathleen 8 Willey, which, at least as best you recall, was older -- 9 generally older correspondence, you had previously turned 10 over to Mr. Lindsey.</p> <p>11 A That's my recollection, but, you know, there's a 12 possibility it could have. But I think that was the last 13 piece I got --</p> <p>14 Q All right.</p> <p>15 A -- and the last piece I turned over.</p> <p>16 Q Using that last piece as a benchmark, approximately 17 how much before that had you turned over the earlier 18 correspondence?</p> <p>19 A Oh, I think you all at least tried to ask that 20 earlier, and I don't remember that specific time. But I 21 would just guess it was probably somewhere in October. An- 22 that's with no real specific recollection.</p> <p>23 I mean, I could go back and ask Rebecca, and 24 Rebecca could say, "Oh, Nancy, I gave that to you in mid- 25 December." And I have not asked her, you know, to recall any</p>

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1 of that and what her memory about it is, so --

2 Q Okay. In the years that you have worked for the
3 President, both when he was governor and in the last number
4 of years while he's been President, have you become familiar
5 with his handwriting?

6 A Yes, I am familiar with his handwriting.

7 Q Do you think you'd be able to recognize his
8 handwriting if you saw samples, for example?

9 A I think so. There are some, you know, cases where
10 it's not -- you know, a long document that I might not be
11 able to.

12 Q Okay. Let me go back to the fall of 1992. We
13 talked about this on Thursday --

14 A Mm-hmm.

15 Q -- and I was asking you some questions about --

16 A JUROR: Mr. Barger --

17 MR. BARGER: Sorry. A question?

18 A JUROR: Did we ask her a question about the
19 correspondence list?

20 MR. BARGER: Oh, you're right. I did not.

21 BY MR. BARGER:

22 Q When you were testifying earlier before the
23 break --

24 A Mm-hmm.

25 Q -- I believe there was some testimony to the effect

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1 that Rebecca Cameron, I think, would review the
2 correspondence list and then perhaps at some point the list
3 was going to be sent off to the Office of Records Management.

4 A Mm-hmm.

5 Q Generally, what were her responsibilities with
6 regard to the correspondence lists? Why would she review it,
7 for example, what would she do with it, that kind of thing.

8 A Well, I really don't know what she would do with it
9 in the interim time. I know that -- it seems to me, having
10 watched her work, it was sort of her responsibility to take
11 it and -- in fact, until recently I didn't know that she held
12 onto it.

13 But it seems like what she does is when -- for
14 instance, if the President's out of town, and she's got some
15 time where she can actually do some other work, and the
16 phones die down a little bit, then she can go back and look
17 at all of her filing and catch up on things.

18 So then at that point she goes back to those things
19 and looks at them and says, "Well, this all needs to go to
20 Records Management," and goes back through all of her stuff
21 and tries to get caught up on just paper.

22 Q Okay. I believe in the interim you mentioned that
23 until recently you didn't know that she kept it for a while?

24 A Mm-hmm.

25 Q What caused you to learn that fact?

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1 A Well, maybe it was, you know, this, and maybe I
2 just didn't pay any attention to it. But it seems like when
3 she has -- when she gets around to it, that she brings these
4 to me and sometimes will show them to me and say, "This is --
5 I'm sending all this over to Records Management. I just want
6 you to look at it and know what I'm sending."

7 Q What I was getting at was, what has happened that
8 has caused you to learn something new? In other words, have
9 you talked to her about this? Has someone else talked to the
10 two of you about it? I mean, have you had conversations
11 about this record-keeping function, about looking for
12 documents?

13 What is it that has happened that caused you to now
14 learn something new that you previously either didn't know or
15 hadn't really been aware of?

16 A I think she recently has finally gotten around to
17 start getting caught up on her filing, is what I honestly
18 think. She's had a volunteer and intern, a former intern,
19 come in and help her, and so I think she's finally getting
20 caught up in the last six months. And so that's probably why
21 it was brought to my attention.

22 Q In other words, it was not brought to your
23 attention as a result of the grand jury appearance or in
24 connection with your grand jury appearance?

25 A That's correct.

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1 A JUROR: What is she -- what are you looking for
2 before you decide to send it to -- particularly on the
3 correspondence.

4 THE WITNESS: Well, one of the things that we look
5 for is a letter that -- that the writer, in my opinion -- and
6 now I'll need to qualify this by giving you some examples,
7 because I think it's important to phrase this properly so
8 it's not misunderstood.

9 Periodically we'll have somebody write a letter to
10 the President, and it will be -- they will write in there and
11 say, "My mother did this, and I just want to clobber her.
12 And I'm so mad at my brother because he, you know, is a jerk
13 and he doesn't treat his children right."

14 And you read that and you're going, "Now, do we
15 want history to read this letter and, you know, read all
16 about this woman's personal family life and that sort of
17 thing?"

18 So sometimes you -- you read them for the
19 sensitivity from the writer's point of view, and I think, "Do
20 I -- would this person want this to be history?" if I think
21 it's particularly sensitive, and they don't want some
22 reporter at some point or historian to go through and read
23 this and then have it be in the paper, and so that this, you
24 know, family then is angry at the President.

25 I can remember those specific cases, you know,

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1 where someone has written like that, on relationships, family
2 relationships primarily, is what I'm looking at, something
3 that might offend somebody in the family, or they might be --
4 it might hurt them in some way, if it was, you know,
5 disclosed.

6 That's primarily what we're looking for, or what
7 Rebecca, I think, is looking for and what she brings to me.

8 BY MR. WISENBERG:

9 Q What would she do about it if she got something
10 like that? You wouldn't redact the letter. You would just
11 make sure the letter didn't go over to ORM?

12 A Well, I don't recall having pulled any. She's
13 brought some to my attention and just said, "Look at this
14 and" -- but earlier there certainly have been -- and not very
15 many of them -- but a few letters like that, where a high
16 school friend of the President would write or a grade school
17 friend, where the President might know the person's family
18 personally.

19 You know, if somebody grew up next door to him and
20 she's written and says, you know, "My brother" -- and I just
21 remember this one particular, you know, woman who would write
22 and talk about her brother and how he didn't treat his
23 children right and now she's mad at her mother, and you're
24 going, "Now, we don't" --

25 You know, she does not want that letter to be part

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1 of history. And so you pull that and file it. And in that
2 case I might send it over to Personal Correspondence to file.
3 I might file it in our own files, whatever is most
4 convenient, frankly.

5 BY MR. BARGER:

6 Q When you said you might file it in your own files,
7 I don't -- can you explain what you mean by that? Are you
8 saying that there is a -- you have a filing system in
9 addition to Personal Correspondence and Office of Records
10 Management?

11 A Well, Rebecca has -- goes through her files
12 periodically, but I don't know if Rebecca keeps other items -
13 - other correspondence in any of her files or not. I don't
14 go through her files.

15 I give her stacks of things to file, and I can't
16 always tell you how she does that, and I haven't really
17 reviewed all that with her recently in anticipation of this.

18 Q Going back to the fall of 1992, you recall last
19 Thursday I asked you some questions about President, then
20 Governor Clinton's trip to Richmond/Williamsburg for the
21 presidential debate. Do you remember that topic?

22 A Mm-hmm.

23 Q And I showed you a couple of videotape clips to see
24 if it helped your recollection. Do you recall that?

25 A Mm-hmm.

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1 Q You recall seeing Lieutenant Governor Beyer in the
2 video, correct?

3 A Yes, I do.

4 Q Having seen that, do you recall -- and I'm not
5 speaking about the video -- but do you recall from your
6 recollection that Lieutenant Governor Beyer was on the tarmac
7 there in Richmond to greet the then governor when he came in
8 for that debate? I mean, do you recall Lieutenant Governor
9 Beyer being there?

10 A No, I don't recall Lieutenant Governor Beyer being
11 there.

12 Q Do you recall yourself being there?

13 A I recall being in Richmond that day, or being --
14 yeah, I couldn't have told you it was absolutely Richmond.

15 Q Okay.

16 A But, in recollection, I guess we didn't land in
17 Williamsburg, but I couldn't have told you definitely it was
18 Richmond prior to that.

19 Q Do you recall -- you mentioned Williamsburg. Do
20 you recall going to Williamsburg?

21 A I recall being in Williamsburg.

22 Q Do you recall, is that where then Governor Clinton
23 stayed that evening, in Williamsburg?

24 A Yes. My recollection is we did debate preparation
25 in Williamsburg prior to the debate in Richmond.

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1 Q And is that where you stayed that evening, in
2 Williamsburg?

3 A Yes, I stayed in Williamsburg.

4 Q Do you recall how many nights that was? Was that
5 one night in Williamsburg or two, if you recall?

6 A I think it was more than one night. I believe it
7 was two, but, you know, if someone came and said it was one,
8 then I'd say, okay, it was one. But my recollection it was
9 more than one.

10 Q Generally the expenses that were incurred for then
11 Governor Clinton for that type of trip, which would include
12 your expenses as well --

13 A Mm-hmm.

14 Q -- those were paid by who? Was that by the --

15 A I assume those were paid by the campaign.

16 Q Did you have any function, any role in maintaining
17 any records of those expenses? Let me ask it this way.

18 A Mm-hmm.

19 Q Do you know whether records of the expenses
20 incurred for that campaign trip, like the one in
21 Williamsburg, were kept?

22 A No, I don't know if records were kept.

23 Q Do you ever recall President Clinton, or then
24 Governor Clinton using the expression -- in order to get some
25 free time or to make time available for himself, did you ever

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1 hear him use the expression, "clear the decks"?

2 A No.

3 Q Did you see the 60 Minutes interview of Ms. Willey?

4 A No. I saw the very end of it, but I didn't see --
5 I didn't see most of it.

6 Q Do you recall whether then Governor Clinton talked
7 to Kathleen Willey that day by telephone?

8 A No, I don't recall if he talked to her by
9 telephone.

10 Q After the presidential debate, did you attend a
11 fundraiser -- strike that. Do you recall whether there was a
12 fundraiser in Richmond after the presidential debate, I
13 believe, at the Marriott Hotel?

14 A I thought you had asked me that the other day.
15 Maybe you asked me about a rally. No, I don't recall if
16 there was a fundraiser afterwards, after the debate.

17 Q I did ask about a rally. As I understand it, the
18 rally occurred the next day on the grounds of the governor's
19 mansion.

20 A Mm-hmm.

21 Q And I think your testimony was you don't recall the
22 rally.

23 A Yes, I don't recall. But you're indicating to me
24 there was a fundraiser after the --

25 Q Before the rally.

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1 A Before the rally?

2 Q Yes.

3 A The day after the debate? Is that what you're
4 saying?

5 Q I believe so.

6 A Obviously I don't recall it. I mean, that's my
7 answer. But I -- I don't recall any of it.

8 Q Assuming that that chronology was accurate --

9 A Mm-hmm.

10 Q -- you don't recall whether there was a fundraiser
11 at the Marriott in Richmond after the debate.

12 A Well, once the debate is over -- but I -- you know,
13 that's -- you can imagine what my memory's like now. You can
14 imagine what it's like, you know, six or seven years ago.

15 I -- I don't remember if I stayed over. I may have
16 literally left early the next morning, because once the
17 debate was over, I probably headed out of there on a
18 commercial airplane.

19 Q What was your understanding, or what is your
20 understanding of what role, if any, Kathleen Willey and her
21 husband had in the presidential campaign in 1992?

22 A Well, I -- it was my understanding that they played
23 a, you know, large role, raising money and, you know, holding
24 events and were actively involved in the campaign. That was
25 my understanding.

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1 Q Where does that understanding come from? How did
2 you gather that --

3 A My understanding came primarily from her, and I
4 believe the President felt -- it was my understanding from
5 the President that he felt like they had helped him a lot.

6 Q And, I take it, that understanding from the
7 President came from conversations -- one or more
8 conversations you had with the President?

9 A Yes.

10 Q Do you recall -- after the President was elected,
11 do you recall whether you made any phone calls for then
12 President-elect Clinton to thank campaign supporters?

13 A That I personally called people to thank them for
14 him? Is that what you're asking me?

15 Q No, I'm not limiting it to that. Whether you made
16 phone calls on his behalf, whether you placed phone calls for
17 him, whether neither of those things, but you were aware that
18 he made phone calls?

19 A Well, that would have been in my responsibilities
20 at the time, and I don't recall specific phone calls, but I
21 will just say that it seems to me that he certainly would
22 have made phone calls after the election, and if he did, then
23 I would have been there with him, most likely placing those
24 calls for him.

25 Q After then President-elect Clinton was elected in

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1 November of '92, do you recall whether there was a time in
2 and around that period that, I believe, Pamela Harriman
3 organized a party for the President-elect in Washington,
4 D.C., in the Georgetown area?

5 A After he was elected?

6 Q Correct. After his election, do you recall whether
7 Pamela Harriman threw a party for the President?

8 A No, I don't recall that Pamela Harriman threw a
9 party for him after the election.

10 Q Now, I noticed -- and you're certainly free to do
11 so --

12 A Mm-hmm.

13 Q -- provided it doesn't interfere with the
14 questions --

15 A Mm-hmm.

16 Q But I notice you had been taking notes. Can you
17 tell the members of the grand jury why it is you're taking
18 notes?

19 A For a couple reasons. One, I can remember your
20 question better and -- I think that's the primary reason.
21 And sometimes I take it afterwards. It's mostly -- it's for
22 my benefit.

23 BY MR. WISENBERG:

24 Q Let me just interrupt for a second --

25 A Sure, Sol.

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1 Q -- and let you know that I direct you not to do
2 anything to destroy the documents or integrity of the notes
3 because it's possible we might be subpoenaing them.
4 A That's fine.
5 Q And, I take it, those notes are just what you've
6 taken while you're in the grand jury -- while you're in the
7 grand jury room?
8 A Yes, they're notes I've taken just from the grand
9 jury.
10 Q Okay. So as to avoid redaction problems, we would
11 also direct you not to write down -- not to get in a
12 conversation with your attorney and write down what might be
13 privileged in your conversation with him on those notes, so
14 there might be -- to avoid any redaction problems, of you
15 having to go through later and redact certain things.
16 A Okay. From this point on, you know, but -- I mean,
17 I don't know that I've done it prior to that, but you've just
18 now given me those instructions, so --
19 Q Yes. It's our position that anything written down
20 in the grand jury room is not privileged. So if there's
21 anything that you've written to date that is between you and
22 your attorney, if we subpoenaed them, you would have the
23 right to redact those.
24 A Okay.
25 Q So that is part of our definition of doing anything

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1 to destroy the documents or the integrity.
2 A Okay.
3 BY MR. BARGER:
4 Q After the President was elected -- so I'm moving to
5 after the inauguration, so I'm moving into the early part of
6 1993.
7 A Mm-hmm.
8 Q And you came up to Washington, D.C., to work for
9 the President, correct?
10 A That's correct.
11 Q Do you recall -- initially when you started working
12 for the President the early part of 1993, do you recall, did
13 you sit in the same place you sit down, or did they have to
14 move you around?
15 A They moved me around.
16 Q Do you recall where it was you initially had your
17 office?
18 A On the back side of the dining room. It was not in
19 the dining room, but on the other side of the dining room,
20 and presently Rahm Emanuel is in that office.
21 Q Okay.
22 A Actually -- let me just back up. The very first
23 place I had my office was in the dining room.
24 Q Right. And then after --
25 A Then it went into the office next to the dining

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1 room.
2 Q Was that a promotion? I don't mean -- I know your
3 job stayed the same. Was it a better office in the dini
4 room?
5 A There were no promotions involved at all in all
6 those moves.
7 Q But after the dining room, you went into an office
8 on the back side of the dining area that you believe Rahm
9 Emanuel now has.
10 A Yes.
11 Q How long, approximately, were you in that office?
12 A I think four months, four, five months.
13 Q And then you moved to where you are now?
14 A That's correct.
15 THE FOREPERSON: Excuse me. Can I ask you, is that
16 the same office that George Stephanopoulos had?
17 THE WITNESS: Yes, it is, uh-huh.
18 THE FOREPERSON: Okay.
19 BY MR. BARGER:
20 Q Directing your attention to the early part of 1993,
21 January, February, March, April, May, somewhere in that area,
22 I guess.
23 A Early '93?
24 Q Correct.
25 A Okay.

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1 Q Correct, or at least the first half of '93. Do
2 you recall either calling or ultimately meeting Kathleen
3 Willey for the first time? Strike that. Well, meeting
4 Kathleen Willey at the White House?
5 A I don't recall the first time I saw her or a
6 specific, you know, first time meeting her. Is that what
7 you're asking me?
8 Q Right. Do you recall whether you met her -- no, my
9 question is, do you recall in that first six months of 1993
10 whether you met Kathleen Willey at the White House?
11 A I don't recall whether I met her at the White House
12 during that time, but I believe I saw her in that period of
13 time, or, you know, met her in that time. But I just don't
14 recall it. I can't tell you when I did it or under what
15 circumstances. We can save all the questions that come
16 afterwards then.
17 Q Well, let me --
18 A Okay.
19 Q Otherwise, I won't have as much to do.
20 A Okay, well --
21 Q Do you recall sometime in 1993 -- well, strike
22 that. Do you recall, did there come a time when the
23 President of the United States gave you some instructions
24 about finding a position for some volunteer work for Kathleen
25 Willey to do at the White House?

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1 A No, I don't recall that, no, but -- there are
2 documents that indicate that, but I don't recall it.

3 Q What is your understanding of how it is or how it
4 was that Kathleen Willey -- strike that. There did come a
5 time, did there not, that Kathleen Willey began to do
6 volunteer work at the White House?

7 A I believe -- yes, she did do volunteer work at the
8 White House.

9 Q What is your understanding of where it was she
10 worked, or where did she start doing her volunteer work?

11 A I don't recall. Without these other documents, I
12 would have thought she started in the Social Office and --
13 but it is now my belief that she probably started somewhere
14 else and then moved to the Social Office.

15 My recollection would have been that I had nothing
16 to do with her being in the Social Office, that she started
17 there.

18 Q What is your understanding of where she started
19 before moving to the Social Office?

20 A I don't remember that. See, that's what I just
21 said. It would have been my -- my recollection -- and I
22 don't know where she started from documents or anything else.
23 I just don't know where she started. But my recollection
24 would have been that she started in the Social Office.

25 Is that making sense to you?

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1 Q Yes.

2 A I mean, you really get confused after a while
3 because you read these articles and you see documents and you
4 think --

5 Q Trying to separate out what it is you recall --

6 A But what I recall is that she -- she started in the
7 Social Office.

8 Q Okay. And one of the phrases you used was "would
9 have." What is it you understand that is different from your
10 recollection?

11 A Well, it seems like I have seen something somewhere
12 that indicated that she asked to get a position -- she asked
13 me to help her get a position doing volunteer work in the
14 Social Office.

15 And, again, prior to that, I would have thought she
16 was already there. That was my personal recollection of it.

17 Q What is it you have seen or heard or been told that
18 has led you to believe that Kathleen Willey asked you about
19 getting a position in the Social Office?

20 A I don't know what it is. Either I've seen
21 something in the papers or a document. I don't -- I don't
22 know what I've seen.

23 Q How recently was it that you saw or became aware of
24 this information?

25 A In the last couple of weeks, I believe.

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1 Q In order to try to narrow the universe, what is
2 your opinion of where it was you learned this information?

3 A I don't know whether it was a document or whether
4 it was a publication or a newspaper, I don't -- I don't
5 remember. And I don't want to speculate on something that I
6 absolutely don't remember.

7 Q All right. Was it something someone gave you, or
8 was it something you stumbled across by accident? Was it
9 something you looked for yourself?

10 A I don't remember.

11 Q Well, did anybody give you documents to review or
12 newspaper articles to review about Kathleen Willey?

13 A No, no one has given me documents to review about
14 Kathleen Willey.

15 Q And I don't want to play a semantic game here.
16 When I say "given you," I include that to mean, has someone
17 shown you documents, has someone discussed documents with
18 you? Let's not -- you know, I don't want to play semantic
19 games or --

20 A Are you asking -- I mean, in preparation for the
21 grand jury, are you asking whether someone has given me
22 documents?

23 Q No, I'm just trying to figure out what it is that
24 makes you think something different than what you thought in
25 the past. You said that you would have thought she started

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1 in the Social Office, but you've seen something recently that
2 caused you to think she asked you for a position.

3 A Okay. Well, let me just --

4 Q I want to know, why did you think that?

5 A Okay. I don't know what I've seen. I don't know
6 whether they were newspaper articles or -- I had -- I asked
7 the Counsel's Office to let me know, after they had released
8 the documents to the newspaper, what they released. Whether
9 I looked at something there or whether I looked at something
10 in the -- that was in the paper, it would have been all the
11 same thing. It would have been in that universe.

12 They did not bring anything to me and say, "Review
13 these documents," you know, as I haven't reviewed documents
14 in preparation for this. That's what I mean.

15 Q If I understand what you just said, part of what
16 you said suggests to me that you asked someone in the
17 Counsel's Office to let you look at what it is they released
18 to the media?

19 A I did, and, actually, they didn't give it to me.

20 Q All right. Who did you ask?

21 A Well, I don't know the -- now, I remember. Kris
22 Engskov, who is the President's aide, who used to work in the
23 Press Office, brought them to me. And so you might want to
24 see what they released, or what --

25 Q All right.

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1 A And so my recollection is that the Counsel's Office
2 didn't give them to me.

3 Q All right. Mr. Engskov, what did Mr. Engskov give
4 you?

5 A He gave me a packet of documents, letters, or
6 whatever they released to the press following the 60 Minutes.

7 Q How big a packet?

8 A How big?

9 Q An inch thick?

10 A It's a little less, about a half-an-inch thick.

11 Q All right. And how did Mr. Engskov come to give
12 you this packet?

13 A I think he probably saw something on the news and
14 thought I might be interested in it and sort of brought it to
15 me. He worked in the Press Office for a long time. He goes
16 back and forth there and visits his friends there.

17 I don't know why. You'd have to ask -- you know,
18 here I am speculating on something. I don't know why Mr.
19 Engskov brought it to me. All I know is, he brought it to
20 me. After I had seen it on television, he came and brought
21 it to me.

22 Q And I don't mean this to be -- well, I'll just ask
23 it, really.

24 A Mm-hmm.

25 Q He's doing this out of the goodness of his heart,

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1 that, "Gosh, you know, I just think Nancy would like to look
2 at these things." I mean, is that what you're -- don't you
3 find that characterization a little odd, that Mr. Engskov --
4 that there's no connection for why he'd bring these things to
5 you?

6 A I think something was on television already, and I
7 think it was already out in the media. And I don't think it
8 was odd. It was perfectly in character for Mr. Engskov.

9 Q To bring you a packet of documents about Kathleen
10 Willey because Kathleen Willey's in the news.

11 A Absolutely.

12 Q How many other times had Mr. Engskov brought you
13 documents about somebody who's in the news?

14 A I don't recall that he did it. But that's -- it's
15 not out of his character. He hasn't worked for me that long,
16 and, if I recall correctly, they probably had my name in some
17 of those documents. He probably knew that -- that my name
18 was associated with them in some way and thought I would be
19 interested in them. I think that's perfectly reasonable and
20 understandable.

21 Q Did you do anything -- maybe I misunderstood you
22 earlier, but I thought you said that you asked the Counsel's
23 Office to look at what they'd released.

24 A You know, I said that. Then I tried to clarify it.
25 I may have asked the Counsel's Office, but I remember who

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1 brought them to me was Kris Engskov.

2 Q Did Mr. Engskov bring them to you because you had
3 asked to look at them?

4 A No, he did not -- I don't think that's why he
5 brought them to me.

6 Q So you asked the Counsel's Office to look at them,
7 and Mr. Engskov brought them to you, but you don't know if
8 there's any connection.

9 A Well, this is why -- I feel like I ought to say on
10 everything after a while, "I don't know," or, "I don't
11 remember," because I can't tell you I asked the Counsel's
12 Office. I said that. Then I thought, no, that isn't what
13 happened. My memory is not good. The Counsel's Office
14 didn't bring those to me. Mr. Engskov brought those to me.

15 I may never have asked the Counsel's Office. Maybe
16 I'm just saying something because that seems reasonable. I
17 know I got a packet of that. So I thought, oh, no, I didn't
18 get that from the Counsel's Office. I got that from Mr.
19 Engskov.

20 Now, I'm trying to be as honest and open with you
21 all as I can, and I don't -- you know, you're twisting what
22 I'm saying around. I do not remember asking the Counsel's
23 Office for that. Mr. Engskov brought those to me. He
24 brought those to me, I believe -- and you'd have to ask him
25 -- precisely because my name was associated with them

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1 BY MR. WISENBERG:

2 Q Was that, what, two, three weeks ago? We're
3 talking about two, three weeks ago?

4 A I believe that's when the -- they released these.

5 BY MR. BARGER:

6 Q Did Mr. Engskov bring you these documents after
7 they were released to the public or before?

8 A I believe it was after they were released to the
9 public.

10 Q And what is your understanding of why Mr. Engskov
11 brought them to you?

12 A I think Mr. Engskov probably thought that I would
13 be interested in them since my name was associated with them.

14 But I believe you would have to ask Mr. Engskov why
15 he brought them to me, because I don't believe I asked Mr.
16 Engskov why he brought them to me.

17 Q Okay. And that's my next question. So when Mr.
18 Engskov brought these to you, what conversation did you have
19 with him?

20 A I don't recall my conversation with Mr. Engskov
21 when he brought them to me.

22 Q Did you have a conversation with him?

23 A We probably a sentence or two conversation, but I
24 don't recall the conversation.

25 Q Did you ask him why it is he was giving you these

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1 documents?

2 A I don't recall my conversation with Mr. Engskov.

3 Q Do you recall anything about your conversation with
4 Mr. Engskov?

5 A I don't recall anything of my conversation -- about
6 my conversation with Mr. Engskov.

7 Q Would the grand jury be in error if they were to
8 assume that it was just mere coincidence that Mr. Engskov
9 brought you these documents after they became public?

10 A Well, as I said earlier, I think there were
11 television articles -- or television -- that they had been
12 released and something was on television. And as I said
13 earlier, that I thought Mr. Engskov -- but here I am
14 characterizing -- you're asking me to characterize why
15 somebody else is going something, and I think it's unfair to
16 do it.

17 But in the interests of sort of moving this along,
18 I would say that probably Mr. Engskov saw it on television,
19 saw my name associated with it, had been in the Press Office,
20 had, you know, seen this there and thought, "Boy, I guess
21 Nancy might be interested in this since her name is, you
22 know, associated with this."

23 Now, I think that makes sense. I don't recall the
24 conversation with Mr. Engskov. I did not ask Mr. Engskov why
25 he brought them to me. And I think it's unfair, in reality,

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1 for you to ask me to characterize why he did it. I think if
2 you want to know why he brought them to me, you should
3 probably ask Mr. Engskov.

4 Q To the best of your recollection, did you ask
5 anybody in the Counsel's Office to give these documents?

6 A I could have asked someone in the Counsel's Office
7 to get those for me, but I do not recall that I asked anybody
8 in the Counsel's Office to get them for me. I recall that
9 Mr. Engskov is the person who brought them to me.

10 Q Did you have any conversation with anyone in the
11 Counsel's Office about the topic of the Kathleen Willey
12 correspondence within the last month?

13 A I had a conversation with Cheryl Mills about the
14 correspondence, Kathleen Willey correspondence.

15 Q Now, you testified last Thursday, I believe, that
16 Ms. Mills asked you about a piece of correspondence from
17 President Clinton to Kathleen Willey that had been released,
18 at least as you understand it, by Mr. Gecker, correct?

19 A Wait a second. Let's back up. From -- no, no,
20 that's not what I said.

21 Q All right. What is it that Cheryl Mills asked
22 you --

23 A She asked me about a piece of correspondence from -
24 - that's completely off -- from Kathleen Willey to me that
25 had been released by Mr. Gecker.

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1 Q All right. And this was a piece of correspondence
2 that you had not been able to find previously?

3 A That's correct.

4 Q And what else, if anything, did you talk with
5 Cheryl Mills about?

6 A She indicated to me that they were going to be
7 releasing correspondence or -- I think the day before or that
8 morning, shortly thereabouts, but she didn't get back to me
9 or didn't give me copies of it.

10 Q All right. So it sounds like you can bracket or
11 pinpoint the approximate date you talked with Cheryl Mills,
12 because, I take it, that your conversation with Cheryl Mills
13 is before the White House actually releases their copies of
14 the Kathleen Willey correspondence.

15 A That's my recollection of that.

16 Q Okay. And why was it -- perhaps I misunderstood
17 you last week, but I thought your testimony -- strike that.

18 I take it then that your conversation with Cheryl
19 Mills -- strike that.

20 I apologize, Ms. Hernreich, I guess I'm confused,
21 because I thought your conversation with Ms. Mills also
22 concerned a piece of correspondence Mr. Gecker released that
23 the White House did not have.

24 Q This is now an additional conversation that I just
25 remembered that I had with Ms. Mills that I hadn't recalled

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1 before.

2 BY MR. WISENBERG:

3 Q Let me -- I want to interrupt just a second.

4 A Okay.

5 Q And I apologize. I want to go back to something
6 that you -- I want to clarify something for you, Ms.
7 Hernreich.

8 A Uh-huh.

9 Q If I understood correctly -- and I don't have a
10 photographic memory, so I'm sure this will not be a verbatim
11 presentation of an answer you gave a few questions back to
12 Mr. Barger. But I believe you mentioned that sometimes your
13 answers are based on a logical inference of what must have
14 been.

15 I think it's important that you know we're assuming
16 that your answers that you're giving us here are based on
17 your recollection unless otherwise indicated. If you're
18 giving an answer to a question that's based on your
19 supposition of what must have logically been, you need to
20 make sure you identify that for us for the record.

21 A Yes. You're right, I should. And I -- and I'm
22 afraid I'm not as careful sometimes as I ought to be with
23 that, and it's very important that I am more careful.

24 Just let me reiterate again that I do hundreds and
25 sometimes it feels like thousands of things every day, and I

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1 do not remember -- it's impossible to remember. If you sat
2 in my office for an hour or so, I think your head would be
3 swimming, too.

4 There are just -- people -- you know, the phone
5 rings constantly, there are people constantly in my door,
6 there are constantly people in my outer office, there are
7 people, you know, going in and out for meetings with the
8 President, and it is -- you know, in the middle of that, he's
9 saying something, and somebody else has got to do this, and
10 somebody else is on the phone and they're asking you a
11 question, you answer quickly, and someone's got something out
12 there and -- I mean, that's what it -- and it happens about
13 that fast. It's -- sometimes it's something every five or
14 ten seconds.

15 And for me to remember precisely how things
16 occurred -- I'm trying to be helpful to you all, but, you
17 know, we may sit here all day with, "I don't recall," and, "I
18 can't tell you precisely," because that is how my life is.
19 There are too many things that go on every day for me to
20 remember precisely what goes on and how it happened and
21 precisely what was said, in what order.

22 And then for me, on top of that, to sit there and
23 guess why somebody else does something, and to spend an hour-
24 and-a-half dealing with that -- I don't know why Kris Engskov
25 brought me that. And, you know -- and that's, again, a

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1 supposition which I tried to make clear to you all.

2 I'll try to be helpful. I'm trying to be helpful.
3 My memory --

4 Q I think we got your point.

5 A Okay. I know, but it's just --

6 Q I believe the context was -- and everybody knows
7 you can remember something and then later on remember
8 something else later and say, "Gosh I got that wrong."

9 As a matter of fact, one of the things that we
10 typically -- or one of the things that we'll tell you before
11 you leave ultimately -- right before you ultimately leave,
12 whenever that is, will be, if you remember something
13 differently, to let us know through your attorney.

14 A Mm-hmm.

15 Q And I think your answer was in the context of
16 something you might have said about the Counsel's Office
17 versus now your memory is Mr. Engskov.

18 A Mm-hmm.

19 Q My only point is a narrow one.

20 A Yeah.

21 Q Which is, if you're giving an answer, if it's not
22 based on your best recollection and it's based on, instead,
23 some logical supposition that you're making because you
24 usually do things that way, you need to make sure you're
25 letting us know that.

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1 A Yeah. Well, I understand, and it's a point well-
2 taken, and I will try to do better with making sure I clarify
3 that.

4 BY MR. BARGER:

5 Q Following up on the Cheryl Mills topic, if I
6 understand you, you had a meeting with Cheryl Mills before
7 the Kathleen Willey correspondence was released by the White
8 House, correct?

9 A That's correct.

10 Q And when I say released by the White House, we're
11 talking about the fact that the White House released some
12 pieces of Kathleen Willey correspondence after her appearance
13 on 60 Minutes, correct?

14 A That's correct.

15 Q And what was the purpose of that meeting with
16 Cheryl Mills before -- strike that. And as you understand
17 it, who was it that released the correspondence? Was that
18 the White House Counsel's Office?

19 A I don't know who released the correspondence.

20 Q What's your understanding of who released the
21 correspondence?

22 A I don't know who released the correspondence.

23 Q My question is, what's your understanding?

24 A Well, you're just asking me to make a supposition
25 again. I don't know who released the correspondence.

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1 Q No, I'm not asking you to make a supposition. You
2 can have an understanding based on what people tell you
3 without actually seeing who releases the correspondence.

4 A I will tell you that Cheryl Mills indicated to me
5 that the correspondence would be released. Beyond that, I
6 can't tell you, you know --

7 Q What was the purpose of the meeting with Cheryl
8 Mills?

9 A I did not have a meeting with Cheryl Mills.

10 BY MR. WISENBERG:

11 Q How did she tell you?

12 A Probably -- my recollection is that she told me on
13 the phone.

14 BY MR. BARGER:

15 Q Why did you have a phone conversation with her?

16 A I don't know why I had a phone call with Cheryl
17 Mills.

18 Q Did you initiate it or did she?

19 A She initiated it.

20 Q Did she indicate what the purpose of the phone call
21 was?

22 A I believe she just told me that they were going to
23 be releasing some of the correspondence -- releasing the
24 Kathleen Willey correspondence.

25 Q Now, you had a second conversation with Cheryl

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1 Mills, I believe, you indicated? You had two separate --

2 A Later on regarding this -- this letter that was
3 in -- that Kathleen Willey's attorney released that was to me
4 from her, and it wasn't in the documents or the letters that
5 I had previously given Cheryl.

6 Q And your recollection is that that discussion -- I
7 don't know if want to say meeting -- but that discussion or
8 meeting with Cheryl Mills, that occurred after the White
9 House released the correspondence.

10 A That's correct.

11 Q Okay. And that was what -- okay. So part of what
12 you recall today is this other conversation with Cheryl Mills
13 regarding the pre-release -- or which occurred pre-release of
14 the White House documents.

15 BY MR. WISENBERG:

16 Q Could you just tell us, to the best of your
17 recollection, sitting here today, what did Cheryl Mills say
18 to you on the first conversation -- the conversation about
19 the release of the -- the public release of the
20 correspondence?

21 A "We're going to be releasing some of the
22 correspondence or documents related to Kathleen Willey." And
23 I think she said something to the effect that, "I'll get back
24 to you later about it," and never did.

25 Q Did she indicate to you in any way that this was

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1 the correspondence that you had gathered up?

2 A That was my understanding, but I'm not sure she
3 indicated that to me.

4 Q Did she reference it as "the correspondence,"
5 "We're going to be releasing the Willey correspondence?"

6 A I don't remember her exact words.

7 Q Are you aware of any Willey correspondence gathered
8 -- pardon me for pacing -- are you aware of any Willey
9 correspondence gathered other than what you and your
10 assistants had gathered?

11 A I think they found things in Records Management
12 that I didn't gather.

13 Q Did Ms. Mills tell you that during the conversation
14 with her or have you subsequently learned that?

15 A I have subsequently learned that.

16 MR. WISENBERG: That's all I have on that point.

17 BY MR. BARGER:

18 Q Going back to the first half of 1993, I was asking
19 you some questions about -- I take that back. Before I get
20 there, the packet of materials that Mr. Engskov gave you,
21 what did you do with those?

22 A I threw them away.

23 Q Did you read them first?

24 A Oh, yes. I looked through them. I'm not sure I
25 read them in detail. I glanced at them.

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1 Q Where did you throw them away?

2 A I think I probably threw them in the burn bag.

3 Q At the White House?

4 A Yes.

5 THE FOREPERSON: Excuse me. When you turned over
6 the documents to Bruce Lindsey, did you make photocopies just
7 so you would know what was passed on to Mr. Lindsey?

8 THE WITNESS: No, I didn't.

9 THE FOREPERSON: Thanks.

10 BY MR. BARGER:

11 Q Going back to the first half of 1993, we were on
12 the topic of Kathleen Willey beginning to do volunteer work.

13 Do you recall who it was back then that was in
14 charge of the Social Office?

15 A Yes, I do. It was Ann Stock.

16 Q And there was a Correspondence Office at that time,
17 correct?

18 A Yes.

19 Q Do you recall who it was that was in charge of the
20 Correspondence Office?

21 A At that time? At the beginning, it was Marsha
22 Scott.

23 Q And after Marsha Scott, who?

24 A Well, there were three or four of them in a row. I
25 mean, there were three or four that were in there briefly. I

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1 don't really remember who was after her.

2 Q Do you remember whether Melinda Bates ever was in
3 charge of --

4 A No, I don't believe Melinda Bates was in charge of
5 the Correspondence Office.

6 Q What was she in charge of, if you recall?

7 A She's always been in charge of the Visitors'
8 Office. That's the office that handles tours and some
9 events, like the Easter Egg Roll.

10 Q Do you recall having a meeting with Kathleen Willey
11 in approximately April of 1993 at the White House?

12 A I don't recall having a meeting with Kathleen
13 Willey in April of '93.

14 Q Well, do you -- and I don't mean to -- I don't want
15 to play words here. Do you recall any meeting with Kathleen
16 Willey in, you know, the early part -- in the first six
17 months of 1993 in connection with her attempting to get a
18 volunteer position at the White House?

19 A I recall a conversation with her about -- moving on
20 here, about getting a better position in the Social Office,
21 or taking on more responsibility in the Social Office. But
22 that's the only kind of conversation that I remember at that
23 time, in that period of the first year or so.

24 Q Do you recall whether the President of the United
25 States gave you any instructions or discussed with you

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<p>1 anything having to do with Kathleen Willey getting a 2 position, a volunteer position at the White House? This 3 would have been, again, in approximately -- in the first six 4 months of 1993.</p> <p>5 A Do I recall the President asking me to -- rephrase 6 that, because I'm not sure what you're asking me.</p> <p>7 Q I'm trying to figure out how it was that Kathleen 8 Willey came to get a job at the White House. That's what 9 we're trying to figure out.</p> <p>10 A Sure. What job are you talking about?</p> <p>11 Q Any job. Let's pick the first job. How was it she 12 came to get a job at the White House in the first place?</p> <p>13 A Are you talking about a volunteer position?</p> <p>14 Q Volunteer position.</p> <p>15 A I don't know how she came to get a position -- a 16 volunteer position in the White House to begin with.</p> <p>17 Q Do you know whether the President played any role 18 in her obtaining a volunteer position at the White House?</p> <p>19 A I don't know if the President played any role in 20 her getting a volunteer position at the White House.</p> <p>21 Q Do you recall the President ever discussing with 22 you anything about Kathleen Willey getting a volunteer 23 position at the White House, either assisting Kathleen Willey 24 or contacting Kathleen Willey, setting up a meeting with 25 Kathleen Willey, anything like that?</p>	<p>1 Q Having had that conversation, does that refresh 2 your recollection in any way about having, in fact, met her?</p> <p>3 Do you understand my distinction?</p> <p>4 A It -- recalling the conversation and then having 5 met her? Yes, it does help, yeah.</p> <p>6 Q Okay. Well, putting aside the question of the 7 phone number --</p> <p>8 A Mm-hmm.</p> <p>9 Q -- do you recall meeting Kathleen Willey at the 10 Richmond airport?</p> <p>11 A I do recall meeting her at the Richmond airport.</p> <p>12 Q Do you recall at some point later, perhaps in 1993, 13 having a conversation with her that, in part, included the 14 fact that, you know -- words to the effect of, "Well, we met 15 at the Richmond airport"?</p> <p>16 A I recall that we had a conversation about that.</p> <p>17 Q All right. I'm going to stay in 1993 for a little 18 bit. Do you recall Kathleen Willey in 1993 talking with you 19 about her desire to work in the Social Office?</p> <p>20 A No, I don't recall a conversation with her about 21 her desire to work in the Social Office.</p> <p>22 Q Is it possible -- and we'll go further down the 23 continuum. Is it possible that the President asked you to 24 assist Kathleen Willey in getting a position, a volunteer 25 position at the White House in or about April of 1993?</p>
<p>Page 94</p> <p>1 A I don't recall him ever having a conversation with 2 me -- I don't recall a conversation with him about getting 3 Kathleen Willey a volunteer position.</p> <p>4 Q I asked you some questions last week about whether 5 then Governor Clinton asked you to get Kathleen Willey's 6 phone number at the Richmond airport in approximately the 7 fall of 1992. Do you remember that topic?</p> <p>8 A Yes, I do.</p> <p>9 Q Do you recall meeting with Kathleen Willey in or 10 about April of 1993?</p> <p>11 A I don't recall meeting with Kathleen Willey in 12 April of 1993.</p> <p>13 Q Do you recall meeting with Kathleen Willey and 14 having a discussion or talking about or recollecting or -- 15 I'm trying to be general here so that we don't fall through 16 the cracks -- about the fact that you met Kathleen Willey at 17 the Richmond airport in the fall of 1992?</p> <p>18 A Do I recall having a conversation -- meeting with 19 her at -- let me -- you seem to have said two or three things 20 there, so --</p> <p>21 Q Did there come a point when you and Kathleen Willey 22 had a conversation about the fact that you met Kathleen 23 Willey at the Richmond airport in the fall of 1992?</p> <p>24 A I believe that we had a conversation along those 25 lines.</p>	<p>Page 96</p> <p>1 A It's possible.</p> <p>2 Q And as you testified earlier, at least from a 3 conversation -- one or more conversations you've had with the 4 President, the President viewed Mrs. Willey and her husband 5 as valuable assets in the 1992 campaign.</p> <p>6 A Rephrase that? Because you said two or three 7 things there, too, that I want to make sure that --</p> <p>8 Q I don't know the exact wording you used, but there 9 was a point -- at some point you had a conversation with the 10 President where he -- I don't know the right words here, but, 11 basically, he was aware that Kathleen Willey and her husband 12 had assisted in his 1992 campaign.</p> <p>13 A I think you had asked me that -- you know, whether 14 it was my understanding that they were valuable, you know -- 15 or they had participated in the campaign and in what way and 16 where I got that from, and I said, you know, from her, and I 17 believe the President as well valued what they had done.</p> <p>18 Q Okay.</p> <p>19 A So that is rephrasing that and saying --</p> <p>20 Q That's all I was trying to get at.</p> <p>21 A Yeah, yes.</p> <p>22 Q And my only point was -- the point I wanted to 23 to make was, given the fact that they were at least 24 participants in the '92 campaign, I take it, it was not 25 unusual for Kathleen Willey, given her and her husband's</p>

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1 assistance to the campaign, to get a job as a volunteer at
2 the White House.

3 Is it fair to say there's nothing unusual about her
4 getting that position?

5 A I think that's fair.

6 Q Okay. That's all I -- that's the only point I was
7 trying to make.

8 A Okay.

9 Q Your understanding is that she at some point --
10 perhaps she had an earlier position, but at some point she
11 became a volunteer in the Social Office working for Ann
12 Stock?

13 A That's correct. It's my understanding that she had
14 that -- she was a volunteer in the Social Office.

15 Q Turning your attention to approximately the summer
16 of 1993, you were talking about the President's vacation in
17 1997.

18 A Mm-hmm.

19 Q Do you recall the President and Mrs. Clinton taking
20 a vacation in the summer of 1993 in Vail?

21 A Oh, well, I wouldn't have been able to pinpoint the
22 time, but they at some point went to Vail --

23 Q All right.

24 A -- in the last, you know, five years.

25 Q All right. Do you recall Kathleen Willey

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1 volunteering her and her husband's condominium to any of the
2 White House -- or to people in the White House staff who
3 might be accompanying the President if they needed a place to
4 stay in Vail during that summer vacation? Does that ring a
5 bell? Do you recall any of that?

6 A No, I don't recall any of that.

7 Q Do you recall the President asking you to obtain
8 the Willeys' Vail phone number in case they wanted to contact
9 the Willeys on their summer vacation?

10 A No, I don't recall him asking me for their phone
11 number.

12 Q If he did, that would not have been particularly
13 unusual, would it?

14 A I don't think it's unusual, no.

15 Q Now, there came a time on or about November 29th of
16 1993, which is the date that is associated with the alleged
17 incident between the President and Kathleen Willey --

18 A Is that what you're saying, that that's the date --

19 Q That's the date --

20 A -- of the alleged --

21 Q -- November 29th, correct.

22 A Mm-hmm.

23 Q And my question is, do you recall Kathleen Willey
24 asking you if she could meet with the President on that day?
25 And I don't mean to say she asked you, "Can I meet with the

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1 President on November 29th?" I'm asking you whether, around
2 that time period, you recall Kathleen Willey asking you if
3 she could -- that she needed to meet with the President, or
4 asking you if she could meet with the President?

5 A I -- I don't recall the specific incident of her
6 asking to meet with the President, no.

7 Q Obviously, given her position as a volunteer, is it
8 fair to say she couldn't just walk in and see the President,
9 she would need to clear it with somebody?

10 A That's correct.

11 Q All right. From your experience, generally, if
12 Kathleen Willey wanted to meet with the President, who would
13 she check with to see if it would be all right to meet with
14 the President?

15 A She'd check with me.

16 Q So if she did have a meeting with the President on
17 that day, the likely person she would have checked with to
18 get permission would be you.

19 A That's correct.

20 Q And just to clarify here, do you recall whether you
21 arranged or whether she asked to meet with the President that
22 day?

23 A Not that day. I don't recall anything related to,
24 you know, this specific incident.

25 Q Okay. Assuming she met with the President on that

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1 day in the afternoon, do you recall seeing Kathleen Willey
2 leave the Oval Office after meeting with the President?

3 A No, I don't recall seeing her leave.

4 Q There have been allegations or various media
5 reports, depending on who you believe --

6 A Mm-hmm.

7 Q -- that she was disheveled, or her lipstick was
8 smeared, or her blouse may have been disheveled, for want of
9 better terminology.

10 A Mm-hmm.

11 Q Do you recall seeing anything like that?

12 A No, I don't recall seeing anything like that.

13 BY MR. WISENBERG:

14 Q Do you think that's something you would remember?

15 A If I saw it, I think I'd remember it.

16 BY MR. BARGER:

17 Q Generally, do you recall how Mrs. Willey dressed?

18 A Generally, yeah, I do recall how she dressed.

19 Q Okay. And what I was sort of smiling at to myself
20 is, I don't know if my wife would -- a man might not
21 appreciate that, although I'd probably get in trouble for
22 saying that, too, but perhaps a woman would be more likely to
23 remember -- and I mean that in a purely complimentary way --

24 A (Laughing) You're treading very lightly. Mostly
25 women in here, I think.

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1 MR. BARGER: The record should reflect we were all
2 laughing.

3 BY MR. BARGER:

4 Q Generally, do you recall how she dressed? I
5 thought you said yes. Could you elaborate on that?

6 A Well, I recall -- her clothes seemed to be
7 expensive --

8 Q Okay.

9 A -- is one thing I remember about her.

10 Q Generally dressed appropriately for the office in
11 which she worked?

12 A Yes, she did dress appropriately.

13 Q Generally dresses?

14 A Dresses or suits. My recollection would be more
15 that she wore suits.

16 Q Okay. Do you recall, because this date has been
17 bandied about some, this November 29, 1993 date.

18 A Mm-hmm.

19 Q Do you recall -- and perhaps you had an opportunity
20 to look -- to refresh your memory, et cetera -- do you recall
21 whether or not the President had any type of meeting or
22 specifically perhaps a cabinet meeting the afternoon of
23 November 29, 1993?

24 A No. No, I don't recall that.

25 Q Have you taken any steps to try to figure out what

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1 the President's schedule was that day or reviewed any
2 documents, or has anyone had any discussions with you about
3 the events of that day to either refresh your memory -- what
4 I'm trying to get at is whether you've looked at anything
5 that would make you aware of whether the President had a
6 meeting in the afternoon of that day.

7 Q What kind of documents are you talking about?

8 Q You know, since I'm not familiar with the White
9 House --

10 A Mm-hmm.

11 Q -- I don't know what would be available to you.
12 But all I'm trying to get at is whether, having looked at --
13 or talked with anyone, whether you are aware of or whether
14 you have any understanding of whether the President had a
15 meeting scheduled for that afternoon.

16 A No, I don't know anything about a meeting that
17 afternoon. I haven't looked at anything to refresh my
18 memory.

19 MR. WISENBERG: Let me butt in for just a second.

20 MR. BARGER: Yes.

21 BY MR. WISENBERG:

22 Q Mr. Barger is asking you a lot of questions about a
23 specific date, I think November 29, '93.

24 A Mm-hmm.

25 Q Let me ask you this. Do you recall Kathleen Willey

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1 having asked to see the President very shortly before it
2 turned out that her husband had killed himself?

3 A No, I don't recall that she had asked very shortly
4 before he killed himself.

5 Q And you don't recall any unusual incident
6 whatsoever involving her, how she acted or looked when she
7 left a meeting in the Oval Office with the President; is that
8 correct?

9 A That's right. I don't recall -- let me make sure I
10 understood you correctly. That -- you're asking basically
11 almost the same thing, that she -- was there anything unusual
12 about how she looked or anything that would maybe help me
13 remember it, or specifically --

14 Q With respect to any of that, in the history of your
15 time at the White House, do you recall anything unusual about
16 Kathleen Willey -- any occasion where Kathleen Willey would
17 have left the Oval Office area after a meeting with the
18 President, anything unusual?

19 A I -- you're asking me whether the whole time I've
20 worked there, if I recall anything unusual following a time
21 Kathleen Willey would have left the Oval Office, something
22 that would --

23 Q Right. Anything unusual about anything she looked
24 like or said or did upon leaving the Oval Office.

25 A No, I don't.

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1 BY MR. BARGER:

2 Q I was going to ask you some questions along
3 the lines of the meeting that apparently took place on
4 November 29th in terms of how long she was in the Oval
5 Office, but I take it you don't recall that meeting.
6 Is that fair to say?

7 A That's correct.

8 MR. BARGER: Okay. So we'll skip those questions.

9 MR. WISENBERG: Let the record reflect that we will
10 get a knock when lunch arrives.

11 BY MR. BARGER:

12 Q Do you recall that there came a time when Kathleen
13 Willey's husband committed suicide?

14 A Yes, I do remember that there was a time when --
15 I do remember that time.

16 Q Okay. Accept for the purposes of -- that the date
17 of that was on or about November 29, 1993. Do you recall
18 having any discussion or conversation with the President
19 about Kathleen Willey's husband's death? In other words,
20 did the President ever talk with you about the fact that
21 Mrs. Willey's husband had died or committed suicide?

22 A Yes, he did talk to me about her husband committing
23 suicide.

24 Q Do you remember when it was in connection -- in
25 conjunction -- in relation to Mr. Willey's death? Was it a

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1 conversation you had fairly close in time after the death,
2 a long time after the death? Using the death as a benchmark,
3 when was the conversation with the President?

4 A It was a pretty long time after. May I just
5 expand a little bit on this? I don't recall any specific
6 conversations that I had with the President during that
7 time or shortly thereafter, although I feel certain that I
8 probably told him about it because people I think had told
9 me, maybe someone in the counsel's office -- or not counsel's
10 office, maybe one of her friends, I don't know who told me, I
11 don't recall who told me, for all I know, Kathleen could have
12 called and told me. But I don't remember that. But I feel
13 like I was probably the one who told him that her husband had
14 died.

15 Now, again, someone could come and say "I'm the one
16 who told him and I'd say, "Fine, I agree with you," but that
17 is my general recollection.

18 That's to say that for follow-up questions, I don't
19 know that specific conversation, but I just want to be clear
20 that we probably did have a conversation in that period of
21 time about it. It would have made a lot of sense and I'll
22 just make that clear for the record, that I don't have a
23 specific memory, but I feel like we probably did.

24 A JUROR: Just a quick question.

25 THE WITNESS: Sure.

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1 A JUROR: In a case like this, would the White
2 House have sent flowers or some sort of condolence?

3 THE WITNESS: Well, not necessarily would we have
4 sent flowers. Sometimes we -- in fact, very rarely do we
5 send them in Washington. More often they send them in
6 Arkansas, but it's interesting because just how -- it's a
7 long complicated story about the people in Arkansas are
8 people who always did that for him when he was governor and
9 they've assumed that role and stayed in Arkansas and do that,
10 but it's not something we commonly do in Washington.

11 A JUROR: Thank you.

12 BY MR. BARGER:

13 Q Do you recall after Ed Willey committed suicide, do
14 you recall whether there came a time when Kathleen Willey
15 expressed an interest in obtaining a paying job at the White
16 House?

17 A Yes. I recall her interest in obtaining a paying
18 job.

19 Q Do you recall whether approximately -- do you
20 recall whether Kathleen Willey came to see you after she --
21 in other words, her husband commits suicide, there's a period
22 of time where she takes leave and doesn't come to the White
23 House, do you recall after she comes back to the White House
24 that she came in to see you and met with you in the -- well,
25 I'll just leave it at that, that she met with you after she

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1 returned to the White House after her husband's death?

2 A What period of time? How much time are you talking
3 about?

4 Q Approximately ten to fifteen days after her
5 husband's death.

6 A I don't recall that specific meeting nor would I
7 have been able to say that it was that soon at all.

8 Q Do you recall after she came back to the White
9 House after her husband's death, do you recall whether she --
10 do you recall her meeting with the President after her
11 husband's death?

12 A No, I don't recall her meeting with the President
13 after her husband's death.

14 Q Do you recall whether she had any conversations
15 with the President about obtaining a paying job at the White
16 House after her husband's death?

17 A Say that again. Do I recall whether she had any
18 conversations with the President?

19 Q Correct.

20 A About --

21 Q About getting a paying job.

22 A No, I don't recall whether she had any
23 conversations with the President about that.

24 Q Did the President ever -- after Mr. Willey's death,
25 did the President ever say anything to you about the topic of

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1 Kathleen Willey getting a paying job at the White House?

2 In other words, what I'm trying to get at is did
3 the President have any conversations, did the President
4 express an interest in helping her, did he show an interest
5 in assisting her getting a job, helping out because of the
6 death of her husband, that kind of thing?

7 A At some point, and I can't tell you exactly when,
8 especially in relation to her husband's death, the President
9 indicated an interest in helping her get a job, a paying job,
10 a job.

11 Q Was this more than one conversation? If you
12 recall.

13 A I don't recall.

14 Q What, if any, role or what, if any, efforts did
15 you take to try to assist Mrs. Willey in getting a position,
16 a paying position, at the White House? Did you play any
17 part in that, any role in that? Did you assist her?

18 A Well, I know that I spoke with the Office of
19 Presidential Personnel about assisting her in getting a
20 paying job.

21 Q Do you recall who would have been in charge
22 of Presidential Personnel? And if that changed over
23 time?

24 A Well, my recollection of conversations I had
25 were with Craig Smith, who was in charge of personnel for

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Page 109	Page 111
<p>1 a while.</p> <p>2 Q And after Craig Smith, do you recall who took</p> <p>3 over from him? Was that Bob Nash?</p> <p>4 A Bob Nash, I believe, took over from Craig.</p> <p>5 Q In any conversations that you had, did you convey</p> <p>6 the fact or convey information that the President was</p> <p>7 supportive of Mrs. Willey trying to get a paying position?</p> <p>8 A I believe I conveyed that to people.</p> <p>9 Q And, again, from your perspective, nothing improper</p> <p>10 about the President assisting Mrs. Willey and nothing</p> <p>11 improper in you assisting Mrs. Willey.</p> <p>12 A That's correct.</p> <p>13 Q Do you remember -- was there any discussion about</p> <p>14 where in the White House Mrs. Willey could possibly work?</p> <p>15 What kinds of positions, if any, were you trying to get for</p> <p>16 her or were you trying to see were available?</p> <p>17 Did you have any particular area in the White House</p> <p>18 you were looking or --</p> <p>19 A No. Well, I'm sorry. I should let you finish.</p> <p>20 Q That's all right.</p> <p>21 A No, I didn't have any specific ideas about a</p> <p>22 place in the White House for her to work.</p> <p>23 Q As best you recall, generally, what were</p> <p>24 your conversations with Craig Smith about with regard to</p> <p>25 Mrs. Willey? I mean, generally, what did you talk to</p>	<p>1 A I had nothing to judge that or base that on.</p> <p>2 Q I'm sorry. Based on your dealings with her, you</p> <p>3 had no opinion --</p> <p>4 A Well, you're asking me about a worker and I didn't</p> <p>5 deal with her on that level. I didn't deal with her as a</p> <p>6 worker.</p> <p>7 Q Well, how about just in the context of the contact</p> <p>8 you had with her, as a friend, a friend who you saw at the</p> <p>9 White House but really didn't have the opportunity or didn't</p> <p>10 take -- nothing pejorative, you didn't socialize outside of</p> <p>11 work, but in the context of your contacts with Mrs. Willey,</p> <p>12 did you find her to be a reliable, trustworthy person?</p> <p>13 A Well, again, let me just say probably the only</p> <p>14 context I would have that to base that on, if she told me</p> <p>15 "I'll come see you in 30 minutes," then she might show up in</p> <p>16 30 minutes. But for me to say beyond that, she didn't work</p> <p>17 for me and so I had nothing to base it on if she was -- you</p> <p>18 asked me reliable, trustworthy worker.</p> <p>19 Q Right.</p> <p>20 A She didn't work for me, so I would not have</p> <p>21 anything to base that on.</p> <p>22 Q I take it, though, if you had felt she was not</p> <p>23 qualified or she was not reliable or was somehow a threat</p> <p>24 to the White House, you wouldn't have been willing to assist</p> <p>25 her in getting a position there?</p>
<p>Page 110</p> <p>1 Mr. Smith about and what did you say to him?</p> <p>2 A My general recollection is that she was interested</p> <p>3 in a position and were there any available in government and</p> <p>4 could he assist her and that this was something that the</p> <p>5 President would like to see done as well as I would like to</p> <p>6 see done.</p> <p>7 Q And the fact that you would like to see it done, I</p> <p>8 think we've covered this a little bit before, but during this</p> <p>9 time period, you considered Mrs. Willey a friend.</p> <p>10 A I did consider her a friend.</p> <p>11 Q Was she a social friend? In other words, did you</p> <p>12 all go out together? Or was she a friend only in the context</p> <p>13 of you worked together?</p> <p>14 A We worked together and my recollection is that she</p> <p>15 would come in on the train and go back to Richmond, so we</p> <p>16 talked about going out to dinner, but I think she generally</p> <p>17 would go home in the evenings. My work hours are such that I</p> <p>18 don't have a whole lot of time to socialize.</p> <p>19 Q And when you say "go back to Richmond," as you</p> <p>20 understood it, she was commuting from her home in Richmond.</p> <p>21 A Yes. My recollection is she took the train up</p> <p>22 here.</p> <p>23 Q Now, during the time that you worked with her</p> <p>24 and you developed a friendship, did you generally consider</p> <p>25 her to be a reliable, trustworthy worker at the White House?</p>	<p>Page 111</p> <p>1 A She seemed to be intelligent. She indicated to me</p> <p>2 that she was capable and that she had done a lot of things</p> <p>3 and she indicated that she -- you know, wanted some help.</p> <p>4 And I, frankly, would leave it to other people to make the</p> <p>5 determination of whether she was qualified and they could</p> <p>6 check into her background and I could make the recommendation</p> <p>7 and say this is somebody who has helped the President a lot</p> <p>8 and he would like to see us help her. You know, I do this</p> <p>9 for people. But then take it from there for someone else to</p> <p>10 look into her work record and determine if she's a reliable,</p> <p>11 trustworthy worker. I liked her personally and because I</p> <p>12 liked her personally I wanted to help her.</p> <p>13 Q And, in fairness, I'm not asking you to pass on</p> <p>14 the truthfulness or untruthfulness of the allegations that</p> <p>15 are out there about the November 29th incident.</p> <p>16 Do you recall -- did there come a time when</p> <p>17 Mrs. Willey did get a part-time paying job at the White</p> <p>18 House?</p> <p>19 A There was a time that she did get a part-time</p> <p>20 paying job.</p> <p>21 Q Do you remember for whom it was she worked?</p> <p>22 A She worked in the counsel's office.</p> <p>23 Q Do you recall whether she worked for Mr. Cutler?</p> <p>24 A I think it was Mr. Cutler.</p> <p>25 Q And did there come a time that her position in the</p>

1 counsel's office -- I don't know what the right word is,
 2 terminated or ended?
 3 A Yes. There was a time that her position --
 4 Q Do you recall whether that occurred about the time
 5 that Mr. Cutler left and Judge Mikva replaced Mr. Cutler as
 6 White House counsel?
 7 A Well, I don't recall the specific timing of it, but
 8 it's my understanding that that was the time.
 9 Q Okay. At least as you understand it, that's about
 10 the time period that Mrs. Willey left her part-time position
 11 in the counsel's office?
 12 A Yes, that's my understanding.
 13 MR. BARGER: All right.
 14 I notice there's been no knock on the door for
 15 lunch yet.
 16 THE FOREPERSON: I know. I'm almost worried. This
 17 is something that's not normal.
 18 MR. BARGER: That Mr. Wisenberg has left to eat the
 19 lunches? Is that it?
 20 THE FOREPERSON: Well, I could hear his stomach
 21 over here, so --
 22 (Laughter.)
 23 A JUROR: We still need a break.
 24 THE FOREPERSON: No, I think somebody ought to
 25 check.

1 MR. BARGER: All right.
 2 THE FOREPERSON: Let me go check.
 3 MR. BARGER: All right.
 4 THE WITNESS: What time is lunch usually?
 5 MR. BARGER: Usually 12:30 and it's one now. Yes.
 6 THE WITNESS: Do they bring it from downstairs?
 7 MR. BARGER: For the jurors. Not for us.
 8 We're still on the record. One of the jurors has
 9 left, but we still have a quorum, correct?
 10 THE DEPUTY FOREPERSON: Yes. I think the jurors
 11 would like to break anyway.
 12 MR. BARGER: All right. Permission for the witness
 13 to be excused?
 14 THE DEPUTY FOREPERSON: Yes.
 15 MR. BARGER: All right.
 16 Thank you, Ms. HERNREICH. We'll break until -- I
 17 don't know.
 18 What time are you --
 19 A JUROR: Well, it depends on when lunch comes.
 20 MR. BARGER: All right.
 21 THE WITNESS: You'll let me know?
 22 MR. BARGER: We'll let you know.
 23 THE WITNESS: I'll wait out there for you.
 24 (The witness was excused at 1:00 p.m.)
 25 * * * * *

1 Whereupon, (4:13 p.m.)
 2 NANCY HERNREICH
 3 was recalled as a witness and, having been previously duly
 4 sworn by the Foreperson of the Grand Jury, was examined and
 5 testified further as follows:
 6 EXAMINATION (RESUMED)
 7 MR. WISENBERG: Let the record reflect that the
 8 witness, Ms. Nancy HERNREICH, has reentered the grand jury
 9 room.
 10 We have a quorum and there are no unauthorized
 11 persons, correct?
 12 THE FOREPERSON: We have a quorum and there are no
 13 unauthorized persons.
 14 MR. WISENBERG: Okay. Go ahead.
 15 THE WITNESS: She has to remind me I'm still under
 16 oath.
 17 THE FOREPERSON: Yes, you are still under oath.
 18 THE WITNESS: Thank you.
 19 MR. EMMICK: First let me apologize for the delay,
 20 that sometimes things are just beyond our control. Let's try
 21 to do what we can in the 15 minutes that we have left.
 22 BY MR. EMMICK:
 23 Q What I would like to do is turn our attention to
 24 one of the things that we had talked about a bit ago and
 25 that was your earlier search for books at the request of

1 Mr. Kendall.
 2 A Okay.
 3 Q And as you were describing that, it occurred to me
 4 that I didn't have a picture in my head of where you were
 5 looking and that further reminded me that I don't even know
 6 what items are in the various rooms that we're talking about.
 7 And so what I'd like to ask you to do is turn your attention
 8 to a diagram that I have in a very rudimentary fashion drawn.
 9 Can you see this reasonably well?
 10 MR. WISENBERG: Mr. Emmick?
 11 MR. EMMICK: Yes?
 12 (Pause.)
 13 MR. EMMICK: We apologize for the trouble. If we
 14 could ask you to leave and we'll have the other person come
 15 back in.
 16 (The witness was excused at 4:15 p.m.)
 17 * * * * *
 18 Whereupon, (4:22 p.m.)
 19 NANCY HERNREICH
 20 was recalled as a witness and, having been previously duly
 21 sworn by the Foreperson of the Grand Jury, was examined and
 22 testified further as follows:
 23 EXAMINATION (RESUMED)
 24 THE WITNESS: Try again?
 25 MR. EMMICK: Yes. Since I'll be asking you to

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<p>1 stand, you might as well stand.</p> <p>2 MR. WISENBERG: Let the record reflect that</p> <p>3 Ms. Hernreich has entered the grand jury room.</p> <p>4 THE FOREPERSON: Ms. Hernreich has entered the</p> <p>5 grand jury room. There are no unauthorized people and we do</p> <p>6 have a quorum.</p> <p>7 Ms. Hernreich, you are reminded you are still under</p> <p>8 oath.</p> <p>9 THE WITNESS: Yes.</p> <p>10 MR. EMMICK: I mentioned to you earlier that one of</p> <p>11 the things I wanted to do is take a look at a rudimentary</p> <p>12 diagram of the Oval Office, your office, the study, the</p> <p>13 dining room, the bathroom and the pantry. First, that's what</p> <p>14 I have attempted to draw here. I don't purport to be an</p> <p>15 engineer or a master draftsman, but why don't we just start</p> <p>16 off by calling this -- I guess it would be -- the next</p> <p>17 exhibit would be NH-1. I don't think we have labelled</p> <p>18 others. Do you know? Not today. All right. Let's just</p> <p>19 call this --</p> <p>20 (Grand Jury Exhibit No. NH-1 was</p> <p>21 marked for identification.)</p> <p>22 BY MR. EMMICK:</p> <p>23 Q Let's just start off, how bad is my diagram?</p> <p>24 A It's remarkably good. You missed a few doors,</p> <p>25 but --</p>	<p>1 Q Okay.</p> <p>2 A Oh, there's a door to the pantry.</p> <p>3 Q That makes sense. All right. Well, let's as a</p> <p>4 first step in the process, can you tell us where the</p> <p>5 furniture is in the oval office, in the study and the</p> <p>6 dining room so that we have a picture in our minds as we</p> <p>7 sort of put things there?</p> <p>8 A Okay.</p> <p>9 Q I'll give you a pen if you feel comfortable --</p> <p>10 A I'm not --</p> <p>11 Q If you want, you can point and I'll draw.</p> <p>12 A Okay. This is the President's desk in here.</p> <p>13 Q I'll draw that. I'll draw a desk. Okay.</p> <p>14 A And there is a table behind his desk.</p> <p>15 Q A credenza type table?</p> <p>16 A Yes. A credenza table.</p> <p>17 Q A credenza. A desk. Okay. What else?</p> <p>18 A There's a table here that has some drawers in it.</p> <p>19 Q Okay. I'll just --</p> <p>20 A And then there's a table over here -- I think</p> <p>21 that's what you'd call it. It has drawers in it, too.</p> <p>22 A JUROR: A credenza?</p> <p>23 THE WITNESS: Pardon me?</p> <p>24 A JUROR: A credenza?</p> <p>25 THE WITNESS: It's a credenza. I think it's got</p>
<p>Page 118</p> <p>1 Q All right.</p> <p>2 A -- but it's still remarkably good.</p> <p>3 Q All right. We've marked it there as NH-1. Which</p> <p>4 are the doors that I've missed? And we'll use a black pen to</p> <p>5 mark the doors. Go ahead.</p> <p>6 A There are a couple of things, I think. The only</p> <p>7 thing is the bathroom's not that big, so I would have the</p> <p>8 bathroom about right there.</p> <p>9 Q All right. The bathroom is there?</p> <p>10 A Okay. And there's a door to the bathroom.</p> <p>11 Q That would make some sense.</p> <p>12 A Mm-hmm.</p> <p>13 Q The door goes in?</p> <p>14 A No, I don't remember.</p> <p>15 Q All right. We'll make it like that.</p> <p>16 A Okay. There's a door here.</p> <p>17 Q Okay. It goes in?</p> <p>18 A I think so. I don't pay attention to those kinds</p> <p>19 of things.</p> <p>20 Q Okay.</p> <p>21 A There's a door about right here. There's a door</p> <p>22 here.</p> <p>23 Q All right.</p> <p>24 A There's a hallway by those offices -- I think</p> <p>25 that's all the doors.</p>	<p>Page 120</p> <p>1 drawers in it. On the top of the table, it has a bust of</p> <p>2 Rodin's "The Thinker" and that's what you really see or pay</p> <p>3 attention to and above that is a picture of the American</p> <p>4 flag. Those are the two things that really strike you about</p> <p>5 that particular table, is the Rodin and the painting above</p> <p>6 it.</p> <p>7 BY MR. EMMICK:</p> <p>8 Q What else is in the Oval Office?</p> <p>9 A Well, here there is a small table with a Frederick</p> <p>10 Remington sculpture on it.</p> <p>11 Q A table?</p> <p>12 A Mm-hmm.</p> <p>13 Q Okay.</p> <p>14 A And there's a couch here and a couch here, facing</p> <p>15 each other.</p> <p>16 Q Facing couches?</p> <p>17 A Mm-hmm. There's an oval table between them.</p> <p>18 Q All right. Well, it will work. Okay.</p> <p>19 A Two arm chairs here with tables on either side of</p> <p>20 them, kind of between the couch and the arm chairs, you can</p> <p>21 get people on either end.</p> <p>22 Q There's a table there and a table there? Somethi.</p> <p>23 like that?</p> <p>24 A Yes.</p> <p>25 Q All right.</p>

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<p>1 A Of course, there's a fireplace here, a mantel. 2 Q Okay. A fireplace. 3 A Mm-hmm. 4 Q All right. 5 A The built-in bookcases -- here. 6 Q Bookcases? 7 A Mm-hmm. 8 Q Okay. 9 A So this table is probably right about here, because 10 these are bookcases, built-in bookcases, and the table is 11 beyond that. 12 Q Okay. 13 A Built-in. 14 Q Okay. 15 A And -- let's see. Seems like -- I think the busts 16 are on the fireplace. I don't really remember if there's 17 another table with a bust on it. There are several busts in 18 here. There's a table in front of this bookcase. 19 Q Okay. 20 A That's a low table that has some items on it. 21 Q Okay. 22 A And then along the wall, you probably don't have 23 enough room here, there are a few sort of straight back 24 wooden chairs. There are probably two along here, maybe, 25 under the bookcases, two along here.</p>	<p>1 A It's not a roll top, it has a top that lifts up and 2 down and it opens. It looks like a table when you're looking 3 at it. It doesn't really look like a desk particularly. 4 Q We'll call it table. Okay. 5 A And then along this wall -- it doesn't quite go all 6 the way to the end, there's a small table in the corner, I 7 think it's got a stereo on it, a small portable stereo. 8 Q Okay. And then -- 9 A And along this wall are bookcases. 10 Q Bookcases there. Okay. All right. Anything else 11 along this wall? 12 A I don't think so. There are windows here and here, 13 the better portion of this is windows. There's a small strip 14 that's not, but it's almost completely window. 15 Q Anything in front of the bookcase? I'm just 16 thinking to myself there's a table here, there's a rocking 17 chair, is there anything else in there at all? 18 A No. Other than golf clubs. They may have put 19 sculptures in the windows, little pieces of sculpture like 20 that, I think, in both these windows. 21 Q All right. What about in the dining room? 22 A There's a dining room table, about here. There's 23 a fireplace here and a mantel. And, actually, I'm sorry, 24 this pantry is more flush. It doesn't come out. It seems 25 like it's flush along the wall --</p>
<p>Page 122</p> <p>1 Q They would be loose chairs? 2 A Loose chairs. 3 Q All right. 4 A Two here, two here, one on either side of the desk. 5 That's minimally. There might be four in each of those 6 places, I don't remember. 7 Q Chair -- chair -- chair -- and we'll put C for 8 chair. 9 A There might be a couple more chairs in there. 10 They're small, movable chairs. And there are some on either 11 side of the desk. 12 Q Okay. 13 A Okay. That's about it. I might have missed a 14 few -- that's generally it. 15 Q Okay. What about in the study? What is there in 16 the study? 17 A There's a rocking chair here, right around in here. 18 Q Let's call it -- we'll call it RC for rocking 19 chair. Okay. 20 A There is a sort of a table there, like a credenza, 21 something like that. 22 Q Credenza. Okay. 23 A There's a desk over here that's small and that's a 24 desk that -- 25 Q A roll top?</p>	<p>Page 124</p> <p>1 Q Flush with the fireplace? 2 A And that for some reason it extends out here into 3 the hall, but it doesn't -- the hallway looks flush, so I 4 don't know how that works. 5 Q All right. 6 A You know, but it's not -- not that -- 7 Q We can make the fireplace go out further, how about 8 that? 9 A Well, that's okay. And then -- they keep a small 10 table there, that's not a big deal. There's a credenza here. 11 Q Two credenzas on either side of the wall? Okay. 12 A And then there's one here. 13 Q Okay. 14 A And there's one over here that looks more -- it's 15 high and it looks more like a chest of drawers. Tall. 16 Q So we'll call it tall credenza. 17 A Mm-hmm. 18 Q Okay. We've got that. 19 A Mm-hmm. 20 Q Could you tell us where you found the books? 21 A I found the one about Theodore Roosevelt in this 22 bookcase. 23 Q Okay. So we'll use this black to put TR. 24 A JUROR: She's pointing to the Oval Office 25 bookcase?</p>

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1 MR. EMMICK: She's pointing to the Oval Office
2 bookcase that's to the left of the desk as one is looking
3 toward the fireplace.

4 THE WITNESS: Because you all, I think, probably
5 see pictures of the Oval Office and these are built-in
6 bookcases there. And then I think -- I'm not sure if all
7 three of those other ones were over here, but I think they
8 were all in -- I know they were all in the Oval Office and
9 I think that all three of them were in this bookcase.

10 BY MR. EMMICK:

11 Q And when you say "all three of them," you're
12 talking about the President of the United States?

13 A Yes.

14 Q All of them. The POTUS books.

15 A Mm-hmm.

16 Q Okay. And that takes us right to 4:30. We'll come
17 back to this on Thursday and ask about other items.

18 A Okay. Okay.

19 Q I think that's all we can do for now.

20 A Okay. That's fine.

21 MR. EMMICK: Okay. Thanks.

22 MR. WISENBERG: May the witness be excused?

23 THE FOREPERSON: Yes, she may.

24 MR. WISENBERG: Thank you for your patience.

25 (The witness was excused.)

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1 (Whereupon, at 4:30 p.m., the taking of testimony
2 in the presence of a full quorum of the Grand Jury was
3 concluded.)

4 * * * * *

5

Nancy Hernreich, 6/16/98

Grand Jury

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CONDENSED TRANSCRIPT AND CONCORDANCE
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Page 1

1 UNITED STATES DISTRICT COURT
 2 FOR THE DISTRICT OF COLUMBIA
 3 ----- x
 4 In re: :
 5 :
 6 GRAND JURY PROCEEDINGS :
 7 :
 8 ----- x
 9 Grand Jury Room No. 3
 10 United States District Court
 11 for the District of Columbia
 12 3rd & Constitution, N.W.
 13 Washington, D.C. 20001
 14 Tuesday, June 16, 1998
 15 The testimony of NANCY HERNREICH was taken in the
 16 presence of a full quorum of Grand Jury 97-2, impaneled on
 17 September 19, 1997, commencing at 9:50 a.m., before:
 18 SOLOMON WISENBERG
 19 Deputy Independent Counsel
 20 MICHAEL EMMICK
 21 Associate Independent Counsel
 22 Office of Independent Counsel
 23 1001 Pennsylvania Avenue, Northwest
 24 Suite 490 North
 25 Washington, D.C. 20004

Page 2

1 PROCEEDINGS
 2 Whereupon,
 3 NANCY HERNREICH
 4 was called as a witness and, after having been duly sworn by
 5 the Deputy Foreperson of the Grand Jury, was examined and
 6 testified as follows:
 7 EXAMINATION
 8 BY MR. EMMICK:
 9 Q Ms. Hernreich, my name is Mike Emmick. We've met
 10 before.
 11 A Yes.
 12 Q This is, we hope and expect, your last grand jury
 13 appearance.
 14 A I hope so.
 15 Q What I would like to do first is to remind you of
 16 some of the admonitions that we routinely start off with.
 17 A Okay.
 18 Q First, you have the right to have an attorney
 19 outside the grand jury. Do you have an attorney?
 20 A Yes, I do.
 21 Q Who is that?
 22 A Gerry Treanor.
 23 Q Is he outside?
 24 A Yes, he is.
 25 Q Okay. You also have a right under the Fifth

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1 Amendment to refuse to answer any questions that may tend to
 2 incriminate you. Do you understand that right?
 3 A Yes.
 4 Q You have an obligation. That obligation is to tell
 5 the truth and that obligation is imposed because of the fact
 6 that you have taken an oath. Do you understand that?
 7 A Yes.
 8 Q If you were to say something that you know to be
 9 false, that's materially false, that could constitute perjury
 10 and that's a crime that carries a five-year maximum penalty.
 11 Do you understand that?
 12 A Yes.
 13 Q All right. What I intend to do then is to start
 14 off with some questions, but let me start preliminarily by
 15 saying or by asking, rather, whether in the time between this
 16 appearance and your last appearance you have thought of
 17 anything that has made you think, "Well, gosh, I need to
 18 clarify or expand upon my past testimony?"
 19 A I don't think so. I haven't, you know, come across
 20 anything that's caused me to think of that coming in today.
 21 No.
 22 Q All right. Fair enough. Why don't we get started,
 23 then?
 24 A Okay.
 25 Q My first question has to do with yoga classes.

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1 Do you have a yoga class or have you taken yoga classes?
 2 A Yes. I do take yoga.
 3 Q Okay. And when is that?
 4 A I usually take it on Tuesday nights.
 5 Q What times?
 6 A 7:30.
 7 Q When did you start taking a yoga class?
 8 A I don't recall exactly. Actually, the first time
 9 I took a yoga class was probably 20 years ago or a little
 10 bit longer, maybe 25 years ago, but since I've been in
 11 Washington, I have taken yoga -- maybe -- I really don't
 12 remember. '94, '95, probably. And I took it for maybe
 13 one term and then I didn't take it for six months and
 14 then I'd pick it back up again, but consistently I think
 15 for about two years now.
 16 Q The class starts at 7:30, when do you have to leave
 17 the White House in order to go there?
 18 A I leave the White House between 7:00 and 7:15
 19 usually. Sometimes earlier. Sometimes I run to yoga class
 20 and so when I run to yoga class, I would leave earlier, 6:30
 21 or so.
 22 Q And when the yoga class is over, do you return to
 23 the White House or do you go home from there?
 24 A I usually go home. Actually, we usually go to
 25 dinner because I have friends who take yoga with me and then

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1 I go home after dinner.
 2 Q And is your attendance at these yoga classes pretty
 3 regular?
 4 A Yes, it is.
 5 Q Do you have any comparable regularly scheduled
 6 activities that take you away from the White House, for
 7 example, with any regularity?
 8 A Well, I don't think so, but something that's
 9 regularly scheduled at a specific time?
 10 Q Yes.
 11 A I can't think of anything, but if you've got
 12 something to remind me of --
 13 Q I don't.
 14 A But not that I can recall.
 15 MR. EMMICK: Okay. Any questions from the grand
 16 jury about that subject area?
 17 (No response.)
 18 BY MR. EMMICK:
 19 Q Seeing none, my next question is there has been
 20 some reference to your having a meeting with Monica Lewinsky
 21 immediately after her -- either having a meeting or planning
 22 to have a meeting with Monica Lewinsky after she was
 23 terminated from her job at Legislative Affairs, so I'm going
 24 to ask you to think back on whether you had such a meeting or
 25 whether you planned to have such a meeting or discussed

Page 6

1 having such a meeting at all.
 2 A I have no recollection of that whatsoever. You
 3 know, if somebody told me I did it, I wouldn't deny it or
 4 if you could show me something that indicated I did, but I
 5 certainly have no recollection of it and I have no
 6 recollection of planning one or having one with her after she
 7 was terminated.
 8 Q Is it the kind of thing that you would remember or
 9 is it not?
 10 A Not necessarily. Honestly.
 11 Q Would it be unusual for someone in a position like
 12 Legislative Affairs to meet with you and have some discussion
 13 relating to her termination?
 14 A Well, I think the Legislative Affairs part of that
 15 question is not -- it doesn't relate to that. It's not
 16 unusual for a young person in the White House to come to me
 17 and talk to me about their position in the White House and,
 18 you know, their future. That sort of thing.
 19 Q Why is that?
 20 A I don't know. Maybe it's -- I don't know. Maybe
 21 I'm motherly. I don't know why. But I do seem to get a fair
 22 share of young people who come and talk to me about that.
 23 Maybe it's my proximity to the President, maybe it's my
 24 tenure at the White House. I've been there from the
 25 beginning.

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[1] And hopefully, it's -- you know, partially just
 [2] because I have an open door and I'm nice to people,
 [3] hopefully, and they feel comfortable coming to me.
 [4] Q So it wouldn't be unusual if it had happened, but
 [5] you just don't have any recollection of it either occurring
 [6] or planning for it to occur.
 [7] A That's right.
 [8] Q Okay. I want to ask about a specific occasion and
 [9] that is did there come a time when you were in your office
 [10] and Monica Lewinsky and a thirty-ish white female came to the
 [11] Oval Office or toward the Oval Office, they were stopped by a
 [12] Secret Service agent by the name of Byrne -- do you know a
 [13] Secret Service agent by the name of Byrne?
 [14] A Yes, I do.
 [15] Q You stepped out of your office to say to that
 [16] Secret Service agent something like, "It's okay," and then
 [17] you had a discussion further with Monica and possibly with
 [18] the woman she was with.
 [19] A You're asking me if I recall that?
 [20] Q Yes. I'm trying to --
 [21] A I have no recollection of that whatsoever.
 [22] Q Okay. Let me just give you a couple of other bits
 [23] of information to see if it will jog your memory at all.
 [24] A Okay.
 [25] Q And then Monica left your office, said something

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[1] but that wouldn't necessarily have been usual. I'm just
 [2] trying to recall it and so --
 [3] Q Right. Let me throw out another possibility. If
 [4] in your role as gatekeeper, if you were to think that someone
 [5] were walking around the Oval Office too much and you wanted
 [6] to speak with them, is this a possible way that you would
 [7] speak to them?
 [8] A That is, you would hear that they were outside,
 [9] you would bring them into your office, you would discuss with
 [10] them hanging out at the West Wing and the Oval Office too
 [11] much and then they would leave?
 [12] A Would you say that again? Because it seems like
 [13] that's an unlikely scenario, but I want to make sure of what
 [14] you're saying.
 [15] Q Okay. Well, I'm just asking really whether if you
 [16] were to talk to someone to try to discourage them from coming
 [17] around the Oval Office so much, the scenario that I just
 [18] described to you is one way that it might happen.
 [19] A That is, that they would be walking in the Oval
 [20] Office, you would become aware that they were around, you
 [21] would call them into your office, you would discuss with
 [22] them the fact that, you know, they shouldn't be around here
 [23] unless they have business and then they would leave saying
 [24] "I'm sorry."
 [25] A Well, I'm trying to think if I've done something

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[1] about --
 [2] A Would you go back a little bit?
 [3] Q Sure.
 [4] A Because you said -- were they approaching the
 [5] outside or were they coming in to -- I don't --
 [6] Q I don't have enough detail to know.
 [7] A Okay. All right. Okay.
 [8] Q My information is that they were somewhere in the
 [9] vicinity, they were stopped briefly by the Secret Service
 [10] agent --
 [11] A By the Secret Service person?
 [12] Q -- and apparently there was some discussion about
 [13] whether they should be there or not and you stepped out of
 [14] your office, had a discussion with Monica, Monica said as she
 [15] left something about, "I'm sorry that it happened, it won't
 [16] happen again." Do you have any recollection of a discussion
 [17] like that at all?
 [18] A No. I have no recollection of a discussion of
 [19] that. I mean -- and you may be able to give me more
 [20] information that might refresh my memory, but did it happen
 [21] before or after she was -- you don't know that?
 [22] Q Don't know.
 [23] A And we don't know how far -- if she came into -- to
 [24] like to the inner office? Or if she was standing outside
 [25] looking into the -- sometimes people -- the guard, Gary

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[1] like that. You know, we had -- people bring guests in and
 [2] we've gone through various sort of structures of rules
 [3] regarding that door open or shut and whether people can see
 [4] into the Oval Office or not and my personal view of it
 [5] generally was that when you have a guest and if they're not
 [6] disturbing anybody down the hall or in the Roosevelt Room or
 [7] any other meeting is going on right around there that it
 [8] seems perfectly appropriate to be able to open the door and
 [9] let them in.
 [10] I don't know kind of exactly where I'm going with
 [11] this other than just trying to figure out under what
 [12] circumstances. I'm trying to recall if I've ever -- I may
 [13] have gone out and said, "Well, you all, there are meetings
 [14] going on here, we can't really -- you can't be hanging out
 [15] right here, right now, there are people."
 [16] So sometimes if the President's between the
 [17] Roosevelt Room and the Oval Office, I discourage people from
 [18] being in the hallway then. And if there were things going on
 [19] down the hall and I know they've got a guest and they're
 [20] not -- that's basically -- they should not be taking their
 [21] guest down the hall, then I would discourage them.
 [22] But other than those circumstances, I can't think
 [23] of a time, although I certainly may have done it where I
 [24] have, you know, discouraged someone or told them to go away.
 [25] You know, hopefully I would be nicer than that.

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[1] Byrne, it would have been who you're talking about, was
 [2] stationed outside of the Oval Office generally and sometimes
 [3] that door was shut and people would want to walk by it.
 [4] If the President's not in there, then they would
 [5] want to show somebody the inside of the Oval. And there are
 [6] times when you would -- I would go out or they would ask me
 [7] or the Secret Service would ask me is it okay for them to
 [8] see -- first to open the door and let them see the inside of
 [9] the Oval.
 [10] And so -- and that might be something like that.
 [11] But that's not particularly unusual, either. That would
 [12] happen several times a day.
 [13] Q Sounds like you're exploring different
 [14] possibilities about what would make that more likely to
 [15] happen or less likely to happen.
 [16] A Mm-hmm.
 [17] Q And that would have to do with, I guess, whether
 [18] the President was around?
 [19] A Right.
 [20] Q Whether she was walking quite closely to the Oval
 [21] Office area as opposed to just passing by?
 [22] A Yes. I guess. I don't know. Gary may have come
 [23] in there and asked me -- you know, sometimes my door is shut
 [24] and he may have, you know, not wanted anybody to come into my
 [25] office or something and, you know, they may have stepped in,

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[1] I mean, I really feel like that a lot of this is
 [2] you should be nice and gracious to people and not rude and
 [3] I'm not. I try to do all of this in a nice enough way so that
 [4] I understand their point of view, but not disrupt the
 [5] workings of the White House.
 [6] Q The next subject area I'd like to get into is gifts
 [7] and gift procedures. If someone were to give you a package
 [8] of things some of which were for you and some of which were
 [9] for the President, what procedures would you employ to try to
 [10] account for the gifts?
 [11] A Well, I usually give it to someone else and ask
 [12] them to do a gift form. That's primarily what I would do.
 [13] Q Okay. Can you expand on that? Have them do a
 [14] gift form?
 [15] A Well, they would fill out a form which would be
 [16] sent to the gift unit so that the person can be thanked for
 [17] it. I don't do that in 100 percent of the cases, but
 [18] generally that's what I would do.
 [19] Q Would you show the President the gift first or
 [20] would you have the gift form filled out first?
 [21] A Well, it's not 100 percent. I wouldn't do it every
 [22] time. I think all of it is the circumstances. But normally
 [23] when things come to me, they come to my assistant first. My
 [24] assistant would automatically do all of that. And we've
 [25] changed procedures.

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For a while, they would bring it up to me and at some point I said just do the gift form before you ever bring it to me and then show it to me first and then I'll go and give it to the President or whatever. But sometimes in certain circumstances, it might come in and he might see it first before we've had a chance to do a gift form on it, so in those cases then he would see it sometimes first.

Q The gift form should be filled out regardless of whether the President sees it first or whether the gift form is filled out first, I take it?

A Well, we try to do that. I don't think we do it in 100 percent of our cases, but we try to fill out a gift form on gifts.

Q What kinds of cases would you not fill out a gift form?

A Well, I think if we just -- in my particular case, I can't speak for others, but in my case, if it's something he saw and I was really busy and he picked it up before I got a chance to do it and I just forgot about it and just didn't fill it out. You know. So that's a possibility.

Q Well, forgetfulness, I think, is a common thing.

A Yes.

Q But that wouldn't be a matter of policy or practice, I take it.

A Well, it's not what -- I, again, my particular

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and a gift form, we fill out a gift form on things that come to me. Another instance, for instance, where I may not fill it out but I would send it to Personal Correspondence and have them do a thank you and then I would just make a copy of the letter for the gift unit and maybe a gift form wouldn't be filled out then.

Q All right. Were you aware in any way that Monica Lewinsky was giving gifts to President Clinton, let's say, during the period after she left?

A I don't think I was aware of that.

Q Okay. You sound like you have some hesitation.

A Well, there was some awareness. Somehow, I have a awareness of a tie possibly being given to him, but, you know, I -- I don't -- I'm not 100 percent certain of that.

Q But -- and then -- but that's the only gift that I maybe am partially aware of, that I remember.

Q The gift forms that Betty Currie would fill out, would they be forms that would be sent directly to -- I guess it would be the gift unit or would she give that form to you or to Ms. Cameron?

A I think she would handle it directly, but I don't know. Again, I think that's a little -- it's a little unfair to ask me what she does with them or how she handles them because I really don't pay that much attention to how she handles them.

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items usually come to my assistant and at some point, you know, our policy was just fill out the gift form in the back, they're down the hall, away from me, before you bring it to me. It just makes it easier. And so the gifts that come to the President through me, then that's what I do.

Q Would that same procedure apply to gifts that come to the President through Betty Currie?

A You know, I think you'd have to ask Betty how she handles those because she doesn't necessarily have an assistant who's going to sit there and do all that and she is right outside of the Oval Office, closer to the President than I am. And so she may set something aside that comes to her and, you know, he may pick it up before she has a chance to fill out a form easier.

Q Well, do you mean to say that there are different procedures that apply to Betty than would apply to you or to Rebecca Cameron?

A Well, I think everybody handles it in their own way. I think the general procedure is that we try to fill out a gift form. I think you can't say in all cases that you do that because just different circumstances exist and I think we all do our best to fill them out or to do that, but we don't do it in 100 percent of the cases. And there are just, you know, times that it falls through the cracks.

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Q Well, then I can just ask it in terms of what the procedure is. What is the procedure?

A My procedure, what Rebecca and I would do, would be -- usually we would attach a copy to the gift and send one to the gift unit. I think that's -- and actually, since Rebecca does all that, I don't pay a whole lot of attention to it, even what I do. But that's -- sometimes the whole packet comes in together to me with the gift form attached to the gift and hopefully they've made a copy of it and sent it to the gift unit.

Q When I asked you what the procedure was, your answer was here's what I do and what Rebecca does. That again implies to me the suggestion that there are independent procedures, there are different procedures that Betty Currie, who works for you, may be using procedures of which you're unaware. That sounds odd to me.

A No. I don't -- that's not what I'm necessarily trying to say. I think what I'm trying to say is that I think the only person I can speak for -- I don't sit and look over her and watch her and say this is what you're doing.

In fact, as I'm sitting here talking about it, I don't even know that I know what Rebecca does with the things that come through me. I started talking about it and I thought, well, I don't know that they make a copy and send it to the gift unit. And she may bring in the whole thing and

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Q Is it a matter of discretion when a gift form is not filled out or would it simply be, as you put it, a falling through the cracks or, as you put it earlier, forgetfulness?

A Well, I think it would probably be either, you know, falling through the cracks or forgetfulness.

Q So it's not a matter of discretion, for example.

A It's not the case that either you or Rebecca Cameron or Betty Currie could say in this instance we shouldn't fill out a gift form.

A Well, as a rule, I think there are probably some instances where you might do that, if it comes from an exceedingly close friend, someone -- I mean, if it came from his brother or something, I don't know that I'd fill out a gift form. Another relative.

But generally -- I mean, sometimes, we give him gifts, for instance, for his birthday and I think that's another -- you know, the group goes together. I think we neglect to fill out gift forms on those items just because we kind of forget to do it.

Again, I guess that's a matter of forgetfulness, but you don't think something's coming in and then you turn around and fill it out.

Q All right.

A So generally, I can only really speak for myself

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sometimes it's usually interns who will do it, bring the whole thing up to me and I may stick the whole thing in there for the President and we may not pull the gift form off.

I don't know. That's the bottom line. And I hate to be out here on -- you know, talking about it when I really am not certain about it.

Q Right. In my mind, you're talking about two concepts and I want to make sure that I'm not confusing them. The concept I'm trying to get to is what should happen, what is the procedure that is supposed to be followed.

And what you seem to be responding to more is what actually happens and that is something that since you're not sitting at Betty Currie's desk you don't have any direct knowledge of, but you would have direct knowledge of what the procedure is and what should happen.

A Yes. Well, I guess the other thing I'm saying is I'm not even certain that we follow precisely the procedure, which is that that form makes it to the gift unit, as it should.

Q Right. But there is a procedure, whether you adhere to it each and every time is a different question, but there is a procedure.

A The procedure ultimately would be that the gift unit is notified of gifts received by the President so they can keep a record of them.

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Q All right. And would the procedure be for you to review whatever gift forms Betty Currie had filled out to send to the gift unit or at least to have a copy or the original of that form passed through you?

A No.

MR. EMMICK: All right. Good.

Does anyone have any questions about the gift forms or the gift procedures?

(No response.)

BY MR. EMMICK:

Q All right. Seeing no questions, you had mentioned earlier, if I recall, that with respect to correspondence that comes to you, sometimes you would gather that correspondence and wait for a time and then either send it to Personal Correspondence or send it to the Office of Records, but there was a somewhat informal arrangement for compiling correspondence before dealing with it formally. Do you remember that?

A No. I don't. Not that. Talk some more. Remind me what I -- that is not -- I wouldn't necessarily say that's what I usually do, that I gather it all and then send it off?

Q I thought I had recalled that on occasion you gave correspondence to -- you held correspondence either in your office or Rebecca Cameron's office prior to handling

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it formally. That is, rather than sending each and every letter off to Personal Correspondence or the Office of Records Management, you might wait until you had 10 or 15 or 20.

A Well, are you talking about filing it?

Q Yes.

A Oh. Okay. I didn't know if -- because I deal with it on the front end, sending it off to be responded to.

Q I see.

A And I have it -- and I don't have all of it as well. Yes. I think it's more than 15 or 20. It may be held for months, six months or a year, before anybody gets around to going through it.

Q My pointing that out is more of a prelude to the next question and that is when gifts are given to the President, is it ever the case that he would, for example, gather several of the gifts before any gift forms are filled out?

A I don't know. You know, let me back up. I think there's an important point here that is sort of missing.

Q All right.

A And that is early on I gave Betty the responsibility of handling gifts and so that basically the only gifts that I handle are the ones that come directly to me.

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She handles mostly the intake of gifts and I think once -- like, for instance, a gift with a gift form comes to me, I will give it to her. But her desk is right outside of the Oval Office so the President walks in and out by her desk probably a hundred times a day.

I really -- I assume she's doing, you know, a good job with all of that. I really haven't heard any complaints. She handles the gifts that, you know, he receives that he never sees. You know, the gift unit might send her a list of these are the gifts we've gotten and so she handles the disposition of all the gifts.

And so in terms of how the gifts are handled once I put them on her desk, I really don't pay any attention to them. I assume -- it seems like things are going well, that they're handled well. I haven't heard any complaints from anybody, so I've just, you know, let her handle it.

Q Gifts that would be addressed to you for forwarding to the President, would you give them then to Betty to handle?

A Yes. Once the gift form is in the back -- and this is what we do now and I can't tell you how long we've been doing it, but once they do the gift form in the back, then I would then take the whole package and give it to her.

For some time, up until -- and I don't remember when we exactly changed it, they would just bring me the

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gifts and then sometimes they'd just bypass me and give them directly to Betty. And sometimes they would --

Q And they --

A My assistants or my intern in the back. My assistant or my intern. And sometimes the gift form, again, would have been attached, which is a certain period of time and I would have to go back and figure out when we started that, but for a long time, they would just give them to her and then she would be responsible for doing the gift form as well.

So sometimes I would see them. Then I asked people, I asked my intern and my assistant, bring them to me first so I know if somebody calls me and says, "Did you get this gift?" I would at least have some recollection that the gift came in.

But for a number of years, probably years, they just handed them all directly to Betty. She handled them. She did the gifts.

Q And, again, the they would be your intern or your assistant?

A That's correct.

Q All right. Now, if something -- if a package came to Betty, if she picked it up at one of the gates, for example, if it had been delivered to her, it was boxed up, it came to her before anybody had done anything with it, then I

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assume that would also mean that a gift form had not been filled out. How should she handle it then?

A Well, I don't know how she should handle it. Again, I think what I said earlier was that eventually that there should be some notification of the gift unit. There is generally some notification of the gift unit of gifts.

But, you know, that doesn't happen in 100 percent of the cases.

Q All right. Are you aware of the President keeping, gathering together gifts either in the Oval Office or in the study, keeping them in a bag, keeping them in a cluster so that at some point he would either do something with them or say, "Betty, why don't we fill out gift forms for this," anything like that?

A I'm not aware of anything like that.

Q Would there be anything unusual about that, if it had happened?

A For him to -- unusual about what?

Q For him to have gotten a couple of gifts, not have handled it through a gift form being filled out, and then finally saying to Betty, "Betty, here are several gifts, why don't we take care of the paperwork on it?"

A Well, I'm not certain what you're asking. If you could be a little more specific about what you're asking me there. What portion of that are you asking me? Because

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you've got about three parts of that.

Q Let me describe something and then I'll ask you the question would that be unusual.

A Okay. Good.

Q And that will have fewer parts.

A All right.

Q If Betty were to receive gifts for the President, she were to give the President these gifts, and if the President were at some point to say, "Betty, let's fill out the paperwork on these gifts," would that be unusual?

A Yes.

Q In what respects?

A Well, I'm not sure the President would say to her "Let's fill out the paperwork on this."

Q All right. What would he do instead?

A I don't know. I don't know that he would ever think that we have to fill out the paperwork on a set of gifts.

Q You think he might not even know that there's paperwork to be filled out?

A Well, I think he --

Q Or he just wouldn't bother with that aspect of it, he would just assume Betty would take care of it?

A I think so. But you're asking me to -- you know, to judge or to assume something that's in his head, you know,

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[1] about why he would have done it.
 [2] I don't know, but I don't think -- I don't recall
 [3] him ever saying to me, "Nancy, let's make sure we fill out
 [4] the paperwork on this gift." And I think you'd have to ask
 [5] Betty if he's ever said anything to her like that. I don't
 [6] recall him ever saying anything to me like that.
 [7] Q Do you recall him ever handling gifts from some
 [8] people differently from gifts from other people?
 [9] A I think honestly if it's handed to the President
 [10] directly in some way, for instance, if he gets it on the road
 [11] and somebody hands it to him, he doesn't necessarily think
 [12] "Someone's got to fill out a form on this."
 [13] Now, he might think "Eventually someone's got to
 [14] make sure we get this person thanked," but I don't think he
 [15] would necessarily say "We've got to fill out a form on it."
 [16] And he might say the other and he might just -- you know,
 [17] maybe it just doesn't dawn on him either one of them.
 [18] Q And the only gifts from Monica Lewinsky to the
 [19] President that you're aware of is possibly a tie?
 [20] A Yes. Possibly a tie.
 [21] Q All right. I'm going to ask questions in the same
 [22] subject area having to do with notes or correspondence that
 [23] may go to the President but not to the President directly,
 [24] rather, to the President through you or through Betty.
 [25] A Okay.

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[1] Q What would be the procedure for handling that? And
 [2] I'll even be more specific. Let's say that someone sends an
 [3] envelope and on the outside it's addressed to Betty. Inside,
 [4] there are two things: one to Betty and one to be passed on
 [5] to the President. What's the procedure for handling that?
 [6] A I don't know what Betty's procedure is for handling
 [7] that.
 [8] Q What's the Oval Office procedure?
 [9] A My procedure for handling it, if someone sends me
 [10] one, I will open mine, I will open his usually, and I will
 [11] put his in a folder and put it in his box for him to pick up.
 [12] And that's not 100 percent. Sometimes I'd send it off for an
 [13] answer, sometimes I'd just give it directly to him.
 [14] Q And, again, I asked the question what's the
 [15] procedure and you initially started to say I don't know what
 [16] Betty's procedure is and then you said what your procedure
 [17] is.
 [18] A Mm-hmm.
 [19] Q Are there two different procedures in play here?
 [20] A Well, I think in a way there are. I think Betty
 [21] might handle -- I ask that Betty give them to me, but she may
 [22] set it -- I notice that she does this, she doesn't give it to
 [23] me 100 percent of the time and she makes decisions herself on
 [24] how to handle it.
 [25] Q How would you expect her to handle it?

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[1] A I ask her to give it to me first, but to this day,
 [2] she doesn't. So she makes decisions. And I think sometimes
 [3] she sets it behind her, the President picks up things. And
 [4] if I'm not there and she thinks it's something he needs to
 [5] see, she'll hand it to him directly.
 [6] Q Why is it that you want to see these items?
 [7] A Well, because I feel like I need to screen, you
 [8] know. Mostly for answers that -- if there's a more
 [9] substantive piece, a letter that comes in, a policy issue,
 [10] then I feel like you can't just give it to him blindly,
 [11] generally. And plus I don't like to see him overloaded with
 [12] paper and then I make a judgment about what he needs to see
 [13] and what he doesn't see, just because he doesn't end up with
 [14] too much. So those are the two reasons that I ask to see
 [15] them first.
 [16] Q Sounds to me like there are different parts of what
 [17] she may do or does do or you expect her to do. Let me make
 [18] sure I understand what the parts would be.
 [19] A Would you expect her to open the -- let's call it
 [20] the correspondence that's addressed to the President before
 [21] giving it to the President?
 [22] A She doesn't always do that. I am much more
 [23] comfortable doing that than she is and I don't notice that
 [24] she always opens the correspondence to him.
 [25] Q Do you think she should?

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[1] A Not necessarily.
 [2] Q Is it the procedure to open the letters to the
 [3] President?
 [4] A It is the procedure for me to open the letters to
 [5] the President. And not 100 percent of the cases would I open
 [6] them. If someone asked me not to, they tell me -- a staff
 [7] member says "This is a personal note to the President. I
 [8] would like for him to see it and prefer if no one else reads
 [9] it." then I would give it to him directly. I try to respect
 [10] their privacy.
 [11] Q And what paperwork would be filled out in
 [12] connection with that correspondence that has been given to
 [13] the President?
 [14] A No paperwork would be filled out.
 [15] Q All right.
 [16] A I'm just -- I've got to make sure of that, but I
 [17] don't think there's any paperwork that we fill out on
 [18] correspondence.
 [19] Q How would a thank you note or a response be put
 [20] together under those circumstances, if one were to be put
 [21] together?
 [22] A Well, if it's appropriate to do a note back,
 [23] you know, I would either send it to Personal Correspondence
 [24] or to General Correspondence or I would send it to the
 [25] staff secretary. I'd send it to a specific person in the

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[1] correspondence department. It's just various. Sometimes
 [2] the President would hand write a note back.
 [3] Q Is it fair to say that -- it sounds like what
 [4] you're saying is that you would leave a note like that with
 [5] the President and if some particular response were required,
 [6] he would let you know.
 [7] A Yes. Well, what kind of note are you talking
 [8] about? One that is in an envelope that I don't open?
 [9] Q Let's take one and then we'll take the other. One
 [10] is you open it, you look at it and you give it to the
 [11] President. What should be done at that point? Is there any
 [12] record kept of that piece of correspondence? Do you put it
 [13] on a list of things that have been shown to the President,
 [14] letters that have been received by the President?
 [15] A No.
 [16] Q What if you haven't opened it and you give it to
 [17] the President?
 [18] A No record is kept of that either.
 [19] Q All right. And then it's entirely left with the
 [20] President whether or not that letter is ultimately filed?
 [21] A Yes, I guess so. I mean, if there's a
 [22] particular -- you know, if it doesn't come out to me, then
 [23] nothing happens to it. If he doesn't give it to me, for
 [24] either filing or a response.
 [25] Q I had the general impression that there was a hope

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[1] that the correspondence that went to the President would
 [2] generally be made a part of the public record, if you might
 [3] call it that, and I'm a little surprised to hear that
 [4] correspondence that is sent to you or that is sent to Betty
 [5] that's ultimately forwarded to the President isn't always
 [6] logged in, if you will.
 [7] A Is my general impression wrong or is this -- try to
 [8] straighten me out here.
 [9] A Well, your general impression is wrong. The rules
 [10] regarding that are what is personal should be and can be
 [11] kept personal. It does not have to go into the public record
 [12] and should not go into the public record. Most archivists
 [13] encourage you not to do that. And what's personal can be
 [14] kept personal. What's presidential then goes to the public
 [15] records and what's personal doesn't go to public records.
 [16] Q So there would be nothing unusual about him not
 [17] arranging for there to be a filing of a personal note that he
 [18] has received.
 [19] A Not unusual. No. I wouldn't think much about it
 [20] if he didn't ask that it be filed in one way or another.
 [21] Q Now, if you haven't opened the envelope, how do you
 [22] know whether this is presidential or personal? Would you
 [23] leave it to him to decide that?
 [24] A Yes. I mean, if someone asked me, tells me it's
 [25] personal and they say "I would prefer that no one read it,

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11: it's really personal." then you have to respect that and
 12: trust that.
 13: People haven't -- I haven't noticed that anybody
 14: has done anything like that that's -- you know, it's -- there
 15: might be an isolated case here or there, but --
 16: MR. EMMICK: All right.
 17: THE FOREPERSON: Mr. Emmick, it's time for the
 18: grand jury to take a break.
 19: MR. EMMICK: All right. Break time it is. Ten
 20: minutes?
 21: THE FOREPERSON: Ten minutes.
 22: MR. EMMICK: All right. Thank you.
 23: (Witness excused. Witness recalled.)
 24: THE FOREPERSON: Ms. Herrreich, you're still under
 25: oath.
 26: Mr. Emmick, we have a quorum and there are no
 27: unauthorized people in the grand jury room.
 28: MR. EMMICK: Sounds like we can go forward, then.
 29: BY MR. EMMICK:
 30: Q Let's follow up on some of the areas we had touched
 31: on before. Are you aware of whether Monica was giving any
 32: gifts to Betty Currie?
 33: A No, I wasn't aware of that.
 34: Q All right. Did she ever give any gifts to you?
 35: A Not that I recall.

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1: Q Do you know whether she ever sent any notes or
 2: letters or correspondence to Betty Currie?
 3: A Not that I recall.
 4: Q Did she ever send any to you?
 5: A Not that I recall.
 6: Q Were you aware that Monica was having deliveries
 7: sent to Betty Currie during the period -- I guess you'd call
 8: it the fall of '97?
 9: A Fall of '97? I was unaware of any deliveries that
 10: Monica was having made to Betty -- is that what you're
 11: saying?
 12: Q Yes.
 13: A No. I'm unaware of anything like that.
 14: Q All right. Where in the chain of command does
 15: Carolyn Self fit?
 16: A Carolyn Self was an intern.
 17: Q Did she report to you?
 18: A No, she reported to Betty directly.
 19: Q All right. With respect to deliveries that are
 20: made to the White House for forwarding to Betty, what would
 21: be the mechanism by which you would know about those or
 22: would there be a mechanism by which you would know about
 23: those?
 24: A There would not be a mechanism that I would know
 25: about them unless I was told about them or just, you know,

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1: was involved in it, was in the middle of it or saw it.
 2: Q If you were to hear or know that Monica Lewinsky
 3: had sent six, seven, eight packages for delivery to Betty
 4: Currie in a couple-month period, would that be something you
 5: would be interested in?
 6: A I would be interested in anyone who send a number
 7: of packages to the President in a certain time period. I
 8: would be interested in the fact that people sent packages.
 9: Q All right. Is it the kind of thing that you would
 10: expect Betty to let you know about?
 11: A I would expect Betty to tell me about packages or
 12: letters that were being sent on a regular basis to her. Yes.
 13: Q Did she tell you about such deliveries?
 14: A Not that I recall. Not that I recall.
 15: Q Okay. It sounds like you're not entirely sure
 16: about that or is it simply just a lack of recollection but
 17: it's a possibility?
 18: A Well, I think in all cases, I mean, you know, my
 19: memory is not the best in the world and especially the older
 20: I get it becomes worse, but I don't recall it. You know, but
 21: there's always a possibility somebody would have said
 22: something to me.
 23: I mean, that could happen in five minutes, someone
 24: could tell me something and I could turn around and ask them
 25: the very question they just told me. Sometimes it's just

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1: having too many things on my mind. It's just a bad habit of
 2: not paying enough attention.
 3: Q Did anyone other than Betty report that to you?
 4: For example, did Carolyn Self or any of the other interns or
 5: anyone else who had picked up any of these deliveries, did
 6: they say "Gosh, Monica's sending all these packages. What's
 7: going on?"
 8: A Not that I recall.
 9: Q Okay. It sounds like it's the kind of thing you
 10: would have remembered had it been said to you.
 11: A Well, I would hope I would but I learn daily that I
 12: don't, you know, remember. Again, I am constantly reminded
 13: that ten minutes ago that someone said something and I didn't
 14: remember what they had said to me. So -- too many things.
 15: Q You mentioned that you thought it was the kind of
 16: thing you would like to know about. Why is that? What is
 17: causing your alarms to go off? Or if that overstates it,
 18: your interest?
 19: A Well, I think that overstates it. If the packages
 20: were sent to Betty, then that's of no interest to me. But if
 21: we're having -- if there are a lot things that are being sent
 22: to the President --
 23: Q Yes.
 24: A -- then that is of some interest to me.
 25: Q Why?

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1: A Well, because I like to know and, you know, the
 2: amount of paperwork that he receives and to be able to
 3: control it so that he's not overloaded with that sort of
 4: thing. And to be able to monitor if someone's sending a
 5: lot of things in through her, then if there are issues
 6: related to that we need to be on top of, you know, then
 7: that.
 8: It wouldn't necessarily -- you know, it could be
 9: another cabinet member or anybody. If anybody is
 10: consistently sending things in, then I would like to know
 11: about it. And sometimes I don't. Even from a cabinet
 12: member.
 13: Q Does it have anything to do with who is sending the
 14: packages? It's one thing to try to keep track of the total
 15: volume of packages that are sent, but you could keep track of
 16: that by just asking Betty to let you know how many packages
 17: were sent.
 18: It sounds to me like this has more to do with the
 19: fact that they're all from a particular person and what that
 20: might imply. Is that right?
 21: A What you're asking me is if I would be more
 22: concerned that a number of packages were coming to her from a
 23: certain person, it's the person I would be concerned about?
 24: Q Yes.
 25: A More concerned about a person? Well, I think

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1: partially, yes. To be honest, I mean, you have to say that
 2: anything that comes from one -- that might be a concern of
 3: mine. But also just that there is a volume of paper going to
 4: the President from anybody that I'm unaware of, that I feel
 5: like I should be controlling the amount of paper that goes to
 6: him. Plus, again, issues. And I don't know if that answers
 7: your question.
 8: So it's -- you know, obviously, it's a double --
 9: I would be concerned if, for instance, a lobbyist was
 10: sending something in to the President through Betty and she
 11: didn't tell me about it because, again, it could be an issue
 12: that I feel like he's not as informed on or someone that he
 13: may be blind sided on and if you're going to send something
 14: to him, you should send it to him with all the correct
 15: information.
 16: Q Would there have been any special interest in the
 17: fact that it was in this case Monica who would be sending a
 18: number of packages for delivery over a couple-month period?
 19: Any special concerns?
 20: A Well, I don't know that any special concerns --
 21: you know, I can't say that now. I mean, in retrospect, I
 22: don't know.
 23: Q Were you aware that Monica Lewinsky was visiting
 24: President Clinton during 1996 and 1997 after she had left
 25: OLA?

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11 A No, I was not aware that she was visiting the
12 President. I think that we had talked about before that I
13 knew that she had come to a radio address. Other than that,
14 I don't know that I was aware that she was visiting the
15 President or that she did visit the President. I'm not sure
16 I'm aware of that today.
17 Q Were you aware that she was having visits to Betty
18 with some regularity?
19 A No, I was not aware that she was visiting Betty
20 with some regularity.
21 Q Would you expect Betty to let you know if she had
22 had -- let's try to put a number on it. Let's say, you know,
23 monthly visits from Monica Lewinsky while you were not there
24 and were therefore not personally aware of?
25 A It would not be unusual for Betty to have regular
visits from somebody and my not be aware of them.
Q And would you want Betty to let you know if Monica
Lewinsky had visited with that regularity?
A Well, I think if Monica Lewinsky is a personal
friend of Betty's and that's a personal visit by Monica to
Betty, then there's no reason for her to let me know. I
think that's a friendship separate and apart from our work
and there's no reason for her to inform me of that.
Q And if they were more than personal visits or
perhaps personal visits as well, that is, if they were also

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visits to the President, is that something you would have
expected Betty to let you know about?
A I would have liked to have -- yes. I would expect
her to let me know if Monica Lewinsky was visiting the
President on a regular basis.
Q Why?
A Well, because I like to control and maybe -- the
number and amount of people he sees and to -- you know,
almost for the same reasons that you would do the other, it's
my job and I would like to be able to -- you know, if there
are issues that someone is talking to him about, then make
sure he's not blind sided on those.
Q I'm not sure I followed that last one.
A Well, for instance, if, you know -- even if a
cabinet member or an agency or department head, anybody comes
in to see the President on a regular basis, then I would like
to know about it because I am responsible for the department
and, you know, the Chief of Staff may ask me is General
McCaffrey, who is, you know, for instance, the head of the
National Drug Control Policy, has he dropped by to see the
President or has he sent the President a note lately or --
you know, because there are issues related to that the
President would need to know about but there might be other
issues, too, that he should be hearing all sides of an issue.
And so that's what I mean by that.

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So that if there are -- because of issues and who
it is that's visiting him that --
Q Would there be any special issues raised by the
frequency of visits from Monica?
A To the President?
Q Yes.
A Special issues? I don't know that I would have any
special issues unless it was something related to the
Department of Defense, you know, and I probably would have
asked that question.
Q All right. Were you aware that Monica was
frequently calling Betty during 1997?
A Not that I recall.
Q Did Betty mention to you any calls from Monica?
A Well, I don't remember, but she might have. I
can't -- you know, I just don't recall.
Q Did she ever complain to you about the number of
calls she had received from Monica?
A I don't recall that she did.
Q You supervise Betty.
A Yes.
Q Are you someone who would be concerned about any
calls that might be disruptive of Betty, either because of
their frequency or their manner?
A Well, I might be concerned, but Betty and I have

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different personalities and one of the things that I admire
about her is the fact that she is so nice and gracious to
everyone. And she's been in here, you might ask her about
some of the people she gets on the phone and she's always so
gracious and nice to them.
And really, literally, mentally ill people who
will call her on a regular basis and say that they are
the ambassador to whatever, or they were promised to be
ambassador to somebody and she's gracious and kind and nice
to them day after day after day. And I not sure I would be
that gracious and kind and nice to these people.
And she, you know -- she always treats them with a
lot of respect and you have to admire somebody who is that
kind and good to people.
Q We do have to admire that, but it is also sometimes
disruptive, if you're so gracious and taking so long with so
many calls that it disrupts your work.
Did you have the impression that that was happening
with Betty and Monica at all?
A No, I did not have that impression. I didn't know
about it.
Q Have you ever heard Betty speaking loudly on the
phone, yelling at someone?
A Well, certainly not that I recall. Not off the top
of my head, I don't recall her yelling at anybody.

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Q Were you aware of any calls that Monica Lewinsky
made to the President through Betty?
A Not that I recall.
Q Let's talk a little bit about your work hours.
A Okay.
Q What are your work hours?
A Well, usually, I try to be at work around a quarter
of eight and I work until -- most days, until 7:30 or 8:00 at
night.
Q Do you work weekends?
A Some weekends, not every weekend.
Q How often do you work weekends?
A Well, I work weekends generally when we have a
radio address and it varies over time. If I know the
President is going to be in, is going to be by himself and
we've got meetings or phone calls, then I'll come in.
But if, you know, right at the beginning, the first year
we worked, I worked seven days a week. We worked 18, 20
hours a day for at least six months and probably longer
than that.
And then after that, what I started doing
eventually was staying as late as I could on Friday night,
I'd stay until 11:00 or 12:00 on Friday night just to keep
from coming in on Saturday or Sunday.
Q You made a reference to if the President were by

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himself. I take it you mean if he didn't have a secretary
like perhaps Betty there at the same time?
A Mm-hmm.
Q So is it fair to say that there was an effort by
Betty and you to have one or the other of you there? Or does
that overstate it?
A Well, that might overstate it, certainly on the
weekends. One of the things I noticed about Betty is that
she liked to come in on the weekends to work rather than if I
would stay late on Friday night just so I don't have to, I
think Betty likes being in there by herself and kind of
working without a bunch of other people around. So she
seemed to come in a lot on the weekends.
Now, what was the original question here about --
what did you ask me?
Q I was trying to figure out if there was sort of a
plan to have one or the other of you there or was it simply
that in your mind there's more call for you to be there if
there's no one else there?
A Well, I think we would try to work it out. For
instance, if they scheduled a meeting on Sunday afternoon,
then between the President's aide and Betty and myself we
would probably work it out.
I mean, normally, I feel like I'm the head of the
office and if I can I usually -- if I knew that he was going

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[1] to be in at a specific time doing a specific meeting, then I
 [2] would offer to come in. Or if he had to make a call to a
 [3] foreign head of state and he needed to do it in the Oval,
 [4] then I would first offer to come in.
 [5] But we would -- if I couldn't go in -- but often,
 [6] I mean, if there was something scheduled that I knew
 [7] about, then I would -- you know, we would discuss it among
 [8] ourselves. And sometimes we all would show up and sometimes,
 [9] you know, just one of us would.
 [10] Q Has the President ever called you at home?
 [11] A Yes.
 [12] Q Often?
 [13] A Periods of time, yes, when it's often. Yes.
 [14] Q Well, let's take 1997 as an example year. How
 [15] often during 1997 as best you can recall would he call you
 [16] at home?
 [17] A Once or twice a week, probably. But that -- you
 [18] know, I'd have to go back. I mean, I couldn't guarantee that
 [19] it's once or twice a week, but, you know, at times it would.
 [20] Q I'm assuming that's an estimate.
 [21] A Yes.
 [22] Q And what sorts of things would he call you at home
 [23] for?
 [24] A Well, he would call me about golf a whole bunch.
 [25] About this is Saturday and I want to play golf and, you know,

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[1] who should I play with and can I play at a certain time.
 [2] Q Sort of scheduling matters, somewhat social
 [3] matters?
 [4] A Scheduling. Social. Sometimes he's done that.
 [5] "I'm going to take my wife and my daughter to Easter brunch.
 [6] Where should I take them?" You know, that's not an
 [7] uncommon question. "We're going out to dinner, where should
 [8] we go?"
 [9] So I would say scheduling, but it also might be,
 [10] you know, paperwork or if he ran into somebody and they
 [11] said something to him and do I remember this or do I
 [12] remember that. Or "I saw so and so last night and they
 [13] said this."
 [14] And sometimes he would call me for phone numbers.
 [15] If we have a friend in town, he would ask me, "Where's so
 [16] and so staying? I need to call him."
 [17] Q It appears that the President, then, would have
 [18] called you at home much more frequently than he called Betty
 [19] at home. Any particular reason for that?
 [20] A Well, I don't know that that's the case. I mean,
 [21] you all might know that, you may have asked that question.
 [22] I've never paid any attention to the fact if he called me
 [23] more than he called Betty.
 [24] Q All right. Would there be any particular reason
 [25] for it if that appeared to be the case?

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[1] A Well, probably because of the kinds of things he
 [2] might call somebody about would be the things that I might
 [3] know something about.
 [4] I mean, I would be able to handle scheduling
 [5] matters or basically all the friends. I keep track of the
 [6] friends more than Betty does. Because most of the people
 [7] who come to Washington are from Arkansas, a lot of them,
 [8] and they know to call me and so we basically keep track of
 [9] most of the friends. And so I might be the one who knows
 [10] where someone is.
 [11] Q Has he ever called you and asked you to come back
 [12] to the office? On a weekend, for example, or at night?
 [13] A Yes, I think he has, but --
 [14] Q It sounds like you're a bit unsure of it?
 [15] A Well, I'd have to come up with a specific, if that
 [16] would be the next question, I was already jumping ahead, to
 [17] think of when he did it and under what circumstances. But I
 [18] believe he has.
 [19] Q Well, sometimes people can be certain that
 [20] something has happened in general and not have a specific in
 [21] mind. Is that the situation with you?
 [22] A Yes.
 [23] Q All right. Do you have any impression about how
 [24] often that would be, once or twice a year, once or twice a
 [25] month?

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[1] A Well, I think more like a year, but it might be
 [2] between those two numbers. You know, maybe more than once or
 [3] twice a year and less than once or twice a month.
 [4] Q Has he ever asked you to come in for the purpose of
 [5] letting someone into the White House, for the purpose of
 [6] WAVE-ing someone in?
 [7] A I believe so?
 [8] Q He has?
 [9] A Mm-hmm.
 [10] Q Tell us about that.
 [11] A Well --
 [12] Q Let's focus on 1997, just so that we have a year
 [13] that's fairly fresh in our mind, at least more fresh than
 [14] '96.
 [15] A The ones that I can remember are either -- you
 [16] know, maybe a personnel matter, sometimes those have to be
 [17] handled. Sometimes legal reasons.
 [18] Q I'm not sure I'm following either what personnel
 [19] matter or legal matter would me in the circumstances.
 [20] A Personnel, he needs to interview somebody for -- I
 [21] mean, obviously this is not the case -- Secretary of Defense
 [22] and it has to be kept very quiet and you don't want people,
 [23] you know, everyone and their brother knowing that this person
 [24] is coming in because then it's in the newspaper and, you
 [25] know, basically you may embarrass somebody if this person is

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[1] not picked.
 [2] And so he would call me in there to handle that
 [3] because I can do it in a way that everyone in the world
 [4] doesn't see them. Four people don't see them coming in and
 [5] that sort of thing.
 [6] Q And that would be an example of a personnel matter.
 [7] A Right.
 [8] Q And then you made reference to a legal matter?
 [9] A Well, the same with his lawyers. I think a lot of
 [10] it would be, you know, "I need to get -- my lawyers need to
 [11] come over today, can you come in and make sure they get in
 [12] okay?"
 [13] And it might be friends or sometimes it would be
 [14] "So and so wants to come in for a photo, can you handle
 [15] that?" And so, I mean, a variety of reasons.
 [16] Q How often has he asked you to come in to WAVE in
 [17] friends?
 [18] A Well, I think -- didn't we just discuss that?
 [19] Maybe -- I don't know how many times. I don't know if it's
 [20] a dozen, I don't know if it's six, I don't know if it's two
 [21] dozen. Probably less than 25, probably less than two dozen
 [22] times and probably -- but I don't know -- more than six, so
 [23] somewhere in that range.
 [24] Q So you wouldn't necessarily regard it as unusual?
 [25] A No. Un-uh. Unusual in what manner?

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[1] Q Unusual in the sense that it doesn't happen very
 [2] often or you're not sure why he would turn to you to WAVE
 [3] someone in rather than someone else. I assume that there are
 [4] others at the White House and maybe even in the Oval area who
 [5] would have the authority to WAVE someone in.
 [6] A I guess I never thought it was unusual when he
 [7] called me to ask me to do that.
 [8] Q All right. I'm next going to ask a question that
 [9] will seem incredibly stupid, but I feel obliged to ask it.
 [10] I assume that the President doesn't handle e-mail himself,
 [11] doesn't have his own computer system, anything like that.
 [12] A He has a computer, but he doesn't handle e-mail.
 [13] Q Okay. What kinds of things does he do on his
 [14] computer?
 [15] A Well, actually, he has a computer. I'm not sure he
 [16] does anything on it. He has it, but I don't believe he uses
 [17] it at all.
 [18] Q He doesn't send e-mails to the Chief of Staff or
 [19] anything like that?
 [20] A Not that I'm aware of.
 [21] Q Okay. If he wanted to have someone contacted
 [22] electronically, would he simply do it through you or Betty
 [23] or would he not do that at all?
 [24] A I don't know that --
 [25] Q Has he ever done that?

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[1] A I have people who send me e-mails for the
 [2] President, but I'm not sure that it was at the President's
 [3] request that they do it.
 [4] Q I see. Okay. Let me turn then to another subject
 [5] area, Linda Tripp. Have you had any discussions with the
 [6] President about Linda Tripp?
 [7] A Not that I recall. Let me think about that a
 [8] minute. Well, her name has probably come up, but going to
 [9] the next part, whether there were conversations about Linda
 [10] Tripp or what the conversations were or in what context is
 [11] what I don't remember, but did her name ever come up in a
 [12] conversation with the President? Probably.
 [13] Q Can you try to reconstruct as best you can when it
 [14] happened, who else was there, how it arose, what was said?
 [15] A Well, I'm not -- I don't know. It might take me a
 [16] while, if you want to give me some time and let me think
 [17] about it. Certainly she -- but really -- I'm trying to even
 [18] remember if at first -- I know she worked -- Bruce Lindsey
 [19] initially was a part of our office, even though he was
 [20] Director of Personnel.
 [21] And so I hired a woman named Deb Coyle to be one of
 [22] the President's secretaries with Betty Currie, but Deb felt
 [23] like Bruce needed more help, which he did, than the President
 [24] did at that time and so Deb did a lot for Bruce. But then
 [25] when she was gone sometimes she'd bring in Linda Tripp.

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[1] So now the question then becomes did Linda Tripp --
 [2] did we ever have any conversations about Linda Tripp then,
 [3] which was very early on working for us, or whether "Who is
 [4] that?" You know, and what -- you know, is she answering the
 [5] phone or -- possibly that. But --
 [6] Q Well, let me be a bit more direct because I'm less
 [7] interested in whether you might have discussed Linda Tripp's
 [8] typing speed than in whether you ever discussed Linda Tripp
 [9] in connection with, first, Monica Lewinsky.
 [10] A I don't believe that I ever discussed Linda Tripp
 [11] in relation to Monica Lewinsky. It is my recollection, which
 [12] is jumping ahead of you, but, believe me, I can be wrong
 [13] about this, that the first time I knew of any relationship
 [14] was possibly when one of these news accounts came out. Now,
 [15] I wouldn't swear on a Bible, which I may have done that,
 [16] but -- but that's my recollection.
 [17] Q Did you ever discuss with the President Linda Tripp
 [18] in connection with Kathleen Willey?
 [19] A Well, that's what I'm trying to reconstruct in my
 [20] brain, whether -- if I ever had a conversation with him post
 [21] that, it would have been in relationship with -- you know, in
 [22] that context with Kathleen Willey and I don't recall a
 [23] specific conversation right now, but I'd be glad to think
 [24] about it. Because they worked -- Linda Tripp and Kathleen
 [25] worked together in the counsel's office.

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[1] I would more associate Linda Tripp with Kathleen
 [2] Willey because they worked together than I would with Monica
 [3] Lewinsky. Maybe Monica and she worked together, but I'm not
 [4] sure I was aware of that.
 [5] Q All right. Think on it, if you would.
 [6] A Okay. I'll be glad to.
 [7] Q I'm going to ask similar kinds of questions about,
 [8] for example, discussions between you and senior staff about
 [9] Linda Tripp and Monica Lewinsky.
 [10] A Okay.
 [11] Q Have you had such discussions?
 [12] A Well, in what way? I think -- you know, sometimes
 [13] you might have general conversations with people because of
 [14] what you read in the paper or whatever, but I don't recall a
 [15] specific conversation I've had with someone about Linda Tripp
 [16] and Monica Lewinsky.
 [17] Q Did you ever discuss it with Bruce Lindsey?
 [18] A Linda Tripp and Monica? Not that I recall.
 [19] Q What about with senior staff relating to Linda
 [20] Tripp and Kathleen Willey?
 [21] A I don't recall one, but that's not -- you know,
 [22] again, that one would be more likely and that would be the
 [23] one I want to make sure about and that I'd have to think
 [24] about for a long while because, again, that's where my
 [25] association with Linda Tripp is.

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[1] Q Let me be just a little more directed, then, rather
 [2] than just senior staff, what about Bruce Lindsey in
 [3] particular?
 [4] A Linda Tripp and Kathleen Willey?
 [5] Q Mm-hmm.
 [6] A Actually, I do think I did talk to him once about
 [7] that.
 [8] Q Can you give us your best recollection of that?
 [9] Where, when, the circumstances, who said what to whom?
 [10] A Well, it seems like there was some sort of a
 [11] conversation about whether Linda Tripp ever called him and
 [12] whether he --
 [13] Q Whether Linda Tripp called Bruce?
 [14] A Yes. At some point. And whether he ever returned
 [15] the phone call. But that is -- I'm uncertain of that,
 [16] honestly, whether I had that conversation or I just had --
 [17] you know, but there's a possibility I had that conversation
 [18] with him. And I am aware that that's -- you know, I'm being
 [19] a little -- I'm not answering that directly, but I want to be
 [20] very careful about it when I say something like that because
 [21] I don't recall a specific conversation that I had with Bruce,
 [22] I have a general feeling that I may have talked to him about
 [23] that.
 [24] And, you know, this has serious repercussions and
 [25] so I don't want to say something so flippantly that would,

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[1] you know, create -- when there's a possibility I never did
 [2] have that conversation with him in reality. So --
 [3] Q It sounds to me like you feel like you probably
 [4] did, but you don't know enough about the specifics to commit
 [5] yourself to it, is that another way to say it?
 [6] A Well, that might be a way of saying it. Yes.
 [7] Q All right. Why don't you think on that one as
 [8] well.
 [9] A Okay.
 [10] Q Sometimes when you massage memories, they come
 [11] a bit more.
 [12] A Okay.
 [13] Q What about discussions with people at the White
 [14] House Counsel's Office about Linda Tripp in connection with
 [15] Monica? And then, as you might anticipate, I'll ask the same
 [16] thing about Linda Tripp and Kathleen Willey.
 [17] A Well, I don't recall, but, you know, they may have
 [18] asked me what you're asking me, which is do I know anything
 [19] about Monica Lewinsky and Linda Tripp or, you know, a
 [20] relationship, which I -- so I don't think I had anything
 [21] other than just maybe that, but I don't know for sure that
 [22] they asked me that.
 [23] Q Who at the White House Counsel's Office would it
 [24] have been who was talking to you on that subject or those
 [25] subjects?

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[1] A Possibly Cheryl Mills, but, you know, it could have
 [2] been someone else. Maybe Lanny Breuer, but possibly Cheryl
 [3] Mills. But, again, I can't say definitively that I had that
 [4] conversation.
 [5] Again, it's a general feeling that I might have had
 [6] that conversation with somebody and if I had a conversation
 [7] with someone in the counsel's office, then that's who it
 [8] would have been. But I can't recall a specific conversation
 [9] I had with either Lanny or with Cheryl.
 [10] Q At about the time -- I guess it would have been
 [11] early to mid 1997, there was an investigator who was looking
 [12] into the -- let's call it the Kathleen Willey situation. At
 [13] about that time, did you have any conversations with Kathleen
 [14] Willey?
 [15] A In early '97?
 [16] Q Well, I guess, let's talk about -- I'm always
 [17] hesitant to put things in time because it's easy for a
 [18] witness to say I don't remember that time. In 1997, did you
 [19] have conversations with Kathleen Willey?
 [20] A I might have. I don't remember. I'm like you,
 [21] it's like was it '97? I've had conversations with Kathleen
 [22] Willey. Was it '97, '96, '95? Who knows?
 [23] Q All right. Then let me suggest a subject matter
 [24] for you. Did you ever have any conversations with Kathleen
 [25] Willey about Michael Isikoff, a Newsweek article, about

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1 Kathleen Willey possibly being approached by the President in
 2 an unwanted way?
 3 A By the President? Well, you've asked -- tell me
 4 what you're asking me there because you've asked me a
 5 complicated question or a compound question with several
 6 parts.
 7 Q Objection sustained. Let's put it this way.
 8 Michael Isikoff did research on a possible article relating
 9 to whether the President had made an unwanted gesture, let's
 10 call it, toward Kathleen Willey. He did some research during
 11 early '97 and there was an article that came out in the
 12 summer of '97. Did you have any discussions with Kathleen
 13 Willey about that?
 14 A Well, I'm not sure -- you're still -- it's still a
 15 compound question here. I had a conversation with Kathleen
 16 Willey about a call or that somebody was trying to -- some
 17 sort of news person of some sort was trying to approach her
 18 in some way.
 19 Q What can you tell us about that?
 20 A That's about all I can tell you about it.
 21 Q She called you?
 22 A She called me. Mm-hmm.
 23 Q Why would she call you about that?
 24 A Well, she -- I think I was the person that was left
 25 at the White House that she felt closest to.

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1 Q Well, if all it was was a news person trying to
 2 contact her in some way, why would she call you? Presumably
 3 it had something to do with the White House, I take it.
 4 A Well, as I remember, she wasn't specific about
 5 that. That's as I recall it.
 6 Q What was the news person asking her about?
 7 A I don't think she told me.
 8 Q It's hard for me to get a feel for what this
 9 conversation must have been like. She calls you and she says
 10 "A news persons contacted me about --" and then could you
 11 fill in the blanks for us?
 12 A Well, I don't think she told me. I don't think
 13 there was any blank to fill in.
 14 Q Was it a long conversation?
 15 A Not that I recall.
 16 Q Could you give us sort of a best estimate of how
 17 long you think the conversation was?
 18 A Certainly less than five minutes, but maybe even
 19 shorter than that.
 20 Q What seemed to be her emotional reaction to the
 21 call from the news person?
 22 A Kathleen always seemed to be pretty calm in most
 23 circumstances.
 24 Q So she seemed to be calm?
 25 A Seemed to me.

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1 Q What would have prompted her to call, then? She
 2 gets a call from a news person, she's calm about it --
 3 A Well, Kathleen's been in here and I assume you've
 4 asked her that and I would say you would have to use her
 5 answer. I mean, why -- you're asking me to judge why she
 6 would have called me. I don't know why she called me, why
 7 she would have called me.
 8 Q Well, another way to get that same information
 9 would be to ask you what she said about why she called you
 10 and that would be something you would know about.
 11 A Well, I'm not sure she told me why she called me.
 12 Let me think about it. I mean -- but -- I do not recall
 13 specifically what she said as to why she called me about it.
 14 And let me add that it is not unusual for someone to call and
 15 just say -- I mean, you could have the President's high
 16 school friends call and say, "Well, we have somebody, you
 17 know, a news person here who is asking questions about, you
 18 know, what he did in the band in 1962."
 19 That's not an unusual question. And they would
 20 just call to inform us that someone is out there doing
 21 interviews in case we don't know.
 22 Q What did Kathleen Willey tell you the call was
 23 about?
 24 A She did not, that I recall, tell me what the call
 25 was about.

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1 Q Did you have an impression of what the call was
 2 about?
 3 MR. WISENBERG: Could I just ask, are we talking
 4 about the call from the reporter or the call to
 5 Ms. Herreich?
 6 MR. EMMICK: Well, I'm trying to figure out what
 7 you understood Kathleen was talking to you about regarding
 8 the call from the reporter.
 9 THE WITNESS: What I understood the call from the
 10 reporter was about to her?
 11 MR. EMMICK: Yes.
 12 THE WITNESS: I did not ask her and she did not
 13 tell me, as I recall.
 14 BY MR. EMMICK:
 15 Q Well, was she looking for advice?
 16 A It did not appear to me that she was looking for
 17 advice.
 18 Q Was she giving you and the President a heads up?
 19 A I got the idea that she was informing me.
 20 Q And what was she informing you of?
 21 A That someone was calling her wanting to interview
 22 her -- yes. Interview her, I guess, since it was a news
 23 person.
 24 Q Someone was calling wanting to interview her in
 25 connection with the President? In connection with the White

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1 House? In connection with her children's schooling? There
 2 must have been some reason that she was calling you or
 3 someone associated with the White House.
 4 A Well, again, as I recall, she did not tell me.
 5 Q All right. So she was calling to give you a sort
 6 of a heads up or to give you information.
 7 A That's as I recall it.
 8 Q Okay. What was your reaction? Were you interested
 9 to ask, "Gosh, what was the reporter asking about?"
 10 A No.
 11 Q "Why are you calling me?"
 12 A I did not ask her that, that I recall. And I did
 13 not ask her why she was calling me, that I recall.
 14 Q Did any other names come up? Did Linda Tripp's
 15 name come up?
 16 A Not that I recall.
 17 Q Did she ask any questions of you?
 18 A Who, Kathleen?
 19 Q Yes.
 20 A Not that I recall.
 21 Q And after you got this call that you think she was
 22 trying to give you information about, to whom did you tell
 23 this information?
 24 A My recollection is that I told the President that
 25 she had called.

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1 Q And what did you tell the President?
 2 A That Kathleen called and said that there was a
 3 reporter who was trying to talk to her or interview her or
 4 something.
 5 Q And why did you tell the President?
 6 A I'm not certain if Kathleen asked me to let him
 7 know or if I did it sort of as chatting. "Well, today, these
 8 are the phone calls I got and this is what so and so said."
 9 And so I don't recall.
 10 Q And what was the President's reaction?
 11 A I think, and I'm uncertain of this, too, but this
 12 would have made sense to me, is that he told me to tell
 13 Bruce, to let Bruce know, or maybe he, you know, "Well, why
 14 don't you let Bruce know."
 15 Q Did you let Bruce know?
 16 A I think so, but I can't guarantee it. And he may
 17 not have said anything, he may have just sort of shrugged his
 18 shoulders. I don't really recall.
 19 Q Would you have let anyone else know?
 20 A Well, I might have let the press office know.
 21 Q And who at the press office would you have advised
 22 of that?
 23 A Whoever I could have gotten in touch with.
 24 Q Do you have any recollection of speaking to anyone
 25 in particular?

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[1] A I don't have a recollection of speaking to anybody
 [2] in particular about it.
 [3] Q And what would it have been about Kathleen Willey's
 [4] call that would have been suitable or appropriate or would
 [5] have called for letting the press office know or letting the
 [6] President know or letting Bruce Lindsey know?
 [7] A Well, what would it have been? You've asked again
 [8] three or four different things there. I mean, are you asking
 [9] as a group or as -- you know why -- because a newspaper
 [10] person was interested in interviewing somebody.
 [11] Q Okay. Somebody formerly associated with the White
 [12] House? Is that the thing that made it worthwhile?
 [13] A Well, I guess that was my assumption, is that that
 [14] had something to do with the White House or maybe that's why
 [15] she called me and so I should inform somebody that she should
 [16] call. Or it could have just been -- I think I let somebody
 [17] know that for that --
 [18] I'm not sure that's -- you know, the President --
 [19] it may have just been in just normal conversation. "Well,
 [20] these are the calls I got today." I really -- I don't recall
 [21] specifically why or the circumstances or the exact --
 [22] obviously the exact conversation I had with her.
 [23] Q Did you understand that her call to you related in
 [24] some way to a report of an unwanted advance by the President?
 [25] A No, I was not -- ask me that again?

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[1] Q When she made this call to you, did you understand
 [2] that it had something to do with an unwelcome advance that
 [3] the President had made toward Kathleen Willey?
 [4] A No.
 [5] BY MR. WISENBERG:
 [6] Q Or an alleged unwelcome advance?
 [7] A No.
 [8] MR. EMMICK: All right. I have no other questions
 [9] on that subject area.
 [10] Sol or any of the grand jurors?
 [11] MR.
 [12] end.
 [13] MR. EMMICK: Okay.
 [14] BY MR. EMMICK:
 [15] Q Let me ask, then, a question in another subject
 [16] area. Any knowledge that you might have of any job efforts
 [17] taken to get Monica Lewinsky a job in the following three
 [18] categories. One would be in connection with the U.N. Any
 [19] knowledge or information at all about efforts by anyone to
 [20] get Monica a job at the U.N.?
 [21] A No.
 [22] Q What about to get her a job in private industry in
 [23] New York City?
 [24] A No.
 [25] Q What about to get her a job back in the White

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[1] House?
 [2] A No. Well, let me just make sure of that last one.
 [3] At any time, a job back in the White House?
 [4] Q Right.
 [5] A That one I may have had some awareness of. When
 [6] you say that, to this point, it had never dawned on me, but
 [7] just how you said that, whether it was Monica or someone else
 [8] who ever left the White House, people who leave the White
 [9] House all seem to want to come back at some point.
 [10] And so whether specifically Monica or somebody else
 [11] who ever left and called and said, "Oh, I'd love to get back"
 [12] or "I'm trying to get back at the White House," I don't know
 [13] if she called me, but I may have had some general awareness
 [14] of that, but I can't be specific or I can't guarantee that I
 [15] was aware of that.
 [16] Q Well, then, let me run through a list of names and
 [17] see if that helps jog the memory.
 [18] A Okay.
 [19] Q Did you have any discussions with the President
 [20] about bringing Monica back to the White House?
 [21] A No.
 [22] Q What about with Marsha Scott?
 [23] A No.
 [24] Q When you think about bringing Monica back to the
 [25] White House as a concept, let me suggest that she was

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[1] interviewing at the National Security Council for a while.
 [2] Does that jog any memory at all?
 [3] A No memory of that.
 [4] Q All right. What about with either Mr. Hilley or
 [5] Mr. Nash?
 [6] A No. I don't recall any conversations with any of
 [7] those people about Monica Lewinsky and a job. Is that what
 [8] you're asking me?
 [9] MR. EMMICK: Yes.
 [10] MR. WISENBERG: Or if you heard about any such
 [11] conversations.
 [12] THE WITNESS: No. Not that I recall. I don't
 [13] remember ever hearing anything about jobs with any of these
 [14] people.
 [15] BY MR. EMMICK:
 [16] Q Next, I'm going to ask about a phone number.
 [17] A Okay.
 [18] Q [REDACTED]
 [19] A Well, I think it's mine, but I can't guarantee it.
 [20] It's one of mine, but I don't pay any attention to that
 [21] number because it's not the number that I give out. So -- I
 [22] think it's mine, but it could be somebody else's in there.
 [23] Q It's our impression that it's yours.
 [24] A Okay. Good.
 [25] Q It's not a number called as frequently as the other

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[1] numbers, so let's make the question more general. How many
 [2] numbers are your numbers and how does [REDACTED] fit in as opposed
 [3] to other numbers that you have and give out to people?
 [4] A Well, the [REDACTED] is -- I think the only person I ever
 [5] gave -- I only gave that number to two people, although my
 [6] staff knows it. I've given it to my daughter and a former
 [7] boyfriend who I dated for a number of years, five or six
 [8] years, he had the number. And those are the only two people
 [9] I really remember giving it to, although my staff, I think,
 [10] knows the number. Again, I've given it out so little, I
 [11] don't even know what the number is.
 [12] MR. EMMICK: Just a minute, if you would.
 [13] (Pause.)
 [14] BY MR. EMMICK:
 [15] Q Did Kenneth Bacon ever call you?
 [16] A Not that I recall.
 [17] Q Would he have called you to get a hold of the
 [18] President ever?
 [19] A Not that I'm aware of.
 [20] Q The reason we're asking is there are records of
 [21] calls from his office to your [REDACTED], I believe, number and
 [22] we just want to make sure that since the DOD number is
 [23] one shared by Monica Lewinsky and Ken Bacon, we're trying
 [24] to make sure that it's a Monica call rather than a Ken Bacon
 [25] call.

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[1] A Well, I don't recall ever speaking with Ken Bacon
 [2] about anything, honestly. I may have met him, I don't even
 [3] know that I've ever met him, but I may have. I probably
 [4] have, but I just don't remember.
 [5] Q It sounds like you're suggesting that if there are
 [6] calls from that number they're more likely to be calls from
 [7] Monica than they would be calls from Ken Bacon.
 [8] A I would think so, but it's not out of the question
 [9] that he would have called and I wouldn't have known about it.
 [10] To that number.
 [11] Q Okay. It doesn't sound like you regard it as
 [12] likely, when you say out of the question, it's sort of
 [13] everything is possible.
 [14] A Well, I would think that eventually I would
 [15] have -- that name would have crossed my desk with a message
 [16] or something from him, but, again, it's not out of the
 [17] question.
 [18] Q Do you have any recollection of calls from Monica
 [19] to you?
 [20] A No. I do not.
 [21] Q If Monica had called you to speak to the President,
 [22] what would you have done?
 [23] A What would I have done? I don't know what I would
 [24] have done. I would have taken a message, I guess. I don't
 [25] know.

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[1] I don't ever recall her calling me to speak to the
 [2] President, so that's kind of a -- I don't know what I would
 [3] have done, frankly. Especially -- I mean, now you're asking
 [4] me in retrospect rather than at the time, but I probably -- I
 [5] don't know. Just taken a message.
 [6] Q Is it possible that Monica would have called you to
 [7] try to get a hold of Betty because she was having difficulty
 [8] getting a hold of Betty?
 [9] A Possibly. Can I tell you a little bit about that
 [10] [REDACTED]?
 [11] Q Sure.
 [12] A It's a published -- it's the number that's out, I
 [13] think, on all the books and everything, so it's like my phone
 [14] number. I never answer that line, it doesn't ring on my
 [15] desk, I don't see it. It goes to Rebecca's desk and it only
 [16] rings on her desk.
 [17] Q So it's possible that Monica was trying to get a
 [18] hold of Rebecca?
 [19] A It's possible.
 [20] Q And it sounds like certainly Rebecca would have
 [21] been the person to answer that line.
 [22] A Rebecca or the intern would have answered it.
 [23] Or sometimes Janice Kearney answers it. Whoever's back
 [24] there.
 [25] Q Do you know whether Rebecca or the intern knew

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[1] Monica?
 [2] A Oh, I'm -- or I say I'm certain. I'll back up.
 [3] Yes. Rebecca knew her.
 [4] Q Well, did Rebecca ever report to you that Monica
 [5] had called, for example?
 [6] A Well, not that I recall.
 [7] BY MR. WISENBERG:
 [8] Q Does [REDACTED] ring on Betty's desk?
 [9] A Eventually, it will roll. Eventually, if it's not
 [10] answered in the back by Rebecca and I don't know if it's six
 [11] or twelve times that it rings in the back on Rebecca's desk
 [12] before it rolls to another person in the complex. Since it's
 [13] one of the published numbers, then we try to answer it. But
 [14] I think it rings on Betty's desk eventually, but like either
 [15] after six or twelve rings.
 [16] BY MR. EMMICK:
 [17] Q So if you're in on a weekend and somebody calls
 [18] [REDACTED] it wouldn't ring on your desk and you'd have to go out
 [19] to Rebecca's desk in order to answer the phone?
 [20] A Yes. Rebecca is down the hall from me and quite a
 [21] bit away, so -- well, we also have a thing if it rang up to
 [22] Betty's desk, I can hear the phone on Betty's desk and I can
 [23] do star 7 and pick it up, which is if I hear her phone ring
 [24] and I want to answer it then I can do star 7 and pick the
 [25] number up. So it would eventually roll most likely to

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[1] Betty's desk and then I could pick it up.
 [2] BY MR. WISENBERG:
 [3] Q When you get a call from outside the complex, are
 [4] you able to look in your caller ID and tell who it's from,
 [5] what number it's from?
 [6] A Well, if it rings on my desk, I can. But if it's
 [7] not ringing on my desk, I can't.
 [8] Q Do you know whether or not if somebody called a
 [9] number such as the Rebecca Cameron number and then it rolled
 [10] over, for instance, to yours or Betty's desk, whether or not
 [11] the person at your desk or Betty's desk, let's say, let's say
 [12] Betty's desk, it rolls over there, would be able to look and
 [13] get a caller ID on where it was coming from?
 [14] A I'm not sure. I don't pay enough -- it doesn't
 [15] ring -- when it rolls, it doesn't ring to my desk if it rolls
 [16] to hers.
 [17] While I have gone out there sometimes to look, to
 [18] see, it may just have by that point "outside call to Nancy
 [19] Herrreich" on it or something like that. But it does usually
 [20] put on the bottom of it "to Nancy Herrreich" because that's
 [21] how I know if I look at Betty's phone if it's to me, the
 [22] [REDACTED] or if it's to her number directly. You understand
 [23] that?
 [24] MR. WISENBERG: All except the very last part.
 [25] THE WITNESS: Okay. It's okay. You don't want to

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[1] know anyway, right.
 [2] MR. WISENBERG: I'll look at the record.
 [3] THE WITNESS: All right.
 [4] BY MR. EMMICK:
 [5] Q I wanted to ask a couple of questions having to do
 [6] with calls to you from Vernon Jordan.
 [7] A Okay.
 [8] Q You had mentioned I believe, earlier that on
 [9] occasion Vernon Jordan had called you and that ordinarily if
 [10] he does call you he's calling for the President. Is that a
 [11] fair summary?
 [12] A Well, I think -- well, I don't know ordinarily. I
 [13] would say maybe that's -- why don't we say -- and that's
 [14] throwing it out there -- 50 percent of the time or maybe even
 [15] less. I wouldn't say ordinarily.
 [16] Q You mean so sometimes he just calls you to say,
 [17] "Hi, how are you doing?"
 [18] A Well, he may have a message for the President.
 [19] He may ask me, you know, what the President's schedule is,
 [20] he may say -- I mean, he may just want to know something
 [21] from me about something that's going on in the White House.
 [22] I mean, it could be a variety of reasons, you know, he might
 [23] call me.
 [24] Q Does he call often?
 [25] A Not any more.

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[1] Q Part of the reason I'm asking is we have some phone
 [2] records and the phone records indicate the calls from Vernon
 [3] Jordan starting only in November of '97 and that doesn't seem
 [4] consistent with what you had said --
 [5] A Un-uh.
 [6] Q And so -- well, that's the reason that I'm asking.
 [7] Does that sound wrong?
 [8] A Yes.
 [9] Q Okay. Tell me how wrong it sounds. You've been
 [10] speaking with him, you know, whatever, a couple times a month
 [11] for years and years and years --
 [12] A Let me just -- there were a few -- six months or
 [13] so, I guess, where I thought Vernon was probably angry at me
 [14] because I had chided him once on something and so he sort of,
 [15] I think, talked to Erskine or to other people around there
 [16] and quit calling me quite as much.
 [17] Q Which six-month period would that have been?
 [18] A I don't know. It's been a long time ago. I don't
 [19] think it was in '97. I think it was pre-'97.
 [20] Q Okay.
 [21] A I find that hard to believe. I think you should
 [22] probably go back and re-check the phone records. I cannot
 [23] imagine that those calls started in November of '97. There
 [24] is absolutely nothing to explain that. Now, you're looking
 [25] at maybe -- he may be calling -- do you look at all of my

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[1] extensions? I mean, there's another one which is [REDACTED]. I
 [2] think. He may have called me on that one. Did you check
 [3] that one? You're welcome to try.
 [4] Q We tried to, but let's --
 [5] A I can give you a number there.
 [6] Q We'll check it out. I mean, that's the reason that
 [7] I'm asking. It seemed unusual in light of what you had said
 [8] and I wanted to check with you.
 [9] Can you give us a best estimate of how often he
 [10] seemed to call?
 [11] A How often would Vernon call me?
 [12] Q Yes.
 [13] A Well, we'd go through periods of time -- once or
 [14] twice a week sometimes. Once or twice a day sometimes.
 [15] Sometimes five times a day. Sometimes once a month.
 [16] A lot of it depends on -- Vernon travels a lot
 [17] and a lot of that probably depends on his travel schedule
 [18] and where he's going and sometimes -- it seems like he goes
 [19] to Asia or some place that you wouldn't hear from him very
 [20] much.
 [21] Q All right. I have to ask, what prompted him to
 [22] call five times in a day, if you remember?
 [23] A I don't know. Let me think about it. What would
 [24] cause him to call? Obviously that may be an exaggeration,
 [25] but -- maybe if he -- okay. Let me give you an example. If

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[1] he was out of town and wanted to speak with the President and
 [2] the President was unavailable but there wasn't a number where
 [3] we could call Vernon back on or something --
 [4] Q Just being persistent.
 [5] A Yes. So -- and that's a possibility. And
 [6] obviously that could be a complete exaggeration, he may have
 [7] never called me five times in one day. Maybe the most he
 [8] called me was twice. I don't know that.
 [9] Q Did you ever talk with Vernon about Monica?
 [10] A Not that I recall.
 [11] Q Did her name ever come up at all?
 [12] A Not that I recall.
 [13] Q Did you know that Monica and Betty were close
 [14] friends?
 [15] A No. I did not know they were close friends.
 [16] Q Did you know they were friends?
 [17] A Betty is a friend to everyone. Everyone is Betty's
 [18] friend. And that's not, you know, meant facetiously or
 [19] exaggerated, but I think Betty is the mother of the world,
 [20] really. I mean, she -- everyone loves her and comes to see
 [21] her and calls her.
 [22] Q Did you have the impression that Betty was closer
 [23] friends with Monica than she is with everyone else in the
 [24] world?
 [25] A No, I did not have that impression.

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[1] Q Okay. I'd like to ask some questions related to
 [2] subjects that might have arisen in connection with the Paula
 [3] Jones case and whether you ever discussed these subjects with
 [4] others.
 [5] On December 5th, a witness list in the Paula Jones
 [6] case came out and there were lots of people on the witness
 [7] list. Did you ever have any discussions with anyone in --
 [8] let's call it December of '97 or January of '98 about that
 [9] witness list? Who was on it, who the people were?
 [10] A Well, can you tell me who was on it?
 [11] Q No.
 [12] A Okay. I don't know is my answer, then.
 [13] Q Okay. I mean, so the subject of witness list
 [14] itself didn't come up?
 [15] A I don't know. You know, it possibly did. It
 [16] doesn't just ring a lot of bells in my brain.
 [17] Q It strikes me that if in a lawsuit involving the
 [18] President of the United States a witness list had come out
 [19] with pages and pages and pages of witnesses it might have
 [20] been of some interest to those working with the President in
 [21] the Oval Office.
 [22] A I just don't recall who was on it or whether it was
 [23] published which was -- you said it came out and part of that
 [24] could be, you know, whether it was in the newspaper?
 [25] Q No, no, no. Then we'd be more specific. The

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[1] witness list went to Mr. Bennett and then it was made aware
 [2] to the President and I'm just trying to figure out whether or
 [3] not there were discussions that you were aware of pertaining
 [4] to that witness list.
 [5] A No.
 [6] Q No references or excitement about it in discussions
 [7] with Bruce Lindsey, the President, anyone?
 [8] A Well, you're making an assumption that I knew about
 [9] this, which is why I asked you was it published and I think
 [10] you just told me it wasn't.
 [11] Q Correct. It wasn't.
 [12] A Okay. If it wasn't published, then chances are I
 [13] didn't know anything about it.
 [14] Q Right. Unless someone had talked to you about it
 [15] or had mentioned it to you, which is why I'm asking the
 [16] question.
 [17] A Yes. And I don't recall that.
 [18] Q All right. What about any subpoenas to either
 [19] Linda Tripp or Monica Lewinsky or Kathleen Willey?
 [20] A Subpoenas?
 [21] Q Any discussions --
 [22] A Discussions?
 [23] Q -- about subpoenas to those persons?
 [24] A So it's Monica? Who did you say? Kathleen Willey?
 [25] Linda Tripp?

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[1] Q We'll just take it a little piece at a time. We'll
 [2] start with Monica. Monica got a subpoena. Did you have any
 [3] discussions with anybody about Monica getting a subpoena in
 [4] the Paula Jones case?
 [5] A Not that I'm aware of. Not that I remember. I
 [6] don't recall ever having a conversation with anybody.
 [7] Q Did you overhear conversations? Were you aware
 [8] that Monica had been subpoenaed?
 [9] A I don't think so. I really don't think so.
 [10] Q What about Kathleen Willey?
 [11] A I don't know. I mean, the timing of all this,
 [12] you're asking sort of ahead of time, you know? You know,
 [13] what you end up reading in the paper since then -- there
 [14] possibly could have been.
 [15] It seems like there was something in the papers at
 [16] some point about Kathleen Willey and it may have just all
 [17] been this spring, but I don't recall a specific conversation
 [18] with anybody, especially around that time, about them getting
 [19] subpoenas. I just don't recall it.
 [20] Q Similarly a question about subpoenas or a subpoena
 [21] to Linda Tripp. Any discussions about that? Did that
 [22] subject come up in any discussions in the Oval Office, the
 [23] White House?
 [24] A I don't think so.
 [25] Q Okay. Similar question about an affidavit that

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[1] Monica Lewinsky was supposed to sign. Did the subject of
 [2] Monica signing an affidavit come up in discussions that
 [3] you're aware of at the White House?
 [4] A No. Not that I'm aware of. Not that I have any
 [5] recollection of.
 [6] Q Okay. Do you know what Betty's phone numbers are
 [7] there at the office?
 [8] A No. No, I don't, actually, because I end up having
 [9] to -- I can never remember her present phone number. I
 [10] really can't.
 [11] Q Do you know what the presidential aide's phone
 [12] number or phone numbers would be?
 [13] A I do not know. I have an intercom system. I don't
 [14] even know what that is. I have them all on -- you know, I
 [15] holler at Betty through the wall.
 [16] Q All right. Okay. Does everyone there in the Oval
 [17] Office have an answering machine?
 [18] A Well, no. I think they all are part of the system,
 [19] an Audix system that, you know, is internal -- I assume so.
 [20] I don't know.
 [21] Q I meant sort of the concept of an answering
 [22] machine, not whether it physically has a Radio Shack set up.
 [23] A I assume so, but I don't know that.
 [24] Q Okay. Does everyone have caller ID?
 [25] A I don't go in and look at their phones. I assume

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[1] so, but I don't know that.
 [2] Q Do you ever call for the President when he's in the
 [3] residence?
 [4] A Yes.
 [5] Q Do you know whether the President has ever called
 [6] any interns at home?
 [7] A I don't know if he has.
 [8] Q Do you know whether the President has given any
 [9] gifts to any interns?
 [10] A I don't know right off the top of my head.
 [11] Q Do you know whether the President has had any
 [12] meetings with any interns individually, either in the Oval
 [13] Office or the study?
 [14] A Yes. I do recall.
 [15] Q Tell us.
 [16] A Well, I remember at least one of my interns he's
 [17] met with before. And this is a young lady whose father
 [18] went to Georgetown with him and she worked for us for
 [19] some time and I think when she was getting ready to go to
 [20] law school that she went in and talked to him for a few
 [21] minutes.
 [22] Q Is that the only one that comes to mind?
 [23] A That's the one that comes to mind right off the
 [24] top of my head. There may have been other interns that we
 [25] had specifically. And other interns who have been in the

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White House.
 We've got a young man right now who -- it's an interesting story -- went to the University of Arkansas who has sort of modeled his life after the President and there's a possibility that Warwick has been in there. So, you know, it's certainly in the realm of possibilities, the meetings.
 Q Kris Engskov.
 A Engskov is how you pronounce it.
 Q Engskov?
 A Engskov. Uh-huh.
 Q All right. Let me show it to you --
 A Well, I pronounced it Engskoff for a while, too, and I was corrected.
 Q All right. When he took over -- I guess he took over Goodin's position?
 A Stephen Goodin's? Yes.
 Q Did you train him?
 A No.
 Q Okay. Did you ever tell him anything about his job at all? Are you a person who is advising him? I mean, you're his supervisor, right?
 A Well, I'm sure I've told him -- I'm sure we've had conversations about his job.
 Q Did you ever tell him that the President's study area is a very private area and that in general he shouldn't

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than maybe his.
 MR. EMMICK: Any questions you have on that area?
 MR. WISENBERG: I'm just going to save all mine until the end.
 THE WITNESS: I know -- I can tell by the way he says that --
 MR. EMMICK: All right.
 BY MR. EMMICK:
 Q Who is Walter Kaye?
 A Walter Kaye is a businessman from New York. He's a wonderful, delightful man. Has he been in here? I don't recall if he has.
 Q We can't say.
 A All right. Well, I should know. You know, if he has, it's probably been in and out of the paper, but he's a delightful man, a businessman from New York.
 Q What is your relationship with Walter Kaye?
 A Sort of acquaintances.
 Q Does he call you to say hello?
 A Not usually.
 Q Does he call you to get a hold of the President?
 A No, not that I can recall.
 Q Is he regarded as close to President Clinton?
 A Oh, I don't know. By whom?
 Q By President Clinton.

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be going in there?
 A I don't recall telling him that.
 Q Is that the kind of thing that you would have told him?
 A I guess so. I can't imagine saying it just like that, though, because I don't feel that way about it. I mean, so -- I mean, it's a private area, but I just -- you know, it doesn't seem like -- it's not necessarily how I -- I mean, the President goes in there and sometimes we have to go let him know about meetings, so, you know -- now, tell me what you're asking again? It's a private area and --
 Q Right. I guess there were a couple of parts to it. One would simply have been did you tell Krs Engskov that it was a private area and then a part of that would be in connection with telling him that it's a private area, did you tell him that you shouldn't be going in there. You know, it's the President's area, it's not your area?
 A Well, I don't -- I can't imagine -- the first part, yes. The second part, I can't imagine that I said it just like that.
 Q Okay.
 A But that doesn't mean someone didn't hear it like that.
 Q Right. Right. You mean Kris may have interpreted your use of the word private area to mean that he shouldn't

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A The President thinks everyone is close to him.
 Yes.
 Q All right. Have you ever spoken with Walter Kaye on the phone?
 A I think so.
 Q All right. I have some questions that I'd like to ask about a time when Monica did apparently visit with the President and it was a very short visit and it was at about the time when President Zedillo was in town. So I'm going to ask you first do you remember when President Zedillo was in town?
 A No.
 Q No? All right. Do you remember Monica coming by the White House and having a very short meeting with the President?
 A No. You're asking me -- I mean, I've read these accounts of this and -- I mean, this is -- well, I guess you're asking me -- I do not remember if Zedillo came once or if he came ten times to the White House. We've had some people like King Hussein who was in town yesterday who's been there probably 15 or 20 times.
 Q I'm talking about the October-November of '97 timeframe.
 A I don't recall Zedillo. In '97? October of '97?
 Q So you don't have any recollection of that at all?

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head in there.
 A Mm-hmm. Well, I do tell people in relation to that area that it's not an area that I like to do -- I don't -- sometimes people doing a tour of the Oval Office, that I don't like to do tours back there. I think there are certain places that, you know, are just private. Some people should feel like they've got an area that, you know, is theirs.
 But I'm not sure the President feels that way because I think certainly people like Carolyn Huber would take people back there and show them that. And I felt that way also about the study.
 I don't like the press doing press events -- not the study, but in the dining room. But they periodically have to do them, but I just feel like, well, there's got to be some area that you feel like that's your own and I may be reflecting my own feelings rather than his on that, but there's a space that's yours that's sort of not -- everyone from the outside doesn't want to take over as well.
 Q All right. Now, is that more when the President's not there or when the President is there?
 A I think I feel about it both -- both times, both when he's there and when he's not there, that there should be some space that is yours and is private and you feel like you've got a place to go that is yours. But that, again, reflects much more my own feelings about my need for privacy

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A No.
 Q Do you have any recollection of Monica being brought in to the President's study area for a time?
 A No. I mean, if you have -- well, I have no recollection of that. And then when you started that, you sounded like that was a given and, I mean, do you have confirmation that that occurred?
 Q Well, rather than my answering your questions about how much evidence we may or may not have --
 A You didn't fall for it, huh?
 (Laughter.)
 Q I'm trying to be gracious myself --
 A You're trying to be by listening to my questions.
 Q All right. Do you know whether during that time period the President received a gift that was a paperweight of some kind that looked like the White House?
 A No. I am unaware of a gift that President received during this October or so of '97.
 Q Yes. October-November.
 A It's a White House paperweight?
 Q No.
 A Oh, what did you say?
 Q An antique paperweight that depicted the White House.
 A Oh, okay. No, I'm not aware of that.

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frogs?
 Q All right. Does the President have a collection of
 A Mm-hmm. He does have a collection of frogs.
 Q Tell us about that.
 A Well, we even go to places like The Nature Company.
 He gives them away sometimes to little children who come to
 the White House, too. And so he has a few frogs. And I
 think Mrs. Clinton collects them, too.
 Q And where does he keep the frog collection?
 A Well, he has some that are on his desk, some of the
 littler ones. Usually, it's -- it's cute when children
 especially come to the radio address, they're always sort of
 taken with it, so he always takes them up there and shows
 them all the little frogs. And if he has an extra one or
 two, then he gives them away.
 Q All right. Let me ask just a few more questions
 and then we'll let Sol pile on.
 A Okay.
 Q Earlier, you had mentioned that on a couple of
 occasions you received requests to search for documents and
 things.
 A Mm-hmm.
 Q I believe you said one time Mr. Kendall had asked
 you to look for a couple of books and possibly Mr. Bennett
 had asked you to look for things related to Kathleen Willey,

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know, beyond the realm of possibilities that you say
 something here or there about it or just the general matter,
 but I don't recall anything specific or anything that would
 really have any kind of impact or affect on this case.
 Q I'm going to ask the same question about recent
 discussions, anything with senior staff like Bruce Lindsey?
 A I don't recall. But, again, I think you have --
 because there's just this sort of constant, you know, --
 things are constantly in the newspaper that it wouldn't be
 out of the realm of possibility that I had a general
 discussion with Bruce, but nothing specific and nothing,
 again, that I think that you all would be -- there would be a
 specific interest.
 Q You might say, well, I may say to Bruce, "Well, I'm
 going to the grand jury." I mean, Bruce is a friend of mine
 and when -- especially on foreign trips is the only time I
 travel, but we spend a lot of time together. And just in
 general conversation, it's hard to have a conversation in
 this town and not have, you know, some -- discuss that in
 some form or fashion. So --
 Q What about with Mr. Kendall or his staff?
 A I don't think so, but I do talk to David Kendall
 every once in a while or Nicole Seligman. And I don't
 recall that I've had any kind of specific conversations
 with them.

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but you weren't sure whether it was him asking your coming up
 with it on your own.
 A Mm-hmm.
 Q My question is have you received any new requests
 since the time of your last grand jury testimony to search
 for documents or to search for things?
 A Oh, lord. I'm sure we have. I mean -- but I get
 most of them from the counsel's office. Are you asking me
 from the counsel's office or --
 Q From either the counsel's office or from --
 A Mr. Bennett?
 Q Mr. Kendall or Mr. Bennett. But since that
 time, have you been asked to search for documents or for
 things?
 A I have from the counsel's office, yes.
 Q All right. In connection with the Monica Lewinsky
 matter?
 A I don't remember. Probably. And I say it flip,
 but honestly, I bet we have a document request -- this might
 be an exaggeration, but I know in the last three weeks that
 we've probably had three of them.
 One of them was on -- most of them -- they're
 probably for the House or the Senate. It seems like one was
 on Bernard Schwartz and one was on something related to
 Indians or Native Americans.

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Q With Mr. Bennett or his staff?
 A I don't believe so. I've talked to Mr. Bennett in
 the last, you know, several weeks, month or so, but I don't
 even remember what it was about.
 Q We've asked you before whether or not to your
 knowledge you were a member of a joint defense agreement or
 some other sort of information sharing agreement and what you
 said was to your knowledge not.
 A Mm-hmm.
 Q I wondered if there has been any change in that
 status.
 A No.
 MR. EMMICK: Then in general, that brings my
 questions to an end.
 MR. WISENBERG: Why don't we take with your
 permission a brief -- ask the witness to step outside --
 THE WITNESS: Okay.
 MR. WISENBERG: We'll come get you in a few
 minutes.
 THE WITNESS: Okay.
 (Witness excused. Witness recalled.)
 MR. WISENBERG: Let the record reflect the witness
 has reentered the grand jury room.
 And, Madam Foreperson, do we have a quorum?
 THE FOREPERSON: Yes, we certainly do.

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I mean, I'd have to go through and figure out, you
 know, what are the last, but we get quite a few of them and
 so I don't remember if I've had one related to Monica
 Lewinsky or not, the matter.
 Q Anything related to Kathleen Willey?
 A Not that I recall, but that doesn't mean that we
 haven't had one. You all might be able to answer that better
 because if we got one, it probably came from the Independent
 Counsel.
 Q Possibly.
 A Possibly.
 Q Possibly not as well.
 A Yes. Yes.
 Q Anyway, you have no recollection of any searches
 you've been asked to make for Monica Lewinsky related items
 since you last spoke with us?
 A I don't recall anything. No. Since I last spoke
 with you.
 Q Any more recent discussions regarding Monica
 Lewinsky or Kathleen Willey with the President?
 A I don't think so. And that's one of those I'd have
 to think about, you know, just -- because things -- I don't
 recall any specific conversation I've had with the President
 or, frankly, with anybody else, but it's in the papers,
 obviously, day in and day out, and it wouldn't be -- you

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MR. WISENBERG: Are there any unauthorized persons
 in the grand jury room?
 THE FOREPERSON: No, there are none.
 Ms. Herreich, you are still under oath.
 THE WITNESS: Okay.
 BY MR. WISENBERG:
 Q Ms. Herreich, I'm going to ask you some questions,
 some of which are mine, some of which are the grand jurors',
 from the grand jurors.
 A Okay.
 Q And let me just preface it by saying that you're
 not required to be 100 percent certain before you give
 an answer. What we're interested in is your best
 recollection.
 You said you're not even aware now that Monica
 visited the President with any regularity after she left
 the White House. You said that in response to one of
 Mr. Emmick's questions.
 Let me ask you, has he denied this to you? Has
 the President denied to you that Monica visited with some
 regularity after she left the White House? Was transferred,
 in other words.
 A To my recollection, I've never had that
 conversation with the President.
 Q What has he told you about his relationship, if

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[1] any, with Monica Lewinsky?
 [2] A I don't recall that I've had that conversation.
 [3] I think early on, at one point, we talked about the fact that
 [4] Walter Kaye -- at some point, we talked about the fact that
 [5] Walter Kaye -- that she interned because Walter Kaye had --
 [6] she was a friend of Walter Kaye's, something to that effect,
 [7] and that at some point, as I said earlier, he said something
 [8] to the effect that "I didn't do this. They don't believe me.
 [9] I didn't do this." But I didn't -- I didn't press him on
 [10] what he was talking about specifically.
 [11] Q Okay. At some point after the scandal broke, he
 [12] told you, "I didn't do this." Is that correct?
 [13] A Mm-hmm. Yes.
 [14] Q He didn't identify what "this" was?
 [15] A No.
 [16] Q Okay. And he didn't tell you anything other than
 [17] "I didn't do this?"
 [18] A Not in that particular conversation. I don't
 [19] recall having other ones with him about this, but that --
 [20] that's all I remember of that. "I didn't do this." You
 [21] know, "They don't believe me. I didn't do this." And I
 [22] didn't press him on it.
 [23] Q Okay. Certainly one of the biggest, if not the
 [24] biggest, scandals of his entire political career. Is that a
 [25] fair statement?

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[1] A Yes. But immediately, as you know, this was --
 [2] you know, somewhat blown out of proportion and that's my
 [3] assessment of it. And so -- I mean, to sit down and have a
 [4] purposeful conversation with him is just not something either
 [5] one of us would do.
 [6] Q Okay. So he never gave you any -- other than
 [7] just saying that he didn't do this, he never gave you an
 [8] explanation, for instance, of why he might have met with
 [9] Ms. Lewinsky several times?
 [10] A We've never discussed it that I remember.
 [11] Q Since Monica was transferred at least partially
 [12] because she had a reputation as a clutch, why wouldn't you
 [13] be concerned if you found out she was regularly visiting
 [14] the President when you weren't there?
 [15] A Well, number one, I'm not sure that that's what
 [16] we said. It was like whether she was visiting the White
 [17] House or visiting Betty, wasn't it? Wasn't that what you
 [18] asked me?
 [19] Q Well, let's do --
 [20] A And I don't know that she was visiting the
 [21] President, to this day.
 [22] Q Okay. Well, let me ask --
 [23] A I haven't had anybody confirm that to me.
 [24] Q All right. Well, let's assume that she was. Let's
 [25] start with the President -- let's start with -- let's do the

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[1] President and then Betty.
 [2] If you found out that Monica was regularly visiting
 [3] the President when you weren't there, would this be something
 [4] that would have concerned you, given everything you know
 [5] about Ms. Lewinsky?
 [6] A Well, it would have concerned me enough to ask
 [7] somebody about it, either the President or Betty, at the
 [8] time, you know, if I had known about it. But I try not to
 [9] prejudge.
 [10] Q Okay. And why would that have concerned you enough
 [11] to ask somebody about it?
 [12] A Well, I think that -- well, concerned or I would
 [13] have -- concerned me enough to ask, maybe concerned is a
 [14] little bit of a strong word at first, to say, you know --
 [15] probably would talk to Betty about it first, you know.
 [16] "Monica's coming in, do you know what she's coming in about?"
 [17] You know, "Why is she -- is she visiting with the President?
 [18] Why is she coming in?"
 [19] You know, I mean, so -- but anybody who would come
 [20] in a lot, I would at least want to know why they were coming
 [21] in.
 [22] Q Would that be --
 [23] A If they're coming in that much, if they were coming
 [24] in to see the President. Yes.
 [25] Q Sorry to cut you off.

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[1] A That's all right.
 [2] Q And would that have been a special concern about
 [3] Monica since -- because of her clutch reputation?
 [4] A Well, I don't think specifically Monica because she
 [5] had a clutch reputation. It would have been a concern.
 [6] Q Okay. You wouldn't have been concerned about
 [7] Monica any more than anybody else if you found they were
 [8] regularly meeting with the President?
 [9] A Well, part of that -- didn't you say -- yes, I
 [10] mean, if it's something I didn't know and all of a sudden I
 [11] found out somebody had been coming in a lot? Yes, no matter
 [12] who it was, I would want to know. It would concern me.
 [13] I would at least ask, you know, whether it was a
 [14] man or, you know, anybody. Why would somebody be coming in a
 [15] lot to meet with him? What are the issues? What's going on
 [16] here? Is there something I need to know about, something I
 [17] need to be concerned about or work on?
 [18] Q And yet here was somebody who had a reputation as a
 [19] clutch --
 [20] A Well --
 [21] Q -- at least among some people.
 [22] A Yes.
 [23] Q And that might have had something to do with why
 [24] she was transferred out of the White House. Wouldn't that
 [25] have even heightened your concern?

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[1] A Well, when we had that conversation, I'm not sure I
 [2] had -- clutch may be a little bit of a strong word, you know,
 [3] Evelyn Lieberman may have had some concerns about her, but --
 [4] and I had seen her, you know, walk by when we were over in
 [5] the map room a couple of times, but that she had a reputation
 [6] as a clutch, that's your characterization and not mine. And
 [7] I'm not sure I had that feeling, that she was a clutch or
 [8] that people sat and talked about her and said this girl's a
 [9] clutch.
 [10] Q Okay. Were you even aware of her reputation as a
 [11] clutch?
 [12] A Well, I may have been aware generally that Evelyn
 [13] thought that. I don't recall ever having that conversation
 [14] with Evelyn, but I had this general feeling Evelyn didn't
 [15] like her, so --
 [16] Q Well, let me rephrase my question.
 [17] A Well, I don't know. I mean, you're asking me to
 [18] judge and I don't know that I thought that of Monica or that
 [19] I would have thought any more of it. If anybody was meeting
 [20] with the President on a regular basis and I didn't know about
 [21] it, I would want to know about it. I would want to know why
 [22] they were meeting with him.
 [23] Q And I guess my question to you is then aside from
 [24] what you knew about her reputation, was there anything
 [25] that you knew or heard or thought at Monica Lewinsky in

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[1] particular that would have even heightened your concern?
 [2] What it was that you heard or knew that would
 [3] have heightened your concern even above the concern you're
 [4] telling us you would have felt if you found this out about
 [5] anyone?
 [6] A Well, to be honest, I would be more concerned about
 [7] a woman because I just think that's -- you know, the
 [8] appearance doesn't look good than I would a man and so
 [9] because she's a woman, I would have a little more concern
 [10] about it.
 [11] Q Okay. Other than the fact that she was a female,
 [12] the fact that she was a female who was Monica Lewinsky?
 [13] Would that have heightened your concern at all?
 [14] A Honestly, Sol, I don't think so. I don't think
 [15] that she had that negative -- I think what you're getting at
 [16] whether she had that negative a reputation in the White House
 [17] or --
 [18] Q Just is there anything about what you knew at that
 [19] time, what you knew before the scandal broke, but after she
 [20] had left the White House, her job at the White House, is
 [21] there anything you knew or heard or thought about that would
 [22] have even heightened your concern over and above the fact
 [23] that she was a female?
 [24] A Probably a little bit, but not, you know, an
 [25] excessive amount. And, you know, you might put everybody in

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[1] some sort of category where, you know, you have a baseline
 [2] here and, you know, you might start ratcheting it up, she
 [3] might be a little bit over the baseline, but not way up here.
 [4] I mean, so you're asking me to judge something that -- what I
 [5] say may sound worse than what I really felt. Yes, I might
 [6] have a little more concern about it as Monica. I probably
 [7] wouldn't be -- it wouldn't be outrageous.
 [8] Q You mentioned that you would sometimes go over to
 [9] the White House or be at the White House to be there when
 [10] personal friends of the President came in. I believe that
 [11] you testified to that effect.
 [12] A Yes.
 [13] Q Do you remember any of those personal friends?
 [14] A Well, not off the top of my head, but I can come up
 [15] with them if you give me, you know, a little bit of time.
 [16] Sometimes people come in for photos on Sundays and that's the
 [17] only time they can come in.
 [18] Q You don't remember any particular names right now?
 [19] A I don't, but I could -- if you needed me to, I
 [20] could come up with them. It might take me 24 hours or I
 [21] might have to go back and try to reconstruct things, although
 [22] I don't know that I could reconstruct it, but if I thought --
 [23] I could go back and ask Rebecca or somebody else to help me
 [24] remember.
 [25] Q Okay. What do you recall about -- do you recall

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[1] anything about the day after Monica Lewinsky's name appeared
 [2] on the witness list? Mr. Emmick asked you a question kind of
 [3] on this topic, but what do you personally recall, if
 [4] anything, or what were you told about events that might have
 [5] happened on the day after her name appeared on the witness
 [6] list in the Jones case?
 [7] A I am unaware, that I recall, of being -- I have no
 [8] recollection of being aware at that time, which was like
 [9] December 4th, did you say? Something like that? When this
 [10] witness --
 [11] MR. EMMICK: The 5th.
 [12] THE WITNESS: Yes. Of being aware that her name
 [13] was on any witness list at that time.
 [14] BY MR. WISENBERG:
 [15] Q Okay. Did you hear any confirmatory rumors after
 [16] the Monica story broke from anybody?
 [17] A What do you mean by that?
 [18] Q Somebody saying something -- here's an example.
 [19] Somebody saying something about, "Well, that's not a surprise
 [20] to me." Things like that. "That confirms something that I
 [21] saw." Anything like that among your acquaintances or friends
 [22] who worked in the White House or had worked in the White
 [23] House or knew the President or knew you.
 [24] A Specifically what are you talking about? Like
 [25] "That's not a surprise to me" that what was? That she --

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[1] Q This idea that she had a relationship, an alleged
 [2] physical relationship, with the President.
 [3] A Oh, I didn't hear anybody say anything like that.
 [4] Q Okay. You understand the question?
 [5] A Well, you're asking me whether I ever heard anybody
 [6] say anything like -- after there was these allegations of a
 [7] relationship with the President, did anybody say, "Well, that
 [8] doesn't surprise me?"
 [9] Q Right. Or "So and so saw them somewhere."
 [10] A No.
 [11] Q Anything like that?
 [12] A No. I didn't hear anything like that.
 [13] Q Okay. You mentioned that you recalled in
 [14] connection with Kathleen Willey -- you had a vague
 [15] recollection of a conversation with Bruce Lindsey, correct me
 [16] if I've got it wrong, concerning whether he returned a call
 [17] from Linda Tripp.
 [18] A Well, somehow in the back of my mind, I have this
 [19] idea that Linda Tripp tried to call him at some point. Now,
 [20] where I got it, I don't know. And whether I just made it up
 [21] or if I actually, you know, recall this and whether I had a
 [22] conversation with Bruce or not about it, I don't know.
 [23] I think I had a conversation with Bruce to the
 [24] effect that did Linda Tripp ever try to call you or did she
 [25] ever try to call you and you not returned her phone call or

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[1] you know, something to that effect, but I can't be certain.
 [2] I have this idea that Linda Tripp tried to call him and I
 [3] think I had a conversation with him about that.
 [4] Q Do you recall whether or not he was criticized for
 [5] not returning a page, beep or call from Linda Tripp?
 [6] A By whom?
 [7] Q Anybody.
 [8] A Not that I'm aware of.
 [9] Q Do you -- how many conversations have you had with
 [10] Bruce Lindsey about the Monica Lewinsky matter since the
 [11] story broke?
 [12] A I don't know. You know, I don't know that I had
 [13] any just sit down, "Okay, Bruce, let's talk about this and
 [14] plot and scheme." I mean, I don't have conversations with
 [15] Bruce like that. Whether you have a general conversation
 [16] about what's in the paper or I'm going to the grand jury
 [17] or --
 [18] Q Anything. Let's just be broad.
 [19] A I don't know.
 [20] Q What can you tell us -- give us a ballpark idea of
 [21] how many times you've discussed Monica Lewinsky or the Monica
 [22] Lewinsky matter with Bruce since the story broke.
 [23] A Hmm.
 [24] Q And when I say the story, let's say in The
 [25] Washington Post on January 21st, Wednesday.

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[1] A Well, and you're talking just in general? If I had
 [2] any conversations like "Did you read the newspaper today?"
 [3] Q Yes. How many?
 [4] A Probably 10 or 20, maybe more. Again, I think I
 [5] have more conversations and I see Bruce, which is on the
 [6] road, and since that time, I guess we've just been to -- I'm
 [7] trying to think, to Chile and to Europe, I don't know if
 [8] there's another European trip, but certainly we're on the
 [9] road and you're reading the paper, you might pass, you know,
 [10] we get clips on the road, "Did you see this article? It's an
 [11] interesting article." Or something like that.
 [12] So conversations are more likely to occur like that
 [13] when we're around each other, you know, 18 hours a day, so
 [14] many days in a row, than on a regular basis. I don't see him
 [15] or talk to him daily in the White House.
 [16] Q About how many conversations do you recall with him
 [17] that were not based on press stories about Ms. Lewinsky?
 [18] Again, after the story broke.
 [19] A Not based on a press story? Well, maybe one or
 [20] two. I'm not even sure that's an accurate number. It may be
 [21] five, it may be zero. You know.
 [22] Q Do you recall the content of those conversations at
 [23] all?
 [24] A No. About the whole Monica Lewinsky matter?
 [25] Q No, the more narrow category, the zero to five.

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[1] A The zero --
 [2] Q Obviously if you had zero, there's nothing to
 [3] recall, but do you recall the substance of any conversation
 [4] with Bruce about Monica that was not press related or not
 [5] related to some story in the press that happened after the
 [6] scandal broke?
 [7] A I don't recall any right off the top of my head.
 [8] Q Do you recall any conversations --
 [9] A But give me enough time and I might be able to
 [10] recall one.
 [11] Q All right. Do you recall any conversations with
 [12] Bruce Lindsey about Monica Lewinsky before the scandal broke
 [13] on January 21st?
 [14] A No. I don't recall any beforehand.
 [15] Q You mentioned that after Ms. Willey called you to
 [16] tell you about her contact by the press that you think you
 [17] mentioned it to the President.
 [18] A Mm-hmm.
 [19] Q And you think he might have told you to talk to
 [20] Bruce Lindsey about it.
 [21] A Well, he may have or he may have just said he would
 [22] talk to Bruce about it. I don't know.
 [23] Q And I think you said Ms. Willey might have asked
 [24] you to talk to the President or you might have just done it
 [25] on your own. Is that correct?

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[1] A Yes. I don't, again, recall a specific
 [2] conversation and I don't recall discussing this today but
 [3] we may have discussed it at another time, but, yes, she may
 [4] have asked me to do that or she just -- maybe that was my
 [5] assumption.
 [6] Q Is one of the reasons you told the President about
 [7] the Willey call because you suspected that he might have had
 [8] a relationship with her of some kind?
 [9] A No.
 [10] Q Did you ever talk to --
 [11] I'm on the last page.
 [12] THE WITNESS: You all want to go to lunch.
 [13] Everyone's hungry.
 [14] (Laughter.)
 [15] MR. WISENBERG: I need to confer with Mr. Emmick.
 [16] (Pause.)
 [17] BY MR. EMMICK:
 [18] Q Did you ever talk to Vernon Jordan about an
 [19] affidavit or statement of any kind?
 [20] A Oh, that's obviously -- I'm sure you're talking
 [21] about in relation to Monica Lewinsky or in relation to -- I
 [22] mean, did I ever talk to Vernon Jordan about a statement?
 [23] Maybe.
 [24] Q All right. Well, let's confine it to the last --
 [25] from -- let's confine it to December, the beginning of

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[1] coming out.
 [2] A I don't recall any time that I thought they had
 [3] been alone like that.
 [4] Q Now, let's take the converse. Did you ever see the
 [5] both of them heading toward a room where you thought that
 [6] they were going to be alone or one or the other heading
 [7] toward a room where the other one was waiting?
 [8] A Not that I recall.
 [9] Q Okay. Did you ever hear about -- you say you never
 [10] came upon them. Did you ever hear about an event of any kind
 [11] prior to Monica's transfer out of the White House that caused
 [12] or might have led to -- been one of the things leading to the
 [13] transfer out of the White House?
 [14] A I don't think so. I've not thought of that
 [15] question in that way before, so -- but I don't think so.
 [16] Have I ever heard of an event which may have
 [17] caused her to be transferred out? Is that what you're
 [18] asking me?
 [19] Q Yes. Either an event that somebody witnessed
 [20] or something, even if it's not an event, something that
 [21] somebody saw that basically was told to somebody and that
 [22] was one of the reasons that she was transferred.
 [23] A No.
 [24] Q Okay. Has the policy about gifts tightened
 [25] up at all about how gifts are received and logged in,

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[1] December until January 21st. Did you ever talk to Vernon
 [2] Jordan about an affidavit or statement?
 [3] A Not that I recall.
 [4] Q All right. Did you ever see the President alone in
 [5] the Oval Office complex with Monica Lewinsky? And let me
 [6] define the Oval Office complex for purposes of this question
 [7] because we might have asked a similar question early on when
 [8] you were here.
 [9] I would include that to be the dining room, the
 [10] Oval Office dining room, the study, the hallway that leads to
 [11] the study and the dining room, the Oval Office itself, your
 [12] office or Ms. Currie's office, or the bathroom that's off of
 [13] that hallway.
 [14] Did you ever see Monica Lewinsky alone with the
 [15] President in the Oval Office complex as I've defined it?
 [16] A Might I say something about the way that question's
 [17] asked? Because if I saw them alone, then they weren't alone
 [18] because I was with them, so --
 [19] Q Okay.
 [20] A The answer to that would be no.
 [21] Q Did you come upon them when they apparently had
 [22] been alone?
 [23] A No.
 [24] Q All right. Did anyone ever tell you that they had
 [25] seen them alone or come upon them when they were alone?

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[1] been tightened up at all, since the Monica story became
 [2] a story?
 [3] A I don't think so.
 [4] Q You said that you didn't -- were you about to say
 [5] something?
 [6] A Well, I was just thinking I got a call yesterday
 [7] from somebody who wanted to know why she wasn't thanked for
 [8] her gift, so I thought, well, no, it hasn't because I'm still
 [9] getting --
 [10] BY MR. EMMICK:
 [11] Q It wasn't Monica, I take it.
 [12] A No, it wasn't Monica. So I thought, well, we're
 [13] still not doing a good job of getting these gifts logged
 [14] down.
 [15] BY MR. WISENBERG:
 [16] Q Any kind of event -- I think we might have asked
 [17] you this at an earlier time, but sometimes an event happens
 [18] and something that happened in the past that you didn't at
 [19] the time think was significant becomes significant, this is a
 [20] similar question, but do you recall any kind of -- whether or
 [21] not it led to Monica's transfer, any kind of thing you heard
 [22] from anybody about an unusual event of any kind involving
 [23] Ms. Lewinsky and the President?
 [24] A No. I have not heard of anything or anybody talk
 [25] about it. I guess that's what you're asking me.

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[1] A No. Not that I recall.
 [2] Q Okay. I had started telling you -- one day you
 [3] started answering a question I asked, it was near the end of
 [4] the day, certain people were restless, kind of like they are
 [5] now, and I had asked you whether or not you saw Monica
 [6] heading toward a room where you thought the President might
 [7] be and you answered yes and you mentioned pizza. I think you
 [8] mentioned the pizza incident.
 [9] A Un-uh. That isn't what you asked me. What you
 [10] asked me was did I ever see them coming out of somewhere I
 [11] thought they may have been alone.
 [12] Q Okay.
 [13] A I think that was the way the question was phrased.
 [14] Q I stand corrected. And you mentioned the pizza
 [15] incident.
 [16] A Yes.
 [17] Q Let's stay with that formulation. Did you see them
 [18] coming out or any one of them coming out of an area where you
 [19] thought they had been? Is there any incident other than the
 [20] pizza incident?
 [21] A Not that I can recall. And, obviously, I've had
 [22] some time to think about it, but I've not been able to recall
 [23] any time.
 [24] Q Okay. And that's either the both of them coming
 [25] out of where you thought they had been or either one of them

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[1] Q Right.
 [2] A How is that different than what you asked me
 [3] before, was I personally aware of it before?
 [4] Q Before it was something that might have prompted
 [5] her transfer.
 [6] A Yes.
 [7] MR. WISENBERG: All right. I think that's all the
 [8] questions I have.
 [9] Are there any other questions from the grand
 [10] jurors?
 [11] A JUROR: When Vernon Jordan called you, would he
 [12] call on the [REDACTED] line?
 [13] THE WITNESS: That's why I was kind of surprised
 [14] that they had only found calls in November or whatever.
 [15] I don't know.
 [16] I actually have four lines, one that no one uses,
 [17] it's just an incoming call, but I think there's a number
 [18] assigned to it or an extra phone is what it is for my office.
 [19] And then [REDACTED], which is the one my daughter just has and
 [20] uses. And some of my staff people do. And [REDACTED]. And then I
 [21] have a number which is [REDACTED] and it is the one that rings
 [22] on my desk and Rebecca's desk simultaneously.
 [23] So I have a feeling that Vernon when he would have
 [24] called would have called on the [REDACTED] number rather than the
 [25] [REDACTED] number. But, you know, who knows? He may have just

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had -- that's a semi-private number and a lot of people have
it that -- you know --

A JUROR: Which one is semi-private?

THE WITNESS: The [REDACTED]. So he may have had
that number to call me directly. I may have given it to
him.

A JUROR: If he did dial the [REDACTED] and it would ring
on Rebecca Cameron's desk, how would she let you know that he
was on the phone?

THE WITNESS: She would intercom me. We have an
intercom system between our offices. And that's why -- well,
I know Rebecca's or Kris Engskov's intercom number, but I
don't know their regular phone numbers sometimes.

A JUROR: Would she then transfer the call to
another line?

THE WITNESS: Yes, she could then transfer it. She
could transfer it to -- I don't know how she does it, whether
she transfers it to the [REDACTED] or she can intercom and transfer
it. I don't know how she does it precisely.

A JUROR: It just seemed unusual to me that the
[REDACTED] line would be your published number and not have it on
your desk.

THE WITNESS: Yes. It's just because I can't
possibly answer all those calls and it's published for
everyone in the White House and it's hard to conceive of the

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number of calls that I get asking me -- you know, the
President's friends or staff members or others who want to
know something from the President a day. So poor Rebecca has
to answer it or the intern. It gets a little overwhelming
for them.

A JUROR: Thank you.

BY MR. WISENBERG:

Q Did you ever see a book or a gift that anybody gave
the President that you found troubling?

A I don't think so but let me think about that.
We get some pretty unusual stuff. Troubling. I don't
know.

We also get things, you know, from mentally
ill people out there that some days you -- you know, that
might be troubling, but I know what you're after. I mean,
specifically, the stuff we're reading about and I'm unaware
of anything like that that was troubling.

MR. WISENBERG: Further questions?

(No response.)

MR. WISENBERG: I'm going to ask you to step out
for a few more minutes.

THE WITNESS: Okay.

MR. WISENBERG: We might not need to have you back
in.

THE WITNESS: Okay.

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MR. WISENBERG: I'll also ask you not to destroy
your notes.

THE WITNESS: I won't.

(The witness was excused.)

(Whereupon, at 12:50 p.m., the taking of testimony
in the presence of a full quorum of the Grand Jury was
concluded.)



