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13 files would be archived?

14 THE WITNESS: Yes. They would then be turned over  
15 to Records and Management Office.

16 MR. SCHANZER: Do you know if that occurred?

17 THE WITNESS: I don't have a specific memory of  
18 saying these people are going over to that office saying we  
19 have these people. I have a memory of having a file that  
20 had about 50 files in it of people who were no longer there.

21 BY MR. HIRSHLAND:

22 Q. When you say you had, what do you mean by that?

23 A I mean that I personally have a memory that there  
24 were about 50 files that we had slated to be archived, but  
when we archived, we archived by the box. We couldn't just

1 simply say here are three or four files, you know, archived,  
2 because the Records Management had such a huge--

3 Q Right.

4 A --load that they were archiving that my  
5 understanding was for us to archive, wait until we had a box  
6 so they could put all White House Personnel Security in one  
7 place, so that if we do have to go back to it, we could go  
8 back to it.

9 And we had a separate file drawer set up just to  
10 hold those people who were no longer at the White House who  
11 were slated to be archived.

12 MR. SCHANZER: Was that done for each set of  
13 employees, NSC, GSA, AT&T?

14 THE WITNESS: It was a general--general file  
15 drawer for everybody who was slated to be archived who was  
16 no longer at the White House.

17 BY MR. HIRSHLAND:

18 Q So, hypothetically, this batch of files to be  
19 archived would have contained people from different offices,  
20 who at one point had been in different offices, but were  
21 presently inactive?

22 A Yes. To the best of my recollection, that is the  
23 way it was done.

24 Q Do you recall Mr. Livingstone ever looking through  
25 these files?

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1 A As far as going into the vault and looking through  
2 them?

3 Q At any point in the--

4 A Any time a background investigation came in to our  
5 office, Craig reviewed it.

6 Q Okay. How about once they were identified as--for  
7 simplicity sake, we'll say to be archived. I think we all  
8 understand what that means.

9 A He would have already reviewed it by that point.

10 Q Do you recall whether he ever went to the vault  
11 and looked at the files that had been identified to be  
12 archived?

13 A I don't have a specific recollection of it.

14 Q Okay. Do you recall whether anyone else ever did?

15 A Not to my knowledge.

16 Q Do you know why--I believe you stated that Mr.  
17 Marceca was told to go through the list and identify people  
18 who kind of jumped out as not current administration  
19 passholders.

20 A Uh-huh.

21 Q And you suggested that certain people jumped off  
22 the list to you, certainly.

23 A Uh-huh.

24 Q Do you know why individuals such as James Baker or  
25 Marlin Fitzwater's files would have been actually ordered

1 from the FBI?

2 MR. SRERE: First of all, do you have an  
3 understanding of whether--while you were there at the  
4 office, do you have an understanding whether James Baker's  
5 file was requested?

6 THE WITNESS: Not to my knowledge. I never saw  
7 it.

8 BY MR. HIRSHLAND:

9 Q Well, in fact, it was, and it seemed a little bit  
10 odd that Mr. Marceca would not have recognized those two  
11 individuals as examples.

12 A Two?

13 Q James Baker and Marlin Fitzwater.

14 A Oh. Was Marlin Fitzwater's requested?

15 Q Yes.

16 A Oh.

17 Q Do you have any explanation for why Mr. Marceca  
18 after having gone through a check of who appeared to be  
19 turned and--

20 A I cannot speak for Tony. I don't know why.

21 Q Okay. Do you recall Mr. Livingstone and Mr.  
22 Marceca ever discussing the contents of the files, of any of  
23 the files of inactive prior administration employees?

24 A I recall them discussing some of the background  
25 investigations that came back in, but at that time, I

1 don't--

2 MR. SCHANZER: Came back in? What do you mean?

3 THE WITNESS: When--after the request was made,  
4 when they came back into the White House Personnel Security  
5 Office. I don't recall that at that time that they knew  
6 they were no longer there.

7 I know that they discussed certain files.

8 MR. SCHANZER: Are you talking about, like, new  
9 employees or part of the update project or--

10 THE WITNESS: Part of the update project, but I  
11 don't recall that they knew they had already previously left  
12 the White House, and they, meaning Craig and Tony, I don't  
13 think that they knew. I don't remember that they knew.

14 BY MR. HIRSHLAND:

15 Q Okay, but your recollection is that they were  
16 discussing the contents of the files of prior administration  
17 officials who either were carryovers or were--

18 MR. SRERE: The people on the Project Update list,  
19 which may be people who were still there and may not be.

20 BY MR. HIRSHLAND:

21 Q But you--how did you know that the people they  
22 were talking about weren't new employees?

23 A Because Tony did not read the investigations of  
24 the new employees as part of his job. As part of his job,  
25 he reviewed the old--the background investigations that came

1 in, and if there was an issue or if he thought that there  
2 was an issue, he would then go to Craig and say, Craig, I  
3 think we may have an issue here, when the new investigation  
4 is initiated.

5 Q But he did do SF-86's for new employees; is that  
6 correct?

7 A Uh-huh.

8 MR. SRERE: When you say he, Tony Marceca?

9 THE WITNESS: Tony Marceca. When the SF-86 would  
10 come in filled out, he would review it and then send it off  
11 to the FBI.

12 MR. SCHANZER: That was separate or apart from his  
13 update project?

14 THE WITNESS: Yeah, which was completely separate  
15 and apart.

16 BY MR. HIRSHLAND:

17 Q But you're fairly certain that he had no  
18 involvement in any part of the process for new employees  
19 that would--after the employees' BI's would come back to the  
20 Office of Personnel Security?

21 A I'm not sure what you're asking me.

22 Q Okay. It wasn't a very clear question.

23 Tony Marceca was involved in the processing of  
24 SF-86's for new employees.

25 A Yes.

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