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April 2, 2014

The Honorable Eric H. Holder, Jr.  
Attorney General  
U.S. Department of Justice  
950 Pennsylvania Ave, N.W.  
Washington, DC 20530

Dear Attorney General Holder,

On December 19 of last year, I wrote, along with six of my colleagues, to request that you investigate Director of National Intelligence James Clapper for his "erroneous" testimony before the Senate Select Committee on Intelligence last year. Nearly three-and-a-half months later, we have not received a response or an update on the status of your investigation.

On March 12, 2013, Senator Ron Wyden asked Director Clapper, "Does the N.S.A. collect any type of data at all on millions or hundreds of millions of Americans?" Director Clapper answered "No, Sir." Wyden pressed, "It does not?" Clapper replied, "There are cases where they could inadvertently perhaps collect, but not wittingly."<sup>1</sup>

Now declassified documents reveal that Director Clapper's testimony was false, and further, that he knew it was false when it was offered. Congress is currently considering proposals regarding intelligence reform. In considering these proposals, we need assurances that we can adequately conduct oversight following new legislation. Congressional oversight, however, depends on truthful testimony. Intelligence officials cannot be permitted to lie with impunity.

I respectfully request an update as soon as possible.

Sincerely,

A handwritten signature in black ink that reads "F. James Sensenbrenner Jr." in a cursive style.

F. James Sensenbrenner Jr.  
Member of Congress

<sup>1</sup> Testimony of Director of National Intelligence James Clapper, *Current and Projected National Security Threats to the United States*, United States Senate Select Committee on Intelligence (March 12, 2013).