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United States Senate

COMMITTEE ON THE JUDICIARY

WASHINGTON, DC 20510-6275

KOLAN L. DAVIS, *Chief Counsel and Staff Director*  
JENNIFER DUCK, *Democratic Chief Counsel and Staff Director*

May 3, 2018

**VIA ELECTRONIC TRANSMISSION**

The Honorable Christopher Wray  
Director  
Federal Bureau of Investigation

Dear Director Wray:

The Committee on the Judiciary is continuing to investigate the circumstances surrounding the firing of former Director James Comey and former Deputy Director Andrew McCabe. Upon his termination and in defense of his contacts with the media, Mr. McCabe claimed he informed then-Director Comey that he authorized two of his subordinates to share information with the Wall Street Journal. By contrast, according to the Justice Department's Inspector General, Mr. Comey denied that Mr. McCabe ever apprised him of these contacts.<sup>1</sup> The Inspector General credited Mr. Comey's testimony over Mr. McCabe's and found McCabe to have lied under oath on multiple occasions.<sup>2</sup>

After Mr. McCabe was terminated, he said, "As Deputy Director, I was one of only a few people who had the authority to do that [speak with the press]. It was not a secret, it took place over several days, and others, including the Director, were aware of the interaction with the reporter."<sup>3</sup> On March 31, 2018, Mr. McCabe's attorney, Michael Bromwich, released a statement claiming that McCabe did not mislead Mr. Comey about his contacts with the media and that emails exist between Mr. McCabe and Mr. Comey that allegedly prove he advised Mr. Comey that "he was working with colleagues at the FBI to correct inaccuracies before the stories were published, and that they remained in contact through the weekend while the interactions with the reporter continued."<sup>4</sup>

Committee staff have reviewed the Inspector General's report and the FBI's Office of Professional Responsibility report concerning Mr. McCabe. Neither report contains any such

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<sup>1</sup> Justice Department Inspector General, *A Report of Investigation of Certain Allegations Relating to Former FBI Deputy Director Andrew McCabe*, (February 2018).

<sup>2</sup> *Id.*

<sup>3</sup> <https://www.cnn.com/2018/03/16/politics/mccabe-fired-statement-fbi-deputy-director/index.html>

<sup>4</sup> Manu Raju, Pamela Brown, Laura Jarrett, Jeremy Herb, *Internal FBI report shows discrepancy between McCabe and Comey accounts*, CNN (March 31, 2018).

emails described by Mr. Bromwich. In addition, none of the document productions provided to the Committee by the Justice Department have included emails of the sort Mr. McCabe's attorney described.

Accordingly, no later than May 17, 2018, please provide all emails referenced by Mr. Bromwich that involve alleged interactions between Mr. McCabe and Mr. Comey regarding contact with the media. Should you have any questions about this request, please contact Josh Flynn-Brown of my Judiciary Committee staff at (202) 224-5225.

Sincerely,



Charles E. Grassley  
Chairman  
Committee on the Judiciary

cc: The Honorable Michael Horowitz, Inspector General  
The Honorable Rod Rosenstein, Deputy Attorney General  
The Honorable Dianne Feinstein, Ranking Member