

(9)/15

#4

SCREENED
By [signature] Date 9/15/11

List of Supplemental Exhibits

not used in interrogation

Numbers

- 10 Letter dated 10/1/68 from Richard M. Nixon to Robert A. Maheu. (1 through 9 - Separate Book)
- 11 Letter dated 12/17/68 from Richard M. Nixon to Robert A. Maheu.
- 12 Memo dated 7/4/69 from Maheu to Howard Hughes (re: Reboze transmitted their message on ABM to the President).
- 13 Haldeman's notes dated 2/19/70 ("Lock up H. Hughes for Raggio in Nevada - remind P to flu" (follow up))
- 14 IRS Sensitive Case Report 3/72 ("Bebe" Rebozo instructed John Meier to be unavailable for IRS interview).
- 15 Memo dated 2/23/73 from IRS Comm. Walters to Sec. Shultz (Rebozo interview request).
- 16 Hobart Lewis day book showing 11/19/71 reference to Andreas and Rosemary Woods.
- 17 Hobart Lewis' day book entry of 6/19/73 indicating meeting with Rosemary Woods.
- 18 Hobart Lewis' Grand Jury testimony of 2/6/75 no discussion with Richard Nixon about Andreas money. (p. 52)
- 19 Letter dated 12/12/67 to J.E. Davis from Richard Nixon in re: contribution.
- 20 Letter dated 3/17/72 to Maurice Stans from George Champion in re: Rebozo contacting J.E. Davis.
- 21 Letter dated 3/17/72 to Rebozo from Champion in re: J.E. Davis Contribution.
22. Letter dated 10/13/72 to A.D. Davis from Maurice Stans in re: Contribution and copy of check dated 4/5/72 to show money delivered before 4/7/72.
23. Balance of memos and letters between Rebozo and Kalmbach in re: money rebozo sent Kalmbach in 1969. (See exhibit 9 which completes the material.
24. Letter dated 8/18/73 to Robert Abplanalp from Richard Nixon and a copy of Nixon's check to Abplanalp for \$10,000.
25. Memo of interview and copy of records in re: Designers Flooring Inc. for work for Nixon (1969 - paid in cash by Rebozo depositing to vendor's account.)
26. Information from Bouterse, Bourrelli and Albaisa in re: work for Nixon paid for by Rebozo.
27. Excerpts from Lawrence Higby's testimony 5/22/74 before the Senate Select Comm. (Book 23: pp. 11074-5, 11082).
28. Testimony 3/21/74 by Herbert W. Kalmbach before the Senate Select Comm. (Book 21: pp. 10, 181-92).
29. Records from the Manufacturer's Hanover Trust Co., New York City in re: safe deposit box rented by Rebozo and Woods from 2/68 to 4/70.
30. Haldeman's notes dated 7/12/71 in re: Referred Gilbert Straub.
31. Memo dated 12/2/71 to Richard Helms Director, CIA from John D. Ehrlichman in re: Referred
32. Haldeman's note dated 5/17/71 in re: Bebe and Connally - re: Dodd's tax case.
33. Excerpts from John Connally's diaries in re: meetings with Moncrief December 16, 1971 and March 21, 1972.

Conversation with Roger Barth, August 28, 1972 - San Clemente

B Barth
E Ehrlichman

B Hi, John, this is a phone call I never made. Walters found out this morning about the inquiry I had a guy standing by in Las Vegas to go over to that office as soon as I ~~ay~~ gave him the word to pick up those records. Walters put a freeze on it. He said - he called me over and said what's going on here. I said well I had a call from John who wanted us to check this and he indicated the Secretary knew and approved this and so on. He said, well, I've been dealing with the Secretary on this matter directly and these requests should come through the secretary and I'll see the Secretary tomorrow ~~ax~~ morning and I'll talk to him about it to see if Bill ~~x~~ call John Ehrlichman then. Meanwhile don't you do anything and just ~~x~~ stand where you are and don't call him or anything like that. He said these are very sensitive matter and we shouldn't be getting into this. Should do everything you can to discourage such inquiries. I said, well, I do and I'm surely aware of the sensitivities and difficulty of...publicly but ~~xx~~ if it's their judgment and I surely couldn't go second-guessing them. So he said well don't you call Ehrlichman don't do anything, just sit tight ~~xxx~~ and I'll talk to the Secretary Tuesday morning. So that's where we are. He's putting an embargo on my phone calls.

E Thank you very much, Rog, you did just right.

B So that's where we are.

E I'll handle it without mentioning this.

B Meanwhile I think I'll probably send our guy back to San Francisco and just ~~x~~ tell him to wait until we get further word for him to go back?

E No, no, tell him to stay right there.

B OK, we've got him parked in amotel. He's just sitting there. When we get ~~xx~~ word...this Walters I don't know what~~xx~~ he's been talking to the Secretary about. The people were supposed to keep me tuned in on any piece of paper that went up on this Meier case to the Commissioner but they apparently are being sidetracked.

* * *

FOLDER TITLE: "1972 Telephone Conversations"

ROOM NUMBER: 81 CONTAINER NUMBER: JTF box #1

D-55
7R-7

3/7/75

901

MFC 633

MEMORANDUM

October 1, 1968.

From: RICHARD M. NIXON P
To: Robert A. Haheu

Because I will be on the campaign trail most of the time between now and Election Day, I am taking this means of expressing my gratitude for your generous support of our campaign activities.

I look forward to the time I can express my appreciation personally to you.

Please accept my thanks and best wishes.

Richard Nixon

31

11

31700

901

633

OFFICE OF THE PRESIDENT-ELECT
Richard M. Nixon

December 17, 1968

450 Park Avenue
New York, N.Y. 10022
(212) 661-6400

Dear Mr. Maheu:

Now that I have had time to reflect on the results of the election, I realize our victory would not have been possible without the support of the best campaign finance organizations in American political history.

I only wish I had the opportunity to express my appreciation personally to all of those who contributed so generously to our cause. Since that is not possible, the best way I can express my gratitude is to do everything in my power in the years ahead to see that our new Administration makes a record which will be worthy of the dedicated support of those who helped to make our victory possible.

I know you join with me in the hope that, as a result of that record, we shall all be able to look back to the Campaign of 1968 and say that we played a part at one of the critical turning points in history in providing the new leadership that America needed, and, in the words of Winston Churchill, "in making this muddled world a better place in which to live."

Mrs. Nixon joins me in sending our very best wishes for Christmas and the New Year.

Sincerely,

Richard Nixon

Mr. Robert A. Maheu
Desert Inn Hotel
Las Vegas, Nevada

DEC 23 1968

3170

7

July 4, 1969

From: Mahou

P

12

1. Channel 10

Howard, the double payment naturally is very intriguing to the local authorities but they feel incapable of making an affirmative decision because their attorneys have informed them that they will not be able to turn down additional government funds if Uncle Sam insists on doing just that. Morgan will get into this matter the first thing Monday morning and report to us forthwith.

2. Water Project

Now that I have the Landmark behind us, I will truly start concentrating on the water project.

3. ABM

Howard, Rebozo has transmitted your message on the ABM to the President. He was very appreciative but Rebozo could not tell from the reaction whether or not the President was ready to countermand the position of his Sec. of Defense. We are continuing our efforts at the legislative level. Howard, I do not think it would be fair to ask the White House to release your concept of the Polaris. As I am sure you are aware, the Navy has been fighting for this concept for a long time now and

02

654

99

010022

I think we could engineer a plan whereby the Navy could issue a release stating that you wholeheartedly agree. Alternatively, we could issue our own release.

4. Taxes

We will follow your instructions on all tax matters.

5. Parvin, et al.

We can close the Parvin deal tonight but I still believe they are placing unrealistic values on their properties. They claim that because of the big demand for the hotel-casino properties, the Stardust is worth today 60 million dollars. The Fremont, they say, is worth 40 and the Aladdin 20. They insist that a total price of 135 million is a fair one, since they claim that their other business is well worth 15 million. Howard, obviously these numbers are so damned unrealistic that it would appear we have no alternative except to take the calculated risk that the stock would be depreciated considerably. I mentioned previously that "the attorney" is prepared to deliver to us the Riviera but his commitment is based upon our buying the PD stock from him at 150 dollars a share. He controls 100,000 shares of this stock out of 1,200,000 which are outstanding. My man at Caesars will be back in town tomorrow and I have a meeting scheduled with him immediately upon his return.

6. Air West

Howard, our present intelligence indicates that the President's approval and that of the CAB will come down

641

3

699

12

Faint, illegible text at the top of the page, possibly bleed-through from the reverse side.

on Monday or Tuesday of next week. I have your instructions pertaining to capital investments and purchase of additional equipment. We shall proceed accordingly.

12

8

2/19

Senate Campaign Group

lock up ^{H.} Hughes for Paggio in Nev.
remind P to file.

13

B-156 FOLDER TITLE: H-NOTES JAN-MARCH '70
3/21/75 ROOM NUMBER: 522 CONTAINER NUMBER: 23/4
TOWNHOUSE

6/72

SENSITIVE CASE REPORT

NAME AND ADDRESS JOHN H. MEIER 2205 Ambassador Drive Albuquerque, New Mexico 87112		REGION Western <hr/> DISTRICT Reno <hr/> DIVISION Intelligence
YEAR(S) AND AMOUNT(S) 1968 Undetermined 1969 Undetermined	RELATED CASE(S) Harry Vonderheide Dennis C. Hill Bennie Ball Leonard F. Traynor Eldon Cleveland, et al. <hr/> ESTIMATED COMPLETION DATE March 1973	

REASON FOR SENSITIVITY
 Prominent political figures involved.

PRINCIPAL ISSUE(S) INVOLVED
 Political corruption, payoffs and evasion of income taxes.

DATE **CHRONOLOGY**

STATUS REPORT AS OF 3/72: Meier reportedly is a candidate for the U. S. Senate from New Mexico. He is alleged to be associated with Donald Nixon, brother of President Nixon. He also is alleged to be associated with former Vice-President Humphrey, Senators Bible and Cannon, Nevada, and Senator Gravel, Alaska. In 1967, while employed by Robert A. Maheu and Associates, Meier acquired mining claims for the Hughes Tool Company.

The investigation of Meier's income tax liability was initiated in June 1970 and attempts to interview the taxpayer have been unsuccessful. "Bebe" Rebozo, personal friend of President Nixon, allegedly instructed Meier not to be available for interview because of Meier's alleged association with Donald Nixon in regard to the acquisition of mining claims.

An analysis of expense vouchers submitted by Meier to Hughes Tool Company show that Meier and his wife accompanied by Donald Nixon and his wife traveled to Washington for a consultation with President-elect Richard Nixon on November 21, 1968. Thereafter, Meier traveled to New York City to meet with Edward Nixon for the purpose of laying out suggested programs for the next administration. Vouchers also indicate that during September 1968, Meier consulted with Hubert Humphrey, Vice-President, relative to the "Scientific Advisory Board." In July 1968, vouchers indicate that Meier met with Hubert Humphrey and wife and with Justice and Mrs. Clark. Vouchers are being analyzed for the period 1967 through 1969, and throughout the vouchers Humphrey and Nixon are mentioned. Other names mentioned include former Governor Laxalt and Senators Cannon and Bible. Meier submitted vouchers for reimbursement in connection with meetings with Senator Gravel, Alaska, at Reno, Nevada, during 1969.


Investigation of Toledo Mining Company, owned by Tony Hatsis, revealed that in late 1969 two checks totaling \$3,850 were made payable to Research Planning and Development Company, Carson City, Nevada. The checks were indorsed by D. N. O'Callaghan, owner of this business and current Governor of Nevada.

14

SENSITIVE AND CONFIDENTIAL

February 23, 1973

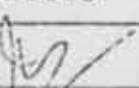
MEMORANDUM FOR: SECRETARY SHULTZ

From:  Johnnie M. Walters, Commissioner
Internal Revenue Service

Subject: IRS Investigation Involving Howard
Hughes Interests and Associates

In the development of the IRS investigation involving the Howard Hughes interests and associates, our field investigative team has concluded that there is a need to interview Mr. Charles "Bebe" Rebozo and Mr. Donald Nixon. I am convinced that it would be advisable to authorize these interviews. However, in view of the sensitivity, I shall not authorize the interviews until you and I have an opportunity to discuss the subject.

The team needs to interview Mr. Rebozo in an effort to determine facts. Richard Danner, Managing Director of the Frontier Hotel and Casino in Las Vegas, has testified that he and Robert Maheu, formerly a close associate of Howard Hughes, each delivered \$50,000 in currency to Mr. Rebozo in the summer of 1970 for contributions to the campaign of Republican Senatorial candidates. Through his attorney, Mr. Maheu has alleged that Richard Danner had delivered \$50,000 to Mr. Rebozo in December 1968 for the 1968 campaign of President Nixon. Maheu's son Peter has alleged that the amount was \$100,000 delivered to Mr. Rebozo in 1968. Danner has denied receiving any money for delivery to Mr. Rebozo other than \$50,000 he delivered in 1970. There is evidence that Maheu took \$50,000 in currency from the Sands Hotel Casino cashier on December 5, 1968, part of \$175,000 he received in currency which did not go through known bank accounts or records.

	Initiator	Reviewer	Reviewer	Reviewer	Reviewer
Surname	Walters				
Initials					

The IRS investigative team needs to interview Mr. Rebozo with respect to these monies in order to document the case against Maheu. The IRS investigative team is informed that Intertel, a private investigative organization which has been working for the Hughes organization, has interviewed Mr. Rebozo and that he denied receiving any money from Danner or Maheu in 1968.

During the development of the investigation involving the Hughes organization, the name of Donald Nixon has arisen several times in connection with activities and transactions involving some of the Hughes associates (Clarence Hall, Eldon Cleveland, John Meier and others). There has been some public notice (possibly unfounded) of financial dealings between the Hughes organization and Donald Nixon (for instance, a \$200,000 loan in 1956). In addition, in the course of the investigation, there have been indications of possible involvements of Donald Nixon which our investigative team feels it must check. The team needs to interview Donald Nixon with respect to:

- (1) Any knowledge of any financial transactions and investments made by Clarence Hall, Eldon Cleveland, John Meier, and Anthony Hatsis during the years 1968-71;
- (2) Any knowledge of the sale of mining claims to the Hughes Tool Company during the years 1968, 1969 and 1970;
- (3) Any financial transactions he may have had with John Meier, Anthony Hatsis, Eldon Cleveland or Clarence Hall during the years 1968, 1969 or 1970; and
- (4) Any work performed for or money received from any of the foregoing individuals or companies owned or controlled by them during the years 1968, 1969 and 1970.

The subject investigation has been underway for many months. In my opinion it would be advisable to proceed in a sound way to complete the investigation so that we can determine the facts in order to make sound judgments as to what actions are to be taken. One difficulty with an investigation of this nature is that one cannot determine exactly where the investigation will lead. At this point, based on information we now have, I do not see the interview with Mr. Rebozo as leading to any action against him. Unfortunately, I cannot say that with the same degree of confidence in the case of Donald Nixon, because we simply do not have enough information to make that judgment at this time.

Jay Shultz

- ① No appeal with [unclear]
- ② Keep [unclear] informed
- Do me [unclear]
- when [unclear]

Set 8:35 a 4/7/73

Send Office
[unclear] to
[unclear]

Inform JFH
Friday
4/9/73

Per my request, Roger
Barth has informed
[unclear] by [unclear] +, according
to Barth, J. Erlichman has
informed (or will) D. Nixon
that IRS will contact
him.
4/7/73

15

10

November

~~Home America~~

(100-40)

9 Peller + Alani Meeting

9:30

10 D. Reader

10:30

11

11:30

12

12:30

1

1:30

2

2:30

3 Peter Spurrin

3:30

4

4:30

5 J. Kings

5:30

6

6:30

7 REH

Evening Appointments

(100-40)

Friday
November
19

9:30

10

10:30

11

11:30

12

12:30

1

1:30

2

2:30

3

3:30

4

4:30

5

5:30

6

6:30

7

Evening Appointments

~~harrisville - 10g~~

~~1:00 Discharge - Walker - P. Zimmerman~~

1973

8:30 PWT
10:00 Doctor
JUNE lunch meet, Collins
2 PM Business Week

MONDAY, 18 169

TUESDAY, 19 170

WEDNESDAY, 20 171

8:30			
9:00	C.P. Business Week		
9:30			con Ed. 9:30
10:00	PWT		
10:30			
11:00			
11:30	Witt, Paulkins		
12:00	Business Week	B.M. M / L. Rock	JDR / 12:00
12:30	PWT		
1:00		12:15 277 People	lunch with Y.
1:30			
2:00			2:30 B.M. =
2:30			↓
3:00			
3:30			
4:00			
4:30			
5:00			
EVE			

NOTES

TWENTY-FIFTH WEEK

17

Howard Lewis

58

1 be used for routine campaign expenses of the Nixon campaign
2 as opposed to personal expenses of the President individually?

3 A I have no knowledge of that.

4 Q Then you formed no impression, based on what
5 Andreas said to you?

6 A No, sir.

7 Q And in fact you do not know whether the money
8 was expended?

9 A I have no idea.

10 Q You don't know, for example, if the bills turned
11 back to you were the same bills that Mr. Andreas had
12 delivered?

13 A No, I couldn't know that.

14 Q And you don't know if any disbursement was made
15 of any money that Mr. Andreas had delivered?

16 A No, sir.

17 Q Or for what purpose?

18 A No, sir.

19 Q Now, have you ever, including right up until
20 this moment of this date, discussed the Andreas contribution
21 with Richard Nixon?

22 A Never.

23 Q Have you ever discussed the Andreas contribution
24 with anyone who was a member of the White House staff or
25 a presidential appointee or associated with the President's

18

RICHARD M. NIXON
20 BROAD STREET
NEW YORK, NEW YORK

December 12, 1967

PERSONAL

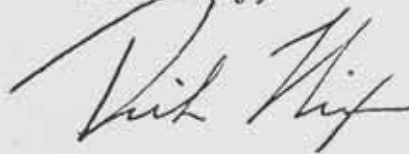
Dear JE:

Through our mutual friend, George, I learned of your thoughtful and generous support. I want you to know how much I appreciate the confidence manifested by your interest at this early date.

On one of my future trips to Florida, I hope we will have a chance to visit.

With best personal regards,

Sincerely,



Mr. J. E. Davis
Winn-Dixie Corp.
Jacksonville, Florida

151

19

March 17, 1972

file

Mr. Maurice Stans

Washington, D. C.

Dear Mr. Stans:

Today I talked to Mr. J. E. Davis of the Winn-Dixie group and he said he would like to make his contribution through Bebe Rabozzo as he did the 1st time. He promised to come across properly at the right time.

Might not be a bad idea to get Bebe Rabozzo working on him now so he meets the April 7th deadline.

Best and warmest wishes.

Yours sincerely,

George Champion, Jr.

GCjr/cjm

Was this sent?

[Handwritten signature]

20

③

March 17, 1972

Mr. Bobo Rebozo
Key Biscayne Bank
95 W. McIntyre
Key Biscayne, Florida

Dear Mr. Rebozo:

It was a great treat to meet you the other night in Miami. I know you are working hard on Maurice Stans' fund raising efforts and so am I.

Mr. Stans had the Davis family here in Jacksonville, who control Winn-Dixie, down for \$100,000.00. I called J. E. the other day trying to get a visit to talk about some money, and he said he would rather give directly through you as he had in '68. Therefore, hope you will call him, and Mr. Stans wanted to make certain that you wouldn't accept \$10,000.00 or whatever he might offer, but shoot for the \$100,000.00 that Mr. Stans is putting him down on the list for.

Hope you can get a hold of him soon because as you know, the April 7th deadline is coming up. He told me he would be most willing to contribute again and generously, but he wanted to do it through you.

Best and warmest wishes and many thanks.

Yours sincerely,

George Champion, Jr.

GCjr/cjm
cc: Mr. Maurice Stans



98 - PCS
12/11/74

(4)

21

FINANCE COMMITTEE TO RE-ELECT THE PRESIDENT

1701 PENNSYLVANIA AVENUE, N.W. • WASHINGTON, D. C. 20006 • (202) 333-0920

MAURICE H. STANS
CHAIRMAN

October 13, 1972

Mr. A. D. Davis
Winn Dixie Stores, Inc.
Box B
Jacksonville, Florida 32203

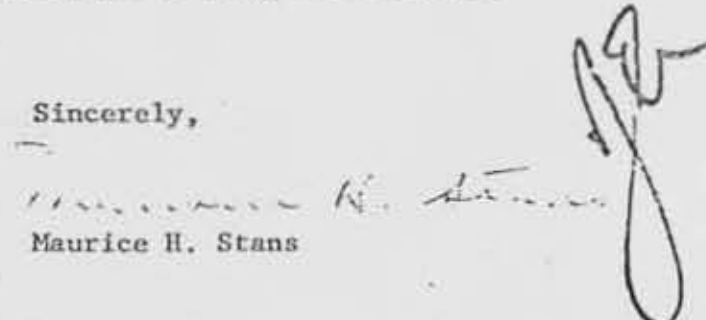
Dear Mr. Davis:

Through Bebe Rebozo I have learned of the encouragement you have indicated for this year's campaign.

This is a critical election, and we hope you will exert all possible efforts to get out the vote and induce financial support. In that way we can be sure that the President will be elected, with a favorable Congress, and the McGovern brand of socialism will be fully discredited.

With best wishes, I am

Sincerely,


Maurice H. Stans

8/5/2
Copy of
with original

R **A. D. DAVIS**
BOX B
JACKSONVILLE, FLORIDA 32203

No. 4509

APR 5 1972

PAY TO THE ORDER OF CASH - 77 \$2,500⁰⁰/₁₀₀

TWENTY FIVE THOUSAND ^{NO}/₁₀₀ DOLLARS

THE ATLANTIC NATIONAL BANK
OF JACKSONVILLE
JACKSONVILLE, FLORIDA

[Signature]

⑆0630⑉0002⑆ 2⑉ 02 668 1⑉ ⑆0002500000⑆

10869

Trustee for Clients
Account

April 27, 1959

File

Herbert W. Kalksch

On this date I received a check signed by C. C. Babco on behalf of the Florida for Nixon Committee which is the initial amount that I will deposit in the Security Pacific National Bank's office here in the Newport Center under a "Trustee for Clients" Account.

I am writing a confirming letter to John Ehrlichman this date, a copy of which is attached, which specifies the manner in which disbursements are to be made from this account.

10870

April 17, 1959

Mr. John D. Ehrlichman
General Counsel
The White House
Washington, D. C.

Dear John:

Confirming our conversation of a few minutes ago, I am in the process of setting up a "Trustee for Clients" Account at Security Pacific National Bank's Newport Beach office here in the Newport Center. The initial deposit will be in the amount of \$216.18 which was received from Ebeke this date. I will write checks to Jack Caulfield and whomever else you may authorize to receive payments at such time as I receive the additional funds.

I will post Jack a check drawn on this account in the amount of \$320 after I receive the additional deposit without again checking with you on the assumption that such disbursement is proper. A photocopy of Jack's letter of April 16th is enclosed.

No disbursements will be made from this account without your authorization.

Best regards,

Herbert W. Kalmbach

HWK:mrc
Enclosure

10871

LAW OFFICES
KALMBACH, DE MARCO, KNAPP & CHARLINGTON

MEMORANDUM

Trustee for Clients
Account

Date April 17, 1969
To: File
From: Herbert W. Kalmbach

On this date I received a check signed by C. G. Raborn on behalf of the Florida for Nixon Committee which is the initial amount that I will deposit in the Security Pacific National Bank's office here in the Report Center under a "Trustee for Clients" Account.

I am writing a confirming letter to John Ehrlichman this date, a copy of which is attached, which specifies the manner in which disbursements are to be made from this account.

HWK

10872

April 22, 1959

Mr. C. G. Rebozo
Chairman and President
Key Biscayne Bank
Key Biscayne, Florida 33149

Dear Rebo:

This is to acknowledge receipt of your check in the amount of \$216.18 which has been deposited into a "Trustee for Clients Account" at the Security Pacific Bank branch here in our building.

Unless I hear from you to the contrary, I'm assuming that you have talked to John Ehrlichman and that I am to wait for an additional check before making payment on the \$320 statement that has been received.

Please let me know if you have any questions or if there is any way in which I may be of further assistance.

Best regards,

Herbert U. Kalinbach

HUK:arc

10874

May 1, 1969

Mr. C. G. Debozo
Key Biscayne Bank Building
Key Biscayne, Florida 33149

Dear Babe:

The additional check in the amount of \$200 has been received and has been deposited in a Trustee for Clients Account. I'm now in a position where I can write a check on that account to cover the \$320 statement.

Hopefully, I'll be seeing you on Wednesday night of next week at the Victory Dinner. If not, I'll hope to see you out here in California before too long.

Best regards,

Herbert W. Kalmbach

MSK:arc

THE WHITE HOUSE
WASHINGTON

Key Biscayne, Florida
August 18, 1973

24

Dear Bob:

Bebe just told me what you and he tried to do about paying for the pool which we put in as a surprise for Pat.

Much as I appreciate this most generous act, I cannot accept it from either of you. I have therefore asked Rose to prepare a check for you in the amount of \$10,000 (which is the amount I understand you paid out for various parts of the installation of the pool).

With my thanks and warmest personal regards,

Sincerely,



Mr. Robert Abplanalp
10 Hewitt Avenue
Bronxville, New York

Enclosure

RICHARD M. NIXON

1020

August 18 19 73 ⁶³⁻¹⁰⁰/₆₃₁

BY THE DIRECTOR

Robert Abplanalp

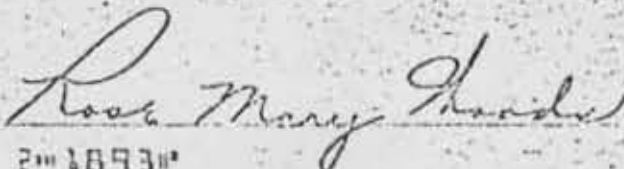
\$ 10,000.00

in Thousands and no/100

DOLLARS



Key Biscayne Bank
KEY BISCAIYNE - MIAMI, FLORIDA



⑆0631⑆0130⑆ 2⑆1893⑆

MEMORANDUM OF INTERVIEW

DATE: Thursday, August 8, 1974, 10:30 a.m. to 11:05 a.m.

PLACE: Office of Attorney TED KLINE
2401 Douglas Road
Miami, Florida

PRESENT: Mr. FEINBERG, Witness
Mr. TED KLINE, Attorney
Mr. Daniel R. Taylor, Special Agent

Interview conducted by Special Agent Daniel R. Taylor.

1. Mr. FEINBERG's firm, DESIGNERS FLOORING, INC., has done tile work at the following addresses:
 - A. 490 Bay Lane in March, 1969.
 - B. 500 Bay Lane in March, 1969.
 - C. 510 Bay Lane in May, 1969.
2. DESIGNERS FLOORING has received a total of \$1,927.00 for all of the work they have done. (See attached schedule).
3. All work was requested and paid for by REBOZO. Denominations of bills for cash payments could not be recalled by FEINBERG.
4. DESIGNERS FLOORING has not performed any additional services for those listed in the subpoena or at any of the addresses listed therein except for DONALD BOUTERSE. FEINBERG said that he has occasional contact with BOUTERSE, who is an architect.
5. When asked about others who may have done work at any of the addresses, FEINBERG stated that he believed the contractor for the buildings' rehabilitation was CALDWELL-SCOTT ENGINEERS. FEINBERG also recalled that a putting green arrived one day while he was present at President NIXON's residence. FEINBERG thought it was a gift from ARNOLD PALMER.
6. After the issuance of the subpoena, Mr. FEINBERG provided all information freely and voluntarily.

Daniel R. Taylor
Daniel R. Taylor
Special Agent

Schedule of Payments Received by Designers Flooring
 From Charles G. Rebozo
 January 1, 1969 - December 31, 1969

25

JOB	ADDRESS	INVOICE NO.	INVOICE DATE	PAYMENT AMOUNT	DESCRIPTION OF PAYMENT	
490	BAY LANE	1556	3-7-69	\$		
		1557	3-7-69			
				273.00	check # 3899 from Rebozo DATED 3-10-69	
500	BAY LANE	1578	3-24-69	#	754.00	Cash from Rebozo Deposited by Designers Flooring 4-11-69
516	BAY LANE	1685	5-26-69	#	300.00	Cash from Rebozo Deposited by Designers Flooring 5-27-69
				#	600.00	Cash from Rebozo Deposited by Designers Flooring 7-19-69
<u>TOTAL</u>				#	<u>1927.00</u>	



Key Biscayne Bank
AND TRUST COMPANY
KEY BISCAYNE, FLORIDA 33149

February 20, 1973

Mr. Don Bouterse
Bouterse, Boorrelli, Albaisa
2921 S. W. 27th Avenue
Miami, Florida

Dear Mr. Bouterse:

Please find enclosed a receipted deposit slip
in the amount of \$ 210.78 for deposit to your
account number 1-0510-9 in full payment of the
balance due on Brown Jordan's invoice 24243.

Sincerely,

H. Moncourt

H. Moncourt
Bkpr for Mr. Rebozo

Encls.

DEPOSITED IN

KEY BISCAYNE BANK & TRUST CO.
KEY BISCAYNE, MIAMI, FLA.

ADDRESS

NAME

Positive Mortgage

DATE

1/10 1973

ACCOUNT NO. *1-5510-2*

CURRENCY	DOLLARS	CENTS
COIN		
Please List Each Check Separately		
1	<i>100</i>	<i>00</i>
2		
3		
4		
5		
6		
7		
8	<i>3576</i>	<i>00</i>
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
TOTAL DEPOSIT	<i>310</i>	<i>73</i>

PLEASE ENDORSE ALL CHECKS

Checks and other items are received for deposit subject to the terms and conditions of this bank's collection agreement.

26



Key Biscayne Bank

STATEMENT OF ACCOUNT

AND TRUST COMPANY
KEY BISCAYNE, FLORIDA 33149

BOUTERSE BORRELLI ALBAISA
ARCHITECTS
2921 SW 27TH AVE
MIAMI, FLA 33133

STATEMENT PERIOD
FROM 1/31/73 TO 2/28/73

ACCOUNT NO. PAGE
1-0510-9

0138

0138

KINDLY ADVISE ANY CHANGE OF ADDRESS

AVERAGE BALANCE 1,326.75	NUMBER OF DEPOSITS 2	NUMBER OF ITEMS DEPOSITED 4	NUMBER OF CHECKS PAID 2	MINIMUM BALANCE 242.97
YOUR BALANCE FROM THE PREVIOUS STATEMENT 242.97	PLUS DEPOSITS AND OTHER CREDITS 1,730.28	LESS CHECKS AND OTHER DEBITS 1,730.28		BALANCE OF THIS STATEMENT DATE 242.97

CHECKS AND OTHER DEBITS		CREDITS		DATE	BALANCE
	BALANCE BROUGHT FORWARD			0131	242.97
		1519.50		0201	1762.47
759.75				0213	1002.72
970.53		210.76		0220	1213.50
				0227	242.97

CODES: CM CREDIT MEMO EC ERROR CORRECTION TO INITIAL DEPOSIT LP LIST POST RT RETURNED ITEM
 DM DEBIT MEMO IS INITIAL DEPOSIT MS MISCELLANEOUS SC SERVICE CHARGE

PLEASE EXAMINE AT ONCE A RECONCILEMENT FORM IS FURNISHED FOR YOUR CONVENIENCE ON REVERSE SIDE. KINDLY NOTIFY US IMMEDIATELY OF ANY ERRORS.

26

Prepared By	
Approved By	

STROBE EYE CASE
25 X 34 10720 BUFF

NIXON RESIDENCE #68-120		Total Fee	Fee Payment Received	Job Expense	Pd. Reimbursable Expenses
		1,649.00			
1968					
12/19	Rex Art Ck. #1042			13.10	
12/23	Rex Art Ck. #1044			21.38	
1969					
1/18	Received to pay outside labor, materials & supplies for model Deposit #1528				295.65
2/24	Martinez & Syger Inc. Ck. 1086			320.00	
2/24	Ramon Castella Ck. 1087			225.00	
3/14	Received Deposit ?				100.00
4/18	Martinez & Syger Ck. #1136			200.00	
5/19	Received from GSA \$400; however, this was not part of contract fee. This was for special work.				
		1,649.00		779.48	395.65
The above represent transactions from the check book. According to our record, the fee was paid in cash as follows:					
February 10, 1969			400.00		
March 7, 1969			400.00		
March 19, 1969			300.00		
April 2, 1969			581.00		
Total Received			1,681.00		

26

Mr. HIGBY. Special Assistant in the Office of the Deputy Director.

Mr. ARMSTRONG. The Deputy Director is—

Mr. HIGBY. Mr. Malek.

Mr. ARMSTRONG. How long have you been in that position?

Mr. HIGBY. Approximately 1 year.

Mr. ARMSTRONG. Prior to that time?

Mr. HIGBY. I was deputy assistant to the President, serving as principal deputy to H.R. Haldeman, who was chief of staff at the White House, with one brief interlude of about 3 weeks, when I served as a deputy to Haig during the initial transition phase after Mr. Haldeman left.

Mr. ARMSTRONG. When did you first come to the White House?

Mr. HIGBY. January 20, 1969.

Mr. ARMSTRONG. And from that period until the time you departed—until the time Mr. Haldeman departed—you served as his principal aide?

Mr. HIGBY. No. I worked in various capacities for him, starting out as a staff assistant, and eventually ending up as his principal aide, and then his deputy.

Mr. ARMSTRONG. Now, can you relate for us what, if any, knowledge you have of the Howard Hughes contribution to Mr. Charles "Bebe" Rebozo?

Mr. HIGBY. To the best of my knowledge, and to the best of my recollection, I have no knowledge of it.

Mr. ARMSTRONG. You first learned of that contribution from press accounts?

Mr. HIGBY. Yes, sir.

Mr. ARMSTRONG. Can you tell us if there is any relevant background information—any information that you feel is relevant to offer by way of background information to that transaction? Let us go off the record for a second.

[Discussion off the record.]

Mr. ARMSTRONG. Back on the record. You may put that on.

Mr. HIGBY. I have no knowledge of the Hughes contribution. I am, however, aware of the fact that Mr. Haldeman told me that during one of the discussions he had with the President at the time of, or immediately after, his resignation, the President indicated that Mr. Rebozo did have some funds that could be made available to Mr. Haldeman, and, as I understand it, also to Mr. Ehrlichman, for the purpose of assisting their legal defense. And that is all.

Mr. ARMSTRONG. When did Mr. Haldeman relate this to you?

Mr. HIGBY. Oh, I would say right before, or right after, his resignation from the White House, which was April 30, 1973.

Mr. ARMSTRONG. And he indicated that, just prior to that—I mean, the President had indicated that information to him?

Mr. HIGBY. Not just prior to that, but within the span of a few days.

Mr. ARMSTRONG. Certainly within the period, April 15 to April 30—that his resignation was being discussed?

Mr. HIGBY. Yes, I believe so. Yes.

Mr. ARMSTRONG. And did he indicate whether or not he had had any further discussions with the President on that subject?

Mr. HIGBY. To my knowledge, he did not. He never indicated it to me; whether he did or did not.

Mr. ARMSTRONG. Did he indicate whether he took any action on that
side?

Mr. HIGBY. Not to me; no.

Mr. ARMSTRONG. Off the record for a second.

[Discussion off the record.]

Mr. ARMSTRONG. All right, back on the record. Do you recall where
the conversation took place with Mr. Haldeman?

Mr. HIGBY. I really do not; no.

Mr. ARMSTRONG. Was anyone else present?

Mr. HIGBY. No, I do not believe so. I do not recall anyone being
present. I don't recall anything other than the fact that he said it to

Mr. ARMSTRONG. Do you recall if Mr. Haldeman had been seeking—
had been attempting to locate or ascertain where he might get funds
for legal defense?

Mr. HIGBY. I do not know if he had specifically been trying to as-
ertain them. I know that was one of the primary considerations; one
of his major considerations and concerns at the time of resignation,
both in terms of general legal defense and just in terms of money to
live on.

Mr. ARMSTRONG. Did Mr. Haldeman indicate—do you know if Mr.
Haldeman had any discussions with Mr. Rebozo on that subject?

Mr. HIGBY. No, I do not.

Mr. ARMSTRONG. Do you want to follow that up? I will come back to

Mr. LENZNER. Do you know if Mr. Haldeman ever had any financial
transactions with Mr. Rebozo at any time?

Mr. HIGBY. No, I do not. To my knowledge he did not; none that I
am aware of.

Mr. LENZNER. Do you know if they ever discussed any specific
financial transactions?

Mr. HIGBY. Gee, not to my knowledge; no. Can you give me any
areas or anything that might probe? I do not recall any; no.

Mr. LENZNER. OK. Did you see Mr. Rebozo on or about the time
that Mr. Haldeman advised you that Mr. Rebozo might have or had
funds for legal defense?

Mr. HIGBY. No, I do not believe so. I do not believe I have seen
Rebozo since the last time I was down at Key Biscayne which must be
more than a couple of months before Haldeman left, other than I
have seen him in the hall wandering around the White House; but
I mean to have a conversation with him.

Mr. LENZNER. Did you see him wandering about the hallways about
the same time that Mr. Haldeman advised you concerning the money
that Mr. Rebozo had?

Mr. HIGBY. I do not know. He came up and spent some time with
the President, as I recall, shortly after Mr. Haldeman left, but I do
not associate the two events particularly, Terry.

Mr. LENZNER. Do you know what the purpose of his spending time
with the President was?

Mr. HIGBY. I think in his role of being the President's friend. I
think the President was very distraught over the departures of
Messrs. Haldeman and Ehrlichman.

was—the offer for assistance in legal fees, and he indicated, “Yes, that’s right; we had talked about it.” And he said he was never told—he indicated that he also had not been told the source of the funding, or apparently available funding. I don’t believe he’s gotten any money yet for legal defense from anyone. I think the general impression is that he is independently wealthy.

Mr. LENZNER. Did you say he indicated to you—this was 2 weeks ago. Where was that?

Mr. HIGBY. I called him on the phone, I think, to see how he was doing.

Mr. ARMSTRONG. And you mentioned to him that—

Mr. HIGBY. That I was being called up here again.

Mr. ARMSTRONG. OK. And did you remind Mr. Haldeman that you had the discussion about the legal fees?

Mr. HIGBY. Yes.

Mr. ARMSTRONG. And did Mr. Haldeman recall what amount of funds were being discussed at that time?

Mr. HIGBY. No; I do not believe he did.

Mr. ARMSTRONG. You mentioned \$100,000.

Mr. HIGBY. I know, and after that I thought about it—the reason that figure sticks in my mind, I’m sorry to say, is from independent reading of the newspaper. But no, there was no discussion of funds when I called Mr. Haldeman that I can recall.

Mr. ARMSTRONG. Do you mean amounts?

Mr. HIGBY. Amounts.

Mr. ARMSTRONG. Have you ever had discussions with Mr. Haldeman where amounts were discussed *vis-a-vis* this prior conversation?

Mr. HIGBY. Not that I can recall; no. The recollection I have of the original conversation on amounts—and it is very vague—was \$400,000. That Bebe had somewhere in the neighborhood of \$400,000 available to assist on legal fees. But, I would sure hate to be held to that.

Mr. ARMSTRONG. Well, did you mention that to Mr. Haldeman as part of your recollection, when you discussed it 2 weeks ago?

Mr. HIGBY. No; I do not believe that I did.

Mr. ARMSTRONG. Did Mr. Haldeman indicate any area of concern with regard to this topic?

Mr. HIGBY. No. In fact, he was very lighthearted. He said, “Yeah, that’s right; we did discuss that.” He has never particularly indicated much in the way of concern anytime I have talked to him.

Mr. LENZNER. Did he indicate whether he had any discussions with anybody else regarding that subject?

Mr. HIGBY. No.

Mr. ARMSTRONG. Whether he had been asked himself about that?

Mr. HIGBY. No; he did not.

Mr. ARMSTRONG. Did he indicate to you 2 weeks ago whether he had made any contacts at any time with Mr. Rebozo with regard to those funds?

Mr. HIGBY. No, he did not; but from just talking to him on the phone occasionally over the past year, I am pretty sure he has not gotten any money from anybody.

Mr. ARMSTRONG. From anybody?

Mr. HIGBY. Yes.

THURSDAY, MARCH 21, 1974

U.S. SENATE,
SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES,
Washington, D.C.

The Select Committee met, pursuant to notice, at 2:22 p.m., in room 337 Russell Senate Office Building, Hon. Sam J. Ervin, Jr., chairman.

Present: Senator Ervin.

Also present: Terry Lenzner, assistant chief counsel.

[The following testimony was given prior to the arrival of Senator Ervin.]

TESTIMONY OF HERBERT W. KALMBACH, ACCOMPANIED BY
EDWARD P. MORGAN, COUNSEL

Mr. LENZNER. This is a continuation in executive session. In public testimony, Mr. Kalmbach has been previously sworn.

Mr. Kalmbach, did you have occasion to discuss with Mr. Rebozo your fundraising activities in 1969 or 1970?

Mr. KALMBACH. It would be my recollection that I did.

Mr. LENZNER. And what was the purpose of you discussing those with him at that time.

In other words, were you asking him for specific names of people?

Mr. KALMBACH. I recall that in one instance, Mr. Rebozo set it up for me to see a prospective contributor, Mr. J. Paul Getty, in Europe.

And, I am certain that he was aware—well aware—of my fundraising activities in 1970.

Mr. LENZNER. So you think you had your discussion with him sometime in 1970?

Mr. KALMBACH. That is my recollection as to Mr. Getty.

Mr. LENZNER. Who asked you to see Mr. Rebozo with regard to Mr. Getty, if you recall?

Mr. KALMBACH. I don't recall that. I don't recall if he talked to me about it and he initiated it, or if someone suggested that I talk to him. I saw him from time to time in connection with the San Clemente property in matters involving the President, and I think probably it came up during one of those discussions, that he suggested that I talk to Mr. Getty, and I remember that he mentioned a Mr. C. Lansing Hays, who is Mr. Getty's attorney in New York.

I think there were other instances such as the Getty solicitation, but at this time I don't remember what they are.

(10181)

Mr. LENZNER. Did he indicate to you when he initiated your seeing Mr. Getty, that the President had asked him to talk to you about that and asked you to do something about the Getty contribution?

Mr. KALMBACH. I don't recall that.

Mr. LENZNER. Did Mr. Rebozo, or anybody else, indicate that these funds were to be set aside for use other than for political contributions?

Mr. KALMBACH. I do not recall that. It was my understanding, and is my present recollection, that Mr. Getty was to be solicited for the 1970 senatorial campaign program, in which I was the primary solicitor of funds. And as I recall that, Mr. Getty pledged, I think it was \$50,000, and that pledge was realized on by Mr. Gleason dealing with Mr. Hays in New York. But that is my recollection.

Mr. LENZNER. Do you know if the funds went to the campaign or went to some other—

Mr. KALMBACH. I don't know.

Mr. LENZNER. You don't know how they were used?

Mr. KALMBACH. I made the solicitation and received the pledge, and as I say, Mr. Lenzner, I am not sure whether it was \$50,000 or \$100,000, but it is my best memory that it was \$50,000.

Mr. LENZNER. But you are not aware of who asked Mr. Rebozo, if anybody did, to talk to you about seeing Mr. Getty?

Mr. KALMBACH. No, I am not. I had the feeling at the time—and this is just an impression—that he had known Mr. Getty personally from earlier days, and this is something he would set up for me, since I had never met Mr. Getty before that time.

Mr. LENZNER. Would you remember when you went to see Mr. Getty?

Mr. KALMBACH. Yes, I would. I think it was in August of 1970, but I am not absolutely certain of that.

Mr. LENZNER. And your conversation with Mr. Rebozo was sometime prior to the summer of 1970?

Mr. KALMBACH. I think that is true.

Mr. LENZNER. Do you recall where that conversation took place?

Mr. KALMBACH. No. It could have taken place in San Clemente or in Washington, or it could have been by telephone.

Mr. LENZNER. Do you recall if anybody else was with you during that discussion?

Mr. KALMBACH. I do not.

Mr. LENZNER. Did you and Mr. Rebozo and President Nixon ever have joint conversations with regard to potential or specific contributors?

Mr. KALMBACH. No, I recall no such joint conversations.

Mr. LENZNER. Did you ever have a conversation with the President with regard to specific contributors and contributions?

Mr. KALMBACH. Excuse me. Would you restate that question, please?

Mr. LENZNER. Did you and President Nixon ever discuss specific contributors or contributions?

Mr. KALMBACH. I don't recall any conversations that were finance oriented. I think there were conversations that I had with the Presi-

dent from time to time where I would talk about a particular contributor, but I don't recall any meetings that I had with the President where the purpose of the meeting was to talk to him about campaign finance. I think it came up during the course of conversation.

Mr. LENZNER. Have you ever on occasion discussed the Hughes' contribution with President Nixon?

Mr. KALMBACH. I have not.

Mr. LENZNER. Do you recall sometime in 1968 or 1969 discussing with Mr. Jack Gleason, Gleason's conversations with Rebozo with regard to the acceptance of a contribution from somebody living abroad?

Mr. KALMBACH. I am not certain of your question.

Mr. LENZNER. Let's go off the record.

[Discussion off the record.]

Mr. LENZNER. Back on the record.

Did Mr. Rebozo suggest to you that you talk to Mr. Crosby, the head of Resorts International, to obtain political contributions?

Mr. KALMBACH. Would you repeat the question?

Mr. LENZNER. On one occasion did Mr. Rebozo suggest to you that you ought to talk to a Mr. Crosby?

Mr. KALMBACH. Yes.

Mr. LENZNER. And he is the head of the Paradise Island Resorts, is that right?

Mr. KALMBACH. He was head of an organization that I knew as Resorts International, and I think that I saw Mr. Crosby on several occasions, and one of the prime reasons that I would see him was to—I had the impression that he had not been given some recognition by the administration, and it was more of an expression that he was considered as a good friend, and please see him, Herb.

And I remember on one occasion, I—and I don't know whether Mr. Rebozo scheduled this for me or whether I took the initiative—in seeing him for the pledge to the 1970 senatorial campaign program, which as I remember, the pledge was initially \$25,000, and eventually, my memory tells me, eventually the amount of the contribution to that program was \$5,000.

Also, at this point I want to make it clear, I think that during the 1969 program, I think your earlier question was whether I was raising funds at that time, and the only funds that I recall that I received in 1969 was the \$100,000 from Milton Semer, and I don't recall whether I advised Mr. Rebozo about that or not. But I am sure that Mr. Rebozo was aware of my trust funds that I had under my control.

Mr. LENZNER. So, you are saying that Mr. Rebozo had noticed that you had a considerable amount of money left over after the 1968 campaigns?

Mr. KALMBACH. And that I was trustee for those funds. And, you know, it would be my memory that he knew of those funds that I was holding as trustee.

Mr. LENZNER. In fact, did he not, in early 1969, and we have the checks on this, send you checks with him as signator, checks for money that were deposited in your trustee accounts?

Mr. KALMBACH. That is correct, but I maintained that as a separate trustee account. And I was saying that he was also aware, in addi-

tion to that that he sent to me, that he was also aware of the funds that I had been asked to act as trustee for by Mr. Stans, on or about January 14, 1969.

Mr. LENZNER. Well, can you describe the circumstances surrounding the fact that he did furnish you with funds in 1969?

Mr. KALMBACH. Well, as I remember it, Mr. Lenzner, in February, or March I think it was, of 1969—it could have been April, or in that time period—Mr. Rebozo indicated to me that he had certain funds left over—as I understood it and as I understand it now—left over, I think, from the 1968 campaign. I think the fact is that they were funds that I understood were Floridians For Nixon or something like that, and again, as I remember it, he asked me to act as trustee for those funds, and he sent me, I think in totality \$400. First there was about \$216 and then there was another \$200, and I think there was only one disbursement out of those funds of some \$360 to Mr. Caulfield. That, as I remember it, I was authorized to so disburse by Mr. Ehrlichman, and it would be my memory that Mr. Ehrlichman was aware of these funds that Mr. Rebozo was holding and had been holding, and that Mr. Ehrlichman authorized me to accept this trusteeship and also that he authorized me to make the disbursement to Mr. Caulfield. Now, that is my best memory.

Now, in addition to this, I have been advised in the past in several different meetings such as this, that a \$1,000 check was drawn in my favor. Now, I don't have any recollection of such a check. It may well be that I did receive it and disbursed it pursuant to some authority. But I have no recollection of such.

Mr. LENZNER. Well, we can show that to you later and see if it refreshes your recollection.

Mr. KALMBACH. All right.

Mr. LENZNER. Off the record.

[Discussion off the record.]

Mr. LENZNER. As you recall now, Mr. Kalmbach—and at some point you will want to refresh your recollection from notes that you say are over in the Special Prosecutor's office—

Mr. KALMBACH. That's correct.

Mr. LENZNER. But to the best of your recollection, did Mr. Rebozo know that the funds that he was sending you were going to be disbursed, and disbursed for a nonpolitical campaign?

Mr. KALMBACH. My best recollection is that there was an initial mailing to me of this check, with the admonition by Mr. Rebozo that this be set up where I am trustee for these funds. And I think the initial amount was just a couple of hundred dollars. And, my recollection is, too, that this is what I understood at the time, as funds that had been left over from the committee, Floridians For Nixon.

Now, I don't recall at that initial mailing that it was clear that Mr. Rebozo knew or advised me that these funds would be later disbursed for nonpolitical purposes. But, I think there came a time, within a month or two thereafter, where it was evident that a statement or bill had been received from Mr. Jack Caulfield for activities, as Mr. Caulfield alluded to it, these were activities of a person who "for the time being shall remain nameless," that sort of thing, and

I did not know at that time who he was talking about. And it would be my memory that I needed a couple of hundred dollars more in order to cover this check for \$360 which was to be disbursed out of this trustee account. And that money was sent to me by Mr. Rebozo. I then was able to write a check against the then \$400 total, leaving the present balance, which is still outstanding in the bank, in the Security Pacific Bank in Newport Beach, of some \$34 or \$48, or whatever it is.

But, I think at the time that the disbursement to Jack Caulfield occurred, it would be my impression, which I would like to be refreshed on by going through this file, it would be my impression (a) that Mr. Rebozo knew that these funds were going to be disbursed for this purpose, and also (b) that Mr. Ehrlichman knew and concurred or further authorized such disbursement.

Mr. LENZNER. For the record, I want to furnish Mr. Kalmbach with what has been previously obtained—which I will represent reflects a partial transcript of an interview with Mr. Charles G. Rebozo in Miami, Fla., on October 17, 1973, and I want to furnish these materials to Mr. Kalmbach and Mr. Morgan, his attorney, for their review with regard to the subject of attorney-client privileges so they may have access to this information.

I will also represent, on the record, that Mr. Rebozo was asked under oath this morning which attorneys represented him with regard to the question of the \$100,000 contribution from Hughes, and he responded that Mr. Gemmill did, Kenneth Gemmill, G-e-m-m-i-l-l, and that Mr. Griffin also did. When asked if he could name some other individuals that he consulted with, he indicated that he consulted with Mr. Meyer, with the President, President Nixon, and with one other individual whose name escapes me now, but who is not Mr. Kalmbach. In other words, he did not specify this morning that he consulted with Mr. Kalmbach.

Now, to save time while we are waiting for Senator Ervin, I would also like to point out specifically for the record and for Mr. Morgan and for Mr. Kalmbach, that in the questions and answers taken from the tape, which tape was done because Mr. Frates requested a recording of the conversation, the following questions and answers were given. And I might say that I have heard this tape and I represent that the transcript which I am going to ask to be made a part of this record is an accurate reflection of what is on the tape as best as I could hear it.

LENZNER. Yes, how about Mr. Kalmbach? Did you ever discuss this with him?

REBOZO. I probably told him about it. He was involved in—I saw him several times at the White House and in California.

LENZNER. And do you remember how it was, were you seeking his advice or counsel?

REBOZO. I don't think so. I think it was just a general discussion. You see, Kalmbach and I had business discussions naturally, on the San Clemente interest. He and I worked on the Yorba Linda house.

LENZNER. He, at that time, he was not aware of the fact that those funds had been supplied to you?

REBOZO. That is correct.

Skipping over some immaterial parts.

LENZNER. Apparently you had met with Mr. Kalmbach in the White House, at 8 a.m. in late April of this year, do you recall that?

REBOZO. Yes, I recall it. It was the day that Haldeman and Ehrlichman resigned, he was there.

And then I heard the word "principally" and the rest was inaudible on the tape.

LENZNER. Do you recall the two \$50,000 contributions came up?

REBOZO. Yeah, I believe I told him about it. That may be. . . .

And the rest of that sounded like "the first time" but was pretty inaudible.

LENZNER. Do you recall specifically what you told him about it and why you told him at that time?

REBOZO. No, other than—I mean, he had been involved in fundraising, and it wasn't going to be any secret. I guess I just told the key people that should know about it.

LENZNER. Did you ask him whether you should send the money back? Did that money question arise?

REBOZO. Well, that was April 30, 1973, and I think the decision was already made. If I did ask, it was just for his opinion.

LENZNER. Since you were already decided, did you communicate and tell him that you had already decided to send the money back?

REBOZO. I don't know. No, because as I recall the part about the Hughes money, it was just an irrelevant part of the conversation, irrelevant.

LENZNER. The purpose of the meeting was not to discuss that?

REBOZO. No.

And then, skipping over another part of that, I later asked: "Did you have any other discussions with him?"

And he answered, Rebozo answered, "I don't think so."

And I am just saying for the record, while we are here, that we feel that this conversation plus Mr. Rebozo's testimony under oath yesterday and this morning before the Select Committee indicates first, that he never sought any legal advice from Mr. Kalmbach according to his own testimony with regard to the \$100,000 contribution. He did not raise the attorney-client privilege when asked about that conversation. And if, indeed, such a privilege existed, which we believe clearly, the record clearly demonstrates does not, he has also clearly waived any privileges he may have had by both discussing it with us on October 17, 1973, and by not raising the attorney-client privilege at that time.

Off the record.

[Discussion off the record.]

Mr. LENZNER. Mr. Edward P. Morgan is representing Mr. Kalmbach here today.

Mr. MORGAN. Mr. Chairman, in connection with the anticipated testimony from Mr. Kalmbach, it perhaps should be indicated at this point that Mr. Kalmbach has heretofore had some problem by reason of an impression or thought that perhaps the pertinent conversation was covered by the attorney-client privilege. I think I perhaps should say upon the record that Mr. Lenzner has acquainted me, as Mr. Kalmbach's counsel, with statements under oath by Mr. Rebozo on two or more occasions which suggest that he did not regard it as a conversation covered by the attorney-client privilege, that in fact, he did not regard Mr. Kalmbach as his attorney.

However, in view of the very strict canons in the State of California covering this matter with respect to an attorney, before Mr. Kalmbach testifies upon this matter, I would appreciate the thoughts

of the Chair as to whether it is felt that a bona fide attorney-client privilege is involved here.

Senator ERVIN. Have you put this statement in the record?

On the basis of this statement, I would rule that the statement shows that there was not even, from Mr. Rebozo's standpoint, that it was really not—an attorney-client relationship was not created, and for that reason, that Mr. Kalmbach would be required to testify.

Mr. MORGAN. With that statement of the chairman, Mr. Kalmbach, it is my thought that you should proceed.

Mr. LENZNER. I think just for the record, may I just ask Mr. Kalmbach one or two questions.

As I understand, Mr. Kalmbach, Mr. Rebozo did not request you to do any legal research?

Mr. KALMBACH. He did not.

Mr. LENZNER. And did he pay you any retainer or fee for anything?

Mr. KALMBACH. No, he did not.

Mr. LENZNER. And as I understand it, the only concern that you had was based merely on the fact that at the time of April 30, 1972, when he asked to speak to you about—I am sorry, April 30, 1973—that on April 30, 1973, after Rebozo had discussed a number of other matters, he indicated to you that he wanted to go on something called the attorney-client basis. Is that correct?

Mr. KALMBACH. That is correct.

Mr. LENZNER. But he later discussed this matter with you on another occasion in January of 1974 when he did not specify it was an attorney-client basis?

Mr. KALMBACH. He did not at that time.

Mr. LENZNER. And on the basis of that, Mr. Chairman, and also on the transcripts and Mr. Rebozo's sworn testimony, I would suggest Mr. Kalmbach be directed to answer the questions.

Senator ERVIN. I so direct.

Mr. LENZNER. Now, as I understand, Mr. Kalmbach, you prepared a memorandum reflecting your conversations with Mr. Rebozo on this matter on the Hughes' money?

Mr. KALMBACH. I did.

Mr. LENZNER. You had put that in a sealed envelope direct to me and I would like to unseal that now and have that presented and ask you to read that into the record.

Mr. KALMBACH. Yes. This memorandum is dated February 3, 1974, entitled "Memorandum Relative to Conferences with C. G. Rebozo on Monday, April 30, 1973; Tuesday, May 1, 1973; and Tuesday, January 8, 1974." Sometime during the week of April 23, 1973, Bebe Rebozo called me at my office in Newport Beach—I think he was calling from Key Biscayne—and told me he had a matter he wanted to discuss with me, and asked when I would next be in the East.

I told him that I, too, had some items that I wanted to go over with him, and that I was scheduled to be deposed in Washington at 10 a.m., Monday, April 30, and that perhaps we could meet some time during my 1- or 2-day stay in the Capital, if he was going to be there at that time. He said he would be in Washington over the weekend, and suggested that we get together Sunday evening,

April 29. The way we left it was that he would call me early in the evening about the time of my projected arrival at the Madison Hotel.

On Sunday Jim O'Connor and I flew into Washington from Phoenix, Ariz., arriving at Dulles Airport around 7:15 p.m., and at the Madison around 8 p.m. At the time of our check-in, I was handed a telephone slip by the desk clerk which indicated that a Mr. Gregory had called. I remember showing the slip to Jim and identifying Gregory to him as Bebe's alias (I think it is his middle name).

Bebe had told me in his call during the prior week that he would use the name Gregory to identify himself if he missed me when he called the hotel and had to leave a message. I remember that he used that same alias at different other times in earlier years in similar circumstances.

I returned Bebe's call around 8:15 to the White House where he was staying, and we were immediately connected. He asked me if I could come down then or if it would be more convenient for us to meet earlier the next morning. It was finally decided that I would see him at 7:45 or 8 o'clock the next morning, and that we would meet in the lobby of the western wing of the White House.

At about 7:30 on Monday morning, April 30, I took a cab from the Madison to the Pennsylvania Avenue front gate entrance of the White House. I went through the gate using my White House pass, and entered the lobby sometime between 7:45 and 8 o'clock. The person on the desk called Bebe and announced my arrival, and within 5 or 10 minutes he came out and met me.

I recall that while I was waiting Bob Haldeman came into the lobby through the front entrance. He saw me, expressed surprise, and came over and shook my hand. I don't remember that we said anything other than an exchange of hellos, except he did ask me who I was waiting to see. I told him that I was there to see Bebe. He simply nodded, wished me well, and departed the lobby through the side door nearest the receptionist.

My total conversation with Haldeman didn't take more than 1 or 2 minutes. I have not seen or spoken to him since that date.

When Bebe came out and after we had exchanged greetings, he debated with himself as to where we should have our talk. Finally he decided we should use the Fish Room, which is just off the lobby. We went together and sat in the corner nearest the door. After we had sat down and Bebe had sent the steward for some coffee, he asked me how things were going and I replied that although it was a period of strain, that Barbara and I were bearing up, and that all things considered, things were going well.

I recall that I asked Bebe to relay my best wishes to the President and to the family, and to tell them that I wished them well. He then said that after our brief conversation the night before that he had told the family that we had just talked and that they had asked him to say hello for them all.

At this point, we began our discussion of the various matters to be considered, and it was agreed that we would go through my list of items before we talked of the matter that Bebe wanted to discuss.

10189

My items included such matters as to my efforts relative to a re-financing of the San Clemente property, the status of a recent offer that I had received relative to the purchase of the President's Whittier property, the status of the President's tax refund for 1972, which was expected to issue that week, and certain miscellaneous questions relative to the maintenance of the San Clemente property including the status of the golf course facility.

After we had spent 10 or 15 minutes covering these points, Bebe went into the matter that he wanted to discuss. At the very outset, he said words to the effect, "Can I now go on an attorney-client basis with you, Herb, in discussing a personal problem that I have?" I replied that I would so regard a discussion on whatever followed as that between attorney and client, and asked him then to proceed.

He said the President had asked him to speak to me about this problem and not Maurice Stans. He said he had personally received \$100,000 in campaign contributions from Dick Danner representing Howard Hughes. He said that he had received two cash contributions of \$50,000 each in 1969 and 1970 (he didn't particularize as to the time and place of such payments or whether the \$100,000 had been earmarked by Hughes as being intended for a specific campaign or campaigns).

He said that the IRS had scheduled a meeting with him on this very subject, which would be held 2 or 3 weeks hence. He said that he had disbursed part of the funds to Rose Woods, to Don Nixon, to Ed Nixon and to unnamed others during the intervening years, and that he was now asking for my counsel on how to handle the problem.

In response to my questions, he reiterated that the money had been given to him as a contribution by Hughes, and that the expenditures he had made to the several individuals including Rose and the President's two brothers had come from the Hughes' cash.

I then said that my advice was that he should get the best tax lawyer that he could find, and give him not only the entire story but also the balance of the Hughes' cash for return to Hughes and a list of everyone to whom he had given money from these funds to which list should be attached, whatever backup could be obtained to show the use to which such funds had been put by the recipients. I said that he and his attorney should then lay out the facts of the matter exactly to the IRS.

Bebe in reply to my advice expressed grave reservations about so doing for the stated reason that, "This touches the President and the President's family, and I just can't do anything to add to his problems at this time, Herb."

I then said I would like to check the validity of my advice with Stanley Ebner, who I identified as the then general counsel at OMB in the White House, indicating further that Stan had been counsel to Maurice Stans' finance committee during the 1972 campaign, and that he had begun his duties with Stans after the new finance law took effect on April 7, 1972.

Bebe was very queasy about me talking to anyone about this matter, and I assured him I would not mention his name to Stan, and would talk to him only on a hypothetical basis. I added that I

would feel better about the advice I had given him if he would authorize me to check my thinking with Stan.

Finally, Bebe agreed and we said goodbye to each other after agreeing to meet the next morning at 8:30 in the lobby of the west wing of the White House. Immediately after Bebe and I parted, I used the phone in the lobby and called Stan at his office in the Executive Office Building. I found him in, and in response to my request for a few minutes of his time, he suggested that I come right over.

I went over to Stan's office about 9 o'clock, and after a very brief exchange of amenities, I asked him to let me check my judgment against his as to a special situation that had arisen.

Mr. LENZNER. Senator, I don't know what your time problems are. Do you want to hear all of this?

Senator ERVIN. That's all right. I will tell them to come if they need me.

Mr. KALMBACH. I then recounted the facts as earlier expressed to me by Bebe. And I told him that in the fact situation: "A" had received \$100,000 in cash contributions and that he had not forwarded such funds to any campaign or campaigns but had instead held such funds over a period of years, and had in fact disbursed part of such \$100,000 to other individuals for miscellaneous purposes. "A" was now confronted with talking to the IRS and had asked me for my advice.

I then told Stan exactly what my advice had been. My recounting to Stan was as close to the facts that Bebe had given me as possible without, in fact, giving away Bebe's identity. I think I also ran quickly over several of my own problems with which Stan was familiar, and asked for his comments on these problems.

Stan agreed completely with what I had advised Bebe, and expressed himself that he could not see any other course for "A" to take in the fact situation presented. I left Stan's office about 9:15 and proceeded to Ed Morgan's office in the Farragut Building where I met Jim and Ed. Jim and I left Ed's office around 9:45 to meet William Dobrovir for my 10 o'clock Nader-Butz deposition.

I again met Bebe the next morning. I arrived by cab from the Madison, and was in the lobby around 8:30. When Bebe came out to see me, I remember that he—that we wandered around the lobby floor looking for a private meeting place. Finally with Rose Woods along, we went into a small room on the ground floor of the west wing. Rose left us, and we sat down behind a closed door.

I began recounting my visit with Stan including his confirmation of my suggested course of conduct for Bebe to follow, and before I had completely finished, Bebe cut short further discussion of the matter with a somewhat balling comment, that he saw no problem but he thanked me for my thoughts.

I had the feeling at the time that he had made up his mind on what to do before that meeting, and cut me short when he found that I had not come up with a more acceptable alternative to my advice of Monday morning.

Bebe then launched into a bitter denunciation of the press, the Ervin committee, and the critics of the President generally. I recall

that he again urged me to move up on the refinancing of the San Clemente property. Bebe was very warm toward me, and expressed his appreciation for my counsel, and underlined his understanding that we had been in an attorney-client relationship during our discussions of the Hughes' cash. I, too, reaffirmed the attorney-client status of our talks.

Our entire conversation that Tuesday morning did not last longer than 15 or 20 minutes, and I recall that I left the White House around 9 a.m.

A third meeting was held with Bebe on Tuesday morning, January 8, 1974. He and I had talked by telephone once or twice after he arrived in San Clemente to be with the President during his stay in California. Never at any time during these telephone conversations did Bebe mention directly or indirectly our discussions in the White House on April 30, May 1.

And finally he called and asked me to meet with him on Tuesday January 8. I agreed to meet him at 8:30 in the morning at the mess at the western White House. On that date when I arrived at the gate, the guard told me that Mr. Rebozo had left word that I should proceed directly to the guest house in the living compound. This I did and arrived at the guest house—which is directly across a court from the President's quarters—at 8:30.

When I entered the guest house, Bebe told me that the reason he had switched our meeting place was because he had learned that a great number of the press were over at the offices, and we would be afforded greater privacy within the compound. Our meeting lasted for about 1 hour and 15 minutes and ranged across a number of subjects.

When Bebe called the meeting several days before, he indicated that the primary reason was that he wanted to discuss the Richard Nixon Foundation with me. We spent about 30 minutes discussing the Foundation, then moved on to cover other subjects.

At one point somewhat near the end of the meeting, Bebe said words to me to the effect that:

Undoubtedly, Herb, I have not told you that after you and I talked last spring regarding the Hughes money, I found that I had not in fact disbursed any of the Hughes' cash to the several people I named. When I went into the safe deposit box, I found that the wrappers around that cash had not been disturbed, and so it was clear that no part of this money had been used during the several years it was in my box.

I didn't make any comment at all to Bebe when he made this statement other than to acknowledge what he had said. We then went on to other items on the agenda, and I left him around 9:45 and drove up to Los Angeles—about a 2-hour drive—for a luncheon meeting.

Mr. LENZNER. Senator, that is the end of it.

Mr. KALMBACH. That's the end of it.

Mr. LENZNER. Senator, because of the sensitive nature of this, only five of us here—because there are only five of us that know about the existence of this, I am asking that the transcript be sealed and delivered to you personally, and I also ask you to direct us, all of the individuals here, that we not disclose to any other person, except in Mr. Kalmbach's case obviously to Mr. Jaworski's group, and in my

10192

case, to investigators if it becomes necessary to follow up on this; but other than that, that we be directed not to disclose or discuss this with anyone.

Senator ERVIN. I direct you to follow those instructions. If everyone will keep silent about this thing, nothing will get out except in those ways.

Mr. LENZNER. That's why we waited for you, Senator.

[Discussion off the record.]

[Whereupon, at 3:28 p.m., the hearing in the above-entitled matter recessed.]

○

Rebozo, C. Mr. Woods, R.M. 21:13 (transmission from reverse side) 4131 204 6-43

Name of Lessee: Woods, R.M. Box # 21:13
 The Lessee agrees to notify the Lessor promptly of any change of address, and of the death of any Lessee. Upon the death of a Lessee, the surviving Lessee(s) jointly and severally agree to indemnify, exonerate and hold the Lessor forever free and harmless from and against and to reimburse the Lessor from any and all claims, losses, liabilities, damages, expenses (including counsel fees), actions or suits of any nature whatsoever (whether the same be groundless or not), with respect to the access to the safe and/or removal of the contents thereof prior to the receipt by the Lessor of a written notice of the death of a Lessee, and the Lessee(s) individually agree that the Lessor shall have no liability to their personal representatives because of such access to or the removal of the contents of the Box.

The Lessee(s) acknowledge that they have received the two keys to the box in a sealed envelope or that the combination of the Box has been set to the Lessee(s) satisfaction. The Lessee(s) agree to notify the Lessor of the loss of a key, to surrender the remaining key to the Lessor and to pay to the Lessor the cost of replacing the lost key, changing of the box lock and granting the Lessor the use of another box. If both keys are lost the Lessee(s) agree to pay to the Lessor the cost of opening the box and of a new lock and keys and the granting to the Lessee(s) the use of another box.

The foregoing constitutes the entire agreement between the parties and the Lessee(s) agree that it may not be changed orally.
 Lessor, Manufacturers Hanover Trust Company

By [Signature] Lessee: [Signature]
[Signature] Lessee: [Signature]

Dated: Feb-2, 1968, 19 , Lessee:

FOR IDENTIFICATION ONLY		
LESSOR NO. 1	LESSOR NO. 2	LESSOR NO. 3
NAME: <u>C. REBOZO</u>	<u>+ P.M. Woods</u>	
ADDRESS: <u>490 Bay Lane, Kippenburg, Fla.</u>	<u>151 E. 58th St. N.Y.C. N.Y.</u>	
IF MARRIED: <u>None</u>	<u>None</u>	
DATE OF BIRTH: <u>Nov. 17, 1912</u>	<u>Dec. 26, 1917</u>	
BIRTHPLACE: <u>Harlem, New York, N.Y.</u>	<u>Subria, Ohio</u>	
CHILDREN: <u>3 - Barbara, Anthony, Robert</u>	<u>Ruth, Ruff (Sister)</u>	
NEXT OF KIN: <u>Barbara, Anthony, Robert</u>	<u>671 Fairview Place, Allinace</u>	
ADDRESS OF NEXT OF KIN: <u>671 Fairview Place, Allinace</u>	<u>Ohio</u>	
DATE: <u> </u>	ATTORNEY'S SIGNATURE: <u> </u>	DATE OF REVOCATION: <u> </u>
Box empty/contents.		

No part of this agreement shall be enforceable unless the safe deposit box No. and acknowledge the removal by the undersigned [Signature] be undersigned hereby in case Manufacturers Hanover Trust Company from any and all liability in connection with the said safe deposit box [Signature]

(Signed) [Signature]
 Dated: , 19

br.
=br. 13>

April 1, 1970

Mr. C. Rebozo
490 Bay Lane
Key Biscayne, Florida

Dear Mr. Rebozo:

We hereby acknowledge receipt of the two keys to Safe Deposit Box No. 2143 leased in the names of C. Rebozo and R. M. Woods at our 350 Park Avenue, New York City Office.

To effect the surrender of the box we enclose our required form which we request that you execute and return to us at your earliest convenience.

It is our understanding that one of these surrender forms was furnished to Miss Val of Vincent Andrews, Inc. for transmittal to you. In the event you have received one from Miss Val, please disregard the form we are enclosing herein.

Very truly yours,



Raymond F. Faughnan
Assistant Vice President

29

NAME <u>Rebozo, C of Woods, R. M.</u>		SAFE No. <u>2143</u>	
<u>C/O Insurance Co. of N.Y.C. 100 Z.L.</u>		EXCHANGE DATE No.	
Address <u>490 Key Biscayne Fla. 309</u>		No.	
<u>155 E. 50th St. N.Y.C. 100 Z.L.</u>		No.	
TELEPHONE		RATE \$ <u>7.008.00</u>	
DATE <u>2-2-68</u>		PAYMENTS RECEIVED FOR	
EXPIRATION DATE	DATE PAID	EXPIRATION DATE	DATE PAID
<u>2-2-68</u>	<u>2-2-68</u>		
<u>2-2-69</u>	<u>FEB 7 1969</u>	<u>2</u>	<u>4-10-70</u>
<u>2-2-70</u>	<u>2 Feb 2, 1970</u>	<u>Waiting for</u>	<u>DATE</u>
		<u>Signature</u>	<u>- AMOUNT</u>
		<u>Signature</u>	
		<u>Signature</u>	
		<u>Signature</u>	

29

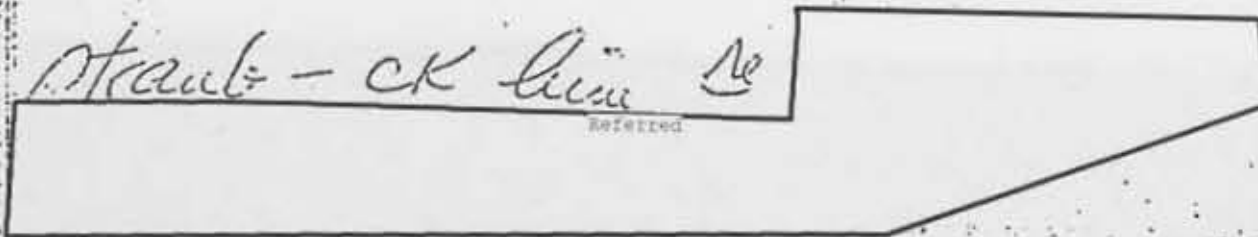
7-12-71

11/27/71

T-H-E

11

① Staub - CK line Ne



U

③ Recreation site for library

Hold out 300.

H out

W. M. ...

USER TITLE:

THE Notes of ...

ROOM NUMBER:

522

CONTAINER NUMBER:

1/2

2/26/75

E-10

12

December 2, 1971

~~SECRET~~

MEMORANDUM FOR

Honorable Richard Helms
Director
Central Intelligence Agency

SUBJECT:

Referred

John D. Ehrlichman
Assistant to the President
for Domestic Affairs

~~SECRET~~

FOLDER TITLE: JDE Memos 11/1-12/19/71

BOOK NUMBER: 84

CONTAINER NUMBER: CA # 7957

(CIA)

F-32

5/17

E-34
IRS I
3/3/75

FOLDER TITLE: H. Hester April - June '71
ROOM NUMBER: 52 CONTAINER NUMBER: 23-4

1000 photos

(Faint handwritten notes, possibly describing the folder's contents or a list of items.)

Plabe
Connelly - Re Dood's Tax case
Can we get a hold of file
Someone ask for review -

3

Connally
Davis

Kalmbach

(numerous contacts in 1972)

Kendall

11/22/71 re trip to Russia

King

8/14/72 call pending: King of Hughes Tool Co.,
Houston, (205) 234-7038

Ludwig

10/15/72 breakfast with Webb and Ludwig

Magruder

8/16/72 Meeting
8/17/72 Meeting
9/14/72 Meeting

McLaren

7/29, 9/11, 9/29/71 (Meetings re Airline merger)

Mitchell

(numerous contacts)

Moncrief

12/16/71 Wild, Moncrief and Hammond
12/16/71 lunch with Moncrief, Hammond and Wild
3/21/72 Moncrief and Hammond

? Claude

?