

THE WHITE HOUSE

WASHINGTON

June 28, 2007

HAND DELIVERED

Dear Mr. Manning:

As you are aware, on June 13, 2007, the House Judiciary Committee issued a subpoena to your client, Harriet E. Miers, seeking production, by July 12, 2007, of documents concerning the dismissal and replacement of United States Attorneys. On the same day, the White House received two subpoenas, one each from the Senate Judiciary Committee and the House Judiciary Committee, seeking substantially the same materials.

The President has decided to assert Executive Privilege with respect to documents gathered by the Office of Counsel to the President that are responsive to the subpoenas issued to the White House. Accordingly, I am writing to notify you that the President also has asserted Executive Privilege as to any documents that Ms. Miers may possess that would be responsive to the subpoena issued to her on June 13, 2007, by the House Judiciary Committee. I respectfully request that you inform Ms. Miers that the President has directed her not to produce any documents in response to the subpoena.

Please contact me if you have any questions or would like to discuss these issues.

Sincerely,



Fred F. Fielding
Counsel to the President

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