

OFFICE OF THE INDEPENDENT COUNSEL

Date of transcription 2/24/98

On below date, investigating Agents identified themselves, stated the purpose for the interview, and interviewed ALEX "AL" G. NAGY at the Office of the Independent Counsel (OIC), 1001 Pennsylvania Avenue, N.W., Washington, D.C. NAGY provided the following:

NAGY, date of birth [REDACTED], place of birth [REDACTED], resides at [REDACTED], home telephone number [REDACTED]. NAGY is currently employed as the Director of Telephone Services at the White House, Old Executive Office Building, Room 012, telephone number [REDACTED].

NAGY has been employed at the White House from October of 1973 until the present. NAGY advised that from October of 1973 until November of 1978, he worked with the White House Communications Agency (WHCA) as a member of the United States Air Force (USAF). NAGY advised that he served in the USAF from 1959 through 1979. NAGY's area of expertise was communications. After NAGY retired from the USAF he stayed on at the White House as a civilian employee.

NAGY stated that as Director of Telephone Services he is in charge of 15 employees who run the White House telephone system. This includes a staff made up of predominately switch-board operators and technical staff. NAGY advised that WHCA also provides telephone service at the White House. This service is provided by the United States Military, and it functions for national security reasons. WHCA has different telephone lines than White House telephone service running from the same telephones.

NAGY advised that his current supervisors are VIRGINIA APAZZO, Assistant to the President for Management and Administration, and MIKE MALONE, Deputy Assistant to the President for Management and Administration.

NAGY stated that in 1993, individuals in the CLINTON White House decided to modernize the White House telephone system. DAVID WATKINS and PATSY THOMASSON were in charge of

Investigation on 2/19/98 at Washington, D.C. File # 29D-OIC-LR-35063
 by SA [REDACTED]
 SA [REDACTED] Date dictated 2/20/98

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implementing this new system. NAGY advised that the system is an AT&T Network that is maintained by LUCENT TECHNOLOGIES. The system has voice mail, conference call, and caller identification capabilities. There are four different electronic telephone types in use, and it is known as a "Definity" System. These four telephones are as follows: (1) 85-10 (10-button telephone); (2) 85-20 (20-button telephone); (3) T.S.G. (10-button), a higher security level telephone with no speaker capability, and (4) T.S.G. (20-button), same high security level telephone, with 20 buttons. T.S.G. telephones are used for offices in the National Security areas, and the White House Office of Legal Counsel. The decision as to the type of telephone an office uses is made by that office. The AT&T representative that presently handles the account is LINDA REMICK.

NAGY advised that President WILLIAM JEFFERSON CLINTON places most of his telephone calls through the White House switchboard, although the President may make outgoing calls directly without using the switchboard.

NAGY stated that White House switchboard operators handle incoming calls for the President. These operators have a list provided for them that names individuals to whom the President will talk. These operators are very good at voice recognition, and they also have other ways to determine the identity of the caller. (NAGY, for security reasons, would not comment more specifically.) This list of acceptable callers is typed up and provided by BETTY CURRIE and NANCY HERNREICH. This list is updated from time to time. NAGY stated he cannot recall MONICA LEWINSKY's name appearing on this list.

NAGY advised that the telephone service's midnight shift is responsible for typing up a list of callers who called the President that day, and also a list of calls the President made through the switchboard. These lists are forwarded to CURRIE and HERNREICH each day. CURRIE and HERNREICH retain this log for a short time, but ultimately send it to the White House diarist. NAGY stated that no records are kept by telephone services.

NAGY explained the caller identification function provided by this telephone system. With in-house telephone calls received, the caller identification function will note either the

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name of the caller or the position held by the caller. There is also the possibility that the caller has removed this function from his/her telephone, in which case the name or position identification appears as an asterisk. NAGY advised that an employee can fill out a telephone service request form, send it to AT&T, and then LUCENT will service the telephone so that name/position will not appear on the telephone the person is calling. NAGY stated that, at times, this service is provided without the proper form being filled out.

NAGY further explained that for calls coming in from outside the White House, the caller identification function will show what number the call is being placed from. Calls from beyond the local area will appear as "outside the area" on the caller identification function.

NAGY advised that he was interviewed by the OIC in 1996, concerning the Federal Bureau of Investigation Files Matter. Prior to being interviewed in 1996, NAGY was called by SALLY PAXTON and MICHELLE PETERSON of the White House Counsel's Office. Both PAXTON and PETERSON suggested NAGY get a lawyer for the upcoming OIC interview. NAGY refused, as he felt he did not need one. NAGY was interviewed without legal representation.

NAGY believes that he fell out of favor with his supervisors because he spoke to the OIC without an attorney. NAGY recalled an incident (unrelated to his interview) in which JODIE TORKELESON reprimanded him shortly after his interview. NAGY felt the reprimand was unfair, and told TORKELESON that. NAGY also told TORKELESON that he was being treated unfairly because of his interview with OIC.

Prior to today's interview, MICHELLE PETERSON spoke with NAGY. Once again PETERSON told NAGY that he may want to get a lawyer for the interview. PETERSON suggested she had a list of lawyers to choose from. NAGY told PETERSON he did not need a lawyer, and would not retain one.

NAGY advised interviewing Agents of a few people that should be interviewed by the OIC. NAGY mentioned CHERYL HALL, who is a contracting officer at the White House. HALL is a computer specialist who works closely with AT&T. NAGY advised that MIKE MALONE; JOHN DANKOWSKY, Director of Administration; KIM

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HOLMES, and ADDRIENNE RUTLEDGE would all be worthwhile interviews to conduct.

NAGY advised that there is no record of local telephone calls coming from the White House.

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, May 19, 1998

The testimony of ALEX GEORGE NAGY was taken in the presence of a full quorum of Grand Jury 97-2, impaneled on September 19, 1997, commencing at 10:14 a.m. before:

SOLOMON WISENBERG
Deputy Independent Counsel
MICHAEL EMMICK
MARY ANNE WIRTH
JULIE CORCORAN
JAMES CRANE
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, Northwest
Suite 490 North
Washington, D.C. 20004

1 rights and responsibilities we read to every grand jury
2 witness.

3 It would be nice if -- every so often I'm going
4 tell you something and ask you if you understand and if you
5 could give us a yes or a no or maybe or restate your
6 question, rather than an uh-huh or an un-uh because the court
7 reporter can't pick up those. Okay?

8 A Okay.

9 Q Great. This is a federal grand jury impaneled by a
10 United States district judge for the District of Columbia and
11 the grand jury is investigating, among other things, possible
12 perjury, possible obstruction of justice by Monica Lewinsky
13 and others with respect to the Jones v. Clinton lawsuit. Is
14 that clear?

15 Q All right. As a grand jury witness, you have
16 certain rights. One right is the privilege, it's a privilege
17 against self-incrimination. Do you understand that?

18 A Yes, I do.

19 Q If a truthful answer to a question would tend to
20 incriminate you, you could say "I'm not going to answer,
21 I'm going to assert my privilege against self-incrimination."

22 If I ask you who robbed the Gotham City Bank on
23 April 3, 1995 and it turns out it was you, you could say,
24 "I refuse to answer on the grounds that it might incriminate
25 me." Do you understand that?

PROCEEDINGS

1 Whereupon,

2 ALEX GEORGE NAGY

3 was called as a witness and, after having been duly sworn by
4 the Foreperson of the Grand Jury, was examined and testified
5 as follows:

EXAMINATION

BY MR. WISENBERG:

Q Would you state your name for the record, please?

A Alex George Nagy.

Q And could you spell your last name for the record?

A N-a-g-y.

Q And let me tell you that my name is Sol Wisenberg.
we just met out in the hallway.

A Yes.

Q I'm an attorney with the Office of Independent
Counsel. We have quite a few attorneys from the Office
of Independent Counsel here today. Mary Anne Wirth is to
my left, Michael Emmick is to her left. Julie Corcoran
is to my right. Jim Crane is to her right. And we have the
grand jurors and the grand jury court reporter.

Let me tell you a little bit about how the grand
jury works, why we're here and what your rights and
responsibilities are as a grand jury witness. Let me tell
you that this is not anything to be alarmed about; these are

A Yes, I do.

Q Okay. You have a right not to have an attorney in
here with you, but you have a right to have an attorney
outside. I understand that you do not.

A I do not.

Q Okay. And I don't believe you had an attorney when
you interviewed with our people. Is that correct?

A No, I did not.

Q All right. We are bound by an oath of secrecy,
the grand jurors, the attorneys, the court reporter. With
certain exceptions that are recognized in law, we are not
allowed to go and blab about what transpires here today.
Do you understand that?

A Yes, I do.

Q You, however, are not bound by an oath of secrecy.
You can talk about what happened here today. You don't have
to, but you can if you want. Do you understand that?

A Yes, I do.

Q I'll give you an example of some of the exceptions.
We have FBI case agents and other case agents who work with
us, investigative agents. They get to know what happens in
front of the grand jury, but they're also bound by an oath of
secrecy. Do you understand that?

A Yes, I do.

Q If a trial ever resulted from this investigation

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1 and you or anybody else who had appeared before the grand
2 jury said something at trial different from what you said
3 here today, then we could say, "Hey, Mr. Nagy, you said
4 something different at the grand jury than you said here at
5 the stand." That would be a typical example. Do you
6 understand that?

7 A Yes, I do.

8 Q All right. Then, just for other reasons, if there
9 is a compelling reason, a court can issue an order saying you
10 can disclose certain things that happened before a grand
11 jury. Do you understand that?

12 A Yes, I do.

13 Q All right. You have to tell the truth. Do you
14 understand that?

15 A Yes.

16 Q Is there anything about your rights and
17 responsibilities as grand jury member that you don't
18 understand?

19 A I have no questions. I understand.

20 MR. WISENBERG: Pardon?

21 MS. WIRTH: As a witness.

22 MR. WISENBERG: Oh, what did I say?

23 A JUROR: As a grand jury member.

24 MR. WISENBERG: I said member? I meant witness.

25 You are not a grand jury member.

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1 THE WITNESS: Okay.

2 BY MR. WISENBERG:

3 Q You understand that?

4 A Yes, I do.

5 Q Apparently I don't, but you do, and that's all that
6 matters. But that reminds me of something, which is that
7 people who appear before the grand jury have different
8 statuses. Targets are people who the prosecutor more or less
9 believes there's a high probability that person is going to
10 be indicted. You are not a target. Do you understand that?

11 A Yes, I do.

12 Q And a subject is somebody who is not at target
13 status, this is an informal thing I'm telling you about,
14 an informal breakdown of witness/subject/target. In the
15 Department of Justice, basically anyone who has information
16 relevant to a grand jury is a subject, which is a huge
17 category. Do you understand that?

18 A Yes.

19 Q So we've got an informal system where we break it
20 down between target, subject and witness; a subject being
21 someone who is not a target but there are substantial
22 questions about some of their activity and the grand jury
23 wants to hear about it. Do you understand that?

24 A Yes.

25 Q You're not a subject either. Do you understand

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1 that?

2 A Yes, I do.

3 Q A witness is just someone who comes in and has
4 information relevant to the grand jury that they want to hear
5 about. You are a witness. Do you understand that?

6 A Yes.

7 Q Okay. Now, anything about our authority or your
8 rights and responsibilities as a grand jury witness that you
9 don't understand?

10 A No.

11 Q Okay. And if there is anything that you don't
12 understand, any of our questions that aren't very clear to
13 you, just ask us and we will rephrase them.

14 A Okay.

15 MR. WISENBERG: I'm going to hand over for
16 questioning, hand it over to my colleague, Ms. Wirth.

17 BY MS. WIRTH:

18 Q Good morning, Mr. Nagy. Where are you employed?

19 A I'm employed at the White House.

20 Q And how long have you been at the White House?

21 A Since October of 1973.

22 Q And what is your current job there?

23 A I'm the director of the White House telephone
24 service.

25 Q And how long have you had that job?

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1 A Since -- well, with title changes and stuff, since
2 November of 1978.

3 Q And are you in charge of White House telephone
4 services?

5 A Yes, I am.

6 Q And have you been in charge of it since November of
7 '78?

8 A Yes, I have, with different titles that have
9 changed during that time period.

10 Q And prior to 1978, what was your job in the White
11 House?

12 A I was with the White House Communications Agency.
13 I was in the military.

14 Q And what branch of the military were you in?

15 A United States Air Force.

16 Q And how long were you with the Air Force?

17 A Twenty years and 16 days, to be exact.

18 Q Now, when you worked for the White House
19 Communications Agency, that's known as WHCA, correct?

20 A Yes, it is.

21 Q When you worked for WHCA back in the '70s, was its
22 function similar to what WHCA's function is today or
23 different?

24 A Similar, but there's a lot of aspects that's
25 changed. A lot of the support they provided are now turned

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1 over to the staff side, the administrative side.
 2 Q Okay. Why don't you tell the grand jury what the
 3 White House telephone services is?
 4 A Basically, the White House telephone service, my
 5 responsibilities are I overall manage the White House
 6 telephone switchboard and I maintain and scrutinize records
 7 as far as processing for telephone requests to install
 8 telephones, telephone lines, et cetera, for the White House
 9 staff.
 10 Q Do you take care of telephone services in the
 11 residence as well as the White House business portion?
 12 A No, I do not.
 13 Q Who supervises or who controls the White House
 14 residence telephones?
 15 A The White House residence comes under the ushers
 16 office, which comes under Gary Walters as the head usher.
 17 They have their own account for telephones.
 18 Q So you have nothing to do with the residence
 19 phones?
 20 A Other than occasionally seeing some of the orders
 21 they put in to the telephone office, where AT&T maintains it.
 22 Q What is Gary's last name?
 23 A Walters.
 24 Q Walters?
 25 A W-a-l-t-e-r-s.

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1 Q Now, at the White House telephone services, how
 2 many employees do you supervise? About.
 3 A Indirectly, because I have other supervisors in a
 4 layer there, 13 for the telephone switchboard and
 5 contractors, there's Bell Atlantic which are approximately
 6 10 or 12 people, and then there's AT&T and Lucent, which is
 7 about another maybe 22 people. I supervise them indirectly
 8 because they're contractors.
 9 Q Okay. And where is the switchboard located?
 10 A The switchboard is located in the Old Executive
 11 Office Building, Room 02.
 12 Q And these 13 switchboard employees, they work
 13 different shifts?
 14 A Yes. They're 24 hours a day, seven days a week,
 15 365 days a year.
 16 Q Okay. And what is Bell Atlantic's function?
 17 A Bell Atlantic provides basically telephone lines to
 18 the White House. AT&T and Lucent provide the equipment,
 19 telephone instruments, et cetera.
 20 Q Okay. Now, tell the grand jury what WHCA is and
 21 how it's distinct from the White House telephone services.
 22 A Basically, WHCA is a military organization
 23 responsible for providing telecommunications support to the
 24 Commander-in-Chief, the President of the United States.
 25 These are all with relationship to DOD. They provide all his

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1 capabilities, wherever he's at in the world.
 2 Q So whenever the President travels, WHCA provides
 3 his telephone service?
 4 A WHCA does provide his telephone service. Correct.
 5 Q And who is in charge of WHCA now at the White
 6 House?
 7 A I believe it's Colonel Simmons, S-i-m-m-o-n-s.
 8 Q Do you know his first name?
 9 A I think it's John or Jake or something like that.
 10 Q Where does he work out of?
 11 A He works out of Anacostia Naval Station. They have
 12 their building there.
 13 Q Okay. You'll have to forgive my ignorance on this.
 14 Does WHCA have like separate telephones, telephone lines?
 15 A Yes, they do.
 16 Q Do you know whether there's a carrier for the WHCA
 17 lines and who it is? If you know.
 18 A They basically -- they deal with AT&T and Bell
 19 Atlantic also and some of their support they provide
 20 themselves when it gets into secure and classified matters.
 21 The non-classified areas are provided by contractors, the
 22 same as ours.
 23 Q Okay. I'm going to get into this a little bit more
 24 later, but are there separate telephones in the White House
 25 that are known as WHCA telephones and other telephones that

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1 are known as White House telephone services, or does it
 2 depend on the button you push on a particular telephone which
 3 line you get?
 4 A The only separate instrument, as far as with the
 5 White House staff, are secured telephones. The WHCA lines
 6 may appear on a staff phone, a separate button. It would be
 7 like a direct line going to the WHCA switchboard, et cetera.
 8 Q Where is the WHCA switchboard?
 9 A That's located at Anacostia in their building there
 10 also.
 11 Q Okay. Now, who are your supervisors? Who do you
 12 report to?
 13 A Well, I've had numerous ones.
 14 Q Right now.
 15 A Right now, it's Mr. John Dankowski, who then
 16 reports -- he's a special assistant to the President and
 17 Director of White House Operations. He just took the office
 18 over 1 January. He reports directly to the assistant to the
 19 President, Virginia Puzo. She's fairly new, too.
 20 Q Can you tell the grand jury whether something
 21 happened in 1993 with respect to the White House telephone
 22 system in terms of it being revamped?
 23 A Yes, it was revamped in 1993?
 24 Q And who was in charge of that?
 25 A At the time, it was Mr. David Watkins.

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1 Q And was Patsy Thomasson also involved?

2 A Patsy Thomasson came in later on. Yes. She was
3 involved, too.

4 Q And what happened to the White House telephone
5 system in 1993? What did they do to change it?

6 A They basically, to put it in blunt terms, they
7 changed everything. Put in a new telephone switch in, had
8 new instruments put in.

9 Q And what were the results of their modernization?
10 What changes were implemented?

11 A Some of the services were offered as far as
12 technology like call forwarding, Audix, new telephone
13 instruments that basically fed out of the telephone switch.
14 It was up-to-date technology.

15 Q And voice mail, things like that?

16 A Voice mail, which is the Audix.

17 Q Oh, is that what it is?

18 A Yes, that's what it is.

19 Q Okay. I didn't know that. What about caller ID?

20 A Caller ID, as far as caller ID per se in the
21 White House, on their instruments, you have a printout, a
22 display that shows the number that's calling you. That
23 is it.

24 Q And that was one of the changes as well?

25 A That was one of the changes. Correct.

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1 Q Anything else that comes to mind in terms of
2 changes?

3 A Certain sensitive areas which I can't go into, but
4 basically nothing -- no number from the White House will go
5 out where someone else could pick it up on caller ID display
6 and so on. Basically, their numbers are frozen in house.

7 Q So if someone from the White House called --

8 A Called you, for example, in one of your other
9 government agencies, you would not -- there would be no --
10 you wouldn't know who was calling you, basically.

11 Q So they wouldn't show up on my caller ID.

12 A No, they would not.

13 BY MR. WISENBERG:

14 Q But if you were calling within the White House,
15 they would?

16 A Certain offices, yes. That could be blocked out
17 also. There's some areas that it does not appear.

18 BY MS. WIRTH:

19 Q So even within the White House, there are certain
20 areas that have chosen to block their caller ID?

21 A Yes.

22 Q Is the President's caller ID blocked? Do you know?
23 If the President calls anyone within the White House, does
24 something appear on the screen? Do you know?

25 A It is blocked.

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1 Q It is blocked? Has it always been blocked?

2 A Well, prior to having these instruments, you never
3 had any indication of it. It's always been blocked sinc
4 this administration, this telephone system.

5 Q What is a TSG phone? What's that stand for, first
6 of all?

7 A I really don't know what it stands for. It comes
8 under the control of the Secret Service, their technical
9 security division. Basically, it's a telephone that has
10 been, say, modernized so that -- it gets into a security
11 area, basically, so that the phone can't be tapped.

12 You have two types of telephones. You have a TSG
13 phone which are used in sensitive areas and you have regular
14 telephones that are used in other areas and basically a TSG
15 phone, the speaker on it is not activated because that's a
16 possibility of getting into tapping.

17 Q Okay. And were there TSG phones in the White House
18 prior to this 1993 modernization?

19 A No, there were not.

20 Q And these TSG phones are used in what types of
21 offices in the White House, just generally speaking.

22 A The majority of them are in the West Wing of the
23 White House. There's a few in the Old Executive Office
24 Building in sensitive areas.

25 Q Are they in the White House Counsel's Office?

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1 A Yes, they are.

2 Q Was that one of the changes in 1993?

3 A Yes, it was. Well, all the West Wing was changed
4 in 1993.

5 Q Do you know who made the decision to put TSG phones
6 in the White House Counsel's Office?

7 A To speak firsthand, I don't know, but there was a
8 committee that worked on getting the new phone system which
9 Mr. Watkins was in charge and Pasty Thomasson was in charge
10 of it and in order to get something like that, it would have
11 to go through the technical security division. I think they
12 had big input into it for the security aspect.

13 Q And the technical security division is part of the
14 Secret Service?

15 A Yes, it is.

16 BY MR. WISENBERG:

17 Q When you say they had a big impact, you mean
18 Watkins and Thomasson?

19 A No. Well --

20 Q Or the technical security division?

21 A The technical security people probably gave the
22 guidelines of what had to be what, what kind of phones had
23 be in what area.

24 Q But it would have to go through Watkins and
25 Thomasson, you think, based on your knowledge of their

Page 17	Page 19
<p>1 involvement?</p> <p>2 A Oh, yes. Yes, it would have to go through them.</p> <p>3 They would have to be involved in it.</p> <p>4 BY MS. WIRTH:</p> <p>5 Q Do you know who in the White House made the</p> <p>6 decision to revamp the phone system? Was it David Watkins or</p> <p>7 someone higher up?</p> <p>8 A Like I said, David Watkins was heading the team.</p> <p>9 I really can't remember -- I think there was a comment made</p> <p>10 that it came as high up as possible because there was some</p> <p>11 controversy about it.</p> <p>12 Q What do you mean?</p> <p>13 A Well, I'm not sure exactly when it happened, but</p> <p>14 there was a comment at one time in one of the meetings that</p> <p>15 the decision to have the phone system, a new phone system,</p> <p>16 came from as high up as far as it could come from, high up in</p> <p>17 the echelon.</p> <p>18 BY MR. WISENBERG:</p> <p>19 Q Do you remember who said that?</p> <p>20 A I believe it was Ms. Thomasson. There were so many</p> <p>21 meetings on this thing, going way back, this is back in 1993.</p> <p>22 Q Why was it considered controversial?</p> <p>23 A Well, if you remember, at that time, there was a</p> <p>24 lot of press about revamping the phone system and if there</p> <p>25 was really a need to do that.</p>	<p>1 A Yes, they are.</p> <p>2 Q Do they have WHCA capability as well?</p> <p>3 A Yes, they do.</p> <p>4 Q And we're excluding the pantry phone, though,</p> <p>5 talking just about the phones --</p> <p>6 A Yes, I understand.</p> <p>7 Q So on those phones, if the President wanted to use</p> <p>8 a WHCA line, would he just press another button the phone?</p> <p>9 A Yes, he would.</p> <p>10 Q That's how that works?</p> <p>11 A Yes.</p> <p>12 Q And then there are other buttons, obviously, on the</p> <p>13 phones that allow him to go through White House telephone</p> <p>14 services?</p> <p>15 A Yes.</p> <p>16 Q Do you know based on what the President would</p> <p>17 decide to use a White House telephone services line as</p> <p>18 opposed to WHCA? Do you know what the basis for that</p> <p>19 decision would be?</p> <p>20 A Basically, I think the WHCA line would be more in</p> <p>21 line with his capacity as Commander-in-Chief, to possibly</p> <p>22 make a call overseas to a head of state, to call maybe other</p> <p>23 cabinet members, et cetera. It wouldn't be in the daily</p> <p>24 routine of the administrative type. That would go on the</p> <p>25 other side. That would go on my side, through the White</p>
<p>1 BY MS. WIRTH:</p> <p>2 Q I wonder if you could talk for a moment about the</p> <p>3 phones in the Oval Office itself. And by the Oval Office, I</p> <p>4 include the President's Oval Office, the study, the dining</p> <p>5 room. I don't know if there are phones in there, but maybe</p> <p>6 you could tell us. Just the Oval Office complex, that area</p> <p>7 that belongs to the President. Are you familiar with the</p> <p>8 phones in there?</p> <p>9 A I'm familiar up to a certain point. Yes. There</p> <p>10 could have been some changes to it that I'm not aware of,</p> <p>11 but --</p> <p>12 Q First off, can you tell us where the phones are</p> <p>13 located in the Oval Office complex? Obviously there's one in</p> <p>14 the Oval Office itself, right?</p> <p>15 A There's two in the Oval Office, one on the desk and</p> <p>16 one by the couch.</p> <p>17 Q Okay.</p> <p>18 A There are -- there's one in the study, there's one</p> <p>19 in the dining room and one in the bathroom.</p> <p>20 Q Okay. And are you familiar with the pantry?</p> <p>21 A The pantry, yes.</p> <p>22 Q Is there a telephone in there?</p> <p>23 A Yes, but that's not the -- that's for the steward.</p> <p>24 Q Okay. Now, those phones, are they White House</p> <p>25 telephone services phones?</p>	<p>1 House operators.</p> <p>2 Q I'm going to ask a lot of questions about this, but</p> <p>3 just for the moment, on the WHCA line, could he call anybody,</p> <p>4 anywhere in the world on the WHCA line?</p> <p>5 A Yes, he could.</p> <p>6 Q And could he do that by dialing direct?</p> <p>7 A No on the WHCA line. It would go into a WHCA</p> <p>8 signal corps operator.</p> <p>9 Q So he's not capable of dialing direct himself on a</p> <p>10 WHCA line?</p> <p>11 A Not on a WHCA line.</p> <p>12 Q Okay. What about the White House telephone</p> <p>13 services line? Is he capable of dialing direct by himself</p> <p>14 without going through the switchboard?</p> <p>15 A Well, let's put it this way. There's a line that</p> <p>16 he has to the switchboard which the operator answers and they</p> <p>17 would dial calls. And there are also -- he has some other</p> <p>18 lines on that phone. I don't know what the numbers are and</p> <p>19 so on. Then he has the capability of probably dialing direct</p> <p>20 anywhere he wants to dial.</p> <p>21 Q Okay. Now, the President has two secretaries,</p> <p>22 correct? Betty Currie and Nancy Hernreich?</p> <p>23 A No, they're not called secretaries, but he has two</p> <p>24 people.</p> <p>25 Q Sitting right outside his office.</p>

Page 21	Page 23
1 A Yes.	1 A By the White House. Correct.
2 Q They probably have fancier titles.	2 Q Who at the White House is responsible for paying 3 the bills on the White House telephone services lines?
3 A Yes, they do.	4 A It goes to the administrative office, Room 1, and 5 there's a person there that handles all the billing, gets the
4 Q Okay. And they have their own separate telephone 5 lines, correct?	6 bills, but ultimately the responsibility for it comes under 7 Mr. Dankowski right now, the special assistant to the
6 A Yes, they do.	8 President and Director of White House Operations. But he has 9 a staff in there to be various functions and there is an
7 Q Okay. Does the President have numbers distinct 8 from those numbers on his own telephone line that area White 9 House telephone services numbers?	10 individual that handles all the bills coming into the White 11 House.
10 A I believe he has two numbers that are his own. 11 It shows line 1 and line 2. I don't know what the actual 12 numbers are.	12 Q You don't know who that is right at the moment?
13 Q Okay. And those presumably could be dialed direct 14 from anywhere if someone knew what those numbers were?	13 A I know who it is.
15 A Yes.	14 Q Who is it?
16 Q And if someone called those numbers direct, they 17 would not go through the White House switchboard, they would 18 ring directly in the Oval Office?	15 A Mrs. Betty Ubbens, U-b-b-e-n-s.
19 A Directly in the Oval Office. I'm not sure. They 20 may be picked up on Betty Currie's and Nancy's phone also.	16 Q U-b-b --
21 Q But you're not sure of that?	17 A e-n-s.
22 A I'm not. There's been so many changes, I'm not 23 really sure about that.	18 Q Okay. And where is she located?
24 Q Okay. Do you have any idea what percentage -- if 25 you know, what percentage of time the President uses the	19 A She's located in Room 1 of the Old Executive Office 20 Building.
Page 22	21 Q Okay. Does she get telephone bills that look like
1 White House telephone services lines as opposed to WHCA? Are 2 there any statistics on that that you know?	22 the telephone bills that the rest of us get in terms of like 23 toll calls and so on?
3 A No, I don't.	24 A No.
4 Q Are the WHCA lines generally viewed as more secure 5 than the White House telephone services lines?	25 Q How does it work?
6 A No. Not if they're using the regular 7 administrative type line. The only secure line is the secure 8 telephone line the President has. That's on a separate 9 phone. So the White House's lines are basically the same as 10 our side, the administrative side. They're dial lines that 11 are connected to the operator.	Page 24
12 Q Are they billed differently?	1 A There is basically two types of bills we get in: 2 bills for the equipment, and that's like telephone
13 A Billed differently?	3 instruments and any other equipment that's utilized which 4 come for the White House, come directly to me.
14 Q Yes.	5 Q Is the equipment rented?
15 A Oh, yes, they are. Our lines are billed to the 16 White House and, of course, WHCA's lines are billed to WHCA 17 by the contractors, Bell Atlantic and AT&T or whatever.	6 A It's owned.
18 Q And does the military pay for those lines, the WHCA 19 lines? Do you know?	7 Q It's owned?
20 A Yes.	8 A Yes.
21 Q So the bills for the WHCA lines are paid for by the 22 military?	9 Q Okay. So whenever you get new equipment, there's a 10 bill that comes to you?
23 A Yes.	11 A Well, there's a monthly bill for it because of 12 maintenance charges, et cetera. Whenever new instruments are
24 Q And the White House services telephone lines, the 25 bills are paid for by the White House?	13 put in or taken out, we're billed for that, so we have bills 14 generated every month.
	15 Q And those bills go to you?
	16 A They go to me. And I verify them based upon the 17 work orders that we have submitted to make sure that they 18 are valid bills. I in turn take them up to Room 1 and give 19 them to Mrs. Ubbens, who in turn processes it after she gets 20 the signature of Mr. Dankowski and then they're forwarded 21 over to the financial management organization of office 22 administration to be paid.
	23 Q Okay. Now, what about for telephone calls? How do 24 those bills work?
	25 A Telephone calls are kind of unique. You pay for

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1 like local calls and local service, you pay for the line
 2 itself and that includes the cost in it. There's no charge
 3 basically for local calls.

4 Your long distance and international calls, your
 5 long distance within the United States, continental United
 6 States, go over the federal telecommunications system, FTS
 7 2000.

8 Your international calls go out directly to
 9 wherever they're calling, but they go out over certain
 10 trunks. I'm trying to maybe get in layman's terms.
 11 Certain lines that go out of the telephone switch that go
 12 to international.

13 Q I guess the question I have is that most of us when
 14 we get a telephone bill, we get a listing of toll calls that
 15 we've made that month. Does the White House get something
 16 like that as well when it gets billed for its telephones?

17 A Yes, it does for the international calls.

18 Q What about long distance within the U.S.?

19 A No, unless there's problems, the FTS system is
 20 down, then it would go over a commercial network. The FTS is
 21 a flat rate that's generated by FTS. GSA controls that
 22 contract with them and I believe Sprint provides that service
 23 to us.

24 Q Okay. So long distance, the long distance carrier
 25 on the White House telephones is who again?

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1 A Right now, it's AT&T, but, like I said, FTS has
 2 been contracted out to Sprint by GSA, so we have a mixture
 3 there.

4 Q Do you know if independent of the billing services
 5 whether there are records kept of long distance calls made on
 6 the White House telephone services telephones within the
 7 United States?

8 A Yes, there are records in some areas. There are
 9 some lines in some areas that do not go through our telephone
 10 switch. They are fed independently directly from a downtown
 11 office that Bell Atlantic may have.

12 And I think on our side, there's a few on the north
 13 grounds which are utilized basically for our media liaison
 14 when they have events out there coinciding with the press,
 15 there's a separate line.

16 Other lines, there are some lines that are in the
 17 residence which I don't know the numbers, but Mr. Walters, he
 18 would get a bill for that. Them lines would be like your
 19 home telephone bill.

20 Q And there are long distance records on those?

21 A Bell Atlantic would have that and AT&T.

22 Q What about in the Oval Office, those telephones?
 23 And then let's include also Betty Currie's lines and Nancy
 24 Hemreich's lines. Would there be long distance records kept
 25 on those?

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1 A No. There are no long distance records unless they
 2 keep them themselves of the calls they make.

3 Q Has there ever been -- well, let me ask the next
 4 question. Do you know if there are any records kept on local
 5 calls made from the telephones in the White House, including
 6 those in the Oval Office?

7 A No, I don't know, but it could be. I mean, the
 8 office themselves, someone in that office, a secretary, could
 9 keep track of calls that they made or received.

10 Q But aside from manually, I'm talking about an
 11 electronic type of record of every time a phone is dialed
 12 from the White House. Do you know if there were records kept
 13 of those calls?

14 A No.

15 Q You don't know or there aren't?

16 A There aren't any records of each time.
 17 Electronically.

18 Q Has there ever been any discussion of whether it
 19 would make sense for security reasons to have records of
 20 every time a White House is picked up and a number is dialed?

21 A No, I'm not aware of that there's ever been
 22 discussion of that. The contrary -- maybe the opposite, I'd
 23 think.

24 BY MR. WISENBERG:

25 Q What about like a person somewhere in the White

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1 House, in the White House itself, somebody who works there,
 2 who is abusing the system in the sense of making too many
 3 long distance calls?

4 BY MS. WIRTH:

5 Q Or what if there's a harassing phone call made from
 6 someone in the White House?

7 BY MR. WISENBERG:

8 Q Well, let's do the first example first. Someone is
 9 abusing the long distance capability. There's basically no
 10 way of doing anything about that?

11 A No, because there's no way to know that. It
 12 doesn't identify where the call is coming from per phone.
 13 All it shows on the bill, long distance or whatever, is the
 14 trunk it went out on and there's no way to track that because
 15 you could have -- you know, one trunk could feed numerous
 16 lines.

17 Q So you might know that the long distance phone bill
 18 is going way up and people are abusing it, but you couldn't
 19 pinpoint it.

20 A You couldn't pinpoint it. And there's times, you
 21 know, you have a high bill, but it depends on what is going
 22 on, too, at the time. Business travel or whatever.

23 Q What about -- the other example would be somebody
 24 within the White House is making harassing phone calls to
 25 somebody else within the White House.

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1 Is that the example you were coming up with?
 2 MS. WIRTH: Yes.
 3 BY MR. WISENBERG:
 4 Q Again, unless you could detect -- would there be
 5 any way to detect that other than by --
 6 A Well, if someone in the White House is making
 7 harassing calls to another phone in the White House, it
 8 depends what phone they're using, where it's coming from.
 9 Like I said, there will be a visual display on the phone
 10 receiving the call.
 11 The policy on harassing calls, basically, or
 12 threatening calls, is they're referred to Secret Service and
 13 Secret Service, they do their thing, whatever they do to
 14 check out them calls.
 15 MS. WIRTH: Okay.
 16 A JUROR: I have a question.
 17 In my office, we have it sounds like the exact same
 18 system that you're talking about with Audix where you have
 19 the display window and if someone in one department in the
 20 White House calls, maybe somebody, say Betty Currie, their
 21 name will flash across the printout.
 22 THE WITNESS: Yes, ma'am.
 23 A JUROR: Now, the system in ours, our system, when
 24 we program the names into the extensions and what have you,
 25 we also have the capability of doing a printout daily, if

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1 necessary. And I know we do, to safeguard ourselves from
 2 employees calling Florida four or five times a day and
 3 sometimes we'll do a study from it. Do you not have that
 4 printout capability?
 5 And it's normally right where they have the --
 6 where you can program in the person's name to the extension.
 7 Do you not have that capability of pulling up that program
 8 that will give a detail of any time whoever you call picks
 9 up? Not within the complex, but outside of the complex.
 10 THE WITNESS: You're talking about the detailed
 11 calling.
 12 A JUROR: Yes.
 13 THE WITNESS: It is in the system, but it is not
 14 utilized. Basically, it is not turned on in our system.
 15 It's one of the things that was not required.
 16 As far as addressing about -- you're talking
 17 about names coming up, yes, it is programmed at a central
 18 point which Lucent or AT&T does that for us, we give them
 19 an order. Some people do not want their names or their
 20 numbers because of their private line, so they might have
 21 an asterisk.
 22 You have to put something there, so usually it's an
 23 asterisk they have. Some people just have -- it's an
 24 outgoing line which you can't call in to, so it depends where
 25 it is and who it is.

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1 BY MR. EMMICK:
 2 Q I wasn't quite sure what you meant when you said
 3 that the detailed calling is in the system but it's not
 4 turned on.
 5 A It is in our telephone switch that AT&T provides to
 6 us, but is not activated, it is not utilized, it is not
 7 required, it's not part of the contract to do it.
 8 Q What would change if you were to have it turned on?
 9 A Well, someone from administration would have to go
 10 back, probably our contracting officer or someone, and
 11 renegotiate with AT&T and Lucent to get that feature
 12 activated.
 13 Q And if it were activated, how would it change
 14 things?
 15 A If it were activated, you would be able to
 16 have -- just like the lady says, a printout, a detailed
 17 calling list of who's calling who and where and what
 18 time.
 19 A JUROR: And how long you spoke.
 20 THE WITNESS: And how long you spoke. Basically
 21 like your home record is when you make a long distance call.
 22 MR. EMMICK: I see.
 23 MS. WIRTH: But only on long distance calls?
 24 A JUROR: No.
 25 THE WITNESS: No. It could be on everything. Yes.

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1 BY MR. EMMICK:
 2 Q Has that aspect of the telephone system, has it
 3 been turned off forever or has it been turned off only since
 4 1993 or is that one of the changes?
 5 A No. It's not unique to the system. Even prior,
 6 the system we had prior to this one, it was there, but it
 7 was never utilized at the White House.
 8 Basically, I guess, the decision was from
 9 security reasons, Secret Service got involved in that
 10 aspect because I think there's a fallacy, if you have
 11 it on, it also means that your stuff could go outside,
 12 your numbers would out if you called outside the
 13 complex.
 14 Q When you say that it's in the system but it's
 15 not turned on, I'm not all that computer literate, but
 16 in some ways that makes me think that the information may
 17 be stored somewhere but it simply isn't easily accessible
 18 or isn't readily accessible. Another way of thinking about
 19 it would be that it isn't stored at all.
 20 So my question to you is is the information just
 21 completely not stored or is it stored but simply isn't
 22 available? If you understand what I mean.
 23 A Yes. Yes, I do. Really, to get into it, it's
 24 not -- I believe it's not stored. I'm really not into that
 25 function of the computer.

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1 BY MR. WISENBERG:
 2 Q In other words, if you were to renegotiate the
 3 contract and decide to put this feature in, you would not --
 4 you would not be able to go back six months prior and find
 5 out who called who.
 6 A No. It's just if you went -- they would reprogram
 7 the switch and do what they have to do and it would be from
 8 that day on that you institute that change.
 9 BY MR. EMMICK:
 10 Q If we wanted to verify with somebody who sort of
 11 knows how that switch going on and off might work, who would
 12 we talk to about that? To absolutely confirm that there is
 13 no way to reconstruct what calls were made.
 14 A You would have to talk to probably AT&T, Lucent,
 15 our contractors.
 16 Q When you said that the Secret Service was concerned
 17 about being able to have all these calls reported, what
 18 exactly did you mean? The security concerns that the Secret
 19 Service had. I'm trying to understand that.
 20 A I don't know exactly what their concerns were.
 21 It's probably the vulnerability of the system, like anything
 22 else right now where you could have hackers get into the
 23 system with computers. Because it is a computerized system,
 24 so, you know, to get into the security aspect, I can't -- I
 25 don't know, really. You would have to talk to Secret Service

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1 about that.
 2 Q But it was the security aspect that caused you to
 3 opt for the switch not being turned on.
 4 A To the best of my ability to remember, yes, that's
 5 what it was. I wasn't involved in them discussions.
 6 MR. WISENBERG: Mr. Emmick, Ms. Wirth, Mr. Nagy, it
 7 is break time.
 8 MS. WIRTH: It is break time. I thought so.
 9 MR. WISENBERG: And we're going to take --
 10 THE FOREPERSON: A 15-minute break.
 11 MR. WISENBERG: -- a 15-minute break and we will
 12 come and get you when we have a quorum again and we're ready
 13 to start.
 14 THE WITNESS: Okay. Thank you.
 15 MR. WISENBERG: Thanks very much. There's a little
 16 cafeteria in the basement.
 17 THE WITNESS: Okay. Thank you.
 18 MR. WISENBERG: Thank you.
 19 (Witness excused. Witness recalled.)
 20 THE FOREPERSON: Mr. Nagy, you are still under
 21 oath.
 22 THE WITNESS: Thank you.
 23 MR. WISENBERG: Let the record reflect the witness
 24 has reentered the grand jury room. There are no unauthorized
 25 persons and we have a quorum. Is that correct?

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1 THE FOREPERSON: That's correct.
 2 MR. WISENBERG: Thank you.
 3 THE WITNESS: I have a question. Things have
 4 happened way back and just out there, I was thinking, sitting
 5 out there, and I'd like to maybe clarify a few questions that
 6 were asked to me at the beginning.
 7 MR. EMMICK: Sure.
 8 THE WITNESS: About the installation of the
 9 telephone system, I did state it was -- involved heavily in
 10 it was Mr. Watkins and Ms. Thomasson.
 11 There was an individual at the beginning of the
 12 administration that was brought in to oversee basically
 13 getting this new telephone system in, was on the campaign,
 14 the presidential campaign, and was the one that established
 15 the meetings and as far as I know, which he told me on
 16 numerous occasions, he got his guidance from Mr. Watkins.
 17 And there was also another individual who worked
 18 the convention who was brought in that worked for AT&T that
 19 was requested to be in there and he also participated in
 20 establishing the new telephone system as far as getting the
 21 contracts and et cetera with what they wanted in the new
 22 system.
 23 BY MR. EMMICK:
 24 Q Who were those persons?
 25 A The first individual was Andy Aultz out of Arkansas

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1 and I think he took a leave of absence from Southwest Bell
 2 and worked on the campaign.
 3 BY MS. WIRTH:
 4 Q Is that A-l-t-s?
 5 A I think it was A-u-l-t-z.
 6 MS. WIRTH: Okay.
 7 THE WITNESS: And then the second individual who
 8 worked the convention for AT&T, establishing the telephone
 9 service for that, was Mr. Stan Gorsky. And he was brought in
 10 on the AT&T account also during this time period.
 11 BY MS. WIRTH:
 12 Q And he's an AT&T employee?
 13 A Yes, he is. As far as I know, he still is with
 14 them in New Jersey. Mr. Aultz was the one that was basically
 15 going around and sitting in on meetings and sometimes
 16 chairing meetings and dealing with the other phone companies,
 17 Bell Atlantic, AT&T, et cetera.
 18 BY MR. EMMICK:
 19 Q Who employed Mr. Aultz?
 20 A That's a good question because I don't think he was
 21 on the White House rolls. I can't say for sure that he was
 22 on the White House rolls. I think he was brought in like on
 23 a consultant type basis. Or I don't even know if he was
 24 being paid.
 25 Q Any idea how we could find him now if we wanted to?

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1 A Well, as far as I know, what I heard is that he's
2 back at Southwestern Bell. He got a promotion, he's at a
3 higher level there now, as a district manager or something
4 like that. He's in Arkansas. I don't know if it's in Little
5 Rock or where he's at. There would be records at the White
6 House, should be records.

7 Q Any other clarifications or expansions?

8 A Yes. Trying to clarify how the phone system is
9 broken out, like I stated, I'm responsible for the White
10 House side, the White House staff.

11 As an additional duty, I'm the manager of the TSO,
12 which is the telephone service office, which is AT&T, Lucent
13 and et cetera where we file the orders to and they handle it.
14 So I'm the overall manager of that. That is an additional
15 duty that was assigned to me by Patsy Thomasson at that time
16 and it hasn't been taken away.

17 On that side of the house, I wear the hat and I
18 report to an individual who is considered -- they call her
19 the COTR, it's contracting officer basically, Mrs. Cheryl
20 Hall, who is on the staff of the Office of Administration.

21 She is the one that receives the bills for
22 international and et cetera because it's her office that
23 breaks it down and breaks these bills down to the various
24 other Executive Office of the President offices that have
25 service out of our switch. So it's broken down.

1 higher or lower. Is it by the number of calls or the
2 duration of the calls or the percentage of the calls that are
3 long distance as opposed to toll? Which of those various
4 methods might be applied?

5 A Well, there could be numerous factors in it. Let's
6 say the total amount of lines you have that have capabilities
7 for long distance.

8 There could be -- which has happened, there are
9 some agencies that are in existence maybe for a year, two
10 years, and when they're deactivated all their lines are
11 pulled out, of course the ratio is going to be higher, higher
12 based upon the utilization of the lines for long distance
13 calls, et cetera.

14 Also, it could be based upon the time period. I
15 mean, it's not a set bill every month. You know, one month
16 there might be a lot of traffic, volume of traffic, for
17 international calls, et cetera. So there's various factors
18 involved in that bill.

19 Q So there is accounting taken of the number of long
20 distance calls.

21 A There is accounting as far as comes on the bill
22 that shows the long distance calls that go international, the
23 number that they call, the country they call and so on. And
24 that's broken down on a formula, again, based upon the amount
25 of lines that have international capability.

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1 They use some kind of a formula, on a pro rated
2 basis, I guess, based upon the amount of lines that have
3 access to long distance international. But she is the one
4 that gets the bill.

5 I was getting that bill, they had my name on all
6 bills for a while and then I had them removed, had my name
7 removed from it because I was getting everybody's bill and
8 they were all complaining, well, why am I getting their bill
9 and all I did was get the bill in and send it to the office,
10 you know.

11 Q So how do they figure out how much to bill the
12 various components of the White House for their phone
13 service?

14 A That is a confusing question for me to answer.
15 Mrs. Hall would be the one to really break that down. There
16 is a formula they utilize, breaking it down, based upon --
17 like I said, maybe for international -- presuming for
18 international, if you have international capabilities and
19 long distance, based upon how many lines you have, total
20 amount of lines and then each agency is broken down on their
21 share of it.

22 Q Part of the reason for my question relates to
23 another question that I had. You had mentioned at some point
24 that sometimes bills are higher and sometimes bills are lower
25 and I wasn't sure how you would be billed that would make it

1 Mrs. Hall could probably give you the full detail
2 as to how it is done because there's other factors. I'm not
3 familiar with all the factors involved in it, but I know some
4 of them.

5 Q I guess what I'm trying to figure out is in, for
6 example, the use of the FTS system, you pay a rate that's
7 sort of a blanket rate.

8 A A flat rate.

9 Q A flat rate.

10 A Right.

11 Q But is there nonetheless some accounting taken of
12 the number of calls or the duration of calls?

13 A Yes, I would say there is by the contractor.

14 Sprint would have that information. They'd have to have
15 something to base the volume of calls on. The usage of the
16 circuits, for example, going to an area, on FTS circuits.
17 Again, that in turn is broken down on a pro rated basis based
18 upon the amount of lines that are in the complex, the
19 Executive Office of the President, that have FTS
20 capabilities.

21 So, you know, in essence, since you don't have the
22 exact details of who's making what calls where, that's the
23 only fair way to do it. But in essence it could be that
24 someone doesn't make a lot of long distance -- some agency
25 doesn't make a lot of long distance calls but they have a lot

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1 of lines that have access, so they're paying their unfair
2 share, per se.

3 Q I guess what I'm trying to figure out is do they at
4 least know the number of calls or do they know the duration
5 of the calls or is that information completely unavailable,
6 thereby forcing you to make a determination based only on the
7 number of lines?

8 A I don't think that information is provided. It can
9 be provided by FTS. I think all FTS provides them is the
10 cost on a fiscal year basis and that could change. You know,
11 that could change the next fiscal year.

12 They could overcharge one year and deduct it from
13 the next fiscal year. The use it on the usage. So they have
14 something to compile that information, but it's not provided
15 per se to Mrs. Hall, the costs for fiscal year so and so.

16 Q So they don't say, for example, you had 5000 calls
17 this year and we're going to bill you based on 5000 calls.

18 A No.

19 Q Or you had 1000 calls but the average duration was
20 30 minutes. Or anything like that.

21 A No. But that information can be -- you know, they
22 can provide it if it's asked for. I don't think they were
23 asked for it.

24 Q Right. Okay.

25 A You would have to speak to that lady to find out

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1 that part.

2 Q Well, I had another bunch of questions. The more
3 general one is it sounds to me like you've got some White
4 House telephone service lines that are not secure and then
5 you have WHCA lines that are not secure and you have WHCA
6 lines that are secure. Is that --

7 A That's correct.

8 Q All right. I guess what I'm not clear on is I
9 can understand why you want to have secure lines, but I
10 don't understand why you'd want to have two systems for
11 non-secure lines. Why do you have two systems for
12 non-secure lines?

13 A Well, that is a good question. I can only
14 speculate on it. I was in WHCA on the other side and I'm
15 on this side right now. It is probably a lot cheaper to
16 utilize the military to provide support on an administrative
17 basis when the President is traveling than taking a staff
18 member --like to say, for example, my operators.

19 At one time the operators did travel, I believe,
20 back in the Johnson administration, we'd have an operator
21 travel with the President. But you still need that
22 administrative type service, you still need that -- since
23 WHCA goes out there and establishes their communications,
24 they have a switchboard there, you still need administrative
25 lines because not everything going over the lines are going

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1 to be secure or classified.

2 The secure lines are for the classified information
3 only and it's probably -- you know, I can't answer that
4 question for WHCA. I mean, you know, they support the
5 Commander-in-Chief and, of course, the Commander-in-Chief
6 wears two hats, so he's not only dealing now through his
7 role with the military, he's also dealing on the civilian
8 side.

9 So for feasibility cost-wise, it wouldn't make
10 any sense to, you know, just send a bunch of civilian
11 operators over there to handle calls and et cetera with
12 him. And another switchboard with separate phones.
13 You know, that would -- the cost would be totally out of
14 line.

15 Q And in the same way that I can understand why you
16 would want secure lines, I can understand why you would want
17 to have WHCA handle travel calls, but I'm just not sure why
18 you would want to have WHCA handle just garden variety
19 administrative calls. Why have two systems for that?

20 A Well, WHCA doesn't only just take care of the
21 President. It takes care of the cabinet members, you know,
22 succession. They're also -- themselves, their own, their own
23 military environment, their own command, you know, so they
24 have to have lines for that administration. So not
25 everybody's providing sure means.

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1 Q Maybe this is something I'm unclear on. Do all the
2 phones in the White House, whether they're military-related
3 or not, do they have WHCA administrative lines on them as
4 well?

5 A Not all of them.

6 Q Not all of them?

7 A There's only a select few and that's in
8 relationship, maybe, to the succession of the President,
9 relocation, you know, certain teams that might have to
10 relocate with the President or whatever.

11 Q I see. So only some White House phones have WHCA
12 non-secure lines.

13 A Staff side. I'll put it that way.

14 Q Staff side.

15 A Right. The military has WHCA lines.

16 Q Sure.

17 A And usually the military has WHCA lines and doesn't
18 even have any of my lines, for example. And they do provide
19 support to Secret Service, so there are, you know, lines to
20 the various police posts that WHCA has and so on.

21 MR. EMMICK: Any other questions on that score?

22 MS. WIRTH: No.

23 THE WITNESS: I know it's confusing, but that's the
24 best answer I could give you.

25 MR. EMMICK: All right. Fair enough.

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<p>1 BY MR. EMMICK:</p> <p>2 Q I wanted to go back to one of the things that you</p> <p>3 had said about caller ID and how caller ID works especially</p> <p>4 with respect to the phones in the White House and in the Oval</p> <p>5 Office. You made a comment that the President's ID is</p> <p>6 ordinarily blocked. Is that correct?</p> <p>7 A Correct.</p> <p>8 Q What does that mean?</p> <p>9 A That if the President would pick up his dial line,</p> <p>10 which is one of our lines, per se, and he called -- for</p> <p>11 example, he called another staff member, the printout would</p> <p>12 not show as coming from the President on that staff member's</p> <p>13 phone, on that display. It would show maybe an asterisk or</p> <p>14 something else.</p> <p>15 Q Does that apply to the non-secure WHCA line as</p> <p>16 well?</p> <p>17 A I don't know about the WHCA. If he picked up his</p> <p>18 line that goes to the administrative switchboard, it does</p> <p>19 show to my operator, the President, and we have an alarm that</p> <p>20 goes off to give special recognition that it's him calling</p> <p>21 because we get numerous calls, we wouldn't know who was</p> <p>22 calling for one of the staff members. So from phone to</p> <p>23 phone, dialing from phone to phone, it is blocked.</p> <p>24 Q I see.</p> <p>25 A From his direct line to my switchboard would</p>	<p>1 A No. That is the portion that's blocked.</p> <p>2 Q I see. So it's blocked whether he uses the</p> <p>3 switchboard or he calls another White House line directly.</p> <p>4 A It is blocked --</p> <p>5 Q Do you understand what I'm asking?</p> <p>6 A Yes.</p> <p>7 Q Okay.</p> <p>8 A If he uses the dial line capability he has in</p> <p>9 there, which he has a couple of them, that is blocked. That</p> <p>10 is a White House number, a 456 number. If he uses the line</p> <p>11 that goes to the switchboard, that is more or less -- it's a</p> <p>12 line, but it's a direct line that goes directly to my</p> <p>13 operator. That's the one that has the indication and the</p> <p>14 alarm goes off.</p> <p>15 The dial one, if he picks up and dials it, like,</p> <p>16 say, calling your phone, that's the one that's blocked,</p> <p>17 there's nothing on that other than maybe an asterisk.</p> <p>18 I know you're getting confused. There are</p> <p>19 different lines, right?</p> <p>20 Q Well, let me go back to the original reason why</p> <p>21 I may be confused. We've heard some evidence that on some</p> <p>22 phones a caller ID said POTUS. How did that happen?</p> <p>23 A It could be. That could be true. Depends who it</p> <p>24 is, who it's going to.</p> <p>25 Q Okay. I don't know what you mean by that. Yo</p>
<p>Page 46</p> <p>1 indicate the President. And I would -- I'm not sure about</p> <p>2 WHCA, I would say if it's coming to my board the same way, it</p> <p>3 would be going the same to WHCA, identifying the President</p> <p>4 and they would get an alarm, but I'm not sure of that.</p> <p>5 Q I'm going to tell you how I understand what you're</p> <p>6 saying and then you can tell me how I'm wrong.</p> <p>7 A Okay.</p> <p>8 Q It sounds to me like it's possible that if he made</p> <p>9 a phone-to-phone direct dial using the WHCA non-secure line,</p> <p>10 that might show some reference to the President, but you're</p> <p>11 just not sure of that.</p> <p>12 A The WHCA line to the WHCA switchboard.</p> <p>13 Q I see. To the WHCA switchboard.</p> <p>14 A He does not -- as far as I know, he does not have a</p> <p>15 line that he can dial on that belongs to WHCA.</p> <p>16 Q Okay.</p> <p>17 A He has a direct line per se that goes to the</p> <p>18 switchboard, a direct line that goes to my switchboard, to</p> <p>19 the administrative switchboard.</p> <p>20 Q All right. Now, you mentioned that if he uses his</p> <p>21 line to call your switchboard that some kind of alarm goes</p> <p>22 off that indicates POTUS or whatever it would indicate.</p> <p>23 A Right.</p> <p>24 Q Now, if they put in a call to someone else in the</p> <p>25 White House, would that show through caller ID POTUS?</p>	<p>Page 46</p> <p>1 mean he can --</p> <p>2 A I mean it could be possible if he picks up -- if</p> <p>3 it's going to the vice president, it could well be POTUS.</p> <p>4 You know, I am not sure which ones are blocked. There are</p> <p>5 some that are blocked. I'm just speculating if you use the</p> <p>6 dial line, there would be no reason why it should -- why</p> <p>7 there would be an indication that the call is coming from him</p> <p>8 to any other staff member.</p> <p>9 Q Well, wouldn't he want another staff member to know</p> <p>10 that this is the President of the United States calling</p> <p>11 because if I were the President of the United States, I'd</p> <p>12 want people to answer that phone if I were calling.</p> <p>13 A Well, I can't speculate on that. All I could tell</p> <p>14 you is a lot of the calls that go through the switchboard,</p> <p>15 the President calls and he wants to talk to staff members</p> <p>16 and, you know, my operator gets the staff member on and say,</p> <p>17 "The President's calling for you."</p> <p>18 So, you know, I can't say exactly how them two dial</p> <p>19 lines are used or how they're -- you know, someone in that</p> <p>20 office probably could tell you. I have no idea how they use</p> <p>21 them.</p> <p>22 Q Let's go back to -- I'm a little unclear how it is</p> <p>23 that POTUS could ever appear on a caller ID if, as you</p> <p>24 originally said, the POTUS ID has been blocked. Is it</p> <p>25 selectively blocked?</p>

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1 A It could be selectively blocked, the way that I
 2 understand.
 3 Q Okay. It can be selectively blocked. Is it
 4 selectively blocked?
 5 A I don't know. I'm not sure. I can't give an
 6 answer for sure on that.
 7 Q So when you said that the POTUS caller ID is
 8 blocked, you were saying that in general your impression
 9 is --
 10 A My impression is. Right.
 11 Q Do you know for a fact that it's blocked for some
 12 and unblocked for some?
 13 A No.
 14 Q Okay. Is there some way you could find that out?
 15 Or can you tell us who we would talk to to find that out?
 16 A Again, it would be under -- with AT&T.
 17 BY MS. WIRTH:
 18 Q Have you ever seen POTUS on a screen, on a caller
 19 ID screen?
 20 A He's never called me, so I've never seen it.
 21 BY MR. EMMICK:
 22 Q If someone wanted to block or unblock their own
 23 caller ID or if they wanted to block it selectively, how
 24 would they do that? Would they go to you or would they go to
 25 AT&T?

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1 A Well, supposedly, what is supposed to happen, that
 2 there are forms that are filled out. They're called
 3 telephone service request forms and all agencies and all
 4 offices are supposed to fill this out for any kind of
 5 telephone work, requesting lines, phones, et cetera,
 6 whatever.
 7 I get them for the White House. I in turn turn
 8 them over to the contractor, to AT&T, to the telephone
 9 service office which AT&T manages, and they would do the
 10 work.
 11 I'm saying supposedly. There have been occasions,
 12 depends who, some people -- I've been bypassed and it's
 13 called directly in to them and work is done.
 14 You know, getting back to the President's phones,
 15 I have not been over and had any work done on his phones for
 16 years. So whatever is in there, has been established from
 17 the very beginning, Mr. Aultz and all the other ones who were
 18 involved in it. During that time period, I wasn't even in
 19 the West Wing. I couldn't even go over there for a while.
 20 Q So would there be a different caller ID, if there
 21 were any caller ID, for the phone in the study or for the
 22 dining room or for the Oval Office?
 23 A No, I don't believe so because all of the phones in
 24 them areas have the same capabilities, the same lines on
 25 them, the same appearance, same buttons.

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1 Q So if the President --
 2 A They were that way.
 3 Q If the President were to call someone from the
 4 study as opposed to calling from the phone in the dining
 5 room, would a different caller ID show up in their phone?
 6 A I'm not sure of that. It could be. It might just
 7 have, you know, "President". It might just have "POTUS" or
 8 whatever. Probably more than likely it would be that way. I
 9 don't say it wouldn't -- it's not going to show the number
 10 because they don't want people to have that number that he's
 11 dialing on.
 12 So it would be more likely -- if it would be
 13 anything, it would just be POTUS, but I am not sure. It
 14 could be POTUS dining room, it could be POTUS study, POTUS
 15 oval. But I know coming in to, like, to the switchboard, it
 16 does show just the President.
 17 A JUROR: Do you have tie lines to other agencies?
 18 THE WITNESS: Yes, we do.
 19 A JUROR: Can you tell me which other agencies?
 20 Like to the Pentagon? Like to wherever they go.
 21 THE WITNESS: I'm trying to remember who we have
 22 them to. We have them to the Capitol and to the Treasury
 23 Department. To WHCA. That's all I can think of off the top
 24 of my head right now that we have.
 25 A JUROR: Do you have any to the Pentagon?

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1 THE WITNESS: No, we don't. We do have a line to
 2 the Secretary of Defense. The cabinet members we have lines
 3 to, a direct line. But to other switchboards -- I think we
 4 do have one down to Justice or the FBI, too. And the Secret
 5 Service, of course, we have tie lines.
 6 BY MR. EMMICK:
 7 Q I want to go back to something even more
 8 fundamental. Maybe I'm not clear on what the caller ID
 9 indicates. If Betty Currie calls someone and her line is not
 10 blocked, does it say Betty Currie?
 11 A Yes.
 12 Q Or does it say [REDACTED]
 13 A It could say whatever she wants. It could say
 14 Betty Currie, it could say Betty, it could say Currie. It
 15 could have the number on it. Don't have the number on it,
 16 just a name. Just have the number, not the name.
 17 Q And what do people usually have? What's the
 18 default unless you've changed it?
 19 A The majority will put -- the lower echelon, your
 20 working staff, have their name and their phone number. Your
 21 upper staff, just might have the name or might have the
 22 office, counsel.
 23 Q Because they might want to keep their own number
 24 secret.
 25 A Yes. Each one of the phones has to have a number

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<p>1 assigned to it and they consider it their private number. 2 They could have their private number on the phone as well as 3 a general number for the office. A lot of your top staff may 4 just have, you know, the office title and the general number 5 in the telephone directory.</p>	<p>1 Unless he went on another phone and dialed the 2 office number over here, that's a different story but he's 3 going to go through my operator to get the Secretary of 4 Defense. And, of course, my operator is going to -- the 5 President is going to hang up, I'm going to get that part on 6 the line, announce who's calling, call the President back.</p>
<p>6 Q So when you said that the President's phones were 7 blocked, did you mean that the President's phones are blocked 8 such that the number doesn't show because he might want to 9 keep the number secret or did you mean that everything is 10 blocked? Or do you know?</p>	<p>7 A JUROR: Thank you. 8 BY MR. EMMICK: 9 Q I want to go back to one of the areas that you 10 talked about, the revamping of the phone system in 1993. You 11 had dictated that what you understood or what you had heard 12 was that the instructions for the revamping came from the 13 highest possible source. I think that's what you said.</p>
<p>11 A I don't think everything is blocked. If anything, 12 the number will be blocked.</p>	<p>14 A Right.</p>
<p>13 Q I see. 14 A The number definitely would be blocked because I 15 don't think they want that number to be out.</p>	<p>15 Q Or were from as high up as possible. 16 A Right.</p>
<p>16 Q The number may be blocked, but the reference to 17 POTUS or --</p>	<p>17 Q I guess what I'm not clear on is what part of the 18 revamping was directed from the highest possible source?</p>
<p>18 A There's a possibility where it could be. Just like 19 I said, POTUS shows up, it comes to the switchboard.</p>	<p>19 Like presumably you would need to know what's essential and 20 what's not essential, what's important, what's not important,</p>
<p>20 Q Okay. I see. And ultimately the way we have to 21 find out whether it says POTUS or whether it says Clinton or 22 what it says, we'd have to talk to somebody from AT&T?</p>	<p>21 if all you did was change the instrument that you speak into, 22 the highest source would say that's not what I mean. What 23 were the things that were being directed from the highest 24 possible source?</p>
<p>23 A Yes. AT&T probably. I don't know if Secret 24 Service gets involved in that domain. I don't know what can 25 be divulged or what.</p>	<p>25 A The only thing I could address was the meetings</p>

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<p>1 Q I understand. But it sounds to me like you're not 2 absolutely certain about what does appear if the President 3 were to call someone in house.</p>	<p>1 that transpired. There was a committee of people that was 2 addressed on these things that here's what we want. If 3 there's a problem getting them or whatever, and, again, 4 Mr. Aultz was doing all this stuff.</p>
<p>4 A That's true. I can just speak about what I know, 5 calling the switchboard, which I know for a fact that it 6 shows up because he's alarmed and stuff.</p>	<p>5 Q And what seemed to be important versus not so 6 important? What were the essential aspects of this 7 revamping?</p>
<p>7 A JUROR: That's sort of my question with regards 8 to tie lines, because if there are tie lines and, say, you're 9 going to the Secretary of Defense, I'm certain the Secretary 10 of Defense would desperately need to know that it's the 11 President calling him, you know, because I'm sure they have 12 the same phone system.</p>	<p>8 A The technology and modernization. The voice mail, 9 the Audix, the call forwarding. All the new stuff that's 10 offered by technology that we didn't have before. That was 11 portrayed as what had to be done. Comments were made, a 12 comment was made -- I'm trying to remember it because I did 13 have conversations with Mr. Aultz on a few things that I 14 didn't agree on, but it seemed like input didn't matter on 15 some things.</p>
<p>13 THE WITNESS: I don't know what kind of phone 14 system they have over at DOD. I don't think they have the 15 same type that we have.</p>	<p>16 One conversation was basically that it's a 17 Republican telephone system and it's been Republican and it's 18 outdated, so, you know, you've got -- a quote that was in the 19 paper, you've got little old ladies sitting there plugging 20 wires in holes on a switchboard. So things like that. I 21 don't know. I just took a different attitude on some of the 22 things.</p>
<p>16 They might have -- you know, it does display, but 17 I don't think they have the same -- the ISD, the ISDN 18 telephone network that we have. But the majority of the 19 calls like going to -- if the President called -- going 20 over the tie line from Capitol Hill, he can go directly 21 into it without going through my operator. My operator has 22 access.</p>	<p>23 But there was -- basically, it was head on, 24 modernization, the technology that was out there now that we 25 didn't have before and then to find something that offered</p>
<p>23 You cannot dial that line. It's a trunk line. 24 My operator has to go in and get it, same thing with the 25 Secretary of Defense.</p>	

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1 that technology and the best capabilities.
 2 Q Was there any change in the record keeping as a
 3 result of this revamping in 1993?
 4 A Record keeping on whose part, per se?
 5 Q Either on your part or on the part of the phone
 6 company. I guess what I'm trying to find out is now it looks
 7 like we can't get toll records for these administrative calls
 8 and I'm trying to find out if we could before and if that was
 9 changed as part of the 1993 revamping.
 10 A Prior to the new telephone system, there was some
 11 record keeping that was different as far as on bills,
 12 receiving bills. You always had the FTS, you always had
 13 that, and you had the capability of going commercial if they
 14 dialed 91 or whatever and then the area code. There was a
 15 record on that per se of long distance calls showing, you
 16 know, who called where and what, at what time.
 17 FTS, of course, there was no record on that. You
 18 had to dial 8 at that time. Your international, there were
 19 separate bills on that and it showed exactly what number is
 20 being called and what number called it.
 21 So basically your record keeping changed on the
 22 fact that the whole system changed, that alleviated a lot of
 23 things like your number going out. So the number does not
 24 appear on the phone bill. They called a long distance
 25 number, international, it shows that it just came from a

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1 trunk line.
 2 Q So the identity of the caller in the White House is
 3 something that was -- you could identify the caller before
 4 1993 and as a result --
 5 A In certain aspects you could.
 6 Q Right.
 7 A But if they went on FTS, if they dialed 8 on FTS,
 8 no. If they went commercial, you know he went commercial
 9 lines, then. But the first route now is FTS. Since that
 10 time, FTS, FTS 2000 has expanded, offered a lot more
 11 technology, a lot more reliability than the old FTS system.
 12 You couldn't rely on that. It would be down half the time.
 13 MR. EMMICK: Any other questions you had on that
 14 area?
 15 A JUROR: I have a question.
 16 MR. EMMICK: Sure.
 17 A JUROR: Is Sprint the carrier for the FTS?
 18 THE WITNESS: I believe it is now.
 19 A JUROR: Okay. Who was the FTS carrier before
 20 that?
 21 THE WITNESS: AT&T.
 22 A JUROR: So AT&T had both sections, but Sprint was
 23 brought in during the revamping?
 24 THE WITNESS: After the contract, the FTS 2000, was
 25 negotiated by GSA, it came out when they broke out the

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1 government they assigned who your carrier was, so they put us
 2 under Sprint and took us away from AT&T. I believe that the
 3 WHCA portion, the military portion, is under AT&T. I don't
 4 think they're under Sprint.
 5 BY MR. EMMICK:
 6 Q What was your reaction to the 1993 revamping? It
 7 sounds to me like you had some resistance.
 8 A Do I have to answer that question? Well, don't
 9 take me wrong, like I said, I've been there a long time, I've
 10 been through a lot of administrations. It's not necessary --
 11 I serve the Office of the President regardless of what party
 12 is in there, no one knows what party I belong to, I serve the
 13 office like any other career, devoted federal employee.
 14 So you have two sides, even way back. You have the
 15 political side and you have the career side, which we're
 16 considered career. And we do serve at the leisure of the
 17 President. If the President comes in and decides that he no
 18 longer wants our service under career, they can tell us
 19 goodbye and we understand that.
 20 I've been in the phone business a long time, even
 21 in the military, and I've seen a lot of changes at the White
 22 House. I've seen changes for the good and for the bad. I
 23 look after the interests of the taxpayer, which is my first
 24 concern. If you could provide something and it doesn't cost
 25 that much, that's what I would go for.

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1 A lot of my responsibilities at the beginning of
 2 the administration were -- I don't want to say taken away,
 3 were diminished and I did for a while put some resistance up
 4 to a few things and basically was told this is the way it's
 5 going to be, with you or without you. So then I went along
 6 with the program and did what I was told to do.
 7 My feeling on the system, it could have been
 8 enhanced, what we had, provide the same capabilities at a
 9 much lesser cost, but I wasn't involved of all of that. I
 10 wasn't involved in the contracting, I wasn't involved in
 11 procurement, et cetera.
 12 I tried to work -- like I said, Mr. Aultz was
 13 running the show at that time. I wasn't told I really worked
 14 for him, but I seen the handwriting on the wall. So I just
 15 did what I was told to do like anybody else.
 16 It could have been done better, cheaper, yes. But
 17 that was not my decision, my call.
 18 Q Are there policies about when you use a secure
 19 line?
 20 A I don't know if there's policies. I think the
 21 secure line, from my military background, a secure line is
 22 when you discuss classified information or very, very
 23 sensitive information.
 24 I don't think the secure line is meant to be used
 25 as a regular telephone line, administrative line, you know,

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1 to call Joe Blow here in another office. So --

2 Q Is there a policy about when you use a WHCA line as

3 opposed to a non-WHCA line?

4 A Per se, as a policy in writing, I don't believe

5 there is.

6 Q Is there an informal policy?

7 A I have no idea. A lot of it depends on what button

8 they push on the telephone, if it's on there. They get it --

9 they do get us confused between WHCA and the administrative

10 switchboard.

11 BY MR. WISENBERG:

12 Q Even if you're at the White House as opposed to --

13 the President's at the White House as opposed to Martha's

14 Vineyard or some place like that where the WHCA set up would

15 always be taken along, he can use WHCA if he wants to,

16 correct?

17 A Yes. I believe -- WHCA has the capability now --

18 it has changed a lot since when I was in there. Technology

19 has come a long way. And I'm just speculating on it.

20 I don't know really how they set the phones out on

21 a trip, but I do know that they have the capability of coming

22 back to my switchboard or to dialing a number back at the

23 White House and more likely that could go over a WHCA line,

24 not necessarily, say, it would be a White House line, it's a

25 WHCA line, so they have the capability to dial an office back

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1 at the White House over a WHCA line.

2 Q All right. You're talking about when they're out.

3 A When they're out. Right.

4 Q But I'm talking about when the President's in the

5 White House, he can go -- as I understand it, he can use a

6 WHCA line even when he's in the White House as opposed to the

7 regular switchboard line that would go to WHCA. Is that

8 correct?

9 A That's correct. It would go through the WHCA

10 switchboard.

11 Q Okay. And that gives him -- let's say he decided

12 to use the WHCA switchboard, not to make a national security

13 related call and let's say he didn't just push the wrong

14 button, what would be the reason for that?

15 And I know you can't get into his mind, but let me

16 just -- let me just ask it this way. Would it be more secure

17 than a regular switchboard line?

18 A In my technical profession, no. I think -- the

19 perception is there. The perception is it's a military

20 network, so it's going to be more secure than a regular type.

21 On an administrative line, it doesn't make any difference if

22 the military has it or whatever. The difference is a secure

23 telephone network, the red and the black. That's the

24 difference.

25 So in my perception of it, that WHCA administrative

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1 line is just like an administrative line that I have coming

2 out of my switchboard. Security is not enhanced any

3 different, I don't think.

4 BY MR. EMMICK:

5 Q If we have questions about what phone numbers are

6 for what staff members, are you a person who would be able to

7 help us get answers to that? For example, if we had phone

8 records that go to numbers and we don't know whose phone

9 that is, can we call you up and say "Who's phone is that?"

10 A Well, I don't think you'd call me directly. I

11 think you would have to go through the counsel's office at

12 the White House.

13 Q All right.

14 A I wouldn't -- you know. A lot of the numbers are

15 published in the telephone directory there at the White

16 House, the Executive Office of the President.

17 BY MR. WISENBERG:

18 Q How often does the telephone directory come out?

19 Do you know? The White House telephone directory.

20 A It's supposed to be twice a year. One just came

21 out -- one just came out just in May. We just had a new one

22 issued.

23 Q When is the other one issued? One's in May and

24 when is the other one?

25 A Towards the latter part of the year, around

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1 November, December. I don't think we had one last November.

2 I think we had one last April or something like that.

3 Q You're not aware of one since last April.

4 A No, I'm not aware of that. I don't know an exact

5 date on the last one. We just got a bunch of them in last

6 week and it had May on it. As far as verifying numbers, I

7 mean, I don't have -- you know, I don't have the capability

8 or the knowledge of verifying it.

9 Again, that is all controlled by our contractor.

10 We would have to ask them, you know, to provide us the

11 numbers of who it is. If they have it listed in there. Like

12 a lot of private numbers may not list the individual. It

13 might just be blank by it and even the contractors don't know

14 that.

15 When I get a request to put a phone in and it has a

16 private number on it, for top staff, I don't even get the

17 number back. All they do is put the phone in and the line is

18 put in.

19 BY MR. EMMICK:

20 Q So how would we find out whose phone number it is?

21 If we see someone making a call from Maryland, say, into the

22 White House and it shows a number that is the number call

23 but it turns out it's a personal number, how would we find

24 out whose personal number that is?

25 A Like I said, it should be -- well, all numbers are

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<p>1 in the system, in the computerized system. But it may not --</p> <p>2 again, it depends who it is. It may not show who it belongs</p> <p>3 to. It might just say counsel's office or First Lady's</p> <p>4 office. It won't say for some of the people the exact</p> <p>5 individual that it belongs to.</p> <p>6 Q So how do we find out?</p> <p>7 A That's a good question. You would have to talk to</p> <p>8 Mrs. Hall about this and I'm not a part of it. She's the</p> <p>9 expert in data communications.</p> <p>10 BY MR. WISENBERG:</p> <p>11 Q Mr. Nagy, I stepped out for a few minutes, so</p> <p>12 forgive me if somebody else has asked this directly. I know</p> <p>13 a lot of your answers seem to suggest this, but I take it</p> <p>14 then there's basically -- just to take an example, Nancy</p> <p>15 Hernreich's line, personal line there at the White House, the</p> <p>16 line right to her office, if we wanted a record of her local</p> <p>17 calls, there's just no way to get them under the current</p> <p>18 system. Is that a fair statement?</p> <p>19 A You wouldn't get -- right. You wouldn't get</p> <p>20 anything on local calls. You wouldn't get anything on local</p> <p>21 calls or internal calls. You're not going to get anything on</p> <p>22 international calls, like I said. It shows the trunk. It</p> <p>23 does not show the line.</p> <p>24 Q So in other words or even long distance.</p> <p>25 A Right.</p>	<p>1 A There's a mixture down there.</p> <p>2 Q Okay. And as far as you know, you can get long</p> <p>3 distance calls on those, but not local calls on residence</p> <p>4 lines. Records of those. Right?</p> <p>5 A On certain lines. Not on the White House lines.</p> <p>6 This is outside of our White House network. It's outside the</p> <p>7 [redacted] and the [redacted]. It's a line that might start with [redacted], I</p> <p>8 think, or [redacted] or something like that.</p> <p>9 Q So on certain White House residence lines, you can</p> <p>10 get long distance calls because they're outside the White</p> <p>11 House telephone service.</p> <p>12 A Yes. Yes.</p> <p>13 Q But the bottom line is that as far as you know, you</p> <p>14 would not be able to get local calls on the residence phones,</p> <p>15 whether they're your system or not.</p> <p>16 A As far as I know.</p> <p>17 Q Okay. As far as you know, that's correct.</p> <p>18 A That's correct. It's basically like your home</p> <p>19 phone, them lines, you don't get any records on local calls</p> <p>20 within the metropolitan area.</p> <p>21 Q Now, you told us earlier that the President can</p> <p>22 make a direct call from the Oval Office without going through</p> <p>23 the switchboard, he can actually pick up a line and make a</p> <p>24 direct call. Correct?</p> <p>25 A I'll say he has the capability to do that. Yes.</p>
<p>Page 66</p> <p>1 Q Whether it be local, long distance or long distance</p> <p>2 international, if it's on one of those personal lines -- I</p> <p>3 call them personal lines but at the White House --</p> <p>4 A Right.</p> <p>5 Q The lines assigned to a Nancy Hernreich, a Betty</p> <p>6 Currie, there's just no way of getting that.</p> <p>7 A That's correct. The only thing that you</p> <p>8 probably -- and I'm not sure of this, if someone long</p> <p>9 distance called her number direct, that might show up on a</p> <p>10 bill. For example, if I called you, it's going to show where</p> <p>11 the call came from, the duration of the time, and the number</p> <p>12 called and the cost.</p> <p>13 Q And as far as you know, is that also true of the</p> <p>14 White House residence lines? I know you're not --</p> <p>15 A Like I told you, there are different lines in the</p> <p>16 residence. Them lines in the residence are just like -- like</p> <p>17 anybody else's telephone. They call them major business</p> <p>18 lines, but they're like your home phone number.</p> <p>19 Q Okay.</p> <p>20 A So locally there wouldn't be no record of it, you</p> <p>21 know, long distance there probably would be a record or</p> <p>22 something like that.</p> <p>23 BY MS. WIRTH:</p> <p>24 Q So just so I'm clear, on the residence lines, are</p> <p>25 those White House telephone system lines or WHCA or what?</p>	<p>Page 68</p> <p>1 Q Do you know if that's also true for the residence?</p> <p>2 Can he pick up the phone and make a direct call from there</p> <p>3 without going through the switchboard?</p> <p>4 A I presume he can on them other lines.</p> <p>5 Q All right. The other lines being those that are</p> <p>6 not on the White House telephone system?</p> <p>7 A The ones that don't -- the ones that do not go</p> <p>8 directly to the switchboard. If he has any lines up there,</p> <p>9 they could dial anywhere they want to on them.</p> <p>10 BY MR. WISENBERG:</p> <p>11 Q You mentioned, Mr. Nagy, that he has the capability</p> <p>12 of just picking up -- the President just picking up a line in</p> <p>13 his office and making a call on his own. Do you know whether</p> <p>14 or not he often does that?</p> <p>15 A No.</p> <p>16 Q You're not in a position to know?</p> <p>17 A I'm not in a position to know. No.</p> <p>18 BY MR. EMMICK:</p> <p>19 Q And, also, when you said he has the capability, I</p> <p>20 thought you might have something else in mind when you said</p> <p>21 capability. I think the question was could he just make a</p> <p>22 direct call and you said he has the capability.</p> <p>23 A The capability is the line that he has. The line</p> <p>24 there. The line is not restricted, the dial line is not</p> <p>25 restricted to where he can't make an outgoing call, et</p>

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<p>1 cetera. The dial line.</p> <p>2 BY MS. WIRTH:</p> <p>3 Q And just so I'm clear, when the President does pick</p> <p>4 up the WHCA line in the Oval Office, he has to go through the</p> <p>5 WHCA switchboard. There's no way to make a direct call on</p> <p>6 the WHCA line, correct?</p> <p>7 A That's correct. The one that goes to the</p> <p>8 switchboard. That's correct.</p> <p>9 Q Now, with respect to administrative calls on the</p> <p>10 White House telephone system, if the President uses the</p> <p>11 switchboard, are records kept of the calls that he makes?</p> <p>12 A Yes. I'm quite sure you're all aware of it. The</p> <p>13 records that are kept by my operators are part of the --</p> <p>14 which go to the diarist and are part of the archives. There</p> <p>15 is a record kept of any call that he makes or receives</p> <p>16 through the White House switchboard.</p> <p>17 Q And those records are kept by the people who</p> <p>18 operate your switchboard?</p> <p>19 A Well, basically, we don't keep the records. We're</p> <p>20 not a record keeper. All we do is at the end of the day, my</p> <p>21 midnight shift types up all the President's calls, received</p> <p>22 or placed or whatever we have a record of.</p> <p>23 It is forwarded over by messenger early in the</p> <p>24 morning in a sealed envelope to Betty Currie's office, to</p> <p>25 Betty Currie. After that, we're done. We're out of it. We</p>	<p>1 on each page?</p> <p>2 A There would be -- oh, yes.</p> <p>3 Q Okay.</p> <p>4 A I mean, it could be pages of calls. I don't know</p> <p>5 how many exactly are on a page, 10 maybe, whatever.</p> <p>6 Q All right. So this is the list that your people</p> <p>7 type up.</p> <p>8 A Yes, it is. If it goes through our switchboard.</p> <p>9 Q Okay. And that's done at the end of every day.</p> <p>10 A That's done on our midnight shift.</p> <p>11 Q And the raw data, which I take it are handwritten</p> <p>12 notes as calls come in and as calls are going out, those are</p> <p>13 destroyed at the end of every day?</p> <p>14 A Yes, it is. Yes. We are not the record keeper.</p> <p>15 Q And that's always been the case.</p> <p>16 A Yes.</p> <p>17 Q In every administration that you've worked in or</p> <p>18 with.</p> <p>19 A Yes. Well, other administrations, some were kept</p> <p>20 for longer periods or whatever. You know, it got to be a</p> <p>21 burden on us, too many questions being asked, and we're not</p> <p>22 spokespeople for that. I mean, as far as staff calling and</p> <p>23 wanting to know if the President called so and so. So it was</p> <p>24 best determined that we get rid of it at the end of the day.</p> <p>25 Q Was that your determination?</p>
<p>Page 70</p> <p>1 destroy the handwritten copy. We type up -- you know, for</p> <p>2 official use, we destroy the handwritten copy, throw it in</p> <p>3 the burn bag.</p> <p>4 We're not a record keeper. They are the record</p> <p>5 keeper. We just do this per se as a service to them. It's</p> <p>6 been through history. It's been through every president</p> <p>7 since I've been there.</p> <p>8 Q That's been the procedure?</p> <p>9 A Yes. The procedure. And it's part of -- like I</p> <p>10 said, it goes to her -- once it goes over there, I have no</p> <p>11 idea, you know, if it's distributed or what they do with it.</p> <p>12 I presume it goes to the diarist and into the archives.</p> <p>13 Q I'm going to show you a copy of what is marked as</p> <p>14 Grand Jury Exhibit PF-3, which is entitled "Presidential Call</p> <p>15 Log" and the date on this particular one is December 15,</p> <p>16 1997.</p> <p>17 A Mm-hmm.</p> <p>18 Q Is this the document that your switchboard</p> <p>19 operators on the midnight shift type up?</p> <p>20 A Yes, it is.</p> <p>21 Q And they make one of these for each and every call?</p> <p>22 A Yes, it is. It is more spaces on here --</p> <p>23 Q So this has been redacted, this document?</p> <p>24 A Yes. There's more lines on here --</p> <p>25 Q In other words, there would be more than one call</p>	<p>Page 71</p> <p>1 A Yes, it was. Our procedures, our internal</p> <p>2 procedures. Our operators had a headache sometimes keeping</p> <p>3 these things.</p> <p>4 Q Okay. So PF-3 actually has a whole bunch of calls</p> <p>5 on it, not just the one that appears there.</p> <p>6 A Well, I can't say for this day, but, I mean, it</p> <p>7 looks like if this is the only call it would be up higher.</p> <p>8 You can see where it starts up here.</p> <p>9 Q Right.</p> <p>10 A So I presume there's calls up there, after could be</p> <p>11 calls, may not be calls.</p> <p>12 BY MR. WISENBERG:</p> <p>13 Q Typically, though, it will be a full page with</p> <p>14 several calls like the one on PF-3. Is that correct?</p> <p>15 A Yes. Yes. Or no calls.</p> <p>16 Q Now, what I want to make sure, absolutely clear for</p> <p>17 the record, you're looking at PF-3.</p> <p>18 A Mm-hmm.</p> <p>19 Q PF-3, this particular version is redacted, but PF-3</p> <p>20 is a document that is created by your people. Is that</p> <p>21 correct?</p> <p>22 A Yes. The information --</p> <p>23 Q In other words, this isn't something that Betty</p> <p>24 Currie creates or Ellen McCathran creates after you all have</p> <p>25 sent -- your people have sent them something else. This is</p>

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1 something, a document created by your people and then sent to
 2 Betty Currie and presumably ultimately to Ms. McCathran. Is
 3 that correct?
 4 A If this call came through my switchboard and my
 5 operator handled it, it would be logged. Like I'm saying --
 6 if I could make this comment, after it leaves and goes over
 7 there, I have no idea what happens to this log.
 8 Q Right.
 9 A But if this went through there and my operator
 10 did log this call and receive this call, you know, that's
 11 true.
 12 Q Right.
 13 A But if it went over there and there was a log, if
 14 it went over and this call was not on it, it could very well
 15 be added over there. I have no idea.
 16 Q I have a more narrow -- I think there's a more
 17 narrow question, which is just simply this letterhead, this
 18 says "The White House, Washington, Presidential Call Log."
 19 Is PF-3, looking at it, I realize it's redacted, does this
 20 appear to be typically the product of your people? You said
 21 they typed it up from raw data.
 22 A Right.
 23 Q Do they type it up on something that looks like
 24 PF-3?
 25 A Yes.

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1 Q Okay.
 2 A They fill it -- they fill the initial thing by
 3 handwritten pen on the same type of log and then at the end
 4 of the day, because there could be comments over here of not
 5 available or whatever, something like that, they just put the
 6 call transpired. And as far as I know, we're the only one
 7 that has these logs and I think maybe the signal board has
 8 them, too. They do maintain logs.
 9 BY MR. EMMICK:
 10 Q Why are they sent to Betty Currie and Nancy
 11 Hernreich? What's the purpose of that? Why don't you just
 12 send it to the diarist directly?
 13 A That's been the policy, not just because it's Nancy
 14 Hernreich or Betty Currie. That's been the policy in all
 15 presidential administrations. There's someone that's
 16 responsible for this call log. They are responsible to get
 17 it to the diarist.
 18 I guess -- I presume, again, when they get it over
 19 there, they check it for the accuracy or whatever, just like
 20 we try to check it and make sure that -- you know there's
 21 times we've made mistakes on it.
 22 We might put a wrong number down or spell the
 23 name wrong and so we've got to retype it or whatever. So
 24 I have no idea. All I know is that it's controlled by that
 25 office.

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1 Like I made a comment before that, you know,
 2 numerous times in all administrations that I deal with,
 3 you've had staff members saying, "Well, the President was
 4 supposed to call Joe Blow. Did he call him last night?"
 5 And so on.
 6 You know, my operators are in a position that
 7 they're operators, they handle calls. They're not
 8 spokespeople for the White House, so you have a central point
 9 that has the responsibility to control these logs and it's
 10 always been in the Oval Office, the secretary or executive
 11 assistant.
 12 Q Do they ever change the logs?
 13 A Who?
 14 Q Betty Currie or Nancy Hernreich.
 15 A I have no idea. Like I said, once it leaves our --
 16 it goes in a sealed envelope to them and it's delivered to
 17 them. I have no idea after it gets over there what is done
 18 with the log.
 19 BY MS. WIRTH:
 20 Q If there's a mistake, you mentioned earlier that
 21 sometimes there may be a mistake in the time of the call or
 22 the name, a misspelling of the person, if there is a
 23 correction called for, do they call your people and ask them
 24 to make it or do they make it? They being Betty Currie or
 25 Nancy Hernreich.

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1 A The majority of the time, we catch the mistake but
 2 it's already gone out. All my supervisors, when they come
 3 in, that's one of the logs that they check. There's numerous
 4 other logs and equipment that they check to make sure that
 5 they know what's transpired during the day, there's a
 6 possibility there could be a call outstanding that's going to
 7 be coming in to the President and so on. So we try to check
 8 for accuracy on everything.
 9 However, it does slip through sometimes and we may
 10 catch it after the log's already gone out on the day shift
 11 and we might call a supervisor -- my chief operator calls her
 12 and says, "Betty, we made a mistake on that, we'll retype it
 13 and send another one over" or whatever.
 14 I don't know -- I can't give you examples if they
 15 ever called over, if they probably did catch a mistake they
 16 might have. Or they just might have wrote on it. I don't
 17 know. But I know we have corrected things that we have
 18 caught and sent over to them.
 19 MS. WIRTH: I saw a hand.
 20 A JUROR: Didn't your office keep a copy of what
 21 you sent to Betty Currie?
 22 THE WITNESS: No. That's the one that's destroyed.
 23 A JUROR: So that only one copy was made, the
 24 original was sent to Betty Currie.
 25 THE WITNESS: The original is sent to Betty Currie.

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1 BY MR. EMMICK:

2 Q What information do you instruct your operators to
3 obtain from someone who calls in in order to get a hold of
4 the President? For example, I notice there that there is an
5 address, there's a name, there's a return phone number,
6 there's some other information. What's the standard
7 information that's requested?

8 A Exactly what you see right here. Their name, the
9 address and the phone number if there is one.

10 Q Do they ask "What does this call pertain to?"

11 A Of course, I don't want to get into the exact
12 procedure of how calls are handled or cleared to go in to the
13 President, but there is a procedure.

14 Of course you've got to verify this person is the
15 right person, you know. And we have a procedure and methods
16 to do that. And the operators, as you're aware, the White
17 House telephone system, they're very good at determining --
18 knowing who are the people that are calling the President.
19 Just the public calls in, we get numerous calls from the
20 public that want to talk to the President all day and so on,
21 but that does not go there. That does not get logged in
22 there. That's referred to the comments. Staff members or
23 dignitaries or so on, that is verified.

24 I mean, we just don't say, you know, put the call
25 over to the President saying we've got, you know, the king of

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1 Spain calling or something like that. There's a procedure
2 and I can't go into the detail exactly how we do this, but
3 once it's referred over there, it's referred -- if it's in
4 the daytime, it's referred over there and then it's not
5 necessarily rung in to the President, it's rung to Betty or
6 Nancy, saying that we have a call for the President.

7 Q Do your operators ask "What is this call
8 regarding?"

9 A No, they do not.

10 Q Okay. So there's no subject matter that's
11 described on the Presidential call log, it's just somebody
12 called and here's the number for the return call.

13 A That's correct.

14 BY MR. WISENBERG:

15 Q Have your operators ever been asked or have you
16 ever been asked or told if X person calls or if X people call
17 we don't want to see their names on one of these logs?

18 A I have never been told.

19 BY MR. EMMICK:

20 Q But?

21 A But that's a possibility, telling my operator, the
22 one that handles the call, that don't log the call.

23 BY MR. WISENBERG:

24 Q Have you ever heard similar to what I just
25 suggested?

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1 A The only thing I could say, what I've heard is
2 speculation. It could have been an operator saying they were
3 told not to do this and told their supervisor or whatever
4 made them aware of it.

5 BY MR. EMMICK:

6 Q Tell us what you heard.

7 BY MR. WISENBERG:

8 Q Yes, gives us an example of what you've heard.

9 A I'm trying to think. There was one and I don't
10 know who it was, but it was brought to my attention by my
11 chief operator, was told not to log it, then to log it. I
12 don't know exactly who it was, what call it was.

13 I mean, it's not necessary that has happened to --
14 it's happened in other administrations, you know, so it's not
15 just necessarily this administration, but there are some
16 calls that -- you can only speculate because then you see it
17 in the press the next day, that so and so was appointed as
18 the Secretary of Defense or whatever, so somehow they
19 wanted -- they may think it could be leaked out that the
20 President talked to so and so and the next day the man's name
21 is in the paper, he's the new Secretary of Defense or
22 whatever like that.

23 So there are some sensitive calls, probably, they
24 don't want logged. Or if he talked to someone in -- you
25 know, in Russia or something like that. I'm only speculating

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1 on some of that. I did hear, but it's -- I can't verify it
2 for sure.

3 Q I want to try to separate speculation from any
4 events, the underlying events. Are you saying that there's
5 only one time when you even heard about -- I want to talk
6 about the universe including you being told or you hearing
7 that your operators were told not to log -- even temporarily,
8 not to log a particular call in.

9 My question is was there only this one incident
10 that you told us about where, like you said, the chief
11 operator said that someone told him not to log this and then
12 there was a change. Are there any other incidents like this
13 at all in this administration?

14 A It's hard to remember back to the beginning of this
15 administration. I think there might have been a few other
16 incidents.

17 Q What can you tell us based on your memory what you
18 know about the -- what you know about what kinds of calls
19 these were that requests were made on?

20 In other words, you've given us an example of
21 somebody who called who maybe a few days later might have
22 been appointed to a cabinet position.

23 A Mm-hmm.

24 Q If you recall, what kind of people were being
25 told -- were the operators being told don't put their names

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1 on the log?

2 A That's a hard question to ask. I'm trying to

3 remember. What I would have heard would have been from, you

4 know, my chief operator or one of my supervisors and I can't

5 really give you a name, I can't give names on calls because,

6 you know, like I said, it could have been way back.

7 BY MR. EMMICK:

8 Q Well, who would give the direction not to log the

9 call? Would it be the President calling the operator and

10 saying "Get a hold of the Secretary of Defense, but don't log

11 this call"?

12 A It could be from the President. I've never heard,

13 you know, of the President saying that. More than likely it

14 would be one of the individuals in the office, either Betty

15 Currie or Nancy Herreich or in past administrations whoever

16 was in that position. The guidance more than likely would

17 come from there.

18 I'm not saying the President has never done it. I

19 mean, I can't speak -- you know, if an operator is there, is

20 working at midnight and the President places and a call and

21 says, "Hey, don't log this," I mean, the operator may not say

22 anything to anybody so we're not going to know.

23 So I can't -- you know, it's all speculation. I

24 did hear some occasions, but I didn't hear that the President

25 said it or whatever, it came out of the office, so that meant

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1 that it was during the daytime or when someone was in the

2 office there.

3 BY MR. WISENBERG:

4 Q What was the type of -- well, the first question is

5 do you recall on any of these occasions being told who the

6 person was who asked? Who asked that someone not be logged?

7 In other words, Betty Currie asked --

8 A Betty Currie was one of them.

9 Q Do you recall anyone other than Betty?

10 A No. Nancy could have been one, you know. I don't

11 remember, just a recent one, that's all and it was Betty.

12 And, again, if the operator says something to me or the chief

13 operator, that's the only way I would have known about it.

14 BY MR. EMMICK:

15 Q I didn't quite hear. You said something, a recent

16 one was Betty?

17 A Well, the one I was trying to talk to you about.

18 Q And when was that?

19 A Oh, a week or two ago or something. I don't even

20 know who it is or was. They didn't want the call logged,

21 then they wanted the call logged. Wait a minute. I'm

22 trying to think of what it was. I think it was from --

23 I think it was a call from overseas. From someone that

24 was going to be -- well, I don't know. That's just

25 speculation.

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1 That person requested to talk to the President,

2 I guess they were being considered for an appointment

3 somewhere or something like that. He was telling the

4 operator that.

5 Q And did that call --

6 A It was a very sensitive call or something like

7 that.

8 Q Did that caller request that it not be logged or

9 did Betty then call in and say "Let's not log that"?

10 A That caller requested -- I'm trying to recall the

11 conversation. I was told he requested that it was a very

12 personal, sensitive call, to let the President know that he

13 had to talk to him. And Betty was made aware of that and so

14 on. So then I think Betty is the one that requested it not

15 be logged. I'm not sure it was Betty. Someone requested it

16 not be logged. I don't think it was the President. It might

17 have been that individual calling.

18 BY MS. WIRTH:

19 Q And then that decision was overturned? Then it was

20 decided that it would be logged?

21 A Yes.

22

23 BY MR. WISENBERG:

24 Q Do you know who overturned it?

25 A I think it was Betty said to log it, the next

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1 morning or something like that.

2 Q Do you remember who it was that called? Who made

3 the call from overseas?

4 A Yes, I do.

5 Q Who was that?

6 A Do I have to say who it is?

7 MR. EMMICK: You do.

8 MR. WISENBERG: Yes, you do.

9 THE WITNESS: I think it was Mr. Holbrook.

10 BY MR. WISENBERG:

11 Q That's Richard Holbrook?

12 A Right.

13 Q Going back to -- if I'm characterizing your

14 testimony accurately, you said there were a few occasions to

15 your recollection during this administration where incidents

16 such as this were reported to you where somebody would ask an

17 operator not to log a particular call and my question to you

18 is given the example of Holbrook, for instance, it involved

19 foreign affairs, do you know -- were you told -- do you know,

20 can you tell us, what were these other occasions, who were

21 the types of people making the call?

22 That is to say, were they similar type calls to the

23 Holbrook call, you know, an official call from somewhere, or

24 were they -- did they appear to be more of a personal nature?

25 A I really don't know the answer to that one.

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1 Q You can't recall?

2 A I can't recall really. You know, I guess,

3 basically, again, it's not necessary that -- I think when

4 it's reported to the proper channels, my supervisor, et

5 cetera, when it gets to me, it's more or less that they're

6 reassured, too, that they're not doing anything wrong.

7 And like we always say, you know, you're there to serve

8 and you do what you're told to do, basically.

9 Q Nothing that made you -- none of these incidents

10 that made you raise your eyebrows and say "Why would they

11 want that deleted?"

12 A No. I didn't say that. No. I mean, it came to me

13 more or less like the fact of, you know, well, you know, so

14 and so was told not to log that call last night and just in

15 case something comes up about it, a question is asked, we

16 want to make sure you know about it, too, or whatever.

17 And my response would be, well, you know, if you

18 were told by the proper authority, you've got to just follow

19 what they tell you to do.

20 MR. WISENBERG: I'm stunned to report --

21 THE FOREPERSON: We're stunned to hear what you're

22 about to say.

23 MR. WISENBERG: -- that lunch is here.

24 THE FOREPERSON: I'm stunned.

25 MR. WISENBERG: I'm just noting that for the

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1 record.

2 MS. WIRTH: I just have a couple of questions.

3 BY MS. WIRTH:

4 Q Who is the supervisor that you were referring to

5 who is knowledgeable about these requests?

6 A Well, my chief operator is.

7 Q And who is that?

8 A Kathryn McKeown.

9 Q All right. And when you mentioned a moment ago

10 that you know that someone is being told not to log the call,

11 who has the authority to request or demand that a call not be

12 logged?

13 A Well, the President -- if it came from the

14 President of the United States, I don't think anybody

15 else has any more authority than he does. If it came from

16 the Vice President, no one has any more authority than he

17 does.

18 If you get into the staff area, the only ones,

19 like I said, that have anything to do with the President's

20 calls and so on would be in that office, that title that

21 Betty Currie or Nancy Hearnreich, someone responsible for

22 that office, the operations of the Oval Office area.

23 You know, the President of the United States told

24 my operator to do something, I mean, they're going to do it.

25 There's not going to be any questions asked.

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1 Q The question that the grand juror on the back row

2 asked before about these forms, PF-3, I take it there are raw

3 notes that people keep during the day as calls come in and

4 calls go out. Those are destroyed, correct? At the end of

5 the day?

6 A What happens is that on each shift, depends when

7 the call is, they'll write it in pen on there.

8 Q On this form?

9 A On this form.

10 Q I see. And then it's typed?

11 A At the end of the day, it's typed up.

12 Q And the handwritten versions are --

13 A The handwritten is destroyed, torn up, thrown in

14 the burn bag.

15 Q I think the question he was asking, though, is do

16 you keep a copy of this document that you send over to Betty

17 Currie. Do you keep a copy of the typed version for your own

18 records?

19 A No. We do not keep -- well, I'm trying to think.

20 They may have a typed version, but that's also destroyed.

21 The handwritten one is attached to it and that will be

22 destroyed.

23 Q When?

24 A In the morning. So my chief operator or whatever

25 can verify it, make sure everything's correct on it.

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1 Q So you have no copy in the records kept by your

2 office of the type document that's sent over to Betty Currie

3 and Nancy Hearnreich.

4 A We have -- we have a typed version of it. What we

5 do is type up the original and I think they Xerox it and

6 attach this to the handwritten one.

7 Q Why do you do that if you throw it away?

8 A So they could verify that everything is accurate on

9 it, so my chief operator in the morning verifies it.

10 Because, like I said, there's errors and we were getting kind

11 of sticky on errors that were being made on it.

12 Q And then that -- both the handwritten and the typed

13 copy are thrown away.

14 A Yes.

15 Q And you have absolutely nothing in terms of copies

16 of what's been sent over to Nancy Hearnreich and Betty Currie

17 in the morning.

18 A No. I have nothing.

19 MS. WIRTH: Okay. That's all I have.

20 A JUROR: In your experience with keeping the phone

21 logs, 25 years worth, is it an unusual thing to have certain

22 calls be requested to be taken off the records?

23 THE WITNESS: You have to remember I've been there

24 since the Nixon era. And not precluding that -- I mean,

25 there was a lot of things went on on foreign affairs during

<p style="text-align: right;">Page 89</p> <p>1 the Nixon era, you know, with China opening up and Russia and 2 so on. And I was on a different side of the house and there 3 were probably the same thing, some very sensitive calls 4 during that period that they probably didn't want on call 5 logs that the President spoke on. 6 So I don't think it's unusual for certain things. 7 I mean, I wouldn't take it that it's something entirely 8 different, that's never been done with this administration. 9 All administrations have done it. I can't tell you 10 exactly with what call or whatever because I don't know, 11 but I know per se that it's been done. Just common sense, 12 you know. 13 MR. WISENBERG: I'll tell you what. I'm going 14 to ask you, Mr. Nagy, if you would just step outside 15 for about a couple of minutes while we discuss scheduling 16 issues. 17 THE WITNESS: You mean I'm not finished? 18 (Witness excused. Witness recalled.) 19 MR. WISENBERG: Let the record reflect that the 20 witness has reentered the grand jury room. 21 Madam Foreperson, do we have a quorum? 22 THE FOREPERSON: We most certainly do. 23 MR. WISENBERG: Are there any unauthorized persons 24 in this grand jury room? 25 THE FOREPERSON: No, there are not.</p>	<p style="text-align: right;">Page 91</p> <p>1 not good, we can work you in another time. 2 THE WITNESS: Okay. I'll have to check my 3 schedule. That's the 26th, right? 4 MR. WISENBERG: Yes, it is. And we can have 5 whatever agent you've been dealing with from our office can 6 call you on that and work it out. We appreciate it very 7 much. 8 Any other questions of the witness? Since we're 9 going to have him back for about an hour -- 10 THE WITNESS: Only an hour? 11 THE FOREPERSON: That's right. Get it on the 12 record. 13 THE WITNESS: Put it on the record. 14 MR. WISENBERG: About an hour. 15 THE WITNESS: Okay. 16 MR. WISENBERG: And I'll remind you that while 17 you're perfectly free to talk about what you discussed here 18 today, you are absolutely not required to talk about what 19 went on here today. You understand that, right? 20 THE WITNESS: Yes. 21 MR. WISENBERG: Okay. 22 THE WITNESS: My own free will. 23 MR. WISENBERG: All right. Thanks very much. We 24 appreciate it. 25 THE WITNESS: Thank you.</p>
<p style="text-align: right;">Page 90</p> <p>1 Mr. Nagy, you are still under oath. 2 BY MR. WISENBERG: 3 Q Mr. Nagy, one of the grand jurors wanted this 4 question asked. You had referenced some meetings 5 that took place when there were discussions in '93 about 6 revamping the phone system in the White House. Do you 7 recall that? 8 A Yes. 9 Q Do you know whether or not anybody took notes 10 during any of those meetings? Can you recall that? 11 A I think -- as a matter of fact, I'm pretty sure 12 there were minutes of it. I don't know who took them, but 13 there were minutes because I had seen them afterwards. 14 Someone did take minutes. 15 MR. WISENBERG: Okay. I know that we have 16 inconvenienced you, not only today, but in the past when we 17 have interviewed you. I thought we were going to be able to 18 finish, but we have some people today who came from out of 19 town. I think we have about an hour left with you and if we 20 continue, I don't think we'd be able to get done with those 21 people. 22 So I apologize profusely for that and we are going 23 to ask you, if it's consistent with your schedule, to come 24 back next Tuesday for about another hour. And if you'd like, 25 we could talk to you about that over the phone. If Tuesday's</p>	<p style="text-align: right;">Page 92</p> <p>1 THE FOREPERSON: Thank you. 2 (The witness was excused.) 3 (Whereupon, at 12:33 p.m., the taking of testimony 4 in the presence of a full quorum of the Grand Jury was 5 concluded.) 6 * * * * *</p>

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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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, May 26, 1998

The testimony of ALEX GEORGE NAGY was taken in the presence of a full quorum of Grand Jury 97-2, impaneled on September 19, 1997, commencing at 1:47 p.m., before:

SOLOMON WISENBERG
Deputy Independent Counsel
MARY ANNE WIRTH
JAMES CRANE
Associate Independent Counsel
Office of Independent Counsel
1001 Pennsylvania Avenue, Northwest
Suite 490-North
Washington, D.C. 20004

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1 since the last time you testified that certain things have
2 recurred to you in addition to things you testified about
3 previously. Is that correct?
4 A Yes, that is.
5 Q Okay. And one of those matters involves lists of
6 telephone numbers of people employed at the White House. Is
7 that right?
8 A That's correct.
9 Q What additional information do you have for the
10 grand jury?
11 A The telephone system has numbers that are
12 associated with individuals in each office throughout the
13 Executive Office of the President. There is a record or
14 list that is provided on a monthly basis to each
15 organization, like the White House, OMB, et cetera, and it
16 goes to one of their people responsible to have that
17 information.
18 Q Now, the last time you testified, I believe you
19 said that a White House telephone list is generated
20 approximately twice a year. Is that correct?
21 A A list of telephone numbers is generated on a
22 monthly basis.
23 Q Okay. And how is this distinct from the telephone
24 book that comes out twice a year approximately?
25 A The telephone directory is a telephone directory.

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PROCEEDINGS

1 Whereupon,
2
3 ALEX GEORGE NAGY
4 was called as a witness and, after having been duly sworn by
5 the Foreperson of the Grand Jury, was examined and testified
6 as follows:
7
8 EXAMINATION
9 MS. WIRTH: And, for the record, we have a quorum?
10 THE FOREPERSON: Yes, we do.
11 MS. WIRTH: And there are no unauthorized persons
12 in the grand jury?
13 THE FOREPERSON: There are not.
14 BY MS. WIRTH:
15 Q Mr. Nagy, you appeared last before this grand jury
16 on May 19, 1998, which was last Tuesday. Is that right?
17 A That's correct.
18 Q And do you recall your rights as a federal
19 grand jury witness as they were given to you last time by
20 Mr. Wisenberg?
21 A Yes, I do.
22 Q And you don't need those to be given to you again,
23 do you?
24 A No, I do not.
25 Q Okay. Just a moment ago, we had a brief
conversation outside the grand jury where you advised me that

Page 4

1 Q And what is this that you're talking about?
2 A It's just a list of phone numbers and individuals
3 and organizations. It's a general list of just their office
4 telephone number.
5 Q Okay.
6 A The other list, to distinguish, to clarify, is a
7 list of every telephone number that is in the Executive
8 Office of the President. Every ~~one~~ or ~~two~~ number. And
9 whatever office that that coincides or pertains to goes to
10 that office on a monthly basis for them to verify the
11 accuracy of it.
12 Q Okay. Just so that I can understand this better
13 and the grand jury can, too, the monthly list that you're
14 talking about, does it contain a list of employees in
15 alphabetical order like most phone lists? Or is it something
16 different?
17 A It is something different. It's a list that's
18 broken down by the individual offices per se within
19 the White House, what numbers that they have, like it
20 will say the First Lady's office or the press office,
21 et cetera.
22 Q Okay. So, for example, for the First Lady's
23 office, the example that you gave, would this monthly list
24 give a list of the employees in the First Lady's office or
25 just the telephone numbers associated with that office?

Page 5

1 A It gives the number and I believe it shows the
 2 office, like the First Lady, and in the comments it may
 3 designate who it belongs to. It may say the person.
 4 Q Who generates this monthly list?
 5 A It's by the contractor, AT&T, which is given to
 6 the -- which I explained before, there's a contracting
 7 officer for the Executive Office of the President.
 8 Q And who would that be?
 9 A That's Mrs. Cheryl Hall. The one that's presently.
 10 Q Okay. So Cheryl Hall would have custody of these
 11 monthly lists?
 12 A Yes. She's the one that has it distributed.
 13 Q And is it distributed, this monthly list, to
 14 everyone in the White House?
 15 A No. It's distributed to certain individuals like,
 16 for example, the White House one goes to the Special
 17 Assistant to the President, to the President for White House
 18 Operations, the administrative office.
 19 Q Do you get one in the course of your work?
 20 A No. I didn't get one. On occasion, I did get one
 21 to provide to -- I was asked for it by the Special Assistant
 22 to the President for White House Administration and that was
 23 back in 1997. I forget what month it was.
 24 Q So this monthly list is not widely distributed in
 25 the White House.

Page 6

1 A No, it is not. Not that I know of.
 2 Q Okay. Now, do you recall the last time you
 3 appeared you saw or you were shown a document which was Grand
 4 Jury Exhibit -- a copy, excuse me, of Grand Jury Exhibit
 5 PF-3. Do you remember this document?
 6 A Yes, I do.
 7 Q And what information, if any do you have for the
 8 grand jury about this document?
 9 A I believe I made a statement that there's more that
 10 goes on this log, possibly I think it was ten spaces, I think
 11 I said. To be exact, there's eleven individual spaces where
 12 you can make entries on it.
 13 Q Okay. So the last time you testified that this
 14 document, which is Grand Jury Exhibit PF-3, appeared to have
 15 been redacted. Correct?
 16 A Yes, it was.
 17 Q Okay. Because in fact only one line, an entry for
 18 one line, appears on this document. Is that right?
 19 A That's correct.
 20 Q And what's you're saying is that last time you
 21 thought that there were approximately ten entries on each
 22 page.
 23 A Right.
 24 Q And now in fact you've counted and there are in
 25 fact eleven.

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1 A Eleven.
 2 Q Okay. Now, another matter on which you would like
 3 to provide further information relates to the revamping of
 4 the phone system in 1993. Is that correct?
 5 A Yes.
 6 Q What new information do you have about that or
 7 additional information?
 8 A Thinking about that, back in 1993, prior to
 9 the phone system being actually activated and implemented,
 10 I believe I mentioned there was a committee that was
 11 formed.
 12 This committee was composed of different
 13 individuals from different agencies, as well as a project
 14 manager from the contractor, AT&T; a project officer or a
 15 contracting officer from the government, which was out of
 16 the Office of Administration at that time; and an outside
 17 contractor that was contracted, who was Mr. John Anderson
 18 of The Anderson Group, I believe his title is. He was CEO
 19 of that group.
 20 Q Okay. And do you have any additional information
 21 for the grand jury regarding each telephone in the White
 22 House and whether each telephone is associated with a number?
 23 A Each telephone -- excuse me. Going back also to
 24 the last question --
 25 Q Sure. I'm sorry.

Page 8

1 A I was asked also if there was any kind of records
 2 or minutes that were taken.
 3 Q Yes.
 4 A There were minutes taken of that and I believe it
 5 was the project manager from AT&T that did that or the one
 6 from the government.
 7 Q And do you know who those people would be?
 8 A Yes, I do.
 9 Q Who are they?
 10 A It was Mr. Paul McQuillan.
 11 Q Who is he?
 12 A He was the project manager for AT&T.
 13 Q How does he spell his last name?
 14 A Capital M, small c, capital Q, u-i-l-l-a-n.
 15 Q And you feel fairly certain that he took minutes?
 16 A I'm fairly certain he took it or the representative
 17 from the government, from OA.
 18 Q From where?
 19 A From the Office of Administration, the rep that was
 20 part of that committee.
 21 Q Okay. And who was that?
 22 A That was Mr. Larry Jurich.
 23 Q How do you spell that?
 24 A J-u-r-i-c-h.
 25 Q And where does he work?

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Page 11

1 A He's presently employed with ATM under the Treasury
2 Department. When he was at the White House, he was at the
3 Office of Administration. He was in the security department
4 there, the data work.

5 Q Okay. Do you have anything additional that you
6 want to tell us about that you can think of?

7 A No. Going on to your other question, you asked
8 about the number, the phones, the individual number?

9 Q Yes.

10 A I'm sorry, I interrupted you to go back.

11 Q That's all right.

12 A Each telephone under the present system has an
13 individual number that's assigned to account for the phone.
14 That number is utilized by the staff as a primary private
15 number. Each phone has one of these numbers. They can also
16 pick up additional numbers, but this is the main number
17 that's assigned to that phone.

18 Q Okay. All right. What I'd like to do is just
19 recap a little bit of the information that you gave us the
20 last time and ask you a few questions with respect to each
21 area.

22 Once again, with respect to the White House
23 telephones that are used in the offices, not in the
24 residence, but in the offices of the White House, with
25 respect to White House telephone services telephones, your

1 have there, but there are some that they have in the
2 residence.

3 Q And that's because they're commercial records that
4 are kept?

5 A They're commercial. Yes.

6 Q Okay. And do you know if there are numbers in
7 the residence?

8 A Yes, there are some.

9 Q Okay. Do you know what any of those numbers are?

10 A No, I don't know. They would come under -- again,
11 that would come under the ushers office. There's a
12 number that goes to the switchboard, but that's like a direct
13 line.

14 Q Okay. And do you know whether the numbers in
15 the residence, whether the person who picks up that line has
16 the option of going through the switchboard and making a
17 direct call themselves?

18 A They have the option of going through the
19 switchboard or they have the option of dialing direct.

20 Q And with the other numbers where the prefix is
21 different from 456, with those numbers, the person is dialing
22 direct who picks up the phone. Is that correct?

23 A Yes.

24 Q Okay. By the way, who pays the bills on the White
25 House residence phones where the prefix is not 456?

Page 10

Page 12

1 testimony was that long distance records on those telephones
2 cannot be obtained. Is that correct?

3 A That's correct.

4 Q Okay. And you've also testified that local --
5 information on local calls on those telephones cannot be
6 obtained. Is that correct?

7 A That's correct.

8 Q And with respect to international calls, did you
9 say that those also cannot be obtained or that they can?

10 A They can be obtained, but they're not identified
11 with any telephone number for any of the phones. They're
12 identified with the trunking that it goes out over out of the
13 main system.

14 Q And what does that mean?

15 A Basically, on your telephone system you have a
16 telephone, what we call a trunk, that accommodates numerous
17 lines. If you dial out on it, we just go out on this trunk.
18 It's separate and it doesn't identify the telephone, it
19 identifies the trunk. It doesn't identify the telephone
20 number.

21 Q Okay. Now, again, to review on the White House
22 residence telephones, you testified that you can get long
23 distance records, but only on numbers that begin with a
24 prefix that's different from 456. Is that correct?

25 A I believe. And I don't know how many numbers they

1 A It comes under the ushers office. I think it comes
2 under the residence billing, I believe.

3 Q And, once again, with respect to the White House
4 residence phones, as far as you know, there are no records
5 kept of local calls out of those phones, whether the prefix
6 is 456 or something else. Is that right?

7 A Yes.

8 Q Okay. Now, you also told us that the President can
9 make a direct call from the Oval Office without going through
10 the switchboard. Is that right?

11 A Yes.

12 Q Okay. And you also told us that the President can
13 make a direct call from the residence without going through
14 the switchboard. Is that right?

15 A Yes.

16 A JUROR: Can I ask a question real quick?

17 MS. WIRTH: Sure.

18 A JUROR: With the style telephone system that you
19 have, it's electronic and, say, for instance, I'm in Betty
20 Currie's office and I pick up the line and I want to call
21 overseas. Is it not true that if all of the lines in one
22 particular trunk are busy because it is electronic it will
23 search all the trunks until it finds an open line and then go
24 out?

25 THE WITNESS: Yes. I believe you are correct.

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1 A JUROR: Thank you.
 2 BY MS. WIRTH:
 3 Q You testified last time about WHCA secure lines,
 4 right?
 5 A Yes. Whatever knowledge I had of it.
 6 Q Pardon me?
 7 A The limited knowledge I have of it.
 8 Q You said that it was your understanding that in the
 9 Oval Office there are both WHCA secure lines and WHCA regular
 10 lines, right?
 11 A Yes.
 12 Q Okay. Are the secure lines on a separate
 13 telephone? Do you know?
 14 A The secure line is on a separate telephone.
 15 Q Okay. And do you know whether to use the WHCA
 16 secure line to make a call you have to be calling someone who
 17 is also on a WHCA secure line?
 18 A Yes, you do. Not necessarily a WHCA secure line,
 19 another secure line.
 20 Q But another secure line.
 21 A A government secure line.
 22 BY MR. WISENBERG:
 23 Q Is there any way you can tell --
 24 Do you mind if I interrupt, Mary Anne?
 25 MS. WIRTH: No, go ahead.

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1 BY MR. WISENBERG:
 2 Q Is there any way you can tell from a printout,
 3 we've got some printouts, I think we showed you examples of
 4 them last week that were partially redacted, we've got some
 5 from the regular switchboard and some from the WHCA
 6 switchboard. Is there any way that you're aware of from
 7 looking at the WHCA printout that you can tell which of the
 8 two lines it was on, the secure or the non?
 9 A The only thing you showed me was one of the White
 10 House with a Betty Currie call on it.
 11 MS. WIRTH: Okay. I'm going to put before you
 12 Grand Jury Exhibit PF-6, which is a one-page document.
 13 BY MS. WIRTH:
 14 Q Can you look at that and tell us whether that's
 15 something you recognize?
 16 A Just by reading the stuff, it's the signal
 17 switchboard presidential call log.
 18 Q Have you ever seen this before, this type of
 19 document?
 20 A I seen it when I was in WHCA.
 21 Q Do you know if this is a record kept by the WHCA
 22 switchboard people?
 23 A Yes, it would be.
 24 Q I guess the question was whether on this
 25 document --

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1 BY MR. WISENBERG:
 2 Q Can you look at a document like that and tell
 3 whether the person was using the more secure line
 4 less secure line or what they thought was a more secure
 5 line?
 6 A No, you can't. I don't know -- I can't. I don't
 7 know what these numbers are, if they are a secure number or a
 8 regular administrative number. They have -- like it says
 9 White House signal, reading this here, it looks like it is a
 10 direct line to the signal switchboard.
 11 Q All right. You referred to numbers and that would
 12 be, for instance, on the 5:12 p.m. entry on PF-6 it says
 13 [REDACTED]
 14 A Yes.
 15 Q Whereas the one right above that says [REDACTED] Is
 16 that correct?
 17 A That's correct.
 18 Q Is it conceivable that those would be two different
 19 extensions, one of them would be the more secure line? Or
 20 would you just be guessing at that?
 21 A I would be guessing at that because I don't know
 22 what these numbers are.
 23 Q All right. But as far as you looking at this
 24 particular document, based on what you remember about your
 25 time in WHCA, there's nothing without further research

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1 would tell you which of the two WHCA lines this is. Is that
 2 a fair statement?
 3 A That's a fair statement. Correct.
 4 MR. WISENBERG: Thanks.
 5 BY MS. WIRTH:
 6 Q Now, can you tell me if my understanding of the
 7 phone usage in the Oval Office is correct in the following
 8 sense, is it true that the only way that the President could
 9 make a call from the Oval Office without going through the
 10 switchboard would be on a non-WHCA line, on a White House
 11 telephone services line, in other words? Is that true?
 12 A I'm not sure about the capabilities on that WHCA
 13 line they have. I do know on our line.
 14 Q He can make a direct call on your line.
 15 A Yes.
 16 Q Which is the White House telephone services line.
 17 A The [REDACTED] number.
 18 Q Okay. I thought you testified the last time that
 19 if he makes a telephone call on the WHCA line he has to go
 20 through the switchboard. Is that true?
 21 A As far as I know, to the best of my recollect
 22 Q Okay. So as far as you know, he's not capable
 23 making a direct call on a WHCA line.
 24 A That's correct.
 25 Q Okay. I want to go back for a moment to the lists,

1 PF-3 and so on, the lists that you testified were made by
 2 your midnight shift.
 3 A It was typed up by them. Right.
 4 Q The typed -- Grand Jury PF-3 is an example of that,
 5 right?
 6 A Yes.
 7 Q And you testified a few minutes ago that in fact
 8 you've counted since the last time you were here and there
 9 are eleven entries normally kept on each of these documents,
 10 right?
 11 A That's correct.
 12 Q Now, who are the people by name who type up this
 13 list and have typed it up for the past three years? If you
 14 know.
 15 A The possibility -- it could be every one of the
 16 staff in the White House switchboard, the operators or the
 17 supervisors. And there's 13 of them.
 18 Q Okay. Do people rotate through the midnight shift?
 19 A They do, occasionally. We try to keep a permanent
 20 shift, but we don't have the personnel, so we do rotate them
 21 for leaves, they call out sick, et cetera.
 22 Q Okay. Could you give us as many names as you can
 23 remember of the people who are on your switchboard?
 24 A Yes, I could.
 25 Q Could you do that?

1 Very seldom she's down there, but there's a possibility she
 2 could -- all these supervisors do review this log, like I
 3 stated. And Eileen Bean, B-e-a-n.
 4 Q Okay. And can you give us as many of the names of
 5 the switchboard operators as you can remember? If you can.
 6 A I'll have to go shift by shift so I can remember
 7 them. Yvonne Bailey. Let me see. On the day shift is
 8 Carmella Williams, Kimberly Byrd, B-y-r-d, Donna
 9 Tate-Allison.
 10 Q How do you spell that last name?
 11 A Tate, T-a-t-e, dash Allison, A-l-l-i-s-o-n.
 12 Janet Gordon, G-o-r-d-o-n. Lottie Graham.
 13 Q G-r-a-h-a-m?
 14 A Correct. And we have one male and I'm going to
 15 mess his last name up. The first name is Linus.
 16 Q L --
 17 A L-i-n-u-s. And the last name is, I believe,
 18 spelled A-m-o-i-s-h or something similar to that.
 19 Q A-m-o-i-s-h?
 20 A Right. And presently the chief operator is Kathryn
 21 McKeown, which I so stated before.
 22 Q You did.
 23 A She's been there 30 years, so she's --
 24 Q And what is her job?
 25 A She's the chief operator now presently. At one

1 A Okay. There's -- the present supervisor is Brenda
 2 Daniels.
 3 Q And how long has she been the supervisor?
 4 A She's been there, I think, about 15 years.
 5 Probably out of that time she's been supervisor maybe 10
 6 years.
 7 Q Okay. And she supervises on a rotating basis
 8 through the day and the midnight shift?
 9 A She's majority on the midnight shift, but to give
 10 her a break, we have other people that have to fill in.
 11 Q Does she review these lists after they're done?
 12 A Yes, she does. As a matter of fact, the policy, I
 13 believe now, on the switchboard is at the end of each shift,
 14 the supervisor in charge would review it for the accuracy and
 15 Brenda is the final one that reviews it before she types it
 16 up.
 17 Q Who are the other supervisors who might rotate
 18 through the midnight shift?
 19 A There's Joan Nichols.
 20 Q How do you spell that?
 21 A N-i-c-h-o-l-s.
 22 Q Okay.
 23 A Mary Rouse.
 24 Q How do you spell that?
 25 A R-o-u-s-e. Let me see. Virginia Southerland.

1 time, way back in her history, she had been an operator and
 2 she's been supervisor, et cetera.
 3 Q And how does she spell her last name?
 4 A Capital M, small c, capital K, e-o-w-n.
 5 Q Okay. Now, these lists of which PF-3 is an
 6 example, do you know if they're typed on a typewriter or on a
 7 computer?
 8 A They are typed on a typewriter.
 9 Q Okay. Do you personally review those lists at any
 10 time or have you in the past three years?
 11 A I've looked at them once in a while when I get on
 12 the switchboard or I get briefed on them.
 13 Q Okay. Have you ever seen Monica Lewinsky's name on
 14 any of those lists?
 15 A I don't recall I ever did see her name on it.
 16 No, I did not.
 17 Q Has anybody you work with on the switchboard,
 18 either supervisor or employee, mentioned to you that they've
 19 seen her name on the list?
 20 A I believe Kathryn McKeown mentioned something about
 21 Monica Lewinsky, not necessarily on a list. Something about
 22 a call or something, she mentioned.
 23 Q Did she tell you anything about the call?
 24 A No. Maybe she might have called, was going to call
 25 or there was going to be a call to her or whatever. I don't

Page 21	Page 23
<p>1 recall. All I remember is her name, she mentioned something 2 about it.</p> <p>3 Q Did you have this conversation with Ms. McKeown 4 before this story became public in January of '98 or after?</p> <p>5 A I believe it was after. It might have been before.</p> <p>6 Q Was the name Monica Lewinsky familiar to you in 7 January of '98 when this story became public?</p> <p>8 A No. I didn't even know the lady before then. 9 Other than what I read in the paper afterwards.</p> <p>10 Q But you've had a conversation with Kathryn McKeown 11 about her.</p> <p>12 A She mentioned to me something about a call.</p> <p>13 Q Anybody else in the switchboard, either supervisor 14 or non-supervisor, who's brought Monica Lewinsky's name up to 15 you or who you have heard having information about her?</p> <p>16 A No. I don't recall.</p> <p>17 Q Okay. Now, I'd like to talk for a moment about 18 calls coming into the White House, okay? Is there a list of 19 acceptable callers who are permitted to speak to the 20 President?</p> <p>21 A Yes.</p> <p>22 Q Okay. And is that list kept at the switchboard?</p> <p>23 A Yes.</p> <p>24 Q Who composes that list?</p> <p>25 A It's originated in the office of Betty Currie and</p>	<p>1 the list who call to speak to the President? What happens to 2 their call?</p> <p>3 A They are referred or cleared through Betty C. ... 4 office or Nancy Herrreich.</p> <p>5 Q Okay. So if any person on the street, any American 6 or anybody else, called and said "I want to speak to 7 President Clinton," would that call as a matter of course be 8 referred to Betty Currie or Nancy Herrreich if the person 9 wasn't on the list?</p> <p>10 A Not necessarily. No. Them calls go to the comment 11 office.</p> <p>12 Q To the comment office?</p> <p>13 A The comment office.</p> <p>14 Q Okay.</p> <p>15 A The general public calls. If we're talking the 16 realm of possibly a congressman or senator or other high 17 government official, then that would refer to that office.</p> <p>18 Q Okay. Okay. Do you know if the comment office 19 keeps records of those calls?</p> <p>20 A I have no idea. I don't think they probably do.</p> <p>21 The keep records of the amount of people calling, 22 number-wise, not individuals by name.</p> <p>23 Q Who's in charge of the comment office?</p> <p>24 A Right now, it's Mr. Patrick Briggs.</p> <p>25 Q If someone calls the switchboard and asks for B</p>
<p>Page 22</p> <p>1 Nancy Herrreich.</p> <p>2 Q Okay. And -- I'm sorry?</p> <p>3 A I don't actually know who -- it comes out of that 4 office.</p> <p>5 Q Okay. And how often does it come out?</p> <p>6 A Whenever there's changes to it, I imagine.</p> <p>7 Q Whenever a name is added or subtracted, do they 8 send a whole new list out or do they just call someone up and 9 say "Add this name, subtract that name"?</p> <p>10 A I believe that they call down and add it or 11 subtract it.</p> <p>12 Q And so there's an actual physical document that 13 exists somewhere in the switchboard area that's a list of 14 acceptable callers to the President. Is that right?</p> <p>15 A That's correct.</p> <p>16 Q Okay. And, to your knowledge, has Monica Lewinsky 17 ever been on that list?</p> <p>18 A Not to my knowledge.</p> <p>19 Q To your knowledge, has anyone ever given any 20 instructions that her name should not be on the list?</p> <p>21 A Not that I'm aware of.</p> <p>22 Q To your knowledge, has her name ever been removed 23 from the list?</p> <p>24 A Not that I'm aware of.</p> <p>25 Q Now, what happens to callers whose names are not on</p>	<p>Page 24</p> <p>1 Currie as distinct from the President, are they asked to 2 identify themselves or is the call put right through?</p> <p>3 A I believe they're asked to identify themselves.</p> <p>4 Q And is there a list for acceptable Betty Currie 5 calls or not?</p> <p>6 A No, not that I know of.</p> <p>7 Q What is the practice with respect to putting a call 8 through the Betty Currie?</p> <p>9 A I believe that the operator would find out who was 10 calling and would contact Betty and see if she would accept 11 the call, take the call.</p> <p>12 Q So if Monica Lewinsky were to call the switchboard 13 and ask to speak to Betty Currie, what would be the 14 procedure?</p> <p>15 A This, as I so stated, probably she would be put on 16 hold and call Betty Currie and notify Betty Currie we have 17 her calling, would she take the call.</p> <p>18 Q Okay.</p> <p>19 A I'm only presuming this, I really -- knowing from 20 other calls, Betty Currie, her number is not published and so 21 on, so they've got to go through the switchboard, & she 22 would be notified who's calling for her.</p> <p>23 Q Do you have any knowledge whatsoever as to whether 24 Monica Lewinsky ever called the switchboard and asked for 25 Betty Currie?</p>

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1 A No, I don't have any firsthand knowledge of that.
 2 Q Have you heard of any of the switchboard operators
 3 or their supervisors discussing the fact that Monica would
 4 call the switchboard asking for Betty Currie?
 5 A No, I don't recall ever hearing that from them.
 6 BY MR. WISENBERG:
 7 Q But nothing would prevent Monica Lewinsky from
 8 calling Betty Currie's direct number if she knew it, correct?
 9 A If she knew it. And also it's not necessarily --
 10 you know, an operator may not say anything if someone called,
 11 too. You know, wouldn't say it to anybody else, any other
 12 staff members or other operators.
 13 BY MS. WIRTH:
 14 Q Now, referring to the caller ID system for a
 15 moment, if, for example, Monica Lewinsky were to call the
 16 switchboard and ask for Betty Currie and if for some reason
 17 she was put right through without a call to Betty Currie,
 18 what number would show up on Betty Currie's screen, caller ID
 19 screen?
 20 A If she went direct to Betty Currie?
 21 Q No.
 22 A If she went through the switchboard?
 23 Q Right.
 24 A It's going to be the White House switchboard
 25 number.

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1 Q Okay. And if Monica Lewinsky were to call Betty
 2 Currie directly, what number would appear on the screen?
 3 A That all depends where she's calling from. There's
 4 a possibility if she's calling local that it would show the
 5 number she's calling from. If she's calling out of state or
 6 long distance, just like in your caller ID it says -- I
 7 believe it says out of area, out of state or private or
 8 something like that.
 9 Q Is that always the case, that you can't get caller
 10 ID from out of state on your screen, an out of state call?
 11 A There's some that you may get the number on, but
 12 there's ways of people blocking that out, too. So usually
 13 you -- I would say if the person is blocking that out, they
 14 dial that *69 or whatever, you wouldn't receive that
 15 information.
 16 Q Okay. Now, you told us that the ushers office is
 17 responsible for the White House residence telephones,
 18 correct?
 19 A That's correct.
 20 Q Do you have any information, though, as to where
 21 the telephones are located in the residence, what rooms
 22 they're in?
 23 A It's been a long time since I've been over there.
 24 I could attest to past memory on where some of the
 25 numbers are. I can't say where the other numbers are at.

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1 Q Okay. If a call is made directly to the residence,
 2 for example, on one of the numbers, do you know who would
 3 pick up that call? If you know.
 4 A It depends what number it went to in the residence.
 5 Q If it was a number. Do you know?
 6 A Well, there are numbers in different areas
 7 over there. Whoever is in that area would pick that phone
 8 up if it rang there, I believe. Most of the phone calls,
 9 I know the ones from our operation, from the switchboard,
 10 we go through the ushers office first. We alert them that
 11 we're ringing a call in and they would tell us where to ring
 12 it, basically. Where the individual is at, where we're
 13 calling.
 14 Q Do you know if there are people over there who pick
 15 up the phones for the President and the First Family? Or is
 16 it just like any other place where people just pick up the
 17 phone if they happen to be there?
 18 A If it goes to one of their direct phones, the
 19 direct phone numbers of the President or First Lady, they're
 20 going to pick it up, I would say.
 21 Q Okay. Do you know if there are WHCA lines in the
 22 residence?
 23 A I believe there are a few.
 24 Q I want to talk for a moment about what happens when
 25 the President travels and how he uses the phone. If the

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1 President is making, for example, a business-related trip,
 2 how does the phone system work? How does he use the phone
 3 when he travels? If you know.
 4 A I don't really know. That's under WHCA's realm
 5 because it would be using their services mostly.
 6 MR. WISENBERG: Pardon us just a moment.
 7 (Pause.)
 8 BY MS. WIRTH:
 9 Q Mr. Nagy, you were interviewed by FBI agents for
 10 the Office of the Independent Counsel in February of '98, is
 11 that right? Earlier this year?
 12 A I believe so. I was over there twice. I believe
 13 it was -- also there was a time in September of '97 I might
 14 have been there, the latter part of '97, around there.
 15 Q But in connection with the Monica Lewinsky matter,
 16 you were interviewed some time in the winter of '98, is that
 17 correct?
 18 A That's correct.
 19 Q After this story became public, is that right?
 20 A That's correct.
 21 MR. WISENBERG: Pardon us just a second.
 22 (Pause.)
 23 BY MS. WIRTH:
 24 Q And you said that you've been previously
 25 interviewed by the Office of the Independent Counsel, you

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<p>1 think it was in 1997, is that right?</p> <p>2 A That's correct.</p> <p>3 Q And that was also by FBI agents?</p> <p>4 A That's correct. I believe there was also a counsel</p> <p>5 from -- a lawyer from the Independent Counsel's office also</p> <p>6 there.</p> <p>7 Q Okay. And that's in the earlier interview.</p> <p>8 A That's the earlier interview.</p> <p>9 Q Okay. And that was in connection with another</p> <p>10 investigation other than the Monica Lewinsky matter.</p> <p>11 A That's correct.</p> <p>12 Q Okay. Can you tell the grand jury what, if</p> <p>13 anything, happened on that occasion with respect to</p> <p>14 any interaction you had with the White House Counsel's</p> <p>15 Office? Before that earlier interview. Were you given</p> <p>16 any advice?</p> <p>17 Did you speak to anybody at the White House</p> <p>18 Counsel's Office before you had the first interview with the</p> <p>19 Office of the Independent Counsel?</p> <p>20 A Yes, I did.</p> <p>21 Q And who did you speak with?</p> <p>22 A I forget what her name was. If you have the name,</p> <p>23 I could remember because there was a couple of them that</p> <p>24 talked to me.</p> <p>25 Q Does the name Sally Paxton --</p>	<p>1 you were advised to get a lawyer?</p> <p>2 A I says, "I don't think I need anything. I'll ju</p> <p>3 answer the questions that are asked me."</p> <p>4 Q And in fact did you get a lawyer for your first</p> <p>5 interview with the Office of the Independent Counsel?</p> <p>6 A I have not had a lawyer yet.</p> <p>7 Q And you don't have one today or the last time you</p> <p>8 testified?</p> <p>9 A No, I do not.</p> <p>10 Q Okay. Did anything happen after you made your</p> <p>11 decision -- or after your interview, your first interview</p> <p>12 with the Office of the Independent Counsel? Anything</p> <p>13 unusual?</p> <p>14 A After my first interview?</p> <p>15 Q Mm-hmm.</p> <p>16 A Yes, there was an incident which I might have took</p> <p>17 it out of context, but it just seemed coincidental that after</p> <p>18 I had my interview the first time with the Independent</p> <p>19 Counsel, which I believe was September, I believe the first</p> <p>20 week in October, I was on leave a few days and I called back</p> <p>21 as I usually do to check on how things are going with my</p> <p>22 assistant at the time, and I was informed that I had received</p> <p>23 some mail through the interoffice, that there was a letter in</p> <p>24 it going to me basically reprimanding me for a procedure that</p> <p>25 I tried to enlighten a little bit.</p>
<p>Page 30</p> <p>1 A Yes. Yes. That's who it was.</p> <p>2 Q Has she left?</p> <p>3 A I believe she's gone now. Yes.</p> <p>4 Q Okay. And what about Michelle or Shelly Peterson?</p> <p>5 A Yes.</p> <p>6 Q Did you speak to both of them prior to your first</p> <p>7 interview with the Office of the Independent Counsel?</p> <p>8 A I believe I did. Yes.</p> <p>9 Q And did they make any suggestions to you during</p> <p>10 that interview? During that meeting?</p> <p>11 A About getting counsel, having counsel represent me.</p> <p>12 Q Who suggested that?</p> <p>13 A I believe both of them did.</p> <p>14 Q And -- go ahead.</p> <p>15 A I'm trying to remember now. I'm trying to remember</p> <p>16 exactly -- yes, I believe both of them did, not necessarily</p> <p>17 at the same time. At different times.</p> <p>18 Q And this conversation was held with you prior to</p> <p>19 your interview?</p> <p>20 A Yes, because when I got notified, they called me</p> <p>21 directly from the Independent Counsel's office and, of</p> <p>22 course, I let my supervisor -- notified them that I'd been</p> <p>23 contacted and so on and then I was contacted by the counsel's</p> <p>24 office.</p> <p>25 Q Okay. And what response, if any, did you give when</p>	<p>Page 31</p> <p>1 And that caught me -- I got angry over the thing</p> <p>2 and I told my assistant, "Well, don't worry about it, I'll</p> <p>3 take care of it when I get back."</p> <p>4 Q Okay. And who was the source of the reprimand?</p> <p>5 A It was from Mr. Franklin Rieter who is now retired,</p> <p>6 who was the Director of Office of Administration.</p> <p>7 Q And he was the person that issued the reprimand?</p> <p>8 A Yes.</p> <p>9 Q Was anybody else involved in it?</p> <p>10 A On it, it had cc -- I believe it was Jodie</p> <p>11 Torkelson, Kim Holmes and Mike Malone.</p> <p>12 Q And had you ever received a reprimand before that?</p> <p>13 A Not in my 30-some years.</p> <p>14 Q Okay. And how soon after your first interview with</p> <p>15 the Office of the Independent Counsel did that take place?</p> <p>16 A I believe it was about a week or so after that</p> <p>17 because when I got back from leave I went and seen Mr.</p> <p>18 Rieter.</p> <p>19 Q Okay. What was the resolution of that reprimand?</p> <p>20 A I was basically told that I was out of line for</p> <p>21 putting out a procedure that was jeopardizing people's!</p> <p>22 that they had put out, that they had put out. It was an</p> <p>23 emergency action type thing. And all I was trying to do was</p> <p>24 put it in for our section, to embellish it a little bit, to</p> <p>25 tell our people exactly what to do and what not to do.</p>

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1 And so when I went to meet with Mr. Rieter, first
2 of all, I was kind of upset and he seen I was upset. And I
3 asked him, I says, "Well, what is this? You know, is this a
4 letter of reprimand?" He said, "Yes, it is, but it's not
5 really going in your records. We just have a file and
6 Ms. Torkelson has it."

7 And I says, "Well, you know, this was improper, the
8 way you handled it, because I was never called and counselled
9 on it, I wasn't counselled on this by anybody, you sent it
10 through an interoffice where it was an embarrassment to me
11 where people could have seen this, and you waited until I was
12 on leave to do all this."

13 And I says, "Also, I don't think it's worth the
14 paper it's written on because you're the director of the
15 Office of Administration and I'm White House and I work on
16 White House rolls and I'm paid by the White House, I don't
17 have anything to do with you."

18 He said, "Well, I'm the deputy to Jodie Torkelson."
19 So I says, "Well, evidently we're not going to get this
20 resolved," so I said, "I'll talk to Ms. Torkelson about it
21 myself."

22 Q And did you do that?

23 A Yes, I did.

24 Q And what happened?

25 A Well, she basically told me that I was out of line

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1 for doing that and brought up a few other things. And I
2 says, "Well, you know, this is just coincidental. I just
3 went about a week ago to the Independent Counsel and I got
4 this letter of reprimand."

5 She said, "It has nothing to do with it." She
6 says, "A lot of other people have gone to see the Independent
7 Counsel, too."

8 So I seen I was getting nowhere with her, I wasn't
9 going to argue with her and I says, "Okay. Thank you."

10 Q Has anything like that ever happened since?

11 A No.

12 Q Do you know whether that letter of reprimand is in
13 your personnel file?

14 A I do not because I think it was just -- you know,
15 the way I explained it, it's not worth the paper it's written
16 on, if I wanted to take action on it, so it doesn't worry me
17 about that.

18 Q Okay. And prior to your grand jury -- or actually,
19 prior to your second interview with the Office of the
20 Independent Counsel this past winter in connection with the
21 Monica Lewinsky matter, did you have any discussions with
22 White House Counsel's Office?

23 A Yes.

24 Q And what were they?

25 A It was with Ms. Peterson and basically she told me

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1 that I'm entitled to take counsel, I could take one of the
2 White House counsels and they'd come in here, but she
3 explained they can't come in the grand jury room, they have
4 to wait outside and so on. Or I could be provided counsel
5 for a list of counsel's that they have that would be paid for
6 by the government if I wanted to have one. And I chose not
7 to have it. And she says, "Well, you know, think it over."
8 She said, "I'll be glad to come up and sit outside and
9 represent you."

10 BY MR. WISENBERG:

11 Q She said she'd be glad to?

12 A Yes, she'd be glad to.

13 Q She was offering either someone from the counsel's
14 office or private, from a list they had?

15 A Yes.

16 Q And she said the government would pay?

17 A Yes. I believe she said the government would pay
18 because there's other people who have had counsel.

19 Q Did they --

20 I'm sorry, I interrupted you.

21 MS. WIRTH: No, I'm done.

22 BY MR. WISENBERG:

23 Q The first time when you declined the offer before
24 the first OIC interview, when you declined the offer, did
25 they seem -- I think you mentioned it was Sally Paxton and

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1 Shelly Peterson, did they seem perturbed, upset?

2 A I can't really recall. I don't think they were
3 really upset. I think it was more probably shock because
4 basically I answered, I said, "Well, I don't think I need
5 anything. Whatever they ask me, I'm going to tell the
6 truth."

7 Q How about this time, about the same reaction?

8 A That's only speculation on my part, trying to feel
9 people out. They didn't really come out and say anything,
10 but I just -- you know, I think the comment was made, well,
11 it's going to be the first -- you know, somebody going before
12 without a counsel. I'm not sure to that, but --

13 Q I take it you feel that the Rieter-Torkelson
14 reprimand or Rieter reprimand cc to Torkelson was connected
15 to your talking to OIC the first time without counsel?

16 A Again, I'm speculating. That's what I felt. What
17 perturbed me the most is, like I said, the way it was
18 handled. I mean, you know, I've been a supervisor for over
19 20 years. If I have a problem with a person, I'm going to
20 counsel that person, I'm going to talk to them. I'm not
21 going to be sending things through the general mail where
22 other people could see it. I want to have them face-to-face,
23 bring the parties in.

24 That's what perturbed me the most and I wanted to
25 see what was going on and why. And while I'm on leave I get

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1 this thing and other people have seen it.
 2 Q And you had never received in your whole previous
 3 time at the White House any written reprimand?
 4 A No. As a matter of fact, I got -- you know, I've
 5 got numerous presidential citations and et cetera from all
 6 administrations.
 7 MR. WISENBERG: I'm going to ask -- if there are no
 8 more questions from the attorneys if the witness can step
 9 outside for a minute or two and then we'll call you back in.
 10 MR. CRANE: If I can jump in, Mr. Wisenberg.
 11 BY MR. CRANE:
 12 Q Mr. Nagy, my name is Jim Crane, I'm an attorney.
 13 I don't think I've asked you any questions in these
 14 proceedings before. Has White House counsel after any of
 15 your interviews with OIC or after any of your grand jury
 16 appearances asked you questions about what questions we or
 17 the agents have asked you?
 18 A No. After I testified and went to see the
 19 Independent Counsel, I have had no contact with them.
 20 I haven't got a call from them, no one has questioned me
 21 about anything.
 22 Q And after this correspondence containing a
 23 reprimand was circulated in your office, do you have any
 24 idea, my question is, about how many people might have seen
 25 that?

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1 A I know of one that seen it, but what I'm basically
 2 stating is the fact that it came through what they call in
 3 the government a holey-joe envelope, went through the mail
 4 room and was delivered to my office.
 5 So, like I said, how it came about -- anybody could
 6 have probably seen that, opened it up. It wasn't under a
 7 sealed envelope or anything, it was one of them ones that are
 8 tied down. So I don't know who seen it but I do know one
 9 person seen it.
 10 Q I didn't quite understand even what was the nature
 11 of what you were alleged to have done improperly by the
 12 supervisor.
 13 A I was alleged -- they put out a document which I
 14 can't go into details about it, emergency evacuation. I in
 15 turn for the section, the switchboard section, with the
 16 cooperation of the operations manager, had to embellish a
 17 little bit to give specific instructions to my people in the
 18 switchboard what to do in an emergency situation, in an
 19 evacuation.
 20 You just don't haul -- pardon the expression, you
 21 just don't get up and leave everything. I mean, it's a
 22 switchboard you're running, there's documents that you've got
 23 to protect and so on.
 24 It was alleged that I contradicted the instructions
 25 that were put out, the general instructions, and that I

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1 jeopardized lives. I'm no fool, I'm not jeopardizing
 2 anybody's life. That's what it so stated.
 3 They was upset that I contradicted the gener-
 4 document, which I know other agencies and offices
 5 did embellish it for their operation and tell them what
 6 to do.
 7 MR. CRANE: All right. I have nothing further.
 8 MR. WISENBERG: Well, I do.
 9 MR. CRANE: Okay.
 10 BY MR. WISENBERG:
 11 Q Was Mr. Rieter a colleague of yours, someone you
 12 had worked with for years?
 13 A No. Mr. Rieter was put in the position as the
 14 Director of Office Administration. Prior to that, he
 15 worked in the OMB, Office of Management and Budget, when
 16 Ms. Torkelson was over there, I believe.
 17 Q Okay. So he was Torkelson's assistant.
 18 A He said he was her deputy, but there was nothing
 19 officially out, everything out on him, even including
 20 the telephone directory he was the Director of Office
 21 Administration, nothing relating to the White House.
 22 Q Did he indicate to you in any way that
 23 Ms. Torkelson had been the person behind the reprimand?
 24 A No. He admitted to me that she was aware of it.
 25 Of course, I seen it was cc on there. He didn't ad

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1 anything to me, really, he was just -- I think he was
 2 dumbfounded that anybody was questioning him, that had the
 3 nerve to go up there and question him. I caught him by
 4 shock, I think. That's my own personal opinion. Because I
 5 was pretty perturbed.
 6 MR. WISENBERG: Okay. We're going to ask you to
 7 step outside for just a couple of minutes and then we should
 8 be near the very end.
 9 THE WITNESS: Okay. Thank you.
 10 MR. WISENBERG: Thank you.
 11 (Witness excused. Witness recalled.)
 12 MR. WISENBERG: Let the record reflect the witness
 13 has reentered the grand jury room.
 14 Madam Foreperson, do we have a quorum?
 15 THE FOREPERSON: Yes, we do.
 16 MR. WISENBERG: Are there any unauthorized persons
 17 in the grand jury room?
 18 THE FOREPERSON: No, there are not.
 19 MR. WISENBERG: All right. Mr. Nagy, we just have
 20 a few more questions.
 21 THE FOREPERSON: And you're still under or
 22 THE WITNESS: Thank you.
 23 MR. WISENBERG: And you're the same Mr. Nagy who's
 24 been in here all afternoon, is that correct?
 25 THE WITNESS: Yes, I am.

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1 A JUROR: Mr. Nagy, on the two occasions, the
2 two different matters that you were interviewed by the FBI
3 on, did the FBI contact you or did you go voluntarily to
4 the FBI?
5 THE WITNESS: I believe they contacted me. The
6 Independent Counsel's office called me.
7 A JUROR: Both times?
8 THE WITNESS: Both times. Yes.
9 A JUROR: Thank you.
10 BY MR. WISENBERG:
11 Q One of the grand jurors wanted to know what you
12 think was behind the reprimand of you.
13 A I really don't know what was behind it. I just
14 thought, you know, it was just a coincidence, a week, you
15 know, after I went before the Independent Counsel that I get
16 this because there -- you know, I forget exactly when I took
17 the action, but it seemed like there was a time lapse of more
18 than a week's time period over this before they gave me the
19 reprimand. I'm thinking somewhere a month or two that I put
20 out that enhancement of their procedures to the switchboard
21 section.
22 So, you know, basically, it just struck my mind as
23 I got this reprimand a week after that I went before and
24 testified the Independent Counsel's office. That's the first
25 thing that stuck in my mind.

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1 I mean, it might be coincidental. I might have
2 been overboard on the thing, but it was handled entirely
3 wrong. You know, from a person that's been in a management
4 position that issued that to me should have known better. I
5 mean, he's been in government for over 30 years. You know,
6 that's what struck me, just the way it was handled.
7 Q He, you mean --
8 A Mr. Rieter.
9 Q You said Rieter's been in government over 30 years?
10 A Yes. He retired recently.
11 Q And I think that's why the question was framed in
12 terms of what do you think because we know you can't know,
13 they're not going to come and say something like that to you.
14 That's why I think the juror just said what do you think. I
15 take it your gut feeling about it --
16 A My gut feeling is that, hey, be careful.
17 A JUROR: Mr. Nagy, if I could clarify?
18 THE WITNESS: Yes.
19 A JUROR: Are you saying that in your mind you felt
20 that you were reprimanded because you cooperated with the
21 Office of Independent Counsel or because you did not obtain
22 counsel as you were advised to do?
23 THE WITNESS: I think I was reprimanded because I
24 had to go before the Independent Counsel. Again, I'm
25 speculating, now. That's the only thing that stuck in my

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1 mind right off the bat because everything was handled wrong,
2 entirely wrong, from the very beginning of that.
3 BY MR. WISENBERG:
4 Q And we understand it's your speculation based on
5 your gut feeling.
6 A Yes.
7 Q Do you think if you had taken an attorney
8 recommended by them you would have been reprimanded?
9 A I don't know. I can't answer that. You know, I
10 don't think -- possibly.
11 Q Can you tell us who your contacts are, if you have
12 any, at Sprint?
13 A Sprint? I have none. I deal with -- like I said,
14 I deal presently with the COTR, the contracting officer,
15 which is Mrs. Cheryl Hall. She deals with the Sprint,
16 et cetera. She has responsibility for the contract for the
17 telephone switches.
18 Q She would know who those people are?
19 A Yes, she would, as well as the AT&T people that
20 deal with them.
21 Q Do you even know any of the names of the Sprint
22 people?
23 A When I dealt way back -- no. I can't remember
24 their names.
25 Q You might have -- I know you've been asked about

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1 this before, but I want to make sure I understand. When
2 you -- to the best that you can tell us, this business about
3 whether or not POTUS would show up, if the President called
4 somebody within the White House, within the complex there,
5 within the White House itself, and they've got their
6 little -- that person would have their little readout, caller
7 ID to tell them who's calling, would they see -- if you can
8 tell us, would the number be blocked out, the number of the
9 President, or would it be POTUS that's blocked out or neither
10 or some combination of the two?
11 A It would be -- the POTUS would be blocked out and
12 the number would be blocked out. There wouldn't be any -- it
13 would be probably like an asterisk or something that they
14 would see.
15 Q Would there be something else that might tell the
16 person that it was the President?
17 A No. No.
18 BY MS. WIRTH:
19 Q Is it possible that the phone number would be
20 blocked out but the word POTUS would appear? I think you
21 testified the last time that the concern you believed would
22 be revealing the President's direct number.
23 A I don't know for a fact what it would be. I'm
24 pretty sure going from his phone, if he dialed directly to
25 another office phone there would not be any number showing or

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1 the POTUS.
 2 Q Excuse me, there would be what?
 3 A Not be any number nor the designation of the POTUS
 4 on it. Going to the White House switchboard, I believe it
 5 does show the POTUS.
 6 Q But if he were calling within the White House,
 7 wouldn't it make sense that he would want others in the White
 8 House to know that he was calling?
 9 A No, not necessarily.
 10 BY MR. WISENBERG:
 11 Q If our investigators have heard that -- this is one
 12 of the reasons I'm asking this -- that a particular person
 13 was having POTUS show up on the caller ID and mentioned
 14 something to have it stopped when the President called that
 15 person, does that -- I take it basically what you told us,
 16 that doesn't make any sense to you because as long as this
 17 administration has been there, maybe even longer, POTUS will
 18 not show up on caller ID?
 19 A I'm trying to think. And, like I said, it's been a
 20 long time since I got involved with the President's phone
 21 precisely.
 22 It could be a possibility of showing up because
 23 there are some areas, I believe, he has certain people he has
 24 where it's considered like a direct telephone line instead of
 25 going through the switchboard, might be going to the Vice

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1 President or the Chief of Staff or something like that. If
 2 that is the case, there's a good possibility that it would
 3 show up on that.
 4 Dialing the number to another office, no, I do not
 5 think it would be on that. I'm just trying to -- you know --
 6 Q Think of all possibilities.
 7 A Think of all possibilities. It's not saying it
 8 couldn't be, okay?
 9 BY MS. WIRTH:
 10 Q Do you know if it's possible for just the
 11 word POTUS to appear but the number to be blocked on
 12 caller ID?
 13 A Oh, yes. That's possible. Like I said, there's
 14 different options. You could have both the number and
 15 the title POTUS blocked, you could have just POTUS show,
 16 you could just have the number show. It's a possibility.
 17 Q I'm just trying to think of any reason why he would
 18 even his identification blocked in terms of just the name
 19 POTUS. Do you know of any reason that's ever been
 20 articulated why that should be blocked?
 21 A Well, I think I testified before and explained the
 22 fact is the majority of the calls, if the President is going
 23 to call a staff member, the majority of them calls are going
 24 to go through the White House switchboard and they're going
 25 to announce that, for the reason is that if the line is buys

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1 or the person's not there or whatever, I don't think the
 2 President has the time, is going to take the time to
 3 dialing them telephone numbers all day or whatever.
 4 BY MR. WISENBERG:
 5 Q You've probably answered this before, I'm sorry to
 6 go over this again, but let me make sure I understand. Is
 7 the President calls the switchboard -- I know that if the
 8 President calls the switchboard and says "I want to call Joe
 9 Blow in Vienna, Virginia," there will be a record of that on
 10 the sheets that your people make up at midnight every night,
 11 type up at midnight.
 12 A That's correct.
 13 Q Is that correct?
 14 A That's correct.
 15 Q Would that also be true if the President says
 16 "I want to talk to Joe Blow who's in the White House"?
 17 Calls to the switchboard and says "Connect me with so and
 18 so in the White House"?
 19 A That's correct. Any presidential call that goes
 20 through that switchboard will be logged.
 21 Q Okay. And are those calls, would it be possible
 22 that when the switchboard calls that person for the President
 23 that POTUS could flash up?
 24 A No. Because --
 25 Q It's the switchboard.

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1 A The switchboard is originating that call. They're
 2 going to announce it.
 3 MR. WISENBERG: Okay.
 4 Do I hear any questions?
 5 (No response.)
 6 MR. WISENBERG: Going once, going twice?
 7 (No response.)
 8 MR. WISENBERG: You're home free. Thank you very
 9 much.
 10 THE WITNESS: Thank you for your time.
 11 MR. WISENBERG: We appreciate your time and your
 12 patience and we're sorry you had to come twice and thanks a
 13 lot.
 14 THE WITNESS: Thank you.
 15 THE FOREPERSON: Thank you.
 16 (The witness was excused.)
 17 (Whereupon, at 3:18 p.m., the taking of testimony
 18 in the presence of a full quorum of the Grand Jury was
 19 concluded.)
 20 * * * * *