

November 14, 1974

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MEMORANDUM FOR HOWARD WILLENS

SUBJECT: Marianas Negotiations: Report to MPSC

I propose that our Report to the Commission take the following form (asterisk indicates paper completed):

Book I

- HPW cover letter and tactical report
- Military Retention Land Memo*
- Status Agreement Explanatory Memo, with following attachments:
 - Chart comparing MPSC Commonwealth Agreement with Joint Drafting Committee Status Agreement Section*
 - Memo re application of 5th, 6th and 7th Amendments to Marianas*
 - Memo re formulation of limits on US legislative authority*

Book II

- Joint Drafting Committee Status Agreement
- Agreed Negotiating History (if completed)

I plan to take a couple of sets of the minutes of the Joint Drafting Committee with me, but I do not plan to include them in the Report.

I spoke to Jim Leonard today on this topic. He will prepare a short memo concerning his activities on behalf of the Commission, and a memo summarizing Seldin's report and explaining how we derived the counter-offer from it. He asked whether we should reproduce Seldin's report for each Commission member. The argument against doing so is the cost and the certainty of leakage to the US and the press. We'd like your judgment.

Jim plans to meet you in Hawaii on November 23 to fly to Saipan; he may well be arriving in Hawaii from Nicaragua. I have not mentioned to him the possibility that he won't find you in Hawaii on November 23. If you will not be going out at that time, we should tell Jim as soon as we can -- especially

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because I would like to talk to you about my leaving Sunday the 24th and arriving Tuesday morning, the 26th (Saipan time), a plan which, I will argue, will give me enough time to distribute the materials and discuss the points I should make to the Commission before your arrival (which, I take it, will be Friday or Saturday, the 29th or 30th).

Michael S. Helfer