
From: Cheryl Mills [redacted]
Sent: Friday, February 3, 2012 11:48 PM
To: H
Cc: adlerce@state.gov; hanleymr@state.gov
Subject: HAK State of Play - and Talking Points
Attachments: 2012-02-03 HAK Ticktock.docx

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HRC:

Attached is the latest update of the tick tock of DOS engagement with HAK's team at Yale (Ted Wittenstein et al) and his lawyers from Arnold and Porter (Jeff Smith and Phillippe Oudinot).

The bottom line is, the parties all agree that NARA has the same records that the Library of Congress has; that what HAK wants is for DOS to use our leverage to get the LOC to release them/make public their DOS collection (for which he has paid \$150K to facilitate); and that we can achieve the same outcome vis-a-vis those DOS particular documents by giving Yale a copy of what NARA has (which is co-extensive with the LOC collection as far as DOS documents are concerned).

I have highlighted in yellow the key parts.

My recommendation for when you see Henry is to say:

"Henry - I know our teams are talking -- I specifically checked in after our call;

They seem to be working toward a solution of making copies of DOS documents available to Yale, including some new materials that are not at NARA or the LOC

Let's let them finish and present a solution to us.

I have asked our folks to push with your team to have a resolution presented to both of us this month

My goal is to make sure Yale has a copy of everything we have so your collection there is complete with respect to DOS documents."

cdm