

1 Cutler, if there was an issue that merited discussion or
2 Craig felt merited some sort of discussion.

3 The reason that--no, I don't remember any log
4 being kept simply because they were in his custody at all
5 times.

6 MR. SCHANZER: Would these have ever been files
7 from Project Update?

8 THE WITNESS: Not to my recollection. To my
9 recollection, they were all new background investigations to
10 which we had received in the office, and there was a
11 question of something or an issue that needed to be brought
12 to the attention of Counsel's Office.

13 BY MR. HIRSHLAND:

14 Q Do you remember specific individuals that Mr.
15 Livingstone would take their files?

16 A Yes.

17 Q And those particular individuals--

18 MR. SCHANZER: We're not meaning individuals.

19 BY MR. HIRSHLAND:

20 Q Excuse me. Those individuals that you recall
21 specifically were not carryovers, they were new employees?

22 A Specifically, yes.

23 Q Do you recall the reasons why specifically they
24 were taken?

25 A Yes.

1 Q Would you tell us?

2 A No.

3 MR. SRERE: No. I don't want her to get into
4 anybody's personal background information. I don't want to
5 open her up to any potential violation of the Privacy Act.

6 MR. HIRSHLAND: Well, just so you know, the
7 Privacy Act does not apply to Congress. So she would not be
8 violating the Privacy Act.

9 MR. SCHANZER: You're giving her legal advice on
10 what the Privacy Act does and does not apply to? I mean,
11 that's ridiculous.

12 MR. HIRSHLAND: Excuse me, Mr. Schanzer, but I
13 resent your commentary here.

14 MR. SCHANZER: I don't care what you resent.

15 MR. HIRSHLAND: That is evident, your
16 unprofessional manner throughout this investigation.

17 MR. SCHANZER: I thought the idea of this
18 investigation was to determine what happened to these files
19 and why they were chosen, not specific private information
20 about why people's files might have been reviewed by
21 somebody in the White House Counsel's office.

22 MR. HIRSHLAND: Well, obviously--

23 MR. SCHANZER: So I'm making clear that we're
24 disassociating ourselves to any extent with this line of
25 inquiry, and I'll put it on the record that I think your

1 line of questioning in this regard is entirely
2 inappropriate.

3 MR. HIRSHLAND: Well, frankly, Mr. Schanzer, I'm
4 delighted to have you disassociated from the line of
5 questioning that I'm asking.

6 MR. SRERE: Can we move on?

7 MR. HIRSHLAND: I think we can, unless Mr.
8 Schanzer would care to add more commentary; legal analysis,
9 perhaps.

10 MR. SCHANZER: No.

11 MR. HIRSHLAND: Political analysis, perhaps?

12 BY MR. HIRSHLAND:

13 Q Can you tell us how often Mr. Kennedy would
14 actually visit the Office of Personnel Security?

15 A No. His main contact was in, I would say, a
16 weekly meeting with Craig, and every now and then, he would
17 come down to the office.

18 Q The weekly meeting you referred to, would that
19 occur--

20 A In Mr. Kennedy's office.

21 Q Okay.

22 A And then when Mr. Kennedy was no longer doing it,
23 it occurred with Beth Nolan who took over his duties.

24 And Beth never came to the office, that I do
25 remember.

- 1 Q That she did.
- 2 A Never came.
- 3 Q You have no recollection that she ever came?
- 4 A That's correct.
- 5 Q But you do have a recollection that she had weekly
- 6 meetings with Craig?
- 7 A She carried on in the same fashion that Mr.
- 8 Kennedy did.
- 9 Q Do you recall whether they had weekly meetings?
- 10 A That was the same fashion that Mr. Kennedy had.
- 11 Q So, your answer is, yes.
- 12 A I think I stated that earlier.
- 13 Q Did you ever have a conversation with Craig
- 14 Livingstone about how he got hired as director of the Office
- 15 of Personnel Security?
- 16 A No.
- 17 Q Do you have any knowledge about how he got hired?
- 18 A No.
- 19 Q Did Mr. Livingstone ever discuss with you any
- 20 desire to head the White House Military Office?
- 21 A Yes.
- 22 Q And can you tell us when this was?
- 23 A Specifically, no. I remember that he said that he
- 24 would like to. That it made sense since they all filed
- 25 through us anyway. But I, specifically as to when he

1 started saying that he would like to, no.

2 Q Did he ever discuss with you any prior commitments
3 or promises that had been made to him regarding his salary
4 as director of the Office of Personnel Security?

5 A Yes. Vaguely, I remember that.

6 Q Do you remember what he discussed with you? I'm
7 not asking for the particular numbers but just the general--

8 A I remember that he discussed what the previous
9 director's salary was and what his was in comparison and
10 what he had been promised and what the actual offering was.

11 Q Mr. Livingstone at one point wrote a handwritten
12 letter to Mr. Quinn regarding his, evidently regarding his
13 salary situation. Do you have any recollection of him doing
14 so?

15 A No.

16 Q He has indicated to us that he presented to Mr.
17 Quinn a printout of what prior individuals who held the same
18 position he had; had been paid. Were you ever aware that he
19 had obtained such a printout?

20 A Other than, as I previously stated, he knew what
21 the prior director's salary was, no.

22 Q I'm talking about a specific printout.

23 You have no recollection?

24 A No.

25 Q Did Craig Livingstone ever tell you that anyone in

1 his family was friends with the President and the First Lady
2 or the Vice President?

3 A No.

4 Q Do you know if he ever told anyone else that
5 anyone in his family was friends--

6 A I have no knowledge of what he told anybody else,
7 really.

8 Q So, you have no particular knowledge that he told
9 anyone else that anyone in his family was friends with
10 either the President and the First Lady or the Vice
11 President?

12 A No. The only knowledge that I have that his
13 parents were anything were that they were Republican.

14 Q While you were at the Office of Personnel
15 Security, do you recall Craig ever discussing the President
16 personally calling him to handle any advance work?

17 A No.

18 Q Did the President ever personally call Craig
19 Livingstone?

20 A Not to my knowledge.

21 Q Did the First Lady ever call Craig Livingstone?

22 A Not to my knowledge.

23 Q The Vice President?

24 A Not to my knowledge.

25 Q Do you know if Craig Livingstone ever performed