

## MEMORANDUM

**TO:** Eileen Sullivan  
David Marwell

**FROM:** Laura Denk

**DATE:** June 6, 1995

**RE:** Closed Board Meeting on May 3, 1995

**FILE:** 3.3.3

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Unfortunately, I was not able to transcribe the exact language that Sheryl read and Jack repeated in closing the May 3, 1995, Board meeting.

The minutes should reflect that:

The General Counsel, Sheryl Walter, stated her opinion that the Board meeting may be closed to the public because the agency has determined that disclosure of information to be discussed at the meeting would likely disclose matters that are specifically authorized under criteria established by an Executive Order to be kept secret in the interests of national defense or foreign policy and are in fact properly classified pursuant to such Executive Order.

In addition, the General Counsel stated her opinion that the Board could not segregate the national security classified material to be discussed in the meeting from the unclassified material to be discussed in the meeting. Ms. Walter stated her opinion that the entire meeting must, therefore, be closed to the public.

At the General Counsel's recommendation, Chairman John Tunheim read a statement closing the entire Board meeting to the public.