1	ROUNDTABLE DISCUSSION
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3	Monday, April 11, 2005
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5	U.S. Senate
6	Committee on Foreign Relations
7	Washington, D.C.
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9	The Committee met, pursuant to notice, in Room SD-419,
10	Dirksen Senate Office Building.
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- 1 PROCEEDINGS
- 2 Male Speaker: Okay, the Senate Recording Studio is
- going to do the taping of this. I'm going to call David,
- 4 46929, when we're done, to make sure they get the tape up to
- 5 us ASAP. We will then send it to Alderson, which will get
- 6 it transcribed.
- 7 I think -- I don't know how we're going to do the
- 8 voices. We're just going to have to --
- 9 Male Speaker: Why don't we just go around and
- 10 introduce ourselves --
- 11 Male Speaker: -- go around the room.
- 12 Male Speaker: -- so it'll be on tape, anyway.
- 13 Male Speaker: Jennifer, why don't you start with you?
- 14 Ms. Gergen: Jennifer Gergen, Senator Foreign Relations
- 15 Committee, Majority Staff.
- 16 Mr. Brannigan: Jay Brannigan, Senator Foreign
- 17 Relations Committee, Majority Staff.
- 18 Mr. Foldi: Paul Foldi, Senate Foreign Relations,
- 19 Majority Staff.
- 20 Mr. Levine: Edward Levine, Senate Foreign Relations
- 21 Committee, Minority Staff.
- 22 Mr. McKeon: I'm Brian McKeon, on the Foreign Relations
- 23 Committee, Democratic Staff.
- Janice O'Connell, of the staff, has just stepped out,
- 25 but she'll be back.

- 1 Ms. Bradley: Carol Bradley, from the Bureau of
- 2 Intelligence and Research at the State Department.
- 3 Mr. Silver: Neil Silver, from the Department of
- 4 Intelligence and Research at the State Department.
- 5 Ms. Boric: Jackie Boric, from the Office of the Legal
- 6 Advisor at the State Department.
- 7 Mr. Brown: Bruce Brown, from the Bureau of Legislative
- 8 Affairs, State Department.
- 9 Male Speaker: Mr. Silver, thank you for coming today.
- 10 If you could, for the record, just state what your position
- is, how long you've been there, et cetera.
- 12 Mr. Silver: I'm Director of the Office for the
- 13 Analysis of Strategic Proliferation and Military Affairs in
- 14 the Bureau of Intelligence and Research at the State
- 15 Department.
- 16 Male Speaker: And when --
- 17 Mr. Silver: Started on July 1, 2002.
- 18 Male Speaker: 2002. Great.
- 19 And does Mr. Westermann still work for you, sir?
- 20 Mr. Silver: Yes, he does.
- 21 Male Speaker: And has there been any change in his
- 22 portfolio in the time that he has worked for you, sir?
- 23 Mr. Silver: No, there has not.
- 24 Male Speaker: I guess the easiest question to ask you
- is, Did you ever speak to Under Secretary Bolton regarding

- 1 Mr. Westermann, sir?
- 2 Mr. Silver: I had a courtesy call on Mr. Bolton
- 3 sometime after I arrived, in -- after July, obviously, 2002.
- 4 It was a normal courtesy call --
- 5 Male Speaker: Was this something -- is this a meeting
- 6 that you had requested?
- 7 Mr. Silver: I had requested it.
- 8 Male Speaker: Okay. And then, did -- when did Mr.
- 9 Westermann's name come up in the topic -- in the -- in the
- 10 conversation?
- 11 Mr. Silver: Somewhere toward the end, maybe -- the
- whole call, I would recollect, being 10 or 15 minutes. It
- was, kind of, a normal introduction call.
- 14 Male Speaker: And did you raise Mr. Westermann's name?
- 15 Mr. Silver: No, I didn't.
- 16 Male Speaker: Would you just try to summarize for us
- 17 what Under Secretary Bolton said, to the best of your
- 18 recollection, and what you said?
- 19 Mr. Silver: He, to my -- best of my recollection,
- 20 raised Mr. Westermann's name, and he asked, or indicated,
- 21 that he would like me to consider having him moved to some
- other portfolio, something of -- to that effect. My
- 23 reaction was to ask Mr. Bolton what -- you know, what -- Was
- 24 there something I should know? You know, I was basically
- trying to understand why -- you know, why he said that.

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1 Male Speaker: And do you remember, sir, if this was a
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- 2 case of you asking Mr. Bolton, "Is there anything I should
- 3 know regarding my office?" Or was it something that, to
- 4 your recollection, Mr. Bolton raised out of the blue?
- 5 Mr. Silver: It's quite possible, or probable, that I
- 6 said something to the effect that, "If there were ways that
- 7 we could be more helpful, or, " something to that effect,
- 8 "that we would like to, you know, work in -- if there were
- 9 issues, or if there were things which came up, that, you
- 10 know, we'd certainly like to work on them."
- 11 Male Speaker: Okay. Thank you very much.
- Brian, do you have any questions?
- 13 Mr. Brannigan: Just to follow up.
- When you said --
- 15 Male Speaker: This is Jay Brannigan speaking.
- Mr. Brannigan: When you said to Mr. Bolton -- asked
- 17 him what the problem was with Mr. Westermann, why he was
- making this request, what was his reply?
- 19 Mr. Silver: He didn't really reply. He sort of
- 20 indicated he really didn't want to discuss it further.
- 21 Mr. Brannigan: Did you press him further to get any
- 22 more details?
- 23 Mr. Silver: No. After it was clear that he didn't
- 24 want to discuss it further, I didn't press him further.
- 25 Mr. Brannigan: And just one more follow-up. Did he

1 say he wanted Mr. Westermann fired, or just removed from his

- portfolio?
- 3 Mr. Silver: My recollection is, to move him into
- 4 something else. It wasn't in terms of firing. I think I
- 5 would remember, quite clearly, if it was the latter.
- 6 Mr. McKeon: This is Brian McKeon talking.
- 7 What was the rest of the meeting about? What goes on
- 8 in a courtesy call in the State Department?
- 9 Mr. Silver: It was so unexceptionable that it's very
- 10 difficult to remember. I had sent up, beforehand, a sort of
- 11 curriculum vitae of what I had done in the Department. We
- may have talked a little bit about what other assignments I
- 13 had in the Department. I may have indicated, although I'm
- 14 not an expert in weapons-of-mass-destruction issues, I may
- 15 have said something about some background that was
- 16 applicable to the job I was doing. And it was, otherwise, a
- fairly unexceptionable -- it was a very friendly meeting, I
- 18 would say.
- 19 Male Speaker: Did the Westermann matter -- did it come
- 20 up in the meeting or as you were getting up to leave or --
- 21 Mr. Silver: No, it came up -- it was a fairly short --
- as I indicated, probably ten or -- ten-minute meeting or so,
- and it came up, not as I was getting up to leave, but toward
- 24 the end of the -- what was -- became the end of the meeting.
- 25 Male Speaker: And what did you do with that request?

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Mr. Silver: Well, I came -- afterwards, I discussed it
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      with my immediate supervisor, Tom Fingar, and we -- I -- we
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       discussed -- I mean, I was a little bit surprised, but we
      discussed -- I mean, he told me some of the background of
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      what had happened the year or so before, so I was informed
      of that. And we decided that our quidance to Christian
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      would be, certainly, to do his job, continue to do his job,
      but we had -- we had the luxury of two people doing
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       overlapping portfolios -- one, more senior, Mr. Westermann;
       and one, more junior, another officer. So both of them
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      worked together on the interdiction of CBW items.
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            Male Speaker: Was this Dave Allen?
            Mr. Silver: Yes. So we -- in fact, David, in that
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      period, was the primary contact with the intelligence
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       community on biologic-weapons issues, although they both
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      backstop each other and work very closely together.
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      was our general guidance. And there really was no
      particular issue after that, from my point of view.
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            Male Speaker: Did you have any further communication
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      with the Under Secretary or his staff? Did you have a
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       feeling you needed to get back to them on his request?
            Mr. Silver: I don't believe I ever got back to him on
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       that request.
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Male Speaker: Did you get any -- were there any inquiries, following up from --

- 1 Mr. Silver: I don't believe --
- 2 Male Speaker: -- the Under Secretary --
- 3 Mr. Silver: -- there were. I don't -- no, I don't
- 4 believe there were.
- 5 Male Speaker: -- or anyone on his staff --
- 6 Mr. Silver: No, there weren't.
- 7 Male Speaker: -- asking, "Have you done anything with
- 8 Bolton's request to move Westermann?"
- 9 Mr. Silver: I am pretty sure that there wasn't. I
- 10 mean, I would say there wasn't. I won't say I'm "pretty
- 11 sure" there wasn't.
- 12 Male Speaker: And, I don't know, are you -- is this
- 13 your first job in -- we didn't get the rest of your career,
- 14 so is this -- have you had other management jobs?
- 15 Mr. Silver: Quite a few.
- Male Speaker: In the Department?
- 17 Mr. Silver: In the Department and overseas.
- 18 Male Speaker: Are you a --
- 19 Mr. Silver: Foreign --
- 20 Male Speaker: -- Foreign Service Officer?
- 21 Mr. Silver: -- Foreign Service Officer.
- 22 Male Speaker: But have you worked in INR before this
- 23 tour?
- 24 Mr. Silver: I have, in fact, worked three times in
- 25 INR. My -- one of my first assignments, just for a short

- 1 period when I came in about 33 years ago, was in INR, and I
- was head of the small INR China shop, about a dozen years
- 3 ago. So this is my third time working in INR.
- 4 Male Speaker: And this -- in that past job, as -- were
- 5 you in a management position --
- 6 Mr. Silver: Yes.
- 7 Male Speaker: -- in the China shop?
- 8 Mr. Silver: Yes.
- 9 Male Speaker: In that case -- I'm just trying to
- 10 understand how common this is to -- have you had
- 11 policymakers complain about analysts, asked that they be --
- 12 have their portfolios changed?
- 13 Mr. Silver: That was not my experience.
- 14 Male Speaker: Mr. Silver, you mentioned that, after
- 15 the meeting with Mr. Bolton, you went to speak to Mr.
- 16 Fingar, and he -- and Mr. Fingar related the past history of
- any incidents. Do you recollect what he said?
- 18 Mr. Silver: No, I really don't recollect a lot, or
- 19 much of what he said. And -- I mean, it was clear, although
- 20 Mr. Bolton didn't say it, when I -- certainly, when I spoke
- 21 to Mr. Fingar, it was -- although I kind of surmised that,
- because, listening to, you know, radio and things before I
- 23 took over the job, I knew there was an issue about Cuba
- 24 testimony. But then it became clear, if I hadn't already
- 25 known it, that it was over that issue, over -- you know.

- 1 Male Speaker: And was the Westermann issue ever raised
- 2 again by Under Secretary Bolton or anyone in his office?
- 3 Mr. Silver: Never again by Mr. Bolton. Issues, a
- 4 couple of times, related to Christian, maybe two times or
- 5 so, came up later, a couple of months later, and then a year
- 6 later. But it was not -- it was not in the context of
- 7 pressure to move him aside, at that point.
- 8 Mr. McKeon: This is Brian McKeon.
- 9 Then what was it about?
- 10 Mr. Silver: One time it related information that
- 11 Christian had gotten, sort of, a draft from a CIA colleague,
- 12 sort of, back channel, and had -- certainly, had shown it to
- 13 somebody in one of the T-family bureaus. But Mr. Bolton, I
- 14 guess, learned of this draft. Somehow or other, he learned
- 15 that he wasn't the first person, you know, in the Department
- 16 to see this draft, and that he was kind of upset. We
- 17 explained what had happened, to him. We explained to Mr.
- 18 Bolton, you know, what -- why the draft had not been shared
- immediately; namely, that -- among other reasons, that the
- 20 CIA colleague told us -- told Mr. Westermann that it would
- 21 be out on the -- on the street, IC street, within a day or
- 22 two. And he had also shared it with a deputy assistant in
- another -- in one of the T-family bureaus, who had not said,
- 24 you know, "You should show that immediately to Mr. Bolton."
- 25 So that was -- that's kind of an incident, but it was not in

- 1 -- again, it was not in the context of pressure to remove
- 2 Christian.
- 3 Male Speaker: Give your name before you speak.
- 4 Ms. O'Connell: Janice O'Connell.
- 5 There's an e-mail exchange between Mr. Westermann and
- 6 -- I think it's a joint e-mail he sends to both you and Mr.
- 7 Fingar -- in which he talks about his health being harmed by
- 8 this -- all this intimidation and -- I'm paraphrasing. Was
- 9 this related to that report incident?
- 10 Mr. Silver: It probably is. There was another smaller
- incident, a year later, involving -- which was not actually
- 12 classified material, but a report -- which Christian had
- 13 shared very broadly in the Department, but had not put down
- 14 T. It's a matter of discretion. It was actually the
- 15 Foreign Broadcast Information Service Report. And I guess
- 16 somebody sent it to the staff, and they were upset; you
- 17 know, like, "Why didn't you share it?" So we had a back-
- 18 and-forth on that.
- 19 But I can't remember whether it was in that context or
- the one the year before.
- 21 Male Speaker: It was --
- Ms. O'Connell: Janice O'Connell.
- 23 It was in this September 2002 time frame --
- 24 Mr. Silver: Then it was --
- 25 Ms. O'Connell: -- I think.

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1 Mr. Silver: -- then it was the -- then it was that
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- 2 first one, almost certainly.
- 3 Mr. McKeon: This is Brian McKeon.
- 4 Going back, then, when you left Bolton's office and
- 5 came back and talked to Tom Fingar, did one or either of you
- 6 then tell Westermann what had transpired? Because it seems
- 7 to us, based on his testimony, he knew something about it.
- 8 Mr. Silver: Yes, we -- ultimately, we did. I mean, I
- 9 talked to Tom, and ultimately -- I don't remember, it was --
- 10 probably both Tom and myself, you know, probably talked to
- 11 Christian, separately. So we did share that with him.
- 12 Mr. McKeon: And did you -- do you remember what you
- might have told him?
- 14 Mr. Silver: Well, it was -- certainly, that he had our
- 15 every confidence in what he was -- what he -- you know, his
- performance on the job, so that was not an issue. He was
- 17 upset, obviously, and we did everything we could to make him
- 18 know that we -- well, we -- you know, we sympathized with
- 19 that, but we -- he had our total support.
- 20 Mr. McKeon: And since you've been in the job, has
- 21 Bolton or his office -- have they continued to take product
- 22 from Christian Westermann?
- 23 Mr. Silver: Yes, they have. Yes, they have.
- 24 Mr. McKeon: Have they commented on --
- 25 Mr. Silver: Not specifically. Christian, from time to

- 1 time, you know, writes assessments and memoranda on the
- 2 chemical and biological weapons issues, and there certainly
- 3 has been no criticism of his product. Those products,
- 4 certainly seen by Mr. Bolton, and are also used primarily by
- 5 the bureaus that work for him.
- 6 Mr. McKeon: Have there been any other incidents of Mr.
- Bolton, or people who work for him, complaining about
- 8 analysts under your supervision?
- 9 Mr. Silver: I've -- only one other case I know of, and
- it wasn't directly of an analyst, as such, but it was of how
- 11 we handled an issue. And it certainly involved one analyst,
- but also involved the office, because we all signed off on
- 13 it. But it was a document which came over from CIA, and we
- 14 hadn't known it, at the time, but I gather, in --
- 15 afterwards, that Mr. Bolton's office knew about it. And it
- 16 was from WINPAC. To make a long story short, we got the
- document, and, since it came over like a regular document,
- 18 we don't always do this, but we appended to the document our
- own assessments on what -- a somewhat different point of
- 20 view on the issue. And there was some exception take to
- 21 that. And we just made it clear, that was -- that was what
- 22 INR did. We are Department on Intelligence, and --
- 23 Mr. McKeon: Do you recall --
- 24 Mr. Silver: -- we --
- 25 Mr. McKeon: -- do you recall the subject matter of the

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            Mr. Silver: It had to do with China.
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            Mr. McKeon: Who was the analyst?
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            Mr. Silver: Who was the analyst over in --
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            Mr. McKeon:
                         This is --
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           Mr. Silver:
                         Another analyst in INR.
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            Mr. McKeon:
                        Your shop?
           Mr. Silver:
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                         Yeah.
9
            Mr. McKeon:
                         Not --
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            Mr. Silver:
                        Another --
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           Mr. McKeon: -- Westermann?
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            Mr. Silver:
                         -- analyst. Not Westermann.
                         And so, what were they -- what was -- who
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            Mr. McKeon:
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       took the exception?
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            Mr. Silver: At least -- Mr. Fleitz did.
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            Mr. McKeon: And --
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           Mr. Silver: What happened?
            Mr. McKeon: What would he -- what did he say?
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                                                            I don't
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            Mr. Silver: Basically, that we should not have
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       interposed, I guess, our own opinion between WINPAC and the
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       document, and that we had been unprofessional, that we
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       should have told WINPAC that we had a different opinion, et
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       cetera.
                We didn't hold that opinion, because, among other
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       things, you know, the document which came over was not
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- 1 cleared with us, so we sought -- there are many, many
- 2 products from the CIA, of various types and various levels,
- 3 so we didn't see that we had done anything particularly --
- 4 we, you know --
- 5 Male Speaker: Hold on.
- 6 Female Speaker: Okay.
- 7 Male Speaker: So, how did it come through your office?
- 8 Just because that's the channel for --
- 9 Mr. Silver: Probably e-mail, or e-mails, from Mr.
- 10 Fleitz.
- 11 Female Speaker: (Inaudible.)
- 12 Mr. Silver: Oh, the original document? I think it was
- a WASH-fax over from the agency.
- 14 Male Speaker: So WINPAC sends it over to you folks and
- 15 says, "Please transmit to T (inaudible). They've asked for
- this"?
- 17 Mr. Silver: I don't actually know how it got in our
- 18 mailbox, but it got in our mailbox. Because it was SCI, I
- 19 believe, so it came through us. And on the way up to
- 20 delivering it, in effect, in this case, we appended a page
- of our own analysis of the issue.
- 22 Male Speaker: And do you remember specifically what
- 23 Mr. Fleitz complained about? He said, "I asked for this
- from WINPAC, not from you" or --
- 25 Mr. Silver: You could sum -- you could (inaudible) it

- 1 that way. I think that's basically it. I gathered that he
- 2 had heard about it from WINPAC, and thought it was a pretty
- 3 good document, pretty good analysis, and I -- and I think he
- 4 felt that he had probably spoken highly of it a few places
- 5 in the Department, so he was kind of taken by surprise, I
- 6 think, that INR had appended our own point of view toward it
- 7 -- to it -- to it.
- 8 Male Speaker: And why did INR do that, just so I
- 9 understand?
- 10 Mr. Silver: I don't remember, in great detail, the
- 11 substance, but it had to do with an analysis, at that point,
- of China's commitment to proliferation.
- 13 Male Speaker: Do you remember when this was, roughly?
- 14 Mr. Silver: I believe it was also around September of
- 15 2002.
- Male Speaker: 2002.
- 17 Mr. Silver: Yeah.
- 18 Male Speaker: And are there -- it sounds like Mr.
- 19 Fleitz -- well, on more than one occasion, we've certainly
- 20 heard of his dissatisfaction with INR and the way it moves
- 21 paper. Are there other instances where Fleitz has had
- 22 conflicts with INR for --
- 23 Mr. Silver: I would say --
- 24 Male Speaker: -- these type of things?
- 25 Mr. Silver: -- I would say that, over the 30 months

- 1 I've been there, that the number of conflicts and the
- 2 frequency of them have declined significantly. And there
- 3 are certainly a significant number of occasions when we've
- 4 worked on issues fairly smoothly together.
- 5 Mr. Levine: Edward Levine speaking.
- One of the complaints that was made by Mr. Fleitz, and
- 7 today by Under Secretary Bolton, is that Christian
- 8 Westermann went behind their backs when he appended or put
- 9 in his e-mail, to the (inaudible) coordinator, INR's
- 10 nonconcurrence and some suggested alternative language, as
- 11 he sent out, in an attachment, the T office's proposal of
- language for clearance. In your experience, is there
- anything untoward about appending INR reviews as one sends
- out a request for clearance?
- 15 Mr. Silver: That event, of course, happened
- 16 considerably before I came to the office.
- 17 Mr. Levine: Quite true.
- 18 Mr. Silver: And since I've come to the office, the
- 19 number of speeches, speech drafts of that type which are
- 20 cleared is relatively small. And we certainly -- I think,
- in two-thousand- -- we've -- we had a couple of speeches.
- They were handled, as far as I can tell, differently.
- 23 Mr. Foldi: This is Paul Foldi.
- 24 Mr. Silver: Yeah.
- Mr. Foldi: For the record, the issue in question,

- 1 though --
- 2 Mr. Silver: Yeah.
- 3 Mr. Foldi: -- originally, was not a speech, remember?
- 4 It was, I think, about three paragraphs.
- 5 Mr. Silver: Uh-huh.
- 6 Mr. Foldi: Simply a --
- 7 Female Speaker: (Inaudible) three sentences.
- 8 Mr. Foldi: Three --
- 9 Male Speaker: Three sentences, yeah.
- 10 Mr. Foldi: It was not a full speech. It was simply
- information that there was a request for declassification.
- 12 Male Speaker: Declassification. Not clearance, but
- 13 declassification.
- 14 Mr. Silver: We -- there are no established procedures,
- if you're talking about some kind of, "You must go this
- 16 step, that step." We work daily with WINPAC. Now, they're
- 17 an office of -- much, much larger than ours. We work ---
- 18 obviously, depend a lot on the trust between people, working
- on issues. WINPAC, because it has to do so much work, and
- 20 because it's chartered, in effect, to speak for the
- 21 community, makes its own judgement calls on many, many
- things.
- I can see, in this instance -- and there are other
- 24 instances, you know, that -- could it have been handled
- 25 differently? Yes, it could have been handled differently.

- 1 Was it handled inappropriately? I don't think so, from my
- 2 point of view. But we are concerned, being a small
- 3 organization, that WINPAC not overlook us. That is, that
- 4 they've got many, many things to clear, and I can see why
- 5 analysts might want to make it clear that, by sending over
- 6 something, this doesn't mean that we sign off on it, but,
- 7 rather, we want -- we have a point of view about it.
- 8 So, again, it was an incident that happened probably a
- 9 year and a half before I got there. I can see why that --
- 10 he may have handled it that way. Was there another way to
- 11 handle it? Perhaps. You know, over a telephone or
- 12 something.
- 13 There is -- there is also the issue, I would say, of,
- in the intelligence community, as a corporate body, that
- there be, you know, sort of like a jury, that people are
- 16 able to discuss issues frankly among themselves. So there
- is, kind of, that issue.
- 18 Mr. Brannigan: Jay Brannigan.
- Just to follow up on Ed's question, it came up today,
- 20 several times, the question of whether or not Mr. Bolton was
- 21 unhappy with Mr. Westermann because of process or because of
- 22 the substance of the -- I mean, do you -- when you talked
- 23 with Mr. Bolton, did you -- did he -- I think you answered
- 24 this before, but just to see if -- just to refresh your
- 25 memory -- did he indicate exactly what the nature of his

- disagreement was?
- 2 Mr. Silver: No, he did not.
- 3 Mr. Brannigan: So you have no light to shed on whether
- 4 it was a dispute over substance or a dispute over procedure.
- 5 Mr. Silver: I really don't. I think that Mr. Fingar,
- 6 who was there at the time, earlier, knows better than I do
- 7 about what -- how the issue was handled and how it was seen
- 8 by both sides at that -- at that time.
- 9 Mr. Brannigan: Okay. And if I could just continue,
- 10 When you went to Mr. Westermann, you said -- can you
- 11 remember what you told him about the conversation you had
- 12 with Mr. Bolton?
- 13 Mr. Silver: Well, of course, before I spoke to
- 14 Christian Westermann, I had conversation with Tom Fingar,
- and I really can't remember -- you know, both -- probably
- both Tom and myself spoke to him.
- 17 Mr. Brannigan: Uh-huh.
- 18 Mr. Silver: But I -- I'm not a hundred-percent sure of
- 19 Tom. But I told him -- and I told him what had been said,
- 20 basically. I told him that I had now -- I had some
- 21 understanding of the issue, which was a past issue. I told
- 22 him that he had our total, you know, support. And I told
- 23 him that our judgement was that he should certainly do his
- job, but, you know, not go out of his way to make his
- 25 presence felt.

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1 Mr. Brannigan: And you said -- you said, earlier, that
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- 2 he was -- in response to your statements, that he became
- 3 very upset. Could you remember what he said, and what he
- 4 said he might do, or why he was so upset?
- 5 Mr. Silver: Well, he was upset, I -- Mr. Westermann
- 6 has expressed to me his military background, had, you know,
- 7 sworn his -- you know, basically, his life to the country.
- 8 And, on that basis, you know, I think he was -- he was -- he
- 9 was upset. He was upset about the issue. And I certainly
- 10 did everything I could to express both our support for him,
- 11 but -- my understanding why he was upset, but tried to --
- 12 you know, tried to put things in some perspective.
- 13 Mr. Brannigan: Again, exactly what -- what was he
- 14 upset about? I mean, what, specifically? And what did he
- 15 say that he -- that made him so upset?
- 16 Mr. Silver: Well, he was -- he was upset about the
- 17 initial incident, which happened before I got there. I
- 18 think he was upset that it had come back.
- 19 Mr. Brannigan: Uh-huh. Did he say he was going to
- 20 take any steps, that he -- or does -- or he was going to
- 21 consider taking any steps?
- 22 Mr. Silver: He may have, but I -- he didn't -- he
- 23 didn't take any steps. And it was not clear to me that he
- 24 -- where he was -- you know, where he would -- what steps he
- 25 might take.

- 1 Mr. Brannigan: Okay, thank you.
- 2 Ms. O'Connell: Janice O'Connell.
- 3 There's actually e-mail from Mr. Westermann to you, on
- 4 that --
- 5 Mr. Silver: Uh-huh.
- 6 Ms. O'Connell: -- point, in which he ponders about
- 7 taking additional measures.
- 8 Mr. Silver: Okay. Does he -- well, I'm not sure that
- 9 he spoke in great specificity, but -- at any rate.
- 10 Mr. McKeon: Just going -- this is Brian McKeon --
- 11 going back, quickly, to the -- this incident with the WINPAC
- paper -- not even an incident; this matter you discussed of
- 13 the WINPAC -- and INR attaches a comment and Fleitz sent you
- 14 an e-mail --
- 15 Mr. Silver: Uh-huh.
- 16 Mr. McKeon: -- complaining. Was that -- was he
- 17 expressing his complaint or somebody else's?
- 18 Mr. Silver: I don't -- I don't remember, at this
- 19 point.
- 20 Mr. McKeon: Then I guess I'm still struggling to
- 21 understand what he's complaining about. "Why are you -- why
- are you, INR, bothering to opine. If we want your opinion,
- we'll ask for it, something like that?
- 24 Mr. Silver: I think he saw -- he saw INR's role as --
- 25 in this -- in this incident, as, I guess I'd have to say

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1 sort of a mailman. We should have delivered the mail, or we
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- 2 should have -- didn't have to put our own views on it.
- 3 Mr. McKeon: Would you still have this e-mail --
- 4 Mr. Silver: Yeah. We do, yeah.
- 5 Mr. McKeon: Is this -- and what time period is this?
- 6 Sorry.
- 7 Mr. Silver: Let's see, I believe it's September of
- 8 2002.
- 9 Mr. McKeon: So, soon after you got on the job --
- 10 Mr. Silver: Correct.
- 11 Mr. McKeon: -- in July.
- Mr. Silver: And, again, it has nothing to do with Mr.
- Westermann.
- 14 Male Speaker: Any other questions?
- 15 [No response.]
- Male Speaker: Mr. Silver, thank you very much for your
- 17 time.
- 18 Mr. Silver: Okay.
- 19 Male Speaker: Thank you.
- [End of audio.]

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