

1 Marceca left the Office of Personnel Security and when you
2 left the Office of Personnel Security him ever returning to
3 the office?

4 A He did come back into the office to say hello, but
5 only in those terms.

6 Q How often, do you recall, when he'd come back?

7 A I recall once.

8 Q Okay. And did he speak with Mr. Livingstone
9 personally at that one visit?

10 A I do not remember if Craig was in the office or
11 not.

12 Q Okay. Do you recall whether he mentioned anything
13 having to do with files, individual files?

14 A Not individual files, other than a joking
15 reference to the update project.

16 Q Okay. And do you recall what that reference was?

17 A That it was still going on, just, you know, that
18 it was a bear of a project, just, you know, jokingly.

19 Q Okay. Do you recall making any reference to prior
20 administration officials either by name or as a general--

21 A No.

22 Q Okay.

23 A You do mean at that time he came into that office
24 from that--

25 Q Yes.

1 record. I just want to disassociate myself on behalf of
2 Senator Biden from the line of questioning that's happened
3 at previous interviews. We are not interested in asking
4 attorneys about their communications with their clients.
5 I'll just leave it at that.

6 And as to Mr. Hirshland's statement about the
7 Senate's position and Senator Hatch's position that was
8 made, very well be the case--they may very well not be the
9 case. We would have to do similar research to confirm that,
10 but that is certainly not the position that Senator Biden
11 takes with respect to this investigation.

12 MR. HIRSHLAND: I'm happy to move on at this
13 point.

14 BY MR. HIRSHLAND:

15 Q Could you describe for us Mr. Livingstone's role
16 with respect to the Office of Personnel Security both in
17 terms of his formal responsibilities and also giving us a
18 little bit of insight as to his day-to-day involvement?

19 A He was the director of the office. He made all
20 major decisions. Most--well, I take that--I restate that.
21 He made most decisions.

22 He kept his hand and kept abreast of everything
23 that was going on in the office. He decided what projects
24 were going to take precedent, and he decided all issues of
25 hiring, and he reported directly to Counsel's Office.

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1 serious and viable privilege that our legal system is based
2 on, and I find it--I am somewhat disturbed that the question
3 would have to be put on record, a specific question asking
4 about attorney-client conversations, and I don't know what
5 the purpose of that was for; and I hope that people reading
6 this record later on or anybody using this report later on
7 will not look to that to see there is some suggestion that
8 there is some knowledge there or not knowledge.

9 It is an important principle to keep in, to make
10 sure it stays, and I just want to make sure that the record
11 is clear that I will not allow the attorney-client privilege
12 to be breached in any--under these circumstances.

13 MR. HIRSHLAND: I certainly appreciate your
14 concerns.

15 I suppose I also myself should state for the
16 record that the attorney-client privilege is, in fact,
17 sacrosanct in our judicial system. However, it is not
18 itself a doctrine as applicable in the contents of
19 congressional inquiries. That is freestanding from the
20 principle of executive privilege; that the Senate, in many
21 instances, chooses to recognize the attorney-client
22 privilege, but it does not do so on the grounds that it is
23 legally obliged to.

24 With that said, I will move on.

25 MR. SCHANZER: Well, let me make a comment for the

1 Q You've told us that you worked with Mr.
2 Livingstone in other contexts previously. Did you feel as
3 if your working relationship with him at the Office of
4 Personnel Security was as satisfactory both to you and to
5 him as your prior working relationships had been?

6 MR. SRERE: She can't answer what it was to Craig
7 Livingstone.

8 BY MR. HIRSHLAND:

9 Q Well, have you had any--answer it from your
10 perspective.

11 A As far as what Craig believes, I have no idea.

12 Q How about what you believed?

13 A I believe it was satisfactory.

14 Q Did you believe that your--in comparison to your
15 prior experiences working with Mr. Livingstone, did you
16 believe that there was any change?

17 MR. SRERE: I'm not sure what you're asking, M.r
18 Hirshland, about--I don't see why it's even relevant to the
19 inquiry what--I don't understand what you're getting at, and
20 so, until I do--you can explain the relevance, I'm not going
21 to let her answer these questions.

22 MR. HIRSHLAND: Okay. Can we go off the record
23 for a moment?

24 [Discussion held off the record.]

25 BY MR. HIRSHLAND:

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1 Q How closely did he supervise your activities?

2 A Every day.

3 Q Did you provide him updates on a regular basis?

4 Was there a formal kind of reporting system that you had
5 with him?

6 A It--I mean, you have to understand this was in an
7 office of 20 by 20, and there were no walls in this office
8 other than partitions we had set up, and I had
9 continuous--like if I looked up from my desk and he looked
10 up from his desk, I could see him, and it would be, more or
11 less, "Any problems today?," "No, none," or if he came back
12 from a Counsel's meeting and said this is what we need to
13 work on, for a huge part of the summer, I mean, he would
14 come back and say how are the permanent passes coming, how
15 is this coming, how is this coming, because Congress was
16 going why aren't there permanent passes. So it directly
17 related as to his involvement. I mean, it was constant and
18 very obvious.

19 Q How would you describe your working relationship
20 with Mr. Livingstone?

21 A As far as?

22 Q Did you feel as if you worked well together? Did
23 you feel if there were problems in your working
24 relationship?

25 A We worked fine together.

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1 BY MR. HIRSHLAND:

2 Q When you arrived at the Office of Personnel
3 Security in February of 1994, did you feel as if--

4 MR. SRERE: 1993.

5 MR. HIRSHLAND: 1993. Thank you.

6 BY MR. HIRSHLAND:

7 Q Did you feel at that point that you were suffering
8 from any sort of burnout?

9 A No.

10 Q Did you at any subsequent point during your tenure
11 at the Office of Personnel Security feel as if you suffered
12 from anything that might be called burnout?

13 A Other than the decision that I made in June of '94
14 that I decided politics was not what I wanted to do with my
15 life, no.

16 Q You say other than. Are you suggesting that your
17 decision in June of 1994--I presume this is your decision
18 that you ultimately wanted to leave the White House?

19 A Yes.

20 Q Was that in any way connected to anything that
21 might be called burnout?

22 A No, but it was common knowledge that I was looking
23 for other opportunities because I did not want to be in the
24 field of security for the rest of my life, but I did not
25 actively pursue others, and I did my job to the absolute