

Subject: Carter Admin on FISA ...

From: "Kavanaugh, Brett M." <Brett_M._Kavanaugh@who.eop.gov>

Date: 12/20/05, 11:05 AM

To: "Kaplan, Joel" <Joel_D._Kaplan@omb.eop.gov>

Though Congress thought it was reining in the executive with FISA, President Carter never relinquished the claim of inherent power to conduct warrantless wiretapping: "[T]he current bill recognizes no inherent power of the President to conduct electronic surveillance, and I want to interpolate here to say that this does not take away the power to the President under the Constitution." Foreign Intelligence Electronic Surveillance Act of 1978: Hearings on H.R. 5794, H.R. 9745, H.R. 7308, and H.R. 5632 Before the Subcomm. on Legislation of the House Comm. on Intelligence, 95th Cong., 2d Sess. 15 (1978) (testimony of Att'y Gen. Griffin B. Bell) [hereinafter cited as House Hearings on FISA]

Though Congress thought it was reining in the executive with FISA, President Carter never relinquished the claim of inherent power to conduct warrantless wiretapping: "[T]he current bill recognizes no inherent power of the President to conduct electronic surveillance, and I want to interpolate here to say that this does not take away the power to the President under the Constitution." Foreign Intelligence Electronic Surveillance Act of 1978: Hearings on H.R. 5794, H.R. 9745, H.R. 7308, and H.R. 5632 Before the Subcomm. on Legislation of the House Comm. on Intelligence, 95th Cong., 2d Sess. 15 (1978) (testimony of Att'y Gen. Griffin B. Bell) [hereinafter cited as House Hearings on FISA]

Subject: NSA

From: "Kavanaugh, Brett M." <Brett_M._Kavanaugh@who.eop.gov>

Date: 12/20/05, 5:00 PM

To: "Miers, Harriet" <Harriet_Miers@who.eop.gov>

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Aug 16 13:50:58 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: FW: NSA
From: "Kavanaugh, Brett M." <Brett_M._Kavanaugh@who.eop.gov>
Date: 12/20/05, 8:25 PM
To: "McClellan, Scott" <Scott_McClellan@who.eop.gov>

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Aug 16 13:51:10 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: NSA
From: "McClellan, Scott" <Scott_McClellan@who.eop.gov>
Date: 12/20/05, 8:30 PM
To: "Kavanaugh, Brett M." <Brett_M._Kavanaugh@who.eop.gov>

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Aug 16 13:43:19 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: NSA
From: "Kavanaugh, Brett M." <Brett_M._Kavanaugh@who.eop.gov>
Date: 12/20/05, 8:32 PM
To: "McClellan, Scott" <Scott_McClellan@who.eop.gov>

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Aug 16 13:40:20 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: Carter's AG in hearings on FISA in 1978
From: "Kavanaugh, Brett M." <Brett_M._Kavanaugh@who.eop.gov>
Date: 12/21/05, 11:37 AM
To: <kr@georgewbush.com>

"[T]he current bill recognizes no inherent power of the President to conduct electronic surveillance, and I want to interpolate here to say that this does not take away the power to the President under the Constitution." Foreign Intelligence Electronic Surveillance Act of 1978: Hearings on H.R. 5794, H.R. 9745, H.R. 7308, and H.R. 5632 Before the Subcomm. on Legislation of the House Comm. on Intelligence, 95th Cong., 2d Sess. 15 (1978) (testimony of Att'y Gen. Griffin B. Bell)

"[T]he current bill recognizes no inherent power of the President to conduct electronic surveillance, and I want to interpolate here to say that this does not take away the power to the President under the Constitution." Foreign Intelligence Electronic Surveillance Act of 1978: Hearings on H.R. 5794, H.R. 9745, H.R. 7308, and H.R. 5632 Before the Subcomm. on Legislation of the House Comm. on Intelligence, 95th Cong., 2d Sess. 15 (1978) (testimony of Att'y Gen. Griffin B. Bell)

Subject: FW: NSA
From: "Kavanaugh, Brett M." <Brett_M._Kavanaugh@who.eop.gov>
Date: 12/21/05, 7:08 PM
To: "Gottesman, Blake" <Blake_Gottesman@who.eop.gov>

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Aug 16 12:55:54 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: FW: USAT – Warrantless surveillance 'inconsistent with law,' report says
From: "Gerry, Brett C."
Date: 1/19/06, 1:02 PM
To: "Miers, Harriet"
CC: "Kavanaugh, Brett M.", "Kelley, William K.", "Coffin, Shannen W."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Tue Jul 23 17:17:43 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: USAT – Warrantless surveillance 'inconsistent with law,' report says
From: "Kelley, William K."
Date: 1/19/06, 1:10 PM
To: "Gerry, Brett C.", "Miers, Harriet"
CC: "Kavanaugh, Brett M.", "Coffin, Shannen W."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Tue Jul 23 17:17:44 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: [NSA]
From: "Kavanaugh, Brett M."
Date: 1/19/06, 3:59 PM
To: "Bartlett, Dan"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Tue Jul 23 17:18:18 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

RE: [NSA]

Subject: RE: [NSA]
From: "Bartlett, Dan"
Date: 1/19/06, 4:10 PM
To: "Kavanaugh, Brett M."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Tue Jul 23 17:18:04 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: FW: AP – Former NSA head defends program of domestic surveillance in era of terrorism
From: "Kaplan, Joel"
Date: 1/23/06, 11:48 AM
To: "Kavanaugh, Brett M."

Strong--

`` Had this program been in effect prior to 9/11, it is my professional judgment that we would have detected some of the al-Qaida operatives in the United States," Hayden said in an appearance at the National Press Club.

From: White House News Update [mailto:News.Update@WhiteHouse.Gov]
Sent: Monday, January 23, 2006 11:39 AM
To: Kaplan, Joel
Subject: AP - Former NSA head defends program of domestic surveillance in era of terrorism

Former NSA head defends program of domestic surveillance in era of terrorism

By KATHERINE SHRADER

WASHINGTON (AP) _ In a wide-ranging defense of the National Security Agency's controversial surveillance program, the government's No. 2 intelligence official said Monday that the spy agency's operations are not a drift net over U.S. communities.

Gen. Michael Hayden, the former NSA director, described the 4-year-old program as narrowly targeted, using the same tools and techniques employed to decide whether to drop a 500-pound bomb on a terrorist target.

Hayden now holds the second-ranking job in the Office of the National Intelligence Director, John Negroponte.

`` Had this program been in effect prior to 9/11, it is my professional judgment that we would have detected some of the al-Qaida operatives in the United States," Hayden said in an appearance at the National Press Club.

Hayden's comments came as the Bush administration kicked off three days of public events aimed at defending the highly classified surveillance program.

First disclosed last month, the program approved by President Bush allowed the NSA to eavesdrop, without warrants, on communications of individuals within the continental United States, whose calls and e-mails were believed to have involved al-Qaida.

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1000279K@list.whitehouse.gov

Subject: paragraph on NSA in SOTU

From: "Kavanaugh, Brett M."

Date: 1/23/06, 9:32 PM

To: "Gerson, Michael J.", "McGurn, William J.", "Bartlett, Dan", "McConnell, John P."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Tue Jul 23 17:15:04 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

RE: this sentence work?

Subject: RE: this sentence work?
From: "Kavanaugh, Brett M."
Date: 1/23/06, 11:56 PM
To: "McGurn, William J."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Tue Jul 23 17:15:05 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

this sentence work?

Subject: this sentence work?

From: "McGurn, William J."

Date: 1/23/06, 11:30 PM

To: "Kavanaugh, Brett M."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Tue Jul 23 17:15:04 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: FW: STRS
From: "McDonald, Matthew T."
Date: 1/24/06, 3:05 PM
To: "Miers, Harriet", "Gerry, Brett C.", "Kavanaugh, Brett M."

take a look at the doc below and let me know your thoughts.

thanks, Matt

From: Wallace, Nicolle
Sent: Tuesday, January 24, 2006 3:00 PM
To: McDonald, Matthew T.; Bartlett, Dan; McClellan, Scott
Subject: RE: STRS

i love this

From: McDonald, Matthew T.
Sent: Tuesday, January 24, 2006 2:54 PM
To: Bartlett, Dan; Wallace, Nicolle; McClellan, Scott
Subject: STRS

Slightly different than our usual, but it might be effective. Also, I have communicated the "Terrorist Surveillance Program" language to the hill.

Setting The Record Straight: Charges Of "Domestic Spying"

Setting The Record Straight On The Scope Of The NSA Terrorist Surveillance Program.

Senator Harry Reid (D-NV) Calls The NSA Program A "Domestic Spying Program." "That is why Americans of all backgrounds and political parties are concerned about the NSA's domestic spying program." (Sen. Harry Reid, Press Release, 1/23/06)

But The President's Authorization Only Covers The International Calls Of Suspected Al Qaeda Members Or Related Terrorist Groups.

- **Deputy Director Of National Intelligence General Michael Hayden: "One End Of Any Call Targeted Under This Program Is Always Outside The United States."** GEN. HAYDEN: "I don't think domestic spying makes it. One end of any call targeted under this program is always outside the United States. I've flown a lot in this country, and I've taken literally hundreds of domestic flights. I have never boarded a domestic flight in the United States of America and landed in Waziristan. In the same way – and I'm speaking illustratively here now, this is just an example – if NSA had intercepted al Qaeda Ops Chief Khalid Shaikh Mohammed in Karachi talking to Mohamed Atta in Laurel, Maryland, in say, July of 2001 – if NSA had done that, and the results had been made public, I'm convinced that the crawler on all the 7 by 24 news networks would not have been 'NSA domestic spying.'" (General

Michael Hayden, Remarks, Washington, DC, 1/23/06)

DEFINITION: Domestic Vs. International.

- **Domestic Calls** are calls inside the United States. **International Calls** are calls either to or from the United States.
- **Domestic Flights** are flights from one American city to another. **International Flights** are flights to or from the United States.
- **Domestic Mail** are letters and packages sent within the United States. **International Mail** are letters and packages sent to or from the United States.
- **Domestic Trade** involves trade within the United States. **International Trade** involves trade between the United States and other countries.

Subject: FW: AP – Gonzales: Domestic spying standard 'essentially the same' as probable cause
From: "Kavanaugh, Brett M."
Date: 1/24/06, 5:38 PM
To: "Kaplan, Joel"

From: White House News Update [mailto:News.Update@WhiteHouse.Gov]
Sent: Tuesday, January 24, 2006 5:35 PM
To: Kavanaugh, Brett M.
Subject: AP - Gonzales: Domestic spying standard 'essentially the same' as probable cause

Gonzales: Domestic spying standard 'essentially the same' as probable cause

By PETE YOST

WASHINGTON (AP) Attorney General Alberto Gonzales offered additional defenses of President Bush's domestic spying program on Tuesday, as the administration tried to redefine the warrantless surveillance in a way that undermines critics.

Speaking to students at Georgetown University law school, Gonzales said a 15-day grace period allowing warrantless eavesdropping under the Foreign Intelligence Surveillance Act demonstrates that Congress knew such surveillance ``would be essential in wartime."

Gonzales was supplying legal arguments to the president's comments Monday that the effort should be called a ``terrorist surveillance program."

Confronting Gonzales during his nearly half-hour speech were more than a dozen young people in the audience who turned their backs to him and held up for a banner for television cameras. The banner, loosely based on a Benjamin Franklin quote, read: ``Those who would sacrifice liberty for security deserve neither."

Before his appearance at Georgetown, Gonzales said in a television interview that some congressional leaders told the administration in 2004 that it would not be possible to write legislation regarding the warrantless surveillance effort without compromising its effectiveness.

``We did go to certain members of the congressional leadership a year and a half ago," Gonzales said on CBS's ``The Early Show."

During his remarks in a packed law school lecture room at Georgetown, the attorney general also said the legal standard the administration uses in deciding whether to carry out surveillance on people with suspected al-Qaida ties is equivalent to the standard required for complying with the Fourth Amendment, which bans unreasonable searches and seizures.

The reasonable basis standard, said Gonzales, ``is essentially the same as the traditional

Fourth Amendment probable cause standard."

Stephen Saltzburg, a law professor at George Washington University, said that Gonzales' comments do not explain why the administration doesn't go to the Foreign Intelligence Surveillance Court to obtain warrants.

"If they are using a probable cause standard, they would have no problem going to the FISA court," said Saltzburg. "The executive might think there's a reasonable basis. Courts might not agree."

Georgetown University law professor David Cole said the reasonable basis standard is not equivalent to probable cause.

Moreover, said Cole, Gonzales' comments seem to conflict with those on Monday by Air Force Gen. Michael Hayden, principal deputy director of national intelligence.

Hayden said that when weighing whether to proceed with surveillance under the president's program, "the trigger is quicker and a bit softer than it is" with FISA.

Justice Department spokeswoman Tasia Scolinos said there is no conflict between the statements of Gonzales and Hayden and that "it is really just a matter of speed; as the AG said, the standards are essentially the same."

In his address, Gonzales said, "I keep hearing, 'Why not FISA?' Why didn't the president get orders from the FISA court?"

"It is imperative for national security that we can detect reliably, immediately and without delay whenever communications associated with al-Qaida enter or leave the United States."

Gonzales told his audience: "You may have heard about the provision of FISA that allows the president to conduct warrantless surveillance for 15 days following a declaration of war. That provision shows that Congress knew that warrantless surveillance would be essential in wartime."

Sharply disagreeing, George Washington University law professor Jonathan Turley said FISA's purpose "was never to grant warrantless surveillance for the war."

"While Congress saw some need to loosen the standard in the initial days of a war, it wanted the president to comply with FISA in carrying out surveillance in the United States," Turley said.

The attorney general said the program is limited in scope, and he blamed the news media for suggesting otherwise.

"These press accounts are in almost every case, in one way or another, misinformed, confusing or wrong," said Gonzales. "And unfortunately, they have caused concern over the potential breadth of what the president has actually authorized."

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Subject: NSA paragraph
From: "Kavanaugh, Brett M."
Date: 1/30/06, 2:18 PM
To: "McGurn, William J.", "Gerson, Michael J.", "Drouin, Lindsey E.", "McConnell, John P."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 11:04:13 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: NSA sentence that is still a problem ...

From: "Kavanaugh, Brett M."

Date: 1/31/06, 12:04 AM

To: "Gerson, Michael J.", "McGurn, William J.", "Drouin, Lindsey E.", "McConnell, John P.", "Bartlett, Dan", "Wallace, Nicolle"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 17:15:50 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: NSA sentence that is still a problem ...
From: "Drouin, Lindsey E."
Date: 1/31/06, 12:05 AM
To: "Kavanaugh, Brett M."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 17:15:50 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: NSA sentence that is still a problem ...
From: "Kavanaugh, Brett M."
Date: 1/31/06, 12:07 AM
To: "Drouin, Lindsey E."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 17:15:51 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: NSA sentence that is still a problem ...
From: "Drouin, Lindsey E."
Date: 1/31/06, 12:11 AM
To: "Kavanaugh, Brett M."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 17:15:52 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: NSA sentence that is still a problem ...

From: "Kavanaugh, Brett M."

Date: 1/31/06, 12:16 AM

To: "Kavanaugh, Brett M.", "Gerson, Michael J.", "McGurn, William J.", "Drouin, Lindsey E.", "McConnell, John P.", "Bartlett, Dan", "Wallace, Nicole"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 17:15:53 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: Re: NSA sentence that is still a problem ...
From: "Gerson, Michael J."
Date: 1/31/06, 12:25 AM
To: "Kavanaugh, Brett M."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 17:15:54 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: Fw: For DNI review -- speech paragraph
From: [P3/b(3)]
Date: 1/31/06, 12:06 PM
To: "Kavanaugh, Brett M."

THIS RECORD IS A WITHDRAWAL SHEET
Date created: Mon Jul 29 09:40:42 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

b(6),P6,P5,b(3),P3

Notes:

50 USC 3024(m)(1)

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: For DNI review -- speech paragraph
From: "Kavanaugh, Brett M."
Date: 1/31/06, 12:26 PM
To: [P3/b(3)]

THIS RECORD IS A WITHDRAWAL SHEET
Date created: Mon Jul 29 09:41:24 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P6,P3,b(6),b(3),P5

Notes:

50 USC 3024(m)(1)

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet

From: "Kavanaugh, Brett M."

Date: 1/31/06, 12:28 PM

To: "O'Sullivan, M. \"(Meghan\" L.", "Gibbs, John M.", "Abrams, Elliott", "Ansley, Judith A.", "Davis, Michele A.", "Feaver, Peter D.", "Luti, William J.", "Rood, John C.", "Slick, Stephen B.", "Zarate, Juan C.", "Wiegmann, John B.", "Wilder, Dennis C."

CC: "Staff Secretary", "McDonald, Matthew T.", "Sherzer, David", "DL-NSC-APNSA"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Fri Jul 26 14:25:45 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet
From: "O'Sullivan, M. \ (Meghan\) L."
Date: 1/31/06, 12:30 PM
To: "Kavanaugh, Brett M."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:32:10 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: For DNI review -- speech paragraph
From: "Kavanaugh, Brett M."
Date: 1/31/06, 12:52 PM
To: [P3/b(3)]

THIS RECORD IS A WITHDRAWAL SHEET
Date created: Mon Jul 29 09:44:38 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

b(3),b(6),P5,P6,P3

Notes:

50 USC 3024(m)(1)

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: Re: For DNI review -- #31
From: [P3/b(3)]
Date: 1/31/06, 2:14 PM
To: "Sherzer, David"
CC: [P3/b(3)]; et al

THIS RECORD IS A WITHDRAWAL SHEET
Date created: Mon Jul 29 09:46:42 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P6,P5,b(3),P3,b(6)

Notes:

50 USC 3024(m)(1)

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet

From: "O'Sullivan, M. \ (Meghan\) L."

Date: 1/31/06, 3:05 PM

To: "Kavanaugh, Brett M.", "Gibbs, John M.", "Abrams, Elliott", "Ansley, Judith A.", "Davis, Michele A.", "Feaver, Peter D.", "Luti, William J.", "Rood, John C.", "Slick, Stephen B.", "Zarate, Juan C.", "Wiegmann, John B.", "Wilder, Dennis C."

CC: "Staff Secretary", "McDonald, Matthew T.", "Sherzer, David", "DL-NSC-APNSA"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:32:12 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet
From: "Kavanaugh, Brett M."
Date: 1/31/06, 3:23 PM
To: "O'Sullivan, M. \"(Meghan\) L."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:32:15 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

b(7f),b(6),P6,P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet
From: "O'Sullivan, M. \ (Meghan\) L."
Date: 1/31/06, 4:44 PM
To: "Kavanaugh, Brett M."
CC: "DL-NSC-APNSA"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:32:19 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

b(7f),b(6),P6,P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet
From: "Kavanaugh, Brett M."
Date: 1/31/06, 4:45 PM
To: "O'Sullivan, M. \"(Meghan\) L."
CC: "DL-NSC-APNSA"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:32:21 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

b(7f),b(6),P6,P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet
From: "O'Sullivan, M. \ (Meghan\) L."
Date: 1/31/06, 4:47 PM
To: "Kavanaugh, Brett M."
CC: "DL-NSC-APNSA"

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:32:23 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

b(7f),b(6),P6,P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: NSA paragraph question

From: "Merkley, Brendon A."

Date: 1/31/06, 4:48 PM

To: "Kavanaugh, Brett M."

CC: "Drouin, Lindsey E.", "Sherzer, David", "Carson, Melissa M.", "Ward, Frank P.", "Fahy, Brian D."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:27:40 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: NSA paragraph question

From: "Kavanaugh, Brett M."

Date: 1/31/06, 4:49 PM

To: "Merkley, Brendon A."

CC: "Drouin, Lindsey E.", "Sherzer, David", "Carson, Melissa M.", "Ward, Frank P.", "Fahy, Brian D."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:27:41 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P5

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

Subject: RE: Foreign Policy Portions of SOTU Fact Sheet
From: "Kavanaugh, Brett M."
Date: 1/31/06, 4:58 PM
To: "O'Sullivan, M. \"(Meghan\) L."

THIS RECORD IS A WITHDRAWAL SHEET

Date created: Mon Jul 29 15:27:42 EDT 2019

Releasability: Withheld In Full

Reasons for Withholding:

P6,P5,b(6),b(7f)

Notes:

Case ID: gwb.2018-0258-F.4

Additional Information:

surve

Subject: Rehearing
From: "Leitch, David \ (D.G.)" <dleitch1@ford.com>
Date: 5/6/06, 12:36 PM
To: "Kavanaugh, Brett M."

Lots of good things happen to nominees on May 9.

If it would be helpful at some point I'd be happy to vouch for your lack of involvement in the surveillance program (I too was not read into that -- very tight circle) or other things that might come up that you're being tagged with inaccurately and unfairly. I know you can withstand any criticism of things the Administration has done but no sense carrying baggage that you haven't picked up before.

David Leitch

Subject: RE: Rehearing
From: "Kavanaugh, Brett M."
Date: 5/6/06, 4:22 PM
To: "Leitch, David \ (D.G.)" <dleitch1@ford.com>

Thanks. Should be ok on that one without any vouching from others, but happy to know that you are there if need be.

From: Leitch, David (D.G.) [mailto:dleitch1@ford.com]
Sent: Saturday, May 06, 2006 12:37 PM
To: Kavanaugh, Brett M.
Subject: Rehearing

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David Leitch

Lee: when have we said this before?

Subject: Lee: when have we said this before?

From: "Kavanaugh, Brett M."

Date: 5/12/06, 7:24 AM

To: "Bockhorn, Lee", "Drouin, Lindsey E."

This terrorist surveillance program makes it more likely that killers like the 9/11 hijackers will be identified and located in time.