DIANNE FEINSTEIN
CALIFORNIA

COMMITTEE ON THE JUDICIARY - RANKING MEMBER
SELECT COMMITTEE ON INTELLIGENCE
COMMITTEE ON APPROPRIATIONS
COMMITTEE ON RULES AND ADMINISTRATION

United States Senate

December 12, 2017

VIA EMAIL

Ms. Kathleen Troia "KT" McFarland
[redacted]

Dear Ms. McFarland:

As a member of the President's transition team and former deputy national security adviser, we believe that you have information that would assist the Committee in its investigation related to the 2016 presidential election. Accordingly, we are writing to request documents and schedule an interview with you in January 2018.

On December 1, 2017, Lt. General Michael Flynn pleaded guilty to lying to the FBI about, among other things, conversations he had with then-Russian Ambassador Sergey Kislyak about U.S. sanctions against Russia. The Statement of Offense for that plea states that General Flynn called a "senior official of the Presidential Transition Team ("PTT official"), who was with other senior members of the Presidential Transition Team at the Mar-a-Lago resort in Palm Beach, Florida, to discuss what, if anything, to communicate to the Russian Ambassador about the U.S. sanctions."[1]

It has been reported that you are the referenced "senior official," and that – the day before – you emailed another colleague about President Obama's decision to impose sanctions on Russia for interfering in the 2016 election, expressing concern that this would make it harder for Trump to ease tensions with Russia.[2] A little over a month later, and while you were serving as General Flynn's deputy, President Trump fired General Flynn for lying about his conversations with Ambassador Kislyak.

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[1] *U.S. v. Flynn*, No. 17-cr-00232 (D.D.C. Nov. 30, 2017), Statement of Offense at ¶3(c).
[2] Michael S. Schmidt, Sharon LaFraniere, and Scott Shane, "Emails Dispute White House Claims That Flynn Acted Independently on Russia," N.Y. Times (Dec. 2, 2017).

WASHINGTON, DC 20510-0504
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Months earlier, members of then-candidate Trump's campaign met with Ambassador Kislyak during the Republican National Convention and also advocated for changes to the GOP platform to soften language regarding the party's support for Ukraine to align it with Donald Trump's views. You participated in the Global Partners in Diplomacy event at the Convention, which also was attended by Ambassador Kislyak and several members of the campaign.[3]

The Intelligence Community has concluded that Russia interfered in the 2016 election, with the goal of undermining faith in our democratic processes and harming Secretary Clinton's candidacy.[4] As explained in the January 6, 2017 Intelligence Community assessment: "We further assess Putin and the Russian Government developed a clear preference for President-elect Trump."[5]

The Committee is investigating these matters, and we ask that you provide the following documents in advance of your interview with the Committee. Unless otherwise specified, please include documents from June 15, 2015 to the present:

1. All documents concerning the selection, termination or resignation of Lt. General Michael Flynn as national security advisor, including communications regarding any statements made by the transition team or White House about Lt. General Flynn;

2. All documents concerning Lt. General Flynn's conversations or meetings with Ambassador Kislyak or other Russian government officials, associates, or representatives;

3. All communications related to investigation of Lt. General Flynn, including communications concerning his interactions with the Federal Bureau of Investigation or Department of Justice;

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[3] Steve Reilly, "Exclusive: Two other Trump advisers also spoke with Russian envoy during GOP convention," USA Today, March 2, 2017.
[4] Office of the Director of National Intelligence, "Assessing Russian Activities and Intentions in Recent US Elections," ICA 2017-01D, January 6, 2017, at 2-3.
[5] Office of the Director of National Intelligence, "Assessing Russian Activities and Intentions in Recent US Elections," ICA 2017-01D, January 6, 2017.

4. All communications related to the story written by David Ignatius that appeared in the Washington Post on January 12, 2017, titled "Why did Obama dawdle on Russia's hacking";

5. All communications to, from, copying, or referencing Lt. General Flynn related to US foreign policy on Russia (including sanctions or Russia's relationship with the Ukraine), Turkey or the Turkish government, Fethullah Gulen, Sergey Kislyak, James Comey, or contacts with foreign governments officials, associates, or representatives, including any individuals who purported to act or whom were believed to be acting on behalf of or in concert with foreign government officials, associates, or representatives;

6. All communications concerning contacts between Donald Trump, members of the Trump campaign or transition team, or associates of the Trump Organization and Russian government officials, associates, or representatives, including any individuals who purported to act or whom were believed to be acting on behalf of or in concert with Russian government officials, associates, or representatives;

7. All communications concerning US foreign policy on Russia (including sanctions against Russia or Russia's relationship with the Ukraine), Sergey Kislyak, or Vladimir Putin;

8. All documents concerning the Republican National Party Platform with regard to Russia, Ukraine, or Turkey;

9. All communications concerning Russian interference in the 2016 election, including all communications regarding emails of the Democratic National Committee, John Podesta, or Hillary Clinton;

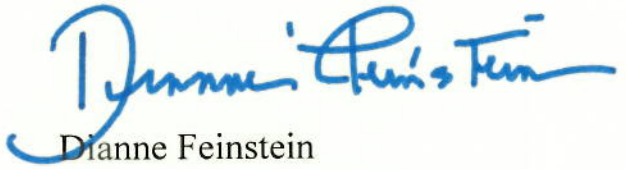
10. All communications concerning the status, progress, or scope of the FBI's investigation of Russian interference in the 2016 election, including communications regarding press reporting on the investigation;

11. All documents concerning FBI Director Comey's interactions with Donald Trump; and

12. All documents concerning the removal of James Comey as Director of the FBI.

We appreciate your cooperation and prompt attention to this important matter and ask that you provide the requested material as soon as possible, but no later than December 30, 2017. Please contact Brian Privor on my staff at (202) 224-7703 to schedule your interview and discuss arrangements for document production.

Sincerely,



Dianne Feinstein
United States Senator

cc: The Honorable Charles E. Grassley