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July 2, 2007

BY E-MAIL AND FIRST CLASS MAIL

Hon. John Conyers, Jr.
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Conyers:

As you are aware, on June 28, the President invoked executive privilege over certain documents. On June 30, the RNC received the attached letter from the White House Counsel's Office relating to White House e-mails sent or received on RNC e-mail accounts.

The June 30 letter indicates that the White House has not yet completed its review of those e-mails, and directs the RNC "not to disclose [the requested documents] without the consent of the White House." It is the RNC's understanding that the White House expects to complete its review of the documents by July 9, 2007. The RNC further understands that by that date, the White House will provide the RNC with instructions concerning which documents may be produced to the Committee, as well as which should be withheld on the basis of executive branch interests or prerogatives.

Given the serious constitutional implications that may ensue from production by the RNC of documents that may be deemed by the White House to be protected by executive branch interests or prerogatives, the RNC respectfully requests the Committee's accommodation of its delayed response to the Committee's requests until the White House has completed its review.

Sincerely,



Robert K. Kelner

cc: Hon. Lamar S. Smith
Emmet T. Flood

THE WHITE HOUSE

WASHINGTON

June 30, 2007

Dear Mr. Kelner:

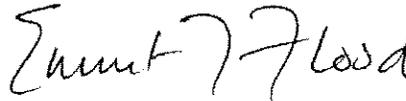
I write to follow up on my April 17, 2007 letter to you concerning White House documents in the form of White House emails sent or received on Republican National Committee (RNC) e-mail accounts.

As I understand the matter, since that date the RNC has conducted certain negotiations with the House Judiciary Committee concerning the scope of the Committee's April 12, 2007 requests to the RNC. The RNC has deemed certain documents responsive to the Committee's April 12 requests.

Our preliminary review of these documents makes plain that they are all, or very nearly all, official White House records involving communications between or among White House officials and between White House officials and other persons. Accordingly, we write to inform you that the White House is asserting its control over these official White House records and that you are directed not to disclose them to any other person without the consent of the White House.

Please telephone me at (202) 456-1019 if you have any questions about this matter.

Sincerely,



Emmet T. Flood
Special Counsel to the President

Robert K. Kelner
Covington & Burling
1201 Pennsylvania Avenue N.W.
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cc: The Honorable John Conyers Jr.
Chairman, Committee on the Judiciary

The Honorable Linda Sánchez
Chairwoman, Subcommittee on Commercial and Administrative Law

The Honorable Lamar Smith
Ranking Member, Committee on the Judiciary

The Honorable Chris Cannon
Ranking Member, Subcommittee on Commercial and Administrative Law