

witnesses and examination as we have proceeded with overnight transcripts in trying to move through in an orderly process.

And we are doing it at the mandate of the Senate and those of us who are doing it, at least, this Senator has some concern about doing it at this speed. We are doing it the best we can. And we have been trying to figure this matter out.

And we have been going on the proposition most of the time, and it hasn't been very long, that either he is lying or she is lying. I have been trying to figure it out myself on the credibility issue or the perjury issue. And as the matter has evolved I have started to explore a third alternative. And that alternative was suggested to me when I read on the same day, which was last Thursday, the affidavits of Professor Kothe and the affidavit of Mr. Doggett.

And I had not seen, I still have not seen Professor Kothe's affidavit of the 10th. I have your affidavit of the 7th, where you had the word fantasy in, but as you say, you have changed it.

But I am fascinated, Mr. Doggett, by your pinpointing the John Carr issue. And I think that could bear some additional clarification because, as you testify about it, as I understand your testimony—

Senator THURMOND. Senator, you had better wait a few minutes, somebody is talking to your witness. And let him get through.

Senator SPECTER. Will somebody stop the clock.

The CHAIRMAN. I apologize. I asked that they speak up. I just wanted to give the Dean an opportunity, if he wanted to, to take a break at this moment if you want to and come back. I want the witnesses to know if they have to get up and leave and come back they can.

Mr. KOTHE. Mr. Chairman, I have a requirement at this time. I would have to have something, protein or something.

The CHAIRMAN. Yes, that's why I asked the staff to talk to you and, Dean, you are free to come and go. Or go. You don't have to come back. I sincerely mean it. The hour is late and you have a medical requirement and I understand that.

Mr. KOTHE. I don't want to miss this.

The CHAIRMAN. Senator Specter, understandably, says he needs the dean here to ask him questions.

Senator SPECTER. I need the dean here, because I am going to talk about the dean's statement—

The CHAIRMAN. Fair enough. Why don't we yield to some on the other side who can question, who does not have questions for the dean, but wishes to ask someone else questions, and then come back to you.

Senator SPECTER. What do I have left, 14 minutes?

The CHAIRMAN. No, you can have as much time as you want.

Senator SPECTER. OK. Thank you.

The CHAIRMAN. I yield to the Senator from Ohio.

Senator METZENBAUM. Mr. Doggett, I haven't had a chance to read the full transcript of your testimony that was given in the telephone interview with several staff members representing Senator Biden, Senator Heflin, Senator Thurmond, Senator Leahy and Senator Specter.

But let me read you some portions of it, because I think we are talking about Anita Hill, and I think we need to also talk a little bit about Mr. Doggett, and this is a question to you:

Now, since we have received your affidavit and since your statement has gone public, the majority staff has received word from an individual who said she worked with you at McKenzie. Answer: Yes.

And she has made some allegations concerning yourself. Answer: All right. And did she give you a name? Answer: She did. And we will move to that. I wanted to let you know where this line of questioning was going, to turn at this time. Answer: All right. I am not surprised. Question: This morning, we spoke with a woman named Amy Graham, who said she worked with you—

Senator SPECTER. Excuse me, Senator Metzenbaum. Would you tell us where you are reading from?

Senator METZENBAUM. Yes, page 64.

Senator SPECTER. Thank you.

Senator METZENBAUM [reading:].

Who said she worked with you at McKenzie & Company, and I believe you started down there in August of 1981. Answer: That is correct. Let me tell you generally what her allegations were, and then I will ask you some questions, and then I will turn back to Ms. DeOreo, to follow up with some questions. Answer: All right.

Question: Ms. Graham indicated that, on her first day of work, when she met you, along with other people in that office; first of all, very succinctly, do you remember Ms. Amy Graham? Answer: I do not. Question: You do not? Answer: I do not. Question: She claims that, on her first day at work, at some point in the day, I believe she said—I don't have the transcript available yet, but at some point during the day you confronted her in the hall, in front of an elevator, and kissed her on the mouth and told her that she would enjoy working with you very well. She also—Answer: You know, I also got—I deny that. I didn't remember the woman, and that is outrageous. I also got a message on my answering machine after you guys went public with my affidavit, saying "This is your Texas whore from five years ago." Somebody, I don't know, never met, who decided that she was going to claim to be my whore. Question: Mr. Doggett, let me just tell you generally her allegation, and then I will give you adequate opportunity to respond. I think that, in all fairness, that you need to know what she said, and then you can respond overall. She also claimed that, during the time that she worked there—she was 19 years old when she began work, she is 29 years old now—she also claimed that at times, in front of the copying machine—and again, I am just going from my recollection, I don't have the transcript—that you would rub her shoulders at the copying machine. At the time, you suggested to her, "Oh, you are making copies, that is sort of like reproduction, isn't it?" She also said that some of your conversation dealt with sexual innuendo, there was sexual overtone in your talk. But what struck me, though, is she also said that you weren't in the office very much. So, first, if you could respond to Ms. Graham's allegations, and then I have some questions I want to discuss with you.

I am still reading:

Answer: I do not remember Amy Graham. If she was there, she was not there as an associate or as a researcher or as a consultant, but was there as a part of the secretarial staff. I never made any comments or statements to anybody like that. I never did anything like that, so I categorically deny it. I am, quite frankly, not surprised that somebody has come out of the woodwork to make a claim like this. That's the nature of this business.

That is on page 76.

We now turn over to page 77, again the question—I was not present at this and I am only reading from the transcript: "Question: Okay. Fine. So, I understand that you didn't have much conversation with Mr. Chisholm. Let me ask you, do you recall the name Joane Checci? Answer: Joane Checci, yes, I do remember that name. She designed business cards for me and stationery for me, when I was getting ready to leave the firm and become an independent consultant. Question: Do you recall ever touching Joane

Checchi? Answer: I never recall doing anything other than standing next to her. I may have brushed her when I was standing next to her, as she was designing business stationery, but I never remember. Question: Do you remember giving any neck massages? Answer: I don't remember, but if she had asked for one, I would have."

Then we go over to page 84:

*Question:* Mr. Doggett, so I don't leave one more thing hanging out there that has been alleged against you, I want you to have an opportunity to clear your name. I recall one other thing Ms. Graham said. She said that, subsequent to your leaving McKenzie, she bumped into you on the street one afternoon or one day, and that she was still at McKenzie. She told you she had since that time received a promotion and that you responded, "Well, whom did you sleep with to get the promotion?" Answer: All right. *Question:* Did that occur? Answer: I absolutely categorically completely deny that.

Mr. Doggett, you have an interesting series of questions and answers in this transcript. I wonder if you would care to tell us what are the facts with respect to these several ladies who have raised questions concerning your own conduct?

Mr. DOGGETT. Senator, your comments about this document are one of the reasons that our process of government is falling apart.

First of all, Senator, I have a copy of the statement that this person met—it is called a transcript of proceedings. But, Senator, if you read this, it is as telephone conversation that she has with some staff members pro and against Mr. Thomas, and she is not under oath. I did not do any of the things that she alleged. In fact, the first time any of these issues were raised was the day before I was supposed to come here, 8½ years later.

I knew when I put my information into the ring, that I was saying I am open season. For anybody to believe that, on the first day of work, for a woman working in the xerox room, who is 19 years old, a 33-year-old black man would walk up to a 19-year-old white girl and kiss her on the mouth as the first thing that they did, whoever believes that really needs psychiatric care.

But let me talk about the facts, since you brought up this statement, which was not made under oath, which was not made consistent with any of the rules that you Senators are supposed to be responsible for, since this is the Judiciary Committee, let me talk about that, since you asked the question and went on and on and on.

During that time that she—I have read this statement. If she had made it under oath, Senator, I would go to court, but—

Senator METZENBAUM. This isn't her statement. I am reading from your statement, Mr. Doggett.

Mr. DOGGETT. The statement that you read from was a discussion with me, and consistently your staff people said, "I don't have the transcript, I don't remember the exact facts." Well, I have the transcript and the exact facts show this woman to be a profound liar who does not even remember the facts accurately.

She said—Senator, I would suggest we all turn to "Transcript of Proceedings of Ms. Amy Graham," the woman who has accused me, the liar, page 6: "I met John Doggett the first day I started there, which I remember correctly was probably Monday, March 20, 1982."

Senator SPECTER. Mr. Doggett, what page are you on, please?

Senator METZENBAUM. I don't have that.

Mr. DOGGETT. Page 6 of the unsworn telephone conversation that Ms. Graham had with some staffers.

The CHAIRMAN. Excuse me, let me interrupt for a minute.

Mr. DOGGETT. I'm pissed off, sir.

The CHAIRMAN. It is totally out of line with what the committee had agreed to—

Mr. DOGGETT. I'm sorry.

The CHAIRMAN [continuing]. For there to be entered into this record any unsworn statement by any witness who cannot be called before this committee, and I rule any such statement out of order.

Now, I apologize for being out of the room. Was there any—

Senator METZENBAUM. I was only reading from Mr. Doggett's own statement.

Mr. DOGGETT. My statement was not under oath, sir. That was a telephone conversation and they said we staffers would like to talk with you, we have a court reporter there. I'm a lawyer, sir, it was no deposition, it was not under oath, as Ms. Graham's comments were not under oath. And since you have brought this up, I demand the right to clear my name, sir.

Senator METZENBAUM. I was only reading from his statement, not from—

Mr. DOGGETT. I demand the right to clear my name, sir. I have been trashed for no reason by somebody who does not even have the basic facts right. This is what is going on with Clarence Thomas, and now I, another person coming up, has had a "witness" fabricated at the last moment to try to keep me from testifying.

Senator METZENBAUM. Well, Mr. Doggett—

Mr. DOGGETT. I am here, I don't care, she is wrong, and I would like to be able to clear my name, sir.

Senator METZENBAUM. Please do.

The CHAIRMAN. Sir, you will be permitted to say whatever you would like to with regard to, as you say, clearing your name. If there was no introduction of the transcript of Amy Louise Graham in the record, then that is a different story. I was under the impression that had been read from. That has not been read from.

Senator METZENBAUM. I did not read from that at all.

The CHAIRMAN. It has not been read from, and I don't know what else took place, but—

Senator METZENBAUM. I read from Mr. Doggett's questions asked of him—

The CHAIRMAN. Mr. Doggett, please, as much time as you want to make—

Senator METZENBAUM [continuing]. By the staff of Senator Biden, Senators Heflin, Thurmond, Leahy and Specter. My staff was not even present. I am just asking you if you would please go ahead and respond in any manner that you want to clear your name.

Mr. DOGGETT. Yes, sir.

Senator SPECTER. Mr. Chairman, you were not here, but what happened is that Senator Metzenbaum was reading to Mr. Doggett from Mr. Doggett's unsworn statement of the telephone interview—

Senator METZENBAUM. That's correct.

Senator SPECTER [continuing]. And that statement involved questions from Ms. Graham, who was questioned similarly in an unsworn statement over the telephone, and for Mr. Doggett to reply to what Senator Metzenbaum had asked him, since Senator Metzenbaum was basing his questions on what Ms. Graham had said, it is indispensable that Mr. Doggett be able to refer to what Ms. Graham said—

The CHAIRMAN. It is appropriate for Mr. Doggett to refer to whatever he wishes to refer to at this point, in light of where we are at the moment.

Mr. DOGGETT. Thank you, Mr. Chairman.

The CHAIRMAN. So, Mr. Doggett, proceed.

Mr. DOGGETT. I will tell you, Senators, before I talk about the specifics, I debated, myself and with my wife, whether or not to start the process that resulted in me being here, because this is vicious, and I knew, since anything I said was going to raise the question about the credibility of Professor Anita Hill, as a lawyer, that meant my character was open season.

I have never been involved as a candidate, although I have always said you can't complain about the process, if you're not willing to put your ass on the line—pardon me, I am sorry. I am sorry about that.

Senator METZENBAUM. Mr. Chairman—

Mr. DOGGETT. But I have said if you don't like the way the political process is, then you have to get into it and you have to get into the fray.

So, I said, okay, if I submit this information to this committee, then I am open season and people are going to shoot at me, and I do not care. I have information I think the committee needs to hear. If they feel it is relevant enough for me to be here, I will be here and I will take whatever occurs.

But I will tell you, sir, I have had lawyers and professional people in Texas and around the country say that I was insane to subject myself to the opportunity to have something like this crawl out from under a rock. They have said I should have just stood on the sidelines and let it go by.

I am an attorney, sir—

Senator METZENBAUM. Mr. Doggett—

Mr. DOGGETT [continuing]. I am a businessman and I cannot allow this process of innuendo, unsworn statements and attacks on characters to continue, without saying it is unacceptable.

Now, specifically, page 6 of her unsworn telephone conversation with Senate staff, dated the 12th of October, 2 days ago, says, "I met John Doggett the first day I started there, which, if I remember correctly, was probably Monday, March 20, 1972. At that"—

The CHAIRMAN. I will let you continue, but you ought to seek your own counsel for a minute here. No one has read anything into the record, as I understand—

Mr. DOGGETT. Now—

The CHAIRMAN. No, wait, let me finish.

Mr. DOGGETT. Yes, sir.

The CHAIRMAN [continuing]. That you may be about to read into the record. Let me say that anyone who asks you—that I think it is unfair—that you were in a telephonic interview, whether it is