



VIA EMAIL
(LM 2019-009)

October 31, 2018

The Honorable Emmet T. Flood, IV
Counsel to the President
The White House
Washington, D.C. 20502

Dear Mr. Flood:

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. These records consist of emails sent to Brett M. Kavanaugh while he served as Associate Counsel and then Senior Counsel in White House Counsel's Office.

These records, consisting of 82,927 emails, have been reviewed for the six PRA Presidential restrictive categories, including confidential communications requesting or submitting advice (P5) and records related to appointments to federal office (P2), as they were eased by President George W. Bush on November 15, 2010. These emails were also reviewed for all applicable FOIA exemptions. As a result of this review, 40,054 emails in whole and 3,037 emails in part have been restricted. Therefore, NARA is proposing to open the remaining 39,836 emails in whole and 3,037 emails 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 A. 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 January 30, 2019, 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 stylized "Laster".

B. JOHN LASTER
DIRECTOR
Presidential Materials Division



NATIONAL
ARCHIVES

VIA EMAIL

(LM 2019-009)

October 31, 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 consist of emails sent to Brett M. Kavanaugh while he served as Associate Counsel and then Senior Counsel in White House Counsel's Office.

These records, consisting of 82,927 emails, have been reviewed for the six PRA Presidential restrictive categories, including confidential communications requesting or submitting advice (P5) and records related to appointments to federal office (P2), as they were eased by President George W. Bush on November 15, 2010. These emails were also reviewed for all applicable FOIA exemptions. As a result of this review, NARA has restricted 40,054 emails in whole and 3,037 emails in part. NARA is proposing to open the remaining 39,836 emails in whole and 3,037 emails 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 January 30, 2019, 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.

NATIONAL ARCHIVES *and*
RECORDS ADMINISTRATION

700 PENNSYLVANIA AVENUE, NW
WASHINGTON, DC 20408-0001

www.archives.gov

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.

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B. JOHN LASTER

DIRECTOR

Presidential Materials Division