

Christopulos, Greg

From: Christopulos, Greg
Sent: Tuesday, December 04, 2001 9:22 AM
To: Sills, Gay; Sampliner, Gary; Resnick, Bonnie; Wallace, James
Subject: RE: Dam trip to India. Geetha: do you have anything in the briefing about enron's problems with India?

i'm not here to ski but to learn and to be a better team player on us deligations, right? see you all. i finally got the hang of this system; it's a blessing and a curse. do you miss gary too or am i the only lucky one?

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From: Sills, Gay
Sent: Tuesday December 04, 2001 9:15 AM
To: Christopulos, Greg; Sampliner, Gary; Resnick, Bonnie; Wallace, James
Subject: RE: Dam trip to India. Geetha: do you have anything in the briefing about enron's pro **[Christopulos, Greg]** i blems with India?

Joe made me believe the trip was now, but larry and geetha haven't given me a date so this is one you will be happy to hear I think we can hold for you. [(b)(6)]

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From: Christopulos, Greg
Sent: Tuesday, December 04, 2001 9:14 AM
To: Sills, Gay; Sampliner, Gary; Resnick, Bonnie; Wallace, James
Subject: RE: Dam trip to India. Geetha: do you have anything in the briefing about enron's problems with India?

If we need info asap, contact chris cogburn at opic (he's the vp for external affairs). I have the opic phone list on top of my docking station or his number is avaiaolbe on the web at the opic web site.

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From: Sills, Gay
Sent: Tuesday December 04, 2001 9:06 AM
To: Christopulos, Greg; Sampliner, Gary; Resnick, Bonnie; Wallace, James
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[(b)(5)]

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Sent: Monday December 03, 2001 8:41 PM
To: Rao, Geetha; Sils, Gay; Resnick, Bonnie
Cc: Christopoulos, Greg
Subject: RE: Dam trip to India. Geetha: do you have anything in the briefing about enron's problems with India?

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We are confirming the timing of the trip and will let you know asap.

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Cc: McDonald, Larry; Sils, Gay; Christopoulos, Greg
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[(b)(5)]

<< File: (07-12-01) Enron-OPIC info memo - final.doc >>

[(b)(5)]

<< File: (07-12-01) Enron-OPIC info memo - final.doc >> << File:
IndiaInvClimate2 gc.doc >>

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To: Resnick, Bonnie; Rao, Geetha
Subject: Dam trip to India. Geetha: do you have anything in the
briefing about enron's problems with India?

Dam told Joe Engelhard he wanted something in. please let us
see what you have in, if anything. Otherwise bonnie who is filling
in for greg will have to do something. thanks << File: Briefing on
OPIC-Dabhol - Investment section.doc >>

1/16/02

[(b)(5)]

BRIEFING

MEMORANDUM FOR DEPUTY SECRETARY EIZENSTAT

FROM: Timothy F. Geithner
Under Secretary (International Affairs)

SUBJECT: Briefing for Your OPIC Board Meeting

DATE AND TIME: Tuesday, June 13, 2000
Board Luncheon 12:00-1:00 P.M.
Board Meeting 1:00-3:00 P.M.

LOCATION: Twelfth Floor
1100 New York Avenue

OVERVIEW:

[(b)(5)]

RECOMMENDATION:

[(b)(5)]

That you support Board approval of all the other projects. (Tabs 7, 8, and 9)

OTHER ISSUES:

[(b)(5)]

The OPIC-MidAmerican Claim

[(b)(5)]

+

[(b)(5)]

Suggested Talking Points

[(b)(5)]

The Gaza Power Project

[(b)(5)]

Suggested Talking Points

[(b)(5)]

[(b)(5)]

ATTACHMENTS: Overview Letter from President Munoz

G/ITI/BD0919

Costa Rica -- Home Mortgages

Tab 6

Background: [OUTSIDE SCOPE , (b)(5)]

Talking Points:

[OUTSIDE SCOPE , (b)(5)]

[OUTSIDE SCOPE , (b)(5)]

Trinidad and Tobago

Tab 7

Background:

[OUTSIDE SCOPE , (b)(5)]

Talking Points:

[OUTSIDE SCOPE , (b)(5)]

Philippines – Power Project

Tab 8

Background: [OUTSIDE SCOPE , (b)(5)]

Talking Point:

[OUTSIDE SCOPE , (b)(5)]

Colombia – Cellular Phone Project

Tab 9

Background: [OUTSIDE SCOPE , (b)(5)]

Talking Points:

[OUTSIDE SCOPE , (b)(5)]

Update on Cuiaba

On August 13, 1999, John Hardy from Enron met with Gay Sills to give an update on the Cuiaba project. According to Hardy:

- Phase I report on direct mitigation measures is in final.

- Phase II report on secondary impact was completed in mid-July. It has been circulated to the NGOs and indigenous people organizations in Bolivia. Hardy will send Treasury a copy.

- On August 10, 1999, Enron met with local communities in Bol and the GOB to discuss pipeline mitigation measures.

- OPIC has hired full time consultants which will monitor the project.

- Enron has a full project management team in place which includes a community liaison officer and a press operation to keep the local communities informed.

- The survey and construction teams are being trained in what needs to be done to minimize the damage to the environment. The survey teams, which are already in the field has a botanist with it looking for sensitive habitat. Construction bases are in operation. Construction is being funded by Enron until OPIC certifies that all the conditions precedent have been met and OPIC financing is in place.

- Enron and the other project sponsors are proposing the establishment of a 3- tiered committee structure to manage the \$20 million conservation program for the forest.

1. A U.s. There w

cuiaba para
Summary

[(b)(5)]

ACTION

MEMORANDUM FOR DEPUTY SECRETARY EIZENSTAT

FROM: Timothy F. Geithner
Under Secretary, International Affairs

SUBJECT: Response to Amazon Watch and Friends of the Earth on the Criticism
of the Cuiaba Pipeline

ACTION FORCING EVENT:

[(b)(5)]

RECOMMENDATION:

[(b)(5)]

BACKGROUND:

[(b)(5)]

[(b)(5)]

Attachments

- Tab A: Letters for Signature
- Tab B: Incoming Letter and Abridged Report
- Tab C: NGOs' Report (from the Internet)
- Tab D: OPIC Response to NGOs
- Tab E: Enron's Response to NGOs

Mr. Jon Sohn
International Policy Analyst
Friends of the Earth-US
1025 Vermont Avenue, N.W.,
Third Floor
Washington, D.C. 20005-6303

Dear Mr. Sohn:

[(b)(5)]

Sincerely,

Stuart E. Eizenstat

Ms. Atossa Soltani
Director
Amazon Watch
20110 Rockport Way
Malibu, California 90265

Dear Ms. Soltani:

[(b)(5)]

Sincerely,

Stuart E. Eizenstat

INFORMATION

**MEMORANDUM FOR SECRETARY RUBIN
DEPUTY SECRETARY SUMMERS**

FROM: Timothy Geithner
Under Secretary for International Affairs

SUBJECT: OPIC Decision to Support Bolivian Pipeline Project

Introduction

[(b)(5)]

OPIC Conditions

[(b)(5)]

The Enron/NGO Conservation Program

[(b)(5)]

Assessment

[(b)(5)]

[(b)(5)]

Outlook

[(b)(5)]

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[(b)(5)]

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[(b)(5)]

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[(b)(5)]

Assessment

[(b)(5)]

Outlook

[(b)(5)]

BRIEFING

MEMORANDUM FOR UNDER SECRETARY GEITHNER

FROM: Meg Lundsager
Deputy Assistant Secretary for Trade & Investment Policy

SUBJECT: Meeting with OPIC President Munoz (2:00 p.m. Monday, May 17, 1999,
your office)

Introduction

[(b)(5)]

The Cuiaba Power Project

[(b)(5)]

[(b)(5)]

Key Points to Rise

[(b)(5)]

New Africa Infrastructure Fund

[(b)(5)]

Key Points to Raise

[(b)(5)]

Peru - Insuring U.S. Bondholders

[(b)(5)]

Key Points to Raise

[(b)(5)]

Meeting with OPIC President Munoz

Drafted by:

G.Christopoulos/ITI

Cleared by:

GHSills/ITI

COuellette/ITI

cc: MColby/IDB

g;iti/opic/mun-Geithner mtg 5-17

Christopoulos, Greg

From: Christopoulos, Greg
Sent: Tuesday, December 04, 2001 9:14 AM
To: Silis, Gay; Sampliner, Gary; Resnick, Bonnie; Wallace, James
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If we need info asap, contact chris cogburn at opic (he's the vp for external affairs). I have the opic phone list on top of my docking station or his number is avaiacolbe on the web at the opic web site.

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Nichols, Robert

From: Aiken, Chip (NBC, CNBC) [chip.aiken@nbc.com]
Sent: Friday, January 18, 2002 3:26 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Thanks... and one last question.

Which way is proper for Bob to address the Deputy Secretary?

(Mr. Secretary?)

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Friday, January 18, 2002 3:13 PM
To: chip.aiken@nbc.com
Subject: RE: test

will do

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Friday, January 18, 2002 2:49 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

That would be great. If you can give me a heads up about the new budget item so i can show a chyron while the Deputy Secretary is announcing it, I'd appreciate it.

Of course, it would be embargoed until the Deputy Secretary's appearance.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Friday, January 18, 2002 1:01 PM
To: chip.aiken@nbc.com
Subject: RE: test

perfect

hey, if you guys want, we can make news on the show:

bob should ask -

1. about the economy

2. then about the war on terrorism - i can have dan announce a new budget item on teh segment

[then, i'm sure he will ask the enron question, that's ok]

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Friday, January 18, 2002 12:26 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

Here's the info for the Deputy Secretary (Tuesday at CBOT)

He should go to the 4th floor media perch. Mindy Korando will meet him there and seat him at our CBOT booth.

We ask that he be there 8 minutes before the interview so we can get him miked up and ready to go.

The anchor will be Bob Sellers.

Thanks.

Chip Aiken
Associate Producer
CNBC
201-585-6260

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 6:19 PM
To: chip.aiken@nbc.com
Subject: RE: test

tnx

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 5:58 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

I will get details from Chicago in the morning and have the info for you sometime before noon.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 5:15 PM
To: chip.aiken@nbc.com
Subject: RE: test

thanks

where, exactly, should we go?

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 5:11 PM
To: 'Robert.Nichols@do.treas.gov'
Subject: RE: test

Rob,

Yes. Ok with that.

We look forward to seeing the Deputy Secretary on Tuesday at 11:08am ET from CBOT.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 4:42 PM
To: chip.aiken@nbc.com
Subject: RE: test

great
cbot
11 08 am
topics - domestic economy, financial war on terrorism, argy

ok w/that?

Rob Nichols
Deputy Assistant Secretary for Public Affairs

Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 4:11 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Ok Rob,

That's not a problem.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 3:41 PM
To: chip.aiken@nbc.com; Robert.Nichols@do.treas.gov
Subject: RE: test

it looks like our meeting is moving to the CBOT. so , as of this moment,
we'll have to do it there.

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 3:11 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

We have cameras at both. but logistically for us, the Merc would be better.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 2:37 PM
To: chip.aiken@nbc.com
Subject: RE: test

just confirming: your camera is at the merc exchange, not the cbot, right?

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 11:29 AM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

That's fine. We also would like to discuss the performance of the dollar and the Argentina situation.

Can you please e-mail a bio? Thanks.

Chip Aiken
Associate Producer
CNBC
201-585-6260

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 10:54 AM
To: chip.aiken@nbc.com
Subject: RE: test

what additional info do we need to discuss?

topics we want to discuss: terrorism financing, the president's stimulus efforts.

i have scheduled the live hit into our sched

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

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Subject: RE: test

Rob,

It's good.

Chip Aiken
Associate Producer
CNBC
201-585-6260

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From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Wednesday, January 16, 2002 5:38 PM
To: chip.aiken@abc.com
Subject: test

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

Because e-mail can be altered electronically,
the integrity of this communication cannot be guaranteed.

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Nichols, Robert

From: Aiken, Chip (NBC, CNBC) [chip.aiken@nbc.com]
Sent: Friday, January 18, 2002 2:40 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

That would be great. If you can give me a heads up about the new budget item so i can show a chyron while the Deputy Secretary is announcing it, I'd appreciate it.

Of course, it would be embargoed until the Deputy Secretary's appearance.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Friday, January 18, 2002 1:01 PM
To: chip.aiken@nbc.com
Subject: RE: test

perfect

hey, if you guys want, we can make news on the show:

bob should ask -

1. about the economy
2. then about the war on terrorism - i can have dam announce a new budget item on teh segment

[then, i'm sure he will ask the enron question, that's ok]

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Friday, January 18, 2002 12:26 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

Here's the info for the Deputy Secretary (Tuesday at CBOT)

He should go to the 4th floor media perch. Mindy Korando will

meet him there and seat him at our CBOT booth.

We ask that he be there 8 minutes before the interview so we can get him miked up and ready to go.

The anchor will be Bob Sellers.

Thanks.

Chip Aiken
Associate Producer
CNBC
201-585-6260

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 6:19 PM
To: chip.aiken@nbc.com
Subject: RE: test

thnx

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 5:58 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

I will get details from Chicago in the morning and have the info for you sometime before noon.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 5:15 PM
To: chip.aiken@nbc.com
Subject: RE: test

thanks

where, exactly, should we go?

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 5:11 PM
To: 'Robert.Nichols@do.treas.gov'
Subject: RE: test

Rob,

Yes. Ok with that.

We look forward to seeing the Deputy Secretary on Tuesday
at 11:08am ET from CBOT.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 4:42 PM
To: chip.aiken@nbc.com
Subject: RE: test

great
cbot
11:08 am
topics - domestic economy, financial war on terrorism, argy

ok w/that?

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 4:11 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Ok Rob,

That's not a problem.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 3:41 PM
To: chip.aiken@nbc.com; Robert.Nichols@do.treas.gov
Subject: RE: test

it looks like our meeting is moving to the CBOT. so , as of this moment,
we'll have to do it there.

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury

(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 3:11 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

We have cameras at both, but logistically for us, the Merc would be better.

Chip

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 2:37 PM
To: chip.aiken@nbc.com
Subject: RE: test

just confirming: your camera is at the merc exchange, not the cbot, right?

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Thursday, January 17, 2002 11:29 AM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

That's fine. We also would like to discuss the performance of the dollar and the Argentina situation.

Can you please e-mail a bio? Thanks.

Chip Aiken
Associate Producer
CNBC
201-585-6260

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Thursday, January 17, 2002 10:54 AM
To: chip.aiken@nbc.com
Subject: RE: test

what additional info do we need to discuss?

topics we want to discuss: terrorism financing, the president's stimulus efforts.

i have scheduled the live hit into our sched

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

-----Original Message-----

From: Aiken, Chip (NBC, CNBC) [mailto:chip.aiken@nbc.com]
Sent: Wednesday, January 16, 2002 5:49 PM
To: 'Robert.Nichols@do.treas.gov'
Cc: Aiken, Chip (NBC, CNBC)
Subject: RE: test

Rob,

It's good.

Chip Aiken
Associate Producer
CNBC
201-585-6260

-----Original Message-----

From: Robert.Nichols@do.treas.gov [mailto:Robert.Nichols@do.treas.gov]
Sent: Wednesday, January 16, 2002 5:38 PM
To: chip.aiken@nbc.com
Subject: test

Rob Nichols
Deputy Assistant Secretary for Public Affairs
Department of the Treasury
(202) 622-2910

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ALAN J. LIPNER
SENIOR VICE PRESIDENT - TAXES

Alan J. Lipner is Senior Vice President - Taxes. His responsibilities include managing the Tax Departments of American Express and American Express Financial Advisors, which encompass tax planning and compliance/reporting functions. Mr. Lipner is responsible for preparing, signing and filing U.S. tax returns (Federal, state and local) for Amexco and its subsidiaries, paying tax liabilities, determining provisions for taxes, developing tax policy for the Company, advising senior management in planning the Company's operations and investments to minimize taxes, organizing and supervising negotiations with all tax authorities to resolve disputed issues, administrative appeal and litigation, including entering into binding agreements on behalf of Amexco and its subsidiaries in connection with tax settlements.

Mr. Lipner is Chairman, Policy Committee - Tax Council. He is a member of the Business Round Table Tax Committee, New York State Bar Association, Tax Executive Institute, Committee on State Taxation, International Tax Association, National Association of Accountants, Tax Foundation, and American Institute of Certified Public Accountants.

Mr. Lipner joined American Express in 1982 as Vice President -Taxes. In 1987 he was promoted to Senior Vice President - Taxes.

Prior to joining American Express, Mr. Lipner was Vice President - Taxes at F.W. Woolworth Company. He previously was a Partner with Deloitte & Touche for nine years.

Mr. Lipner graduated from Pennsylvania State University in 1959 where he received his Bachelor of Science Degree. In addition, Mr. Lipner received his JD and LLM Degrees from New York University School of Law. He is a Certified Public Accountant, and a member of the New York State Bar.

He resides in Scarsdale, New York with his wife and three children.

J. Robert Vastine
President of the Coalition of Service Industries

J. Robert Vastine has served as the President of CSI since his appointment to that position in January, 1996. The 19-year-old Coalition, based in Washington D.C., represents the interests of the US service sector, which accounts for more than 75% of US economic activity and employment.

Since its founding, CSI has directed its efforts to expanding business opportunities for US service companies in foreign markets by removing barriers to their trade and investment, and to developing policymakers' awareness of the increasingly important role services play in creating high quality US jobs, exports, and economic growth.

The Coalition represents a wide variety of service sector companies which operate globally and whose interests include financial services, insurance, information technology, accounting and other professional services, telecommunications, maritime transport, and travel and tourism. CSI led US private sector efforts in 1997 to achieve successful World Trade Organization Agreements on Financial Services, and Basic Telecommunications.

Prior to joining CSI, Vastine served in Washington as President of the Congressional Economic Leadership Institute, a bi-partisan, non-profit foundation which helps educate Congress on issues affecting US economic competitiveness. Mr. Vastine served for six years as Staff Director of the Senate Republican Conference. His extensive Capitol Hill experience also includes posts as Minority Staff Director of the Senate Committee on Government Affairs; Legislative Director for Senator John H. Chafee of Rhode Island; and Legislative Assistant for Congressman Thomas B. Curtis of Missouri.

Mr. Vastine's Executive Branch experience includes service as Deputy Assistant Secretary of the Treasury for International Trade and Raw Materials Policy under President Gerald Ford. He also served as Vice President of the Oversight Board of the Resolution Trust Corporation, which was chaired by Secretary of the Treasury Nicholas Brady.

In the private sector, Robert Vastine was Manager of National Government Affairs for CPC International, Inc., a major multinational food manufacturer headquartered in New Jersey. He founded the San Francisco, California-based Alliance for American Innovation, an association of small, high technology companies. In recognition of his work, California Governor Jerry Brown appointed Vastine to the state's Advisory Commission on Economic Development.

Mr. Vastine is Chairman of the official Industry Sector Advisory Committee for International trade in Services.

Robert Vastine was a fellow of the Institute of Politics of the John F. Kennedy School of Government at Harvard University. He is co-author of *The Kennedy Round* and *The Future of American Trade* as well as articles on US trade policy.

Mr. Vastine is a graduate of Haverford College in Haverford, Pennsylvania and of the Johns Hopkins University School for Advanced International Studies in Washington, D.C.

[Return to Staff Page](#)
[Return to Top of Page](#)

Roger J. LeMaster

-BIOGRAPHY-

Roger LeMaster is an association executive and Washington tax attorney with extensive administrative, political and legal experience acquired through years of service with the U.S. Senate, major trade associations and leading law firms.

Currently, Mr. LeMaster is the **Executive Director of The Tax Council**, a non-profit association of 120 major corporations and businesses that has promoted sound federal tax policies since 1966. The Council provides an ongoing forum on significant tax issues, utilizing seminars, meetings and conferences. In addition, it studies and evaluates the impact of federal tax laws and legislation on larger businesses. Members include 26 of the 50 largest U.S. corporations.

Prior to becoming the Executive Director of The Tax Council, Mr. LeMaster held senior level positions at the **American Council of Life Insurance**, one of the largest trade associations in Washington with 600 member companies. As **Deputy Director / Senior Counsel**, he was instrumental in reorganizing the Federal Affairs Department, directed the rebuilding of the PAC, developed winning legislative strategies involving major tax legislation, and created the first strategic planning group on taxes for the industry. As the first **Compliance Officer** for the association, he created and managed a comprehensive system to monitor, track, and evaluate all expenditures of the organization that involved political or lobbying related expenditures at both the state and federal levels.

For over 10 years, Mr. LeMaster held important positions with two United States Senators. He began his work on the Hill as **Legislative Advisor to Senator Lawton Chiles**, who later became Governor of Florida. As **Legislative Counsel to Senator Walter D. Huddleston**, he managed all legislation and activities involving taxes, the budget, intelligence matters, and other key issues.

Mr. LeMaster has a significant legal background. After leaving the Hill, he joined the law firm of **Anderson, Hibey, Nauheim & Blair**, where he practiced tax law and managed many of the legislative operations of the firm. He represented clients such as Walt Disney, Alamo-Rent-A-Car, The Navajo Nation and BART in regard to federal legislative and regulatory matters. His earlier association with the law firm of **Walton, Lantaff, Schroeder, Carson & Wahl**, a leading litigation firm in Miami, involved tax related legal work.

Mr. LeMaster holds a **Master of Laws in Taxation from Georgetown University Law Center**, a **Juris Doctor from the University of Miami**, and an **MA from the University of Kentucky** in economics. While earning advanced degrees, he served on the administrative staff of the **Dean of Men** at both the University of Miami and the University of Kentucky.

The **Tax Council** is located at 1301 K Street, NW, Suite 800 W, Washington, DC 20005. The telephone number is (202) 822-8062, the fax number is (202) 414-1301 and the e-mail address is thetaxcouncil@aol.com.

Mr. Alan J. Lipner
Senior Vice President
American Express Company

Mr. Joseph O. Luby, Jr.
Assistant General Tax Counsel
Exxon Mobil Corporation

Mr. Mark MacCarthy
Senior Vice President, Public Policy
Visa USA, Inc.

Mr. James H. Mack
Vice President, Government Relations
Association For Manufacturing Technology

Mr. James R. McCarthy
Director, National Government Relations
The Procter & Gamble Company

Ms. Patricia McClanahan
Vice President & Director, Tax Policy
Securities Industry Association

Ms. Kate McGee
Vice President
Oracle

Mr. Phillip F. McGovern
Vice President-Taxes
Union Carbide Corporation

Ms. Joanna McIntosh
Vice President, International Affairs
AT&T

Ms. Jan McKenzie
The Tax Council

Mr. Wayne Mehlman
Director, Economic Issues
International Council of Shopping Centers

Mr. Peter Merrill
Principal & Dir. of National Economic Consulting
PricewaterhouseCoopers

Mr. Richard P. Merski
Vice President, Government Affairs
American International Group, Inc.

Mr. Mike Miller
Vice President, Government Affairs
ACE/NA Insurance

Ms. Karen Magee Myers
Director, Tax & Trade Policy
EDS/ Electronic Data Systems Corporation

Ms. Pamela F. Olson
Partner
Skadden, Arps, Slate, Meagher & Flom

Ms. Kathleen Galihier Ott
Director, Government Relations
TRW Inc.

Mr. Leon Peace
Senior Tax Legislative Counsel
American Bankers Association

Mr. David F. Pearce
Senior Counsel
Morgan Stanley/Dean Witter

Mr. Michael Platner
Washington Representative
American Petroleum Institute

Mr. Mark J. Raabe
Consultant
Merck & Company, Inc.

Ms. Margaret Richardson
Partner
Ernst & Young

Ms. Carole Roberts
Vice President
Citigroup

Mr. Paric Rojo
COO
SWIPCO USA

Mr. Richard Romeo
Vice President, General Tax Counsel
American Express Company

Ms. Catherine Schultz
Manager, Tax Legislative Affairs
WorldCom

Mr. Richard Self
Senior International Advisor
Akin, Gump, Strauss, Hauer & Celd, LLP

Mr. Bernard M. Shapiro
Managing Partner
PricewaterhouseCoopers

Ms. Melissa W. Shelk
Vice President, Federal Affairs
American Insurance Association

Ms. Stephanie A. Solari
Washington Wise

Ms. Gillian M. Spooner
Partner
KPMG LLP

Ms. Janet St. Amand
Director/Counsel
Household International

Ms. Milly Stanges
Vice President, Federal Relations
Teachers Insurance & Annuity Assn. - CREF

Mr. Allan Stein
Assistant General Counsel
American Insurance Association

Mr. Thomas A. Stout, Jr.
Director
KPMG LLP

Ms. Vicky Suazo
Public Affairs & Government Relations Manager
The Dow Chemical Company

Mr. William R. Sweeney
VP, Governmental Affairs
EDS/ Electronic Data Systems Corporation

Ms. Lisa Tate
Director of Tax Policy
Coalition of Service Industries

Mr. J. Robert Vastine
President
Coalition of Service Industries

Ms. Christine L. Vaughn
Partner
Vinson & Elkins

Mr. Rex Wackerle
Senior Vice President
Bank of America

Ms. Barbara J. Washburn
Sr. Washington Representative
General Motors Corporation

Ms. Eilan K. Wharton
Senior Washington Counsel
DuPont

Mr. James P. Whitson
Chief Tax Officer
Delphi Automotive Systems

Mr. Bruce Wilson
Partner
Akin, Gump, Strauss, Hauer & Feld

Mr. Andrew C. Yood
Director of Taxation
American Petroleum Institute

----- THE TAX COUNCIL & CSI -----

----- ATTENDANCE LIST -----

JULY 26, 2000 LEGISLATIVE LUNCHEON

Ms. Emily Altman
Principal
Morgan Stanley/Dean Witter

Ms. Lisa Andrews
Deputy Assistant Secretary
Department of Treasury

Ms. Barbara Angus
Partner
PricewaterhouseCoopers

Mr. Douglas P. Bates
Director, Federal Relations
American Council of Life Insurance

Ms. Rosemary Becchi
Vice President & Tax Counsel Fed. Gov. Relations
Citigroup

Mr. Daniel M. Berman
Partner
Sutherland Asbill & Brennan LLP

Ms. Judy Boddie
Sr. Legislative Affairs Representative
Edison Electric Institute

Ms. Jennifer Bonar
Supervising Senior Tax Specialist
KPMG LLP

Mr. Claude Boudrias
Director, Federal Relations
American Chemistry Council

Ms. Katherine M. Breaks
Manager
KPMG LLP

Mr. D. Scott Cahill
Vice President, Government & Industry Affairs
National Retail Federation

Mr. Mark Canter
Senior Counsel
American Council of Life Insurers

Ms. Kate H. Carey
Assistant Vice President
MetLife

Ms. Theresa Travers Carney
Vice President, Market Entry
CIGNA Corporation

Mr. Glenn Carrington
Esquire
Arthur Andersen

Ms. Jean Celigure
CEO
SWIPCO USA

Mr. Ron Clements
Director, Governmental Affairs
Edison Electric Institute

Mr. Roger Cochetti
Sr. V.P. & Chief Policy Officer
Network Solutions

Ms. Doral Cooper
President
C&M International

Ms. Anne Dasler
Director, Office of Business Liaison
Department of Treasury

Mr. Michael A. DeLuca
Managing Director-Taxes
Household International

Mr. Stuart Eizenstat
Deputy Secretary
Department of Treasury

Mr. Stephen Elkins
Tax Team Leader
American Chemistry Council

Ms. Patricia Hanahan Engman
Executive Director
The Business Roundtable

Ms. Linda Evans
Program Director, Taxes & Finance
IBM

Ms. Denise Ferguson
Vice President
American Express Company

Mr. Mark Filpi
Associate
King & Spalding

Mr. Brant W. Free
Senior Vice President
The Chubb Corporation

Ms. Gail Galvan
Supervising Sr. Tax Specialist
KPMG LLP

Mr. Dan Gilroy
Legislative Affairs Specialist
White & Case LLP

Mr. Harry Gutman
Partner
KPMG LLP

Mr. Raymond Haas
Vice President - Taxes
Marsh & McLennan Companies, Inc.

Mr. Joe Hillings
Vice President, Federal Government Affairs
Enron

Ms. Elizabeth A. Hullinger
Vice President & Director of Taxes
The Rouse Company

Mr. John Hatfield, Jr.
V.P. & General Tax Counsel - Legislative Affairs
Motorola

Mr. Kenneth J. Kies
Managing Partner
PricewaterhouseCoopers

Mr. David Koenig
Tax Attorney
Texaco Inc.

Mr. Craig Kramer
Director, Federal Affairs
Johnson & Johnson

Mr. Robert D. Kramer
Vice President, International Government Relatio...
Bank of America

Mr. Jeffrey Lang
Partner
Wilmer, Cutler & Pickering

Ms. Lori E. Laudien
Senior Governmental Affairs Counsel
El Paso Energy Corporation

Ms. Gwen Lawson
Chevron Corporation

Mr. Ronald J. Lefrancois
Governmental Affairs Vice President
New York Life Insurance Company

Mr. Roger LeMaster
Executive Director
The Tax Council

Mr. Jeff Levey
Vice President of Federal Tax Legislation
Citigroup



"Without the chance to build its global operations, the US service sector cannot successfully compete in an increasingly integrated world marketplace. CSI is the link between member companies and government policymakers abroad. It helps us translate our global business challenges into solid business opportunities."

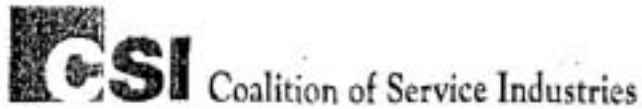
-- Dean O'Hare

*Chairman, Coalition of Service Industries
Chairman and CEO, The Chubb Corporation*

CSI is a leading business organization dedicated to the reduction of barriers to US services exports, and to the development of constructive domestic US policies, including tax policies, that enhance the global competitiveness of its members.

CSI was formed in 1982 to ensure that US trade in services, once considered outside the system of world trade negotiations, would become a central goal of future trade liberalization efforts. It played a major role in shaping the General Agreement on Trade in Services (GATS) and in the advocacy effort leading to the 1997 WTO Telecommunications and Financial Services Agreements. CSI and its members:

- Work to develop the negotiating agenda for the November WTO Ministerial in Seattle and the "Services 2000" round.
- Work to develop trade rules and agreements to promote industry-led, market-driven solutions to impediments to global electronic commerce.
- Address global marketplace issues such as pro-competitive regulatory reform and trade liberalization through multi- and bilateral trade negotiations.
- Address the impact of US and international tax rules on US services companies seeking to compete in the global marketplace.



**Members of the Coalition of Service Industries'
Working Groups**

ACE INSURANCE
AETNA INTERNATIONAL
AKIN, GUMP, STRAUSS, HAUER & FELD
AMERICAN ASSOCIATION OF ADVERTISING AGENCIES
AMERICAN BANKERS ASSOCIATION
AMERICAN BAR ASSOCIATION
AMERICAN COUNCIL OF LIFE INSURANCE
AMERICAN CONSULTING ENGINEERS COUNCIL
AMERICAN EXPRESS COMPANY
AMERICAN INSTITUTE OF ARCHITECTS
AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS
AMERICAN INSURANCE ASSOCIATION
AMERICAN INTERNATIONAL GROUP, INC.
AMERICA ONLINE
ANDERSEN CONSULTING
ARTHUR ANDERSEN
AT&T
BANK OF AMERICA
BOEING INFORMATION SYSTEMS
THE CHASE MANHATTAN BANK
THE CHUBB CORPORATION
CIGNA CORPORATION
CITIGROUP
COUNCIL OF INSURANCE AGENTS AND BROKERS
DOW JONES & COMPANY, INC.
EDS
ENRON CORPORATION
EQUIFAX
ERNST & YOUNG
FIDELITY INVESTMENTS
GLOBAL INFORMATION INFRASTRUCTURE COMMISSION
GOLDMAN SACHS INTERNATIONAL
HALLIBURTON
THE HARTFORD
HOUSEHOLD INTERNATIONAL
IBM CORPORATION

INVESTMENT COMPANY INSTITUTE
KPMG LLP
MASTERCARD INTERNATIONAL
MCIWORLD.COM
MORGAN STANLEY DEAN WITTER
NATIONAL RETAIL FEDERATION
NATIONAL SOCIETY FOR PROFESSIONAL ENGINEERS
NCR
NETWORK SOLUTIONS
NEW YORK LIFE INTERNATIONAL
ORACLE
PRICEWATERHOUSECOOPERS
PRIVACY AND AMERICAN BUSINESS
REUTERS AMERICA
SECURITIES INDUSTRY ASSOCIATION
STATE STREET BANK AND TRUST COMPANY
SWIPCO USA
UNITED PARCEL SERVICE
VISA INTERNATIONAL
WHITE & CASE
WILMER, CUTLER & PICKERING

Rahilly, Lyn

From: Granat, Rochelle
Sent: Wednesday, April 04, 2001 4:58 PM
To: McHale, Stephen; Schmalzbach, Kenneth
Cc: Adams, Tim; Rahilly, Lyn
Subject: RE: Personal Financial Issues

Follow Up Flag: Follow up
Flag Status: Completed

[(b)(5)]

-----Original Message-----

From: McHale, Stephen
Sent: Wednesday, April 04, 2001 4:00 PM
To: Schmalzbach, Kenneth; Granat, Rochelle
Cc: Adams, Tim
Subject: FW: Personal Financial Issues

Please assign someone to work with Tim on this ASAP

-----Original Message-----

From: Adams, Tim
Sent: Wednesday, April 04, 2001 3:44 PM
To: McHale, Stephen
Cc: Aufhauser, David
Subject: Personal Financial Issues

[(b)(5)]

Granat, Rochelle

From: Granat, Rochelle
Sent: Wednesday, April 04, 2001 4:58 PM
To: McHale, Stephen; Schmalzbach, Kenneth
Cc: Adams, Tim; Rahilly, Lyn
Subject: RE: Personal Financial Issues

[(b)(5)]

-----Original Message-----

From: McHale, Stephen
Sent: Wednesday, April 04, 2001 4:00 PM
To: Schmalzbach, Kenneth; Granat, Rochelle
Cc: Adams, Tim
Subject: FW: Personal Financial Issues

Please assign someone to work with Tim on this ASAP

-----Original Message-----

From: Adams, Tim
Sent: Wednesday, April 04, 2001 3:44 PM
To: McHale, Stephen
Cc: Aufhauser, David
Subject: Personal Financial Issues

[(b)(5)]

Granat, Rochelle

From: McHale, Stephen
Sent: Wednesday, April 04, 2001 4:00 PM
To: Schmalzbach, Kenneth; Granat, Rochelle
Cc: Adams, Tim
Subject: FW: Personal Financial Issues

[(b)(5)]

-----Original Message-----

From: Adams, Tim
Sent: Wednesday, April 04, 2001 3:44 PM
To: McHale, Stephen
Cc: Aufhauser, David
Subject: Personal Financial Issues

[(b)(5)]

Granat, Rochelle

From: Schmalzbach, Kenneth
Sent: Friday, March 16, 2001 10:01 AM
To: Granat, Rochelle
Cc: Aufhauser, David; Cohen, David; McHale, Stephen
Subject: RE: Enron Meeting Request

[(b)(5)]

-----Original Message-----

From: Granat, Rochelle
Sent: Friday, March 16, 2001 8:58 AM
To: Schmalzbach, Kenneth
Subject: FW: Enron Meeting Request

[(b)(5)]

-----Original Message-----

From: Constantine, Eleni
Sent: Thursday, March 15, 2001 6:07 PM
To: Granat, Rochelle
Cc: McNemey, Roberta
Subject: FW: Enron Meeting Request

FYI

-----Original Message-----

From: Paulus, Michael
Sent: Thursday, March 15, 2001 6:02 PM
To: McNerney, Roberta; Constantine, Eleni
Subject: FW: Enron Meeting Request

Please see below. Any thoughts?

-----Original Message-----

From: Ellis, Dina
Sent: Thursday, March 15, 2001 5:59 PM
To: Fisher, Peter; Paulus, Michael; Carleton, Norman
Cc: Gross, Jared
Subject: RE: Enron Meeting Request

[(b)(5)]

-----Original Message-----

From: Fisher, Peter
Sent: Thursday, March 15, 2001 5:31 PM
To: Paulus, Michael; Ellis, Dina; Carleton, Norman
Cc: Gross, Jared
Subject: RE: Enron Meeting Request

I also see no reason to object.

-----Original Message-----

From: Paulus, Michael
Sent: Thursday, March 15, 2001 5:27 PM
To: Ellis, Dina; Fisher, Peter; Carleton, Norman
Cc: Gross, Jared
Subject: Enron Meeting Request

Jeff Skilling, President and CEO of Enron has requested a meeting with the Secretary for April 5 to discuss the West Coast energy crisis. I see no reason to object. Thoughts?

Granat, Rochelle

From: Granat, Rochelle
Sent: Friday, March 16, 2001 8:58 AM
To: Schmalzbach, Kenneth
Subject: FW: Enron Meeting Request

[(b)(5)]

-----Original Message-----

From: Constantine, Eleni
Sent: Thursday, March 15, 2001 6:07 PM
To: Granat, Rochelle
Cc: McInerney, Roberta
Subject: FW: Enron Meeting Request

FYI

-----Original Message-----

From: Paulus, Michael
Sent: Thursday, March 15, 2001 6:02 PM
To: McInerney, Roberta; Constantine, Eleni
Subject: FW: Enron Meeting Request

Please see below. Any thoughts?

-----Original Message-----

From: Ellis, Dina
Sent: Thursday, March 15, 2001 5:59 PM
To: Fisher, Peter; Paulus, Michael; Carleton, Norman
Cc: Gross, Jared
Subject: RE: Enron Meeting Request

[(b)(5)]

-----Original Message-----

From: Fisher, Peter
Sent: Thursday, March 15, 2001 5:31 PM
To: Paulus, Michael; Ellis, Dina; Carleton, Norman
Cc: Gross, Jared
Subject: RE: Enron Meeting Request

I also see no reason to object.

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From: Paulus, Michael
Sent: Thursday, March 15, 2001 5:27 PM
To: Ellis, Dina; Fisher, Peter; Carleton, Norman
Cc: Gross, Jared
Subject: Enron Meeting Request

Jeff Skilling, President and CEO of Enron has requested a meeting with the Secretary for April 5 to discuss the West Coast energy crisis. I see no reason to object. Thoughts?

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O'Brien, Michael

From: landoli, Matt [Matt@mgninc.com]
Sent: Friday, December 07, 2001 11:26 AM
To: OB Work (E-mail)

I just heard this morning from a reliable source that two of Enron's top executives are now located in Brazil and Israel. The interesting fact about these locations is that they are both non-extradition countries.

From: Hart, Susan
Sent: Wednesday, December 19, 2001 9:18 AM
To: Ugoletti, Mario
Subject: FW: National Journal's CongressDailyAM - Tuesday, December 18, 2001

the story is in the middle of this long text somewhere.

-----Original Message-----

From: Knack, Elizabeth
Sent: Wednesday, December 19, 2001 9:08 AM
To: Ellis, Dina; Farrell, Paula; Hart, Susan; O'Brien, Michael
Subject: FW: National Journal's CongressDailyAM - Tuesday, December 18, 2001

-----Original Message-----

From: ca-del@nationaljournal.com [mailto:ca-del@nationaljournal.com]
Sent: Tuesday, December 18, 2001 12:24 AM
Subject: National Journal's CongressDailyAM - Tuesday, December 18, 2001

National Journal's CongressDailyAM
Issue date: December 18, 2001

CongressDailyAM is now on the Web:
<http://www.nationaljournal.com/pubs/congressdaily/>

It's easy to use, plus you also get access to the afternoon edition, Markup Reports, the searchable archive of stories and more.

You may need a username and password to access the site. If you don't have them, call 800-207-8001 today.

OUTLOOK

Blame Exchanged On Stimulus While Approps Lurches Ahead

The chairmen of the tax-writing committees emerged from talks

on an economic stimulus measure Monday, agreeing that helping

unemployed workers pay for health care is the main sticking point, but with different assessments as to whether a deal can be

reached. Ways and Means Chairman Thomas said it would make no

sense for the House to pass another bill that would die in the

Senate, so talks will continue for at least another day. In addition to discussions among congressional leaders at the White

House scheduled for this morning, Senate moderates also plan to

talk, to see if they can provide enough votes for a bill to overcome Majority Leader Daschle's opposition.

On FY02 spending bills, meanwhile, House and Senate Appropriations Committee staffers met Monday evening to hammer

out a deal on the \$20 billion FY02 anti-terrorism supplemental

that the principals are expected to ratify today. According to an

aide, the deal is expected to allot \$3.5 billion for defense --

much less than the \$7.3 billion the White House has sought -- and

split the remaining \$16.5 billion between homeland security and

domestic recovery aid, primarily for New York but also for Virginia and Pennsylvania. Of the roughly \$8.3 billion expected

to go to homeland defense spending, \$2.5 billion would be devoted

to public health and bioterrorism prevention and response, one

Appropriations source said.

The House version of the supplemental provided \$7.3 billion

for defense, \$7.1 billion for New York and \$5.5 billion for homeland security, while the Senate version provided \$2 billion

for defense, \$9.7 billion for New York and \$8.3 billion for

homeland security.

Staff talks over the weekend and Monday cleared the way for conferees on the \$317 billion FY02 Defense bill, which also is carrying the supplemental, to complete work today on both the underlying bill and the supplemental.

Thomas continued blaming Daschle for the lack of an agreement on the economic stimulus, arguing that the main problem has been Daschle's insistence that the healthcare provision be based on expanding the COBRA program, which helps workers keep employer-sponsored health care after losing their jobs.

Thomas said Republicans favor the idea of giving all individuals tax credits to buy health insurance. He argued that the approach would provide people with much more choice and cover even workers who lacked insurance through work.

But Finance Chairman Baucus told reporters that approach would be "chaotic" and "disorganized," because so many details have yet to be fully explored. "It is the wrong time to talk about new, ideological theories," said Baucus.

Still, Thomas suggested that Baucus is not free to speak for himself and accused Daschle of thwarting a compromise.

Thomas said he and Baucus talked in general ways about alternative approaches over the weekend, but the outreach apparently has come to a halt, "because he ran them by his leadership--which consists of one--and they were deemed unacceptable."

Thomas said negotiators have agreed on providing additional unemployment insurance to workers. He said the measure probably would provide an additional 13 weeks and extend protection back to March 2001, when the recession began. Part-time workers would

be aided by grants to states, so that federal statutes would not have to be changed.

Negotiators also agree that tax rebates for low-income workers will be in the mix. Democrats were moving toward accepting acceleration to 2002 of some income tax-rate cuts originally scheduled for 2004.

Outlines of a deal on corporate alternative minimum tax relief and other items for business are becoming clear.

Thomas and Baucus met with Sen. John Breaux, D-La., on the latest incarnation of a plan designed to win a majority in the House and 60 votes in the Senate, but reported no breakthrough.

Breaux said the proposal is "in keeping with what we've been talking about, but it has some wrinkles in it."

Breaux and other Senate moderates are to meet today to see if they can support the idea discussed Monday--even if it means abandoning Daschle's position.

Both sides insist they have compromised on major items. Thomas pointed out that Republicans have moved far from simply providing \$3 billion in grants to states to help with health care.

Baucus said to help idled workers, Democrats have been willing to suffer "heartburn and ulcers" on tax cuts they dislike.

"We are so close together," said Baucus. "We are so close together."

Baucus said he told Thomas that they should step away from the details and encourage congressional leaders and the Bush administration to reach an agreement at today's morning meeting.

But Thomas said it would not be that easy, arguing that Daschle is rigidly opposed to the middle ground on stimulus.

"Based on the rules of negotiation, the only way is for one side to capitulate to the other," said Thomas.

As FY02 appropriations negotiations appeared in their final stages, however, the most controversial remaining item in the

e
Defense bill--the Senate provision calling for the Defense Department to lease Boeing 767s as air-refueling tankers--is expected to survive in the final bill in some form, despite resistance from budget hawks in both chambers.

Appropriations conference committees are scheduled to meet today on the FY02 Defense and Labor-HHS bills. The Defense conference was scheduled 10:30 a.m. today and the Labor-HHS conference is expected to take place at 5 p.m.

The Labor-HHS conference report is slated to reach the House floor Wednesday, and the Defense and Foreign Operations conference reports will go to the floor Thursday. -- By Stephen Norton and Lisa Caruso

INSURANCE

Key Test Awaits Terrorism Insurance Deal

Congressional aides and lobbyists of all stripes on the terrorism reinsurance beat were expected to be watching today for a definite sign that the Senate will act on legislation this week.

"Just a few more days of suspense," quipped one congressional source.

Supporters of a draft bill circulated late last week by Senate Majority Leader Daschle expressed confidence that a bipartisan compromise measure would be introduced today and brought to the floor Wednesday.

The draft was hammered out in consultation with senators on both sides of the aisle and appears to have White House backing. But some key Senate Republicans warned Monday that they have not yet signed off on the draft, which some of their aides called a "Daschle bill."

Aides to Senate negotiators effectively reached bipartisan

agreement last week on the reinsurance mechanism in the bill

Overall consensus still eludes the Senate, however, because of

Republican concerns about the measure's language on legal revisions, GOP aides said.

As drafted, the language does not go as far as Senate Republicans would like to ensure that the federal government is

not on the hook for unlimited punitive damages for acts of terrorism.

While Daschle apparently is determined to retain the more benign language in the original text, sources said he intends to

employ an amendment strategy on the floor to settle the punitive damages controversy. However, it is unclear whether having the

opportunity to offer amendments would be enough to assuage Senate

Republicans.

Deciding how many and which amendments would be allowed is

strictly a member-level issue that cannot be settled until lawmakers return to Capitol Hill today, congressional and other

sources said.

Consumer activists expressed approval Monday for the legal revision language included in the latest Senate draft.

Nevertheless, the Consumer Federation of America released a

letter saying the draft in circulation still was problematic and

urged senators to vote against it, unless "crucial amendments are

made to insure that terrorism rates are fair, coverage is offered

and the insurance industry pays back whatever financial assistance it receives." -- By Pamela Barnett

POLITICS

Most Illinois House Incumbents Escape Serious Challenges

Bolstered by a redistricting plan that shores up most Illinois

House incumbents, previously targeted lawmakers escaped serious general election opposition when the state's filing deadline passed Monday.

But the deadline did mark the formal beginning of a battle between Democratic Rep. David Phelps and GOP Rep. John Shimkus, as well as at least three Democratic primaries in Chicago-area districts.

Illinois lost one of its 20 seats through reapportionment, and under an agreement brokered by House Speaker Hastert and Democratic Rep. William Lipinski, Phelps was drawn into a district with GOP Rep. Tim Johnson.

Phelps opted to challenge Shimkus instead, and the matchup appears to be the state's only competitive general-election contest for federal office. Shimkus begins the race with more money and name recognition in the expensive St. Louis media market, but Democrats believe the conservative Phelps is a good fit for the district.

Johnson and his fellow freshman GOP Rep. Mark Kirk won open seats in 2000 with slightly more than 50 percent, but redistricting should improve their re-election numbers.

Kirk will face Democratic opposition from Chicago-Kent College of Law School Dean Henry (Hank) Perritt, who served as former President Ford's labor undersecretary.

Similarly, Democratic Rep. Lane Evans, who has faced tough challenges in the past three election cycles from Republican

Mark Baker, received a meandering but favorable district.

He faces GOP opposition from Tony Rees, an accountant, and Peter Calderone, who represents a fishing tackle manufacturer.

Republican Rep. Philip Crane, who lost his bid to chair the Ways and Means Committee, filed for re-election and is the s

trong
favorite against his Democratic opponent, technology consult
ant
Melissa Bean.

Democratic Sen. Richard Durbin, elected in 1996 with 56
percent, also is seeking re-election and is not expected to
face
a serious contest. He has drawn GOP opposition from attorney
John

Cox, state Rep. Jim Durkin and dairy farmer James Oberweis.

Meanwhile, most of the activity in the March 19 Illinois
primary will occur in three Chicago area districts.

Democratic Rep. Rod Blagojevich's decision to run for gov
ernor

has set up a competitive primary for his 5th District on the
North side of Chicago.

At least eight Democrats filed to run in the primary, but
former senior Clinton adviser Rahm Emanuel and former state
Rep.

Nancy Kaszak are the two leading competitors. Former Clinto
n

aide Peter Dagher also jumped into the primary as expected.

Emanuel has the ability to raise money but has not run fo
r

office before. Kaszak, who mounted a competitive primary
challenge to Blagojevich in 1996, has the support of EMILY's
List.

Democratic Rep. Luis Gutierrez is defending against Democ
rat

attorney Marty Castro in Chicago's 4th District, a horseshoe

-
shaped seat that is nearly 75 percent Hispanic.

After a series of arguments with Chicago Mayor Richard Da
ley--

including Gutierrez's endorsement of former Sen. Bill Bradle
y, D-

N.J., over eventual Democratic nominee Al Gore for president
--

Gutierrez and Daley patched up their relationship. Daley has
endorsed Gutierrez for re-election.

In the 2nd District, anchored in Chicago's South Side,
Democratic Rep. Jesse Jackson Jr. has picked up at least two
primary opponents, including attorney Yvonne Christian-Willi
ams.

The challenge is backed by Democratic state Sen. William
Shaw,

a political enemy of Jackson. Shaw has criticized Jackson for not supporting a runway expansion of O'Hare Airport and contends Jackson has not brought enough federal spending to the district.

-- By Mark Wegner

POLITICS

Enzi Demands Senate Vote On Scalia

Senate Health, Education, Labor and Pensions Employment Subcommittee ranking member Michael Enzi, R-Wyo., likely will

lead a throng of Republicans today in calling on Senate Majority Leader Daschle to schedule a vote on the nomination of Eugene

Scalia for solicitor of Labor before the Senate leaves this year.

"I do not see any justifiable explanation for failing to bring the president's nominee for the solicitor of Labor to the floor,"

Enzi said in a floor statement Monday. Enzi noted that the nominee opposes the ergonomics regulation that Congress itself repealed earlier this year, yet has been waiting for 231 days for a vote.

Daschle said on ABC's "This Week" Sunday that he is not likely to schedule a vote on Scalia until next year and that Scalia is unlikely to receive the 60 votes he needs for confirmation.

There is "simply not enough days left in the session" this year, a Daschle aide said Monday, noting that acting on a controversial nominee would take substantial floor time away from other priorities, such as spending bills.

But Enzi, suggesting the delay is political, said, "There is also simply no justification for opposing Mr. Scalia's confirmation because of his last name."

A Democratic aide lamented that Republicans will focus on getting Scalia, an employment lawyer, a new job this week, while

hen 8
million people have been out of work since the recession began.

Meanwhile, senior administration officials said Monday that President Bush might act on his own to give Scalia a recess appointment, along with Otto Reich, the president's choice to be assistant secretary of Western Hemisphere affairs at the State Department, the Associated Press reported. -- By April Fulton

AGRICULTURE

Senators To Vote On Amendments, Cloture For Farm Bill

With results tough to predict and time in the congressional session rapidly dwindling, the Senate is expected to vote today on amendments to the farm bill and a cloture petition filed by Senate Majority Leader Daschle to finalize the bill.

A farm lobbyist told CongressDaily of "mixed reports" about how the Republicans would vote on cloture this time.

Last week, a cloture petition failed to garner the required 60 votes to end debate. All Democrats, Sen. Tim Hutchinson, R-Ark., and northeastern Republicans voted for cloture, but Republican senators from the Plains and South did not.

Daschle and Senate Agriculture Chairman Harkin said Monday they would hold a news conference with Senate colleagues and a group of farmers today to push Republicans to act on the bill.

Last week, both American Farm Bureau Federation President Bob Stallman and National Farmers Union President Leland Swenson called on the Senate to finish the bill this year. Stallman, a prominent Texas Republican, said not voting for cloture would be

a "slap in the face" of farmers.

Meanwhile, a major political battle appears to be developing

over a payment limitation amendment to be introduced by Sens

Byron Dorgan, D-N.D., Charles Grassley, R-Iowa, Tim Johnson, D-

S.D., Chuck Hagel, R-Neb., Ben Nelson, D-Neb., Robert Torricelli,

D-N.J., Paul Wellstone, D-Minn. and Agriculture ranking member

Richard Lugar, R-Ind.

The amendment would cap fixed and countercyclical payments at

\$75,000 and marketing loan gains and loan deficiency payments at

\$150,000, while closing payment limitation loopholes that allow

individuals to evade the restrictions and receive multiple payments.

A statement by the Sustainable Agriculture Coalition, which

represents small farmers, said the changes would "restore integrity to the programs, reduce rents and land prices, dampen

overproduction, raise farm income and help maintain family farms."

The \$1.3 billion saved by the amendment would be used for food

stamps (\$325 million), agricultural research (\$330 million), risk

management (\$596 million) and emergency provisions for 2001 safety-net payments (\$46 million), a coalition statement said.

Senate Minority Whip Nickles had said he would support payment

limitations, but a spokeswoman said Monday that he has "not ruled

out offering something on his own" and that his position on the

Dorgan bill depends on "how the debate unfolds."

Opponents of the measure say the amendment could turn into a

poison pill that could keep the farm bill from passage because

Southern senators could not support it. An analysis of the

Environmental Working Group Web site on farm subsidies shows that

most of the top 300 subsidy recipients were Southerners. --

By

Jerry Hagstrom

TRANSPORTATION

House Jurisdictional Conflict Widening Over Transit Funds

The House Transportation and Infrastructure Committee has battled appropriators for years over control of highway funds,

but the fight has grown so intense that the committee is seeking

House Speaker Hastert's intervention and threatening to withhold

support from future spending bills unless its concerns are addressed.

"The extent to which this problem has grown causes us to seriously question whether we can support future appropriations

measures or other relevant legislative initiatives, unless the

jurisdictional interests of this Committee are adequately addressed," Transportation and Infrastructure Committee members

said Friday in a bipartisan letter to Hastert.

"We don't want to be petty about this, but members aren't going to take this sitting down," said one Transportation and

Infrastructure aide, who said the letter was sent to draw attention to the issue and put it on Hastert's checklist for next

year.

"There may be points in the legislative process where the agenda of the leadership is dependent on a unified caucus...

There may be a time down the road when members don't feel they're

getting the attention they need," the aide said.

The letter is the third in an exchange between transportation

authorizers and appropriators. It lays out examples of appropriations provisions in the FY02 Transportation and supplemental spending bills that the committee sees as encroaching on its jurisdiction under the Transportation Equ

ity

Act for the 21st Century.

They also request that the committee be given time to review

appropriations bills before they are voted on.

"Many members don't have the full impact of what is happening," said another committee aide.

But appropriators, who weighed in last week with a bipartisan

letter of their own, defended their moves.

"We think the Congress should retain its duty to represent the

transportation priorities of congressional districts every year,

not every six years. We know our individual districts, and their

needs, better than political appointees at the Department of Transportation," the appropriators said Thursday in a "Dear Colleague."

House Appropriations Chairman Young, ranking member David Obey, D-Wis., Transportation Subcommittee Chairman Harold Rogers,

R-Ky., and subcommittee ranking member Martin Olav Sabo, D-Minn.,

signed the appropriators' letter.

The authorizers' letter to Hastert said that in the FY02 Transportation conference report, "\$1 billion of highway funds

are diverted from TEA-21's statutory allocation in order to fund

appropriations project earmarks."

The changes reallocated \$423 million in state highway formula

funds and reduced high-priority projects by \$237 million from

TEA-21, authorizers said.

But authorizers do not dispute that most states actually got

more money than last year under the appropriations bill.

"We don't dispute at all that states got more money, but they

all got less than they were supposed to [under TEA-21]," a key

aide said.

The committee also points to airport and highway relief funds

taken from the aviation and highway trust funds, not the general fund.

"We believe that the House leadership has a responsibility to intercede on behalf of the authorizing committees and the institution of the U.S. House of Representatives to bring an end to this type of egregious infringement into authorizing committees' jurisdiction, and, in certain cases, to undo the most offensive actions," the letter said.

Committee members have not determined yet whether they will cast a protest vote against the rule on the FY02 Defense appropriations conference report and terrorism supplemental.

But they are not likely to do so, given that it contains funds for the military and relief efforts, aides said.

But they are going to face a new fight next year.

"We're not just going to add another \$423 million," said a House appropriations spokesman.

Hastert's spokesman told CongressDaily Monday that the speaker would work to resolve the issues between the committees. --

By
April Fulton

JUDICIARY

Pro-Microsoft Group Writes Senate Judiciary Leaders

The pro-Microsoft group Americans for Technology Leadership

Monday sent a letter to Senate Judiciary Committee leaders in

response to their reference during a hearing last week to a letter by former Netscape head Jim Barksdale, National Journal's

Technology Daily reported.

ATL President Jonathan Zuck cautioned Judiciary Chairman Leahy

and ranking member Orrin Hatch, R-Utah, that when considering

Barksdale's anti-Microsoft statements, they should remember

that
Barksdale is affiliated with some of Microsoft's harshest
critics--Netscape and AOL Time Warner--and that the Barksdal
e
Group was an initial source of capital for Red Hat, a compan
y
that also testified against the government's proposed antitr
ust
settlement with Microsoft.

Zuck then assailed Barksdale's argument against settlemen
t.
"Throughout his letter and attachment, Mr. Barksdale seems t
o
cobble provisions to meet his needs and offers little to sup
port
his 'findings of fantasy,'" Zuck wrote.

COLUMN: OFF TO THE RACES

The Phases Of Bush

As we near the end of the first calendar year of George W
.
Bush's presidency, three distinct periods emerge. The first
four
months he devoted almost exclusively to getting his tax cut
package enacted. The next three months or so involved wander
ing
in the political wilderness, while the period since Sept. 11
has
been a series of political home runs for the commander-in-ch
ief.

During his first four months in office, Bush's priority w
as to
pass the tax cut. While many question whether he should have
taken on such a polarizing issue so early in his presidency,
the
fact is that he did and was successful.

Interestingly enough, the second major focus of the campa
ign,
education reform, was moving through the political process a
t the
same time, but was going slowly, in the background. Only now
has
it emerged from the other end of the legislative sausage fac
tory.

But the public fight over the more controversial tax cut

took most of the public's attention away from education. Interestingly, while Bush's focus on tax cuts was more central to his winning the nomination by convincing conservatives that he was one of them, he made education more important to the general electorate.

On the campaign trail, Bush focused so intently on education that by the end of the campaign, he had as much credibility on the issue as Democrats, despite the fact that education historically has been "a Democratic issue." Moderates, weak Democrats and female voters seemed to believe that anyone who talked about education as much as Bush did could not be too conservative.

Ironically, the lack of public attention to the president's education package has allowed this edge to evaporate, despite countless hours of reading to kindergarteners by the president, First Lady Laura Bush and top administration officials before hundreds of television cameras and microphones.

During the second phase, the administration seemed to lose its focus and direction. Like Robert Redford's Senator-elect character in the classic political movie, "The Candidate," who asks, "What do we do now?" the Bush presidency seemed rudderless for a while. His job approval ratings began to slide again. The last Gallup/CNN/USA Today poll before Sept. 11 indicated that the president's job approval ratings had dropped to 51 percent--not awful but not good, with the arrow headed in the wrong direction.

The 40-or-so-point jump after the attacks has held with remarkable durability.

While even Bush partisans do not believe that it will hold

d
through the midterm elections, their arguments that it has n
ot
slid thus far have more to them than might have been assumed
. On
the average, his approval rating has dropped only about five
points, into the mid-eighties, after three months. While it
is
true that Bush had only one direction to go--down--he still
has a
long way to go before he hits bottom.

Even assuming that his job approval rating, come Labor Da
y of
next year, is down in the fifties, four things seem likely t
o be
very different.

First, questions about Bush's legitimacy in office are no
w
moot. The Florida reexamination of ballots came and went wit
h
voters hardly noticing. To all but the most partisan Democra
ts,
the election is over and virtually forgotten.

Second, the stature question is settled. While his first
two
post-attack performances left much to be desired, since then
he
has made nothing but home runs.

Third, while Democrats focused on blaming Bush for having
"blown the Clinton budget surplus," it now will be Osama bin
Laden's deficit, not Bush's.

Finally, while Bush is very unlikely to win a significant
share of the African-American vote, he is also unlikely to g
et a
percentage in 2004 as low as the 9 percent he got last year.

It will be very hard for Democrats to re-ignite the animo
sity
and anger that the African-American community had, both befo
re
and after the Florida vote count, in the aftermath of Sept.
11.

Polls today show 41 percent of nonwhites saying they
definitely will vote to re-elect Bush. That number cannot
possibly last but suggests that something significant has
happened, even within core Democratic constituencies.

Between now and next year's midterm elections and certainly the 2004 presidential election, voters will have plenty of time to disagree with Bush's policies and priorities. But at the very least, his political legitimacy, his stature, the budget deficit and possibly his standing among minorities will have changed.

EDUCATION

Senate Approval Expected For Education Legislation

The Senate is expected to approve the elementary and secondary education reauthorization conference report in an 11 a.m. vote, clearing the way for a presidential signature before Congress leaves for the holidays.

The bill, which would require states for the first time to test students in grades 3-8 every year and match those scores with national benchmarks of student achievement, came about after months of conference meetings in which members essentially rewrote a bill based on President Bush's "No Child Left Behind" initiative.

"It's been a genuine bipartisan process. We've been able to reach effective agreement on these reforms because the challenge is so important and the need is so significant," said Health

Education, Labor and Pensions Chairman Kennedy in a floor statement Monday.

The bill would increase the federal share of education spending by \$4 billion, more closely target funds to needy schools, boost teacher qualifications, provide more information to parents and give children new options for tutoring and after-school programs.

POLITICS

Hart Will Have To Undergo Additional Anthrax Cleaning

The lengthy process of removing anthrax spores from the Hart Senate Office Building will be prolonged further because of a setback during weekend cleanup efforts.

According to Lt. Dan Nichols, the Capitol Police spokesman, health officials failed to achieve a necessary concentration of chlorine dioxide gas during efforts Sunday to eliminate anthrax in part of the building's ventilation system.

Nichols said officials would have to repeat the procedure with the full concentration of the gas, probably putting off a reopening of the building at the New Year, as some had hoped.

"Clearly the building is not ready to be reoccupied," he said.

"We're not there yet." Nichols said the Senate's schedule, the holidays and the need to give technicians time off were complicating efforts to repeat the procedure.

Meanwhile, officials continue to conduct room-by-room tests for anthrax in the building and to apply a liquid form of the chemical as needed. Nichols declined to say whether remediation efforts would be completed by the time members return for the second session in late January.

JUDICIARY

Coalition Forms To Lobby For Enforcing Immigration Laws

A new coalition called United to Secure America has hired a bipartisan group of lobbyists to build support for tougher enforcement of America's immigration laws.

Arguing that "we must restore integrity to America's immigration system and effectively enforce our laws" in the

wake
of the Sept. 11 terrorist attacks, the coalition has retained
d
lobbyists from Podesta/Mattoon, Butera & Andrews, Global USA
, the
Solomon Group and Hall, Green, Rupli.

It also has begun running "educational" advertisements here
re
and in some congressional districts. The group envisions tighter
h
border controls, enhanced identification documents, and better
er
tracking of cross-border flows and visa holders in the nation's
n's
interior.

In addition, the group seeks to set immigration at "levels
s
consistent with America's national interests and needs,"
including protecting jobs and "maintaining our quality of life."
fe."

Bill Crosby, vice president and chief operating officer of the
f the
Solomon Group, said, "The goal of the coalition over the long
g
term is to reduce immigration levels back to where they were
a
few years ago."

So far, the coalition includes the anti-immigration groups
s
Americans for Better Immigration and the Federation for American
ican
Immigration Reform, but lobbyist Wright Andrews said he wants
s to
attract members from the airline industry and companies that
make
biometric technologies, which can be used in identification
documents.

POLITICS

House Exhorted To Act On Superfund Changes

Barbara Williams, considered the unofficial spokeswoman of the
f the
Superfund reform movement, asked House Republicans Monday to
schedule a vote this week on a bill to exempt small businesses
es

from Superfund liability.

In a letter to House Majority Leader Armey, Williams said the Superfund law is a "small-business nightmare" and called on Armey to "immediately schedule the small-business Superfund bill for a vote."

Williams became the face of the Superfund reform movement four years ago, when the CBS program "60 Minutes" broadcast a segment that documented how her restaurant was ensnared in a complicated Superfund liability case for throwing away mashed potatoes and pie scraps.

The Superfund liability legislation has been attached to a brownfields restoration bill. Minority Leader Gephardt has blocked both measures because of a dispute over labor issues

FLOOR SCHEDULE

SENATE
Convenes at 9:30 a.m. to resume consideration of the education conference report and the farm bill. Votes are scheduled.

HOUSE
Convenes at 12:30 p.m. for morning hour and 2 p.m. for legislative business to consider 12 bills under suspension of the rules.

TODAY
=SENATE COMMITTEES=

BANKING
Pending Nominations
Full committee hearing on the nominations of Vickers Meadows and Diane Tomb to be assistant secretaries of HUD. 538 DSOB. 2:30 p.m. Contact: 202-224-7391. (New.)

COMMERCE

Enron Collapse

Consumer Affairs Subcommittee hearing to examine financial questions surrounding the collapse of Enron Inc. 253 RSOB. 9:30 a.m. Contact: 202-224-5115.

FINANCE

Trade Authority/Nominations

Full committee markup of the trade authority measure and to examine the pending nominations of Richard Clarida and Kenneth Lawson to be assistant Treasury secretaries; John Williams to be chief counsel for the IRS and assistant general counsel for the Treasury Department; James Lockhart to be deputy commissioner of the Social Security Administration and Harold Daub to be a member of the Social Security Advisory Board. (Rescheduled from December 14.) 215 DSOB. 9:30 a.m. Contact: 202-224-4515.

FOREIGN RELATIONS

Al Qaida Global Outreach

Full committee hearing to examine the global outreach of al Qaida. 419 DSOB. 2:30 p.m. Contact: 202-224-3953.

Health, Education, Labor and Pensions

Genetic Discrimination

Full committee hearing to examine the limits of existing laws with respect to protecting against genetic discrimination. (Rescheduled to December 19.) 106 DSOB. 10 a.m. Contact: 202-224-5375. (Postponed.)

=HOUSE COMMITTEES=

Energy and Commerce

Electric Supply Act

Energy and Air Quality Subcommittee markup of H.R.3406, the Electric Supply and Transmission Act of 2001. 2322 RHOB. 5 p.m.

Contact: 202-225-2927.

RULES

Economic Growth Act

Full committee meets to formulate a rule on the Economic Growth and Security Act. H-313 Capitol. 8 a.m. Contact: 202-225-9191.

(New/Tentative.)

House-Senate Conference

Agency Appropriations

Full committee meeting on H.R.3061, making appropriations for the FY02 Labor-HHS. SC-5 Capitol. 5 p.m. Contact: 202-224-3471.

(New.)

Defense Appropriations

Conference committee hearing on FY02 Defense Appropriations Act.

HC-5 Capitol 10:30 a.m. Contact: 202-225-2771. (New/Closed.)

ON THE HILL TODAY

AGRICULTURE

News conference on the farm bill. Participant: Senate Agriculture

Chairman Harkin. Senate Swamp, Capitol. 10:30 a.m. Contact: 202-

224-3254. (New.)

Environment

Interior Department news conference to launch the National Wildlife Refuge System Centennial Commission. Participants: Interior Secretary Norton; Senate Environment and Public Works

Chairman Jeffords and ranking member Bob Smith, R-N.H. 406 D

SOB.

11 a.m. Contact: 202-208-5631

FINANCE

News conference on legislation to protect employee retirement investments in light of Enron. Participants: Sens. Jon Corzine,

D-N.J., and Barbara Boxer, D-Calif. Senate Radio/TV Gallery, Capitol. Noon. Contact: 202-224-4744. (New.)

POLITICS

Senate Democratic Policy Committee. Weekly policy committee closed luncheon meeting. Stake out approved, Ohio Clock Corridor.

S-211, Capitol. 12:15 p.m. Contact: 202-224-3232. (New.)

Senate Republican Policy Committee. Weekly policy committee closed luncheon meeting. Stake out approved, Ohio Clock Corridor.

S-207, Capitol. 12:15 p.m. Contact: 202-224-2946. (New.)

OFF THE HILL TODAY:

DEFENSE

Defense Department news briefing to announce restructuring plans

for the Army and Air Force headquarters staff. Briefing Room 2E781, The Pentagon. 1:30 p.m. Contact: 703-697-9312. (New.)

WEDNESDAY

=SENATE COMMITTEES=

Health, Education, Labor and Pensions

Genetic Discrimination

Full committee hearing to examine the limits of existing laws

with respect to protecting against genetic discrimination.

(Rescheduled from December 18.) 106 DSOB. 10 a.m. Contact: 202-

224-5375. (New.)

=HOUSE COMMITTEES=

Energy and Commerce

Electronic Communications

Commerce, Trade and Consumer Protection Subcommittee hearing on

electronic communications networks in the wake of Sept. 11.

2322

RHOB. 10 a.m. Contact: 202-225-2927. (Revised.)

JUDICIARY

River Basin Compacts

Commercial and Administrative Law Subcommittee oversight hearing

on the Alabama-Coosa-Tallapoosa River Basin Compact and the Apalachicola-Chattahoochee and Flint River Basin Compact. 21

41

RHOB. 10 a.m. Contact: 202-225-3951.

Detention Policy Review

Immigration and Claims Subcommittee oversight hearing on the release policies of the Immigration and Naturalization Service

and the Executive Office for Immigration Review. 2237 RHOB.

2

p.m. Contact: 202-225-3951.

On the Hill Wed.

None.

OFF THE HILL WEDNESDAY:

DEFENSE

Federalist Society panel discussion on the use of military commissions and the war on terrorism. Participants: Rep. Bob Barr, R-Ga., former special prosecutor Kenneth Starr and former

attorney general Meese. National Press Club, Holeman Lounge.

Noon. Contact: 202-822-8138. (New.)

Immigration

National Press Club newsmaker luncheon program. . Participant:

James Ziglar, Immigration and Naturalization Service commissioner. National Press Club, Ballroom. 12:30 p.m. Contact:

202-662-7500

THURSDAY

=SENATE COMMITTEES=

JUDICIARY

Pending Business

Full committee markup to consider pending business. 226 DSOB . 10

a.m. Contact: 202-224-7703. (New.)

=HOUSE COMMITTEES=

None.

FRIDAY

=SENATE COMMITTEES=

None.

=HOUSE COMMITTEES=

None.

MONDAY

=SENATE COMMITTEES=

None.

=HOUSE COMMITTEES=

None.

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CDENDIT

From: Michael Sondow [msondow@iciiu.org]
 Sent: Monday, December 17, 2001 2:16 PM
 To: Hague Convention list
 Subject: Re: [Hague-jur-commercial-law] ADR draft report: UN
 Centre for
 Trade Facilitation and ElectronicBusiness

James Love wrote:

> United Nations Centre for Trade Facilitation and Electroni
 C
 > Business (UN/CEFACT)
 >
 > DRAFT RECOMMENDATION ON ONLINE ALTERNATIVE DISPUTE RESOLUT
 ION

> At the moment there are four types of ODR systems:
 >
 > Online settlement, using an expert system to automatically
 > settle financial claims;
 > Online arbitration, using a website to resolve disputes wi
 th
 > the aid of qualified arbitrators;
 > Online resolution of consumer complaints, using e-mail to
 > handle certain types of consumer complaints;
 > Online mediation, using a website to resolve disputes with
 the
 > aid of qualified mediators;

"Expert system", "qualified arbitrators", "qualified mediato
 rs". The
 problem is: Who will these people be?

As to using email to handle consumer complaints, I think we
 have all had
 enough experience with so-called "online consumer service",
 especially
 when it has to do with complaints, to know just how worthles
 s it is.

> The Organisation for Electronic
 > Development and Co-operation (OECD) has recommended that m
 ember
 > countries adopt Guidelines for Consumer Protection in the
 > Context of Electronic Commerce.

What good has their recommendation or the guidelines been?

- > Leading technology companies, including America Online, AT & T,
- > Dell, IBM, Microsoft, Network Solutions and Time Warner, have
- > formed the "Electronic Commerce and Consumer Protection Group
- > ("E-Commerce Group") and proposed Guidelines for Merchant-to-
- > Consumer Transactions.

Their guidelines apparently include the use of unilateral contracts of
adhesion, since those companies are among the major abusers
of such
e-contracts.

- > The E-Commerce Group's dispute
- > resolution guideline states, in part: "Merchants should provide
- > Consumers with fair, timely, and affordable means to settle
- > disputes and obtain redress".

They should, but they don't. What they provide is a process
which
deprives consumers of their rights and power by supplanting
judicial
review.

- > The guidelines provide that
- > merchants should establish internal mechanism to address
- > consumer complaints and allow merchants to contractually
- > require consumer participation if notice is given at the time
- > of the transaction.

Translation: Merchants will run the dispute resolution process
themselves, for their own advantage, and oblige consumers to
abide by
that unfair, one-sided process.

- > Merchants are encouraged to participate in

> reputable, independent Third-party dispute resolution programs,
 > including online dispute resolution processes.

There is no such thing as an independent DR program. Independence is an illusion. If the arbitrators are paid by the merchants, or in any other way owe allegiance to business, they will decide in favor of business.

> RECOMMENDATION

>

> The United Nations Centre for Trade Facilitation and Electronic

> Business (UN/CEFACT) agrees to recommend that:

>

> States members of the United Nations should therefore promote

> and facilitate the development of Online Alternative Dispute

> Resolution systems by national and international trade organisations.

ADR by "national and international trade organisations" is unfair by definition. That the UN has granted them authority by making this recommendation is perhaps not surprising, since the UN depends on the money given it by the governments these organizations control.

> Especially in combination with self-regulation
 > instruments for electronic business as codes of Conduct and
 > trustmark schemes.

Self-regulation is a fraud and a failure. The Securities and Exchange Commission and the American Society of Accountants, in the US, have had self-regulatory mechanisms in place for decades. Did that stop them from turning a blind eye to the illicit practices of Enron, which has not

only caused grief to tens of thousands of its employees and investors,
but allowed implementation of an unjust, unfair, and disastrous system
of unregulated energy manipulation.

> States members of the United Nations should promote and
> facilitate the development of national and international
> accreditation schemes for self-regulation instruments like
ODR.

Who will accredit them? Cartels of the very corporations that will run
them for their own benefit?

M.S.

Hague-jur-commercial-law mailing list
Hague-jur-commercial-law@lists.essential.org
<http://lists.essential.org/mailman/listinfo/hague-jur-commercial-law>

DeMarco, Edward

From: Sweetnam, Bill Jr
Sent: Tuesday, January 15, 2002 8:20 PM
To: Weinberger, Mark; Reeder, W Thomas; Olson, Pam; Walker, Deborah; Young, JT; Bradshaw, Tara; Bair, Sheila; McCall, Neal; DeMarco, Edward
Subject: Senate Hearing on Enron-Related Pension Issues

I have heard, second hand, that Sen. Kennedy will schedule a hearing on February 7 to discuss the pension issues surrounding Enron. He will have a government panel and will ask for testimony from DOL and Office of Tax Policy. He will also have a victims panel and a panel of academic experts.

*William F. Sweetnam, Jr.
Benefits Tax Counsel
Office of Tax Policy
Treasury Department
1500 Pennsylvania Avenue NW
Washington DC 20220*

*Phone: 202-622-0170
Fax: 202-622-0646*

DeMarco, Edward

From: McCall, Neal
Sent: Monday, December 17, 2001 12:13 PM
To: DeMarco, Edward
Subject: Enron

Ed,

I thought that I had read previously that Enron's pension plans were all defined contribution plans, but that is apparently not the case. Below is a hearing excerpt in which reference is made to Enron's defined benefit plan. In a very cursory glance through the testimony I saw no information on the plan's size.
Neal

LENGTH: 34005 words

COMMITTEE: HOUSE FINANCIAL SERVICES OVERSIGHT AND INVESTIGATIONS
SUBCOMMITTEE

HEADLINE: U.S. REPRESENTATIVE SUE KELLY (R-NY) HOLDS JOINT HEARING WITH THE
CAPITAL MARKETS, INSURANCE AND GOVERNMENT-SPONSORED ENTERPRISES
SUBCOMMITTEE ON THE BANKRUPTCY OF ENRON ENERGY TRADING COMPANY

OSE

Mr. Chairman, if I might, I do have a couple of questions before I make a statement. There was a comment about the defined benefit plan at Enron, which was a second or another means by which people could protect their retirements. We've checked that out through the **Pension Benefit Guaranty Corporation**, and those assets are guaranteed by the **Pension Benefit Guaranty Corporation**. That's the defined benefit plan.

Hughes, Gerry

From: Carleton, Norman
Sent: Tuesday, June 19, 2001 2:42 PM
To: Annette Nazareth (E-mail); Belinda Blaine (E-mail); Bob Colby (E-mail); Bob Zwirb (E-mail); David Wall; Diane Virzera; Eichner, Matthew; Elizabeth Fox (E-mail); Eric Hirschhorn (E-mail); Hammer, Viva; John Polise (E-mail); Joyce Hansen; Kathryn Dick (E-mail); Kevin Erickson (E-mail); Kurt Wilhelm (E-mail); Lori Sanatamorenna (E-mail); Miguel Browne; Nickoloff, Peter; Novey, Michael; Pat Parkinson (E-mail); Pat White; Schultheiss, Heidilynne
Cc: Gross, Jared; Ellett, Martha; Sutton, Gary; Gabilondo, Jose; DeMarco, Edward; Hughes, Gerry
Subject: FW: Suggested Interviewees

-----Original Message-----

From: Zwirb, Robert S. [mailto:bwirb@CFTC.gov]
Sent: Tuesday, June 19, 2001 2:35 PM
To: 'Norman.Carleton@do.treas.gov'
Subject: Suggested Interviewees

Here is our list of organizations/individuals that we propose to interview for the retail swaps study:

[(b)(5)]
Enron

[(b)(5)]

Fisher, Peter

From: Fisher, Peter
Sent: Tuesday, November 27, 2001 3:55 PM
To: Davis, Michele
Subject: FW:

[(b)(5)]

-----Original Message-----

From: Schlesinger, Jacob [mailto:Jacob.Schlesinger@wsj.com]
Sent: Tuesday, November 27, 2001 1:35 PM
To: 'Peter.Fisher@do.treas.gov'
Subject:

Peter:

I hope you had a good Thanksgiving. If you've got three minutes, I'd love to talk on whatever basis is appropriate about Enron. Our folks are very eager to know what the government sees/thinks, and all our sources point us to you as the point-person on this.

Also, I'd love to try again to set up that lunch. But in the meantime, this is more pressing.

I'll try to call in a bit, but my number is below if you want to call.

Jake

Jake Schlesinger
Office: 202-862-6658
Cell: 202-669-1349

Fisher, Peter

From: Davis, Michele
Sent: Tuesday, November 27, 2001 4:13 PM
To: Fisher, Peter
Cc: Adams, Tim
Subject: RE:

[(b)(5)]

-----Original Message-----

From: Fisher, Peter
Sent: Tuesday, November 27, 2001 3:55 PM
To: Davis, Michele
Subject: FW:

[(b)(5)]

-----Original Message-----

From: Schlesinger, Jacob [mailto:Jacob.Schlesinger@wsj.com]
Sent: Tuesday, November 27, 2001 1:35 PM
To: 'Peter.Fisher@do.treas.gov'
Subject:

Peter:

I hope you had a good Thanksgiving. If you've got three minutes, I'd love to talk on whatever basis is appropriate about Enron. Our folks are very eager to know what the government sees/thinks, and all our sources point us to you as the point-person on this.

Also, I'd love to try again to set up that lunch. But in the meantime, this is more pressing.

I'll try to call in a bit, but my number is below if you want to call.

Jake

Jake Schlesinger
Office: 202-862-6658
Cell: 202-669-1349



Fisher, Peter

From: Davis, Michele
Sent: Wednesday, December 05, 2001 10:57 AM
To: Fisher, Peter; Holahan, Betsy
Cc: Gross, Jared
Subject: RE: WSJ Interview Request

[(b)(5)]

-----Original Message-----

From: Fisher, Peter
Sent: Wednesday, December 05, 2001 10:34 AM
To: Davis, Michele; Holahan, Betsy
Cc: Gross, Jared
Subject: RE: WSJ Interview Request

did i send or delete a message already?

[(b)(5)]

-----Original Message-----

From: Davis, Michele
Sent: Wednesday, December 05, 2001 9:45 AM
To: Holahan, Betsy; Fisher, Peter
Cc: Gross, Jared
Subject: RE: WSJ Interview Request

[(b)(5)]

-----Original Message-----

From: Holahan, Betsy
Sent: Wednesday, December 05, 2001 9:26 AM
To: Davis, Michele; Fisher, Peter
Cc: Gross, Jared
Subject: WSJ Interview Request

I asked Greg Ip for more information regarding an interview request he put in for Peter earlier this week...please advise if this is something worth doing. Thanks.

-----Original Message-----

From: Ip, Gregory [mailto:Gregory.Ip@wsj.com]
Sent: Tuesday, December 04, 2001 3:50 PM
To: 'Betsy.Holahan@do.treas.gov'
Subject: RE: Interview Request

Betsy -

We're asking the question (in the light of Enron), how much has changed with respect to the disclosure and regulation of derivatives and other sources of systemic risk since LTCM, why, or why not. Peter was talking to us (on the record) in August about this issue. We'd like to follow up on that discussion, and on things like the report of the Financial Stability Forum

on enhanced disclosure that he chaired, to see where he thinks we've made progress and where more work needs to be done. As I mentioned, we are on a short deadline but if he can't do it by tomorrow, Thursday would probably also work.

Thanks.

Greg Ip
Economics Reporter
The Wall Street Journal
202-862-9238 (office)
202-345-9061 (cell)

-----Original Message-----

From: Betsy.Holahan@do.treas.gov [mailto:Betsy.Holahan@do.treas.gov]
Sent: Tuesday, December 04, 2001 11:56 AM
To: Ip, Gregory
Subject: Interview Request

Greg,

Can you e-mail me more specifics about the derivatives story you are working on? What types of things you would like to discuss with Peter, etc. Thanks!

Betsy

Fisher, Peter

From: Fisher, Peter
Sent: Tuesday, December 11, 2001 4:53 PM
To: Holahan, Betsy
Cc: Gross, Jared
Subject: RE: quotes

I talked to Greg.
I think I worked it out.
lets hope.

-----Original Message-----

From: Holahan, Betsy
Sent: Tuesday, December 11, 2001 2:39 PM
To: Fisher, Peter
Cc: Gross, Jared
Subject: RE: quotes

[(b)(5)]

-----Original Message-----

From: Fisher, Peter
Sent: Tuesday, December 11, 2001 2:25 PM
To: Holahan, Betsy
Cc: Gross, Jared
Subject: FW: quotes

any reactions?
(I haven't read yet).

-----Original Message-----

From: Ip, Gregory [mailto:Gregory.Ip@wsj.com]
Sent: Tuesday, December 11, 2001 12:19 PM
To: 'peter.fisher@do.treas.gov'
Subject: quotes

Peter - I have some quotes from you we'd like to use in our article. One group comes from our conversatoin at the bureau in August, which was on the record, but I show them to you now in case you have any concerns that they're out of context, outdated or otherwise problematic. The other quotes come from our more recent conversation which I agreed to clear in advance.

From August:

(regarding how well regulators are equipped to deal with today's financi-'

products, derivatives, and risk, partly in the context of whether giving them additional regulations to enforce would be useful))
"We haven't recognized the systemic problem of keeping supervisors skills sets up to and with skill sets of private sector ":

(in the context of whether financial institutions are adequately monitoring their risks, especially in the context of the many voluntary measures they've undertaken in this regard:)

"Some firms are investing in risk management and are on the cutting edge. They have competitors who think they're on the cutting edge and they're not. That gap has widened as much the past 10 years as much as the gap between (the industry) and supervisors.

From December

When Fisher mentioned the FSP's recommendation of high-low-median intraperiod reporting of significant positions at an American Bankers Association meeting recently ((when exactly?)), "a hundred people looked at me and shrugged. Progress is slow. Accounting customs change glacially,"

"I'm still unpersuaded that there was a profound public purpose to be served ... regulating the derivative markets."

"It's a fair question" whether we should be concerned that nobody regulated Enron's trading operation. "I don't have enough data on whether or not we should have been more worried about enrononline."

Greg Ip
Economics Reporter
The Wall Street Journal
202-862-9238 (office)
202-345-9061 (cell)