

1 received over a hundred FBI background reports before she
2 left?

3 THE WITNESS: I would have no recollection as to
4 how many she received.

5 MR. SCHANZER: Okay.

6 BY MR. HIRSHLAND:

7 Q Did you, yourself, actually make requests to the
8 FBI for BIs?

9 A Not to my memory. I have no memory of making a
10 request. I mean she showed me how it was done but--

11 Q Okay.

12 A --not that I actually said we need that previous
13 background investigation done on X, Y, and Z.

14 Q You had made reference earlier to a list that at
15 one point was used in the process. Could you elaborate on
16 your recollection as to what list was used and how?

17 A I believe, as I stated earlier, I said that it was
18 the list that was garnered from the Uniformed Secret Service
19 Division. A permanent pass, every person had a permanent
20 pass and it was garnered from the Uniformed Secret Service
21 Division--

22 Q But not by you?

23 A We would have had no way to compile a list.

24 Q From Mr. Livingstone, is that--

25 MR. SRERE: Is the question who requested it from

1 the Secret Service?

2 MR. HIRSHLAND: Yes.

3 MR. SRERE: Who requested the list from the Secret
4 Service?

5 THE WITNESS: Craig.

6 BY MR. HIRSHLAND:

7 Q Okay. Do you recall Ms. Gemmell ever indicating
8 that at a subsequent date when Project Update was further
9 along, a new list should be requested?

10 A Not to my specific recollection.

11 Q Do you recall whether at some later date, anyone
12 from the office did request a current list?

13 A Yes, we did.

14 Q Do you recall roughly when?

15 A No. I don't, I recall it was sometime after Tony
16 came.

17 Q Okay.

18 A I don't recall exactly when that was.

19 Q Okay.

20 MR. SCHANZER: Do you remember receiving the list?

21 THE WITNESS: I remember receiving the list, yes.

22 BY MR. HIRSHLAND:

23 Q Do you know whether Mr. Marceca, in fact, used
24 this list when he was deciding, was filling out requests to
25 the FBI for BIs?

1 A Yes. He was using that list.

2 Q How do you know that?

3 A When we received the list I was the one who picked
4 it up and took it to Tony and said, here's the new list that
5 we requested of all permanent pass holders.

6 Q Do you recall who requested the second list?

7 A Craig. Every request that we made, if my memory
8 is correct, was by Craig.

9 Q Do you recall whether--I understand that Craig
10 would have, his name would have actually been on the memo--

11 A And he would have signed off on it.

12 Q Okay. Do you recall whether anyone else was
13 involved in the decision to request another list? For
14 example, did you suggest to Craig that we need to order a
15 second list?

16 A After I noticed some of the names on the first
17 list that were clearly no longer in the White House, yes.

18 Q And when--so, shortly before the second list was
19 requested but you don't recall exactly when that was.

20 MR. SRERE: I'm sorry, that's not what she said.
21 So, she didn't say anything about the timing here, so, if
22 you have a question about what time, ask her.

23 MR. SCHANZER: I think she said the second list
24 was requested some time after Mr. Marceca arrived.

25 THE WITNESS: Yes.

1 BY MR. HIRSHLAND:

2 Q When did you notice that there were names on the
3 first list that were individuals who were clearly--

4 A Not the first list. The list that I went and
5 picked up which was that second list--

6 Q Okay.

7 A --that we requested for Tony because the previous
8 list was relatively out-dated.

9 Q When did you notice that it was out-dated?

10 A When Tony started going through, he said, this is
11 a really old list. And we said, well, let's request another
12 one. And we said, Craig, we need to request another one
13 because this list is really old and we've had, you know, a
14 few turnovers since then.

15 So, we then made a memo requesting a new permanent
16 pass list of the Secret Service. I went down and picked up
17 the list and--

18 Q From where?

19 A Uniformed Secret Service. And when we got the
20 list I was just quickly glancing through it and noticed
21 certain names that should not have been there.

22 Q Do you recall any particular names that were on
23 that list?

24 A The Bushes, the Quayles, Marlin Fitzwater, James
25 Baker. To the best of my recollection, those are the ones

1 that I remember.

2 Q Okay. And what did you do, did you or anyone else
3 from your office do anything to remedy what you perceived as
4 over-inclusive list?

5 A We took those names off the list. We mailed a
6 memo to Secret Service saying can you please remove these
7 people from the list? And then I took a black magic marker,
8 a little sharpie, and crossed those names.

9 Q Did you request an additional list?

10 A We then requested an updated list. I also told
11 and me and Craig also told Tony to go through the list and
12 see if there were other names that should not be on that
13 list that he could recognize.

14 Q And do you know whether he did that?

15 A To my knowledge, he did.

16 MR. SCHANZER: It's pretty important if you could
17 try to pinpoint when this occurred? Are we talking about
18 August of '93, are we talking about later on, are we talking
19 about November, January of '94?

20 THE WITNESS: I think we may be talking either
21 about September, I believe. I specifically don't remember,
22 but I believe it may be September.

23 BY MR. HIRSHLAND:

24 Q Do you know what Mr. Marceca did after you told
25 him to go through this new list to identify names that

1 shouldn't be on there?

2 A He went through to the best of his knowledge and
3 he came up with another list of names that should not have
4 been on the list. We sent that down to Secret Service and
5 we marked through those name and requested--this is when we
6 requested the new list.

7 We didn't do it with the initial, saying, oh, my
8 God, we have the Bushes on here, we have the Quayles on
9 here. Because that's when I told Tony, go through the list,
10 see what else, you know. Because I went and I showed it to
11 Craig and Craig was like, well, let's see who else on the
12 list shouldn't be on here.

13 And we gave it to Tony. Tony went through and the
14 first thing we did when we noticed those names, which
15 obviously did not need access to the White House any more,
16 we immediately sent a memo down to Secret Service. Tony
17 went through the list, came up with another memo and it's
18 after he went through the list we requested a new list.

19 MR. SCHANZER: This would be a third list now?

20 THE WITNESS: This would be a third list. We got
21 a whole bunch of lists.

22 MR. SCHANZER: Are we still talking September or
23 later on?

24 THE WITNESS: Within a month time frame. I don't,
25 I would give it a month time frame. I don't--