

September 3, 2020

The Honorable Lindsey Graham
Chairman
Committee on the Judiciary
United States Senate
224 Dirksen Senate Office Building
Washington, D.C. 20510

The Honorable Dianne Feinstein
Ranking Member
Committee on the Judiciary
United States Senate
331 Hart Senate Office Building
Washington, D.C. 20510

Dear Chairman Graham and Ranking Member Feinstein:

I write in response to two recent questions from the Committee.

First, the Committee inquired about the roles in the current administration that my husband, Chad Mizelle, has held and how that would implicate any potential recusal issues related to Question 24. My husband has served in the following government capacities: Counsel to the Deputy Attorney General at the Department of Justice from January 2017 to January 2018; Associate Counsel to the President at the White House Counsel's Office from January 2018 to March 2019; and in the General Counsel's Office and the Office of the Secretary at the Department of Homeland Security, where he currently serves as the Acting General Counsel. Consistent with my answer to Question 24, I would recuse in accordance with 28 U.S.C. § 455 and Canon 3C of the Code of Conduct for United States Judges. Also, as indicated in response to Question 24, I would consult any judicial decisions applying those particular rules to similar cases or circumstances for matters related to my husband's position.

Separately, the Committee requested that I clarify that my time as a Special Assistant United States Attorney in the United States Attorney's Office for the Eastern District of Virginia and as Counsel to the Associate Attorney General in the Office of the Associate Attorney General were details from the Tax Division at the Department of Justice. Both were details from my trial attorney position in the Tax Division.

Sincerely,

A handwritten signature in cursive script that reads "Kathryn Kimball Mizelle".

Kathryn Kimball Mizelle