



NATIONAL
ARCHIVES

VIA EMAIL
(LW 2022-099)

September 22, 2022

The Honorable Stuart Delery
Counsel to the President
The White House
Washington, D.C. 20502

Dear Mr. Delery:

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 Freedom of Information Act (FOIA) requests listed in Attachment A.

These records, consisting of 271 assets, have been reviewed for all applicable FOIA exemptions, resulting in 26 assets restricted in whole and 1 asset in part. NARA is proposing to open the remaining 244 assets in whole and 1 asset in part. 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, Freddy Ford, 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 December 20, 2022, 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
White House Liaison 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>
2018-0263-F[29]	Emails From, To, CC, or BCC Brett Kavanaugh Referencing Roe or Casey between July 2003-May 2006 that have not already been processed	271 assets	26 assets in whole; 1 assets in part	244 assets in whole; 1 asset in part

This researcher submitted a Freedom of Information Act (FOIA) request for emails sent or received by Brett Kavanaugh during specific time periods and regarding specific keywords. For this segment of the FOIA request, records include those referencing Roe or Casey between July 2003 and May 2006 that have not already been processed. The George W. Bush Presidential electronic records proposed for opening are news articles, an interview transcript, lists, printed blog posts, talking points, reports, presentations, schedules, and routine memoranda. Notable topics in this segment include Harriet Miers' and Samuel Alito's nominations to the Supreme Court of the United States (SCOTUS), Brett Kavanaugh's confirmation hearing for his nomination to the District of Columbia Circuit Court, Senate vote counts on Roe v. Wade, a white paper on the appointment of federal judges, and an unclassified National Security Council scenario for a visit by Prime Minister of Iraq Ibrahim al-Jaafari in 2005. There are also emails between staffers in the White House Press Office and White House Counsel's Office about Harriet Miers', Samuel Alito's, and Brett Kavanaugh's questionnaire answers in response to hearing follow-up questions from Congress, Alito's answers in his SCOTUS hearings, and about Miers' views on abortion. Records from this segment date from September 13, 2003 to May 17, 2006. These materials are from the Exchange Email, Exchange Email Restored - 21 Days, Exchange Email Restored - 40 Days, and RNC Personal Storage Table (PST) Search and Access Sets.

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(LW 2022-099)

September 22, 2022

Freddy Ford
Office of George W. Bush
2943 SMU Boulevard
Dallas, TX 75205

Dear Mr. Ford:

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 Freedom of Information Act (FOIA) request described in Attachment A.

These records, consisting of 271 assets, have been reviewed for all applicable FOIA exemptions, resulting in 26 assets restricted in whole and 1 asset in part. NARA is proposing to open the remaining 244 assets in whole and 1 asset in part. A copy of any records proposed for release under this notice will be provided to you upon your request.

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