



DEPARTMENT OF DEFENSE
OFFICE OF GENERAL COUNSEL
WASHINGTON, D. C. 20301

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13 July 1972

MEMORANDUM TO THE FILE

SUBJECT: Trust Territories of the Pacific - Negotiations on Draft Compact.

1. The negotiations on the Draft Compact are taking place through a United States negotiating team headed by Ambassador Hayden Williams, formerly with DOD/ISA, assisted by Capt. W. Crowe (USN), Ronald Stowe (L/IO, Dept. of State), and other members from the Departments of Interior, State, and Justice. At this stage there are no representatives in the negotiations themselves from the Department of Defense. Mr. Paul Warnke formerly with Department of Defense (General Counsel and Assistant Secretary of Defense - ISA) represents the Micronesian Congress.

2. The draft Compact language has been largely that provided by the Department of State or by Mr. Warnke. The language proposed by the Department of Defense (represented by myself, Mr. Barringer, FMRA, at times by J-5 (Col. A. L. Smith), and by the JAGS (Army, Air Force and infrequently Navy) has been sent by the Department, largely received by the negotiating team as "advisory" in nature.

3. Under the above circumstances, I am not concurring with positions taken at the negotiation which are either markedly different from the language proposed at Defense, or positions which have been taken where a request is made for post-hoc concurrence.

4. To my knowledge there are no detailed instructions for the negotiating team that have had the concurrence and review of the appropriate agencies.

Harry H. Almond, Jr.
Office of Assistant General Counsel
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cc: GC
Chron
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