

ONE HUNDRED EIGHTEENTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-6906
judiciary.house.gov

April 9, 2024

Ms. Clarke Humphrey
C+K
1640 Rhode Island Ave NW #600
Washington, DC 20036

Dear Ms. Humphrey:

The Committee on the Judiciary is continuing to conduct its investigation into how and to what extent the Executive Branch has coerced and colluded with companies and other intermediaries to censor speech.¹ To develop effective legislation, such as the possible enactment of new statutory limits on the Executive Branch's ability to work with social media platforms and other companies to restrict the circulation of content and deplatform users, the Committee must first understand the nature of this collusion and coercion. As one of the liaisons between the Executive Office of the President (EOP) and social media companies, you are uniquely positioned to advance the Committee's oversight.² This letter is to request your testimony at a hearing before the Select Subcommittee on the Weaponization of the Federal Government on Wednesday, May 1, 2024.

The Committee has obtained documents that demonstrate the role you played in communicating the Biden White House's censorship requests to social media companies, including demands to censor constitutionally protected forms of expression.³ As one of the Biden White House's representatives responsible for interfacing with large social media companies, you likely have knowledge about the White House officials responsible for leading the Biden censorship regime as well as information regarding the intent behind various messages you and

¹ See Ryan Tracy, Facebook Bowed to White House Pressure, Removed Covid Posts, WALL ST. J. (July 28, 2023); Rep. Jim Jordan (@Jim_Jordan), TWITTER (July 27, 2023, 12:03 PM), https://twitter.com/Jim_Jordan/status/1684595375875760128.

² See, e.g., *Missouri v. Biden*, 3:22-cv-01213, (W.D. La. Jan. 11, 2023) ECF No. 174-1 (Ex. A); see also Robert F. Kennedy Jr (@RobertKennedyJr), TWITTER (Jan. 22, 2021, 5:41 PM), <https://twitter.com/RobertKennedyJr/status/1352748139665645569>; Christopher Hutton, *White House complaint about RFK Jr. COVID-19 tweet cited in latest Biden defeat*, WASHINGTON EXAMINER (July 5, 2023).

³ See, e.g., Email from Facebook personnel to Rob Flaherty, Andy Slavitt, Clarke Humphrey, and others (Mar. 2, 2021, 11:04 PM) (on file with the Comm.).

Ms. Clarke Humphrey

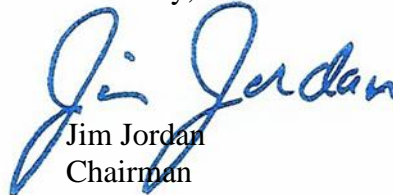
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others sent to social media companies.⁴ For example, on just the third day of the Biden Administration, you emailed Twitter (now X) personnel to request that a tweet by Robert F. Kennedy Jr. be “removed.”⁵ Additionally, in the same email, you asked Twitter personnel to “keep an eye out for tweets that fall in this same genre.”⁶

Accordingly, we write to respectfully request your testimony at a hearing before the Select Subcommittee on the Weaponization of the Federal Government of the Committee on the Judiciary titled, “Hearing on the Weaponization of the Federal Government,” on May 1, 2024, at 10:00 a.m. in room 2141 of the Rayburn House Office Building. The enclosed Witness Instruction Sheet provides information for witnesses appearing before the Committee. Please note the procedures for submitting written testimony at least two business days prior to the hearing. Please confirm your appearance before the Committee as soon as possible, but no later than 5:00 p.m. on April 16, 2024. If you have any questions, please contact Committee staff at (202) 225-6906. Thank you for your prompt attention to this matter.

Sincerely,



Jim Jordan
Chairman

cc: The Honorable Jerrold L. Nadler, Ranking Member

The Honorable Stacey Plaskett, Ranking Member, Select Subcommittee on the
Weaponization of the Federal Government

Enclosures

⁴ See, e.g., *Missouri v. Biden*, 3:22-cv-01213, (W.D. La. Jan. 11, 2023) ECF No. 174-1 (Ex. A); see also Robert F. Kennedy Jr (@RobertKennedyJr), TWITTER (Jan. 22, 2021, 5:41 PM), <https://twitter.com/RobertKennedyJr/status/1352748139665645569>.

⁵ *Id.*

⁶ *Missouri v. Biden*, 3:22-cv-01213, (W.D. La. Jan. 11, 2023) ECF No. 174-1 (Ex. A).

Witness Instruction Sheet
Non-governmental Witnesses

1. Witnesses should provide their testimony, biography, and “Truth in Testimony” disclosure and certification form via e-mail to [REDACTED], Chief Clerk, at [REDACTED] no later than 10:00 a.m. two business days prior to the hearing.
2. Witnesses must complete the attached “Truth in Testimony” disclosure and certification. Additional pages may be attached to the form if needed. Witnesses must also include a biography, resume, or curriculum vitae. This disclosure and biographical information are required by House Rules. (House Rule XI, clause 2(g)(5))
3. Written testimony, biography, and “Truth in Testimony” disclosure and certification form will be made publicly available and will be posted on the Committee’s website and U.S. House of Representatives Document Repository. It is therefore recommended that personally identifiable information such as addresses and phone numbers not be included in the biographical information.
4. At the hearing, each witness will be asked to summarize his or her written testimony in five minutes or less in order to maximize the time available for discussion and questions. Full written testimony will be entered into the hearing record and may extend to any reasonable length.
5. Witnesses with disabilities should contact Committee staff to arrange any necessary accommodations.

For inquiries regarding these rules and procedures, please contact the Committee on the Judiciary at (202) 225-6906.

Truth in Testimony Disclosure Form

In accordance with Rule XI, clause 2(g)(5)* of the *Rules of the House of Representatives*, witnesses are asked to disclose the following information. Please complete this form electronically by filling in the provided blanks.

Committee: _____

Subcommittee: _____

Hearing Date: _____

Hearing :

Witness Name: _____

Position/Title: _____

Witness Type: Governmental Non-governmental

Are you representing yourself or an organization? Self Organization

If you are representing an organization, please list what entity or entities you are representing:

FOR WITNESSES APPEARING IN A NON-GOVERNMENTAL CAPACITY

Please complete the following fields. If necessary, attach additional sheet(s) to provide more information.

Are you a fiduciary—including, but not limited to, a director, officer, advisor, or resident agent—of any organization or entity that has an interest in the subject matter of the hearing? If so, please list the name of the organization(s) or entities.

Please list any federal grants or contracts (including subgrants or subcontracts) related to the hearing's subject matter that you or the organization(s) you represent have received in the past thirty-six months from the date of the hearing. Include the source and amount of each grant or contract.

Please list any contracts, grants, or payments originating with a foreign government and related to the hearing's subject that you or the organization(s) you represent have received in the past thirty-six months from the date of the hearing. Include the amount and country of origin of each contract or payment.

Please complete the following fields. If necessary, attach additional sheet(s) to provide more information.

- I have attached a written statement of proposed testimony.
- I have attached my curriculum vitae or biography.

* Rule XI, clause 2(g)(5), of the U.S. House of Representatives provides:

(5)(A) Each committee shall, to the greatest extent practicable, require witnesses who appear before it to submit in advance written statements of proposed testimony and to limit their initial presentations to the committee to brief summaries thereof.

(B) In the case of a witness appearing in a non-governmental capacity, a written statement of proposed testimony shall include— (i) a curriculum vitae; (ii) a disclosure of any Federal grants or contracts, or contracts, grants, or payments originating with a foreign government, received during the past 36 months by the witness or by an entity represented by the witness and related to the subject matter of the hearing; and (iii) a disclosure of whether the witness is a fiduciary (including, but not limited to, a director, officer, advisor, or resident agent) of any organization or entity that has an interest in the subject matter of the hearing.

(C) The disclosure referred to in subdivision (B)(ii) shall include— (i) the amount and source of each Federal grant (or subgrant thereof) or contract (or subcontract thereof) related to the subject matter of the hearing; and (ii) the amount and country of origin of any payment or contract related to the subject matter of the hearing originating with a foreign government.

(D) Such statements, with appropriate redactions to protect the privacy or security of the witness, shall be made publicly available in electronic form 24 hours before the witness appears to the extent practicable, but not later than one day after the witness appears.

False Statements Certification

Knowingly providing material false information to this committee/subcommittee, or knowingly concealing material information from this committee/subcommittee, is a crime (18 U.S.C. § 1001). This form will be made part of the hearing record.

Witness signature

Date