

1 Travel Office employees. I don't know if they were all
2 dismissed or--

3 Q Okay.

4 A But I do remember that the files were discussed,
5 and Craig was talking on the phone, and he asked--I can't
6 remember if it was me or Lisa. I believe it was me, to go
7 and pull these files, and I gave them to Craig. That's all
8 I remember.

9 Q So you don't know who he was talking to on the
10 telephone?

11 A I have no recollection of who he was talking to on
12 the phone.

13 Q Okay. Do you have a recollection whether he took
14 those files from the office?

15 A No.

16 Q Okay.

17 A At that time, I have a recollection that there was
18 nothing in the files other than the fact that we had--they
19 were due for their new investigations and that we had made a
20 note because I don't think I could find the files on--if I
21 remember the list correctly, I could not find files on a
22 number of these individuals.

23 MR. SCHANZER: And is this in--you're saying this
24 was around the time that they were fired?

25 THE WITNESS: I believe this was in that May of

1 013147..

1 '93.

2 MR. SCHANZER: That would have been May of '93.

3 THE WITNESS: I believe it was in May of '93.

4 BY MR. HIRSHLAND:

5 Q Were you subsequently--let me step back for a
6 second. I believe you mentioned another instance in which
7 these individuals' files was discussed. Is that correct?
8 Do you recall one other instance?.

9 A No.

10 MR. SCHANZER: She said something about the check-
11 out process.

12 THE WITNESS: I said the only--with Mr. McSweeney
13 was when he had to be checked out. That was the only other
14 time.

15 BY MR. HIRSHLAND:

16 Q Okay. Why don't you tell us what happened when he
17 had to be checked out with respect to his file?

18 A It was just, you know, did we ever find a file on
19 Mr. McSweeney. No. I don't remember if the answer was no
20 or yes, but it was like no, I have no idea, and we had to
21 waive him in, and then Craig said, well, you need to escort
22 him through his check-out process. So I walked around with
23 him as he had everybody sign off on his thing.

24 Q Do you have any knowledge at any point subsequent
25 to that day in May or that time in May of 1993 of Billy,

1 Dale's BI or summary background being requested by your
2 office?

3 A No. Since he was no longer working there, there
4 would have been no reason.

5 Q Have you at any point in time up until today
6 learned that his file was, in fact, requested by the Office
7 of Personnel Security?

8 A I saw it on the news.

9 Q Can you--that's fair.

10 MR. SRERE: I don't want you to talk about what
11 you heard on the news. What do you know?

12 THE WITNESS: No.

13 MR. SCHANZER: What do you mean by requested?
14 What did the question mean? I'm not sure. Do you mean the
15 request, the request made by the White House, from the FBI?
16 Are we talking about a request from somebody to look at it
17 from the Office of Personnel Security? I'm not sure what
18 the question is.

19 BY MR. HIRSHLAND:

20 Q The question is the Office of Personnel Security
21 requesting from the FBI Mr. Dale's background investigation.

22 A I have no knowledge of that.

23 Q Other than what you heard on the news?

24 A Other than what I heard on the news.

25 Q You've been instructed by your lawyer. I

1 won't--I'm not going to mess with that.

2 Do you recall Independent Counsel Fisk ever
3 requesting this log or a copy of this log?

4 A No, not to my memory.

5 Q Do you know while you were working in the Office
6 of Personnel Security whether photocopies were made of this
7 log?

8 A Not to my memory.

9 Q Just one last point on this log. A few moments
10 ago, you stated in response to my question about whether you
11 were ever aware of BI's being removed from the office
12 without an entry being made. You pointed to--the instances
13 you were recalling were when Mr. Livingstone himself would
14 physically maintain in his custody the log, would take it
15 out of the office to presumably--

16 MR. SCHANZER: The file, the background. You said
17 the log.

18 MR. HIRSHLAND: This "log" word is really stuck in
19 my mouth.

20 BY MR. HIRSHLAND:

21 Q I'm sorry. Are you following me so far?

22 A So far.

23 Q Okay, I apologize.

24 When Mr. Livingstone would take the BI himself or
25 the file, in those instance, they would not be checked out

1 of the log. Are you aware of any other instances at all in
2 which a BI would be removed from the Office of Personnel
3 Security, but no entry would be made in this log?

4 A If--the only other time that I can remember when
5 that would happen is if the file, the whole file, was going
6 to the Secret Service, United States Secret Service, for
7 them to review to issue a permanent pass. We would make the
8 request, and they would review the whole file, but it was
9 always in the custody of someone who was authorized to see
10 the file, and the Secret Service--the reason it was not
11 checked out was because, A, first, they could request the
12 file on their own because the FBI can release a file to
13 another enforcement--to other enforcements. So the Secret
14 Service could have requested it on their own as part of
15 their duty of protecting the President.

16 As courtesy, we would take the whole file over to
17 the Secret Service and say these are the people that, you
18 know, are--we are requesting permanent passes for.

19 What we did do is we kept a log of every file that
20 went over to the Secret Service, and we had the Secret
21 Service sign for that file. Whether it was an initial by
22 Margaret Stanley or Janice or whoever received it, they
23 would just--she already has it--they would just sign for
24 that, and it would just simply be listed by name. It would
25 be listed by they have the whole file, they have the

1 investigation. It would just be by name.

2 Q Any other instances that you can think of?

3 A No.

4 And another thing to note is that the Secret
5 Service would retain one copy of that investigation for
6 their permanent files. That was a practice. We would
7 receive two copies of an investigation back from the FBI.
8 One was maintained with the Office of Personnel Security.
9 One was maintained with the United States Secret Service.

10 MR. SCHANZER: Why would they need to get a file
11 from you when they would get their hard pass determination?

12 THE WITNESS: They would review the whole file.
13 It was a practice that they reviewed the whole file.

14 MR. SCHANZER: So there would be things like tax
15 check waivers, things like that--

16 THE WITNESS: The tax check--

17 MR. SCHANZER: --in your file?

18 THE WITNESS: Yes.

19 MR. SCHANZER: It would be in the Secret Service?

20 THE WITNESS: Yes, it would be.

21 My understanding is the Secret Service was looking
22 for any threat, anybody who would pose a threat, and that
23 somebody who had a high tax or who evaded taxes would be
24 open to the possibility of being a threat to the President.

25 MR. SCHANZER: And that's not the type of thing