Memorandum for File:

In accordance with Mr. Dawson's instructions I called President Mitchell of Civil Service and advised that in reply to Mr. Richardson's request of October 27, 1948, in connection with David J. Saposs, David Kinkead, and Jesse Epstein that "no information should be given to that Committee" (Senate Committee on Expenditures in the Executive Departments).
Mr. Hopkins:

Inasmuch as Mr. Dawson said yesterday that he would not be back in the office until mid morning Friday, I think that some reply should go to Richardson before then. The answer is "NO" but for whose signature should a reply be made.

js

Mr. Hopkins suggests nothing be put in

Waiting held until Mr. A returns or until

Mr. Richardson called. js
BY SPECIAL MESSENGER

Honorable Donald S. Dawson
Administrative Assistant
to the President
The White House
Washington 25, D. C.

Dear Mr. Dawson:

The Loyalty Review Board has received a letter from the Senate Committee on Expenditures in the Executive Departments requesting the following information:

"...whether any loyalty board hearings have been held in connection with the employees listed below and, if so, the result of such hearings:

- David J. Saposs, now employed by Economic Cooperation Administration and until recently Consultant to the Commissioner of the Bureau of Labor Statistics in the Department of Labor;
- David Kinkead, Manager of Federal Public Housing Project at Codornice, Berkeley, California;
- Jesse Estein, Regional Director of the Federal Public Housing Authority on the West Coast."

The direction of the President at his press conference of August 5, 1943 forbids an Executive Agency from giving a Congressional Committee any "information of any sort relating to the employee's loyalty."

I see no objection to advising the Congressional Committee that employees of the Economic Cooperation Administration do not come within the scope of the existing loyalty program and, therefore, that the Loyalty Review Board has no information with reference to Mr. Saposs, who is an employee of ECA.
With reference to Mr. X, an FBI investigation has been completed and is in the hands of the applicable Agency Board, and a loyalty hearing by that Board is contemplated, but I have not been advised that any decision has been made thereunder.

With respect to Mr. Y, an FBI investigation has been made, a hearing has been held by an Agency Board, a favorable determination has been made, such determination has been reviewed by the Loyalty Review Board, and the determination made by the Agency Board has been approved and the proper Agency head has been so advised. Following the transmission of such approval to the Agency head, I am advised that Mr. Y has voluntarily retired from the Government service and is presently engaged in private employment.

As you will observe from the Presidential direction of August 5, above referred to, any doubts with respect to the propriety of the transmission of requested information may be referred to the White House. While I think the requested information might properly go to the Senate Committee, in answer to the above-noted request, I am in doubt whether such transmission would be considered by the President in accord with the direction of August 5, 1948, and I, therefore, take the precautionary procedure of the advice herein contained, in order that I may receive such further permissive directions as to the President shall seem proper.

I would appreciate it if this matter might be given as expeditious attention as may be possible.

I am

Yours truly,

[Signature]

Chairman
Loyalty Review Board

RECEIVED
10:30 A.M.
JUNE 25, 1948