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[JGR/APPOINTEE CLEARANCES - 08/29/1985-09/30/1985]

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FOIA

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| Doc No | Doc Type | Document Description | No of Pages | Doc Date | Restrictions | |
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| 1 | MEMO | J. ROBERTS TO RICHARD HAUSER RE PROSPECTIVE APPOINTEE (THIS DOCUMENT HAS BEEN RELEASED IN WHOLE) | 2 | 8/29/1985 | B6 | 379 |
| 2 | MEMO | ROBERTS TO DIANNA HOLLAND, RE: REAPPOINTMENT OF RICHARD CHAVEZ TO THE ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD (THIS DOCUMENT HAS BEEN RELEASED IN WHOLE) | 1 | 9/23/1985 | B6 | 1167 |
| 3 | MEMO | ROBERTS TO FRED FIELDING RE APPOINTMENTS TO COMMISSION OF FINE ARTS (PARTIAL) | 1 | 9/27/1985 | B6 | 380 |
| 4 | MEMO | CATHERINE BEDELL TO JANE DANNEHAUER, RE: PA AND PAS CANDIDATE WITHDRAWALS (PARTIAL) | 1 | 9/30/1985 | B6 | 1168 |

Freedom of Information Act - [5 U.S.C. 552(b)]

- B-1 National security classified information [(b)(1) of the FOIA]
- B-2 Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- B-3 Release would violate a Federal statute [(b)(3) of the FOIA]
- B-4 Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- B-6 Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- B-7 Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- B-8 Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- B-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

E.O. 13233

C. Closed in accordance with restrictions contained in donor's deed of gift.

THE WHITE HOUSE

WASHINGTON

August 29, 1985

MEMORANDUM FOR RICHARD A. HAUSER

FROM: JOHN G. ROBERTS 

SUBJECT: Appointment of Richard Morris to the
Permanent Committee for the Oliver
Wendell Holmes Devise

As we have discussed, I am returning this file to you. The Committee supervises the publication of a multi-volume history of the Supreme Court, as provided in the last will and testament of Justice Holmes. The volumes that have been published to date are generally regarded as the authoritative historical works, containing more raw data than analysis. The Librarian of Congress serves ex officio on the Committee, and the President appoints four members, one each from lists of three provided by the American Historical Association, the Association of American Law Schools, the American Philosophical Society, and the Association of American Universities.

Morris's Personal Data Statement presents no problems. He is an emeritus professor at Columbia, has published numerous historical works, and is regarded as the authority on John Jay. He has been President of the American Historical Association, and is the Chairman of the Supreme Court Historical Society's Constitution Bicentennial Planning Committee.

As you know, his name check revealed allegations of Communist Party activity 50 years ago, and publication of a book characterizing the Alger Hiss case as a "miscarriage of justice." With respect to the latter point, it may be noted that many were duped into taking the Hiss side, including Justice Felix Frankfurter. On the other hand, the President did award the Medal of Freedom to Hiss antagonist Whitaker Chambers, and may have strong feelings about appointing a "Hiss sympathizer" to anything. As for the Communist Party allegations, it is impossible to assess the credibility of a confidential source.

On balance, I do not think the President could be fairly subject to criticism for appointing a distinguished expert in the area such as Morris, nominated by the American Historical Association. The Communist Party allegations may be totally groundless -- they were raised in 1949 -- and

concerned activity 50 years ago. Morris is certainly not now regarded as a Communist, nor is his work reflective of the Communist view.

THE WHITE HOUSE

WASHINGTON

September 23, 1985

MEMORANDUM FOR DIANNA G. HOLLAND

FROM: JOHN G. ROBERTS 

SUBJECT: Reappointment of Richard Chavez to the
Architectural and Transportation Barriers
Compliance Board

Pursuant to 29 U.S.C. § 792(a)(1)(A) the President is authorized to appoint eleven members to this Board from the general public, of whom five shall be handicapped individuals. Reappointments are authorized, but no member may be reappointed more than once without a hiatus of at least two years in Board service. It is the function of the Board to ensure compliance with the Architectural Barriers Act of 1968 and to explore and report on various issues relating to access by the handicapped. See 29 U.S.C. § 792(b).

Richard Chavez is President of a training institute for the handicapped. A victim of polio, he is handicapped himself. This is Chavez's first reappointment. I have no objection.

THE WHITE HOUSE
WASHINGTON

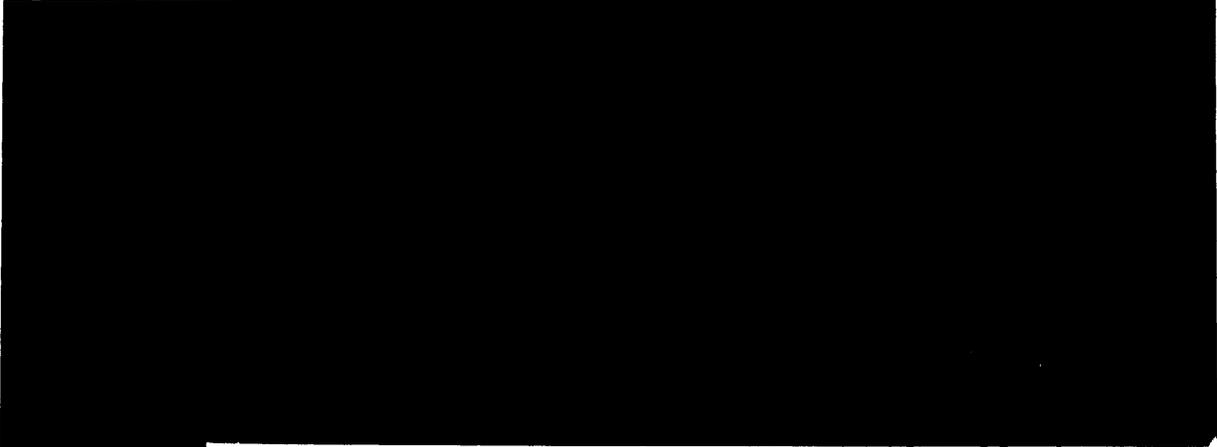
September 27, 1985

MEMORANDUM FOR FRED F. FIELDING

FROM: JOHN G. ROBERTS *JGR*

SUBJECT: Appointment of Diane Wolf and
Pascal Regan to the Commission
of Fine Arts

By memorandum dated July 31 for Bob Tuttle, you cleared six prospective appointees for the Commission of Fine Arts. You noted, however, the statutory requirement that the appointees be "well-qualified judges of the fine arts," 40 U.S.C. § 104, 



The attached memorandum to Borchard tells her she may go forward if she is satisfied.

Attachment

THE WHITE HOUSE
WASHINGTON

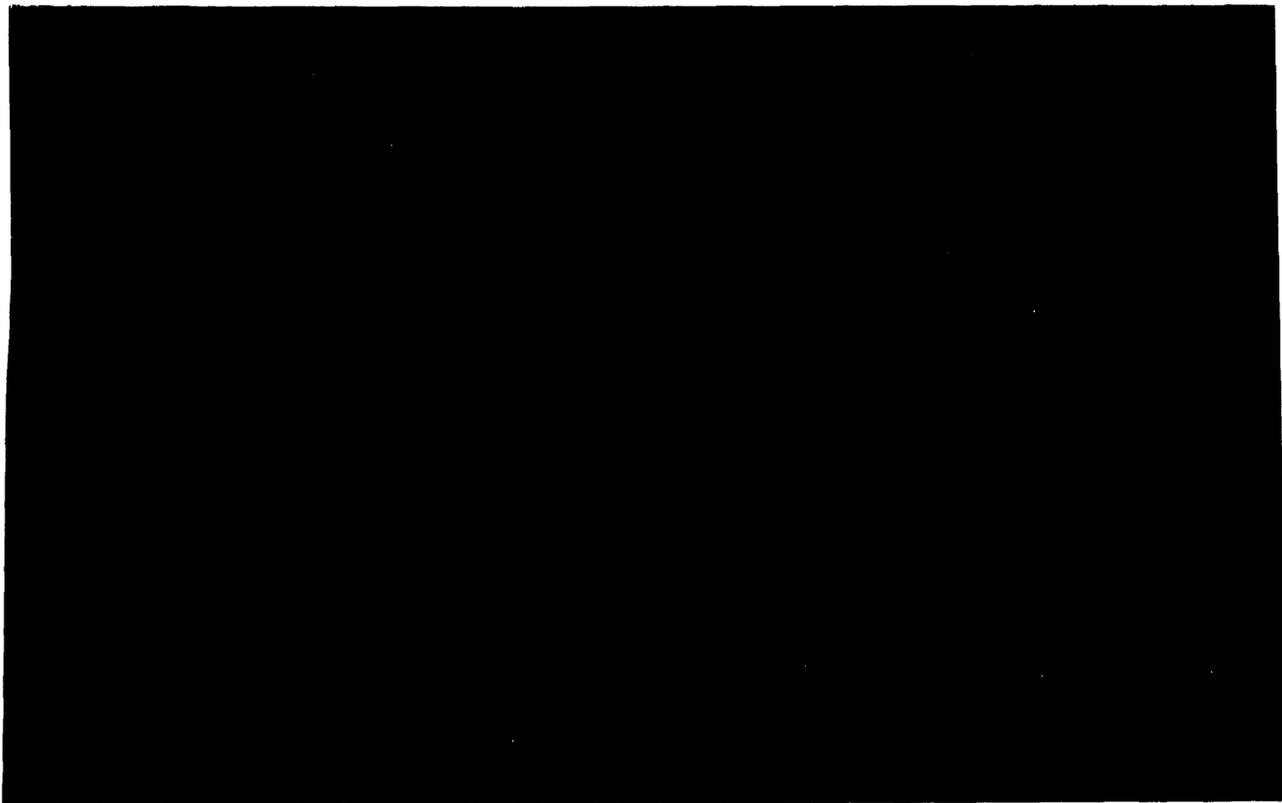
September 30, 1985

MEMORANDUM FOR JANE DANNENHAUER

FROM: CATHERINE BEDELL *CB*
SUBJECT: PA and PAS Candidate Withdrawals

For your permanent records, please be advised that the following individuals have been withdrawn from consideration as Presidential Appointments:

PAS CANDIDATES:



b6

PA CANDIDATES



b6

** They were never put into clearance from this office, but you may have received papers of some sort from them.

cc.: Holland, Tussing, Bullock.