



United States Senate

WASHINGTON, DC 20510-0504

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December 21, 2018

The Honorable Rod J. Rosenstein
Deputy Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530

Dear Deputy Attorney General Rosenstein:

As part of the Senate Judiciary Committee's due diligence on the nomination of William P. Barr to be Attorney General, I recently reviewed a legal memorandum written by Mr. Barr on June 8, 2018, and addressed to you. In that memorandum, Mr. Barr—at the time, an attorney in private practice—extensively analyzes a possible legal theory behind Special Counsel Robert Mueller's investigation into whether the President has obstructed justice. Mr. Barr concludes that the Special Counsel's obstruction investigation is "fatally misconceived" and that, in effect, the President is above the law.

I have several questions about the circumstances surrounding this memorandum. In particular, did you or anyone else at the Department of Justice request that Mr. Barr write this memorandum? What actions were taken when it was received? Was it shared with anyone? Was there any follow up?

Please provide a written response to these questions by December 27, 2018. Thank you in advance for your assistance on this matter.

Sincerely,

A handwritten signature in blue ink that reads "Dianne Feinstein".

Dianne Feinstein
Ranking Member
Committee on the Judiciary

cc: Charles E. Grassley, Chairman, U.S. Senate Committee on the Judiciary
Lindsey Graham, U.S. Senate Committee on the Judiciary