



**VIA EMAIL**  
(LM 2018-127)

August 21, 2018

The Honorable Donald F. McGahn, II  
Counsel to the President  
The White House  
Washington, D.C. 20502

Dear Mr. McGahn:

In accordance with the requirements of the Presidential Records Act (PRA), as amended, 44 U.S.C. §§2201-2209, this letter constitutes a formal notice from the National Archives and Records Administration (NARA) to the incumbent President of our intent to open George W. Bush Presidential records in response to the systematic processing project listed in Attachment A.

This material, consisting of 8,328 assets, has been reviewed for the six PRA Presidential restrictive categories, including confidential communications requesting or submitting advice (P5) and material related to appointments to federal office (P2), as they were eased by President George W. Bush on November 15, 2010. These records were also reviewed for all applicable FOIA exemptions. As a result of this review, 4,835 assets in whole and 197 assets in part have been restricted. Therefore, NARA is proposing to open the remaining 3,296 assets in whole and 197 assets in part that do not require closure under 44 U.S.C. § 2204. A copy of any records proposed for release under this notice will be provided to you upon your request.

We are also concurrently informing former President George W. Bush's representative, William Burck, of our intent to release these records. Pursuant to 44 U.S.C. 2208(a), NARA will release the records 60 working days from the date of this letter, which is November 15, 2018, unless the former or incumbent President requests a one-time extension of an additional 30 working days or asserts a constitutionally based privilege, in accordance with 44 U.S.C. 2208(b)-(d). Please let us know if you are able to complete your review before the expiration of the 60 working day period. Pursuant to 44 U.S.C. 2208(a)(1)(B), we will make this notice available to the public on the NARA website.

If you have any questions relating to this notification, please contact me at (202) 357-5144 or NARA General Counsel Gary M. Stern at (301) 837-3026.

Sincerely,

A handwritten signature in blue ink that reads "B. John Laster". The signature is written in a cursive style with a large initial "B" and a long, sweeping underline.

B. JOHN LASTER  
DIRECTOR  
Presidential Materials Division

Enclosure

## ATTACHMENT A

<u>Case Number</u>	<u>Topic</u>	<u>Material Processed</u>	<u>Material Restricted</u>	<u>Material Proposed for Opening</u>
2018-0012-P[3]	Emails sent by Brett Kavanaugh while he served as Associate Counsel and then Senior Counsel in White House Counsel's Office [segment thereof]	8,328 assets	4,835 assets in whole; 197 assets in part	3,296 assets in whole; 197 assets in part

The George W. Bush Library has completed the systematic processing of a segment of email assets sent by Brett Kavanaugh while he served as Associate Counsel and then as Senior Counsel in the White House Counsel's Office. The George W. Bush Presidential electronic records proposed for opening are emails containing routine scheduling and administrative discussions, routine biographies and correspondence about eventual nominees, routine approval memoranda for judicial nominees, emails containing news clips, routine correspondence with journalists and interest groups, routine information about court cases and pending legislation, congressional correspondence, talking points, and WAVES appointment request and acknowledgement emails. All personally identifiable information present in these records has been withheld.

These materials are from the Automated Records Management System (ARMS) and Exchange Email Search and Access Sets. The ARMS emails cover the time period from November 1, 2002 through December 31, 2002 and March 1, 2003 through March 31, 2003. The Exchange emails cover April 1, 2003 through May 15, 2003.

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NATIONAL  
ARCHIVES

**VIA EMAIL**

(LM 2018-127)

August 21, 2018

William Burck  
1300 I Street NW  
Suite 900  
Washington, D.C. 20005

Dear Mr. Burck:

In accordance with the requirements of the Presidential Records Act (PRA), as amended, 44 U.S.C. §§2201-2209, this letter constitutes a formal notice from the National Archives and Records Administration (NARA) to you, as former President George W. Bush's representative, of our intent to open George W. Bush Presidential records. These records were processed under the systematic processing project described in Attachment A.

These records, consisting of 8,328 assets, have been reviewed for the six PRA Presidential restrictive categories, including confidential communications requesting or submitting advice (P5) and material related to appointments to federal office (P2), as they were eased by President George W. Bush on November 15, 2010. These pages were also reviewed for all applicable FOIA exemptions. As a result of this review, NARA has restricted 4,835 assets in whole and 197 assets in part. NARA is proposing to open the remaining 3,296 assets in whole and 197 assets in part that do not require closure under 44 U.S.C. § 2204. A copy of any records proposed for release under this notice will be made available to you upon your request.

We are also concurrently informing the incumbent President of our intent to release these George W. Bush Presidential records. Pursuant to 44 U.S.C. 2208(a), NARA will release the records 60 working days from the date of this letter, which is November 15, 2018, unless the former or incumbent President requests a one-time extension of an additional 30 working days or asserts a constitutionally based privilege, in accordance with 44 U.S.C. 2208(b)-(d). Please let us know if you are able to complete your review before the expiration of the 60 working day period. Pursuant to 44 U.S.C. 2208(a)(1)(B), we will make this notice available to the public on the NARA website.

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