

IN THE UNITED STATES DISTRICT COURT U.S. DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS EASTERN DISTRICT ARKANSAS
WESTERN DIVISION

FILED

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JAMES W. MCCORMACK, CLERK
By: *[Signature]* DEP. CLERK

CIVIL ACTION
NO. LR-C-94-290

PAULA CORBIN JONES, :
 :
Plaintiff, :
 :
v. :
 :
WILLIAM JEFFERSON CLINTON :
 :
and :
 :
DANNY FERGUSON, :
 :
Defendants. :

Judge Susan Webber Wright
(UNDER SEAL)

PRESIDENT CLINTON'S MEMORANDUM IN SUPPORT OF
THIRD PARTIES' MOTIONS TO QUASH

President Clinton, through counsel, hereby submits this memorandum in support of the motions to quash of third parties asserting the rights of privacy and other protections from discovery in this matter. We certainly agree that plaintiff's discovery in this matter, which apparently was scripted from the American Spectator and Star magazine, has improperly invaded the rights of privacy of innocent third parties whose only connection to this matter is that they may have worked for or been a friend of President Clinton. More importantly, this gross invasion of privacy appears to be plaintiff's intention given that, as the Court knows, plaintiff's counsel insisted that the Court delete from the Confidentiality Order entered in this case language which might have provided some measure of protection for the privacy rights of third parties.

Plaintiff's campaign to invade privacy rights of uninvolved third parties is not only grossly harassing, it also is inappropriate and unnecessary in this case in light of the testimony of the plaintiff herself at her deposition on November 12-13, 1997. (Attached hereto for the Court's convenience are two copies of the plaintiff's deposition transcript ("Dep. Tr.") with exhibits; see especially Dep. Tr. at 1-165).

For example, plaintiff testified that she had no knowledge when she worked for the State of Arkansas as to whether President Clinton, then Governor, allegedly engaged in conduct that might be deemed to be sexual harassment of other women. Dep. Tr. at 76-78. Additionally, plaintiff testified that she herself has never, in the nearly four years since she made public her allegations of sexual harassment, sought to review her employment records from AIDC, records that contradict the allegations in her complaint. Dep. Tr. at 76. Instead, plaintiff has "reserved" her right to review these records at some unspecified future time and continues to hide behind her vague and insupportable claims of job injury, which are indisputably refuted by the documentary evidence.

In these circumstances, the privacy rights and privileges of third parties should outweigh plaintiff's discovery rights, if any, to inquire about the sexual conduct of persons who have no connection with this case and have been subpoenaed merely because they may have worked for or been a friend of President Clinton. In short, plaintiff's entire discovery plan

is designed to harass and cause embarrassment to the President and others, not to obtain relevant information or information that is likely to lead to the discovery of admissible evidence.

Respectfully submitted,

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Dated: Washington, D.C.
November 19, 1997

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of November, 1997, a true and correct copy of the Memorandum in Support of Third Parties' Motions to Quash (without the deposition transcript attached to the Court's copy of this Memorandum) was served via federal express and first class United States Mail postage prepaid to:

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