

PATRICK J. LEAHY, VERMONT, CHAIRMAN

EDWARD M. KENNEDY, MASSACHUSETTS  
JOSEPH R. BIDEN, JR., DELAWARE  
HERB KOHL, WISCONSIN  
DIANNE FEINSTEIN, CALIFORNIA  
RUSSELL D. FEINGOLD, WISCONSIN  
CHARLES E. SCHUMER, NEW YORK  
RICHARD J. DURBIN, ILLINOIS  
BENJAMIN L. CARDIN, MARYLAND  
SHELDON WHITEHOUSE, RHODE ISLAND

ARLEN SPECTER, PENNSYLVANIA  
ORRIN G. HATCH, UTAH  
CHARLES E. GRASSLEY, IOWA  
JON KYL, ARIZONA  
JEFF SESSIONS, ALABAMA  
LINDSEY O. GRAHAM, SOUTH CAROLINA  
JOHN CORNYN, TEXAS  
SAM BROWNBACK, KANSAS  
TOM COBURN, OKLAHOMA

# United States Senate

COMMITTEE ON THE JUDICIARY

WASHINGTON, DC 20510-6275

BRUCE A. COHEN, *Chief Counsel and Staff Director*  
MICHAEL O'NEILL, *Republican Chief Counsel and Staff Director*

May 15, 2007

The Honorable Alberto Gonzales  
Attorney General  
United States Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530

Dear Attorney General Gonzales:

You did not appear before the Committee or produce any documents and you have provided no explanation for your failure to do so. Today at 2 p.m. was the return date and time for you to appear before the Committee and bring with you the documents compelled by the Judiciary Committee's May 2 subpoena.

Please provide the documents compelled by the subpoena to the Committee immediately and without further delay. You should at least have provided in writing the specific reasons for not producing any responsive documents, including any objections to the subpoena or privileges claimed by the Department. You failed in that obligation, as well. If you have anything to offer in these regards please do so by May 18 at 10 a.m.

You have twice before been asked to provide these documents without being compelled by a congressional subpoena. First when you appeared before the Committee last month and then by letter dated April 25.

On May 2, acting under the Committee's April 12 authorization and after consultation, the Chairman issued a subpoena compelling you by today at 2 p.m. to produce all of Mr. Rove's e-mails in the Department's possession related to the Committee's investigation, including those obtained by Mr. Fitzgerald. The subpoena requires you to produce any White House account, Republican National Committee account, or other account, in the possession, custody or control of the Department of Justice. It also calls for you to appear before us unless you produced the required documents to the Committee prior to the return date and time.

You ignored the subpoena, did not come forward today, did not produce the documents and did not even offer an explanation for your noncompliance. Your action today is in defiance of the Committee's subpoena without explanation of any legal basis for doing so.

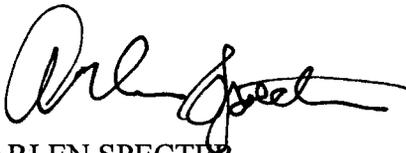
The Honorable Alberto Gonzales  
May 15, 2007  
Page 2 of 2

Please provide the information requested by May 18 at 10 a.m., so that the Chairman and the Committee can assess any objections to the subpoena or privileges claimed by the Department. The Committee intends to get to the truth.

Sincerely,



PATRICK LEAHY  
Chairman



ARLEN SPECTER  
Ranking Member