

Scott, Marsha

SCREENED
By dsj Date 12/3/2009
NW25720 NND37918

Screened

By: David Paynter Date:
12-03-2009

TELECOPY COVER SHEET

OFFICE OF THE INDEPENDENT COUNSEL

Suite 490N

1001 Pennsylvania Avenue, N.W.

Washington, D.C. 20004

telephone (202) 514-8688

facsimile (202) 514-8802

TO:

Hick Ewing

Company Name:

Fax Number:

Message:

FYI -

SENDER:

Brett Kavanaugh

Number of Pages:

12 (including this cover sheet)

- ① See GK Tr. -
- ① Go to office - atty incriminating, ambrose
- ① Shredding
- ① re: Wld & his cooperation

FD-302 (Rev. 3-10-82)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 5/24/94

MARSHA SCOTT, Deputy Assistant to the President and former Director of Correspondence was interviewed at her attorney's office on May 12, 1994. SCOTT advised that she has recently changed positions and is now Deputy Assistant to the President in a undetermined public liaison capacity. Also present was her attorney STUART F. PIERSON of the law firm DAVIS, WRIGHT and TREMAINE, 701 Pennsylvania Avenue, NW, Suite 600, Washington, D.C. 20004-2608, telephone (202) 508-6623. After being advised of the identities of the interviewing agents and the nature and purpose of the interview, SCOTT provided the following information:

SCOTT advised that she met VINCENT FOSTER, JR. in approximately 1967 when she was about 20 years old. They were merely acquaintances in the interim years, sharing the same friends and moving to the same social circles in Arkansas. They became friends after the inauguration of President CLINTON. They have never been romantically involved with one another

SCOTT characterized her relationship with FOSTER as a personal friendship. She explained that she used to "pop my head in" every day or every other day to see FOSTER. She said that FOSTER had a serious facade but a good sense of humor; was very smart and very meticulous in the way he did things. She advised that he always put friendship and loyalty, ethics and his family before everything. She also said he was very patriotic.

how long would they talk? what talk about?

SCOTT does not know why FOSTER would have committed suicide. She saw some signs that he was depressed but did not know that he was in such a serious crisis. In explaining what she meant by seeing signs of depression, SCOTT advised that everyone was depressed. Their whole circle of friends from Arkansas who had come to The White House were overworked and under constant pressure and constant scrutiny by the press and others in the Washington environment. They were "down".

SCOTT advised that in the beginning, shortly after the inauguration, The White House staffers from Arkansas would meet for dinner, sometimes several times a week. But as the workload

Investigation on 5/12/94 at Washington, D.C. File # 29D-LR-35063

by SA FOIA(b)7 - (C) Date dictated 5/19/94

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Marsha Scott

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for everybody increased, they met only once a week for dinner, generally Tuesday evenings.

SCOTT advised that on Monday, July 19, 1993, she stopped in to see FOSTER for a period of time in the afternoon. She wanted to ask him how the weekend had gone, knowing he had gone off for the weekend with his family. In retrospect she realizes that he acted different, but at the time she did not sense it. She explained that always before when she walked into the room, FOSTER would give her a hug and tell her some kind of little joke, but on this occasion he seemed preoccupied and a little quieter. There were no huge indicators, however, that there was something seriously wrong.

During that visit SCOTT advised that she did most of the talking and she does not remember what topics they talked about. She estimated that the visit lasted between 20 and 30 minutes but it could have been longer. She does not remember why she left and she does not recall that the visit was any different than any other time she visited him. She advised that she was uncomfortable talking about some of the private thoughts FOSTER shared with her. She said she believed FOSTER had painted himself into a box with no windows. But she got the sense during the July 19th meeting that he had come to some sort of decision and was, if anything, somehow relaxed as a result.

what topics discussed?

SCOTT is of the opinion that FOSTER committed suicide for personal reasons but commented that he didn't separate work from personal matters. He had talked about "wanting out". He talked about "wanting rest". He commented that he was "eternally tired". But on the Monday before his death, he was smiling and it struck her that he seemed to have figured out that he needed rest. It is SCOTT's theory that he had come to some sort of acceptance of something (what that was, she was not sure of) and expected that he was going to feel better soon. She thought it was related to his having taken the weekend off and realizing that he needed to do that sort of thing more often. But this was conjecture on her part.

In describing FOSTER, SCOTT advised that he was not an "open" person. He would not offer information and she took that to mean that he was an extremely private person. It was not his habit to "dump" or unwind by talking about problems. He did not say anything indicating anything was upsetting him. Asked about whether or not she could recall a conversation on Air Force One

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in route to VINCE FOSTER's funeral, SCOTT advised that she does not recall telling anybody about any topic that was bothering FOSTER. Asked who was on the flight with her, SCOTT could not recall who was on the plane. She believes she remembers seeing VINCE's secretary, DEBORAH GORHAM and perhaps GALE KENNEDY but she doesn't remember any other specifics.

SCOTT advised that Foster was especially worried about the negative impact that staff cuts were going to have on The White House overall and especially on the counsel's office. In fact, the very last words that he spoke to her were "the staff cuts are killing us". He was a perfectionist who wanted to do things right and staff cuts were affecting his ability to see that happen. SCOTT advised that the reactive mode that everybody was in all the time at The White House prevented the kind of care and thoughtfulness that FOSTER liked to bring to his work product.

SCOTT advised she was not aware of any personal matters which were disturbing him. His family arrived, she believes, the first week of June and it seemed to her that it was good for him to have his family there but it caused extra effort and he had to pay more attention to budgeting his time. This was a common topic among all of the folks up from Arkansas. FOSTER more than others, would sometimes miss the Tuesday dinner gatherings because of work-related responsibilities. FOSTER would not generally speak about things that were bothering him at these gatherings.

what about travel office?

Time?

The evening of Tuesday, July 20, 1993, SCOTT advised that she was having dinner with WEBB and SUSAN HUBBELL and their children at a restaurant, the Lebanese Taverna. JANET SCHAUFLE, an intern at The White House, was also with them. WEBB HUBBELL's beeper kept going off and, as was his habit, he ignored it until about the third beep. It was the Justice Command Center calling to notify him of VINCE FOSTER's death. They left the restaurant right away and as they were walking to the elevator, WEBB HUBBELL was obviously very shaken. They did not know what the facts were. They thought perhaps it was VINCE's son who had been found. They had been told that the car had been found. They decided to go to WEBB HUBBELL's home so that he could get his Justice telephone book. When they arrived at their home, he realized he did not have his house keys and so while Mrs. HUBBELL and SCOTT attempted to get into the house, WEBB HUBBELL began making telephone calls from a neighbor's home.

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HUBBELL told SCOTT that BILL KENNEDY (an especially good friend of FOSTER's) was on his way to view the body in order to confirm that it was indeed VINCE FOSTER, JR. VINCE FOSTER's sister, SHEILA ANTHONY lived right across the street from the HUBBELL's and even though VINCE FOSTER's death had not yet been actually been confirmed, SCOTT and the HUBBELLs went over to SHEILA ANTHONY's residence. FOSTER's other sister, SHARON BOWMAN, was also there visiting from Arkansas. SCOTT told the two sisters and niece what had occurred.

What did they say?

What did WBH say? When did Sharon arrive?

SCOTT was unable to say who was notified in what order among The White House staff. She believes that the U.S. Park Police had called CRAIG LIVINGSTONE. KENNEDY and LIVINGSTONE viewed the body and confirmed the identification.

SCOTT and the HUBBELLs went from the ANTHONY's to the FOSTER residence. They arrived as DAVID and EILEEN WATKINS and separately, the U.S. Park Police were arriving. It was very crowded in the FOSTER's small entryway. As everybody was coming in the entryway SCOTT looked up and saw LISA FOSTER coming down the stairs and LAURA FOSTER coming in from the kitchen wondering what was going on. She recalls LISA FOSTER saying something like "What's going on?" She recalls the U.S. Park Officer going up to her and notifying her that her husband had been found dead. LISA FOSTER cried out and sank down to a sitting position on the stairs. LAURA FOSTER began to scream at that point. A female officer went up to LISA FOSTER and SCOTT could not hear what was being said to her. Other people began to pay attention to LAURA, who appeared to be going into shock. People helped LISA upstairs and SCOTT remembers hearing her screaming. SCOTT herself recalls asking somebody how VINCE FOSTER had died.

Who?

Answer?

After that, SCOTT and SUSAN HUBBELL went back to the ANTHONY's to see if BERLE ANTHONY had arrived home. They were having difficulty contacting him. Then they went back to the FOSTER residence. SCOTT telephoned SENATOR and BARBARA PRYOR, a close friend of SHEILA ANTHONY's. SCOTT recalls two doctors arriving. SENATOR PRYOR's doctor, Dr. ALEX CHESTER and second doctor (identity unknown). Many people came and went at the FOSTER residence, including JOHN and PEGGY RICHARDSON with whom MARSHA SCOTT was living at the time.

When did they arrive?

No

SCOTT left the FOSTER residence and went to The White House some time after midnight with MICKEY CANTER, the U.S. Trade Representative. She said she went there "to see how BILL

Why?

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[President CLINTON] was doing." SCOTT remembers seeing DAVID GERGEN, MACK MCLARTY, VERNON JORDAN, ROBIN DICKEY (whose daughter HELEN babysits CHELSEY CLINTON) and others. SCOTT cannot recall if she saw PATSY THOMASSON or BILL BURTON. SCOTT does not recall anything being said about a note or about searching VINCE FOSTER's office for a note. WEBB HUBBELL thought it was very important to seal FOSTER's office and he commented to that effect to SCOTT the evening of the 20th at the FOSTER residence.

*Embassy
Watkins
stunts*

*specific
memory*

SCOTT also talked with PATSY THOMASSON but she does not recall whether it was the night of the 20th or the next day. She found out later that PATSY THOMASSON and MAGGIE WILLIAMS went into FOSTER's office and that MAGGIE had been crying. SCOTT does not know how she knows that. She learned about it later. SCOTT advised that everybody was very upset. She explained that FOSTER had an "inclusive style", meaning he would draw people in to him and what he was doing. People loved him. She commented that HILLARY CLINTON was his best friend and that HILLARY, MAGGIE WILLIAMS and FOSTER worked together.

SCOTT advised that when she got to The White House the night of July 20, 1993, she went directly to see President BILL CLINTON. She was there at The White House only a couple hours staying in the kitchen of the residence area. She then went home.

*where did
what phone
number?*

Did she see Bill at Foster's residence?

SCOTT advised that the people who were around that night, BILL BURTON, MACK MCLARTY, GERGEN, HUBBELL, PATSY THOMASSON, DAVID WATKINS and others who were all concerned with basically two things. First, were they doing the right thing to ensure the integrity of the moment? Who should handle things, the Attorney General or BERNIE NUSSBAUM? And secondly, they were coping with intense grief. Each person was struggling with a personal sense of loss that this had happened to a friend and colleague. Each person within their own sphere of influence was trying to do the right thing to handle the situation, even if it was just notifying people within their staff. SCOTT advised that her piece in the puzzle was notifying as many families as she could. She explained that if errors were made it was because people didn't know what to do.

She advised that she did not know FOSTER to be a terribly religious person but knew that he attended church with his family. SCOTT advised that LISA and VINCE FOSTER knew each other very well and although they had experienced a strain in

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connection with the split of their household when VINCE came to Washington, D.C., she felt they had a basically good marriage. She herself never saw any inkling of marital infidelity on FOSTER's part, not with HILLARY CLINTON or any other person.

SCOTT guessed that FOSTER may have considered WEBB HUBBELL and herself to be confidantes. She does not feel that he would have considered HILLARY a confidante inasmuch as it is difficult to confide in somebody when you're actually working for them, which is an adjustment that they all had to make with BILL and HILLARY CLINTON.

With regard to the note discovered on July 26 in FOSTER's handwriting, SCOTT advised that she did not know about it from personal knowledge. She knew FOSTER to be a good lawyer and a good political adviser and she would not have thought that he would ever have written anything like that down. She was surprised to hear of the list that was supposedly written by him. Her reaction was that FOSTER was so methodical, he simply would not have left it lying around, not even the pieces of it. SCOTT advised that it never occurred to her to wonder who tore the note up or who would have put it in the briefcase. She figured that he tore it up and put it in the briefcase in order to take it out later and discard the pieces.

Asked what she thought FOSTER would have meant regarding the FBI lying in their report to Department of Justice (one of the items on the list that she later read about in the news media), she explained that FOSTER felt that the dealings with the FBI and BILL KENNEDY had not been accurately reported. She explained that FOSTER was like mentor to BILL KENNEDY.

follow up

SCOTT provided the following personal information:

Name: MARSHA SCOTT

Date of Birth:

Place of Birth:

Social Security Number:

Address:

Home Telephone:

Position as of 7/20/93: Deputy Assistant to the President and Director of Correspondence

FOIA (b) 6

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FOIA (b) 6
FOIA (b) 7 - (C)

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 6/9/94

MARSHA SCOTT was interviewed on June 9, 1994 at the office of her attorney, STUART F. PIERSON, of DAVIS, WRIGHT, TREMAINE, 701 Pennsylvania Avenue, NW, Suite 600, Washington, D.C. 20004, telephone 202-508-6623. Present during the interview, aside from SCOTT, was her attorney STEWART PIERSON and MARK STEIN of the Office of the Independent Counsel. Being acquainted with the identity of the interviewing agent and the nature and purpose of the interview, SCOTT provided the following information:

SCOTT advised that in July 1993, her office was in the Old Executive Office Building and that she came to The White House on a daily basis to conduct business. She frequently went over to say "hi" to VINCE FOSTER, Jr. and normally she did it in the afternoon because mornings were very busy for her. She recalls that on July 19, 1993, she visited FOSTER but did not recall what time of day it was. It was most likely early afternoon but she is not sure. She would also frequently visit BILL CLINTON, NANCY HERNRAICH and others, sometimes even HILLARY CLINTON. But she doesn't remember if she saw any other individual on July 19. *why her in VF's car?* Blonde?

*loser
to
Bill than
Hillary?*

She recalls FOSTER that day sitting behind his desk and the most notable thing about it was that he did not get up and greet her as he normally did. She said that when she entered the office usually he would stand up, she would kiss him on the cheek, get a hug and joke with him. She recalled that on July 19, he didn't get up and although she did not attach significance to it at the time, with hindsight, she realizes that that was something different. She said that she had a sense of detachment from him but it was nothing that caused her antenna to go up. She does not recall whether the door was opened or closed but explained that meetings in his office were private even if the door was open because of the physical configuration of the office. SCOTT explained that she stopped by because she wanted to ask him how he enjoyed the weekend. She knew that he had had a good weekend from having talked to somebody else (she couldn't recall who and wanted to ask him if he had had as much fun as

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by SSA FOIA(b)7 - (C) Date dictated 6/9/94

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others said that they had had. She commented that she is friends with the CARDOZOS and WEBB and SUSIE HUBBELL also with LISA and FOSTER children. - Occup? - WLH occup?

SCOTT explained that with regard to her recollection or lack of recollection as to the meeting that took place between her and FOSTER, she said that she hoped everybody would understand that that was an incredibly painful time and her way of dealing with matters such as that is to block it out. She remembers impressions, she does not remember specific conversations.

The overwhelming memory for her of FOSTER's death and the days before and after is that she was truly shocked. She believed that he committed suicide. In fact, she believed that was so from the time she talked with the Park Police on July 20, 1993. One of the reasons why she was so shocked that he would commit suicide is that FOSTER believed in the power of words and he loved being a lawyer and she along with others just couldn't believe that he would have taken his own life without having reached out to his friends. *Motivation? Why? What have you now heard? From whom?*

She said that during the meeting on July 19, he did not appear distracted or otherwise distressed. She explained that FOSTER could be very focused when he was involved in something and she knew that she had interrupted his train of thought when she entered the room but he didn't give her an indication that she had come at a bad time, otherwise, she would have left. They did not, however, have a heart-to-heart talk. SCOTT said that FOSTER did not have heart-to-heart talks in his office or ever by her standards. FOSTER was mysterious and that made him intriguing. *Travel Office*

SCOTT said it varied how often she would see FOSTER. It was sporadic depending upon what was going on at The White House, but she saw him frequently. She noticed changes in everybody from the Arkansas group. She said that everybody over time, during the six months, got tighter and tenser, with "the men getting skinner and the women getting fatter". She said that she personally didn't notice his weight loss. She put together a collection of photographs for LISA FOSTER after FOSTER's death and it was LISA who pointed out to her that FOSTER had lost weight. Most of her conversations with LISA FOSTER since July 1993 have been comprised of LISA's questioning as to why this could have happened and what could have triggered it.

FOIA # none (URTS 16371) *What has MS told LF? When was WLH S.A. etc. - talked to: L.F.* DocId: 70105826 Page 10

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With regard to the last thing that SCOTT heard him say, that is, "the staffing cuts are killing us", the context for that statement was that SCOTT asked FOSTER, "If I talk to him (meaning President CLINTON) before you do, what do you want me to tell him?" FOSTER's response was, "The staff cuts are killing us." SCOTT further explained that everybody serves at the pleasure of the President and by custom when the administrations change, anybody can be asked to stay or might be asked to leave.

7-19
Nix
inv. 4
X
D. & she
recall
tell
him...?

With regard to the Travel Office matter, SCOTT advised that she does not recall specific conversations. She recalls knowing that FOSTER was particularly upset about the reprimand of BILL KENNEDY. He felt that BILL was "taking a fall" for something he hadn't done. She knows that she and VINCE talked about it, but she doesn't recall the conversation now. She also did not discuss the matter with LISA FOSTER. She said she doesn't remember ever talking about work items with LISA FOSTER and explained that she does not consider it appropriate and so keeps her conversation general. She also had the impression that FOSTER himself did not talk about work with LISA.

Willy
2

SCOTT advised that she has the sense that FOSTER had reached a personal dead end. It is her opinion that he would have reached it whether or not he had come to Washington, D.C. She opined that FOSTER lacked the ability to see options and on July 20, he felt that he had no other option but to commit suicide. His view of his responsibilities was very serious. He was accustomed to succeeding and to being able to affect closure in his work tasks. The White House involved work made up of endless loops without any resolution.

With regard to articles in The Wall Street Journal, she said that VINCE was shocked when the article on him appeared in the paper. They had wanted a picture of him and characterized their not getting it as stonewalling on The White House's part. That struck all of them in the Arkansas group as "dumb". She felt that FOSTER thought that the press was being absolutely ruthless. It seemed to him a personal, mean and vicious attack at a time when he was working extremely hard. FOSTER (and others in the Arkansas group) felt that they (meaning the press and possibly specifically The Wall Street Journal) would stay at it until they "took somebody out"--until they drove a wedge to separate the President from his Arkansas friends. In saying that FOSTER was upset, SCOTT does not know if he was angry upset (because she never saw him angry) but she knew that it weighed

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MARSHA SCOTT

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heavily on him and he was very offended.

SCOTT does not know if she and FOSTER discussed ZOE BAIRD or not. FOSTER did not feel as though The White House got credit for anything, but that The White House took a lot of criticism no matter what. She knows nothing about Whitewater or Madison Guaranty and nothing was ever discussed between her and FOSTER about these matters. *

On the night of July 20, 1993, she went from LISA FOSTER's residence to the HUBBELL's residence back to the FOSTER's residence and then to The White House. There was so much moving back and forth because they were checking on children and notifying various people. She said she arrived at The White House sometime between 11:00 and 1:00 am and that we could check the logs if we needed to know specifically. She assumes that such things are monitored and a record is kept, but does not know this for a fact. She said that she parked in the West Wing parking area, went to The White House lobby and through the corridor under the Oval office and under the Rose Garden to the residence area. She said that BILL CLINTON had lost a best friend and explained that where she comes from when there is a death like that you gather in order to give support. It was important that they be there because HILLARY CLINTON was out of town and CHELSEY was not there, so people went to give BILL support. check logs

She heard voices in the kitchen and knew that that was where everybody was. She remembers seeing MAC MCLARTY, DAVID GERGEN, VERNON JORDAN, The President and MICKEY CANTOR, HELEN DICKY (a young girl who "babysits" CHELSEA) and her mother were also there. She doesn't remember if she saw BERNARD NUSSBAUM, MAGGIE WILLIAMS, or PATSY THOMASSON that night. She remarked that DAVID WATKINS office used to be there on the basement level and she may have seen PATSY THOMASSON there that night, she doesn't remember.

She said that she was probably crying on and off, but that she does not remember a guard seeing her and directing her to go someplace. She went no place in The White House other than through the residence to the kitchen area. She does not recall going anywhere near MAC MCLARTY's office until the following day and she does not remember how she left The White House that night.

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MARSHA SCOTT

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With regard to what was talked about in the kitchen that evening, she remembers DAVID GERGEN talking about who should make the announcement of FOSTER's death and what kind of political tone should be taken. It was decided that MAC MCLARTY should make the announcement. Nobody suggested that there was any link to Whitewater. She said that people questioned whether or not it was a suicide because they couldn't believe that FOSTER would have committed suicide.

They discussed whether or not a note had been found. There was no note that anybody had found. They had asked Park Police and the Park Police had not found any note. There was probably a discussion as to whether or not FOSTER's office was searched for a note. WEBB HUBBELL maintained all along that the integrity of FOSTER's office should be protected. He said this to MARSHA and to everybody else who would listen. But SCOTT was not aware of whether or not the office was being sealed that very night. The first time she heard about any kind of note was the torn up note that STEPHEN NEUWIRTH found later in the briefcase. She heard about this later. She was not aware of anybody having been in FOSTER's office that night. She was not aware of anybody taking things out of FOSTER's office that night and she does not recall what she was wearing that night.

What have you now heard?

Funct -

HRC

Where gathered ...

** ACTIVITY REPORT **

RECEPTION OK

TX/RX NO.	3997
CONNECTION TEL	202 514 8802
CONNECTION ID	OIC
START TIME	02/21 20:22
USAGE TIME	08'24
PAGES	12
RESULT	OK

Time Line - July 20, 1993

- 1 - VF Lvs WH
- 230 - small car swerves into FM Park where was Scott
- 3-4 APR Park - VF car then
- CW "finds body"
- CW tells people at other PK.
- Radio Bot to VJPP
- Fornshill at body
- Brown at body
- Body to morgue
- _____ called WHouse
- _____ calls WHouse / Restaurant
- 1000 - Brown, Pullin, Watkins AR Foster
WH's Anthony, Berman, Scott AR VF's home - the
Lin
- 1013pm - HRC - M. Wms (TC) (16 mins)
- 1140(?) - Nussbaum, Wms, Thomson seen at VF office
- 1050
~~1100~~ - WJC AR at Foster's
- 1100 - VJPP Lv
- 1240 - Scott into vehicle
- 12:56 am - HRC - [→] M. Wms (TC) (1256 am) (11 mins)
- 1:10 am - then MW to Thomson (14 mins)
- _____ - M. Scott Lvs WH (6:5?)

Screened
By: David Paynter Date:
12-03-2009

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 5/24/94

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what does this lady do?

SCOTT advised that she met VINCENT FOSTER, JR. in approximately 1967 when she was about 20 years old. They were merely acquaintances in the interim years, sharing the same friends and moving to the same social circles in Arkansas. They became friends after the inauguration of President CLINTON. They have never been romantically involved with one another

SCOTT characterized her relationship with FOSTER as a personal friendship. She explained that she used to "pop my head in" every day or every other day to see FOSTER. She said that FOSTER had a serious facade but a good sense of humor; was very smart and very meticulous in the way he did things. She advised that he always put friendship and loyalty, ethics and his family before everything. She also said he was very patriotic.

later she says they always hug and kiss

SCOTT does not know why FOSTER would have committed suicide. She saw some signs that he was depressed but did not know that he was in such a serious crisis. In explaining what she meant by seeing signs of depression, SCOTT advised that everyone was depressed. Their whole circle of friends from Arkansas who had come to The White House were overworked and under constant pressure and constant scrutiny by the press and others in the Washington environment. They were "down".

SCOTT advised that in the beginning, shortly after the inauguration, The White House staffers from Arkansas would meet for dinner, sometimes several times a week. But as the workload

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SCOTT advised that on Monday, July 19, 1993, she stopped in to see FOSTER for a period of time in the afternoon. She wanted to ask him how the weekend had gone, knowing he had gone off for the weekend with his family. In retrospect she realizes that he acted different, but at the time she did not sense it. She explained that always before when she walked into the room, FOSTER would give her a hug and tell her some kind of little joke, but on this occasion he seemed preoccupied and a little quieter. There were no huge indicators, however, that there was something seriously wrong.

During that visit SCOTT advised that she did most of the talking and she does not remember what topics they talked about. She estimated that the visit lasted between 20 and 30 minutes but it could have been longer. She does not remember why she left and she does not recall that the visit was any different than any other time she visited him. She advised that she was uncomfortable talking about some of the private thoughts FOSTER shared with her. She said she believed FOSTER had painted himself into a box with no windows. But she got the sense during the July 19th meeting that he had come to some sort of decision and was, if anything, somehow relaxed as a result.

SCOTT is of the opinion that FOSTER committed suicide for personal reasons but commented that he didn't separate work from personal matters. He had talked about "wanting out". He talked about "wanting rest". He commented that he was "eternally tired". But on the Monday before his death, he was smiling and it struck her that he seemed to have figured out that he needed rest. It is SCOTT's theory that he had come to some sort of acceptance of something (what that was, she was not sure of) and expected that he was going to feel better soon. She thought it was related to his having taken the weekend off and realizing that he needed to do that sort of thing more often. But this was conjecture on her part.

In describing FOSTER, SCOTT advised that he was not an "open" person. He would not offer information and she took that to mean that he was an extremely private person. It was not his habit to "dump" or unwind by talking about problems. He did not say anything indicating anything was upsetting him. Asked about whether or not she could recall a conversation on Air Force One

*Compare
this to
the
Yorkham
statement!*

*Yorkham
says
one
visit
lasted
1 1/2
hours*

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in route to VINCE FOSTER's funeral, SCOTT advised that she does not recall telling anybody about any topic that was bothering FOSTER. Asked who was on the flight with her, SCOTT could not recall who was on the plane. She believes she remembers seeing VINCE's secretary, DEBORAH GORHAM and perhaps GALE KENNEDY but she doesn't remember any other specifics.

SCOTT advised that Foster was especially worried about the negative impact that staff cuts were going to have on The White House overall and especially on the counsel's office. In fact, the very last words that he spoke to her were "the staff cuts are killing us". He was a perfectionist who wanted to do things right and staff cuts were affecting his ability to see that happen. SCOTT advised that the reactive mode that everybody was in all the time at The White House prevented the kind of care and thoughtfulness that FOSTER liked to bring to his work product.

SCOTT advised she was not aware of any personal matters which were disturbing him. His family arrived, she believes, the first week of June and it seemed to her that it was good for him to have his family there but it caused extra effort and he had to pay more attention to budgeting his time. This was a common topic among all of the folks up from Arkansas. FOSTER more than others, would sometimes miss the Tuesday dinner gatherings because of work-related responsibilities. FOSTER would not generally speak about things that were bothering him at these gatherings.

*her memory
can be
good*

The evening of Tuesday, July 20, 1993, SCOTT advised that she was having dinner with WEBB and SUSAN HUBBELL and their children at a restaurant, the Lebanese Taverna. JANET SCHAUFLE, an intern at The White House, was also with them. WEBB HUBBELL's beeper kept going off and, as was his habit, he ignored it until about the third beep. It was the Justice Command Center calling to notify him of VINCE FOSTER's death. They left the restaurant right away and as they were walking to the elevator, WEBB HUBBELL was obviously very shaken. They did not know what the facts were. They thought perhaps it was VINCE's son who had been found. They had been told that the car had been found. They decided to go to WEBB HUBBELL's home so that he could get his Justice telephone book. When they arrived at their home, he realized he did not have his house keys and so while Mrs. HUBBELL and SCOTT attempted to get into the house, WEBB HUBBELL began making telephone calls from a neighbor's home.

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HUBBELL told SCOTT that BILL KENNEDY (an especially good friend of FOSTER's) was on his way to view the body in order to confirm that it was indeed VINCE FOSTER, JR. VINCE FOSTER's sister, SHEILA ANTHONY lived right across the street from the HUBBELL's and even though VINCE FOSTER's death had not yet been actually been confirmed, SCOTT and the HUBBELLs went over to SHEILA ANTHONY's residence. FOSTER's other sister, SHARON BOWMAN, was also there visiting from Arkansas. SCOTT told the two sisters and niece what had occurred.

SCOTT was unable to say who was notified in what order among The White House staff. She believes that the U.S. Park Police had called CRAIG LIVINGSTONE. KENNEDY and LIVINGSTONE viewed the body and confirmed the identification.

SCOTT and the HUBBELLs went from the ANTHONY's to the FOSTER residence. They arrived as DAVID and EILEEN WATKINS and separately, the U.S. Park Police were arriving. It was very crowded in the FOSTER's small entryway. As everybody was coming in the entryway SCOTT looked up and saw LISA FOSTER coming down the stairs and LAURA FOSTER coming in from the kitchen wondering what was going on. She recalls LISA FOSTER saying something like "What's going on?" She recalls the U.S. Park Officer going up to her and notifying her that her husband had been found dead. LISA FOSTER cried out and sank down to a sitting position on the stairs. LAURA FOSTER began to scream at that point. A female officer went up to LISA FOSTER and SCOTT could not hear what was being said to her. Other people began to pay attention to LAURA, who appeared to be going into shock. People helped LISA upstairs and SCOTT remembers hearing her screaming. SCOTT herself recalls asking somebody how VINCE FOSTER had died,

After that, SCOTT and SUSAN HUBBELL went back to the ANTHONY's to see if BERLE ANTHONY had arrived home. They were having difficulty contacting him. Then they went back to the FOSTER residence. SCOTT telephoned SENATOR and BARBARA PRYOR, a close friend of SHEILA ANTHONY's. SCOTT recalls two doctors arriving. SENATOR PRYOR's doctor, Dr. ALEX CHESTER and second doctor (identity unknown). Many people came and went at the FOSTER residence, including JOHN and PEGGY RICHARDSON with whom MARSHA SCOTT was living at the time.

SCOTT left the FOSTER residence and went to The White House some time after midnight with MICKEY CANTER, the U.S. Trade Representative. She said she went there "to see how BILL

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[President CLINTON] was doing." SCOTT remembers seeing DAVID GERGEN, MACK MCLARTY, VERNON JORDAN, ROBIN DICKEY (whose daughter HELEN babysits CHELSEY CLINTON) and others. SCOTT cannot recall if she saw PATSY THOMASSON or BILL BURTON. SCOTT does not recall anything being said about a note or about searching VINCE FOSTER's office for a note. WEBB HUBBELL thought it was very important to seal FOSTER's office and he commented to that effect to SCOTT the evening of the 20th at the FOSTER residence.

SCOTT also talked with PATSY THOMASSON but she does not recall whether it was the night of the 20th or the next day. She found out later that PATSY THOMASSON and MAGGIE WILLIAMS went into FOSTER's office and that MAGGIE had been crying. SCOTT does not know how she knows that. She learned about it later. SCOTT advised that everybody was very upset. She explained that FOSTER had an "inclusive style", meaning he would draw people in to him and what he was doing. People loved him. She commented that HILLARY CLINTON was his best friend and that HILLARY, MAGGIE WILLIAMS and FOSTER worked together.

SCOTT advised that when she got to The White House the night of July 20, 1993, she went directly to see President BILL CLINTON. She was there at The White House only a couple hours staying in the kitchen of the residence area. She then went home.

SCOTT advised that the people who were around that night, BILL BURTON, MACK MCLARTY, GERGEN, HUBBELL, PATSY THOMASSON, DAVID WATKINS and others who were all concerned with basically two things. First, were they doing the right thing to ensure the integrity of the moment? Who should handle things, the Attorney General or BERNIE NUSSBAUM? And secondly, they were coping with intense grief. Each person was struggling with a personal sense of loss that this had happened to a friend and colleague. Each person within their own sphere of influence was trying to do the right thing to handle the situation, even if it was just notifying people within their staff. SCOTT advised that her piece in the puzzle was notifying as many families as she could. She explained that if errors were made it was because people didn't know what to do.

She advised that she did not know FOSTER to be a terribly religious person but knew that he attended church with his family. SCOTT advised that LISA and VINCE FOSTER knew each other very well and although they had experienced a strain in

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connection with the split of their household when VINCE came to Washington, D.C., she felt they had a basically good marriage. She herself never saw any inkling of marital infidelity on FOSTER's part, not with HILLARY CLINTON or any other person.

SCOTT guessed that FOSTER may have considered WEBB HUBBELL and herself to be confidantes. She does not feel that she would have considered HILLARY a confidante inasmuch as it is difficult to confide in somebody when you're actually working for them, which is an adjustment that they all had to make with BILL and HILLARY CLINTON.

With regard to the note discovered on July 26 in FOSTER's handwriting, SCOTT advised that she did not know about it from personal knowledge. She knew FOSTER to be a good lawyer and a good political adviser and she would not have thought that he would ever have written anything like that down. She was surprised to hear of the list that was supposedly written by him. Her reaction was that FOSTER was so methodical, he simply would not have left it lying around, not even the pieces of it. SCOTT advised that it never occurred to her to wonder who tore the note up or who would have put it in the briefcase. She figured that he tore it up and put it in the briefcase in order to take it out later and discard the pieces.

Asked what she thought FOSTER would have meant regarding the FBI lying in their report to Department of Justice (one of the items on the list that she later read about in the news media), she explained that FOSTER felt that the dealings with the FBI and BILL KENNEDY had not been accurately reported. She explained that FOSTER was like mentor to BILL KENNEDY.

SCOTT provided the following personal information:

Name:
Date of Birth:
Place of Birth:
Social Security Number:
Address:

MARSHA SCOTT

FOIA (b) 6

Home Telephone:
Position as of 7/20/93: Deputy Assistant to the President and Director of Correspondence

FEDERAL BUREAU OF INVESTIGATION

has a consistent memory
inconsistent with Durham statement

FOIA(b)6
FOIA(b)7 - (C)

Date of transcription 6/9/94

MARSHA SCOTT was interviewed on June 9, 1994 at the office of her attorney, STUART F. PIERSON, of DAVIS, WRIGHT, TREMAINE, 701 Pennsylvania Avenue, NW, Suite 600, Washington, D.C. 20004, telephone 202-508-6623. Present during the interview, aside from SCOTT, was her attorney STEWART PIERSON and MARK STEIN of the Office of the Independent Counsel. Being acquainted with the identity of the interviewing agent and the nature and purpose of the interview, SCOTT provided the following information:

SCOTT advised that in July 1993, her office was in the Old Executive Office Building and that she came to The White House on a daily basis to conduct business. She frequently went over to say "hi" to VINCE FOSTER, Jr. and normally she did it in the afternoon because mornings were very busy for her. She recalls that on July 19, 1993, she visited FOSTER but did not recall what time of day it was. It was most likely early afternoon but she is not sure. She would also frequently visit BILL CLINTON, NANCY HERNRAICH and others, sometimes even HILLARY CLINTON. But she doesn't remember if she saw any other individual on July 19.

She recalls FOSTER that day sitting behind his desk and the most notable thing about it was that he did not get up and greet her as he normally did. She said that when she entered the office usually he would stand up, she would kiss him on the cheek, get a hug and joke with him. She recalled that on July 19, he didn't get up and although she did not attach significance to it at the time, with hindsight, she realizes that that was something different. She said that she had a sense of detachment from him but it was nothing that caused her antenna to go up. She does not recall whether the door was opened or closed but explained that meetings in his office were private even if the door was open because of the physical configuration of the office. SCOTT explained that she stopped by because she wanted to ask him how he enjoyed the weekend. She knew that he had had a good weekend from having talked to somebody else (she couldn't recall who and wanted to ask him if he had had as much fun as

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by SSA [redacted] Date dictated 6/9/94

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others said that they had had. She commented that she is friends with the CARDOZOS and WEBB and SUSIE HUBBELL also with LISA and FOSTER children.

SCOTT explained that with regard to her recollection or lack of recollection as to the meeting that took place between her and FOSTER, she said that she hoped everybody would understand that that was an incredibly painful time and her way of dealing with matters such as that is to block it out. She remembers impressions, she does not remember specific conversations.

The overwhelming memory for her of FOSTER's death and the days before and after is that she was truly shocked. She believed that he committed suicide. In fact, she believed that was so from the time she talked with the Park Police on July 20, 1993. One of the reasons why she was so shocked that he would commit suicide is that FOSTER believed in the power of words and he loved being a lawyer and she along with others just couldn't believe that he would have taken his own life without having reached out to his friends.

She said that during the meeting on July 19, he did not appear distracted or otherwise distressed. She explained that FOSTER could be very focused when he was involved in something and she knew that she had interrupted his train of thought when she entered the room but he didn't give her an indication that she had come at a bad time, otherwise, she would have left. They did not, however, have a heart-to-heart talk. SCOTT said that FOSTER did not have heart-to-heart talks in his office or ever by her standards. FOSTER was mysterious and that made him intriguing.

SCOTT said it varied how often she would see FOSTER. It was sporadic depending upon what was going on at The White House, but she saw him frequently. She noticed changes in everybody from the Arkansas group. She said that everybody over time, during the six months, got tighter and tenser, with "the men getting skinner and the women getting fatter". She said that she personally didn't notice his weight loss. She put together a collection of photographs for LISA FOSTER after FOSTER's death and it was LISA who pointed out to her that FOSTER had lost weight. Most of her conversations with LISA FOSTER since July 1993 have been comprised of LISA's questioning as to why this could have happened and what could have triggered it.

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With regard to the last thing that SCOTT heard him say, that is, "the staffing cuts are killing us", the context for that statement was that SCOTT asked FOSTER, "If I talk to him (meaning President CLINTON) before you do, what do you want me to tell him?" FOSTER's response was, "The staff cuts are killing us." SCOTT further explained that everybody serves at the pleasure of the President and by custom when the administrations change, anybody can be asked to stay or might be asked to leave.

With regard to the Travel Office matter, SCOTT advised that she does not recall specific conversations. She recalls knowing that FOSTER was particularly upset about the reprimand of BILL KENNEDY. He felt that BILL was "taking a fall" for something he hadn't done. She knows that she and VINCE talked about it, but she doesn't recall the conversation now. She also did not discuss the matter with LISA FOSTER. She said she doesn't remember ever talking about work items with LISA FOSTER and explained that she does not consider it appropriate and so keeps her conversation general. She also had the impression that FOSTER himself did not talk about work with LISA.

SCOTT advised that she has the sense that FOSTER had reached a personal dead end. It is her opinion that he would have reached it whether or not he had come to Washington, D.C. She opined that FOSTER lacked the ability to see options and on July 20, he felt that he had no other option but to commit suicide. His view of his responsibilities was very serious. He was accustomed to succeeding and to being able to affect closure in his work tasks. The White House involved work made up of endless loops without any resolution.

With regard to articles in The Wall Street Journal, she said that VINCE was shocked when the article on him appeared in the paper. They had wanted a picture of him and characterized their not getting it as stonewalling on The White House's part. That struck all of them in the Arkansas group as "dumb". She felt that FOSTER thought that the press was being absolutely ruthless. It seemed to him a personal, mean and vicious attack at a time when he was working extremely hard. FOSTER (and others in the Arkansas group) felt that they (meaning the press and possibly specifically The Wall Street Journal) would stay at it until they "took somebody out"--until they drove a wedge to separate the President from his Arkansas friends. In saying that FOSTER was upset, SCOTT does not know if he was angry upset (because she never saw him angry) but she knew that it weighed

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heavily on him and he was very offended.

SCOTT does not know if she and FOSTER discussed ZOE BAIRD or not. FOSTER did not feel as though The White House got credit for anything, but that The White House took a lot of criticism no matter what. She knows nothing about Whitewater or Madison Guaranty and nothing was ever discussed between her and FOSTER about these matters.

On the night of July 20, 1993, she went from LISA FOSTER's residence to the HUBBELL's residence back to the FOSTER's residence and then to The White House. There was so much moving back and forth because they were checking on children and notifying various people. She said she arrived at The White House sometime between 11:00 and 1:00 am and that we could check the logs if we needed to know specifically. She assumes that such things are monitored and a record is kept, but does not know this for a fact. She said that she parked in the West Wing parking area, went to The White House lobby and through the corridor under the Oval office and under the Rose Garden to the residence area. She said that BILL CLINTON had lost a best friend and explained that where she comes from when there is a death like that you gather in order to give support. It was important that they be there because HILLARY CLINTON was out of town and CHELSEY was not there, so people went to give BILL support.

She heard voices in the kitchen and knew that that was where everybody was. She remembers seeing MAC MCLARTY, DAVID GERGEN, VERNON JORDAN, The President and MICKEY CANTOR, HELEN DICKEY (a young girl who "babysits" CHELSEA) and her mother were also there. She doesn't remember if she saw BERNARD NUSSBAUM, MAGGIE WILLIAMS, or PATSY THOMASSON that night. She remarked that DAVID WATKINS office used to be there on the basement level and she may have seen PATSY THOMASSON there that night, she doesn't remember.

She said that she was probably crying on and off, but that she does not remember a guard seeing her and directing her to go someplace. She went no place in The White House other than through the residence to the kitchen area. She does not recall going anywhere near MAC MCLARTY's office until the following day and she does not remember how she left The White House that night.

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MARSHA SCOTT

, On

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, Page

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With regard to what was talked about in the kitchen that evening, she remembers DAVID GERGEN talking about who should make the announcement of FOSTER's death and what kind of political tone should be taken. It was decided that MAC MCLARTY should make the announcement. Nobody suggested that there was any link to Whitewater. She said that people questioned whether or not it was a suicide because they couldn't believe that FOSTER would have committed suicide.

They discussed whether or not a note had been found. There was no note that anybody had found. They had asked Park Police and the Park Police had not found any note. There was probably a discussion as to whether or not FOSTER's office was searched for a note. WEBB HUBBELL maintained all along that the integrity of FOSTER's office should be protected. He said this to MARSHA and to everybody else who would listen. But SCOTT was not aware of whether or not the office was being sealed that very night. The first time she heard about any kind of note was the torn up note that STEPHEN NEUWIRTH found later in the briefcase. She heard about this later. She was not aware of anybody having been in FOSTER's office that night. She was not aware of anybody taking things out of FOSTER's office that night and she does not recall what she was wearing that night.

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