

Section 2. Powers and Duties of the President—Continued	
Clause 2. Treaties and Appointment of Officers—Continued	
State Laws Affecting Foreign Relations—Dormant Federal Power and	
Preemption	532
The Executive Establishment	535
Office	535
Ambassadors and Other Public Ministers	535
Presidential Diplomatic Agents	537
Appointments and Congressional Regulation of Offices	539
Congressional Regulation of Conduct in Office	544
The Loyalty Issue	546
Financial Disclosure and Limitations	547
Legislation Increasing Duties of an Officer	547
Stages of Appointment Process	548
Nomination	548
Senate Approval	548
When Senate Consent Is Complete	548
The Removal Power	549
The Myers Case	549
The Humphrey Case	552
The Wiener Case	553
The Watergate Controversy	553
The Removal Power Rationalized	554
Inferior Officers	558
The Presidential Aegis: Demands for Papers	559
Private Access to Government Information	561
Prosecutorial and Grand Jury Access to Presidential Documents	563
Congressional Access to Executive Branch Information	566
Clause 3. Vacancies During Recess of Senate	567
Recess Appointments	567
Judicial Appointments	572
Ad Interim Designations	573
Section 3. Legislative, Diplomatic, and Law Enforcement Duties of the President	573
Legislative Role of the President	573
The Conduct of Foreign Relations	574
The Right of Reception: Scope of the Power	574
The Presidential Monopoly	574
The Logan Act	575
A Formal or a Formative Power	576
The President's Diplomatic Role	576
Jefferson's Real Position	577
The Power of Recognition	577
The Case of Cuba	578
The Power of Nonrecognition	580
Congressional Implementation of Presidential Policies	580
The Doctrine of Political Questions	582
Recent Statements of the Doctrine	583
The President As Law Enforcer	586
Powers Derived From The "Take Care" Duty	586
Impoundment of Appropriated Funds	589
Power and Duty of the President in Relation to Subordinate Executive	
Officers	592
Administrative Decentralization Versus Jacksonian Centralism	593