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7

MEMORANDUM

TO: SENATOR SCOTT
JULY 27, 1976

FROM: ED *E.R.N.*

CC: RICHARD

RE: APPOINTMENT OF RICHARD QUICK TO THE INTERSTATE COMMERCE COMMISSION

As you are aware, Richard met with several people at the White House to discuss the substantive issues of regulatory reform and the role of the ICC in U. S. transportation policy. Among others, he met with Doug Bennett; Ed Schmults, Deputy to Phil Buchen; Paul Mac Avoy, member of the Council of Economic Advisors.

My sources inside the White House indicate that all of the interviews went well and that each interviewer was highly impressed with Richard. In addition, Jack Marsh indicated strong support of Richard. Following this round of interviews, Doug Bennett met with the President to discuss Richard's nomination. His comment after the meeting was, "things look very good for Richard".

During the first 10 days of your trip, I had been led to believe that Richard's name would be submitted when the Senate reconvened on July 19. When it became apparent this would not occur, I discussed the matter with Doug Bennett. He insisted on talking to you upon your return. In an effort to urge him to act, Richard and I decided last Tuesday to withhold leadership clearances on important nominations until you returned (normal procedure when you are out of the office). Bennett indicated that there was another candidate who "had to be taken care of."

Frankly, I believe Bennett exceeded his authority by promising the job to another candidate before Richard's interest surfaced. In my opinion, Bennett is now searching for a way out of his self-induced problem. The easiest way from Bennett's viewpoint is to have you give up on what now appears to be a logical nomination. The arguments Bennett may present to you are:



1. There will be another vacancy in December which Richard could fill. The current member has indicated no desire for reappointment.
2. President Ford has expressed his strong interest in replacing George Stafford as the Chairman of the ICC. Thus, he would like to designate the appointee as the new Chairman. Although Richard would make an excellent Commissioner, the argument goes, he lacks the indepth background to be the Chairman.
3. The White House will find another position for Richard.

Your response to these arguments could be:

1. George Stafford is a good Republican from the State of Kansas who has many friends both on and off Capitol Hill. It is ludicrous from a political standpoint to affront Senators Dole, Pearson and others at this time by attempting to replace Stafford. It is much more logical to replace the Chairman after the election when the President is assured another fours years in office.
2. With so little time left on the legislative calendar before sine die, another nomination could easily be blocked. Richard, on the other hand, with your help, is easily confirmable.
3. The present split on the ICC is 5 Democrats and 5 Republicans, with both the current vacancy and the December 1976 vacancy, Republican positions. Thus, the Democratic leadership could be persuaded to allow one Republican appointment, recognizing that in December they may have the opportunity to appoint a 6th Democrat. It is obvious, however, that the leadership will not allow two Republican appointments even assuming an early resignation.
4. The promise to find another position for a candidate by the Presidential Personnel Office, has unfortunately, often been vacuous in the past. After the November election, the White House may either be unable or indisposed toward appointing Richard. Your key role as Chairman of the Pennsylvania Delegation and as Republican Leader gives you maximum leverage at this time, prior to the Convention.



Bennett advised me that Richard's name could be submitted to the Senate within days of your return. He is hoping for your acquiescence on another nominee, but will, I am sure, go forward to the President with Richard if you are adamant.

Pennsylvania Congressional Delegation

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JAMES E. VAN ZANDT, *Secretary*

August 6, 1976

AUG 9 1976

Honorable Warren G. Magnuson
Chairman
Senate Commerce Committee
5202 Dirksen Senate Office Building
Washington, D. C. 20510

Dear Warren:

It is a great pleasure to advise you of my deep interest in the appointment of Richard G. Quick to the Interstate Commerce Commission.

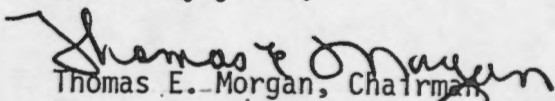
In his capacity as the Administrative Assistant to our distinguished senior Senator from the Commonwealth, Richard has provided invaluable assistance to every member of our delegation. Accordingly, I know that, if necessary, they would each advise you of their high regard for Richard.

I have personally had the pleasure of working with Richard on a number of occasions. I cannot laud too highly his professional capabilities. He has an innate ability to analyze a problem, to formulate a course of action and to implement the plan to resolve the question.

Frankly, it has rarely been my pleasure to know such a diligent, efficient, tireless individual. Therefore, I can only conclude that Richard will carry these traits on to his new position. I am convinced that he will make a valuable contribution to the development and implementation of our United States transportation policy and I firmly believe his nomination to be in the best interest of the country.

Your proper assistance in expediting Richard Quick's confirmation will be greatly appreciated. I am taking the liberty of sending copies of this letter to Senators Hartke, Pearson and Weicker.

Sincerely yours,


Thomas E. Morgan, Chairman
Pennsylvania Congressional Delegation
Steering Committee



United States Senate

COMMITTEE ON FOREIGN RELATIONS

WASHINGTON, D.C. 20510

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